



SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY

Request for Proposals for Appliance Procurement, Delivery and Recycling Services

Issuance Date: July 17, 2019

Response Deadline: August 29, 2019

I. Introduction

The Southern California Public Power Authority (SCPPA), on behalf of its Member Utilities, is hereby soliciting competitive proposals for Appliance Procurement, Delivery and Recycling Services, as described below in Section III.

SCPPA is interested in discovering all Respondent's capabilities related to specified Areas of Interest and associated pricing to enable informed decisions and potentially proceed to more specific negotiations on contract development with one or more qualified Respondents to this Request for Proposals (RFP).

Responses to this RFP are due on or before 4:00PM PDT; August 29, 2019, as described below in Sections III and V.

II. Background

SCPPA is a joint powers authority and a public entity organized under the California Joint Exercise of Power Act found in Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California, and through the SCPPA Joint Powers Agreement, for the purposes of planning, financing, developing, acquiring, constructing, operating and maintaining projects for the generation or transmission of electric energy. SCPPA also facilitates joint service contracts, at the request of its members, to aggregate like project efforts among its Members for the purposes of developing energy efficiency, demand response and resource procurement Programs or Projects to improve operating efficiencies and reduce costs.

Membership of SCPPA consists of eleven cities and one irrigation district, which supply electric energy within Southern California, including the municipal utilities of the cities of Anaheim, Azusa, Banning, Burbank, Cerritos, Colton, Glendale, Los Angeles, Pasadena, Riverside, and Vernon, and the Imperial Irrigation District. SCPPA is governed by its Board of Directors, which consists of representatives from each of its Members. The management of SCPPA is under the direction of an Executive Director who is appointed by the Board.

Any service contract subsequently entered into by SCPPA pursuant to this RFP would be utilized directly by the interested Members to serve their respective utility customers' needs. The service and work products would be ordered and approved directly by SCPPA and/or the applicable Members and the billing would be administered through SCPPA.

III. Areas of Interest

SCPPA aggregates services on behalf of its Members for Energy Efficiency programs in support of the goals of AB 32, AB 2021 and SB 1037. These programs include Refrigerator Exchange and Residential Appliance Recycling programs which provide for the acquisition and distribution of energy efficient refrigerators for low-income and non-profit customers, and the recycling of eligible residential appliances.

SCPPA has issued this Request for Proposal (RFP) to develop a list of qualified firms capable of providing one or more the Services described below, as Areas of Interest. Proposals submitted in response to this RFP must meet the requirements and specifications presented below.

1. Appliance Procurement

- Appliances that the participating Members may procure from the successful Respondent to this RFP must be, at a minimum, ENERGY STAR® rated and approved. SCPPA requests a cut or specification sheet of such appliances, which should include the make, model, size, efficiency tier, product color, and features for the following types of appliances:
 - Refrigerators
 - Clothes Washers
 - Dish Washers
 - Room Air Conditioners
 - Other Appliances that are offered by the Respondent that may or may not be discussed as part of this RFP
- Respondents should provide a list or lists of any appliances that are offered by the Respondent and meet performance standards in excess of the Federal Standards or ENERGY STAR® ratings such as the Super-Efficient Home Appliance initiative (SEHA) criteria by the Consortium for Energy Efficiency (CEE), with specification of the rating criteria that exceeds ENERGY STAR®. This list would include the associated cut or specifications sheets, as defined above, for any and all such appliances exceeding the Federal or ENERGY STAR® standards.
- Water consumption specifications for applicable appliances should be included in all appliance lists referenced above.

2. Appliance Recycling Services

- The Appliance Recycling Services shall meet the Environmental Protection Agency (EPA) standards for Responsible Appliance Disposal (RAD) as follows:
 - Collect used refrigerators, freezers, window air conditioning units, dehumidifiers and other appliances from customer facilities within our member service territories, and implement best practices for the recycling/disposal of these units in compliance with federal, state, and local laws, including; safe disposal of hazardous waste products, and recycling of all recoverable, durable materials, to the extent possible:
 - Using environmentally sound methods to remove, process, manage, and recycle or eliminate chlorofluorocarbons (CFC) in refrigerants and foam insulation found in refrigerators to prevent their release into the atmosphere, securing all permits for CFC recycling equipment in accordance with local air-quality regulations and ensuring that operators are certified to perform the recycling activities

