



OPPDP BOARD OF DIRECTORS

ALL COMMITTEE MEETING MINUTES

December 17, 2024

The regular committee meetings of the Board of Directors of the Omaha Public Power District ("OPPDP" or "District") were held in person with public accessibility both in person and via WebEx audio and video conference on Tuesday, December 17, 2024. The meeting opened at 9:00 a.m.

Present in person were M. J. Cavanaugh, M. R. Core, J. M. Mollhoff, C.C. Moody, M. G. Spurgeon and E. H. Williams. A. E. Bogner joined via WebEx. 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, K. W. Brown, C. V. Fleener, S. M. Focht, T. D. McAreavey, B. R. Underwood and T. R. Via. J. P. Staup, Director, Talent Acquisition, attended in place of M. V. Purnell. G. R. Langel joined via WebEx. 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 December 13, 2024. He also provided reminders for using the WebEx audio and video conferencing platform. He noted the Board would conduct a closed session to discuss one topic: (i) Enterprise Risk Management Quarterly Update.

Committee Agenda Item 2: Closed Session

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 December 12, 2024, and in the online version from December 12 through December 19, 2024.

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At 9:02 a.m. Director Mollhoff moved that the Board go into Closed Session. Director Mollhoff stated as follows:

“I move that the Board go into closed session at this time 9:02 a.m. to discuss one topic: (i) Enterprise Risk Management Quarterly 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.”*

The motion was seconded by Director Moody.

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

Chair Williams read the following:

“The motion to go into closed session has passed. This closed session will be limited to one topic: (i) Enterprise Risk Management Quarterly Update. No votes or other board 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 Enterprise Risk Management Quarterly Update.

At 9:55 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 10:01 a.m., a motion was made and seconded to reconvene the meeting in open session.

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

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 one topic: (i) Enterprise Risk Management Quarterly Update. No votes or other board action were taken.

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 the Board will take public comment at the end of the All Committees meeting. The Board will also take public comments at the Board meeting on Thursday, December 19, 2024 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.

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Chair Williams noted all Board members were present in person, except A. E. Bogner who joined via WebEx, along with members of the OPPD executive leadership team and subject matter experts. Additionally, 27 members of the public and OPPD employees joined via WebEx.

Committee Agenda Item 4: Safety Briefing

Josh Clark, Manager, Protective Services, provided physical safety reminders. L. J. Fernandez, President and CEO, provided psychological safety reminders, including current safety focus reminders about: (i) Situational Awareness; (ii) Field Ergonomics; and (iii) Holiday Hazards.

Committee Agenda Item 5: Governance Committee

Governance Committee Chair Report

Director Mollhoff reported the Governance Committee met on December 10 in person and 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) Prior Month Pre-Committee Action Items; (iii) SD-8: Employee Relations Monitoring Report; (iv) Severance Agreement in Excess of \$50k; (v) Governance Committee Charter Discussion; (vi) Governance Committee Planning Calendar; (vii) Board Work Plan; and (viii) Summary of Meeting.

Supporting Data

Agenda

2025 Agenda Planning Calendar

S. M. Focht, Vice President, Corporate Strategy and Governance, presented the Board of Directors with the 2025 Agenda Planning Calendar.

- a. In accordance with Board Policy GP-4: Agenda Planning:

“The Board, in conjunction with the CEO, shall develop, monitor, and regularly update a work plan comprised of initiatives, topics and issues it wishes to explore or is required to address over the next 12-month period, in order to guide OPPD staff in preparing agendas for standing committee meetings and regular Board meetings.”

- b. The Corporate Secretary’s office, under the direction of the CEO and Board of Directors, and in coordination with the Committee Chairs and Vice Presidents, shall prepare and issue agendas for each Board-related meeting.
- c. Matters may be placed on agendas for any Board meeting 24 hours preceding the meeting, with an exception of items of an emergency nature.
- d. Any changes made to the Agenda Planning Calendar will be noted and shared with the Board throughout the year.

Supporting Data

Datasheet

2025 Agenda Planning Calendar

SD-8: Employee Relations Monitoring Report

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J. P. Staup, Director, Talent Acquisition, presented the following information to the Board of Directors to support full Board review, discussion and acceptance of SD-8: Employee Relations 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. The Board subsequently updated SD-8: Employee Relations on January 12, 2017 and November 14, 2019.
- b. Each policy was evaluated and assigned to the appropriate Board Committee for oversight of the monitoring process.
- c. The Governance Committee is responsible for evaluating Board Policy SD-8: Employee Relations.
- d. The Governance Committee has reviewed the SD-8: Employee Relations Monitoring Report, as outlined on Exhibit A, and is recommending that OPPD be found sufficiently in compliance with the policy as stated.

