



**RESOURCE MANAGEMENT COMMISSION
MINUTES OF THE MARCH 22, 2011 REGULAR MEETING**

CALL TO ORDER – The meeting was called to order by Commissioner Dielmann on March 22, 2011 at 6:38 p.m. Commissioners Kelly, Dielmann, Amato, Herbert, and Metzger were in attendance. Commissioner Hsieh was absent.

APPROVAL OF MINUTES - Approve minutes from the February 2011 regular meeting.
Motion to approve the minutes by Commissioner Amato, seconded by Commissioner Kelly, passed on a vote of 5-0.

NEW BUSINESS

1. Recommend approval of an ordinance authorizing acceptance of \$2,121,100 in American Recovery and Reinvestment Act (ARRA) grant funds from the U.S. Department of Energy (DOE) through the Texas Department of Housing and Community Affairs (TDHCA) as the administering agency, and amending the Fiscal Year 2010-2011 Austin Energy Operating Budget Special Revenue Fund of Ordinance No. 20100913-002 to appropriate \$2,121,100 for weatherization of homes for low-income, elderly, and disabled customers within Austin Energy's service area.

Motion to approve items 1 through 4 on one vote by Commissioner Kelly, seconded by Commissioner Herbert, passed on a vote of 5-0.

2. Recommend authorization to award and execute Amendment No. 3 to six requirements service contracts with AIRTECH ENERGY SYSTEMS, INC., Austin, TX; CLIMATE MECHANICAL, INC., Austin, TX; GO GREEN SQUADS LLC, Austin, TX; MCCULLOUGH HEATING & AIR CONDITIONING, INC., Austin, TX; VALDEZ REMODELING & WEATHERIZATION, INC., Austin, TX; and WEATHERIZATION MANAGEMENT GROUP, Dallas, TX, to increase the contract for weatherization measures and improvement services in an estimated combined amount not to exceed \$1,652,000, for a revised estimated combined contract amount not to exceed \$6,477,490.

See item 1.

3. Recommend authorization to award and execute Amendment No. 3 to nine requirements service contracts with A-PLUS ENERGY MANAGEMENT & A/C, Austin, TX; AMERICAN CONSERVATION & AIR, Austin, TX; APPLE ENERGY GROUP, LLC, Austin, TX; ATS ENGINEERING & INSPECTORS, Austin, TX; CITY CONSERVATION, Austin, TX; MCCULLOUGH HEATING & AIR CONDITIONING, INC., Austin, TX; STANDARD RENEWABLE ENERGY, Austin, TX; THE INSTITUTE FOR BUILDING TECHNOLOGY AND SAFETY, Herndon, VA; and THE NELROD COMPANY, Fort Worth, TX, to increase the contract for weatherization test in audit services in an estimated combined amount not to exceed \$275,349, for a revised estimated combined contract amount not to exceed \$778,349.

See item 1.

4. Recommend authorization to award and execute Amendment No. 2 to nine requirements service contracts with A-PLUS ENERGY MANAGEMENT & A/C, Austin, TX; AMERICAN CONSERVATION & AIR, Austin, TX; APPLE ENERGY GROUP, LLC, Austin, TX; ATS ENGINEERING & INSPECTORS, Austin, TX; CITY CONSERVATION, Austin, TX; MCCULLOUGH HEATING & AIR CONDITIONING, INC., Austin, TX; STANDARD RENEWABLE ENERGY, Austin, TX; THE INSTITUTE FOR BUILDING TECHNOLOGY AND SAFETY, Herndon, VA; and THE NELROD COMPANY, Fort Worth, TX, to increase the contract for weatherization final inspection audit services in an estimated combined amount not to exceed \$178,000, for a revised estimated combined contract amount not to exceed \$428,000.

See item 1.

5. Recommend approval of an ordinance amending Chapter 6-7 of the City Code relating to Energy Conservation Audit and Disclosure requirements.

Motion to recommend item 5 was made Commissioner Herbert subject to amending the ordinance to remove the 10,000 square foot exemption from the definition of “commercial facility” and from section 6-7-31(c). The motion was seconded by Commissioner Amato and passed on a vote of 5-0. Commissioner Herbert then also moved to recommend amending the ordinance by accepting the following substitute language submitted by the Austin Board of Realtors with respect to section 6-7-12:

“The owner of a residential facility must provide a copy of the energy audit required under this article to the purchaser or prospective purchaser of the facility;

- (1) if the contract provides for an option period during which the prospective purchaser may terminate the contract for any reason, no later than three (3) days prior to the termination of the option period; or**
- (2) if the contract does not provide for an option period during which the prospective purchaser may terminate the contract for any reason:**
 - a. concurrent with the seller’s disclosure notice required under state law; or**
 - b. if no seller’s disclosure is required under state law, before the time of sale.”**

The motion was seconded by Commissioner Kelly and passed on a vote of 3-2, with Commissioners Herbert, Kelly, and Dielmann voting in favor and Commissioners Amato and Metzger voting against.

6. Recommend approval of a rebate to Dell Computers, Inc. for the installation of energy efficient equipment in an amount not to exceed \$92,853.

Motion to approve item 6 by Commissioner Herbert, seconded by Commissioner Metzger, passed on a vote of 5-0.

BRIEFINGS

7. Monthly report by Austin Energy on demand side management and solar programs.

8. Briefing by Austin Energy on the Clean Energy Accelerator (U.S. Department of Energy "BetterBuildings" Program).
 9. Monthly report by Austin Water Utility on conservation programs.
 10. Briefing on Austin Water Utility's FY 2010 water loss audit.
 11. Discussion regarding Austin Water Utility's water conservation programs.
- Presentation to the Commission was made by Paul Robbins.**