



OPPD Board of Directors – All Committees Meeting Tuesday, August 11, 2020 CLOSED SESSION 8:00 A.M. – PUBLIC SESSION 10:00 A.M.

Public may attend by going to www.oppd.com/CommitteeAgenda to access the Webex meeting link and view instructions.

	TOPIC	<u>TYPE</u>	PRESENTER	TIME*	
1.	Chair Opening Statement		Moody	8:00	A.M.
2.	Closed Session			8:00	A.M.
	Power with Purpose Update	Reporting (Closed)	Fisher	90	min
	BREAK	,		9:30	A.M.
	Open Webex Meeting to Allow Public to Join			9:45	A.M.
3.	Public Session – Chair Opening Statement		Moody	10:00	A.M.
4.	Safety Briefing		Burke	10:05	A.M.
5.	Finance			10:10	A.M.
	Finance Chair Report (8/4/20)	Reporting	Bogner	10	min
	Annual Report of the Interest Rate on Customer Security Deposits	Reporting	Fernandez	10	min
	Retirement Plan - 2nd Quarter	Reporting	Fernandez	20	min
	Second Quarter Financial Report	Reporting	Fernandez	20	min
	•				
6.	System Management & Nuclear Oversight			11:00	A.M.
	SM&NO Chair Report (7/30/20)	Reporting	Mollhoff	5	min
	SD-9: Resource Planning Monitoring Report	Action	Fernandez	45	min
	345-161-13.8kV 300/400/500 (560) MVA OLTC	Action	Via	10	min
	Autotransformer				
	Fall 2020 Transmission Construction	Action	Via	10	min
	Nuclear Oversight Committee Report	Reporting	Fisher	10	min
	BREAK FOR LUNCH			12:30	P.M.
_					
7.	Public Information	D ('	V 1	1:00	P.M.
	Public Information Chair Report (8/4/20)	Reporting	Yoder	10	min
	Legislative Resolution	Discussion	Yoder	30	min
	Legislative and Regulatory Update	Reporting	Olson	10	min
	Customer Trends Update	Reporting	Comstock	15	min
_	BREAK			2:05	P.M.
8.	Governance	Dana	MaQuins	2:15	P.M.
	Governance Chair Report (8/6/20)	Reporting	McGuire	10	min
•	Best Place to Work for You Survey Results	Reporting	Sedky	60	min
9.	Other Business			3:25	P.M.
	Confirmation of Board Meeting Agenda	Action	Moody	5	min

^{*} Please note all times and duration are estimates. Please use the link below to find all committee and board agendas, materials and schedules. Board governance policies and contact information for the board and senior management team also can be found at www.oppd.com/BoardMeetings.



Pre-Committee Agenda

FINANCE PRE-COMMITTEE MEETING WEBEX VIDEOCONFERENCE August 4, 2020 8:00 AM – 9:00 AM

- 1. Q2 2020 Financial Report and Dashboard (20 min)
 - a. Objective: Review OPPD's financial results for the quarter ended June 30, 2020.
- 2. Rate Blueprint (10 min)
 - a. Objective: High-level discussion on rate design activity to align expectations. Not designed to discuss specific rate actions.
- 3. Block Rate Elimination Project Update (10 min)
 - a. Objective: Review action plan towards elimination of declining block rates for Rate 110 by December 2021.



Reporting Item

BOARD OF DIRECTORS

August 11, 2020

ITEM

Annual Report of the Interest Rate on the Customer Security Deposits

<u>PURPOSE</u>

Review the formula for calculating the interest and report the current year's rate

FACTS

- a. The District sets the interest rate to be paid on Customer Security Deposits on an annual basis. The current interest rate of 2.00% has been in effect since September 1, 2019.
- b. The interest rate is based on paying customers 90% of the one-year average earnings on these deposits rounded to the nearest quarter percent.
- c. Applying the most current actual earnings rate to the approved formula provides an interest rate of 1.75%.
- d. An annual interest rate of 1.75% will be applied to Customer Security Deposits beginning September 1, 2020.

RECOMMENDED:	APPROVED FOR REPORTING TO BOARD:		
/s/ L. Javier Fernandez	/s/ Timothy J. Burke		
L. Javier Fernandez	Timothy J. Burke		
Vice President and CFO	President and CEO		

LJF: rjm



Reporting Item

BOARD OF DIRECTORS

August 11, 2020

ITEM

Retirement Plan - Second Quarter 2020

PURPOSE

To Report the Retirement Plan Fund's Second Quarter 2020 Performance Results

FACTS

- a. The Retirement Plan Fund market value at the end of the second quarter was \$1.01 billion. This compares to the market value at the beginning of the quarter of \$903.70 million. During the quarter, employee contributions were \$3.75 million and OPPD contributions totaled \$14.66 million. Benefit payments totaled \$25.99 million and the investment market value (net of expenses) increased by \$117.22 million.
- b. As of June 30, 2020, the Retirement Fund asset allocation was 53.5% Equity, 39.2% Fixed Income and 7.3% Alternative Assets which is within the Investment Policy Guidelines approved by the Board.
- c. The Retirement Plan Fund sector performance (net of fees) was:

<u>Sector</u>	Market Value	Quarterly Return	Index
Domestic Equity	\$278,259,225	23.3%	22.9%
International Equity	\$263,676,489	19.9%	17.1%
Domestic Fixed Income	\$266,535,638	4.7%	3.7%
Global Fixed Income	\$131,093,940	10.3%	6.4%
Private Real Estate	\$73,770,629	0.1%	-1.3%
Total	\$1,013,335,921	13.1%	12.1%

d. World equity markets rebounded significantly during the second quarter with the Government's multitrillion dollar stimulus boosting U.S. markets. The Domestic Equity Index returned 22.9%. Growth outperformed value while small cap companies led mid and large cap. The International Equity Index experienced one of its strongest quarterly returns over the past 20 years at 17.1% primarily due to containment of the virus and the reopening of countries in the Eurozone.

The Domestic Fixed Income Composite Index gained 3.7% for the quarter with high yield and investment grade delivering the strongest performance. The weaker U.S. dollar provided a tailwind for a quarterly Global Fixed Income return of 6.4%.

The Private Real Estate Index decreased 1.3% for the quarter primarily based on write-downs as retail and hotel sectors experienced tenant defaults and historically low occupancy rates.

RECOMMENDED:

APPROVED FOR REPORTING TO BOARD:

/s/ L. Javier Fernandez
L. Javier Fernandez

/s/ Timothy J. Burke
Timothy J. Burke

Vice President and CFO

President and CEO

LJF: jap

Attachments: Summary of OPPD Retirement Plan Assets

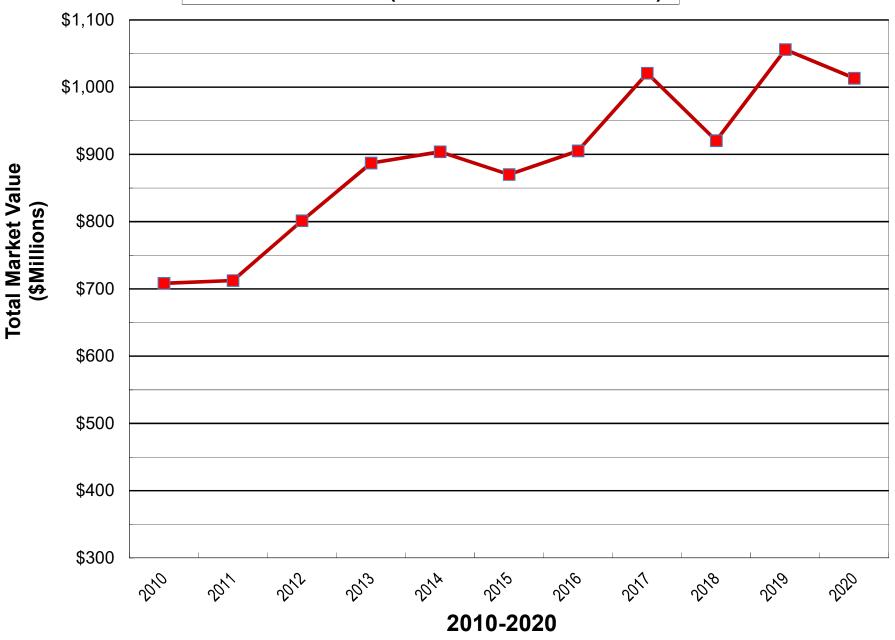
OPPD Retirement Plan Total Assets – Annual Market Valuation OPPD Retirement Plan Total Assets – Quarterly Market Valuation

SUMMARY OF OPPD RETIREMENT PLAN ASSETS AS OF JUNE 30, 2020

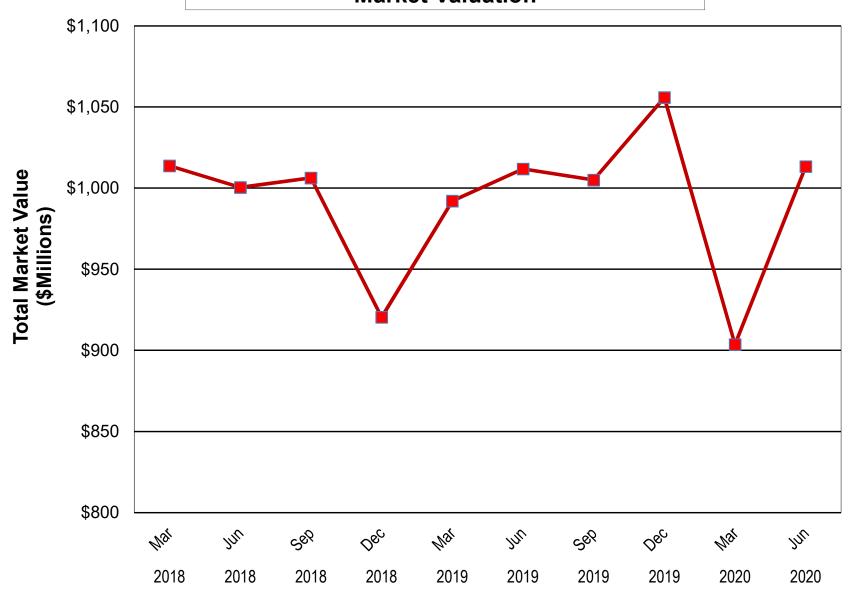
Manager Valuations, Distributions and Returns

