



Moody/Via

**RESOLUTION NO. 6644**

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

**REQUEST FOR PROPOSAL (RFP) NO. 6134  
2024 BENNINGTON EXPANSION TRANSMISSION CONSTRUCTION**

**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 Altitude Energy LLC in the amount of \$2,813,547.87 for the procurement of construction services to construct and modify the transmission lines pursuant to Request for Proposal No. 6134 is hereby accepted, and the form of payment and performance bond of such bidder is approved.



## MEMORANDUM

Date: March 29, 2024

From: S. J. Hanson

To: T. R. Via

RFP No. 6134  
 “RFP No. 6134 Bennington Expansion Transmission Construction”

### Analysis of Proposals

#### 1.00 GENERAL

RFP No. 6134 was advertised for bid on February 15, 2024.

Contract Scope of Work includes rebuilding the portion of existing old infrastructure with new transmission line to connect a new OPPD substation into the transmission network.

Construction is scheduled to begin June 3, 2024 and will conclude September 13, 2024.

One (1) Letters of Clarification (LOC) was issued to provide clarification on the technical aspects of the project requested by the bidder. One (1) Addendum was issued to provide updated bid units on the bid form.

Proposals were requested and opened at 2:15 p.m., C.S.T., Thursday, March 14, 2024.

Engineer’s Estimate was \$ 3,320,779.04

Nine (9) total Proposals were received. The Proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Altitude Energy	\$2,813,547.87	Yes	Yes
Force Electric Services	\$3,390,810.10	No	Yes
Watts Electric	\$3,448,478.45	Yes	Yes
High Voltage	\$3,620,654.10	Yes	Yes
Ward	\$3,771,882.98*	Yes	Yes
JF Electric	\$4,006,981.65	Yes	Yes
LE Meyers	\$4,060,817.55*	Yes	Yes
Integrated Power Company	\$5,482,761.90*	Yes	Yes
Brink	\$5,965,822.17	Yes	Yes

\*Corrected price

T.R. Via  
March 29, 2024  
Page 2 of 2

## 2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

OPPD's legal counsel noted that Brink Constructors does not acknowledge receipt of the District's addendum 1. This Proposal is still deemed legally responsive.

OPPD's legal counsel noted that Force Electrical Services Proposal was incomplete and therefore legally non-responsive.

OPPD's legal counsel also noted that the Proposal response from The L.E. Myers Co. included minor revisions to certain Contract provisions; however, the alternate terms are minor, thus the Proposal was deemed legally responsive.

The other remaining Proposals from High Voltage Inc, Ward Electric Company, J.F. Electric, Inc., Altitude Energy, Watts Electric Company and Integrated Power Company were deemed to be legally responsive.

## 3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

All remaining legally responsive Proposals were deemed technically responsive.

## 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. 6134 Bennington Expansion Transmission Construction be awarded to Altitude Energy LLC. for the evaluated amount of Two Million, Eight Hundred Thirteen Thousand, Five Hundred Forty-Seven Dollars, and Eighty-Seven Cents (\$2,813,547.87).



DocuSigned by:



8A3AEF71476742A...  
Shane J. Hanson, P.E.  
Director Engineering  
Utility Operations

<p align="center"><b>TABULATION OF BIDS</b>                  Opened at 2:00 p.m., C.S.T., Thursday,                  March 14, 2024, in Omaha, Nebraska</p>	<p align="center"><b>REQUEST FOR PROPOSAL NO. 6134</b>  <b>2024 Bennington Expansion Transmission Construction</b></p> <p align="right">Page 1 of 3</p>			<p>DocuSigned by:  <i>Steven Palmer</i>  <small>C171422F76EE422...</small>                  Director                  Supply Chain Management                  DocuSigned by:  <i>Pettina Anderson</i>  <small>8A15534EAB784CC...</small>                  Compiled by and Certified Correct</p>							
<p align="center">Anticipated Award Date                  April 22, 2024</p>											
<p align="center"><b>ENGINEER'S ESTIMATE</b></p> <p align="center">\$3,320,779.04</p>											
<p align="center"><b>BID ITEM</b></p>	<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>										
	<p align="center">Force Electric Services                  909 NW 63rd Street                  Oklahoma City, OK 73116</p>	<p align="center">Watts Electric                  13351 Dovers Street                  Waverly, NE 68462</p>	<p align="center">Integrated Power                  PO BOX 1743                  North Platte, NE</p>								
	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>								
<p><b>1. Price Proposal:</b></p> <p>Lump sum firm price ("Contract Price") to perform all Work as specified. Total of all bid items from price quotation summary tab of "Attachment A" worksheet and reflected on page 24 of this RFP.</p> <p><b>2. Desired Milestones:</b></p> <table border="1" data-bbox="100 1068 758 1469"> <tr> <td>Start Installations: June 3, 2024</td> </tr> <tr> <td> </td> </tr> <tr> <td>Complete Installations: September 13, 2024</td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> </table>	Start Installations: June 3, 2024		Complete Installations: September 13, 2024						<p align="center">\$3,390,810.10</p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>June 3, 2024</u></p> <p align="center"><u>September 13, 2024</u></p> <p align="center">-</p> <p align="center">-</p>	<p align="center">\$3,448,478.45</p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>June 3, 2024</u></p> <p align="center"><u>September 13, 2024</u></p> <p align="center">-</p> <p align="center">-</p>	<p align="center">\$5,468,388.30</p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>June 3, 2024</u></p> <p align="center"><u>September 13, 2024</u></p> <p align="center">-</p> <p align="center">-</p>
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<p align="center"><b>ENGINEER'S ESTIMATE</b></p> <p align="center">\$3,320,779.04</p>				<p align="center"><b>High Voltage Inc.</b>                  PO BOX 428                  Vernal, UT 84078</p>	<p align="center"><b>Brink Constructors Inc.</b>                  2950 North Plaza Drive                  Rapid City, SD 57702</p>	<p align="center"><b>Ward Electric Co., Inc.</b>                  9586 E. I-25 Frontage Road, Suite B                  Longmont, CO 80504</p>
<p align="center"><b>BID ITEM</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>			
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<p><b>2. Desired Milestones:</b></p>	<p align="center"><u>Guaranteed Completion Date</u></p>	<p align="center"><u>Guaranteed Completion Date</u></p>	<p align="center"><u>Guaranteed Completion Date</u></p>			
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<p align="center">BID ITEM</p>	<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>										
	<p align="center">The L.E. Myers Co.                  1405 Jackson Street                  Marshalltown, IA 50158</p>	<p align="center">J.F. Electric                  100 Lakefront Parkway                  Edwardsville, IL 62025</p>	<p align="center">Altitude Energy                  26400 I-76 Frontage Road                  Keenesburg, CO 80643</p>								
	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>								
<p><b>1. Price Proposal:</b>                  Lump sum firm price ("Contract Price") to perform all Work as specified. Total of all bid items from price quotation summary tab of "Attachment A" worksheet and reflected on page 24 of this RFP.</p>	<p align="center">\$4,037,891.63</p>	<p align="center">\$4,006,981.65</p>	<p align="center">\$2,813,547.87</p>								
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Complete Installations: September 13, 2024											



