



Williams/Via

RESOLUTION NO. 6443

WHEREAS, sealed bids were requested and advertised, as required by law, for the following:

**REQUEST FOR PROPOSAL (RFP) NO. 5859
SUBSTATION CONTROL BUILDING ENCLOSURE**

WHEREAS, bids were received and opened at the time and place mentioned in the published notices and the Director – Supply Chain Management supervised the tabulations, which have been submitted to this Board; and

WHEREAS, the Board of Directors has carefully considered the bids submitted, as well as the recommendations of the District's Management and General Counsel.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Omaha Public Power District that Management hereby is authorized and directed to accept the proposal of Electrical Power Products, Inc. in the amount of \$1,115,711.00 for a substation control building enclosure pursuant to Request for Proposal No. 5859, and the form of payment and performance bond for such bidder hereby is approved.



Board Action

BOARD OF DIRECTORS

June 15, 2021

ITEM

Award RFP No. 5859 "Substation Control Building Enclosure"

PURPOSE

Board of Directors authorization to award Request for Proposal (RFP) No. 5859 to provide material and construction services for one (1) Substation Control Building Enclosure to support development of a new substation.

FACTS


- a. Development of this substation supports load growth and reliability in the Sarpy County area.
- b. Substation control buildings house equipment to monitor, control, protect, operate, and maintain the energy delivery system.
- c. Four (4) proposals were received. Three proposals are legally responsive and two technically responsive.
- d. Delivery of the substation control building enclosure is scheduled for February 11, 2022.
- e. The bid from Electrical Power Products, Inc. was evaluated to be the lowest and best bid.


ACTION

Authorization by the Board to award the contract for RFP 5859 Substation Control Building Enclosure to Electrical Power Products, Inc. in the amount of One Million, One Hundred Fifteen Thousand, Seven Hundred Eleven dollars (\$1,115,711.00).

RECOMMENDED:

APPROVED FOR BOARD CONSIDERATION:

DocuSigned by:

181107221FA24AE...
 Troy R. Via
 Vice President – Energy Delivery

DocuSigned by:

5DB1A0C8CE8D4D5...
 Timothy J. Burke
 President and Chief Executive Officer

TRV:mre

- Attachments: Analysis of Proposals
 Tabulation of Bids
 Legal Opinion
 Resolution



Date: June 11, 2021

From: D. D. Buelt

To: T. R. Via

RFP No. 5859
 “Substation Control Building Enclosure”
Analysis of Proposals

1.00 GENERAL

RFP No. 5859 was advertised for bid on May 11, 2021.

This contract will procure one (1) complete control building delivered to the substation with included equipped building, relay panels, batteries and other substation building equipment to support load growth and reliability in the Sarpy County area.

Delivery of the substation control building enclosure is scheduled for February 11, 2022.

No Letters of Clarification (LOC) or Addendums were issued.

Bids were requested and opened at 2:00 p.m., C.D.T., Tuesday, June 8, 2021.

Four total proposals were received. The proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
AZZ Enclosure Systems	\$601,157.00	No	No
Electrical Power Products, Inc.	\$1,115,711.00	Yes	Yes
Keystone Electrical Manufacturing	\$1,135,343.98	Yes	No
Electro Technical Industries	\$1,978,684.46	Yes	Yes

2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

In the opinion of the District’s legal counsel the proposal from AZZ specifies that the project will be governed by AZZ's preprinted contract terms and conditions. This renders the proposal materially non-responsive to the District's RFP, and the AZZ proposal cannot be considered by the



MEMORANDUM

Board of Directors for the award of this contract. Proposals from Keystone Electrical Manufacturing Co. and Electrical Power Products, Inc. both stated that they are valid for thirty (30) days and if this is not sufficient for Board review and approval, letters are clarification must be obtained. These two proposals also include guarantee completion dates for the work in terms of specified number of weeks following receipt of an order. In its evaluation, the District will have to assume the latest date specified for the date the District anticipates issuing a contract for this RFP. Finally, both proposals contain technical clarifications and exceptions, including freight, warranty, and payment, that are subject to evaluation by the District.

The proposal of Electro Technical Industries does not contain any exceptions or clarifications.

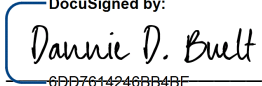
Subject to the foregoing comments and the District's technical and economic evaluation, the proposals received for RFP No. 5859, with the exception of the AZZ's proposal, may be considered by the Board of Directors for the award of this contract. The form of performance and payment bond, if applicable, must be approved by the Board.


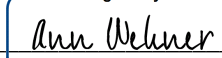
3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS



Two proposals received are technically responsive and two proposal are technically non-responsive as the bids excluded unit pricing for building contents; i.e. relay panels, batteries, etc.

4.00 RECOMMENDATION

On the basis of compliance with the legal and technical requirements of the specifications, cost evaluations performed and guaranteed completion dates, it is recommended that RFP No. 5859, "Substation Control Building Enclosure" be awarded to Electrical Power Products, Inc. in the amount of One Million, One Hundred Fifteen Thousand, Seven Hundred Eleven (\$1,115,711.00).