Manager Valuations, Distributions and Returns EQUITY MANAGERS:	FUND TYPE	TOTAL <u>VALUATION</u>	PERCENT OF FUND		OF FEES TURNS <u>YEAR-TO-DATE</u>	DIFFERENCE ABOVE/(BELOW) YTD INDEX
Domestic Large Capitalization State Street Global Advisors Russell 1000	Index/Core Equity	171,088,581.56	16.9%	21.8%	-2.8%	0.0%
Domestic Middle Capitalization Wellington Management Company LLP	Core/Growth	60,212,081.18	5.9%	25.4%	-5.4%	7.4%
Domestic Small Capitalization LSV Asset Management Voya Investment Management	Small Capitalization Value Small Capitalization Growth	19,041,439.57 27,917,123.14	1.9% 2.8%	24.2% 28.8%	-30.0% -4.9%	-6.5% -1.8%
International AQR Capital Management Global Apha * Lord Abbett & Co. OppenheimerFunds, Inc. Wells Capital Management Subtotal Equity	Developed Markets Small Cap. International Small Cap. International Emerging Markets Emerging Markets	77,164,161.56 34,910,225.00 34,588,368.14 54,836,836.21 62,176,898.21 \$ 541,935,714.57	7.6% 3.4% 3.4% 5.4% 6.1%	18.8% NA 18.3% 18.3% 24.0%	-13.8% NA -13.0% -8.7% -4.4%	-2.5% NA 0.1% 1.1% 5.4%
FIXED INCOME MANAGERS: Domestic Bonds JP Morgan Investment Management Neuberger Berman Fixed Income LLC Reams Asset Management Company State Street Global Advisors - Bond Market Index State Street Global Advisors - TIPS Index	Investment Grade/Core High Yield Investment Grade/Core Investment Grade Index/Core Investment Grade Index/TIPS	64,654,109.31 33,861,447.12 68,734,087.33 59,870,825.13 27,366,194.53	6.4% 3.3% 6.8% 5.9% 2.7%	3.2% 8.9% 7.5% 2.9% 4.3%	5.9% -5.0% 14.0% 6.1% 6.0%	-0.4% -0.2% 7.7% 0.0% 0.0%
International Bonds Colchester Global Investors Stone Harbor Investment Partners L.P. Cash Trustee Cash Management Account Subtotal Fixed Income	Global Emerging Markets Cash & Cash Equivalents	80,407,420.98 50,686,519.36 12,048,974.44 \$ 397,629,578.20	7.9% 5.0% 1.2% 39.2%	5.5% 18.9%	1.4% -3.4%	-1.6% -1.5%
ALTERNATIVE ASSETS MANAGERS Harrison Street Real Estate Capital PGIM Real Estate Subtotal Alternative Assets	Private Real Estate Private Real Estate	37,309,995.00 36,460,633.65 \$ 73,770,628.65	3.7% 3.6% 7.3%	1.6% -1.5%	4.8% -0.1%	5.2% 0.3%
TOTAL * Funded 6-30-20 * Asset Al EQUITY ALLOCATION FIXED INCOME ALLOCATION ALTERNATIVE ASSETS ALLOCATION	<u>location</u>	\$ 1,013,335,921.42 \$ 541,935,714.57 \$ 397,629,578.20 \$ 73,770,628.65	53.5% 39.2% 7.3%	13.1%	-2.5%	0.1%
		\$1,013,335,921.42	100.0%			

OPPD Retirement Plan Total Assets - Annual Market Valuation (2010 to Current Quarter)



OPPD Retirement Plan Total Assets - Quarterly Market Valuation



2018-Current Quarter



Reporting Item

BOARD OF DIRECTORS

August 11, 2020

ITEM

Second Quarter 2020 Financial Report

PURPOSE

Report the quarterly financial results to the Board of Directors

FACTS

- a. The second quarter 2020 financial results are attached for review.
- b. Retail Revenue for the second quarter 2020 was \$227.9 million, which was \$5.6 million under budget. Off-system Revenue for the second quarter was \$35.9 million, which was \$3.3 million under budget. Other Income for the second quarter was \$31.0 million, which was \$13.8 million over budget.
- c. Operations and Maintenance Expense (less Fuel and Purchased Power) for the second quarter 2020 was \$85.0 million, which was \$6.4 million under budget. Fuel and Purchased Power Expense for the second quarter was \$79.0 million, which was \$10.9 million under budget. Other Expense for the second quarter was \$94.2 million, which was \$0.6 million over budget.
- d. Operating Income for the second quarter 2020 was \$30.8 million, which was \$5.6 million over budget.
- e. Net Income for the second quarter 2020 was \$36.5 million, which was \$21.5 million over budget.

ACTION

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RECOMMENDED: APPROVED FOR REPORTING TO BOARD:

/s/ L. Javier Fernandez /s/ Timothy J. Burke

L. Javier Fernandez

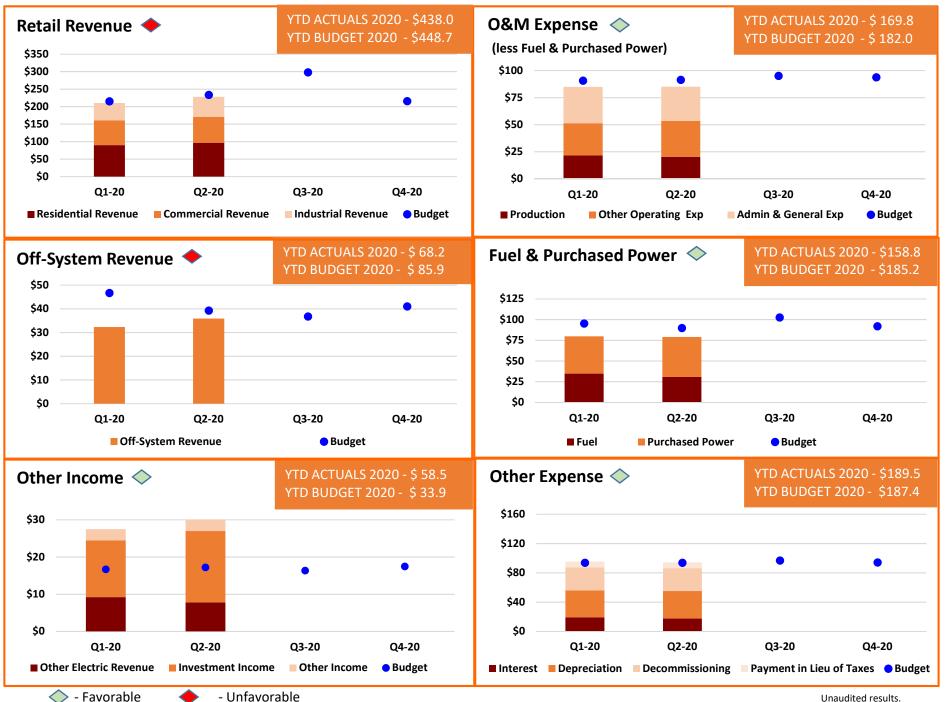
Timothy J. Burke

Vice President and Chief Financial Officer President and CEO

Attachments: Quarterly Financial Report (Graphs)

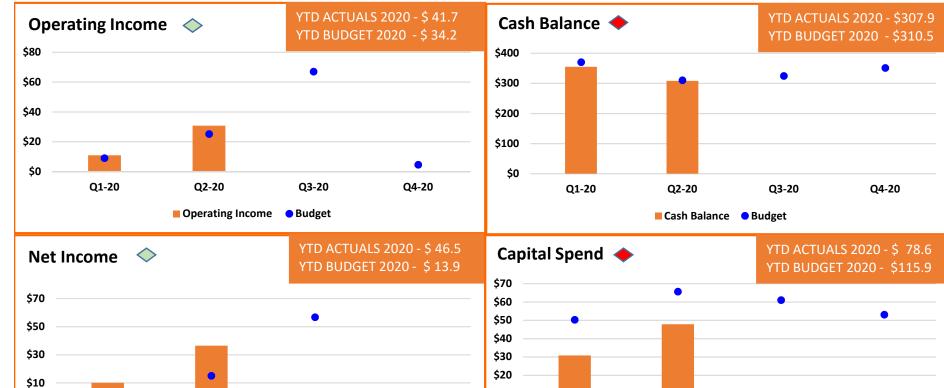
Q2 2020 Results (\$ Millions)





Q2 2020 Results (\$ Millions)





SD Impact:

Q1-20

-\$10

* <u>SD-2 Rates</u> - The District is maintaining a strong financial position reaffirming its commitment to no general rate increase in 2020 and 2021. As was shared during the June SD-2 monitoring report, the preliminary 2019 average retail rate was 8.9% below the regional retail average rates, based on EIA data. The actual 2019 average below regional retail rates will be published in October of 2020.

■ Net Income • Budget

Q3-20

Q2-20

- * <u>SD-3 Access to Credit Markets</u> The 12-month rolling debt service coverage ratio is 2.2 times through June 2020, and is forecasted at 2.0 times at year end. The District's days of cash on hand is 206 days as of June 30, 2020.
- * **COVID-19 Impact** -The District's financial health and outlook is strong but is being monitored.

HIGHLIGHTS:

Q1-20

\$10

\$0

Q4-20

* Retail revenues were under budget by 2.4%, or \$10.7 million, primarily due to weather variances and reduced sales due to the COVID-19 pandemic. Off-system sales were 20.6%, or \$17.7 million, under budget due to lower market prices and energy volumes due to depressed natural gas prices.

■ Capital Spend • Budget

Q3-20

Q2-20

- * Fuel and purchased power expenses were 14.3%, or \$26.4 million, under budget, primarily due to unplanned outages, milder weather and lower purchased power market prices and volumes. The non-fuel O&M expenses were less than budget by 6.7%, or \$12.2 million, primarily due to lower production expenses from reduced generation.
- * Capital expenditures were 32.2%, or \$37.3 million, under budget due to delayed spending primarily on Power with Purpose projects. The District still plans to spend the full \$230 million budget prior to year end.

Q4-20



Pre-Committee Agenda

SYSTEM MANAGEMENT & NUCLEAR OVERSIGHT PRE-COMMITTEE MEETING WEBEX VIDEOCONFERENCE July 30, 2020 4:00 – 5:00 P.M.

- 1. SD-9: Resource Planning Monitoring Report (60 min)
 - a. Objective: Review and discuss draft monitoring report and determine recommendation for the Board regarding approval



Board Action

BOARD OF DIRECTORS

August 11, 2020

ITEM

SD-9: Resource Planning – Monitoring Report

PURPOSE

To ensure full Board review, discussion and acceptance of SD-9: Resource Planning – Monitoring Report

<u>FACTS</u>

- a. The Board confirmed the Corporate Governance Initiative Charter in December 2014, in order to assess and refine OPPD's corporate governance infrastructure.
- b. The first set of Board policies was approved by the Board on July 16, 2015. A second set of Board policies was approved by the Board on October 15, 2015. A third set of Board policies was approved by the Board on November 16, 2017.
- c. Each policy was evaluated and assigned to the appropriate Board Committee for oversight of the monitoring process.
- d. The System Management and Nuclear Oversight Committee is responsible for evaluating Board Policy SD-9: Resource Planning Monitoring Report on an annual basis.
- e. The System Management and Nuclear Oversight Committee has reviewed SD-9: Resource Planning Monitoring Report and is recommending that OPPD be found to be sufficiently in compliance with the policy as stated.

ACTION

The System Management and Nuclear Oversight Committee recommends Board approval of SD-9: Resource Planning – Monitoring Report.

RECOMMENDED: APPROVED FOR BOARD CONSIDERATION:

/s/ L. Javier Fernandez /s/ Timothy J. Burke

L. Javier Fernandez Timothy J. Burke Vice President and CFO President and CEO

Attachment: Exhibit A – Monitoring Report

Resolution



Monitoring Report SD-9: Resource Planning System Management Committee August 11, 2020

Javier Fernandez, Vice President – Financial Services & CFO

SD-9 Resource Planning

Strategic Directive

The Board of Directors recognizes that the District will have to adapt to the rapidly changing electric utility business environment. The OPPD resource planning process will provide the resources and analytical capability to adequately assess OPPD's Integrated Resource Portfolio (or Supply and Demand Portfolio) to ensure reliable, competitive, cost-effective and environmentally sensitive service for our customers.