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- Proper recovery and management of refrigerant: Under Section 608 of the 1990 Clean Air Act Amendments (40 CFR Part 82 Subpart F), no refrigerant may be vented during the disposal of appliances; therefore, refrigerant must be recovered at equipment end-of-life. Refrigerant must be properly recovered (per §82.156), meaning that at least 90% of the refrigerant must be recovered if the compressor is operating, and at least 80% must be recovered otherwise; alternatively, the refrigerant can be evacuated to four inches of mercury vacuum. Refrigerant must either be reclaimed by an EPA-certified reclaimer (per §82.164) for reuse, or destroyed using environmentally acceptable methods in accordance with applicable federal, state, and local environmental regulations.
 - Proper recovery and management of mercury: Mercury waste, such as switches and relays, must be recovered from appliances prior to disposal or shredding, sent to a qualified recovery facility that has appropriate hazardous waste management permits, and managed in accordance with applicable federal, state, and local hazardous waste regulations (e.g., waste must be properly packaged prior to transport). The federal hazardous waste regulations under the Resource Conservation and Recovery Act (RCRA) can be found in Title 40 of the Code of Federal Regulations, Parts 260-279. Respondent shall also meet the State of California regulatory hazardous waste requirements if different from federal requirements.
 - Proper recovery and management of used oil: Any used oil recovered from refrigeration units must be managed in accordance with the federal standards outlined in 40 CFR 279 or the equivalent state regulations. Before recycling and disposal, used oil must be stored in appropriate containers in good condition and with no visible leaks. Per the RCRA used oil rebuttable presumption, refrigerants must be reclaimed from the used oil to the fullest extent possible, and the used oil cannot be mixed with used oil from sources other than refrigeration units; otherwise, the used oil must be classified as a hazardous waste or it must be proven (through testing) that it does not contain significant concentrations of hazardous substances (i.e., >1,000 ppm total halogens).
 - Processing of appliances, using environmentally sound methods to safely remove, process, manage and dispose of polychlorinated biphenyls (PCBs). PCBs would most likely be found in a capacitor. If the capacitor does not state “contains no PCBs” or the capacitor (or refrigerator) was manufactured before 1979, assume that the capacitor contains PCBs (see 40 CFR 761.2 (a)(4) for PCB concentration assumptions and 40 CFR 761.3 for definitions). If the capacitor contains PCBs, which are regulated for disposal, and is leaking, then disposal of the capacitor must be in accordance with 40 CFR 761.62(a) or (c). If the capacitor contains PCBs, which are regulated for disposal, and is not leaking, then disposal of the capacitor must be in accordance with 40 CFR 761.60(b)(2). Storage of PCB capacitors, which are regulated for disposal, must be for no more than one year and must be in accordance with 40 CFR 761.65.
 - Proper recovery and destruction of Ozone-Depleting Substances (ODS) foam blowing agent: ODS foam must be removed from appliances and foam blowing agent must be reclaimed or destroyed using environmentally acceptable methods.
- Provide copies of all Hazardous Waste Manifests and their corresponding Certificates of Disposal and Recycling and or Certificates of Destruction.

- Securing all necessary permits and licenses from Federal, State and local agencies for the handling, transportation and storage of all hazardous wastes and materials, and the collection, transportation, processing and recycling of household appliances.
- Tracking and reporting program information annually to the EPA including: the number of appliances collected; type and quantity of refrigerants reclaimed/destroyed; type and quantity of foam blowing agent reclaimed/destroyed; weight of metals, plastics, and glass recycled; and quantity of hazardous waste products managed and used oil recovered.

3. Appliance Delivery Services

- Logistical services in support of Appliance Recycling programs, which include inventory services, warehousing, delivery of appliances and any other program incentives (such as Light Emitting Diode (LED) bulbs), installation and change out of displaced units¹, which is defined as any appliance as listed within Section 1 (Appliance Procurement).
 - Warehousing, delivery, installation of new units.
 - Removal and disabling of displaced and spare appliances.
 - Scheduling and confirming appliance delivery/change-out appointments by telephone in a timely manner and other services that may be necessary to affect the delivery, setup and installation of appliances such as inspection of grounded outlets in conformance to program guidelines. The preferred model shall provide for a full-service telephone center at which customers may schedule pick-ups and recycling. Provisions should also be made to process customer requests for recycling services through the internet.
 - Screening, hiring bonding and training of an adequate staff to perform these logistical functions.
 - Provisions for proper and effective operations, including: transportation equipment and fleet services, collection operations, customer services functions, purchasing and billing capabilities, inventory tracking and control and warehousing capabilities, computerized data collection and analysis operations.
 - Preparing periodic inventory tracking and progress reports to properly monitor the effectiveness of the Appliance Delivery Program services. A web-based reporting and tracking system to facilitate requests for deliveries and appliance pick-up is preferred.

