



OPPD BOARD OF DIRECTORS
ALL COMMITTEE MEETING MINUTES

March 14, 2023

The regular committee meetings of the Board of Directors of the Omaha Public Power District (“OPPD” or “District”) were held in person with public accessibility both in person and via WebEx audio and video conference on Tuesday, March 14, 2023. The meeting opened at 8:00 a.m.

Present in person 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 in person 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. Executive leadership team members present in person included: J. M. Bishop, S. M. Focht, T. D. McAreavey, K.S. McCormick, L. A. Olson, B. R. Underwood and T. R. Via. K. W. Brown attended via WebEx. Also in attendance as a delegate for M. V. Purnell, was N. B. Swanson, Director Org Development. Chair E. H. Williams presided and E. H. Lane, Sr. Board Operations Specialist, recorded the minutes.

Committee Agenda Item 1: Board Chair Opening Statement

Chair Williams 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 March 10, 2023. He also provided reminders for using the WebEx audio and video conferencing platform. He noted the Board would conduct a closed session to discuss two topics: (i) Enterprise Risk Management Quarterly Update; and (ii) Near Term Generation Update.

¹ News outlets that received OPPD Board meeting notification emails included: 1. KETV; 2. WOVT; 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 March 10, 2023 and in the online version from March 10 through March 16, 2023.

All Committee Minutes

March 14, 2023

Page 2

Committee Agenda Item 2: Closed Session

At 8:01 a.m. it was moved by Director Bogner that the Board go into Closed Session. Director Bogner stated as follow:

*“I move that the Board go into closed session at this time (8:01 a.m.) to discuss two topics, the **Enterprise Risk Management Quarterly Update** and the **Near Term Generation Update**.*

With respect to the Enterprise Risk Management Quarterly Update, a closed session is necessary for the protection of the public interest because the discussion involves matters that are confidential and protected by the attorney-client privilege and attorney work product doctrine and involve the discussion of security for District property and utility infrastructure information.

With respect to the Near Term Generation Update, a closed session is necessary for the protection of the public interest because the discussion involves sensitive utility infrastructure information, confidential cost information, and potential resource acquisition strategies, the disclosure of which would disadvantage the District in future negotiations with potential contractors.”

The motion was seconded by Director Cavanaugh.

Thereafter, the vote was recorded as follows: Bogner – Yes; Cavanaugh – Yes; Core – Yes; Howard – Yes; Mollhoff – Yes; Moody – Yes; Spurgeon – Yes; Williams – Yes. The motion carried (8-0).

Chair Williams read the following:

The motion to go into closed session has passed. This closed session will be limited to discussion regarding two topics: (i) Enterprise Risk Management Quarterly Update; and (ii) Near Term Generation Update. No votes or other action will be taken.”

After confirming the Board members, executive leadership team members, OPPD staff subject matter experts, S. M. Bruckner and T. F. Meyerson, General Counsel, and E. H. Lane were present, the WebEx Event was locked to prevent additional attendees from joining. The Board then conducted its closed session discussion of the Enterprise Risk Management Quarterly Update and Near Term Generation Update.

At 9:50 a.m., the Board took a break. No further business was discussed. The WebEx Event was unlocked to allow OPPD staff and the public to join.

At 10:00 a.m., a motion was made and seconded to reconvene the meeting in open session.

Thereafter, the vote was recorded as follows: Bogner – Yes; Cavanaugh – Yes; Core – Yes; Howard – Yes; Mollhoff – Yes; Moody – Yes; Spurgeon – Yes; Williams – Yes. The motion carried (8-0).

Chair Williams stated:

“The motion to come out of closed session at 10:01 a.m. is carried. This closed session was limited to discussion regarding two topics: (i) Enterprise Risk Management Quarterly Update; and

All Committee Minutes

March 14, 2023

Page 3

(ii) Near Term Generation Update. No votes or other Board action were taken during the closed session.”

Committee Agenda Item 3: Public Session – Board Chair Opening Statement

Chair Williams welcomed members of the public and gave an overview of the meeting agenda and reminders for using the WebEx audio and video conferencing platform. He 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 on Thursday, March 16, 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 Williams noted all Board members were present along with members of the OPPD executive leadership team and subject matter experts. Additionally 22 members of the public and OPPD employees joined via WebEx.