To attain this goal, OPPD shall:

- Periodically assess, for strategic and integrated resource plans, OPPD's mix of generation assets, demand-side management programs, purchased power agreements and renewable energy resources.
- Utilize multiple scenarios to properly evaluate the range of risks posed by varying future assumptions such as, but not limited to fuel costs, economic growth, regulations and emerging technologies.
- Ensure all integrated resource strategic plans support and align with OPPD's Strategic Directives.



SD-9 Resource Planning

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Resource Planning Process

- OPPD maintains a dedicated staff who facilitate both long term and short term "Resource Planning".
 - Short Term Used to derive near-term (usually 5 years) worth of expected load, fuel budgets, generation volumes, off system sales as well as fuel and purchase power. Rarely, if ever, are long term resource decisions made during this short term planning as the outputs are used primarily for the annual Corporate Operating Plan
 - Long Term Used to derive the same outputs as the Short Term version but on a much longer duration and usually involve longer term resource recommendations.
- OPPD uses sophisticated and robust platforms while resource planning including AURORA for resource planning and Itron for load forecasting.
- OPPD's process incorporates robust supply and demand side resource evaluations which balance competitive, cost-effective and environmentally sensitive service.



SD-9 Resource Planning

Strategic Directive

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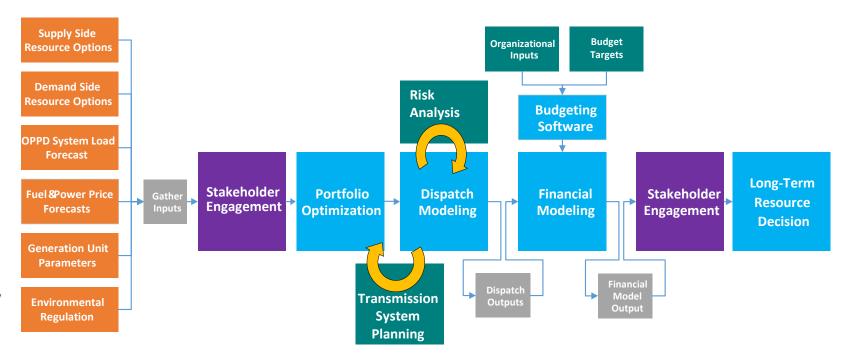
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- Short Term resource planning is completed annually.
- Long term resource planning can be triggered by a variety of diverse circumstances, including but not limited to:
 - Meaningful changes to Southwest Power Pool accreditation policy
 - System reserve margin changes
 - Alterations of current environmental regulations
 - Proposed new environmental regulations
 - Bulk Electric System reliability/resiliency changes
 - Western Area Power Administration filings
 - Significant load changes
 - Combination of some or all of the above

Long Term Integrated Resource Planning Process





Power with Purpose Highlights

- First-time evolution for the simultaneous optimization of transmission and generation planning while balancing the tradeoffs for the reliable, competitive, cost effective, and environmentally sensitive.
- Included the development of an innovative efficient-frontier framework to simultaneously optimize the multiple objectives of OPPD's mission: affordable, reliable, and environmentally sensitive.
- Process resulted in 70 million potential resource combinations.
- Robust supply and demand side options were present.
- Effort is critical to realize an anticipated 80-90% reduction over current North Omaha emissions.
- Outcome is expected to posture OPPD to embrace decarbonization in the coming years.



Analysis Objective/Technologies Evaluated

New Generation
& Storage

Combustion
Turbines

Reciprocating
Engines

Photovoltaic Solar

Battery Storage

Combined Cycles

Wind Turbines

New Nuclear/ Coal Baseload Existing Assets

North Omaha 4-5 Natural Gas

North Omaha 4-5 Coal

North Omaha 4-5 Retirement

North Omaha 1-3 Sync Condensers

North Omaha 4-5 Sync Condensers

North Omaha 1-3 Natural Gas

> FCS Sync Condenser

New Voltage Support Resources

Synchronous Condensers

Static VAR Compensators

Transmission Expansions

Statcoms

Capacitor Banks

New Demand Side Resources*

Demand Side Management:

C&l Curtailable
Cool Smart
Residential Thermostats
School Kits
Online Products
SMB Load Management
C&l Prescriptive
C&l Strategic Energy Management
ECO 24/7
HVAC Smart Rebate
Certified High Performance Homes
C&l Custom
C&l New Construction
Small Business Direct Install
Residential Lighting

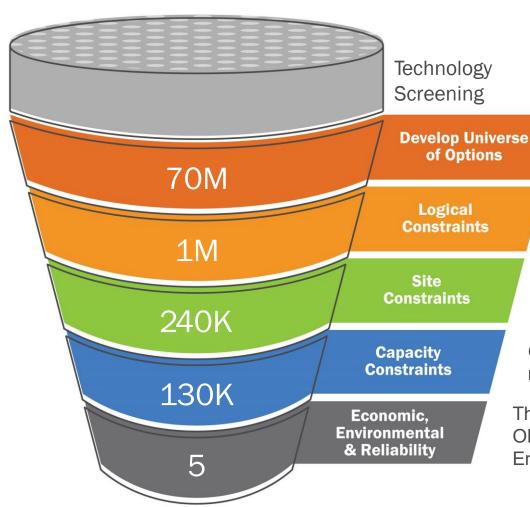
More than 4,000 other measures evaluated

Income Qualified

- Analysis objective to balance affordability, reliability and resiliency and environmental sensitivity.
- OPPD's analysis considered many supply, demand, and transmission resources.
- Technologies in grey were screened out due to significant cost premiums, comparative ineffectiveness, or failing to meet technical or resiliency requirements.

^{*}Demand Side Management example programs were considered in a detailed analysis and will reduce OPPD's resource requirements to the extent that they are achieved and realized.





Modeling Approach*

The universe of options is created by all combinations of technologies, sites, and sizes.

The logical constraints eliminate physically infeasible options – such as a North Omaha 1-3 being both retired and operating on natural gas simultaneously.

Site constraints limit the total amount of resources at any one location to enhance resiliency and leverage existing transmission infrastructure.

Generation capacity constraints ensure that there are sufficient resources to meet customer demands throughout the year.

The Efficient Frontier identifies combinations of resources that best achieve OPPD's competing objectives of Affordable, Reliable/Resilient, and Environmentally Sensitive and will be confirmed post RFP.

*Modeling approached utilized Aurora, PSSE and supplemental tools



SD-9 Resource Planning

Strategic Directive

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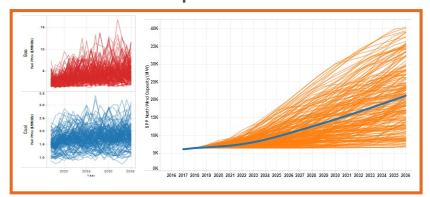
- Periodically assess, for strategic and integrated resource plans, OPPD's mix of generation assets, demand-side management programs, purchased power agreements and renewable energy resources.
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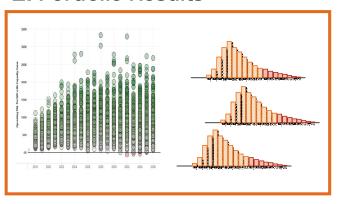
Utilize multiple scenarios to properly evaluate the range of risks posed by varying future assumptions such as, but not limited to fuel costs, economic growth, regulations and emerging technologies.

- As appropriate, OPPD's processes use a range of risk analysis techniques including stochastic and scenario analysis, varying inputs across ranges of potential outcomes.
- These simulations can tell us how potential portfolios will fare in unknown future states including the impacts to both expected generation volumes and emissions, overall cost, and financial risk.

1. Market Assumptions



2. Portfolio Results





SD-9 Resource Planning

Strategic Directive

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Ensure all integrated resource strategic plans support and align with OPPD's Strategic Directives.

The planning process considers the diverse and unique requirements of the following Strategic Directives and embraces the competing interests and tradeoffs that must be made when making resource decisions:

- SD-2: Rates
- SD-4: Reliability
- SD-5: Customer Satisfaction
- SD-7: Environmental Stewardship
- SD-9: Resource Planning
- SD-11: Economic Development
- SD-13: Stakeholder Outreach and Engagement
- SD-15: Enterprise Risk Management



Recommendation

• The System Management Committee has reviewed and accepted this Monitoring Report for SD-9 and recommends that the Board find OPPD to be sufficiently in compliance with Board Policy SD-9.





Mollhoff/Fernandez

<u>DRAFT</u> RESOLUTION NO. 63xx

WHEREAS, the Board of Directors has determined it is in the best interest of the District, its employees, and its customer-owners to establish written policies that describe and document OPPD's corporate governance principles and procedures; and

WHEREAS, each policy was evaluated and assigned to the appropriate Board Committee for oversight of the monitoring process; and

WHEREAS, the Board's System Management and Nuclear Oversight Committee (the "Committee") is responsible for evaluating Board Policy SD-9: Resource Planning on an annual basis. The Committee has reviewed the SD-9: Resource Planning Monitoring Report and finds OPPD to be sufficiently in compliance with the policy as stated.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of Omaha Public Power District accepts the SD-9: Resource Planning Monitoring Report, in the form as set forth on Exhibit A attached hereto and made a part hereof, and finds OPPD to be sufficiently in compliance with the policy as stated.



Board Action

BOARD OF DIRECTORS

August 11, 2020

ITEM

Award 345-161-13.8kV 300/400/500 (560) MVA OLTC Autotransformer Contract

PURPOSE

Board of Directors authorization to reject the proposals received for RFP No. 5735, and for the District to enter into a negotiated contract for the purchase of one (1) 345-161-13.8kV 300/400/500 (560) MVA OLTC Autotransformer and to enter into a contract for an initial term of one (1) year with the option to renew for up to four (4) additional one (1) year terms.

FACTS

- a. Four (4) proposals were received; four (4) are legally responsive, two (2) are technically non-responsive, and two (2) were not evaluated technically due to proposals being above fair market value.
- b. Initial purchase of one (1) transformer will be ordered upon successful contract award to support an active autotransformer replacement.
- c. Renewable contract provision includes an escalation/de-escalation formula based on identified indices.
- d. Transformers purchased through renewals of the contract would be based on need and be used to support future spares, future load growth, or replacement projects.

ACTION

Authorization by the Board to reject all proposals received for RFP No. 5735 "345-161-13.8kV 300/400/500 (560) MVA OLTC Autotransformer" and allow District Management to enter into a negotiated contract.

RECOMMENDED:

APPROVED FOR BOARD CONSIDERATION:

/s/ Troy R. Via

Troy R. Via

Vice President – Energy Delivery

APPROVED FOR BOARD CONSIDERATION:

/s/ Timothy J. Burke

Timothy J. Burke

President and CEO

TRV:mre

Attachments: Analysis of Proposals

Tabulation of Bids Legal Opinion Resolution



MEMORANDUM

Date: August 5, 2020

From: D.D. Buelt

To: T. R. Via

RFP No. 5735

"345-161-13.8kV 300/400/500 (560) MVA OLTC AUTOTRANSFORMER" Analysis of Proposals

1.00 GENERAL

RFP No. 5735 was advertised for bid on May 12, 2020.

