

AGENDA ITEM NO.: 26
AGENDA DATE: Thu 07/28/2005

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<u>SUBJECT:</u> Authorize negotiation and execution of a 12-month service agreement with POWER MEASUREMENT, INC., Oakland, CA for Internet based Utility Information Services for Austin Energy (AE) in an amount not to exceed \$77,900, with four 12-month extension options in an amount not to exceed \$98,300 per extension option, for a total agreement amount not to exceed \$471,100.

<u>AMOUNT & SOURCE OF FUNDING:</u> Funding in the amount of \$77,900 is available in the Fiscal Year 2005-2006 Proposed Operating Budget of Austin Energy. Funding for the extension options is contingent upon available funding in future budgets.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Purchasing

DIRECTOR'S

DEPARTMENT: for Austin Energy;

AUTHORIZATION: Vickie Schubert

FOR MORE INFORMATION CONTACT: Mario Guerrero, Senior Buyer/974-2261

PRIOR COUNCIL ACTION: 05/09/02, Approved Original Contract

BOARD AND COMMISSION ACTION: N/A

PURCHASING: Sole Source.

MBE/WBE: N/A

This contract is for continuation of an Internet-based Utility Services Information System consisting of a load profiling energy management software application. The previous contract for this service was awarded to ABB, Inc. Since that time, ABB, Inc. has divested itself of this service unit and it has now become Power Measurement, Inc.

Load profiling allows business customers of AE to monitor their daily energy usage over the Internet through a secure website, to be hosted by Power Measurement, Inc. This access to energy information is the service most often requested by AE's major business customers. It is also the principal service currently being provided to our business customers by other Texas utilities and REPs, who are potential competitors of AE in a deregulated environment. AE needs to provide these services to sustain and improve existing customer relationships and to position AE as a viable long-term energy supplier with this customer segment.

Power Measurement holds copyright and trade secret rights to its proprietary software, licensed to AE for purposes of providing Load Profiler information to its electric customers. The data provided to customers through Power Measurement, Inc. is licensed and non-transferable, making replacement with another service vendor infeasible.

The contract also includes costs for updates needed to reflect changes in AE rates and/or current web design.

RCA Serial#: 9260 Date: 07/28/05 Original: Yes Published: Fri 07/22/2005

Disposition:

Adjusted version published: