



Mollhoff/Via

RESOLUTION NO. 6388

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

**REQUEST FOR PROPOSAL NO. 5759
FALL 2020 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 Management hereby is authorized and directed to accept the proposal of Higher Power Electrical, LLC for the procurement of construction services for multiple transmission projects, as set forth in Request for Proposal No. 5759, in the amount of \$2,204,357.00, and the bond of such bidder hereby is approved.



Board Action

BOARD OF DIRECTORS

August 11, 2020

ITEM

Award Fall 2020 Transmission Construction

PURPOSE

Board of Directors authorization to award a contract for construction services for multiple Transmission Projects: Install ten (10) miles of fiber optic ground wire on four (4) existing transmission lines to support the Fiber Network Expansion (FNE) project; a 1.4 mile relocation of a 69kV line for a NDOT road project; and seventeen (17) 345kV condition-based structure replacements identified through field inspections.

FACTS

- a. FNE is a four-year project to upgrade communications circuits now leased from local telecommunications providers who plan to discontinue support of these aging facilities. The facilities are used to ensure reliability and the ability to monitor and control energy delivery equipment.
- b. A 1.4 mile section of a 69kV line needs to be relocated to support an NDOT road project.
- c. Replacement of seventeen (17) 345kV Structures.
- d. Construction labor including the following:
 - 1. Removal of existing ground wire and existing hardware.
 - 2. Installation of fiber optic ground wire and hardware.
 - 3. Structure removal and replacement (including foundation work).
 - 4. Wire stringing.
- e. Six (6) proposals were received. All six (6) proposals are legally and technically responsive.
- f. Construction will begin September 2020 and conclude February 2021.
- g. The bid from Higher Power Electrical, LLC was evaluated to be the lowest and best bid.

ACTION

Authorization by the Board to award a labor contract to Higher Power Electrical, LLC for the evaluated amount of Two Million, Two Hundred Four Thousand, Three Hundred Fifty-Seven Dollars (\$2,204,357.00) based on the evaluation of RFP No. 5759 – “Fall 2020 Transmission Construction” for the procurement of construction services to add fiber optic ground wire to existing transmission lines, relocate a section of a transmission line, and structure replacements.

RECOMMENDED:

/s/ Troy R. Via

Troy R. Via
Vice President – Energy Delivery

APPROVED FOR BOARD CONSIDERATION:

/s/ Timothy J. Burke

Timothy J. Burke
President and CEO

TRV:sjh

Attachments: Analysis of Proposals
Tabulation of Bids
Legal Opinion
Resolution



MEMORANDUM

Date: August 5, 2020
From: D. D. Buel
To: T. R. Via

RFP No. 5759
“Fall 2020 Transmission Construction”
Analysis of Proposals

1.00 GENERAL

RFP No. 5759 was advertised for bid on June 16, 2020.

This contract will procure construction services for multiple Transmission Projects. Projects include the install of ten (10) miles of fiber optic ground wire on four (4) existing transmission lines to support the Fiber Network Expansion (FNE) project, a 1.4 mile relocation of a 69kV line for a NDOT road project, and seventeen (17) 345kV condition-based structure replacements identified through field inspections.

Construction is scheduled to begin September 2020 and conclude February 2021.

One (1) Letter of Clarification (LOC) was issued. LOC No. 1 provided geotechnical information on the road project in response to a question that was received.

Bids were requested and opened at 2:00 p.m., C.D.T., Wednesday, July 15, 2020.

Six (6) total proposals were received. The proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Higher Power Electrical, LLC	\$ 2,204,357.00	Yes	Yes
BBC Electrical Services	\$ 2,206,589.39	Yes	Yes
The L.E. Myers Co.	\$ 3,669,862.82	Yes	Yes
Watts Electric Company	\$ 4,003,028.23	Yes	Yes
Brink Constructors, Inc.	\$ 5,058,339.25	Yes	Yes
Integrated Power Co.	\$ 8,039,706.31	Yes	Yes

2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

The District's legal counsel noted the proposal response from L.E. Myers Co. included technical clarifications, however the proposal was deemed legally responsive.

The remaining proposals were deemed to be legally responsive.

3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS



All proposals were deemed to be 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. 5759, "Fall 2020 Transmission Construction" be awarded to Higher Power Electrical, LLC for the evaluated amount of Two Million, Two Hundred Four Thousand, Three Hundred Fifty-Seven Dollars (\$ 2,204,357.00).

/s/ Dannie Buelt

Dannie Buelt, P.E.
Director Engineering
Energy Delivery

<p align="center">TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Wednesday, July 15, 2020, in Omaha, Nebraska</p>	<p align="center">REQUEST FOR PROPOSAL NO. 5759 Fall 2020 Transmission Construction</p> <p align="right">Page 1 of 2</p>			<p>DocuSigned by:  9426AD61477A Director</p> <p>DocuSigned by:  4C018F98F50C41C Supply Chain Management Compiled by and Certified Correct</p>
<p align="center">Anticipated Award Date August 13, 2020</p>				
<p align="center">ENGINEER'S ESTIMATE</p> <p align="center">\$4,386,500.00</p>				
<p align="center">BID ITEM</p>	<p align="center">BIDDER'S NAME & ADDRESS</p>			
	<p align="center">Higher Power Electrical, LLC 14201 Caliber Dr. Suite 300 Oklahoma City, OK 73134</p>	<p align="center">BBC Electrical Services, Inc. 5467 HWY 43 Joplin, MO 64804</p>	<p align="center">The L.E. Myers Co. 1405 Jackson St. Marshalltown, IA 50158</p>	
<p>1. Price Proposal: Lump Sum Firm Price: Fall 2020 Transmission Construction</p> <p>Lump Sum Firm Price</p> <p>2. Completion Guarantee(s):</p> <p>Start Installations: September 1, 2020</p> <p>Complete Installations: February 8, 2021</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>\$2,204,357.00</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center">_____</p> <p align="center"><u>February 8, 2021</u></p>	<p align="center"><u>\$2,206,589.39</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>September 1, 2020</u></p> <p align="center"><u>February 8, 2021</u></p>	<p align="center"><u>\$3,669,862.82</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>September 1, 2020</u></p> <p align="center"><u>February 8, 2021</u></p>		

<p align="center">TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Wednesday, July 15, 2020, in Omaha, Nebraska</p>	<p align="center">REQUEST FOR PROPOSAL NO. 5759 Fall 2020 Transmission Construction</p> <p align="right">Page 2 of 2</p>			<p>DocuSigned by:  9426AD614770185 Director</p> <p>DocuSigned by:  4C078589159C4162 Supply Chain Management Compiled by and Certified Correct</p>
<p align="center">Anticipated Award Date August 13, 2020</p>				
<p align="center">ENGINEER'S ESTIMATE</p> <p align="center">\$4,386,500.00</p>				
<p align="center">BID ITEM</p>	<p align="center">BIDDER'S NAME & ADDRESS</p>			
	<p align="center">Watts Electric Company 13351 Dovers St. Waverly, NE 68462</p>	<p align="center">Brink Constructors, Inc. 2950 N. Plaza Dr. Rapid City, SD 57702</p>	<p align="center">Integrated Power Co. PO Box 1743 North Platte, NE 69103</p>	
<p>1. Price Proposal: Lump Sum Firm Price: Fall 2020 Transmission Construction</p> <p>Lump Sum Firm Price</p> <p>2. Completion Guarantee(s):</p> <p>Start Installations: September 1, 2020</p> <p>Complete Installations: February 8, 2021</p>	<p align="center">SUPPLIER'S BID</p> <p align="center"><u>\$4,003,028.23</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>September 1, 2020</u></p> <p align="center"><u>February 8, 2021</u></p>	<p align="center">SUPPLIER'S BID</p> <p align="center"><u>\$5,058,339.25</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>September 1, 2020</u></p> <p align="center"><u>February 8, 2021</u></p>	<p align="center">SUPPLIER'S BID</p> <p align="center"><u>\$8,039,706.31</u></p> <p align="center"><u>Guaranteed Completion Date</u></p> <p align="center"><u>September 1, 2020</u></p> <p align="center"><u>February 8, 2020</u></p>	



FRASER STRYKER

PC LLO

LAWYERS

500 ENERGY PLAZA
409 SOUTH 17TH STREET
OMAHA, NEBRASKA 68102-2663
TELEPHONE 402.341.6000
TELEFAX 402.341.8290
WWW.FRASERSTRYKER.COM

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

July 22, 2020

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

RE: Request for Proposal No. 5759 – 2020 Fall Transmission Construction ("RFP No. 5759")

Ladies and Gentlemen:

We have reviewed the six (6) proposals received in response to RFP No. 5759 and offer the following legal opinion. All of the proposals contain the information requested in this RFP. There are no exceptions in any of the proposals to the terms in the contract documents, other than technical clarifications by bidder L.E. Myers Co.

Subject to the District's economic and technical evaluation, all of the proposals received in response to RFP No. 5759 may be considered by the District's Board of Directors for the award of this contract. The form of payment and performance bond for this contract also must be approved by the Board.

Very truly yours,

Stephen M. Bruckner
FOR THE FIRM

SMB:bjs
2397403.01