

2033/11.06.18.28



Друштво са ограниченом одговорношћу за производњу и дистрибуцију енергије и флуида и пружање услуга

**ЕНЕРГЕТИКА КРАГУЈЕВАЦ**

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"ENERGETIKA"D.O.O.  
MANAGER  
Number:241/18  
Date: June 11<sup>th</sup>, 2018  
Location:Kragujevac

Pursuant to Article 16 of the Agreement on the organization of a limited liability company for the production and distribution of energy and fluids and the provision of services "Energetika" Kragujevac, Article 107 and Article 108 of the Law on Public Procurement ("Official Gazette of the Republic of Serbia" No. 124/12 , 14/2015 and 68/2015) and the Commission Report on the Professional Evaluation of Bids as of 07.06.2018., I issue following

## **DECISION ON THE CONCLUSION OF THE FRAMEWORK AGREEMENT**

**in an open public procurement procedure for the conclusion of a framework agreement with one bidder for a period of 2 years**

**PP no. 1.1.47 / 2017**

**"Reconstruction of Boiler Room "ZASTAVA" with the purpose of replacing a part of the capacity of coal-fired boilers with the combined natural gas-powered and heavy fuel oil - powered boilers**

**- Phase I**

In the open public procurement procedure No.1.1.47 / 2017 -"Reconstruction of Boiler Room "ZASTAVA" with the purpose of replacing a part of the capacity of coal-fired boilers with the combined natural gas-powered and heavy fuel oil-powered boilers, Phase I", No of PP 1.1.47/2017, the framework agreement is concluded with a group of bidders whose Contractor is "Viessmann" doo, Tabanovacka 3, 11000 Belgrade, Identification Number: 17562819, Tax ID: 103408655.

## **Explanation**

The Invitation to submitting of bids was published on November 15<sup>th</sup>, 2017 on the Portal of public procurement ([portal.ujn.gov.rs](http://portal.ujn.gov.rs)) as well as on the website of the Purchaser ([www.energetika-kragujevac.com](http://www.energetika-kragujevac.com)).

**Subject of the Public procurement:** -"Reconstruction of Boiler Room "ZASTAVA" with the purpose of replacing a part of the capacity of coal-fired boilers with the combined natural gas-powered and heavy fuel oil-powered boilers, Phase I" (name and mark from the general procurement vocabulary: Boilers, ORN: 44621200).

**Public Procurement Procedure:** open public procurement procedure for the conclusion of a framework agreement with one bidder for a period of 2 years.

Public procurement is not shaped by parts.

**The estimated value of the public procurement was** 565.000.000,00 dinars excluding VAT, or 678.000.000,00 dinars with VAT.

Deadline for submission of bids was May 15<sup>th</sup> , 2018 until 10:00 am.

**Total number of bids submitted: 1**

In due time bidders' offer has arrived:

**01. "Viessmann" d.o.o.,** Tabanovačka 3, 11000 Belgrade, Identification Number: 17562819, Tax ID: 103408655.

The tender opening procedure has been conducted on May 15<sup>th</sup>, 2018 at the premises of the Purchaser by the Commission appointed by the Decision of the Director 355/17 starting at 10:30 am. The public opening of the bids was attended by authorized representatives of the Contractor's group of bidders "Viessmann" d.o.o., according to the Proceedings no. 47, which was accepted and signed by the representatives of the bidders and took a copy of the same after the opening of the bids.

The following bid has been given:

**01.**

<b>The Contractor:</b>	<b>"Viessmann" d.o.o.,</b> Табановачка 3, 11000 Београд, Identification Number: 17562819, Tax ID: 103408655
<b>The Member of the group bid:</b>	<b>"Saacke GmbH",</b> Suedweststrasse 13, 28237 Bremen - Germany, Identification Number: HRB23625, Tax ID: E814693565
<b>The Member of the group bid:</b>	<b>"Euro Heat" d.o.o.,</b> Industrijska bb, 34000 Kragujevac, Identification Number: 20651474, Tax ID: 106647543

The Bid number:	1005264 from May 15 <sup>th</sup> , 2018
The period for validity of the Bid:	60 days
The offered price excluding VAT in EUR:	<b>3.089.001,46</b> EUR
The offered price excluding VAT in RSD:	<b>365.152.407,09</b> RSD
VAT in EUR:	617.800,29 EUR
VAT in RSD:	73.030.481,18 RSD
The offered price with VAT in EUR:	3.706.801,75 EUR
The offered price with VAT in RSD:	438.182.888,27 RSD
The other important data from the Bid	<p><b>Terms of payment:</b> 10% advance payment before delivery for each individual contract, the remaining 90% within 45 days</p> <p><b>Delivery time:</b> 110 days</p> <p><b>Service response time:</b> 24 hours</p> <p><b>Warranty:</b> 24 months</p>

In the expert evaluation procedure of the bids, the commission noted the following:

- The Bid given by the group of bidders whose Contractor is "Viessmann" d.o.o., the bid number 1005264 dated May 15<sup>th</sup>, 2018, with the offered price of **3.089.001,46** EUR, or **365.152.407,09** RSD after conversion of the price from the foreign currency (EUR) into the RSD currency at the middle exchange rate of the National Bank of Serbia on the day of the opening of bids (118.210500) is timely, adequate and acceptable.

Detailed explanation of prices in the event of a bid refusal due to an unusually low price:  
NO

Method for applying of weighting methodology: None, because the criterion which has been applied is the **lowest offered price**.

The Commission has determined the next **rank of the bidder** using the criterion of the lowest offered price:

**1. "Viessmann" d.o.o. - Contractor for a group of bidders.**

**After the expert evaluation of the bids, the Commission concluded that the most favorable bid was from the group of bidders whose Contractor is "Viessmann" d.o.o.**

Pursuant to Article 107 and Article 108 of the Law on Public Procurement, the Commission has proposed to the Manager of "Energetika" doo to issue a **Decision on the conclusion of the framework agreement** in the public procurement procedure number 1.1.47 / 2017 with a group of bidders whose Contractor is **"Viessmann" doo**, since according to the Law on Public Procurement the acquired conditions for concluding a framework agreement in public procurement had been reached.

The responsible person of the Purchaser has accepted the proposal of the Public Procurement Commission for choosing the most favorable bid.

**Considering that the conditions for the conclusion of the framework agreement have been reached, it was decided as in the disposition.**

**LEGAL ADVICE:**

A Bidder who considers that by issuing the Decision on the conclusion of the framework agreement its rights had been violated may initiate a procedure for the protection of rights within 10 days from the date of publication of this Decision on the public procurement portal. The request for protection of rights shall be submitted to the Purchaser, and the copy of it shall be simultaneously submitted to the Republic Commission for the Protection of Rights, directly or by certified mail. Along with the submitted request, should be delivered a proof of payment of the fee in the amount predicted in Article 156, paragraph 6 of the PPL, at the current account of the Budget of the Republic of Serbia no. 840 - 30678845 - 06; payment code: 153 or 253; reference number: information about the number or mark of the public procurement on which the request for protection of rights is submitted.

RESPONSIBLE PERSON OF THE PURCHASER



Manager

Milan Ćirović, Mechanical Engineer