

Moody/Via

RESOLUTION NO. 6556

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

**REQUEST FOR PROPOSAL (RFP) NO. 6029
NW OMAHA ED STEEL TRANSMISSION AND SUSTATION 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 Arcosa – Meyer Utility Structures in the amount of \$3,693,854.00 for the galvanized steel transmission and substation structures for a new substation to support load growth and reliability in the northern Douglas County area pursuant to Request for Proposal No. 6029 is hereby accepted, and the form of payment and performance bond of such bidder is approved.



Board Action

BOARD OF DIRECTORS

March 14, 2023

ITEM

Award RFP No. 6029 NW Omaha ED Steel Transmission and Substation Structures

PURPOSE

Board of Directors authorization to award a contract for galvanized steel transmission and substation structures for a new substation to support load growth and reliability in the northern Douglas County area.

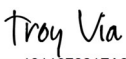
FACTS

- a. A new substation in northwest Omaha is needed for new load growth and reliability in the area.
- b. Approximately 2.5 miles of 161kV overhead transmission line is required to interconnect that new substation.
- c. Five (5) proposals were received. Three (3) proposals are legally responsive, and one (1) is technically responsive.
- d. Construction of the lines will begin in late December 2023 and conclude by May 2024.

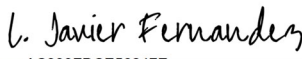
ACTION

Authorization by the Board to award a contract for RFP No. 6029 NW Omaha ED Steel Transmission and Substation Structures to Arcosa - Meyer Utility Structures for the evaluated amount of Three Million, Six Hundred Ninety-Three Thousand, Eight Hundred Fifty-Four Dollars (\$3,693,854.00).

RECOMMENDED:

DocuSigned by:

 181107221FA24AE...
 Troy R. Via
 Chief Operating Officer and
 Vice President – Utility Operations

APPROVED FOR BOARD CONSIDERATION:

DocuSigned by:

 AC399FDCE50247E...
 L. Javier Fernandez
 President and Chief Executive Officer

TRV:sjh

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



Date: March 7, 2023

From: D. D. Buelt

To: T. R. Via

RFP No. 6029
 “NW Omaha ED Steel Transmission and Substation Structures”
Analysis of Proposals

1.00 GENERAL

RFP No. 6029 was advertised for bid on January 17, 2023.

This contract will procure galvanized steel transmission and substation structures for a new substation to support load growth and reliability in the northern Douglas County area.

Anchor bolts were requested to be delivered by October 13, 2023. Structures were requested to be delivered by December 1, 2023.

One (1) Letters of Clarification (LOC) was issued, it answered a general question about an engineering design choice. No addendums were issued for this RFP.

Proposals were requested and opened at 2:00 p.m., C.S.T., Wednesday, February 15, 2023.

Engineer’s Estimate was \$ 3,396,250.00

Five (5) total proposals were received. The proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Grid Structures	\$ 3,464,812.00	Yes	No
Arcosa - Meyer Utility Structures	\$ 3,693,854.00	Yes	Yes
Trans American Power Products	\$ 4,131,711.00	Yes	No
Klute	\$ 4,302,200.61	No	No
Valmont	N/A*	No	No

*Valmont did not fill out RFP to be opened and read publicly

To: T.R. Via
March 7, 2023
Page 2 of 2

2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

The district's legal counsel determined that three (3) of the (5) proposals were legally responsive, subject to technical and economic evaluation:

The proposal from Valmont is deemed materially non-responsive due to not including the price and delivery schedule.

The proposal from Klute is not signed and therefore may not be considered.

The proposal from Grid Structure is legally responsive with a couple of caveats. The proposal specifies a guaranteed delivery date based on the date of the purchase order, which is acceptable. They will also need to acknowledge receipt of Letter of Clarification #1.

The proposal from Arcosa-Meyer Utility Structures submits clarifications to some contract terms and some technical clarifications, these are subject to the District's evaluation of whether or not they are acceptable. They also included revisions to the District's procurement agreement, after review of these changes they have concluded that they do not render the proposal legally non-responsive.

The proposal from Trans American Power Products was deemed legally responsive and does not submit any exceptions to the contract.

3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

The proposal received from Grid Structures has several technical deficiencies requiring it to be deemed technically non-responsive.