Committee Agenda Item 4: Safety Briefing

Josh Clark, Manager of Protective Services, provided physical safety reminders. President Fernandez provided psychological safety reminders, including current safety focus reminders about: (i) fatigue awareness; (ii) roadway safety; and (iii) preventing hand, finger and thumb injuries.

Committee Agenda Item 5: Governance Committee

Governance Committee Chair Report

Director Bogner reported the Governance Committee met on March 9, 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) Annual Committee Charter Review; (iii) 2023 Committee Work Plan; (iv) OPPD Bylaws Review; (v) 2023 Board Workshop; (vi) Report on Severance Agreement; (vii) Appointment of VP, Sustainability and Environmental Affairs; and (viii) the Board Work Plan.

Supporting Data

Agenda

Severance Agreement in Excess of \$50k

N. B. Swanson, Director Org Development, presented the following report regarding a severance agreement in excess of \$50k:

- a. OPPD offers a redeployment of Talent Program for exempt employees who do not meet the Accountable Management System (AMS) suitability for role criteria. Employees who choose not to stay with the District are offered severance in exchange for a release of claims.
- b. One (1) exempt employee has separated from OPPD as a result of the AMS process and executed a severance agreement.

All Committee Minutes

March 14, 2023

Page 4

- c. The severance agreement involves a payment that exceeds \$50,000 and therefore may be subject to the requirement for reporting settlement agreements under Section 84-713 of the Nebraska Revised Statutes. This agreement is listed on the attachment.
- d. The severance agreement is available for inspection in the office of the corporate secretary.

Supporting Data

Datasheet

Attachment

VP Sustainability & Environmental Affairs Appointment

L. J. Fernandez presented the following information regarding the appointment of Cliff Fleener as the VP, Sustainability & Environmental Affairs:

- a. Mr. Fleener brings more than 20 years of sustainability and environmental experience to OPPD. His most recent position has been Corporate Director of Environmental Responsibility for Valmont Industries, Inc.
- b. Mr. Fleener holds a Bachelor of Science degree in Biology from Ball State University and a Master of Science degree in Environmental Science from the University of Wisconsin – Green Bay.

Requested Board approval of the appointment of Cliff Fleener to the position of Vice President Sustainability and Environmental Affairs and compensation.

The Board was scheduled to vote on this matter at the March 16, 2023 meeting.

Supporting Data

Datasheet

Resolution

Committee Agenda Item 6: Finance Committee

Finance Chair Report

Director Spurgeon reported the Finance Committee met on March 3, 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) Rate Design Project Update; (iii) 2022 Annual Financial Report; (iv) Retirement Plan Annual Report; (v) 401(k) and 457 Retirement Savings Plan Annual Report; (vi) Other Post-Employment Benefits (OPEB) Trusts Annual Report; (vii) SD-14 Retirement Plan Funding Monitoring Report; and (viii) Confirmation of Board Work Plan.

Supporting Data

Agenda

Rate Design Project Update

B. J. Seier, Director Financial Planning & Analysis, presented the following update regarding the Rate Design Project:

All Committee Minutes

March 14, 2023

Page 5

- a. In response to the Finance Committee's interest in continuing a robust conversation on rate principle refinement at the District, the Rate Design Project was approved by the Board in April of 2022.
- b. The Rate Design Project includes two phases:
 1. Phase one, which is intended to align on the principles that will guide future rate design in the near-term and also the long-term, so that OPPD is consistently working towards the long-term goals for rates and also align on priorities to create a rate design roadmap. This roadmap will feed into the Biennial Rates Package that prioritizes rate work that supports OPPD's rate principles.
 2. Phase two of the project will be a multi-year execution of the analysis and development of the rates, products, services, and solutions identified in phase one of the project.
- c. The project working team has made significant progress on phase one of the project and would like to provide the Board an update on the project. In addition to the project update, the Board will be provided pre-decisional working papers to allow the Board to provide comments and questions on the project's progress.

