



Williams/Via

**RESOLUTION NO. 6444**

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

**REQUEST FOR PROPOSAL (RFP) NO. 5881  
FOUNDATIONS, DUCTLINES, AND MISCELLANEOUS WORK  
FOR 161KV SUBSTATION**

**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 Peak Contracting Group LLC in the amount of \$1,005,324.30 for the construction of 161kV substation foundations, ductlines and miscellaneous work pursuant to Request for Proposal No. 5881, 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. 5881 "Foundations, Ductlines, and Miscellaneous Work for 161kV Substation"

### PURPOSE

Board of Directors authorization to award Request for Proposal (RFP) No. 5881 Foundations, Ductlines, and Miscellaneous Work for 161kV Substation to support development of a new substation.

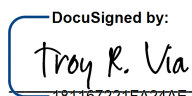
### FACTS

- a. RFP No. 5881 includes the receipt of materials and construction services for the development of a substation to support load growth and reliability in the Sarpy County area.
- b. Substation foundations provide structural bases for placement of steel supports and equipment including breakers, transformers and buildings. Ducts provide a conduit to electrically connect various devices. Grounding ensures safety to personnel in the substation and provides the ground connection for various devices. Miscellaneous work includes traffic control, material handling, stormwater control, rock surfacing, and other construction related activities.
- c. Six (6) proposals were received; five are legally responsive and all are technically responsive.
- d. Construction will begin August 2, 2021 and conclude December 15, 2021.
- e. The proposal from Peak Contracting Group, LLC was evaluated as the lowest and best bid.

### ACTION

Authorization by the Board to award the contract for RFP 5881 Foundations, Ductlines, and Miscellaneous Work for 161kV Substation to Peak Contracting Group, LLC in the amount of One Million, Five Thousand, Three Hundred Twenty Four dollars and 30 cents (\$1,005,324.30).

#### RECOMMENDED:

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

#### APPROVED FOR BOARD CONSIDERATION:

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. 5881 “Foundations, Ductlines, and Miscellaneous Work for 161kV Substation”  
Analysis of Proposals

1.00 GENERAL

RFP No. 5881 was advertised for bid on May 11, 2021.

This contract will procure material and construction services for installation of foundations, ducts, and grounding of a new substation to support load growth and reliability in the Sarpy County area.

Construction is scheduled to begin August 2, 2021 and conclude December 15, 2021.

Three (3) Letters of Clarification (LOC) were issued to address questions on unit item quantities, permitting, geotechnical report, material, site power and temporary site fence.

Two (2) Addendums were issued to correct unit pricing quantities for three foundation items and a unit of measurement for the precast concrete raceway item.

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

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

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Peak Contracting Group, LLC	\$1,005,324.30	Yes	Yes
Dezort, Inc.	\$1,035,685.69*	Yes	Yes
Midwest Infrastructure, Inc.	\$1,199,515.28	Yes	Yes
Conductor Power, LLC	\$1,333,181.57*	No	Yes
Thompson Construction, Inc.	\$1,349,150.96	Yes	Yes
Integrated Power Co.	\$1,462,186.32*	Yes	Yes

\*Evaluated pricing identified as Dezort - \$1,030,685.79, Conductor Power - \$1,333,179.57, and Integrated Power - \$1,462,256.32 due to unit pricing calculation error.



2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

In the opinion of the District’s legal counsel the proposal from Conductor Power, LLC did not list the guaranteed delivery dates as requested. The District would need to obtain a Letter of Clarification from Conductor Power stating that the dates set forth on its project schedule are the guaranteed completion dates for the project. No exceptions or clarifications or missing information was noted in any of the other five (5) proposals. Subject to the foregoing comments, District’s technical and economic evaluation, proposals may be considered by the District’s Board of Directors for award.

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. 5881 “Foundations, Ductlines, and Miscellaneous Work for 161kV Substation” be awarded to Peak Contracting Group, LLC in the amount of One Million, Five Thousand, Three Hundred Twenty Four dollars and 30 cents (\$1,005,324.30).