RFP No. 5735 provides the opportunity to purchase 345-161-13.8kV autotransformers for initial term of one (1) year with the option to renew up to four (4) additional one (1) year terms pursuant to the escalation/de-escalation provisions. OPPD will initially procure a quantity of one (1) 345-161-13.8kV autotransformer to support current replacement needs with desired delivery in September 2021.

One Letter of Clarification and zero addendums were issued. Letter of Clarification addressed questions around payment terms, tap changer type, full loss capacity evaluation, and variable flux voltage variation design.

Bids were requested and opened at 2:00 p.m., C.D.T., Wednesday, June 10, 2020.

Four (4) total proposals were received. The proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Pennsylvania Transformer Technology, Inc.	\$3,488,588	Yes	No
Hyundai Electric America Corporation	\$3,864,651	Yes	No
ABB Enterprise Software Inc.	\$4,690,000	Yes	Not Evaluated ¹
SPX Transformer Solutions, Inc.	\$4,283,756.43	Yes	Not Evaluated ¹

¹ Technical evaluation suspended due to economic evaluation exceeding fair market value

2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

OPPD's legal counsel noted Pennsylvania Transformer Technology, Inc. (PTTI) took exception to the Contract Documents terms offered in the RFP materials and submitted pre-printed contract terms and conditions, which PTTI states are to be considered binding for this contract. Guaranteed completion date was provided as 48-52 weeks upon receipt of order. The proposal was noted as legally responsive with the understanding that clarification be obtained that OPPD's contract documents shall govern.

Hyundai Electric America Corporation (Hyundai)'s proposal included exceptions to OPPD's limit of liability. The exceptions are subject to OPPD's economic and risk evaluation.

ABB Enterprise Software, Inc. proposal included exceptions to OPPD's cancellation schedule and limit of liability to the contract price. Legal did not deem these exceptions to be material; however subject to OPPD's economic and risk evaluation.

SPX Transformer Solutions, Inc. proposal included exceptions to OPPD's limit of liability to the contract price, provided a guaranteed completion date based on 52 weeks after receipt of order and provided a bid price which may be subject to revision based on changes in commodity prices. Legal did not deem these exceptions to be material; however subject to OPPD's economic and risk evaluation.

Subject to the foregoing recommendations and OPPD's technical and economic evaluation and clarification of noted items, all of the proposals received may be considered by OPPD's Board of Directors for the award of this contract. The bond of the successful bidder also must be approved by the Board.

3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

The proposal received from Pennsylvania Transformer Technology, Inc. was non-compliant with the technical specifications and determined to be technically non-responsive.

The proposals received from Hyundai Electric America Corporation was technically complete but delivery date of December 30, 2021 did not meet desired delivery date of September 1, 2021 hence deemed technically non-responsive.

The proposals received from ABB Enterprise Software, Inc., and SPX Transformer Solutions, Inc. were not evaluated technically based on economic evaluation exceeding fair market value.

4.00 RECOMMENDATION

On the basis of compliance with legal and technical requirements and economic evaluations performed, it is recommended that all proposals received for RFP No. 5735 "345-161-13.8kV 300/400/500 (560) MVA OLTC TRANSFORMER", be rejected by the Board of Directors and that Management be authorized to enter into a negotiated contract for this project.

/s/ Dannie D. Buelt Dannie D. Buelt, P.E. Director Engineering Energy Delivery

TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Wednesday, tim Medreaver **REQUEST FOR PROPOSAL NO. 5735** June 10, 2020, in Omaha, Nebraska 9426AD6147 **Disector** 345-161kV 300/400/500(560) MVA OLTC Supply Chain Management **Anticipated Award Date AUTOTRANSFORMER** Mkole Larson August 13, 2020 Compiled 1955 and Certified Correct **ENGINEER'S ESTIMATE** \$3,050,000.00 Page 1 of 2 **BIDDER'S NAME & ADDRESS** Pennsylvania Transformer Hyundai Electric America ABB Enterprise Software, Inc. Technology, Inc. Corporation **BID ITEM** 13695 Rider Trail North 30 Curry Avenue 6100 Atlantic Boulevard 2nd fl. Earth City Mo. 63045 Canonsburg, PA 15317 Norcross, GA 30071 SUPPLIER'S BID SUPPLIER'S BID **SUPPLIER'S BID** 1. Price Proposal: OPPD Site 1, Deliver one (1) 345-161kV Grd Wye -13.8kV Delta, 300/400/500(560) MVA OLTC Autotransformer to 10524 Blondo Street, Omaha, NE 68134 **Base Price** \$3,920,000.00 see proposal for details \$2,908,288.00 \$3,458,332.00 **Delivery** \$770,000.00 see proposal for details \$580,300.00 \$406,319.00 2. Delivery Guarantee(s): **Guaranteed Delivery Date Guaranteed Delivery Date Guaranteed Delivery Date** Item 1 - Site 1 Desired Delivery Date: September 1, 2021 shipment 48-52 wks. ARO December 30, 2021 September 1st, 2021

TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Wednesday, June 10, 2020, in Omaha, Nebraska Anticipated Award Date August 13, 2020 ENGINEER'S ESTIMATE \$3,050,000.00	REQUEST FOR PF 345-161kV 300/400/5 AUTOTRAN	Docusigned by: Tim Muly Lawy 9426AD61477ADirector Supply Chain Management Medic Layson Compidendation Certified Correct	
BID ITEM	SPX Transformer Solutions, Inc. 400 S. Prairie Ave. Waukesha WI, 53186 SUPPLIER'S BID	BIDDER'S NAME & ADDRESS	
1. Price Proposal: OPPD Site 1, Deliver one (1) 345-161kV Grd Wye - 13.8kV Delta, 300/400/500(560) MVA OLTC Autotransformer to 10524 Blondo Street, Omaha, NE 68134 Base Price Delivery	\$4,283,756.43 Included in base price		
2. <u>Delivery Guarantee(s):</u> Item 1 - Site 1 Desired Delivery Date: September 1, 2021	Guaranteed Delivery Date 52 weeks ARO		



LAWYERS

500 ENERGY PLAZA 409 SOUTH 17TH STREET OMAHA, NEBRASKA 68102-2663 TELEPHONE 402.341.6000 TELEFAX 402.341.8290 WWW.FRASERSTRYKER.COM

STEPHEN M. BRUCKNER DIRECT DIAL: 402.978.5225 SBRUCKNER@FRASERSTRYKER.COM

July 2, 2020

Omaha Public Power District 444 South 16th Street Omaha, NE 68102

RE: Request for Proposal No. 5735 - 345-161kV Autotransformer

Ladies and Gentlemen:

We have reviewed the four (4) proposals received in response to the District's RFP No. 5735 and provide the following legal opinion.

The proposal of Pennsylvania Transformer Technology, Inc. specifies a guaranteed completion date of "48-52 weeks after receipt of order." Therefore, in order to determine the guaranteed completion date for evaluation purposes, OPPD will have to use the date that is 52 weeks after the expected issuance of the contract as the guaranteed completion date. The Pennsylvania Transformer proposal also submits pre-printed contract terms and conditions, which Pennsylvania Transformer states are to be considered binding for this contract. That is not consistent with the District's contract documents. The terms proposed by Pennsylvania Transformer include a limit of liability of the total contract price, cancellation charges, and a revised warranty provision, as well as the specification of Pennsylvania law as the governing law for the contract. If the Pennsylvania Transformer proposal is to receive further consideration for the award of this contract, the District must obtain a letter of clarification from Pennsylvania Transformer stating that in the event of conflict between the District's contract documents and the pre-printed terms proposed by Pennsylvania Transformer, the District's contract documents shall govern. If Pennsylvania Transformer does not provide such a letter, then we deem the proposal to be materially non-responsive to the contract documents, and it shall receive no further consideration for the award of the contract.

The proposal of Hyundai submits limited exceptions to the District's contract documents. The exceptions include a limit of liability to the contract price. The exceptions are subject to the District's economic and risk evaluation.

The proposal of ABB Enterprise Software, Inc. submits exceptions to the contract documents that includes a cancellation schedule in the event of OPPD's termination for convenience, and a limit of

liability to the contract price. We do not deem the exceptions to be material; however, they are subject to the District's economic and risk evaluation.

Finally, SPX Transformer Solutions proposes that the bid price may be subject to revision based on changes in commodity prices. SPX Transformer Solutions submits indices that would be used to calculate any change in the price. The SPX Transformer proposal also specifies a guaranteed completion date 52 weeks after receipt of an order. The District will have to calculate the actual guaranteed completion date based on that submission. Finally, the SPX Transformer proposal includes limited exceptions to the contract documents, including a proposed limit of liability of 1.5 times the contract price. Those exceptions are not, in our opinion, materially non-responsive and may be considered in the District's evaluation. The SPX Transformer proposal submits technical exceptions that are subject to the District's evaluation.

Subject to the foregoing comments and recommendations, and the District's technical and economic evaluation, all of the proposals received in response to the District's RFP No. 5735 may be considered by the District's Board of Directors for the award of this contract. If a bond is required for this project, it too must receive approval of the Board.

Very truly yours,

Stephen M. Bruckner FOR THE FIRM

SMB/sac 2377422



Mollhoff/Via

DRAFT RESOLUTION NO. 63xx

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

REQUEST FOR PROPOSAL (RFP) NO. 5735 345-161-13.8KV 300/400/500 (560) MVA OLTC AUTOTRANSFORMER

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;

WHEREAS, the Board of Directors has carefully considered the bids 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 or exceed the fair market value for the proposed scope of work, and to authorize Management to pursue a negotiated contract; and

WHEREAS, the Board of Directors concurs with Management's recommendation that two of the proposals for RFP No. 5735 are technically non-responsive and the other two proposals exceed the fair market value for the proposed scope of work.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Omaha Public Power District that all proposals received in response to Request for Proposal No. 5735 are 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.



Board Action

BOARD OF DIRECTORS

August 11, 2020

ITEM

Award Fall 2020 Transmission Construction

PURPOSE

Board of Directors authorization to award a contract for construction services for multiple Transmission Projects: Install ten (10) miles of fiber optic ground wire on four (4) existing transmission lines to support the Fiber Network Expansion (FNE) project; a 1.4 mile relocation of a 69kV line for a NDOT road project; and seventeen (17) 345kV condition-based structure replacements identified through field inspections.

FACTS

- a. FNE is a four-year project to upgrade communications circuits now leased from local telecommunications providers who plan to discontinue support of these aging facilities. The facilities are used to ensure reliability and the ability to monitor and control energy delivery equipment.
- b. A 1.4 mile section of a 69kV line needs to be relocated to support an NDOT road project.
- c. Replacement of seventeen (17) 345kV Structures.
- d. Construction labor including the following:
 - 1. Removal of existing ground wire and existing hardware.
 - 2. Installation of fiber optic ground wire and hardware.
 - 3. Structure removal and replacement (including foundation work).
 - 4. Wire stringing.
- e. Six (6) proposals were received. All six (6) proposals are legally and technically responsive.
- f. Construction will begin September 2020 and conclude February 2021.
- g. The bid from Higher Power Electrical, LLC was evaluated to be the lowest and best bid.

