

Attention TIPS Members: A “Unique” Program

Important information regarding LOMAH Solutions, LLC / Budderfly, Inc., awarded vendor on TIPS 201002 - Energy and Water Efficiency Goods and Services

TIPS has awarded two Vendor Agreements for TIPS 201002 Energy and Water Efficiency Goods and Services – Parts 1 & 2 to LOMAH Solutions, LLC and approved a limited assignment of the TIPS Vendor Agreement by LOMAH Solutions, LLC to Budderfly, Inc.

Part 1 (non-Job Order Contract) for projects that are not considered a public work/construction and Part 2, Job Order Contract (JOC) for projects the TIPS Member has deemed a public work and most likely requires a construction contract. It is up to the TIPS Member entity to determine, with the help of their legal counsel, which part is required for their jurisdiction when considering the project scope when entering into a contract with the awarded vendors.

The awarded TIPS Vendor Agreement with LOMAH Solutions, LLC / Budderfly, Inc. is unique and unlike any other TIPS offers. This **vendor will require no payment** from you, the TIPS Member, when performing this contract. The actual contract you execute will be with Budderfly, Inc. as an assigned vendor under the original contract TIPS has with LOMAH Solutions, LLC.

This company’s business model operates by providing the upgrades to your facilities with reimbursement coming from a portion of savings in costs for utilities of your entity. They provide all the capital for the upgrade’s materials and labor at no cost to the TIPS Member. **The fact that they do not require the TIPS Member to pay for the upgrades or any out-of-pocket expense and assumes the risk of savings makes this contract different than any Texas statutory Energy Savings Performance Contract.**

As with all contracts, TIPS recommends that the TIPS Member consults with legal counsel to ensure the process follows your specific jurisdiction’s laws and other rules and policies.

If you have questions regarding the foregoing, please contact TIPS either by calling 866-839-8477 or emailing to legal@tips-usa.com.