



CITY OF BLOOMINGTON, INDIANA - REQUEST FOR QUALIFICATIONS
GUARANTEED ENERGY SAVINGS CONTRACT SERVICES
RFQu 2016-ESD-002
QUESTIONS AND RESPONSES #1



Question Number	Question	Response
1	This format for Guaranteed Savings Contract looks unique. Did the city have help from any companies in the creation of the RFQ, either in writing the document or understanding a business case to move forward?	This RFQu was put together with input from other cities, colleagues who have run projects at IU and a couple of sample RFPs received from ESCOs. We are not working with a specific ESCO and intend for the RFQu process to enable us to select the most qualified providers.
2	The time from advertisement of RFQ to deadline is short, 22 days to be exact. IN Code 36-1-12.5, GESC procurement legislation, is specific about the advertisement process for these projects. See excerpt from IN Code Below. How is this project conforming to IN Code 36-1-12.5?	<p>The City of Bloomington Legal Counsel interprets the code as follows: Indiana Code 36-1-12.5-5(c). Should be read it in conjunction with Indiana Code 36-1-12.5-5(b). The provision reads:</p> <p>(b) Before entering into an agreement to participate in a utility efficiency program or a guaranteed savings contract under this section, the governing body must publish notice under subsection (c) indicating:</p> <p>(1) that the governing body is requesting public utilities or qualified providers to propose conservation measures through:</p> <p>(A) a utility efficiency program; or</p> <p>(B) a guaranteed savings contract; and</p> <p>(2) the date, the time, and the place where proposals must be received.</p> <p>In other words, Indiana Code 36-1-12.5-5(b) requires that the Council be the one publishing notice (which requires Council action).</p> <p>We will need to go through the notice requirements in Indiana Code 36-1-12.5-5 after we go through our RFQu process in order to award the actual contract.</p>