ACTION

Authorization by the Board to award a labor contract to Higher Power Electrical, LLC for the evaluated amount of Two Million, Two Hundred Four Thousand, Three Hundred Fifty-Seven Dollars (\$2,204,357.00) based on the evaluation of RFP No. 5759 – "Fall 2020 Transmission Construction" for the procurement of construction services to add fiber optic ground wire to existing transmission lines, relocate a section of a transmission line, and structure replacements.

RECOMMENDED:

APPROVED FOR BOARD CONSIDERATION:

/s/ Troy R. Via

Troy R. Via

Vice President – Energy Delivery

APPROVED FOR BOARD CONSIDERATION:

/s/ Timothy J. Burke

President and CEO

TRV:sjh

Attachments: Analysis of Proposals

Tabulation of Bids Legal Opinion Resolution



MEMORANDUM

Date: August 5, 2020

From: D. D. Buelt

To: T. R. Via

RFP No. 5759 "Fall 2020 Transmission Construction" <u>Analysis of Proposals</u>

1.00 GENERAL

RFP No. 5759 was advertised for bid on June 16, 2020.

This contract will procure construction services for multiple Transmission Projects. Projects include the install of ten (10) miles of fiber optic ground wire on four (4) existing transmission lines to support the Fiber Network Expansion (FNE) project, a 1.4 mile relocation of a 69kV line for a NDOT road project, and seventeen (17) 345kV condition-based structure replacements identified through field inspections.

Construction is scheduled to begin September 2020 and conclude February 2021.

One (1) Letter of Clarification (LOC) was issued. LOC No. 1 provided geotechnical information on the road project in response to a question that was received.

Bids were requested and opened at 2:00 p.m., C.D.T., Wednesday, July 15, 2020.

Six (6) total proposals were received. The proposals received are summarized in the table below:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Higher Power Electrical, LLC	\$ 2,204,357.00	Yes	Yes
BBC Electrical Services	\$ 2,206,589.39	Yes	Yes
The L.E. Myers Co.	\$ 3,669,862.82	Yes	Yes
Watts Electric Company	\$ 4,003,028.23	Yes	Yes
Brink Constructors, Inc.	\$ 5,058,339.25	Yes	Yes
Integrated Power Co.	\$ 8,039,706.31	Yes	Yes

2.00 <u>COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS</u>

The District's legal counsel noted the proposal response from L.E. Myers Co. included technical clarifications, however the proposal was deemed legally responsive.

The remaining proposals were deemed to be legally responsive.

3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

All proposals were 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. 5759, "Fall 2020 Transmission Construction" be awarded to Higher Power Electrical, LLC for the evaluated amount of Two Million, Two Hundred Four Thousand, Three Hundred Fifty-Seven Dollars (\$ 2,204,357.00).

/s/ Dannie Buelt

Dannie Buelt, P.E. Director Engineering Energy Delivery

TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Wednesday, July 15, 2020, in Omaha, Nebraska Anticipated Award Date August 13, 2020 ENGINEER'S ESTIMATE \$4,386,500.00	REQUEST FOR PR Fall 2020 Transmi	Docusigned by: Tim Mulriawry 9426AD61477A Director Supply Chain Management Medic Larson Compiled by and Certified Correct	
BID ITEM	Higher Power Electrical, LLC 14201 Caliber Dr. Suite 300 Oklahoma City, OK 73134	BIDDER'S NAME & ADDRESS BBC Electrical Services, Inc. 5467 HWY 43 Joplin, MO 64804	The L.E. Myers Co. 1405 Jackson St. Marshalltown, IA 50158
	SUPPLIER'S BID	SUPPLIER'S BID	SUPPLIER'S BID
1. Price Proposal: Lump Sum Firm Price: Fall 2020 Transmission Construction			
Lump Sum Firm Price	\$2,204,357.00	<u>\$2,206,589.39</u>	<u>\$3,669,862.82</u>
2. Completion Guarantee(s):	Guaranteed Completion Date	Guaranteed Completion Date	Guaranteed Completion Date
Start Installations: September 1, 2020		<u>September 1, 2020</u>	<u>September 1, 2020</u>
Complete Installations: February 8, 2021	<u>February 8, 2021</u>	<u>February 8, 2021</u>	<u>February 8, 2021</u>

TABULATION OF BIDS Opened at 2:00 p.m., C.D.T., Wednesday, July 15, 2020, in Omaha, Nebraska Anticipated Award Date August 13, 2020 ENGINEER'S ESTIMATE	REQUEST FOR PF Fall 2020 Transmi	DocuSigned by: Tim Mulrawy 9426AD61477 Director Supply Chain Management DocuSigned by: Medic Larson Complified by and Certified Correct	
\$4,386,500.00		Page 2 of 2	
		BIDDER'S NAME & ADDRESS	
BID ITEM	Watts Electric Company 13351 Dovers St. Waverly, NE 68462	Brink Constructors, Inc. 2950 N. Plaza Dr. Rapid City, SD 57702	Integrated Power Co. PO Box 1743 North Platte, NE 69103
	SUPPLIER'S BID	SUPPLIER'S BID	
1. Price Proposal: Lump Sum Firm Price: Fall 2020 Transmission Construction			
Lump Sum Firm Price	<u>\$4,003,028.23</u>	<u>\$5,058,339.25</u>	<u>\$8,039,706.31</u>
2. Completion Guarantee(s):	Guaranteed Completion Date	Guaranteed Completion Date	Guaranteed Completion Date
Start Installations: September 1, 2020	<u>September 1, 2020</u>	September 1, 2020	<u>September 1, 2020</u>
Complete Installations: February 8, 2021	<u>February 8, 2021</u>	<u>February 8, 2021</u>	<u>February 8, 2020</u>



LAWYERS

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STEPHEN M. BRUCKNER DIRECT DIAL: 402.978.5225 SBRUCKNER@FRASERSTRYKER.COM

July 22, 2020

Omaha Public Power District 444 South 16th Street Omaha, NE 68102

RE: Request for Proposal No. 5759 – 2020 Fall Transmission Construction ("RFP No. 5759")

Ladies and Gentlemen:

We have reviewed the six (6) proposals received in response to RFP No. 5759 and offer the following legal opinion. All of the proposals contain the information requested in this RFP. There are no exceptions in any of the proposals to the terms in the contract documents, other than technical clarifications by bidder L.E. Myers Co.

Subject to the District's economic and technical evaluation, all of the proposals received in response to RFP No. 5759 may be considered by the District's Board of Directors for the award of this contract. The form of payment and performance bond for this contract also must be approved by the Board.

Very truly yours,

Stephen M. Bruckner FOR THE FIRM

SMB:bjs 2397403.01



Mollhoff/Via

DRAFT RESOLUTION NO. 63xx

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

REQUEST FOR PROPOSAL NO. 5759 FALL 2020 TRANSMISSION CONSTRUCTION

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 Management hereby is authorized and directed to accept the proposal of Higher Power Electrical, LLC for the procurement of construction services for multiple transmission projects, as set forth in Request for Proposal No. 5759, in the amount of \$2,204,357.00, and the bond of such bidder hereby is approved.



Reporting Item

August 11, 2020

ITEM

Nuclear Oversight Committee Report

PURPOSE

The Nuclear Oversight Committee provides a regular oversight of items related to the Fort Calhoun Station (FCS) nuclear plant.

FACTS

In addition to safe and secure dry cask storage of fuel, the required Preventative Maintenance tasks and Surveillance Tests, the following major decommissioning activities were completed in July:

- The station's diesel generators, previously used for backup power, were sold and removed from site. In order to remove these units intact, several alterations to the plant were required, including removal of walls surrounding the units. This complex effort required collaboration with several different OPPD departments and various specialty companies. The units are now available for use by the generation industry.
- The critical path for the deconstruction project following fuel moves is the segmentation of the reactor vessel internal components. A specialty contractor, with oversight from the station, will conduct the engineering, design, planning and execution of this task. The onsite effort, led by the station, is currently focused on ensuring the site modifications are completed before beginning the physical segmentation work. An example of the on-site effort is the removal of equipment necessary to make the space needed to conduct the segmentation activities.
- In parallel with the reactor vessel related activities, the site is actively working to make the final transition to ready systems and structures for deconstruction. This involves removing all electricity or other potential energy sources and hazards from the structure. The goal is to begin demolition of selected structures in early 2021.

RECOMMENDED:

APPROVED FOR REPORTING TO BOARD:

/s/ Mary J. Fisher

Mary J. Fisher
Vice President – Energy Production
and Nuclear Decommissioning

/s/ Timothy J. Burke
Timothy J. Burke
President and CEO

MJF:tsu



Pre-Committee Agenda

PUBLIC INFORMATION PRE-COMMITTEE MEETING WEBEX VIDEOCONFERENCE Tuesday, August 4, 2020 4:00 – 5:30 P.M.

- 1. BL-9: Delegation to President & CEO Local, State and Federal Legislation (20 mins)
 - a. Objective: Continue review of proposed draft of legislative board resolution
- 2. Legislative and Regulatory Update (20 mins)
 - a. Objective: Provide brief update on federal and state legislative and regulatory activities
- 3. Customer Trends Update (30 mins)
 - a. Objective: Provide brief update on customers experiencing financial challenges
- 4. Customer Engagement (15 mins)
 - a. Objective: Provide brief update on customer engagement efforts

Legislative Resolution Draft 08-04-20

WHEREAS, OPPD's vision is to lead the way we power the future.

WHEREAS, OPPD's mission is to provide affordable, reliable, and environmentally sensitive energy services to our customers.

WHEREAS, OPPD's values are: We have a PASSION to serve – We HONOR our community – We CARE about each other.

WHEREAS, OPPD Board uses Strategic Directives (SDs) and Board Linkages (BLs) to set direction and guide management's actions.

NOW, THEREFORE, BE IT RESOLVED with reference to the 2020 session of the Nebraska Legislature and the 116th U.S. Congress and related regulatory actions, that:

- OPPD opposes legislation that would jeopardize the public power business model, which provides locally-governed, customer-centric energy solutions throughout the country.
- OPPD supports enactment of legislation to reinstate advance-refunding bonds, simplify
 municipal bond private-use rules, and supports the continuation of the federal tax exclusion for
 municipal bond interest.
- OPPD supports federal and state incentives for renewable energy development, energy
 efficiency, and storage technologies, such as sales tax credits, tax exemptions, investment tax
 credits, and production tax credits.
- OPPD opposes fees/taxes imposed on the District that may directly or indirectly increase costs.
- OPPD believes it is our responsibility to protect our environment while providing an essential service to power our communities. OPPD supports the most economically efficient means for reducing Greenhouse Gas (GHG) emissions from an economy-wide perspective while protecting system reliability, rather than requiring the use of any particular kind of generation.
- OPPD supports net metering legislation for customer owned renewable energy generation that
 is installed safely for customer and utility workers. Any legislation should equitably compensate
 the customer and utility.
- OPPD supports legislation to incentivize market adoption of electric vehicles and charging stations.
- OPPD supports the availability of funding to provide energy and housing security to assist our customers with financial challenges.
- OPPD supports a strong federal role in research and development to expand available generation technology options, support advanced grid capabilities, and enhance end-user services.

