



Moody/Via

RESOLUTION NO. 6578

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

**REQUEST FOR PROPOSAL (RFP) NO. 5988
161KV SUBSTATION ELECTRICAL EQUIPMENT INSTALLATION**

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 \$1,078,993.62 for construction services to erect and assemble equipment for a new 161kV substation to support load growth and reliability in the Douglas County, Nebraska area pursuant to Request for Proposal No. 5988 is hereby accepted, and the form of payment and performance bond of such bidder is approved.



MEMORANDUM

DATE: June 13, 2023
FROM: D. D. Buelt
TO: T.R. Via

RFP No. 5988
 “161kV Substation Electrical Equipment Installation”

Analysis of Proposals

1.0 GENERAL

RFP No. 5988 was advertised for bid on April 13, 2023.

This contract will procure construction services to erect and assemble equipment and structures to support a new 161kV substation in Douglas County.

Construction is scheduled to begin August 2023 and conclude by February 2024.

No Letters of Clarification and no addendums were issued.

Bids were requested and opened at 2:00 p.m., C.D.T., Thursday, May 11, 2023.

Four (4) total proposals were received. The proposals received are summarized in the table below:

Bidder	Proposal Price	Legally Responsive	Technically Responsive
Altitude Energy LLC	\$1,078,993.62*	Yes	Yes
Brink Constructors, Inc.	\$1,513,572.64	No	Yes
The L.E. Myers Company	\$1,842,784.34*	Yes	Yes
Watts Electric	\$1,644,338.72*	Yes	Yes

*Corrected from Bid Tab (Altitude Energy LLC - \$1,065,000.00, and The L.E. Myers Company - \$1,842,784.32, Watts Electric - \$1,643,983.27) due to unit pricing calculation error.

T.R. Via
June 13, 2023
Page 2 of 2

2.0 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

In the opinion of the District's legal counsel, the proposals were evaluated as follows:

- The proposal for Watts Electric Co. is legally responsive as it does not contain any exceptions to the contract documents.
- The proposals from Altitude Energy, LLC and L.E. Myers Co. include clarifications and exceptions to the contract documents that are subject to the District's technical and economic evaluation.
- The proposal received from Brink Constructors, Inc. is legally and commercially non-responsive as the proposal states that the lead time and material pricing are based on today's pricing and are subject to change due to market fluctuations.


Subject to the foregoing comments and the District's technical and economic evaluation, three (3) of the four (4) proposals received in response to RFP No. 5988 may be considered by the Board of Directors for the award of this contract. The form of performance and payment bond for the successful bidder also must be approved by the Board.


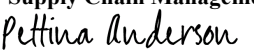
3.0 COMPLIANCE WITH TECHNICAL REQUIREMENTS

Four (4) proposals received are technically responsive.

4.0 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. 5988, "161kV Substation Electrical Equipment Installation" be awarded to Altitude Energy LLC in the amount of One Million Seventy-Eight Thousand Nine Hundred Ninety-Three Dollars and Sixty-Two Cents (\$1,078,993.62).

DocuSigned by:

6DD7614246BB4BE
Dannie Buelt, P.E.
Director Engineering
Utility Operations

<p align="center">TABULATION OF BIDS Opened at 2:00 p.m. C.D.T., Thursday, May 11th, 2023, in Omaha, Nebraska</p>	<p align="center">REQUEST FOR PROPOSAL NO. 5988 161kV Substation Electrical Equipment Installation</p> <p align="right">Page 1 of 2</p>			<p align="right">DocuSigned by:  Steven Palmer <small>C171422F78EE422...</small> Director Supply Chain Management</p> <p align="right">DocuSigned by:  Pettina Anderson <small>8A15534EAB784CC...</small> Compiled by and Certified Correct</p>		
<p align="center">Anticipated Award Date June 15th, 2023</p>						
<p align="center">ENGINEER'S ESTIMATE</p> <p align="center">\$1,150,000.00</p>						
<p align="center">BID ITEM</p>	<p align="center">BIDDER'S NAME & ADDRESS</p>					
	<p align="center">Altitude Energy LLC 26400 I-76 Frontage Road Keensburg, CO 80643</p>	<p align="center">Brink Constructors, Inc 2950 North Plaza Drive Rapid City, SD 57702</p>	<p align="center">The L.E. Myers Company 1405 Jackson Street Marshalltown, IA 50158</p>			
<p>1. Price Proposal: Total Price of Combined Sums of Extended Unit Prices for Items 1 - 32</p> <p>2. Completion Date Guarantee(s): 161kV Sub 1358 Mobilization: August 7, 2023</p> <p>161kV Sub 1358 Electrical Equipment Complete: January 19, 2024</p> <p>161kV Sub 1358 Electrical Equipment Punch List: February 16, 2024</p> <p>OPPD Desired Final Completion Date: February 16, 2024</p>	<p align="center"><u>\$1,065,000.00</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>August 7, 2023</u></p> <p align="center"><u>January 19, 2024</u></p> <p align="center"><u>2/16/2024 or earlier</u></p> <p align="center"><u>2/16/2024 or earlier</u></p>	<p align="center"><u>\$1,513,572.64</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>August 7, 2023</u></p> <p align="center"><u>January 19, 2024</u></p> <p align="center"><u>February 16, 2024</u></p> <p align="center"><u>February 16, 2024</u></p>	<p align="center"><u>\$1,842,784.32</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>August 7, 2023</u></p> <p align="center"><u>January 19, 2024</u></p> <p align="center"><u>February 16, 2024</u></p> <p align="center"><u>February 16, 2024</u></p>			