DocuSigned by:

*Dannie D. Buelt*

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Dannie Buelt, PE  
Director Engineering  
Energy Delivery

<p align="center"><b>TABULATION OF BIDS</b>                  Opened at 2:00 p.m., C.D.T., Tuesday,                  June 8, 2021, in Omaha, Nebraska</p>	<p align="center"><b>REQUEST FOR PROPOSAL NO. 5881</b>  <b>Foundation, Ductlines, and Miscellaneous Work for 161kV                  Substation</b></p> <p align="right">Page 1 of 2</p>			<p>DocuSigned by:                    9426AD61477A435...                  Director</p> <p>DocuSigned by:                    4DF7F693B99D4E6...                  Supply Chain Management                  Compiled by and Certified Correct</p>
<p align="center">Anticipated Award Date                  June 17, 2021</p>				
<p align="center"><b>ENGINEER'S ESTIMATE</b></p> <p align="center">\$2,050,000.00</p>				
<p align="center"><b>BID ITEM</b></p>	<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>			
	<p align="center">Conductor Power LLC                  LLC 4993 Gull Lake Dam Road                  Brainerd, MN 56401</p>	<p align="center">Dezort, Inc                  PO Box 217                  North Platte, NE 69103</p>	<p align="center">Integrated Power Co.                  PO Box 1743                  North Platte, NE 69103</p>	
<p><b>1. <u>Price Proposal:</u></b></p> <p>Attachment A Total Price</p> <p><b>2. <u>Delivery Guarantee(s):</u></b></p> <p>Mobilization</p> <p>Final Completion</p>	<p align="center"><b>SUPPLIER'S BID</b></p> <p align="center">\$1,333,181.57</p> <p align="center"><u>Guaranteed Date</u></p> <p align="center"><u>None provided</u></p> <p align="center"><u>None provided</u></p>	<p align="center"><b>SUPPLIER'S BID</b></p> <p align="center">\$1,035,685.69</p> <p align="center"><u>Guaranteed Date</u></p> <p align="center"><u>August 2, 2021</u></p> <p align="center"><u>December 15, 2021</u></p>	<p align="center"><b>SUPPLIER'S BID</b></p> <p align="center">\$1,462,186.32</p> <p align="center"><u>Guaranteed Date</u></p> <p align="center"><u>August 2, 2021</u></p> <p align="center"><u>December 15, 2021</u></p>	

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<p><b>ENGINEER'S ESTIMATE</b></p> <p align="center">\$2,050,000.00</p>				
<p align="center"><b>BID ITEM</b></p>	<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>			
	<p align="center">Midwest Infrastructure, Inc.                  5320 N 148th Street                  Lincoln, NE 68527</p>	<p align="center">Peak Contracting Group LLC                  515 South 3rd Street                  Springfield, NE 68059</p>	<p align="center">Thompson Construction, Inc                  2404 N Lincoln Ave                  Fremont, NE 68205</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>Attachment A Total price</p> <p><b>2. Completion Guarantee(s):</b></p> <p>Mobilization</p> <p>Final Completion</p>	<p align="center"><u>\$1,199,515.28</u></p> <p align="center"><u>Guaranteed Date</u></p> <p align="center"><u>August 2, 2021</u></p> <p align="center"><u>December 15, 2021</u></p>	<p align="center"><u>\$1,005,324.30</u></p> <p align="center"><u>Guaranteed Date</u></p> <p align="center"><u>August 2, 2021</u></p> <p align="center"><u>December 15, 2021</u></p>	<p align="center"><u>\$1,349,150.96</u></p> <p align="center"><u>Guaranteed Date</u></p> <p align="center"><u>August 2, 2021</u></p> <p align="center"><u>December 15, 2021</u></p>	



# FRASER STRYKER

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

June 9, 2021

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

RE: Request for Proposal No. 5881-Foundations, Duct Lines and Miscellaneous Work  
for 161kV Substation ("RFP No. 5881")

Ladies and Gentlemen:

We reviewed the six (6) proposals received in response to RFP No. 5881 and provide the following legal opinion.

The Proposal section of the bid documents submitted by Conductor Power, LLC does not list the guaranteed delivery dates as requested in that section. However, on page 95 of the proposal, Conductor Power refers to a "project schedule" that is included in the proposal packet. The last page of the packet includes a project schedule that lists specified dates for this project. In order for the Conductor Power proposal to receive further consideration by the Board, the District should obtain a letter of clarification from Conductor Power stating that the dates set forth on its project schedule are the guaranteed completion dates for the project. Without this clarification, the Conductor Power proposal should not receive further consideration.

There are no exceptions or clarifications or missing information in any of the other five (5) proposals for this project.

Subject to the foregoing comments and the District's technical and economic evaluation, the proposals received in response to RFP No. 5881 may be considered by the District's Board of Directors for the award of this contract. The performance and payment bond of the successful bidder also must be approved by the Board.

Very truly yours,

Stephen M. Bruckner  
FOR THE FIRM

SMB/sac  
2592334



# Foundations, Ducts, Grounding Examples



Cable Trench



Pier Formwork



Pier Foundations



Rebar Cages