The Governance Committee recommends Board approval of the SD-8: Employee Relations Monitoring Report.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Monitoring Report

Resolution

Severance Agreement in Excess of \$50,000

J. P. Staup, Director, Talent Acquisition, presented the following report on severance agreements executed due to decommissioning of Fort Calhoun Station.

- a. Omaha Public Power District's Board of Directors voted on June 16, 2016, to cease operations at Fort Calhoun Station.
- b. Omaha Public Power District offers a severance program (for the purposes of Fort Calhoun Station Decommissioning) for exempt employees who stay with the district through their layoff date in exchange for a release of claims. IBEW Local 763, IBEW Local 1483, and IAWAM Local 31 entered into Memoranda of Understanding with OPPD which include the same severance program.
- c. As of November 1, 2024, three additional employees have been separated from OPPD as a result of FCS Decommissioning and separation agreements have been executed.
- d. These severance agreements involved payments that exceed \$50,000 and therefore may be subject to the requirement for reporting settlement agreements under Section 84-713 of the Nebraska Revised Statutes. These agreements are referenced on the attachment.
- e. These severance agreements are available for inspection in the office of the Corporate Secretary.

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Supporting Data

Datasheet

Exhibit A

Committee Agenda Item 6: Customer and Public Engagement Committee

Customer and Public Engagement Committee Chair Report

Director Howard reported the Customer and Public Engagement Committee met on December 9, 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) Prior Month Pre-Committee Action Items; (iii) Product and Service Update; (iv) COP Customer Feedback Update; (v) Board Work Plan – Customer & Public Engagement Committee Items; and (vi) Summary of Meeting.

Supporting Data

Agenda

Product and Service Update

B. E. Adams, Director, Product Development and Marketing, presented the following report to provide the Board of Directors with an update on OPPD's Customer Engagement in Resource Adequacy (CERA) efforts.

- a. OPPD is engaging customers in product partnership for resource adequacy, using and establishing programs that help reduce, flex, or produce energy across the service territory.
- b. A wide range of external influences – FERC rules, customer trends, and other utility performance – is leading OPPD to further engage in these activities.
- c. Significant grants are being awarded that incentivize building solar facilities, particularly to provide benefits for low and moderate income customers.
- d. OPPD is developing a Low and Moderate Income strategy for engaging in CERA activities, to ensure that the benefits of these programs serve customers across all income levels.

Supporting Data

Datasheet

Committee Agenda Item 7: Finance Committee

Finance Chair Report

Director Spurgeon reported the Finance Committee met on December 6, in person and 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) Prior Month Pre-Committee Action Items; (iii) Board Work Plan – Finance Committee Items; (iv) Claim Settlement Report; (v) 2024 C and D Bond Issuance; (vi) Declaration of Anticipated 2025 Capital Expenditures Reimbursement; (vii) 2025 Final Corporate Operating Plan; (viii) Board Work Plan – Finance Committee Items; and (ix) Summary of Meeting.

Supporting Data

Agenda

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Report Settlement of a Claim in Excess of \$50,000

J. D. Farrell, Manager, Real Property and Land Management, presented the following report to ensure Board of Directors awareness of a claim in excess of \$50,000.

- a. OPPD crew replaced overhead cable in Spring of 2024 and left some cable in a planted field located at Hwy 136 and 644 Ave. During harvest of said field, a large portion of the now hidden cable wrapped up inside the combine requiring repairs to the combine. Shughart Harvesting claimed approximately \$94,000 in damages and lost revenue.
- b. Nebraska State Statute §84-713 requires a report to the Board of Directors for the settlement of any claim in excess of \$50,000.
- c. The District and Shughart Harvesting have agreed to a settlement in the amount of \$93,840, without any admission of liability by the District. The parties have entered into written settlement.

Supporting Data

Agenda

2024 C and D Bond Issuance

J. W. Thurber, Director, Treasury and Financial Operations, presented the following information to report on the final pricing of the Electric System Revenue Bonds, 2024 Series C & D.

