

## Results of Electronic Ballot of RESNET Board of Directors on Authorizing the RESNET Executive Director to Enter Into a Memorandum of Understanding with KB Home January 5, 2011

***Shall the RESNET Board of Directors authorize the RESNET Executive Director to enter into a Memorandum of Understanding with KB Home (Attachment A)?***

Yes (18)

No (0)

Abstain (0)

Not Voting (1)

Ben Adams  
Dave Bell  
Steve Byers  
Dennis Creech  
Lance DeLaura  
Brett Dillon  
Charles Eley  
Philip Fairey  
David Goldstein  
Mark Jansen  
Lee O'Neal  
Kelly Parker  
Bill Prindle  
Javier Ruiz  
Orlo Stitt  
Greg Thomas  
Daran Wastchak  
Barb Yankie

Andy Gordon

The RESNET Executive Director was authorized to enter into a Memorandum of Understanding with KB Home.

# Attachment A

Draft

## MEMORANDUM OF UNDERSTANDING

Between

KB Home

and

Residential Energy Services Network, Inc.

### 1.0 Purpose

The KB Home and the Residential Energy Services Network (RESNET) enters into this Memorandum of Understanding in order to promote the construction of energy efficient homes. It spells out a four year understanding.

### 2.0 Goal of Agreement

The goal of this Memorandum of Understanding is to show consumers the value of a new home verses existing homes and, by labeling every home, differentiate energy efficient homes from existing homes.

It is the intent of the KB Home under this agreement that it will market the HERS Index on all homes in its new projects.

The intent of this agreement is to raise consumers' knowledge of new home performance using the HERS Index scale. This will clearly differentiate homes built by the KB Home and put competitive pressure on the new home industry to follow suit. This effort will definitely show the scale's value in educating the consumer on energy efficiency.

It is expected that this agreement will serve as a model to other large production builders that would have positive outcomes for consumers, RESNET and the new home industry.

### 3.0 Terms and Conditions of the MOU

The intent of this agreement is to provide an energy label on every home that contains the RESNET HERS Index that KB Home builds in its new projects. The KB Home label is attached in Attachment A.

3.1 For the homes not tested, the label will have a disclaimer that clearly states that the home was not inspected nor tested but a result of a single test of the model. The disclaimer would also offer the consumer the option to have the home fully rated.

## 4 Administration of the Agreement

4.1 Each **organization** agrees to identify a contact person(s) to monitor and

assess implementation and application of the agreement within their **organization** and to address inquiries, disputes or questions arising from the implementation of the agreement.

4.2 Each **organization** agrees that this agreement is a dynamic and evolving instrument that may be amended with the consent of both **organizations**. The **organizations** agree to initiate periodic reviews of this agreement every year after 2010, and the operation of the agreement when such request is made by one of the **organizations**.

4.3 Each **organization** agrees to give written notice to the other of its intent to withdraw from this agreement at least ninety (90) days before the **organization** withdraws.

5. **Signature of Organizations**

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**KB Home**

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**Steve Baden, Executive Director**

**RESNET**

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**Date**

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**Date**