- OPPD supports enhanced infrastructure and employee security, both physical and cyber, in cooperation with federal, state, and local resources based upon prudent and cost-effective measures. OPPD opposes legislation adding new costs and burdens for cyber and physical security related issues that are not commensurate with the risks and benefits.
- OPPD supports existing eminent domain authority and opposes modifications that weaken the condemnation authority of public power utilities.
- OPPD supports the goal of expanding access to broadband internet service for all Nebraskans.
- OPPD opposes legislation that would limit our ability to provide energy-related services and solutions.
- OPPD opposes proposals to divest of membership in Regional Transmission Organizations (RTO), divest transmission assets of Western Area Power Administration (WAPA) and change the Power Marketing Administrations' cost-based rate structure to a market-based rate structure.
- OPPD opposes any effort by Congress or the Administration to weaken or repeal the exemption for public power utilities from federal pole attachment regulations.
- OPPD opposes land use policies that put an undue burden on siting all forms of energy generation and infrastructure.
- OPPD supports studying ways to reduce flood risk of the Missouri River; actively participating in
 discussions regarding the entrainment and impingement studies that were performed on the
 Missouri River to determine Best Technology Available (BTA) for the protection of fish; and
 actively participating in all U.S. Army Corps of Engineers, Nebraska Department of Natural
 Resources, and other proposals imposing constraints on entities who are users of Missouri River
 water.
- OPPD supports policies that champion the construction of a consolidated interim nuclear waste storage facility in a willing host community, but does not impede our DOE queue position. In addition, OPPD asserts that the Department of Energy (DOE) must follow its statutory obligations and construct a final repository for nuclear waste, whether at Yucca Mountain, or another location.



Reporting Item

BOARD OF DIRECTORS

August 11, 2020

<u>ITEM</u>

Legislative and Regulatory Update

PURPOSE

To provide an update on 2020 state and federal legislative matters and regulatory matters

FACTS

- a. Nebraska's 106th Legislature, second session, reconvened on July 20, 2020 and is expected to end on August 13, 2020.
- b. The 116th Congress began on January 3, 2019 and is expected to end January 3, 2021.
- c. Regulations and various policies are under consideration for change.

ACTION

Reporting item

RECOMMENDED:	APPROVED FOR REPORTING TO BOARD:
/s/ Lisa A. Olson	/s/ Timothy J. Burke
Lisa A. Olson	Timothy J. Burke
Vice President – Public Affairs	President and CEO

Attachment: Legislative and Regulatory Update



Legislative Update 8/4/2020

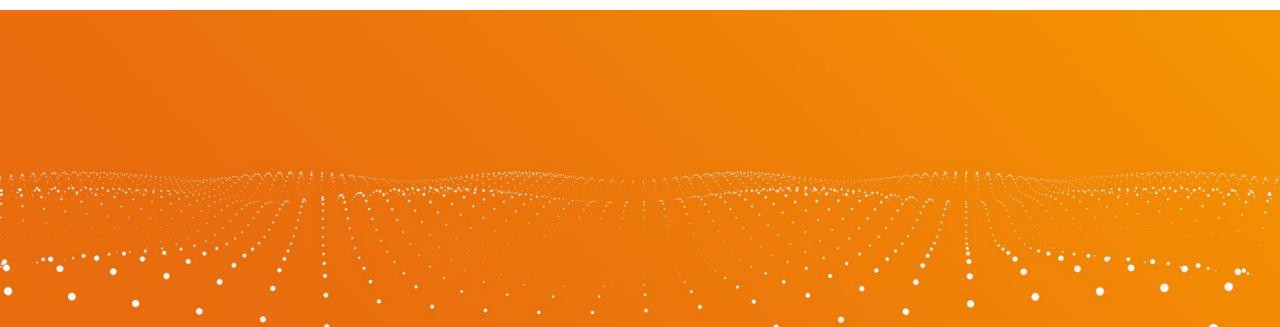
Agenda

- State Legislative Update
- Federal Legislative Update
- CARES Act update





State Legislative Update



2020 Nebraska Legislative Calendar

Nebraska's 106th Legislature

- January 8th Legislature convenes at 10 a.m.
- January 13th Debate on carry-over legislation begins
- January 21st Public hearings begin
- January 23rd Last day of bill introduction
- February 19th Deadline for Speaker priority requests
- February 21st Deadline for designation of committee and senator priority bills
- February 25th Speaker priority bills announced prior to adjournment
- February 27th Date to complete committee public hearings on introduced bills
- March 3rd Full-day debate
- March 12^{rth} Last day of debate
- March 13th Recess
- March 23rd -25th LB1198 Appropriate funds for the Governor's Emergency Program COVID-19
- July 20th August 13th Session resumes
- August 13th Sine Die



Legislation – Priority Status

Bill & Current Status	Summary
LB 283 Pansing Brooks	Provide for a climate change study
Monitor	1/15/19 Introduced, 1/18/19 Referred to Executive Board, 2/11/19 Hearing held, 1/24/20 Vargas AM2116 filed, 2/19/20 Placed on General File, 2/21/20 McCollister priority bill, on General File – 7/23/20 three hour debate held, motion to call the question failed We are supportive of the concept, however monitoring at the current time due to easement/eminent domain language, source of funds and role in the process
LB 627 Pansing Brooks	Prohibit discrimination based upon sexual orientation and gender identity
Support	1/23/19 Introduced, 1/25/19 Referred to Judiciary Committee, 2/7/19 Hearing held, 3/5/19 Chair ruled there had not been full and fair debate on the advancement of the bill. 3/5/19 Motion to overrule the chair failed, 2/19/20 Pansing Brooks priority bill
LB 720 Kolterman	Adopt the ImagiNE Nebraska Act and provide tax incentives
Support	1/23/2019 Introduced. 1/25/2019 Referred to Revenue Committee, 2/12/2019 Kolterman priority bill, 3/6/2019 Hearing Held, 4/5/2019 Kolterman AM1198 filed, 5/10/2019 Placed on General File with AM1614, 5/15/2019 various amendments introduced, 5/22/2019 Advanced to Select File with ER136, 5/24/2019 Kolterman M0108 invoke cloture failed, 1/8/20 Kolterman priority bill, 1/30/20 Kolterman AM2207 filed, 2/6/20 Special Hearing on AM2207, 2/27/20 Attorney General Opinion 20-004 to Brandt, 7/22/20 debate held on Select File, no vote held
LB 899 Hughes	Provide certain powers to public power districts relating to biofuels and biofuel byproducts
Support	1/9/20 Introduced, 1/13/20 Referred to Natural Resources Committee, 1/23/20 Hearing held, 2/18/20 Moser priority bill, 3/5/20 Advanced to Select File, 7/31/20 Passed Final Reading 45-0-4

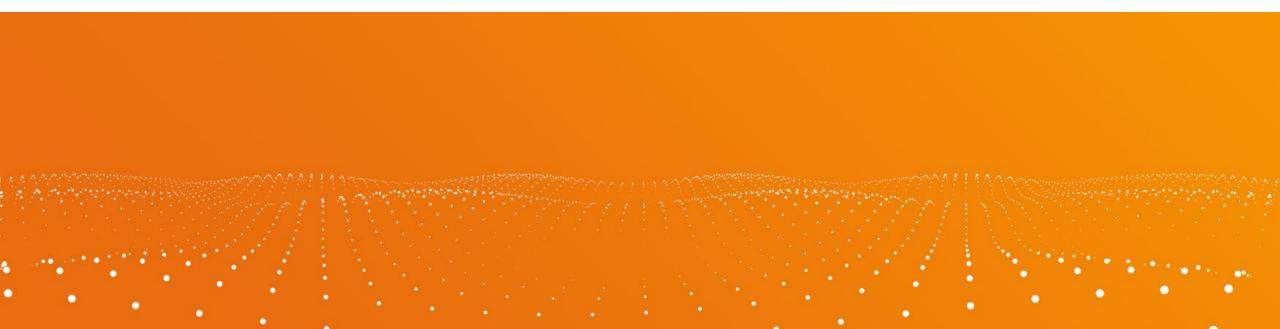


Legislation - Priority Status

Bill & Current Status	Summary
LB 923 Lindstrom	Change sales tax provisions relating to gross receipts
Support	1/10/20 Introduced, 1/13/20 Referred to Revenue Committee, 1/30/20 Hearing held, 2/4/20 Placed on General File, 2/25/20 Speaker priority bill, debate held on Select File, Wayne amendment failed 38-2, 7/29/20 Advanced to Final Reading
LB 933 Crawford	Change provisions relating to discontinuance of utility service
Support	1/10/20 Introduced, 1/13/20 Referred to Natural Resources Committee, 1/27/20 Vargas name added. 2/27/20 Placed on General File, included in LB632, 7/27/20 Advanced to Select File
LB 992 Friesen	Adopt the Broadband Internet Service Infrastructure Act and provide for certain broadband and Internet -related services
Monitor	1/14/20 Introduced, 1/15/20 Referred to Transportation and Telecommunications Committee, 2/3/20 Hearing held, 2/5/20 Transportation and Telecommunications Priority Bill, 2/27/20, amendment added with OPPD input, 7/28/20 Advanced to Select File
LB 1132 Wayne	Change provisions relating to net metering
Oppose	1/22/20 Introduced, 1/24/20 Referred to Natural Resources Committee, 2/19/20 Hearing held
LB 1205 McCollister	Adopt the Renewable Energy Standards Act
Oppose	1/23/20 Introduced, 1/27/20 Referred to Natural Resources Committee, 2/13/20 Hearing held
LB 1198 Stinner	Appropriate funds for the Governor's Emergency Program – COVID-19
Support	1/23/20 Introduced, 1/27/20 Referred to Appropriations Committee, 2/4/20 Hearing held, 2/27/20 Placed on General File, 3/23/2020 Advanced to Select File, 3/25/2020 Advanced to Final Reading, 3/25/20 Signed by the Governor



Federal Legislative Update



Congressional Outlook – 2020

Торіс	Expiration date	Description
FISA Reauthorization	March 15, 2020	• The "roving wiretap," "lone wolf," and "business records," provisions, and the "call detail records" program—were temporarily extended in the 2019 Continuing Resolution but are currently expired
Annual Appropriations		Hearings have begun in House/Senate subcommittees, but COVID could delay negotiations
Surface Transportation	Sept. 30, 2020	The 2015 FAST Act provided funding for 5 years and authorizes certain highway and public transit programs
Nat'l Flood Insurance Reauthorization		 National program was last reauthorized for full five years in 2012 Reauthorized on short-term basis since 2017
TANF & CCES Reauthorization	Nov. 30, 2020	Temporary Assistance for Needy Families (TANF) programs and the Child Care Entitlement to States (CCES) provide child care assistance for low-income families
Health Extenders	<u>-</u> ,	Various Medicare and Medicaid policies are set to expire, including the community mental health services demonstration program
Nat'l Defense Re- Authorization	Dec. 31, 2020	Reauthorizes annual Defense programs and sets top-line budgets

Sources: Committee for a Responsible Federal Budget; Politico, National Journal.