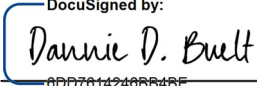
The proposal from Valmont was deemed legally non-responsive due to not conforming to the sealed bid process and was not reviewed from a technical standpoint.

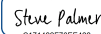

The proposals from Klute and Trans American Power Products will not meet the desired delivery dates and are deemed technically non-responsive.


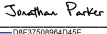
The proposal from Arcosa - Meyer Utility Structures is deemed to be technically responsive.

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. 6029 NW Omaha ED Steel Transmission and Substation Structures be awarded to Arcosa - Meyer Utility Structures for the evaluated amount Three Million, Six Hundred Ninety-Three Thousand, Eight Hundred Fifty-Four dollars (\$3,693,854).

DocuSigned by:

Dannie Buel, P.E.
Director Engineering
Utility Operations

<p>TABULATION OF BIDS Opened at 2:00 p.m., C.S.T., Wednesday, February 15, 2023, in Omaha, Nebraska</p>	<p align="center">REQUEST FOR PROPOSAL NO. 6029 NW Omaha ED Steel Transmission and Substation Structures</p>			<p align="center"> <small>DocuSigned by:</small>  Steve Palmer <small>DL1742278E5432</small> Director Supply Chain Management <small>DocuSigned by:</small>  Jonathan Parker <small>DBF37508684D45E</small> Compiled by and Certified Correct </p>
<p align="center">Anticipated Award Date March 16, 2023</p>				
<p align="center">ENGINEER'S ESTIMATE</p> <p align="center">\$3,396,250.00</p>				
<p align="center">BID ITEM</p>	<p align="center">BIDDER'S NAME & ADDRESS</p>			
	<p align="center">Grid Structures, LLC 13040 Foulks Lane Amite City, LA 70422</p>	<p align="center">Meyer Utility Structures, LLC 6750 Lenox Center Ct. Suite 400 Memphis, TN 38115</p>	<p align="center">TAPP, Inc. 2427 Kelly Ln Houston, TX 77066</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:</p> <p>a. Firm price to furnish F.O.B. shipping point, galvanized steel transmission structures as specified in "Section V – Unit Prices"</p> <p>b. Firm price for freight charge for delivery of all galvanized steel transmission structures above F.O.B. to OPPD</p> <p>2. Completion Guarantee: Anchor Bolt Cage Delivery: October 13, 2023 Structure Delivery: December 1, 2023</p>	<p align="center"><u>\$3,464,812.00</u></p> <p align="center"><u>\$3,464,812.00</u></p> <p align="center"><u>Guaranteed Delivery Date</u> 10 weeks ARO 24 weeks ARO</p>	<p align="center"><u>\$3,693,854.00</u></p> <p align="center"><i>included in structure price</i></p> <p align="center"><u>Guaranteed Delivery Date</u> As Required As Required</p>	<p align="center"><u>\$3,771,311.00</u></p> <p align="center"><u>\$260,400.00</u></p> <p align="center"><u>Guaranteed Delivery Date</u> October 13, 2023 February 16, 2024</p>	

<p>TABULATION OF BIDS Opened at 2:00 p.m., C.S.T., Wednesday, February 15, 2023, in Omaha, Nebraska</p>	<p align="center">REQUEST FOR PROPOSAL NO. 6029 NW Omaha ED Steel Transmission and Substation Structures</p> <p align="right">Page 2 of 2</p>		<p align="center"> <small>DocuSigned by:</small>  <small>C171422F78EE422</small> Director Supply Chain Management <small>DocuSigned by:</small>  <small>128F37509964143E</small> Compiled by and Certified Correct </p>	
<p align="center">Anticipated Award Date March 16, 2023</p>			<p align="center">BIDDER'S NAME & ADDRESS</p>	
<p align="center">ENGINEER'S ESTIMATE \$3,396,250.00</p>			<p align="center">Klute, Inc. 1313 Road G York, NE 68467</p>	<p align="center">Valmont Utility 28800 Ida Street Valley, NE 68064</p>
<p align="center">BID ITEM</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: a. Firm price to furnish F.O.B. shipping point, galvanized steel transmission structures as specified in "Section V – Unit Prices" b. Firm price for freight charge for delivery of all galvanized steel transmission structures above F.O.B. to OPPD 2. Completion Guarantee: Anchor Bolt Cage Delivery: October 13, 2023 Structure Delivery: December 1, 2023</p>	<p align="center"> <u>\$4,302,200.61</u> <u>\$62,799.00</u> <u>Guaranteed Delivery Date</u> <u>10/13/2023</u> <u>05/15/2024</u> </p>	<p align="center"> \$ _____ Included with structures <u>Guaranteed Delivery Date</u> </p>		