Supporting Data

Datasheet

Rate Design Project Update - March 2023

2022 Annual Financial Report

J. M. Bishop, VP Financial Services and CFO, reported on the 2022 annual financial results:

- a. Retail Revenue for 2022 was \$1,100.5 million, which was \$22.1 million over budget. Off-system Revenue for 2022 was \$256.5 million, which was \$124.1 million over budget. Other Income for 2022 was \$48.8 million, which was \$32.5 million under budget.
- b. Operations and Maintenance Expense (less Fuel and Purchased Power) for 2022 was \$415.7 million, which was \$11.0 million under budget. Fuel and Purchased Power Expense for 2022 was \$546.8 million, which was \$170.1 million over budget. Other Expense for 2022 was \$432.1 million, which was \$6.2 million over budget.
- c. Operating Income for 2022 was \$91.0 million, which was \$17.9 million under budget.
- d. Net Income for 2022 was \$11.2 million, which was \$51.5 million under budget.

Supporting Data

Datasheet

Annual Financial Report (Graphs)

Retirement Plan Annual Report

J. C. Boucek, SVP and Director of Public Fund Consulting, Segal Marco Advisors, reported on the Retirement Plan Fund and Individual Manager Performance for 2022:

All Committee Minutes

March 14, 2023

Page 6

- a. The market value of the Retirement Plan Fund was \$1.06 billion on December 31, 2022. This compares to the market value of \$1.29 billion on December 31, 2021. During the year, benefit payments and expenses exceeded the total contribution by \$40.6 million and the investment loss net of fees were \$185.15 million.
- b. The asset allocation at year-end was 53.3% equity, 33.3% fixed income securities and 13.4% alternative assets (private real estate and private debt), which is within the Investment Policy Guidelines approved by the Board.

Supporting Data

Datasheet

Summary of Investment Manager Performance

401(k) and 457 Retirement Savings Plan Annual Report

J. M. Bishop, VP Financial Services and CFO, presented the following to report on the fund options for OPPD's 401(k) and 457 Retirement Savings Plans for 2022:

- a. The District offers two retirement savings plans, 401(k) and 457, that provide the ability for employees to save current earnings for retirement. The investment options for the 401(k) and 457 Plans are monitored by a committee of employees that includes members of the Treasury & Financial Operations division and Human Capital division. The investment options are identical in the 401(k) and 457 Plans.
- b. The market value for OPPD's 401(k) and 457 Retirement Savings Plans was \$531.4 million as of December 31, 2022. During the year, employee contributions totaled \$14.3 million and OPPD's contributions totaled \$5.9 million in both plans.

Supporting Data

Datasheet

Summary of Fund Options and Performance

Other Post Employment Benefits (OPEB) Trusts Annual Report

J. M. Bishop, VP Financial Services and CFO, reported on the OPEB Trust Performance for 2022:

- a. The District has established two Other Post Employment Benefits (OPEB) Trusts to fund the liability of medical and life insurance benefits for retired employees and their spouses. The first trust is designated for employees hired prior to 2008 (Pre-2008 OPEB Trust Fund). The second trust is designated for employees hired after December 31, 2007 (Post-2007 OPEB Trust Fund). The investments for the two OPEB Trust Funds are monitored by an investment committee (Committee) comprised of the Vice Presidents of Financial Services and Human Capital and the Directors of Treasury and Financial Operations, Corporate Accounting and Total Rewards.
- b. The market value of the Pre-2008 OPEB Trust Fund equaled \$170.6 million as of December 31, 2022, compared to \$197.2 million as of December 31, 2021. The District's contributions totaled \$12.6 million, retiree contributions were \$4.0 million and benefit payments along with associated fees were \$24.3 million for 2022. The Pre-2008 OPEB Trust Fund was primarily invested in a global equity fund, a real return fund, a private real estate fund and a core fixed income fund. The asset allocation at year-end was 51.4% equity, 16.5% fixed income, 20.6% real return and 11.5% private real estate, which is within the Investment Policy guidelines. The Fund had a -11.5% return for 2022.

All Committee Minutes

March 14, 2023

Page 7

- c. The market value of the Post-2007 OPEB Trust Fund equaled \$7.4 million as of December 31, 2022, compared to \$7.5 million as of December 31, 2021. The District's contributions totaled \$1.0 million in 2022. Benefit payments along with associated fees totaled \$45,409. There were no retiree contributions during 2022. The Post-2007 OPEB Trust Fund was primarily invested in a core bond fixed income fund and a global equity index fund. The asset allocation at year-end was 74.3% fixed income and 25.7% equity which is within the Investment Policy guidelines. The Fund had a -13.1% return for 2022.

