

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 11 – 11 - 30 - 4 ) IN THE MATTER OF RATIFYING THE  
) PRICING OF THE PERFORMANCE  
) CONTRACTING PROGRAM FOR PHASE 3,  
) DESIGN AND CONSTRUCTION OF ENERGY  
) SAVING PROJECTS AT THE LANE COUNTY  
) ADULT CORRECTIONS FACILITY, AND  
) PHASE 4, DESIGN AND CONSTRUCTION OF  
) ENERGY SAVING PROJECTS AT THE LANE  
) COUNTY COURTHOUSE/PSB TO INCLUDE  
) THE STEAM CONVERSION PROJECT.

**WHEREAS**, on August 19, 2009, having been advised in the accompanying agenda cover memo that the cost for Phase 3, Design and Construction of energy savings projects at the Lane County Adult Corrections Facility, would be \$3,191,881, the Board approved Board Order 09-8-18-1, awarding the contract for Phase 3 of the Performance Contracting Program to McKinstry Essention, Inc. (McKinstry), as the Energy Services Company (ESCO); and,


**WHEREAS**, on March 15, 2011, having been advised in the accompanying agenda cover memo that the cost of Phase 4, Design and Construction of energy saving projects at the Lane County Courthouse/PSB to include the Steam Conversion Project, would be \$1,643,102, the Board approved Board Order 11-3-15-8, awarding the contract for Phase 4 of the Performance Contracting Program to McKinstry as the ESCO; and,

**WHEREAS**, by clerical error, the Guaranteed Maximum Pricing for the projects of \$3,191,881 and \$1,643,102, respectively, were not reflected in the above referenced Board Orders;

**NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED** that the Lane County Board of County Commissioners ratifies the Guaranteed Maximum Pricing of \$3,191,881 for Phase 3, and \$1,643,102 for Phase 4 of the Performance Contracting Program for the Design and Construction of said Energy Saving Projects.

**IT IS FURTHER ORDERED** that the County Administrator is delegated authority to execute the related contract documents, and to the extent that documents have previously been executed consistent with this Order, the same are hereby ratified.

Dated this 30<sup>th</sup> day of November, 2011.

APPROVED AS TO FORM  
Date 11-22-11 lane county.  
  
OFFICE OF LEGAL COUNSEL

  
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Faye Stewart, Chair  
Board of County Commissioners