4. Incentive Processing

- Process and send incentive payments to program participants in support of Appliance Recycling programs.
 - Design method of payment and envelope, including all Utility information requested, such as Utility logo and program specific language.
 - Staff call center to handle all calls related to incentive payments.
 - Perform annual escheatment, if required, and send letter to customers, per California escheatment rules.

¹ A unit is defined as any program appliance or efficiency improvement measure

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Timeline / Schedule*

SCPPA RFP for Appliance Procurement, Delivery and Recycling Services Selection Process	
Schedule of Requirements	Target Date(s)
Issue RFP	July 17, 2019
Questions Due	4:00 PM PDT; August 12, 2019
Responses Due	4:00 PM PDT; August 29, 2019
Review of Responses	September – October 2019
Interviews (if necessary)	September - October 2019
Selection of Respondent(s)	September - October 2019

*Timeline/Schedule is subject to change at sole discretion of SCPPA.

IV. Proposal Submission Required Elements

1. Transmittal Letter Content:

- a. A brief statement of the Respondent's understanding of the work to be done and commitment to perform the work as scheduled, including:
 - i) statement of work specifications; and
 - ii) reference to any proposed contractual terms and conditions required by the Respondent; and
 - iii) a summary of exceptions taken to the RFP requirements; and
 - iv) any and all expectations from SCPPA including, but not limited to: requirements definitions, strategy refinement, and staffing requirements to support the proposed project or program implementation.
- b. An officer authorized to bind must sign the proposal on behalf of the Respondent and must include the following declarations on the transmittal letter:

“This proposal is genuine, and not sham or collusive, nor made in the interest or in behalf of any person not herein named; the Respondent has not directly or indirectly induced or solicited any other Respondent to put in a sham bid, or any other person, firm or corporation to refrain from submitting a proposal; and the Respondent has not in any manner sought by collusion to secure for themselves an advantage over any other Respondent.”

2. **Respondent Information:** Provide legal name of Company or Individual, physical street address, the name(s) and title(s) of the individual(s) authorized to represent the Respondent, including telephone number(s) and email address(es).
3. **Proposal:** Proposals must include a description of the proposed project or program, how it meets (or does not meet) each of the objectives of this RFP, and a detailed description addressing all of the Areas of Interest. Respondents may also include additional services, products, tasks, task elements and/or functions that may not be part of or included in the RFP, but are deemed by the Respondent to be pertinent and potentially valuable to SCPPA or its Members. SCPPA will have full discretionary authority

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to consider, accept and/or reject without cause such supplemental information that is not directly requested, included in or made part of the RFP.

4. **Fees:** Pricing in all Proposals should be made based on good faith estimates of the requirements defined in this RFP. Please include all necessary details of specific examples or estimates of the fees, labor rates and service charges. Describe how the fees, rates or charges will be determined. Respondents shall also be prepared to provide a breakdown of the applicable overheads and fringe benefit costs that are part of any labor rates and other direct costs associated with the services to be performed.
5. **Experience:** Respondent shall clearly identify project participants and management team, including:
 - a. Describe your firm's experience as may be applicable to this RFP, your organizational structure, management qualifications, and other contract related qualifications, including number of years firm has been in business.
 - b. Specify key employees and describe their qualifications, experience and duties related to this RFP, including the office location(s) where work will be performed, in addition to the physical street address referenced above.
 - c. Provide a commitment statement for the retention and use of key employees as proposed, their availability to initiate and sustain the proposal, as well as planned supplemental employees if key personnel are not available to assure project delivery.
 - d. State whether Respondent will use subcontractors to perform services pursuant to the contract. Should the use of subcontractors be offered, the Respondent shall provide the same assurances of competence for the subcontractor, plus the demonstrated ability to manage and supervise the subcontracted work. Subcontractors shall not be allowed to further subcontract with others for work. The provisions of any contract resulting from this RFP shall apply to all subcontractors in the same manner as to the Respondent.
 - e. Respondent shall indicate any and all pending litigation that could affect the viability of Respondent's proposal, continuance of existing contracts, operation or financial stability.
6. **References:**
 - a. Describe whether the Respondent has, within the last five (5) years, rendered any service to SCPPA or to any of SCPPA's Members, either as a contractor or subcontractor, either under the current Respondent's name or any other name or organization. If so, please provide details (status as prime or subcontractor, brief description of the contract, contract start and end date, the contract administrator name, and total actual contract expenditures).
 - b. If the Respondent has not rendered any service within the last five (5) years to SCPPA or to any of SCPPA's Members, then please provide references over that period with the details described above including the counterparty for which services were provided.
 - c. Identify existing related or relevant projects or programs which Respondent developed and/or operates that would demonstrate Respondent's capabilities in this area.