Supporting Data

Datasheet

Investment Balance Summary

SD-14: Retirement Plan Funding Monitoring Report

J. W. Thurber, Director, Treasury and Financial Ops, presented the following report to ensure full Board review, discussion and acceptance of SD-14: Retirement Plan Funding Monitoring Report:

- a. 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.
- b. Each policy was evaluated and assigned to the appropriate Board Committee for oversight of the monitoring process.
- c. The Finance Committee is responsible for evaluating Board Policy SD-14: Retirement Plan Funding Monitoring Report on an annual basis.
- d. The Finance Committee has reviewed the SD-14: Retirement Plan Funding Monitoring Report and is recommending that OPPD be found to be sufficiently in compliance with the policy as stated.

Supporting Data

Datasheet

Exhibit A – Monitoring Report

Resolution

The Board was scheduled to vote on this matter at the March 16, 2023 meeting.

The Board took a break for lunch at 11:39 a.m. and reconvened at 12:10 p.m.

Committee Agenda Item 7: System Management & Nuclear Oversight Committee

System Management & Nuclear Oversight Committee Chair Report

Director Moody reported the System Management & Nuclear Oversight Committee met on March 1, 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) AMI Meters and Communications Update; (iii) Near Term Resource Plan; and (iv) Committee Charter Review.

All Committee Minutes

March 14, 2023

Page 8

Supporting Data

Agenda

NC2 Economizer Outlet Expansion Joint Replacement -- Labor Contract Award

T. R. Via, COO and VP, Utility Operations, presented the following report for Board of Directors authorization to issue labor services contract for the replacement of the economizer outlet expansion joints for Nebraska City Station Unit 2.

- a. The economizer outlet expansion joints for Nebraska City Station Unit 2 have been evaluated and will be replaced to ensure continued reliability.
- b. The District requested bids for labor for removal and installation of replacement materials. Three bids were received and all bids were determined to be legally and technically responsive.
- c. Installation of OPPD supplied materials will be performed in the spring of 2023 during a scheduled maintenance outage.

Requesting authorization by the Board of Directors to award a contract to TEiC Construction Services, Inc. to replace the economizer outlet expansion joints for Nebraska City Station Unit 2 in the amount of \$979,828.00.

The Board was scheduled to vote on this matter at the March 16, 2023 meeting.

Supporting Data

Datasheet

Letter of Recommendation

Tabulation of Bids

Legal Opinion

Resolution

Substation Control Building & Switchgear Enclosure

T. R. Via, COO and VP, Utility Operations, presented the following report for the Board of Directors authorization to reject the proposals received for RFP No. 6024, and for the District to enter into a negotiated contract for the purchase of one (1) Substation Control Building and Switchgear Enclosure to support development of a new substation:

- a. Development of this substation supports load growth near Bennington.
- b. Substation control buildings and switchgear enclosures house equipment to monitor, control, protect, and operate the energy delivery system.
- c. Four (4) proposals were received; one (1) is legally responsive and zero (0) are technically responsive.

All Committee Minutes

March 14, 2023

Page 9

- d. Desired delivery of the substation control building and switchgear enclosure is February 2024.

Requesting authorization by the Board to reject all proposals received for RFP No. 6024 “Substation Control Building and Switchgear Enclosure” and allow District Management to enter into a negotiated contract.

The Board was scheduled to vote on this matter at the March 16, 2023 meeting.

Supporting Data

Datasheet

Analysis of Proposals

Tabulation of Bids

Legal Opinion

Resolution

NW Omaha ED Steel Transmission and Substation Structures

T. R. Via, COO and VP, Utility Operations, presented the following report for Board of Directors authorization to award a contract for galvanized steel transmission and substation structures for a new substation to support load growth and reliability in the northern Douglas County area.

- a. A new substation in northwest Omaha is needed for new load growth and reliability in the area.
- b. Approximately 2.5 miles of 161kV overhead transmission line is required to interconnect that new substation.
- c. Five (5) proposals were received. Three (3) proposals are legally responsive, and one (1) is technically responsive.
- d. Construction of the lines will begin in late December 2023 and conclude by May 2024.

