

CLEVELAND PUBLIC LIBRARY

Board Meeting

September 26, 2019

**AMENDMENT TO RESOLUTION OF INTENT TO ACCEPT GIFT AND TO
AUTHORIZE THE CLEVELAND PUBLIC LIBRARY TO ENTER INTO AGREEMENTS
WITH CLEVELAND THERMAL ENERGY AND THIRD SUN SOLAR LLC IN
CONNECTION WITH CONSTRUCTION AND MAINTENANCE OF THE GIFT**

WHEREAS, On June 15, 2017, the Board of Trustees of the Cleveland Public Library adopted a Resolution authorizing the Cleveland Public Library to enter into a License agreement and such other instruments and agreements as are necessary to effectuate the construction by Dovetail Construction Company, to be hired by Cleveland Thermal Energy (“Cleveland Thermal”), of a solar panel system on the roof of the Library’s Rice Branch, which Cleveland Thermal will convey as a gift to the Library, along with a twenty-five year performance warranty and three educational kiosks to be placed at the Rice Branch, the Carnegie West Branch, and the Main library; and

WHEREAS, The construction of the gift was delayed due to the need by Cleveland Thermal to obtain necessary approvals. Since adoption of the original Resolution, Cleveland Thermal has decided to utilize Third Sun Solar LLC to construct the solar panel system instead of Dovetail Construction Company, which has gone out of business; and

WHEREAS, The solar panel system to be constructed is now more accurately described as an 85.84 kW PV System instead of an 85.7kW solar system; now therefore be it

RESOLVED, That the Resolution adopted by the Board of Trustees of the Cleveland Public Library on June 15, 2017 is hereby amended to reflect that Cleveland Thermal Energy LLC shall engage Third Sun Solar, LLC to construct a 85.84 kW PV System which it shall convey as a gift to the Cleveland Public Library; and be it further

RESOLVED, That the Executive Director, CEO, or his designee, is authorized to enter into a 25-year service agreement with Third Sun Solar LLC; and be it further

RESOLVED, That all other directives, declarations and authorities set forth in the Resolution adopted by this Board on June 15, 2017 shall hereby remain in full force and effect.