DocuSigned by:

6DD7614246BB4BE...
Dannie Buelt, PE
Director Engineering
Energy Delivery

<p align="center">TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Tuesday, June 8, 2021, in Omaha, Nebraska</p>	<p align="center">REQUEST FOR PROPOSAL NO. 5859 Substation Control Building Enclosure</p> <p align="right">Page 1 of 2</p>			<p>DocuSigned by:  9426AD61477A4155 Director</p> <p>DocuSigned by:  71673897D90F8 Supply Chain Management Completed by and Certified Correct</p>
<p align="center">Anticipated Award Date June 17, 2021</p>				
<p align="center">ENGINEER'S ESTIMATE</p> <p align="center">\$1,400,000.00</p>				
<p align="center">BID ITEM</p>	<p align="center">BIDDER'S NAME & ADDRESS</p>			
	<p align="center">AZZ 1801 East 27th Street Terrace Pittsburg, KS 66762</p>	<p align="center">Electrical Power Products 4240 Army Post Road Des Moines, IA 50321</p>	<p align="center">Electro Technical Industries 303 Little York Road Houston, TX 77076</p>	
<p>1. <u>Price Proposal:</u></p> <p>1.1 Firm base price to furnish one (1) Sub 1362 Substation Control Building Enclosure as indicated on the drawings and detailed in the technical specifications of this RFP.</p> <p>1.2 Firm base price to deliver, FOB foundation, to the delivery location, and complete Sub 1362 Substation Control Building Enclosure installation, and completing any punch list items per drawings and as detailed in the technical specifications of this RFP.</p> <p>1.3 Total lump sum price to furnish, deliver and install Sub 1362 Substation Control Building Enclosure. (Proposal Price(s) 1.1 + 1.2)</p> <p>2. <u>Completion Guarantee(s):</u></p> <p>Sub 1362: February 11, 2022</p> <p>*Freight not included</p>	<p align="center">SUPPLIER'S BID</p>	<p align="center">SUPPLIER'S BID</p>	<p align="center">SUPPLIER'S BID</p>	
<p align="center"><u>\$559,282.00*</u></p> <p align="center"><u>\$41,875.00</u></p> <p align="center"><u>\$601,157.00*</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>18 weeks lead time</u></p>	<p align="center"><u>\$1,055,067.00</u></p> <p align="center"><u>\$60,644.00</u></p> <p align="center"><u>\$1,115,711.00</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>22-24 weeks ARO</u></p>	<p align="center"><u>\$1,890,384.46</u></p> <p align="center"><u>\$88,300.00</u></p> <p align="center"><u>\$1,978,684.46</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>February 11, 2022</u></p>		

TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Tuesday, June 8, 2021, in Omaha, Nebraska	REQUEST FOR PROPOSAL NO. 5859 Substation Control Building Enclosure	DocuSigned by:  9426AD61477A435 Director DocuSigned by:  F8B5A3C97DAD4F8... Supply Chain Management Compiled by and Certified Correct
Anticipated Award Date June 17, 2021		
ENGINEER'S ESTIMATE \$1,400,000.00		
Page 2 of 2		

BID ITEM	BIDDER'S NAME & ADDRESS		
	Keystone Electrical 2511 Bell Ave Des Moines, IA 50321		
	SUPPLIER'S BID	SUPPLIER'S BID	SUPPLIER'S BID
1. Price Proposal: 1.1 Firm base price to furnish one (1) Sub 1362 Substation Control Building Enclosure as indicated on the drawings and detailed in the technical specifications of this RFP. 1.2 Firm base price to deliver, FOB foundation, to the delivery location, and complete Sub 1362 Substation Control Building Enclosure installation, and completing any punch list items per drawings and as detailed in the technical specifications of this RFP. 1.3 Total lump sum price to furnish, deliver and install Sub 1362 Substation Control Building Enclosure. (Proposal Price(s) 1.1 + 1.2)	_____ _____ _____ \$1,135,343.98	_____ _____ _____ _____	_____ _____ _____ _____
2. Completion Guarantee(s): Sub 1362: February 11, 2022	Guaranteed Completion Date 12-14 weeks ARO	Guaranteed Completion Date _____	Guaranteed Completion Date _____



FRASER STRYKER

PC LLO

LAWYERS

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STEPHEN M. BRUCKNER
DIRECT DIAL: 402.978.5225
SBRUCKNER@FRASERSTRYKER.COM

June 9, 2021

Omaha Public Power District
444 South 16th Street
Omaha, NE 68102

RE: Request for Proposal No. 5859-Substation 1362 ("RFP No. 5859")

Ladies and Gentlemen:

We have reviewed the four (4) proposals received in response to RFP No. 5859 and provide the following legal opinion.

The proposal of AZZ, Inc. specifies that the project will be governed by AZZ's preprinted contract terms and conditions. This renders the proposal materially non-responsive to the District's RFP, and the AZZ proposal cannot be considered by the Board of Directors for the award of this contract.

The proposals of Keystone Electrical Manufacturing Co. and Electrical Power Products, Inc. both state that the proposals are valid for thirty (30) days. If this time is not sufficient for Board review and approval, letters of clarifications must be obtained from these bidders stating that the proposals will remain valid for the period of time necessary for Board review and approval. Additionally, these two proposals also state the requested delivery date as a matter of weeks "after receipt of order" from the District. In its evaluation, the District will have to assume the latest date specified from the date the District anticipates issuing a contract for this RFP. Finally, both proposals contain technical clarifications and exceptions, including freight, warranty, and payment, that are subject to evaluation by the District.

The proposal of Electro Technical Industries, Inc. does not contain any exceptions or clarifications.

Subject to the foregoing comments and the District's technical and economic evaluation, the proposals received for RFP No. 5859, with the exception of the AZZ, Inc. proposal, may be considered by the Board of Directors for the award of this contract. The form of performance and payment bond, if applicable, must be approved by the Board.

June 9, 2021
Page 2

Very truly yours,

A handwritten signature in blue ink, appearing to read "Stephen M. Bruckner". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Stephen M. Bruckner
FOR THE FIRM

SMB:sac
2592383

Substation Control Buildings



Substation Control Buildings house equipment to monitor, control, protect, operate, and maintain the energy delivery system.