

RESOLUTION NO. 201-16

At a regular meeting of the Board of Supervisors of the County of Madison, New York, held at the County Office Building, North Court Street, in Wampsville, New York, on the 12 day of July, 2016, at 2:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Chairman John Becker, and upon roll being called, the following were:

PRESENT: Salka, Zupan, Degear, Moses, Jones, Walrod, Shwartz, Goldstein, Pinard, Bono, Bradstreet, Bargabos, Stepanski, Becker, Henderson, Reinhardt, Carinci

ABSENT: Ball, Magliocca

The following resolution was offered by Supervisor John Reinhardt, who moved its adoption, seconded by Supervisor Scott Henderson, to wit:

**A RESOLUTION AUTHORIZING THE EXECUTION AND  
DELIVERY OF AN ENERGY PERFORMANCE CONTRACT  
EQUIPMENT LEASE PURCHASE AGREEMENT  
AMENDMENT AND RELATED DOCUMENTS**

**WHEREAS**, the County of Madison, New York (the “County”), has solicited requests for proposals in connection with various energy improvements in County facilities, and, as a result thereof, has selected National Grid (who is sourcing the work to Smart Watt Energy, Inc.) to undertake and perform the identified energy related improvements (the “Project”); and

**WHEREAS**, the County previously approved the financing of this Project, at a maximum estimated cost of \$2,590,240 and authorized various actions and the execution of a lease purchase agreement with Sterling Bank (the “Lease”) in connection therewith;

**WHEREAS**, as a result of certain change orders (collectively, the “Change Order”), it is now necessary to amend the Lease to allow for financing of an additional \$120,520 (the “Amendment”);

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

Section 1. The County Treasurer is authorized to execute the Amendment and related escrow contract in order to finance the Change Order described in the preambles hereof.

Section 2. The County Treasurer and other officers of the County are hereby authorized to take all action necessary or reasonably required in order to effectuate the intent of this resolution.

Section 3. This resolution shall take effect immediately.

Dated: July 12, 2016

  
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John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: 1402

NOES: 0

ABSENT: 98

EXCUSED: 0

The resolution was thereupon declared duly adopted.

\* \* \* \* \*

**CERTIFICATION FORM**

STATE OF NEW YORK     )  
  ) ss.:  
COUNTY OF MADISON    )

I, the undersigned Clerk of the Board of Supervisors of the County of Madison, New York (the "County"), DO HEREBY CERTIFY:

- 1) That a meeting of the Issuer was duly called, held and conducted on the 12<sup>th</sup> day of July, 2016.
- 2) That such meeting was a special regular (circle one) meeting.
- 3) That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
- 4) That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
- 5) That all members of the Board of the Issuer had due notice of said meeting.
- 6) That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
- 7) That notice of said meeting (the meeting at which the proceeding was adopted) was given PRIOR THERETO in the following manner:

**PUBLICATION** (here insert newspaper(s) and date(s) of publication) **Sent by email on July 6, 2016 to Oneida Daily Dispatch and Mid-York Weekly, to all Supervisors, department heads, and posted on the County website at: www.madisoncounty.ny.gov**

**POSTING** (here insert place(s) and date(s) of posting) **Office of the Clerk to the Board of Supervisors on July 6, 2016 and on July 13, 2016.**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County this 12<sup>th</sup> day of July, 2016.

Cindy Lhotz, Clerk  
Clerk, Board of Supervisors

L. Oliver Robinson, Ed.D.  
July 18, 2000  
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(CORPORATE SEAL)

