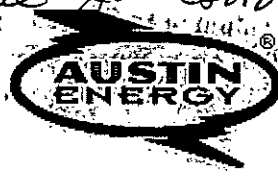


6, 56 + 57

Want to blame
someone as ~~Michael Jackson~~
Go look in the
mirror, Michael Jackson

Destroying the
- Love and -



The Flawed

• Proposal Requirements
• Certifications
• Contracting Opportunities

November 1, 2011

To: Karl R. Rábago
Vice-President
Austin Energy, DES

Byron Johnson
Purchasing Officer
Purchasing Office, FASD

From: Fred Yebra
Director
Austin Energy, EES

Rosemary Ledesma
Purchasing Manager
Purchasing Office, FASD

Re: Action Item Response

The following information is provided in response to the action items from the MBE/WBE Subcommittee meeting on October 11, 2011.

Austin Energy and the Purchasing Department have reviewed the certification requirements of the Scope of Work for the ARRA Weatherization Services Program. The results of that review are listed below:

1. The certification requirement in the Scope of Work of the COA contract No. NA100000072, paragraph 3.A is as follows:

"Contractor shall submit proof that a minimum of one employee assigned to work on each unit dwelling for this contract shall have certification from either Building Performance Institute (BPI) or Residential Energy Services Network (RESNET).

Certification shall be current and proof of certification for employees assigned to this project shall be submitted with response in order to be considered responsive and eligible for award. Contractor will be responsible for maintaining all such certifications throughout the contract term, and failure to do so may result in contract termination."

2. The review of all contracts awarded indicates that two Contractors did not possess either certification at the Qualification Statement submittal stage:

A. Climate Mechanical, Inc. – In their response to the solicitation, the Contractor took exception to the requirement shown in #1 above and struck out the submit certification with response and conditioned the response by stating the Contractor shall have responsibility of submitting proof of certification, and the City accepted the exception. Two employees of Climate Mechanical did attend BPI

of weatherization measures and work performed by Weatherization Contractors, and review of assessments (final inspection) performed by Test-Out contractors. Overall, the outcomes consistently met Austin Energy and program standards, notwithstanding deviations from Austin Energy's goal that all contractors be and remain in continuous compliance with Scope of Work requirements.

8. Austin Energy and the Purchasing Office will continue to monitor contractual requirements for compliance.

xc:

Veronica Lara, Director, DSMBR