



Williams/Via

**RESOLUTION NO. 6465**

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

**REQUEST FOR PROPOSAL (RFP) NO. 5911  
STEEL STRUCTURES**

**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 the proposal of Klute, Inc. in the amount of \$696,255.46 to furnish and deliver substation steel structures pursuant to Request for Proposal No. 5911 is hereby accepted, and the form of payment and performance bond of such bidder is approved.



# Board Action

## BOARD OF DIRECTORS

October 19, 2021

### ITEM

Award Request for Proposal (RFP) No. 5911 “Steel Structures”

### PURPOSE

Board of Directors authorization to award RFP No. 5911 to procure the fabrication and delivery of substation steel structures for a new substation to support load growth and reliability in the Sarpy County area.

### FACTS

- a. Development of this substation supports load growth and reliability in the Sarpy County area.
- b. Substation steel structures support the electrical equipment within the substation.
- c. Seven (7) proposals were received; two (2) are legally and six (6) technically responsive.
- d. Substation steel structures have a desired delivery date of January 18, 2022.
- e. The proposal from Klute, Inc. was evaluated as the lowest and best bid.

### ACTION

Authorization by the Board to award RFP No. 5911 “Steel Structures” to Klute, Inc. in the amount of six hundred ninety-six thousand two hundred fifty-five dollars and 46 cents (\$696,255.46).

#### RECOMMENDED:

#### APPROVED FOR BOARD CONSIDERATION:

DocuSigned by:  
  
181167221FA24AE...  
Troy R. Via  
Vice President – Energy Delivery

DocuSigned by:  
  
AC399FDCE56247E...  
L. Javier Fernandez  
President and Chief Executive Officer

TRV:mre

Attachments: Analysis of Proposals  
Tabulation of Bids  
Legal Opinion  
Resolution



Date: October 6, 2021

From: D. D. Buelt

To: T. R. Via

RFP No. 5911  
 “Steel Structures”  
Analysis of Proposals

1.00 GENERAL

RFP No. 5911 was advertised for bid on August 17, 2021.

This contract will procure the fabrication and delivery of substation steel structures for a new substation to support load growth and reliability in the Sarpy County area.

Delivery of the substation steel structures is scheduled for January 18, 2022.

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

Bids were requested and opened at 2:00 p.m., C.D.T., Tuesday, September 14, 2021.

Seven (7) total proposals were received. The proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Maxima/Metalpol	\$520,219.98	No	No
Klute, Inc.	\$696,255.46	Yes	Yes
DIS-TRAN Steel, LLC	\$723,312.00	Yes	Yes
Valmont Industries, Inc.	\$742,862.00	No	Yes
MICA Steelworks, Inc.	\$974,596.00	No	Yes
Elite Welding	\$1,134,549.00	No	Yes
Central Western Fabricators, Inc.	\$1,718,050.00	No	Yes



## 2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

In the opinion of the District's legal counsel the proposal of Metalpol S.A. de C.V. ("Metalpol") is missing proof of AISC Certification. As a result, this bidder's proposal is legally non-responsive and should not receive further consideration from the District.

The proposal of Klute, Inc. includes certain commercial and technical clarifications that should be evaluated by the District.

The proposal of DIS-TRAN Steel, LLC includes certain commercial and technical clarifications that should be evaluated by the District.

The proposal of Valmont Industries, Inc. ("Valmont") incorporates Standard Terms and Conditions of Sale of the bidder which would materially increase the legal risks to be accepted by the District. As a result, this bidder's proposal is legally non-responsive and should not receive further consideration from the District.

The proposal of MICA Steelworks, Inc. ("MICA") states that its pricing is valid until October 21, 2021, instead of the required sixty (60) days after the bid opening date. As a result, this bidder's proposal is legally and commercially non-responsive and should not receive further consideration from the District.

The proposal of Elite Welding & Industrial Services ("Elite") states that its pricing is valid for sixty (60) days "excluding the purchase price of raw material(s) (Steel Tubing), due to volatile steel market." As a result, this bidder's proposal is legally and commercially non-responsive and should not receive further consideration from the District.