Requesting authorization by the Board to award a contract for RFP No. 6029 NW Omaha ED Steel Transmission and Substation Structures to Arcosa - Meyer Utility Structures for the evaluated amount of Three Million, Six Hundred Ninety-Three Thousand, Eight Hundred Fifty-Four Dollars (\$3,693,854.00).

The Board was scheduled to vote on this matter at the March 16, 2023 meeting.

Supporting Data

Datasheet

Analysis of Proposals

Tabulation of Bids

Legal Opinion

Resolution

Sarpy County Station (SC3) Generator Circuit Breaker & Disconnect Switch Replacement – Engineer’s Certification

All Committee Minutes

March 14, 2023

Page 10

T. R. Via, COO and VP, Utility Operations, presented the following information for Board of Directors authorization to issue a contract or contracts to supply and install a new generator breaker and disconnect switch for Sarpy County Station Unit 3:

- a. The generator circuit breaker and disconnect switch for Sarpy County Station Unit 3 requires replacement in order to maintain unit reliability.
- b. The District's engineer has certified that the use of the statutory sealed bid process for the replacement equipment, coordination, and integration requirements of the project is impractical and not in the public interest.
- c. The District will negotiate one or more contracts for supply and installation of the equipment.

Requesting approval of the Engineer's Certification and authorization for management to negotiate and enter into a contract or contracts for the supply and installation of a new generator circuit breaker and disconnect switch at Sarpy County Station Unit 3.

The Board was scheduled to vote on this matter at the March 16, 2023 meeting.

Supporting Data

Datasheet

Letter of Recommendation

Engineer's Certificate

Legal Opinion

Resolution

Near Term Generation Update

B.R. Underwood, Vice President – Systems Transformation introduced the Near Term Resource Update and R. D. Stigge, T. R. O'Brien and C. M. Kennedy provided an overview and background information related to the ongoing load growth and projected incremental demand on the utility and the efforts underway to continue serving customers:

- a. The OPPD service territory is experiencing the most growth in its history.
- b. Power with Purpose assets provide critical generation when customers are using electricity, support reliability and resiliency, and provide generation diversity. These assets are projected to meet our immediate needs but more growth is projected.
- c. OPPD is planning to meet the growing needs of our customers beyond Power with Purpose. This planning effort is informed by and builds on Pathways to Decarbonization and is guided by our mission and strategic directives.
- d. Resource planning includes accounting for load growth, an increasing planning reserve margin requirement, reliable operations during all weather conditions including extreme events, and matching generation output from a diverse set of resources to system load.

All Committee Minutes

March 14, 2023

Page 11

- e. OPPD is exploring many resource options to meet our growing load in the near and long-term that align with Pathways to Decarbonization and our net zero by 2050 goal and are feasible to execute and interconnect in the timeframe needed to reliably serve our customers.

Supporting Data

Datasheet

Committee Agenda Item 8: Public Information Committee

Public Information Committee Chair Report

Director Howard reported the Public Information Committee met on March 7, 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) Charter Review and Questions; (iii) North Omaha Engagement; (iv) Legislative and Regulatory Update; and (v) Board Work Plan.

Supporting Data

Agenda

Legislative and Regulatory Update

T. R. O'Brien, Director Economic Development and External Relations, presented the following:

- a. Nebraska's 108th Legislature 1st session began on January 4, 2023 and ends on June 9, 2023.
- b. The 118th Congress began on January 3, 2023 and is expected to end January 3, 2025.

Supporting Data

Datasheet

Local, State and Federal Update

North Omaha Engagement Update

L. A. Olson, VP, Public Affairs provided an update on the North Omaha Station outreach and listening phase per Board Resolution No. 6518:

- a. Broader engagement with the North Omaha community:
 - 1) Currently in Phase 3, which includes community conversations and feedback
 - 2) M. D. Leary, Sr Market Research Specialist, presented the results of the breakout sessions; themes included community development, public health and safety, and development support and education.
 - 3) J. A. Bowers, Director Environmental and Regulatory Affairs, presented information regarding the ambient air quality in North Omaha.

Supporting Data

North Omaha Station Outreach and Engagement

Committee Agenda Item 9: Other Business

All Committee Minutes

March 14, 2023

Page 12

Confirmation of Board Meeting Agenda

The Board members reviewed and confirmed the agenda for the Board meeting on Thursday, March 16, 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 Williams stated there were no new items to add to the Board Work Plan.

