

RESOLUTION NO. 2015-15

**A RESOLUTION OF THE CITY OF COATESVILLE, CHESTER COUNTY, PENNSYLVANIA
AUTHORIZING JOHNSON CONTROLS TO OBTAIN AN OPERATIONAL ANALYSIS AND
BENCHMARK ANALYSIS OF THE CITY'S ENERGY USAGE**

WHEREAS, The City of Coatesville, a Third Class City and Home Rule Municipality located in Chester County, Pennsylvania (hereinafter the "City"); and,

WHEREAS, Johnson Controls, Inc. (hereinafter "Johnson Controls") is a corporation serving energy needs in Pennsylvania and this corporation has made a presentation to the City on April 27, 2015 regarding its ability to obtain beneficial programs for the City, including the possibility of Guaranteed Energy Savings Contracts and Cooperative Purchasing pursuant to Act 39 of 2010 and Act 77 of 2004, respectively; and

WHEREAS, the aforementioned statutes permit the City to contract with Johnson Controls, and to cooperate in the review of information needed to determine whether to enter into a contract with Johnson Controls; and,

WHEREAS, Johnson Controls has requested that the City pass a Resolution establishing the City will work to development a Benchmark Analysis by Johnson Controls which will establish the benefits of such a contract, with no obligation to enter into a contract following completion of the Benchmark Analysis - unless the City shall determine that it is in the best interest to do so, which said determination is in the sole discretion of the City; and,

WHEREAS, Johnson Controls is willing to work diligently and in a timely manner to develop the Benchmark Analysis as well as to provide adequate and qualified resources as necessary; and,

WHEREAS, the City has already shared information with Johnson Controls to assure that the deadlines referenced below will be met.

NOW, THEREFORE, BE IT RESOLVED that the City agrees to assist Johnson Controls in performing a Benchmark Analysis (as discussed previously in the background recitals) with the understanding that Johnson Controls agrees to work with the City in according to the timeline established below to create a Benchmark Analysis. It is further explicitly understood that thereafter, the City will be under no obligation to enter into a contract with Johnson Controls unless the City shall determine that it is in the best interest to do so, which said determination to the sole discretion of the City. Further, this Resolution imposes no financial obligation by the City to Johnson Controls:

Data gathering period	May, 2015
Benchmark Analysis Reviewed	June, 2015
Target Presentation	July, 2015

IN WITNESS WHEREOF, the Council of the City of Coatesville has adopted and enacted this Resolution this 11th day of May, 2015.

ATTEST:


Michael O'Rourke, Acting City Manager


Linda Lavender-Norris, Council President