



OPPD BOARD OF DIRECTORS

ALL COMMITTEE MEETING MINUTES

January 17, 2023

The regular committee meetings of the Board of Directors of the Omaha Public Power District ("OPPD" or "District") were held via WebEx audio and video conference on Tuesday, January 17, 2023 at 10:00 a.m.

Present via WebEx conferencing were Directors A. E. Bogner, M. J. Cavanaugh, M. R. Core, S.E. Howard, J. M. Mollhoff, C. C. Moody, M. G. Spurgeon and E. H. Williams. Also present via WebEx were L. J. Fernandez, President and Chief Executive Officer, and Messrs. S. M. Bruckner and T. F. Meyerson of the Fraser Stryker law firm, General Counsel for the District. Chair A. E. Bogner presided and C. A. Labs, Executive Assistant to President & CEO, recorded the minutes. Executive leadership team members present via WebEx included: K. W. Brown, S. M. Focht, T. D. McAreevey, K.S. McCormick, L. A. Olson, M.V. Purnell, B. R. Underwood, and T. R. Via.

Committee Agenda Item 1: Board Chair Opening Statement

Chair Bogner gave a brief opening statement, including an announcement regarding public notice of meeting, which was publicized by notifying the area news media¹; by publicizing same in the Omaha World Herald², OPPD Outlets newsletter, oppd.com and social media; by displaying such notice on the Arcade Level of Energy Plaza; and by emailing such notice to each of the District's Directors on January 13, 2023.

Chair Bogner welcomed members of the public and gave an overview of the meeting agenda and reminders for using the Webex audio and video conferencing platform. She informed the public that per the Board's Guidelines for Public Participation, the Board does not take public comment during the All Committees meeting. The Board will take public comments at the Board meeting

¹ News outlets that received OPPD Board meeting notification emails included: 1. KETV; 2. WOWT; 3. KMTV; 4. KPTM; 5. Telemundo Nebraska; 6. Nebraska Public Media (NET-TV); 7. NewsChannel Nebraska; 8. KFAB; 9. KOIL 1290 AM; 10. KIOS 91.5 FM – Nebraska Public Radio (Omaha); 11. Radio Lobo – 97.7 FM (Omaha); 12. Boomer Blair 97.3 FM (Blair); 13. KHUB 1340 AM/KFMT 101.5 FM (Fremont); 14. Sunny 101.3 FM (Falls City); 15. Omaha World Herald; 16. Washington County Enterprise & Blair Pilot Tribune; 17. Lincoln Journal Star; 18. Omaha Daily Record; 19. Omaha Star; 20. Douglas County Post-Gazette; 21. Papillion Times; 22. Bellevue Leader; 23. Midlands Business Journal; 24. Ralston Recorder; 25. Sarpy Guide and News; 26. Pawnee Republican; 27. Tecumseh Chieftain; 28. Ashland Gazette; 29. Wahoo Newspaper; 30. Nebraska City News Press; 31. Cassgram (Cass County online news publication); and 32. Associated Press.

² Public notice of meeting was published in the print version of the *Omaha World Herald* newspaper on January 10, 2023 and in the online version from January 10 through January 16, 2023.

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on Thursday, January 19, 2023, which will be conducted in person at the Omaha Douglas Civic Center at 5:00 p.m. The public may attend in person or remotely via WebEx Events by going to oppd.com.

Chair Bogner noted all board members were present via WebEx, along with members of the OPPD executive leadership team and subject matter experts along with OPPD employees and members of the public.

Committee Agenda Item 2: Safety Briefing

President Fernandez provided physical and psychological safety reminders, including current safety focus reminders about: (i) refocusing after the holiday season; and (ii) winter storm safety (iii) ergonomics.

Committee Agenda Item 3: Governance Committee

Governance Committee Chair Report

Director Moody reported the Governance Committee met on January 12, 2023, via WebEx videoconference. A copy of the agenda for that meeting was made available in the All Committee meeting materials for the Board to review. The Committee discussed: (i) Safety Briefing; (ii) 2023 Board Planning – Election of Officers and Standing Committee Assignments; (iii) 2023 Board Workshop; (iv) Board Work Plan (v) Summary of Committee Direction.

