



Office of the Vice President

and Chief Financial Officer

Procurement Services

<https://procurement.ufl.edu/>

971 Elmore Drive

PO Box 115250

Gainesville, FL 32611-5250

Telephone: 352-392-1331

January 11, 2021

ADDENDUM #2 to the University of Florida ITN21LD-125 Financial Analysis & Consulting Services scheduled to be opened on January 29, 2021 at 3:00 pm at the University of Florida, Elmore Hall Conference Room, Radio Road, Gainesville, Florida.

This addendum shall be considered part of the Contract Documents for the above mentioned **ITN21LD-125** as though it had been issued at the same time and incorporated integrally therewith. Where provisions of the following supplementary data differ from those of the original document, this addendum shall govern and take precedence. All other terms, conditions, and regulations will apply.

This addendum consists of:

- Responses to questions received by the deadline of 1/7/2021. Questions have been grouped together by subject. When similar questions were asked, they are grouped together, and a single response is provided
- The addition of an eVerify contract term:

E-VERIFY COMPLIANCE; UNAUTHORIZED ALIEN WORKERS. By entering into a contract with UF, Vendor is obligated to comply with the provisions of Section 448.095, Fla. Stat., "Employment Eligibility." Compliance with Section 448.095, Fla. Stat., includes, but is not limited to, utilization of the E-Verify System to verify the work authorization status of all newly hired employees, and requiring all subcontractors to provide an affidavit attesting that the subcontractor does not employ, contract with, or subcontract with, an unauthorized alien. Vendor affirms and represents that it is registered with the E-Verify system and are using same, and will continue to use same as required by Section 448.095, Fla. Stat. The Vendor's employment of unauthorized aliens is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the Vendor knowingly employs unauthorized alien workers, such violation shall be cause for UF'S unilateral cancellation of the Agreement.

Sincerely,

Lisa Deal
Asst. Vice President & Chief Procurement Officer

Please acknowledge receipt of Addendum #2 by signing and returning this addendum with your proposal. Failure to include addendum with your proposal may result in rejection.

Signature

Company Name

Company Address

City/State/Zip

1. Does Duke Energy have a long-term management agreement for the electric utility assets of the University, or do they have outright ownership of these assets?
 - A. Duke Energy does not have a long-term management agreement for any University-owned electrical facilities or improvements. Duke Energy currently owns and operates a legacy co-generation plant situated on the University's campus (from which all of the electricity produced is placed on the general regional grid, but the steam is directed solely to the University), but the plant is due to be de-commissioned in approximately 4-6 years. Additionally, Duke Energy owns and operates two electrical substations on the University's campus, one of which is in the process of being relocated to a more peripheral area of campus, as well as regional transmission lines that run through campus, all pursuant to a utility easement and subject to an agreement between Duke Energy and the University. The University owns, operates, and maintains the remaining electrical distribution system and improvements on campus.

2. Does Duke Energy have a right of first offer or right to match related to the construction and/or operation for any new electric utility assets at the University?
 - A. No

3. Does the University have an outside manager for its water system assets or is this managed internally?
 - A. No, UF does not have an outside manager for its water system.

4. Given the updated timeline with proposals due on January 29th, have there been any changes to the Presentation and/or Award dates (previously the week of Feb 1 and Feb 15)?
 - A. UF hopes to have presentation/negotiations the week of 2/8. Award dates will be once negotiations are complete.

5. Would UF prefer the Lot 2 - Potential P3 Project proposal to be:
 1. included in Tab 10 with a separate specific financial proposal in Tab 6,
 2. included as a separate Tab 8, or
 3. submitted as a separate document?
 - A. Please submit as Tab 8

6. Has the university determined whether the exploration of potential P3s under the Energy Plant P3 scope should include all assets of the Physical Plant Division (inclusive of all Chilled Water / Steam, Electric Power and Telecommunications assets across all campuses) or a subset of assets (e.g. only Electric Power at Gainesville main campus)? If not, will that be part of the Energy Plant P3 scope? If so, can the university share any analyses conducted to date to support that decision?
 - A. At this time the scope is limited to the Energy Plant but UF will entertain advisor suggestions.

7. Has the university selected outside legal counsel for the P3 scope? If not, will the Energy Plant Financial Advisor be expected to participate in qualification and selection of outside legal counsel?
 - A. No, UF has not selected outside counsel. The Energy Plant Financial Advisor ("EPFA") may be included in the selection process at the discretion of UF's General Counsel.

8. Has the university conducted an analysis of the regulatory consequences of potential ownership structures of current utilities assets and the impact that those ownership structures may have on UF, Duke, and GRU/City of Gainesville? If so, can those results be shared? If not, will that scope be handled by the Energy Plant Financial Advisor or separately by another advisor?

A. UF is in the process of conducting the analysis of various ownership structures so there is nothing to be shared at this time. UF does not anticipate the EPFA to execute the analysis on UF's behalf but the EPFA may be invited to participate in the discussions or potentially to contract with a firm that will execute the analysis.