The proposal of Central Western Fabricators ("Central") is missing a completed and signed Proposal Form. As a result, this bidder's proposal is legally non-responsive and should not receive further consideration from the District.

Subject to the foregoing comments and the District's technical and economic evaluation, two (2) of the seven (7) proposals received in response to RFP No. 5911 may be considered by the District's Board of Directors for the award of this contract. The bond of the successful bidder also must be approved by the Board.



## MEMORANDUM

OPPDP evaluated and accepted the commercial and technical clarifications of the Klute, Inc. and DIS-TRAN Steel, LLC proposals.

### 3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

Six (6) proposals received are technically responsive and one (1) proposal is technically non-responsive as the bid excluded AISC Certification.

### 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. 5911, “Steel Structures” be awarded to Klute, Inc. in the amount of six hundred ninety-six thousand two hundred fifty-five dollars and 46 cents (\$696,255.46).

DocuSigned by:

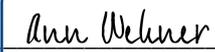
*Dannie D. Buelt*

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Dannie Buelt, PE  
Director Engineering  
Energy Delivery

<p style="text-align: center;"><b>TABULATION OF BIDS</b>  <b>Opened at 2:00 p.m., C.D.T., Tuesday,</b>  <b>September 14, 2021, in Omaha, Nebraska</b></p> <hr/> <p style="text-align: center;"><b>Anticipated Award Date</b>  <b>October 21, 2021</b></p> <hr/> <p style="text-align: center;"><b>ENGINEER'S ESTIMATE</b></p> <p style="text-align: center;"><b>\$1,090,228.00</b></p>	<p><b>REQUEST FOR PROPOSAL NO. 5911</b>  <b>Steel Structures</b></p> <p style="text-align: right;">Page 1 of 3</p>			<p>DocuSigned by:    <small>9426AD61477A435</small>  <b>Director</b></p> <p>DocuSigned by:    <small>F385A3C97DAD458</small>  <b>Supply Chain Management</b>  <b>Complied by and Certified Correct</b></p>
<p><b>BID ITEM</b></p>	<p><b>BIDDER'S NAME &amp; ADDRESS</b></p>			
	<p><b>Central Western Fabricators, Inc.</b>  <b>400 W 2nd Street</b>  <b>Atlantic, IA 50022</b></p>	<p><b>DIS-TRAN Steel, LLC</b>  <b>4725 Hwy 28 East</b>  <b>Pineville, LA 71360</b></p>	<p><b>Elite Welding</b>  <b>279 Kefauver Road</b>  <b>Millwood, KY 42762</b></p>	
<p><b>1. <u>Price Proposal:</u></b>  <b>161kV Substation Steel Bus Structures</b></p> <p><b>Combined Lump Sum of Extended Unit Prices for</b>  <b>Items 1 to 15 in Attachment A.</b></p> <p><b>2. <u>Delivery Guarantee(s):</u></b></p> <p><b>Desired Delivery Date: January 18, 2022</b></p>	<p><b>SUPPLIER'S BID</b></p> <p><u>\$1,718,050.00</u></p> <p><b><u>Guaranteed Delivery Date</u></b></p> <p><u>January 11, 2022</u></p>	<p><b>SUPPLIER'S BID</b></p> <p><u>\$723,312.00</u></p> <p><b><u>Guaranteed Delivery Date</u></b></p> <p><u>12 Weeks ARO and Final Information</u></p>	<p><b>SUPPLIER'S BID</b></p> <p><u>\$1,134,549.00</u></p> <p><b><u>Guaranteed Delivery Date</u></b></p> <p><u>February 1, 2022</u></p>	