- a. The Board of Directors authorized the Vice President and Chief Financial Officer at the January 2024 Board Meeting to execute the documents necessary to complete the sale of up to \$1.4 billion of tax-exempt Electric System Revenue Bonds through December 31, 2025. These Bonds would be issued for valid corporate purposes, including paying or reimbursing capital expenditures of the District, refunding outstanding debt, funding any required reserves, and paying for any related transaction costs.
- b. The District sold bonds (2024 Series C & D) on November 14, 2024, through an investment banking team led by J.P. Morgan and BofA Securities, Inc. The 2024 Series C Bonds principal amount is \$297,530,000 with a final maturity of 2054, and an average interest rate of 4.29635%. The 2024 Series C Bond proceeds were used to pay for future capital expenditures and to reimburse the District for previous capital expenditures. The 2024 Series D Bonds principal amount is \$76,110,000 with a final maturity of 2043, and an average interest rate of 3.966289%. The 2024 Series D Bond proceeds were used to partially refund a principal amount of \$84,760,000 of 2015 Series C bonds. The District will realize a debt service savings of approximately \$7.4 million, which equals an 8.7% net present value savings. The settlement date for the 2024 Series C & D Bonds was December 13, 2024.
- c. Attached is the completed and executed Pricing Certificate outlining the maturities, coupon rates, yields, and call provisions of the 2024 Series C & D Bonds. A written opinion from Barclays Capital Inc., the District's financial advisor is also attached. The opinion certifies that the terms for the 2024 Series C & D Bonds reflect interest rates competitive with current market conditions.

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Supporting Data

Datasheet

2024 Series C & D Bonds Pricing Certificate

Opinion Letter - Barclays Capital Inc.

Declaration of Anticipated 2025 Capital Expenditures Reimbursement

J. W. Thurber, Director, Treasury and Financial Operations, presented the following information to ensure full Board of Directors review, discussion and acceptance of this resolution which maintains the option for the District to issue tax-exempt debt obligations to reimburse 2025 capital expenditures and maximize the investment of the proceeds.

- a. Since 1979, the District has utilized a financing plan that includes the reimbursement of Corporate Operating Plan expenditures from the proceeds of tax-exempt debt obligations. Such reimbursement financing has been determined to be the most cost-effective and efficient means of avoiding arbitrage rebate restrictions on the investment of the proceeds.
- b. The 2025 Corporate Operating Plan includes District expenditures of approximately \$788.0 million for capital improvements. The District may issue tax-exempt debt obligations in the future to reimburse a portion of these expenditures. The timing of the debt issuance could change depending on market conditions.

Provides Board of Director Declaration to reimburse 2025 capital expenditures with tax-exempt bond proceeds.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Resolution

2025 Final Corporate Operating Plan

J. M. Bishop, CFO and Vice President, Financial Services, presented the following information to ensure full Board of Directors review and discussion of the 2025 Corporate Operating Plan and rate action.

- a. The Preliminary Corporate Operating Plan includes a total average rate impact across all customers classes of 6.3%.
 - The Fuel and Purchased Power Adjustment (FPPA) accounts for 0.4% of the rate impact. The current FPPA factor is 0.413 cents per kWh. Due to an under-collection in 2024 mainly from winter storm Gerri, management will propose to increase the Fuel and Purchase Power factor to 0.457 cents per kWh.
 - A 1.0% rate impact for replenishment of the Rate Stabilization Reserve is included in the average general rate increase across all customer classes of 5.9%. The Rate Stabilization Reserve will be used in 2024 to meet 2.0 debt service coverage, whose usage is currently projected at \$13.3 million and will be updated with actual results through December 2024. Usage of the Rate Stabilization Reserve was primarily driven by generation outages and storm restoration costs.

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- b. A Cost-of-Service Study was performed to determine the cost of providing electric service to each rate class. The study was used as a baseline to determine the appropriate rate increase for each class.

Customer Class	FPPA Rate	General Rate	Total
Residential	0.4%	8.0%	8.4%
Commercial	0.5%	4.0%	4.5%
Industrial	0.3%	5.1%	5.4%
Lighting	0.1%	8.0%	8.1%
Wholesale Towns	0.6%	8.0%	8.6%
Total	0.4%	5.9%	6.3%

The proposed increases are detailed on Exhibit A (attached).

- c. Miscellaneous wording and rate changes to various rate schedules are also proposed. These proposed changes are detailed in Exhibit B (attached).
- d. Total energy sales are budgeted to be 18,879 GWh which represents an 8.5% increase from the budgeted 2024 sales amount.
 - Retail sales are budgeted to be 15,355 GWh which represents a 12.5% increase from the budgeted 2024 amount.
 - Wholesale revenues, excluding Nebraska City Station Unit 2 (NC2) participation sales, are budgeted to be 1,629 GWh which represents a 1.5% decrease from the budgeted 2024 amount.
 - NC2 participation sales for 2025 are budgeted to be 1,895 GWh, a 9.6% decrease from the budgeted 2024 amount.
- e. Total operating revenues are budgeted to be \$1,671.2 million. Total budgeted operating revenues are 16.7% higher than the 2024 budget.
 - Retail revenues are budgeted to be \$1,434.4 million, which is an increase of \$208.7 million or 17.0% above the 2024 budget.
 - Wholesale revenues, excluding NC2 participation revenues, are budgeted to be \$119.6 million, which is 18.5% higher than 2024 budgeted revenues.
 - NC2 participation revenues for 2025 are budgeted to be \$70.5 million, a 10.9% increase from the budgeted 2024 amount.
- f. Total operations and maintenance expenditures are budgeted to be \$1,149.9 million. Total operations and maintenance expenditures are \$128.8 million or 12.6% higher than the 2024 budgeted amount.
 - Operations and maintenance expenditures (excluding fuel and purchased power) are budgeted to be \$582.7 million, which is \$54.4 million or 10.3% higher than the amount budgeted for 2024.
 - Fuel expenses are budgeted to be \$187.4 million which is \$7.3 million or 4.0% higher than the amount budgeted for 2024.
 - Purchased power expenses are budgeted to be \$379.7 million which is \$67.2 million or 21.5% higher than the amount budgeted for 2024. The purchased power expenses

