

STATE OF MISSISSIPPI

COUNTY OF HARRISON

**AMENDMENT 2 TO ENERGY PERFORMANCE CONTRACTING AGREEMENT
BETWEEN HARRISON COUNTY, MISSISSIPPI AND McNEIL RHOADS**

THIS AMENDMENT TO ENERGY PERFORMANCE CONTRACTING AGREEMENT is entered into by and between Harrison County, Mississippi, by and through its Board of Supervisors, a political subdivision of the State of Mississippi, (hereinafter, the "County" or "Client"), and McNeil Rhoads LLC, a Mississippi Limited Liability Company, whose principal place of business is 980 N. Bierdeman Road, Pearl, Mississippi 39208, (hereinafter, "McNeil Rhoads").

WHEREAS, the County and McNeil Rhoads have previously entered into an Energy Performance Contracting Agreement and incorporated herein by reference to implement infrastructure improvement measures throughout numerous County facilities; and

WHEREAS, improved energy performance throughout County facilities will result in substantial savings to the taxpayers of the County; and

WHEREAS, the parties desire to amend the Energy Performance Contracting Agreement to clarify certain provisions of the Agreement; and

WHEREAS, the parties hereto have the authority to enter into this Amendment to Agreement.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual benefits and advantages each to the other, the parties hereby acting by and through their respective authorized representatives, agree as follows:

SECTION 1. Exhibit A. Attachment 1: Office-Code/Engineering & Fire Lighting Upgrades Scope shall be deleted and replaced with Biloxi Pier under I-110 Lighting Upgrades Scope.

Office - Code/Eng & Fire		
Fixtures		
Existing	Retrofit	Count
175W Metal Halide	New LED Medium Flood	8
2x2 2T12 Recessed U-Tube	2x9w 2' LED Tube	6
2x4 2T12 Recessed	2x15w 4' LED Tube	35

2x4 4T12 Recessed	2x15w 4' LED Tube	97
2x4 4T8 Recessed	2x15w 4' LED Tube	3
4' 2T12 Lamp and Ballast	2x15w 4' LED Tube	1
40W Incandescent	7W LED A19 Lamp	10
70W Metal Halide	New LED Mini Wallpack	6
75W Incandescent	12W LED A19 Lamp	2
8' 2T12 Existing	8' 4 x 4' LED Tube w/ NEW Belly Pan	1
Non-Retrofittable 4T12 Recessed 2x4 Troffer	New 2x4 Recessed Troffer w/ 2x15w 4' LED Tubes	2
Sensors		
Existing	Retrofit	Count
N/A	Ceiling Mount Occupancy Sensor - Wireless	15
N/A	Hallway Occupancy Sensor - Wireless	6
N/A	Wall Mount Occupancy Sensor - Wireless	3
N/A	Wall-Switch Occupancy Sensor, Dual Technology, Single Switching	6
Summary		
		Count
	New Fixtures	16
	Retrofit Fixtures	155
	Do Not Do Fixtures	0
	Sensors	30

Biloxi Pier Lights Under I-110 Loop		
Fixtures		
Existing	New	Count
18W Compact Fluorescent	8W LED Fixture	68
Summary		
		Count
	New Fixtures	68

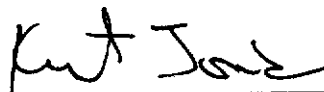
SECTION 4. This Amendment to Agreement may be executed in more than one (1) counterpart, each of which shall constitute an original.

SECTION 8. Exhibit B. Article 1: Contract Price of \$4,027,881 shall be deleted and replaced with \$4,045,993.

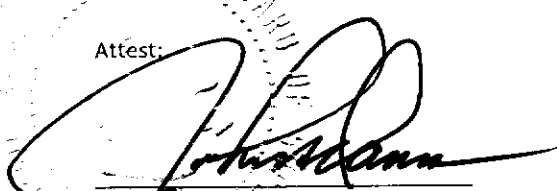
WITNESS OUR SIGNATURES as duly authorized for and on behalf of Harrison County, Mississippi, and McNeil Rhoads, LLC, on the dates indicated below.

HARRISON COUNTY, MISSISSIPPI

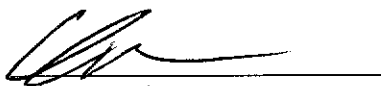
Date: 6-5-17



Kent Jones, President
Harrison County Board of Supervisors

(SEAL)
Attest:

John McAdams, Clerk of the Board

McNEIL RHOADS, LLC


Chris McNeil,

Date: _____

STATE OF MISSISSIPPI COUNTY
OF HARRISON

PERSONALLY CAME and appeared before me, the undersigned authority in and for the jurisdiction aforesaid on this the 12 day of June, 2017 KENT JONES AND JOHN McADAMS, who acknowledged before me that they are the duly elected President of the Harrison County Board of Supervisors and duly serving Clerk of the Board of Harrison County, Mississippi, and that they did sign, execute and deliver the above and foregoing instrument in writing on the date and for the purpose therein stated in the name of and for and on behalf of Harrison County, Mississippi, having been first duly authorized so to act by Order of the Board of Supervisors of Harrison County, Mississippi.

Norma Lear
NOTARY PUBLIC

My Commission Expires:



STATE OF MISSISSIPPI
COUNTY OF Rankin

PERSONALLY CAME and appeared before me, the undersigned authority in and for the jurisdiction aforesaid on this the 26th day of June, 2017, CHRIS McNEIL, who acknowledged before me that he is the duly authorized Managing Member of McNeil Rhoads, LLC, and that he did sign, execute and deliver the above and foregoing instrument in writing on the date and for the purpose therein stated in the name of and for and on behalf of McNeil Rhoads, LLC, having been first duly authorized so to act by Resolution of said limited liability company.

My Commission Expires:

July 11, 2017

Notary Public

Barbara Watkins



McNeil Rhoads
 980 N. Bierdeman Road
 Pearl, MS 39208

Estimate

Date	Estimate #
5/4/17	11 BLX Pier

Name / Address
Harrison County 1801 23rd Ave Gulfport MS 39502

Project

Description	Qty	Rate	Total
Biloxi Pier Light Replacement Materials	68	622.69118	42,343.00
Biloxi Pier Light Replacement Labor	68	41.4706	2,820.00
Total			\$45,163.00