Congress's response to the coronavirus crisis and potential next steps

Phase 1

Initial support and vaccine development

H.R. 6074 — Coronavirus Preparedness and Response Supplemental Appropriations Act

- \$8.3 billion in COVID-19 response funding for developing a vaccine and preventing further spread of the virus
- Became law on 3/6/20

Phase 3b

Additional funding for small businesses/hospitals

S.Amdt.1580 Paycheck Protection Program and Health Care Enhancement Act

- \$310 billion for the depleted Paycheck Protection Program, additional funding for hospitals and testing
- Became law on 4/24/20

Phase 2

Paid leave, unemployment and food assistance

H.R. 6201 — Families First Coronavirus Response Act

- \$100 billion in worker assistance, including emergency paid sick leave, food assistance, and unemployment payments
- Became law on 3/18/20

Phase 3c

Paycheck Protection Program (PPP) extension

S. 4116 – A bill to extend the authority for commitments for the paycheck protection program...

- Extended PPP for five weeks, until August 8th
- Became law on 7/4/2020

Phase 3

Major economic stimulus package

H.R. 748 CARES Act

- Major stimulus package (\$2 trillion)
- Loans and support to major industries, including airlines and small businesses
- Direct payments to individuals and families
- Became law on 3/27/20

Phase 4 - TBD

Additional economic support

- Democratic leadership introduced a \$3 trillion package in May with priorities for the next phase
- GOP leadership introduced a \$1 trillion package that illustrated different priorities over state aid and unemployment provisions

Sources: The Wall Street Journal, The Washington Post, Congress.gov, US News, Govtrack.

CARES Act

- Nebraska \$1.084 billion
- Douglas County \$166 million
- OPPD issues
 - Reimbursement for COVID-19 expenses (State, Douglas County, FEMA)
 - Funding to Dollar Energy Fund to help customers pay bills
- Working with M.U.D.
 - Submitted joint letter to Douglas County for funding to Dollar Energy Fund
 - Douglas County set aside \$4 million for utility assistance still working on agreement
 - Dollar Energy Fund applied for and was awarded \$1.5 million (\$1 million for OPPD, \$500,000 for M.U.D.) for other counties in our service territory





Reporting Item

BOARD OF DIRECTORS

August 11, 2020

ITEM

Customer Trends Update

PURPOSE

To provide an update on customer trends during the COVID-19 pandemic

FACTS

- 1. In response to COVID-19 Directed Health Measures declared in March 2020, the Omaha Public Power District developed a Customer First Solutions Package, a variety of programs to assist customers during the COVID-19 pandemic.
- 2. The Board requested management provide regular reports on the progress of customer programs and trends.
- 3. Management will provide an update on aged debt and related trends as of July 31, 2020.

RECOMMENDED:	APPROVED FOR REPORTING TO BOARD:
/s/ Juli A. Comstock	/s/ Timothy J. Burke
Juli A. Comstock	Timothy J. Burke
Vice President – Customer Service	President and CEO

JAC:rak



Customer Trends Update

Committee Meeting August 11, 2020

Summary of Aged Debt

	Residential		Commercial & Industrial			
	July 2020	June 2020	July 2019	July 2020	June 2020	July 2019
% of Accounts Current	91.5%	91.0%	90.5%	92.6%	92.5%	93.2%
% of Accounts in Arrears	8.5%	9.0%	9.5%	7.4%	7.5%	6.8%
Total Aged Debt > 30 days (in millions)	\$6.2	\$6.8	\$4.2	\$2.3	\$1.6	\$2.1
Total Aged Debt 91+ Days (in millions)	\$2.1	\$2.9	\$0.4	\$0.4	\$0.4	\$0.1
Total Service Agreement Count > 30 Days (in thousands)	31.5	33.8	35.7	2.1	2.2	2.0
Total Service Agreement Count > 91+ Days (in thousands)	8.9	13.0	4.8	0.7	0.8	0.4

LIHEAP Only Accounts	July 2020	June 2020	July 2019
% of Accounts Current	75%	76%	76%
% of Accounts in Arrears	25%	24%	24%
Total Aged Debt > 30 days (in millions)	\$1.0	\$1.2	\$0.5
Total Aged Debt 91+ Days (in millions)	\$0.4	\$0.6	\$0.1
Total Service Agreement Count > 30 Days (in thousands)	3.2	4.0	3.1
Total Service Agreement Count > 91+ Days (in thousands)	1.5	2.1	0.7





Pre-Committee Agenda

GOVERNANCE PRE-COMMITTEE MEETING WEBEX VIDEOCONFERENCE August 6, 2020 8:00 – 9:30 a.m.

- 1. Board Meeting Logistics Update (15 min)
 - a. Objective: Confirm plan for August 13 meeting and discuss future meetings
- 2. Board Governance Workshop (15 min)
 - a. Objective: To review proposed approach and next steps
- 3. Powering the Future to 2050 (15 min)
 - a. Objective: Debrief on training sessions, current efforts and next steps
- 4. Diversity and Inclusion Progress (10 min)
 - a. Objective: Debrief on Gender/Ethnic Equity for January 1 through June 30, 2020
- 5. Management Research (30 min)
 - a. Objective: Discussion of Board-Staff Linkage role related to subject matter consultants and research

2020 Meetings (August – December 2020)

(as of August 6, 2020)

All Committe	ees Meetings Board Meetings				
<u>Date</u>	<u>Location</u>	<u>Time</u> *	<u>Date</u> **	Location**	Time**
11-Aug Tue	Virtual	10:00 a.m.	13-Aug Thu	Omaha Douglas Civic Center Legislative Chamber, 2 nd Floor	4:00 p.m.
15-Sep Tue	Virtual	10:00 a.m.	17-Sep Thu	TBD (Virtual)	4:00 p.m.
13-Oct Tue	Virtual	10:00 a.m.	15-Oct 14-Oct Wed	Omaha Douglas Civic Center Legislative Chamber, 2 nd Floor	4:00 p.m.
10-Nov Tue	Virtual	10:00 a.m.	12-Nov 13-Nov Fri	Omaha Douglas Civic Center Legislative Chamber, 2 nd Floor	4:00 p.m.
15-Dec Tue 8-Dec Tue	Virtual	10:00 a.m.	17-Dec 9-Dec Wed	Omaha Douglas Civic Center Legislative Chamber, 2 nd Floor	4:00 p.m.

^{*} Note: This reflects time for the public meeting. The meeting may start earlier to convene in closed session when Board business requires this, and this will be publicly noticed the Friday prior to the scheduled meeting.

^{**} Note: Dates, times and locations are subject to change. All meeting information will be publicly noticed in advance of the meeting.





Reporting Item

August 11, 2020

ITEM

Best Place to Work for YOU Survey Results

PURPOSE

Quantum Workplace to provide an overview of the 2020 Best Places to Work for You survey results.

FACTS

- a. The employee response rate was 87.4%.
- b. The overall engagement score for OPPD was 81.8 for 2020.
- c. The survey data is being shared across all team levels. Action plans for improving employee engagement are due by September 30, 2020.
- d. Board Policy SD-8 establishes a goal to achieve top-quartile performance for employee engagement for similar sized companies.

ACTION

Reporting item.

RECOMMENDED:	APPROVED FOR REPORTING TO BOARD:
/s/ Martha L. Sedky	/s/ Timothy J. Burke
Martha L. Sedky	Timothy J. Burke
Vice President – Human Capital	President and CEO

MLS:cl



2020 Best Place to Work for YOU

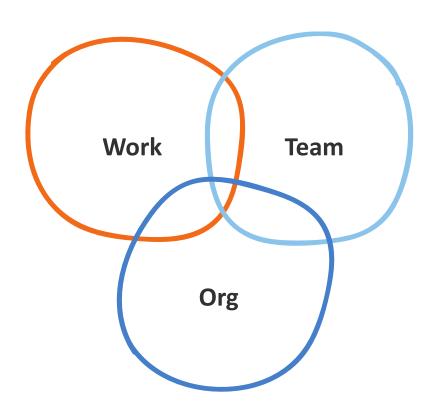
Engagement Insights and Results

OPPD

Prepared by



Engagement Defined



Employee engagement is the strength of mental and emotional connection employees feel toward the work they do, their teams, and the overall organization.

Executive Summary

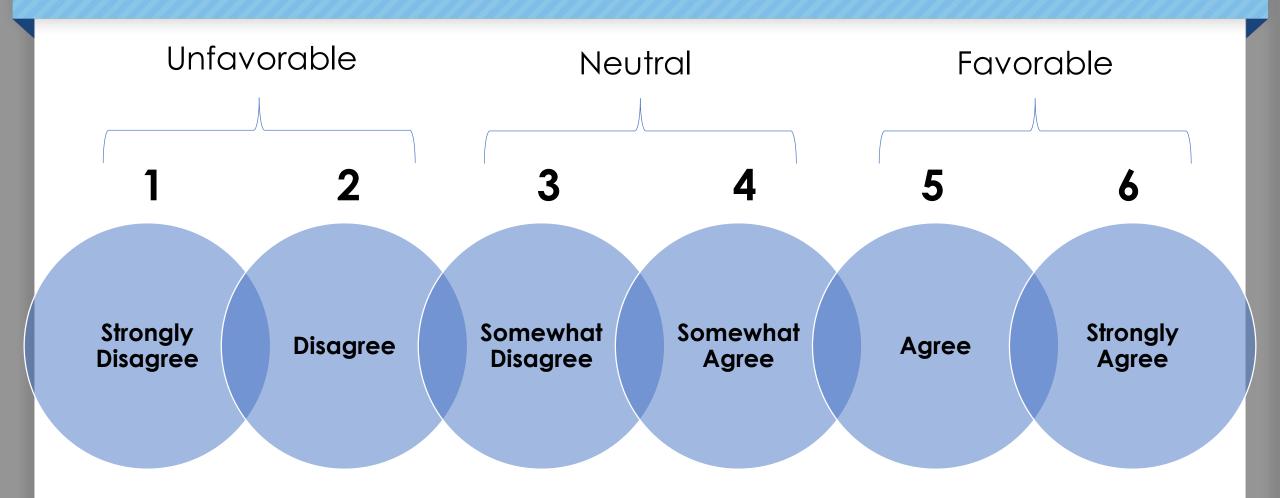
The Great News:

- Incredible response rate of 87.4% (78.9% last year)
- Overall favorable responses improved to 74% (69.6% last year)
- 56 out of 57 questions asked last year improved
- Comments expressed general good will and company appreciation for organization and job

How do we keep the momentum?