**Troy F. Meyerson**  
ATTORNEY  
402.978.5347  
tmeyerson@fraserstryker.com  
fraserstryker.com

April 2, 2024

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

RE: Request for Proposal No. 6134-Bennington Expansion Transmission Construction.

Ladies and Gentlemen:

We have reviewed the nine (9) proposals received in response to the District's RFP No. 6134 and provide the following legal opinion.

The proposal of Brink Constructors proposes to use a previously negotiated Contract No. 265965 for this work. That is acceptable, as long as the District validates that the previous contract is acceptable for this project and conforms the contract to this current scope of work. The Brink proposal also includes technical clarifications that are for the District's evaluation.

The proposal of L.E. Myers Company includes proposed revisions to the Construction Services Agreement. Those proposed revisions are legally acceptable but should be commercially evaluated.

The proposal of Force Electrical Services was incomplete and therefore legally non-responsive. The Force Electrical Services proposal should receive no further consideration by the District.

Subject to the foregoing comments and the District's technical and economic evaluation, eight (8) of the nine (9) proposals received in response to the District's RFP No. 6134 may be considered by the District's Board of Directors for the award of this contract. The form of performance and payment bond, if any, for this contract also must be approved by the Board.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'Troy F. Meyerson', with a horizontal line extending to the right.

Troy F. Meyerson  
FOR THE FIRM

3179644

Fraser Stryker PC LLO

500 Energy Plaza, 409 South 17th Street, Omaha, NE 68102 — TEL: 402.341.6000 — FAX: 402.341.8290



# Board Action

## BOARD OF DIRECTORS

April 16, 2024

### ITEM

Award RFP No. 6134 Bennington Expansion Transmission Construction

### PURPOSE

Board of Directors authorization to award a contract for construction services regarding transmission construction near Bennington, Nebraska.

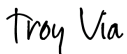
### FACTS

- a. An existing 161kV transmission line will be rebuilt in support of a new substation near Bennington, Nebraska due to load growth in the community.
- b. Construction labor includes the following:
  - Structure erection and framing.
  - Installation of conductor, shield wire, and fiber optic ground wire.
  - Removal of existing structures, conductor, shield wires, and transmission line hardware.
- c. Nine (9) proposals were received. Eight (8) proposals are legally responsive and all eight (8) are technically responsive.
- d. Construction is anticipated to begin in June 2024 and conclude in September 2024.
- e. The proposal from Altitude Energy LLC was evaluated to be the lowest and best.


### ACTION

Authorization by the Board to award a labor contract to Altitude Energy LLC in the amount of Two Million, Eight Hundred Thirteen Thousand, Five Hundred Forty-Seven Dollars and Eighty-Seven Cents (\$2,813,547.87) for the procurement of construction services to construct and modify the transmission lines based on the evaluation of RFP No. 6134 Bennington Expansion Transmission Construction.

### RECOMMENDED:

DocuSigned by:  
  
 181167221FAZ4AE...  
 Troy R. Via  
 Chief Operating Officer and  
 Vice President – Utility Operations

### APPROVED FOR BOARD CONSIDERATION:

DocuSigned by:  
  
 AC399FDC56247E...  
 L. Javier Fernandez  
 President and Chief Executive Officer

TRV:sjh

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