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- d. Describe relevant program development and implementation experience, approach, and provide a list of references for similar projects completed.

V. Proposal Submission Delivery Requirements

There will not be an initial Respondent's conference associated with this RFP. The deadline to submit questions on this RFP will be **4:00PM (PDT) on August 12, 2019**. All clarification questions should be submitted electronically via email to: ApplianceRFP@scppa.org, referencing **Appliance Procurement, Delivery and Recycling Services RFP** in the subject line. Answers to questions that SCPPA, at its sole determination and discretion, deems to be substantive or that would place the inquisitor at a distinct and unfair advantage to other potential Respondents will be posted on SCPPA's website at <http://www.scppa.org/page/RFPs-Programs> as soon as a practicable after the date received, but no later than **August 20, 2019**. It is the responsibility of potential Respondents to review this website for any and all postings.

One (1) electronic copy of your response and any supporting documentation must be delivered via email no later than 4:00 PM PDT on Thursday, August 29, 2019 to ApplianceRFP@scppa.org.

Additionally, one (1) hard copy of the submittal may be, but is not required to be, submitted with the electronic copy of your submittal, no later than the time and date referenced above, to:

Southern California Public Power Authority
Appliance Procurement, Delivery and Recycling Services RFP
Attention: Joanna Lopez
1160 Nicole Court
Glendora, California 91740

No contact should be made with the Board of Directors, committees or working group representatives, or SCPPA Members concerning this RFP.

All information received by SCPPA in response to this RFP is subject to the California Public Records Act and may be subject to the California Brown Act and all submissions may be subject to review in the event of an audit.

VI. Terms and Conditions

1. SCPPA reserves the right to cancel this RFP at any time, reject any and all proposals and to waive irregularities.
2. SCPPA shall determine at its sole discretion the value of any and/or all proposals including price and non-price attributes.
3. Proposals may be sub-divided or combined with other proposals, at SCPPA's sole discretion.

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4. SCPPA shall perform an initial screening evaluation to identify and eliminate any proposals that are, for example, not responsive to the RFP, do not meet the minimum requirements set forth in the RFP, are not economically competitive with other proposals, or are submitted by Respondents that lack appropriate creditworthiness, sufficient financial resources, or qualifications to provide dependable and reliable services for this RFP.
5. SCPPA reserves the right to submit follow up questions or inquiries to request clarification of information submitted and to request additional information from any one or more of the Respondents.
6. SCPPA reserves the right, without qualification and in its sole discretion, to accept or reject any or all proposals for any reason without explanation to the Respondent, or to make any award to that Respondent, who, in the opinion of SCPPA, will provide the most value to SCPPA and its Members.
7. SCPPA may decline to enter into any potential engagement agreement or contract with any Respondent, terminate negotiations with any Respondent, or to abandon the request for proposal process in its entirety.
8. SCPPA reserves the right to make an award, at its sole discretion, irrespective of price or technical ability, if SCPPA determines that to do so would result in the greatest value to SCPPA and its Members.
9. Those Respondents who submit proposals agree to do so without legal recourse against SCPPA, its Members, their directors, officers, employees and agents for rejection of their proposal(s) or for failure to execute or act on their proposal for any reason.
10. SCPPA shall not be liable to any Respondent or party in law or equity for any reason whatsoever for any acts or omissions arising out of or in connection with this RFP.
11. SCPPA shall not be liable for any costs incurred by any Respondents in preparing any information for submission in connection with this RFP process or any and all costs resulting from responding to this RFP. Any and all such costs whatsoever shall remain the sole responsibility of the Respondent.
12. SCPPA may require certain performance assurances from Respondents prior to entering into negotiations for work that may result from this RFP. Such assurances may potentially include a requirement that Respondents provide some form of performance security.
13. Prior to contract award, the successful Respondent shall supply a detailed breakdown of the applicable overheads and fringe benefit costs that are part of the labor rates and other direct costs associated with the services to be performed.
14. SCPPA Members, either collectively or individually may contact Respondents to discuss or enter into negotiations regarding a proposal. SCPPA is not responsible or liable for individual Members interactions with the Respondent which are not entirely conducted through SCPPA or at SCPPA's option or election to engage the Respondent as defined within the RFP.
15. Submission of a Proposal constitutes acknowledgement that the Respondent has read and agrees to be bound by the terms and specifications of this RFP and any addenda subsequently issued by SCPPA.