Supporting Data

Agenda

Board Officer Election – 2023

Chair Bogner, presented the following facts on the item:

- a. In accordance with Article I, Section 2, of the District's Bylaws, the Chair of the Board, the Vice Chair of the Board, the Secretary and the Treasurer of the District shall be elected by the Board, from among its members, at its regular January meeting. Such officers shall serve for a term of one year and until the election of their successors, and may be removed from office during such term only by the affirmative vote of not less than five Directors at a regular meeting of the Board or a special meeting called for that purpose.
- b. The Board proposes to elect the slate of officers listed on Exhibit A, effective January 19, 2023. Such officers shall serve for a term of one year and until the election of their successors or removal from office.

The Board was scheduled to vote on this matter at the January 19, 2023, meeting.

Supporting Data

Datasheet

Exhibit A

Resolution

Standing Committee Assignments – 2023

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Chair Bogner, presented the following facts on the item:

- a. In accordance with Article III, Section 1, of the District's Bylaws, the Chair of the Board will appoint two or more Directors to each Standing Committee established in the Bylaws.
- b. The District Bylaws specify that the Board of Directors must concur with the Standing Committee assignments.

The Board was scheduled to vote on this matter at the January 19, 2023, meeting.

Supporting Data

Datasheet

Exhibit A

Resolution

Committee Agenda Item 4: Finance Committee

Finance Chair Report

Director Spurgeon reported the Finance Committee did not meet in January.

Committee Agenda Item 5: System Management & Nuclear Oversight Committee

System Management & Nuclear Oversight Committee Chair Report

Director Williams reported the System Management & Nuclear Oversight Committee met on January 4, 2023, via WebEx videoconference. A copy of the agenda for that meeting was made available in the All Committee meeting materials for the Board to review. The Committee discussed: (i) Safety Briefing; (ii) Winter Storm Elliott Debrief; (iii) Near Term Resource Plan (iv) January Board Approval Items (v) Summary of Committee Direction.

Supporting Data

Agenda

Substation Foundation, Ductlines and Miscellaneous Work

T. R. Via, Vice President – Utility Operations and Chief Operating Officer, provided the following facts for authorization to award RFP 5986 to provide materials and labor for Substation Foundations, Ductlines, and Miscellaneous Work to support development of a new substation.

- a. Development of this substation supports load growth in the Douglas County area.
- b. Substation foundations provide structural bases for placement of steel supports and equipment including breakers, transformers and buildings. Ducts provide a conduit to electrically connect various devices. Grounding ensures safety to personnel in the substation and provides the ground connection for various devices.
- c. Three (3) proposals were received which were legally and technically responsive.
- d. Desired completion of the substation foundations, ductlines and miscellaneous work is June 2023.

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- e. The proposal from Peak Contracting Group, LLC was evaluated as the lowest and best bid.

Management recommended authorization by the Board to award the contract for RFP 5986 Substation Foundations, Ductlines, and Miscellaneous Work to Peak Contracting Group in the amount of One Million, Two Thousand, Twenty Dollars and Fifty-Seven Cents (\$1,002,020.57).

The Board was scheduled to vote on this matter at the January 19, 2023 meeting.

Supporting Data

Datasheet

Analysis of Proposals

Tabulation of Bids

Legal Opinion

Resolution

Photograph

Substation Steel Structures

T. R. Via, Vice President – Utility Operations and Chief Operating Officer, provided the following facts for authorization to award RFP 5989 for the fabrication and delivery of steel structures to support development of a new substation.

- a. Development of this substation supports load growth in the Douglas County area.
- b. Substation steel structures support bus, disconnect switches and other substation electrical equipment.
- c. Five (5) proposals were received of which four (4) were legally responsive and all are technically responsive.
- d. Steel structures to be delivered onsite by July 2023.
- e. The proposal from Klute Inc. was evaluated as the lowest and best bid.

Management recommended authorization by the Board to award the contract for RFP 5989 Substation Steel Structures to Klute Inc. in the amount of Five Hundred Twenty-One Thousand, Two Hundred Twenty-One Dollars and Eighty-Five Cents (\$521,221.85).

The Board was scheduled to vote on this matter at the January 19, 2023 meeting.

Supporting Data

Datasheet

Analysis of Proposals

Tabulation of Bids

Legal Opinion

Resolution

Photograph

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Committee Agenda Item 6: Public Information Committee

Public Information Committee Chair Report

Director Mollhoff reported the Public Information Committee met on January 10, 2023, via WebEx videoconference. A copy of the agenda for that meeting was made available in the All Committee meeting materials for the Board to review. The Committee discussed: (i) Safety Briefing; (ii) North Omaha Engagement; (iii) Legislative and Regulatory Update (iv) Board Work Plan (v) Summary of Committee Direction.