February 17, 2023

Omaha Public Power District
444 South 17th Street
Omaha, NE 68102

RE: Request for Proposal No. 6029 – MW Omaha ED steel transmission and substation structures ("RFP No. 6029")

Ladies and Gentlemen:

We have reviewed the five (5) proposals received in response to the District's RFP No. 6029 and provide the following legal opinion.

The proposal of Valmont Utility does not include a price or any delivery dates. Therefore, the Valmont proposal is materially non-responsive to the contract documents and cannot be considered for the award of this RFP.

The proposal of Klute, Inc. is not signed and therefore may not be considered for the award of this RFP.

The proposal of Grid Structures, LLC specifies its guaranteed delivery dates in terms of when the District's purchase order is issued. This is acceptable, but the District must calculate the maximum delivery dates based on that submittal. Additionally, if the Grid Structures' proposal is to be considered, the District must obtain a letter from Grid Structures acknowledging receipt of the District's Letter of Clarification No. 1.

The proposal of Arcosa-Meyer Utility Structures submits clarifications to certain contract terms, including the payment terms, and some technical clarifications. These clarifications are subject to the District's evaluation. The Arcosa-Meyer proposal also submits revisions to the District's procurement agreement. We have reviewed the revisions and conclude that they do not render the proposal legally non-responsive to the contract documents. However, the revisions are subject to further economic evaluation in the consideration of the lowest and best responsible bidder for this project.

The proposal of TransAmerican Power Products, Inc. is responsive and does not submit any exceptions to the contract documents.

Subject to the foregoing comments and the District's technical and economic evaluation, the proposals of Grid Structures, LLC, TransAmerican Power Products, Inc., and Arcosa-Meyer

February 17, 2023

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Utility Structures 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.

Alternatively, pursuant to Section 70-637(5) of the Nebraska Revised Statutes, the Board may reject all bids and authorize the District to enter into a negotiated if the Board finds that no responsive bids were received or the bids received are in excess of the fair market value for the subject of this RFP.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Stephen M. Bruckner".

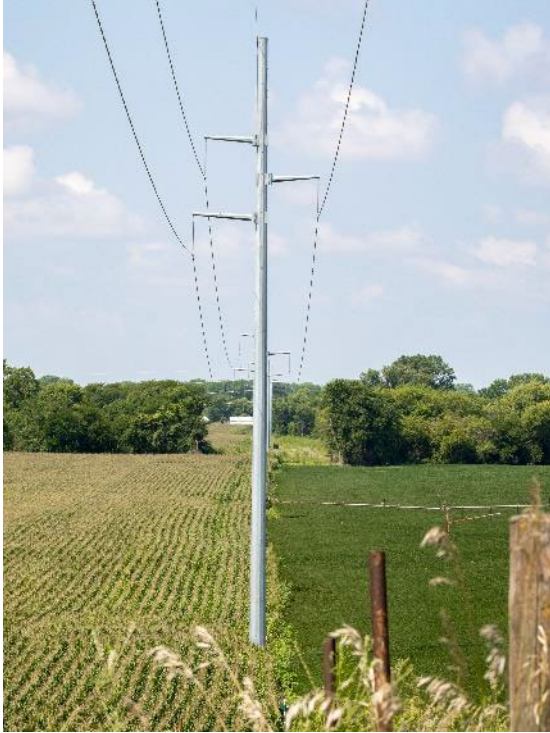
Stephen M. Bruckner
FOR THE FIRM

SMB:sac

2963610

161kV Transmission Structure Example

Delta Tangent Structures (cross country)
Generally 100' - 130' tall



Vertical Tangent Structures (road side)
130' tall Average