- Maintain the current levels of communication established by Covid response team
- Find ways to listen to and recognize those closest to the work being completed
- Focus on improving Diversity, Equity and Inclusion understanding across the district

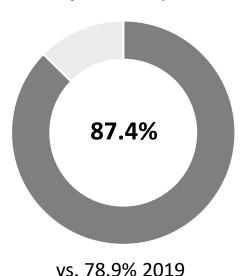
How Favorability Scores are Calculated



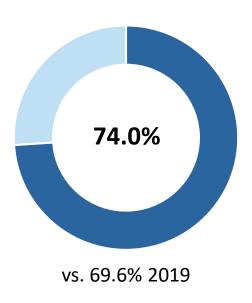
Survey Overview

Response Rate

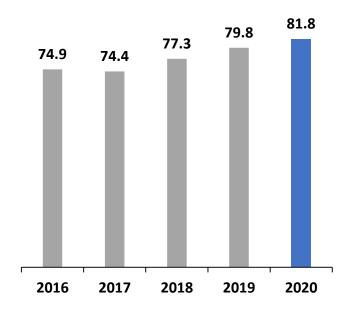
1626 of 1861 Responded



Overall % Favorable



Overall Score (100pt Scale, converted from 6pt average)



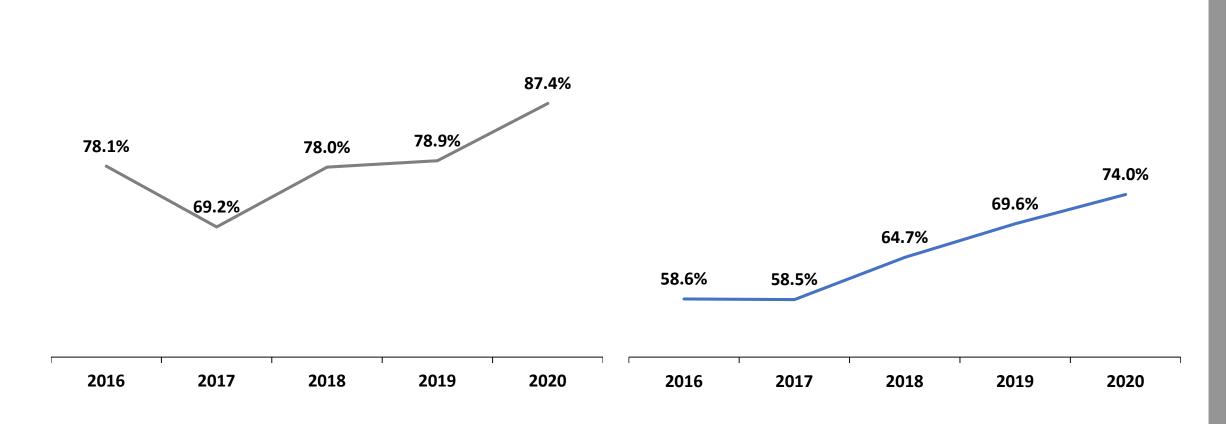
Moving forward, we will be focusing on "Overall % Favorable" as the target metric, rather than Overall Score.

- % Favorable allows to more easily measure improvements and declines (e.g., if we see a 5% improvement, we know that we shifted perceptions for 5% of the population).
- Overall Score, while the main metric used in Best Places to Work events, does not easily allow us to determine how perceptions have changed over time.

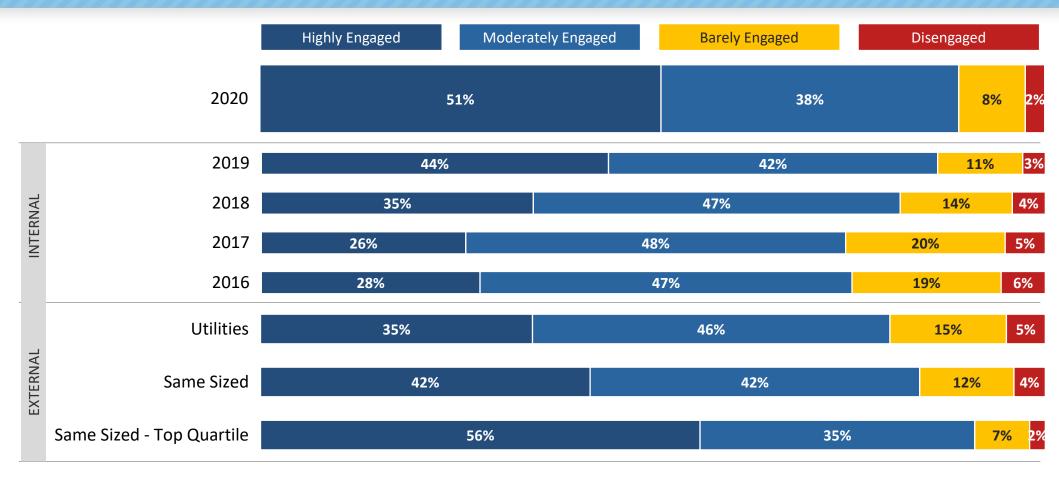
Overall % Favorable

Response Rate and Overall % Favorable: 2016 to 2020

Response Rate

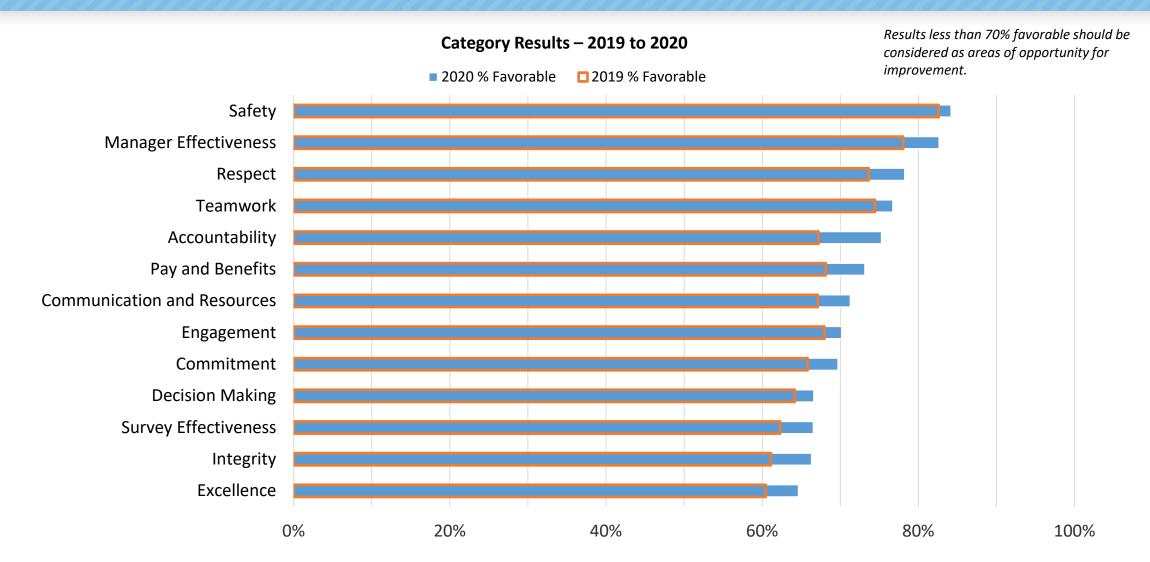


More than half of all respondents are measuring as Highly Engaged in 2020 (+6.8% since 2019).



Favorability Continues to Increase:

All categories (and 56 of 57 trending items) saw an increase in favorability since the prior survey.



Engagement Outcomes:

Perceptions of advocacy have increased significantly since 2019.

Itom	2020 %	Δ 2019	
Item	Favorable		
I am always thinking about ways to do my job better.	94%	1.0%	
My immediate coworkers consistently go the extra mile to achieve great results.	80%	4.9%	
It would take a lot to get me to leave OPPD.	75%	4.1%	
I recommend OPPD as a great place to work.	73%	6.2%	

Drivers of Engagement:

Results at or above 70% favorable are considered strengths for OPPD. Items below 70%, especially those <60%, should be considered as opportunities for improvement.

Theme	ltem	2020 % Favorable	Δ 2019
	Goals and accountabilities are clear to everyone in my immediate work group.	77%	3.8%
Feeling	The CEO/VP Team values people as their most important resource.	61%	3.8%
Valued	Perspectives like mine are included in the decision making at OPPD.	59%	5.6%
	If I contribute to OPPD's success, I know I will be recognized.	58%	2.4%
	At OPPD, I have the opportunity to do what I do best every day.	73%	2.1%
Career Outlook	I know how I fit into the OPPD's future plans.	57%	4.8%
Outlook	I see professional advancement and career development opportunities for myself at OPPD.	57%	3.3%
	I trust OPPD's CEO/VP Team to set the right strategy to take us to the next level of success.	63%	3.8%
Future Outlook	I understand OPPD's plans for future success.	60%	2.5%
	The CEO/VP Team is committed to taking action on the results of this survey.	60%	3.1%

Most & Least Favorable Items

2020 % Favorable	2019 % Favorable	Δ 2019
98%	96%	2.0%
94%	93%	1.0%
91%	91%	0%
90%	85%	5.0%
90%	89.8%	-0.2%
49%	45%	4.0%
54%	51%	3.0%
57%	53%	4.0%
57%	52%	5.0%
58%	55%	3.0%
	Favorable 98% 94% 91% 90% 90% 49% 54% 57%	Favorable Favorable 98% 96% 94% 93% 91% 91% 90% 85% 90% 89.8% 49% 45% 54% 51% 57% 53% 57% 52%

Top Item Trends: Biggest Improvements 2020 vs. 2019

lt a ma	2020 %	Δ
Item	Favorable	2019
Everyone here is treated fairly regardless of race, gender, age, ethnic background, disability, sexual orientation, or other differences.	76%	7.9%
We have benefits not typically available at other organizations.	63%	7.4%
As an employee, I feel I am given equal treatment as my peers.	76%	6.7%
In my immediate work group, steps are taken to deal with a poor performer who cannot or will not improve.	60%	6.3%
I recommend OPPD as a great place to work.	73%	6.2%
If I saw something wrong at work, I would feel comfortable reporting it.	78%	6.1%

• Results less than 70% favorable should be considered as areas of opportunity for improvement.



DRAFT Agenda

OPPD BOARD OF DIRECTORS REGULAR BOARD MEETING Thursday, August 13, 2020 at 4:00 P.M.

Attend in person at Omaha Douglas Civic Center, Legislative Chamber, 1819 Farnam Street, Omaha, NE 68183

Public also may attend remotely by going to www.oppd.com/BoardAgenda to access the Webex meeting link and view instructions.

Preliminary Items

- 1. Chair Opening Statement
- 2. Safety Briefing
- 3. Guidelines for Participation
- 4. Roll Call
- 5. Announcement regarding public notice of meeting

Board Consent Action Items

- 6. Approval of the June 2020 Comprehensive Financial and Operating Report, July 2020 Meeting Minutes and the August 13, 2020 Agenda
- 7. 345-161-13.8kV 300/400/500 (560) MVA OLTC Autotransformer Resolution No. 6387
- 8. Fall 2020 Transmission Construction Resolution No. 6388

Board Discussion Action Items

- 9. SD-9: Resource Planning Monitoring Report Resolution No. 6390
- 10. [Legislative Resolution] TBD

Other Items

- 11. President's Report (____ mins)
- 12. Opportunity for comment on other items of District business
- 13. Adjournment

Please use the link below to find all committee and board agendas, materials and schedules. Board governance policies and contact information for the board and senior management team also can be found at www.oppd.com/BoardMeetings.