Supporting Data

Agenda

Legislative and Regulatory Update

L. A. Olson, Vice President – Public Affairs, introduced Mr. Tim O'Brien, Director Economic Development and External Relations, who provided an update on 2023 state and federal legislative matters, local government affairs and regulatory matters.

T. R. O'Brien, then presented the following:

- 2023 Nebraska Legislative Calendar
- 2023 Legislative Committee Chairs
- 2023 OPPD Legislative Bills
- Local Update
- Federal Legislative Update
- Federal Update

Supporting Data

Datasheet

Presentation

North Omaha Engagement Update

L. A. Olson, Vice President – Public Affairs, introduced Mr. Tim O'Brien, Director Economic Development and External Relations, who provided an update on the North Omaha Station outreach and listening phase per board resolution 6518.

T. R. O'Brien, then presented the following:

- Objective
- Phases
- People Power
- Themes – Community Development – Public Health – Safety, Support & Education
- Next Steps – External
- Next Steps – Internal

Supporting Data

Datasheet

Presentation

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Committee Agenda Item 7: Other Business

Confirmation of Board Meeting Agenda

The Board members reviewed and confirmed the agenda for the Board meeting on Thursday, January 19, 2023, which will be conducted in person at the Omaha Douglas Civic Center, 2nd Floor Legislative Chamber, at 5:00 p.m. The public may attend in person or remotely via WebEx audio and video conference.

Review of Board Work Plan

Chair Bogner stated there were no new items to add to the Board Work Plan.

Power with Purpose: Natural Gas Generation, Energy Delivery and Solar Updates

T. R. Via, Vice President – Utility Operations and Chief Operating Officer, provided the following updates on Power with Purpose projects for January 2023.

TURTLE CREEK STATION & STANDING BEAR LAKE STATION FACTS

- a. Engineering, procurement, and construction activities are in progress.
- b. At Standing Bear Lake Station, all three generator step-up transformers were delivered and set on foundations. Wärtsilä completed assembly of the nine reciprocating internal combustion engines at Standing Bear Lake Station and the associated generators were delivered to site.
- c. At Turtle Creek Station, the unit #1 Siemens Energy gas turbine was set on foundation.

ENERGY DELIVERY FACTS

- a. Structure erection and wire installation continues to progress ahead of schedule for the Sarpy Southwest Transmission Project. Construction of the energy delivery infrastructure associated with the Standing Bear Lake Station interconnection is progressing well with 80% of the transmission foundations complete and 65% of the foundations complete at the remote end substation near 144th and State Streets.

SOLAR FACTS

- a. The 81-megawatt Platteview Solar facility in Saunders County continues to make progress. Construction is on track to begin at the site in the first quarter of 2023.
- b. In December 2022, the US Department of Commerce issued its initial ruling on the anti-circumvention investigation that kicked off in March 2022. Four companies were found to be compliant with the US tariff, four companies were found non-compliant, and twenty companies did not respond. The final results of the investigation are anticipated in May 2023, after completing additional review of these companies. OPPD staff are continuing to review details of the ruling and holding discussions with suppliers to understand any impact to OPPD's solar sourcing strategy. The panels for the Platteview project are not impacted by the investigation.

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- c. The industry continues to seek further details and guidance for the Inflation Reduction Act (IRA) from the Department of Treasury and Internal Revenue Service (IRS). In light of this, OPPD staff continue to work with industry experts, including financial, tax, legal, and suppliers, to evaluate these policies and understand how to optimize the pursuit of solar deployment for customer owners.
- d. Staff are actively in ongoing discussions with suppliers to maintain key relationships and stay abreast of projects that are maturing through the project development process.
- e. OPPD staff continue to engage with local jurisdictions to support the development of solar regulations and provide education on solar technology.

M. A. Walker, Manager Construction Management, presented construction updates for Standing Bear Lake Station and Turtle Creek Station.

- Standing Bear Lake Station
- Turtle Creek Station

C. M. Kennedy, Manager Alternative Energy Program, then presented the following:

- Platteview Solar

Supporting Data

Datasheet

Presentation

There being no further business, the meeting adjourned at 11:30 a.m.

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S. M. Focht

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S. M. Focht

Vice President – Corporate Strategy and
Governance and Assistant Secretary

DocuSigned by:

Christi Labs

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C. A. Labs

Executive Assistant to President & CEO