Power with Purpose: Solar, Natural Gas and Transmission Updates

M. A. Walker, Manager Construction Management, presented construction updates on Power with Purpose projects for March 2023:

Turtle Creek Station & Standing Bear Lake Station

- a. Engineering, procurement, and construction activities are in progress. As all procurement and material receipt is not complete, the teams continue to monitor and work through supply chain and other challenges that are common to these large projects and somewhat expected in the current global environment.
- b. At Standing Bear Lake Station, erection of the engine hall and various foundation work continues with more above ground work to commence and, in the substation area, the switches are installed and the control house foundation is curing in preparation for assembly and installation.
- c. At Turtle Creek Station, major foundation work is occurring for the exhaust stacks and generator step-up transformers and the administrative building progress continues. In the substation area, switches are being assembled for installation and the control house area foundation is being prepared.

Energy Delivery

Structure erection and wire installation is proceeding several weeks ahead of schedule on the Sarpy Southwest Transmission Project with two (2) of the three (3) transmission lines now complete. Foundation work for the new transmission lines connecting Standing Bear Lake Station is now complete and outage coordination is in progress for the modification of the existing transmission line. Underground work for cable raceway continues at the remote end substation near 144th and State Streets. Other major activities include the foundation installations associated with the transmission deadends, lightning masts, and breakers.

Solar

- a. The 81-megawatt Platteview Solar facility in Saunders County continues to make progress. Construction is on track to begin at the site once the ground thaws and weather conditions are suitable. Construction on the interconnection substation also continues to progress.
- b. 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,

All Committee Minutes

March 14, 2023

Page 13

to evaluate these policies and understand how to optimize the pursuit of solar deployment for customer owners.

- c. Staff continue to track and maintain a development pipeline of potential projects, informed by ongoing discussions with project developers, suppliers, and other industry experts.
- d. OPPD staff continue to engage with local jurisdictions to support the development of solar regulations and provide education on solar technology.

Supporting Data

Datasheet

At 2:30 p.m. it was moved by Director Bogner that the Board return to Closed Session to complete its earlier discussion. Director Bogner stated as follow:

*"I move that the Board go into closed session at this time (2:30 p.m.) to continue the discussion on one topic, the **Near Term Generation Update**.*

With respect to the Near Term Generation Update, a closed session is necessary for the protection of the public interest because the discussion involves sensitive utility infrastructure information, confidential cost information, and potential resource acquisition strategies, the disclosure of which would disadvantage the District in future negotiations with potential contractors."

The motion was seconded by Director Howard.

Thereafter, the vote was recorded as follows: Bogner – Yes; Cavanaugh – Yes; Core – Yes; Howard – Yes; Mollhoff – Yes; Moody – Yes; Spurgeon – Yes; Williams – Yes. The motion carried (8-0).

Chair Williams read the following:

The motion to go into closed session has passed. This closed session will be limited to discussion regarding one topic: Near Term Generation Update. No votes or other action will be taken."

After confirming the Board members, executive leadership team members, OPPD staff subject matter experts, S. M. Bruckner and T. F. Meyerson, General Counsel, and E. H. Lane were present, the WebEx Event was locked to prevent additional attendees from joining. The Board then continued its closed session discussion of the Near Term Generation Update

Director Cavanaugh left the meeting at 4:20 p.m.

At 4:35 p.m., a motion was made and seconded to reconvene the meeting in open session.

Thereafter, the vote was recorded as follows: Bogner – Yes; Cavanaugh – Absent; Core – Yes; Howard – Yes; Mollhoff – Yes; Moody – Yes; Spurgeon – Yes; Williams – Yes. The motion carried (7-0).

Chair Williams stated:

All Committee Minutes

March 14, 2023

Page 14

“The motion to come out of closed session at 4:35 p.m. is carried. This closed session was limited to discussion regarding one topic: Near Term Generation Update. No votes or other action were taken.”

There being no further business, the meeting adjourned at 4:36 p.m.

DocuSigned by:

S. M. Focht

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S. M. Focht

Vice President – Corporate Strategy and
Governance

DocuSigned by:

Erin Lane

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E. H. Lane

Sr. Board Operations Specialist