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16. Information in this RFP is accurate to the best of SCPPA's and its Members' knowledge but is not guaranteed to be correct. Respondents are expected to complete all of their due diligence activities prior to entering into any final contract negotiations with SCPPA.
17. SCPPA reserves the right to reject any Proposal for any reason without cause. SCPPA reserves the right to enter into relationships with more than one Respondent, can choose not to proceed with any Respondent with respect to one or more categories of services, and can choose to suspend this RFP or to issue a new RFP that would supersede and replace this RFP.

VII. Additional Requirements for Proposal

1. **Consideration of Responses:** Submitted proposals should be prepared simply and economically, without the inclusion of unnecessary promotional materials. Proposals should be submitted on recycled paper that has a minimum of thirty percent (30%) post-consumer recycled content and duplex copied (double-sided pages) where possible.
2. **Insurance, Licensing, or other Certification:** If selected, the Respondent will be required to maintain sufficient insurance, licenses, or other required certifications for the type of work being performed. SCPPA or its Members may require specific insurance coverage to be established and maintained during the course of work and as a condition of award or continuation of contract.
3. **Non-Discrimination/Equal Employment Practices/Affirmative Action Plan:** If selected, the Respondent and each of its known subcontractors may be required to complete and file an acceptable Affirmative Action Plan. The Affirmative Action Plan may be set forth in the form required as a business practice by the Department of Water and Power of the City of Los Angeles which is SCPPA's largest Member.
4. **Living Wage Ordinance:** If selected, the Respondent may be required to comply with the applicable provisions of the City of Los Angeles Living Wage Ordinance and the City of Los Angeles Service Contract Workers Retention Ordinance. The Living Wage Ordinance provisions are found in Section 10.36 of the Los Angeles City Administrative Code; and the Service Contract Workers Retention Ordinance are found in Section 10.37 of the Los Angeles Administrative Code (SCWRO/LWO).
5. **Prevailing Wage Rates:** If selected, the Respondent will be required to conform to prevailing wage rates applicable to the location(s) where any work is being performed. Workers shall be paid not less than prevailing wages pursuant to determinations of the Director of Industrial Relations as applicable in accordance with the California Labor Code. To access the most current information on effective determination rates, Respondent shall contact:

Department of Industrial Relations
Division of Labor Statistics and Research
PO Box 420603, San Francisco, CA 94142-0603
Division Office Telephone: (415) 703-4780
Prevailing Wage Unit Telephone: (415) 703-4774
Web: <http://www.dir.ca.gov/dlsr/DPreWageDetermination.htm>

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6. **Child Support Policy:** If selected, Respondent may be required to comply with the City of Los Angeles Ordinance No. 172401, which requires all contractors and subcontractors performing work to comply with all reporting requirements and wage-earning assignments and wage earning assignments relative to court ordered child support.
7. **Supplier Diversity:** Respondents shall take reasonable steps to ensure that all available business enterprises, including Small Business Enterprises (SBEs), Disadvantaged Business Enterprises (DBEs), Women-Owned Business Enterprises (WBEs), Minority-Owned Business Enterprises (MBEs), Disabled Veteran Business Enterprises (DVBES), and other Business Enterprises (OBEs), have an equal opportunity to compete for and participate in the work being requested by this RFP. Efforts to obtain participation of these business enterprises may reasonably be expected to produce a twenty-five percent (25%) participation goal for SBEs. For the purpose of this RFP, SCPPA's Supplier Diversity program is modeled after that of the Los Angeles Department of Water and Power. Further information concerning the Supplier Diversity Program may be obtained from the Supply Chain Services Division of the Los Angeles Department of Water and Power.
8. **SCPPA-Furnished Property:** SCPPA or a Member's utility drawings, specifications, and other media furnished for the Respondent's use shall not be furnished to others without written authorization from SCPPA or the applicable Member(s).
9. **Contractor-Furnished Property:** Upon completion of all work under any agreement developed as a result of this RFP, ownership and title to reports, documents, drawings, specifications, estimates, and any other document produced as a result of the agreement shall automatically be vested to SCPPA and no further agreement will be necessary for the transfer of ownership to SCPPA. SCPPA has the sole right to distribute, reproduce, publish, license, or grant permission to use all or a portion of the deliverable documentation, work product or presentations as it determines in its sole discretion.