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<p style="text-align: center;"><b>BID ITEM</b></p>	<b>BIDDER'S NAME &amp; ADDRESS</b>			
	<p><b>Klute Inc.</b>                  1313 Road G                  York, NE 68467</p>	<p><b>Maxima/Metapol</b>                  Santiago Papasquiario 158                  Gomez Palacio Dgo. Mex, 35079</p>	<p><b>MICA Steelworks, Inc.</b>                  P.O. Box 161999                  Fort Worth, TX 76161</p>	
<p><b>1. Price Proposal:</b>                  161kV Substation Steel Bus Structures</p> <p><b>Combined Lump Sum of Extended Unit Prices for                  Items 1 to 15 in Attachment A.</b></p> <p><b>2. Delivery Guarantee:</b></p> <p><b>Desired Delivery Date: January 18, 2022</b></p>	<p><b>SUPPLIER'S BID</b></p> <p>\$696,255.46</p> <p><b><u>Guaranteed Delivery Date</u></b></p> <p><u>January 18, 2022</u></p>	<p><b>SUPPLIER'S BID</b></p> <p>\$520,219.98</p> <p><b><u>Guaranteed Delivery Date</u></b></p> <p><u>December 17, 2021</u></p>	<p><b>SUPPLIER'S BID</b></p> <p>\$974,596.00</p> <p><b><u>Guaranteed Delivery Date</u></b></p> <p><u>20 - 22 Weeks ARO</u></p>	

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<p style="text-align: center;"><b>BID ITEM</b></p>	<b>BIDDER'S NAME &amp; ADDRESS</b>		
	<p><b>Valmont Industries, Inc.</b>                  28800 Ida Street                  Valley, NE 68064</p>		
<p><b>1. Price Proposal:</b>                  161kV Substation Steel Bus Structures</p> <p>Combined Lump Sum of Extended Unit Prices for                  Items 1 to 15 in Attachment A.</p> <p><b>2. Delivery Guarantee:</b></p> <p>Desired Delivery Date: January 18, 2022</p>	<p><b>SUPPLIER'S BID</b></p> <p>\$742,862.00</p> <p><b>Guaranteed Delivery Date</b></p> <p><u>16 - 20 Weeks ARO and Approved Designs</u></p>	<p><b>SUPPLIER'S BID</b></p> <p>\$ _____</p> <p><b>Guaranteed Delivery Date</b></p>	<p><b>SUPPLIER'S BID</b></p> <p>\$ _____</p> <p><b>Guaranteed Delivery Date</b></p>

# FRASER STRYKER

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October 1, 2021

Omaha Public Power District  
444 South 16<sup>th</sup> Street  
Omaha, NE 68102

RE: Request for Proposal No. 5911 — Steel Structures ("RFP No. 5911")

Ladies and Gentlemen:

We have reviewed the seven (7) proposals received in response to RFP No. 5911 and provide the following opinion.

The proposal of Valmont Industries, Inc. ("Valmont") incorporates Standard Terms and Conditions of Sale of the bidder which would materially increase the legal risks to be accepted by the District. As a result, this bidder's proposal is legally non-responsive and should not receive further consideration from the District.

The proposal of Central Western Fabricators ("Central") is missing a completed and signed Proposal Form. As a result, this bidder's proposal is legally non-responsive and should not receive further consideration from the District.

The proposal of Elite Welding & Industrial Services ("Elite") states that its pricing is valid for sixty (60) days "excluding the purchase price of raw material(s) (Steel Tubing), due to volatile steel market." As a result, this bidder's proposal is legally and commercially non-responsive and should not receive further consideration from the District.

The proposal of MICA Steelworks, Inc. ("MICA") states that its pricing is valid until October 21, 2021, instead of the required sixty (60) days after the bid opening date. As a result, this bidder's proposal is legally and commercially non-responsive and should not receive further consideration from the District.

The proposal of DIS-TRAN Steel, LLC includes certain commercial and technical clarifications that should be evaluated by the District.

The proposal of Klute Inc. includes certain commercial and technical clarifications that should be evaluated by the District.

Omaha Public Power District

October 1, 2021

Page 2

The proposal of Metalpol S.A. de C.V. ("Metalpol") is missing proof of AISC Certification. As a result, this bidder's proposal is legally non-responsive and should not receive further consideration from the District.

Subject to the foregoing comments and the District's technical and economic evaluation, two (2) of the seven (7) proposals received in response to RFP No. 5911 may be considered by the District's Board of Directors for the award of this contract. The bond of the successful bidder also must be approved by the Board.

Very truly yours,



Troy F. Meyerson  
FOR THE FIRM

2662124.01

# 161kV Substation Steel Structures

