

RESOLUTION NO. 20-012

RESOLUTION OF THE BOARD OF EDUCATION OF THE BERKELEY UNIFIED SCHOOL DISTRICT AUTHORIZING DISTRICT STAFF TO EXECUTE A LETTER OF INTENT WITH SYSERCO ENERGY SOLUTIONS FOR COMPREHENSIVE DESIGN-BUILD ENERGY SERVICES

WHEREAS, Berkeley Unified School District is a District that is proud to commit to actions against climate change and committed to energy conservation and Operational efficiencies; and

WHEREAS, the District wishes to engage the Design-Build Services of Syserco for the purpose of Designing and Building an Energy Conservation Project in compliance with CA GC 4217; and

WHEREAS, to engage Syserco, the District shall approve a Letter of Intent to Contract with Syserco; and

WHEREAS, the Letter of Intent defines the Objective of the Project Development; and

WHEREAS, the District intends to enter into an Energy Services Contract with Syserco if the Objectives of the Project Development are met; and

WHEREAS, in the event that Syserco successfully meets the Objectives of the Letter of Intent and the District does not enter into an Energy Services Agreement, the District shall pay a Break Fee as detailed in the LOI proposal; and

NOW THEREFORE, BE IT RESOLVED that the Berkeley Unified School District Board authorizes District staff to sign the Letter of Intent and engage Syserco for comprehensive Design-Build Energy Services.

APPROVED, PASSED AND ADOPTED by the Governing Board of the Berkeley Unified School District on the 4th day of November, 2020 by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

President of the Governing Board of the Berkeley
Unified School District

Attested to:

Clerk of the Governing Board of the Berkeley Unified
School District