

Williams/Via

**RESOLUTION NO. 6691**

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

**REQUEST FOR PROPOSAL (RFP) NO. 6179  
SARPY COUNTY STATION UNITS 1&2 EXHAUST STACK REPLACEMENT**

**WHEREAS**, a bid was received and opened at the time and place mentioned in the published notices and the Director – Supply Chain Management supervised the tabulation, which has been submitted to this Board; and

**WHEREAS**, the Board of Directors has carefully considered the bid submitted, as well as the recommendations of the District's Management and General Counsel.

**WHEREAS**, Section 70-637 of the Nebraska Revised Statutes authorizes the District's Board of Directors to reject proposals if they are not responsive to the Request for Proposals, and to authorize Management to pursue a negotiated contract; and

**WHEREAS**, the Board of Directors concurs with management's recommendation that the proposal for RFP No. 6179 is technically non-responsive for the proposed scope of work.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Omaha Public Power District that the proposal received in response to Request for Proposal No. 6179 is rejected and Management is authorized to negotiate and enter into a contract for this project, subject to review and approval of the final contract by the District's General Counsel.



## MEMORANDUM

**DATE:** February 5, 2025

UO-2025-002

**FROM:** S.A. Eidem

**TO:** T. R. Via

**SUBJECT:** Sarpy County Station Units 1 and 2 Exhaust Stack Replacement

### 1.00 GENERAL

Request for Proposal (RFP) No. 6179 is for the design, fabrication, site delivery requirements, and installation contract for replacement exhaust stacks at Sarpy County Station Units 1 and 2.

The current exhaust stacks for Sarpy County Station Units 1 and 2 were replaced in 2000 and had a 20-year life expectancy. These exhaust stacks have required regular repairs over the last 10 years to maintain reliability and need to be replaced to reduce the risk of a forced outage. The degraded exhaust stacks have caused three unplanned outages in 2024 and one unplanned outage in 2023 between the two units. Stack maintenance is projected to increase over time as the system ages and the units see increased operating times. Replacement of the exhaust stacks will ensure reliable operation, resilient grid support, and continued accredited capacity credit for the OPPD generation portfolio.

The RFP was advertised on December 13, 2024. Two letters of clarification were issued. Bids were received and opened on January 16, 2025. One bid was submitted by Schock Manufacturing. The Engineer's estimate for this work was \$7,200,000. The bid received was for \$10,700,000.

### 2.00 COMPLIANCE WITH CONTRACT TERMS AND CONDITIONS

The proposal was referred to the District's legal counsel for review. The proposal received in response to the District's RFP No. 6179 may be considered by the District's Board of Directors for the award of this contract.

### 3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

The bid from Schock Manufacturing does not meet the technical requirements for the specified plant outage schedule. The dates for installation are outside the timeframe required by the RFP.

T. R. Via  
February 5, 2025  
Page 2 of 2

4.00 RECOMMENDATION


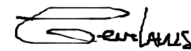
Based on non-compliance with the technical requirements of this RFP, it is recommended that the proposal received for RFP No. 6179 be rejected by the Board of Directors and that District Management be authorized to enter into a negotiated contract.

DocuSigned by:

*Scott A. Eidem, P.E.*

6FFDE74FFFE149D...

S.A. Eidem, P.E.  
Director, Engineering Services  
Utility Operations

<p align="center"><b>TABULATION OF BIDS</b>                  Opened at 2:00 p.m., C.S.T., Thursday,                  January 16, 2025, in Omaha, Nebraska</p>		<p align="center"><b>REQUEST FOR PROPOSAL NO.6179</b></p> <p align="center"><b>Sarpy County Station Units 1&amp;2 Exhaust Stack Replacement</b></p>		<p align="right">Signed by:                    C171422F76EE422...  <b>Director</b></p> <p align="right">Supply Chain Management                    5EC5B8690ZEE4F6...  <b>Compiled by and Certified Correct</b></p>	
<p align="center">Anticipated Award Date                  February 20, 2025</p>					
<p align="center"><b>ENGINEER'S ESTIMATE</b></p> <p align="center">\$7,200,000.00</p>					
<p align="center"><b>BID ITEM</b></p>		<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>			
		<p align="center">Schock Manufacturing                  6901 N. 115th East Ave,                  Owasso, OK 74055</p>			
		<p><b>SUPPLIER'S BID</b></p>	<p><b>SUPPLIER'S BID</b></p>	<p><b>SUPPLIER'S BID</b></p>	
<p><b>1.</b></p>	<p><u>Proposal Price(S)</u></p>				
	<p>Lump sum Firm Price</p>				
	<p>Unit 1 Exhaust Stack Replacement Price</p>	<p><u>\$5,350,000.00</u></p>			
	<p>Unit 2 Exhaust Stack Replacement Price</p>	<p><u>\$5,350,000.00</u></p>			
<p><b>2.</b></p>	<p><u>Completion Guarantee(s)</u></p>	<p><u>Guaranteed Completion Date</u></p>			
	<p><u>SC1 Stack Replacement (October 20, 2025)</u></p>	<p><u>*October 20, 2025</u></p>			
	<p><u>SC2 Stack Replacement (November 10, 2025)</u></p>	<p><u>*November 26, 2025</u></p>			

\* Please note: Schock must begin installation work approximately 9/8/2025



**Stephen M. Bruckner**  
ATTORNEY  
402.978.5225  
sbruckner@fraserstryker.com  
fraserstryker.com

January 21, 2025

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

RE: Request for Proposal No. 6179 – Sarpy County Station Units 1 & 2 Exhaust Stack Replacement

Ladies and Gentlemen:

We have reviewed the single proposal received from Schock Manufacturing for the above-referenced RFP. The proposal includes clarifications to the technical and commercial terms of the RFP that are for the District's evaluation. The proposal also includes exceptions to certain contract terms for payment, warranty, and liquidated damages that are not materially non-responsive to the RFP but must be evaluated from a risk and cost perspective.

Subject to the foregoing comments and the District's technical and economic evaluation, the Schock Manufacturing proposal is acceptable for consideration by the District's Board of Directors for the award of this contract.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'Stephen M. Bruckner', written over a light blue horizontal line.

Stephen M. Bruckner  
FOR THE FIRM

SMB:sac  
2993134

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

February 18, 2025

### ITEM

Sarpy County Station Units 1 and 2 Exhaust Stack Replacement

### PURPOSE

Board of Directors' authorization to reject the proposal received for RFP No. 6179, and for the District to enter into a negotiated contract for the design, fabrication, site delivery requirements, and installation of two new exhaust stacks for Sarpy County Station Units 1 and 2.

### FACTS

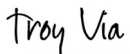
- a. The existing stacks have a 20-year life expectancy and were installed in 2000. Currently the stacks have required regular repair over the last 10 years to maintain reliability and replacement will reduce the risk of additional forced outages.
- b. Replacing the existing exhaust stacks will ensure reliability of the units going forward.
- c. One bid was received and determined to be technically non-responsive.


### ACTION

Authorization by the Board to reject the proposal received for RFP No. 6179 and allow District Management to enter into a negotiated contract for replacement of exhaust stacks for Sarpy County Station Units 1 and 2.

### RECOMMENDED:

### APPROVED FOR BOARD CONSIDERATION:

Signed by:  
  
 101167221FA24AE...  
 Troy R. Via  
 Vice President – Utility Operations  
 and Chief Operating Officer

Signed by:  
  
 AC399EDCE56247E...  
 L. Javier Fernandez  
 President and Chief Executive Officer

TRV:sae

- Attachments: Letter of Recommendation  
 Tabulation of Bids  
 Legal Opinion  
 Resolution