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<p align="center">Anticipated Award Date June 15th, 2023</p>			
<p align="center">ENGINEER'S ESTIMATE</p> <p align="center">\$1,150,000.00</p>			
<p align="center">BID ITEM</p>	<p align="center">BIDDER'S NAME & ADDRESS</p>		
	<p align="center">Watts Electric 13351 Dovers Street Waverly, NE 68462</p>		
	<p align="center">SUPPLIER'S BID</p>	<p align="center">SUPPLIER'S BID</p>	<p align="center">SUPPLIER'S BID</p>
<p>1. Price Proposal: Total Price of Combined Sums of Extended Unit Prices for Items 1 - 32</p> <p>2. Completion Date Guarantee(s): 161kV Sub 1358 Mobilization: August 7, 2023</p> <p>161kV Sub 1358 Electrical Equipment Complete: January 19, 2024</p> <p>161kV Sub 1358 Electrical Equipment Punch List: February 16, 2024</p> <p>OPPD Desired Final Completion Date: February 16, 2024</p>	<p align="center">\$1,643,983.27</p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>August 7, 2023</u></p> <p align="center"><u>January 19, 2024</u></p> <p align="center"><u>February 16, 2024</u></p> <p align="center"><u>February 16, 2024</u></p>	<p align="center">\$</p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center">-</p> <p align="center">-</p> <p align="center">-</p> <p align="center">-</p>	<p align="center">\$</p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center">-</p> <p align="center">-</p> <p align="center">-</p> <p align="center">-</p>



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

May 31, 2023

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

RE: Request for Proposal No. 5988 – 161kV Substation Electrical Equipment Installation
("RFP No. 5988")

Ladies and Gentlemen:

We have reviewed the four (4) proposals received in response to RFP No. 5988 and provide the following opinion.

The proposal for Watts Electric Company does not contain any exceptions to the contract documents; however, several of the Guaranteed Completion Dates have a typographical error that states that work will be performed during the months of January and February 2023. The District should issue a clarification with this bidder to confirm that these dates were intended to be during January and February of 2024. Otherwise, this proposal is complete.

The proposal for L.E. Myers Co. includes commercial and technical exceptions that should be evaluated by the District.

The proposal for Brink Constructors, Inc. states that its pricing is valid for 30 days from May 9, 2023, instead of the required sixty (60) days after the bid opening date. In addition, this proposal states that the lead time and material pricing are based on today's pricing and are subject to change due to market fluctuations. As a result, this bidder's proposal is legally and commercially non-responsive and should not receive further consideration from the District.

The proposal for Altitude Energy, LLC includes commercial and technical exceptions that should be evaluated by the District.

Subject to the foregoing comments and the District's technical and economic evaluation, three (3) of the four (4) proposals received in response to RFP No. 5988 may be considered by the District's Board of Directors for the award of this contract. The bond of the successful bidder must be approved by the Board of Directors.

Sincerely,

Troy F. Meyerson
FOR THE FIRM

TFM:



Board Action

BOARD OF DIRECTORS

June 13, 2023

ITEM

Award RFP No. 5988 161kV Substation Electrical Equipment Installation

PURPOSE

Board of Directors authorization to award RFP 5988 for construction services to erect and assemble equipment for a new 161kV substation to support load growth and reliability in the Douglas County area.

FACTS

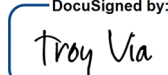
- a. Construction labor includes installation of 161kV steel supports with associated insulators, breakers and switches, measurement and metering equipment, and equipment wiring from field device to the control building.
- b. Four (4) proposals were received; three (3) are legally responsive and four (4) are technically responsive.
- c. Construction will begin in August 2023 and conclude in February 2024.
- d. The proposal from Altitude Energy LLC was evaluated as the lowest and best bid.

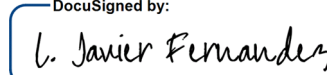
ACTION

Authorization by the Board to award RFP No. 5988, 161kV Substation Electrical Equipment Installation to Altitude Energy LLC in the amount of One Million Seventy-Eight Thousand Nine Hundred Ninety-Three Dollars and Sixty-Two Cents (\$1,078,993.62).

RECOMMENDED:

APPROVED FOR BOARD CONSIDERATION:

DocuSigned by:

 181187221FA24AE...
 Troy R. Via
 Chief Operating Officer and Vice
 President – Utility Operations

DocuSigned by:

 AC389FD0E56247E...
 L. Javier Fernandez
 President and Chief Executive Officer

TRV:jgb

Attachments: Analysis of Proposals
 Tabulation of Bids
 Legal Opinion
 Resolution