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include 1,272 megawatts of wind capability and 86 megawatts of solar capability, to support the District’s renewable energy goal.

- g. Capital expenditures are budgeted at \$788.0 million for 2025 compared to \$727.0 million budgeted for 2024.

The 2025 capital expenditure plan provides for expansion and improvements to the existing production, transmission and distribution systems. Expenditures by classification include both approved and pending capital projects. Actual expenditures by classification will vary based on final project designs, corporate priorities, and pending project approvals.

Production	\$ 330.6 million
Transmission and Distribution	338.6 million
General	<u>118.8 million</u>
TOTAL	\$788.0 million

- h. In 2025, funding for Nuclear Decommissioning is budgeted at \$10.7 million, consisting of investment earnings on trust balances.
- i. Net income for 2025 is budgeted to be \$203.1 million compared to \$161.4 million budgeted for 2024.
- j. The 2025 Corporate Operating Plan total expenditure amount equals \$2,323.6 million.
- k. Total debt service coverage is anticipated to be 2.0 times for 2025.

Requesting Board of Directors approval of the 2025 Corporate Operating Plan and rate changes.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

- Datasheet
- 2025 Corporate Operating Plan
- Letter from The Brattle Group – Financial Review
- Letter from The Brattle Group – Rates Review
- Exhibit A – Proposed Rate Adjustments
- Exhibit B – Proposed Service Regulations and Schedules Revisions
- Red-line of full Service Regulations and Schedules
- Resolution

The Board took a break for lunch at 12:30 p.m. and reconvened at 1:20 p.m.

Committee Agenda Item 8: System Management & Nuclear Oversight Committee

System Management & Nuclear Oversight Committee Chair Report

Director Moody reported the System Management & Nuclear Oversight Committee met on December 5 in person and via WebEx videoconference. A copy of the agenda for the meeting was made available in the All Committee meeting materials for the Board to review. The committee discussed: (i) Safety Briefing; (ii) Prior Month Pre-Committee Action Items; (iii) Real Property and Property Rights December 2024 Approval Items; (iv) July Storm Restoration; (v)

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Board Work Plan – Systems Committee Items; (vi) New Generation Project Updates; and (vii) Summary of Meeting.

Supporting Data

Agenda

July 2024 Storm Restoration – Lessons Learned

C. W. Angland, Director, Grid Operations, presented the following report to provide a summary of lessons learned from the July storm restoration efforts.

- a. On Wednesday, July 31, 2024, area storms with high winds and hurricane-force gusts caused major damage to much of the OPPD service territory. More than 221,000 customers, half of the entire customer base, lost power – some for several hours and others for nearly eight days, representing the largest outage event in OPPD history.
- b. From the evening of July 31 until Thursday, August 8, OPPD employees, retirees, and 170 mutual aid crews at peak, safely and rapidly restored power to all impacted customers. Power restoration and support efforts were of a scale never before seen at OPPD.
- c. OPPD is committed to learning from past restoration efforts to continually improve processes, procedures, and planning efforts.
- d. July storm restoration efforts across the enterprise have been critically reviewed and analyzed to capture key wins and opportunities for improvement. These lessons learned are informing improvements to our processes, procedures, and preparedness for future restoration efforts.

Supporting Data

Datasheet

Presentation

Sale of a Portion of Property Located at the Southwest Corner of 168th Street and Ida Street, Douglas County, Nebraska

J. D. Farrell, Manager, Real Property and Land Management, presented the following information to ensure full Board of Directors review and discussion of the sale of 19,290 square feet of real property, as shown on Exhibit A, to Douglas County to accommodate roadway improvements by Douglas County at the intersection of 168th Street and Ida Street.

- a. OPPD's Board-Staff Linkage Policy, BL-10: Delegation to the President and Chief Executive Officer – Real and Personal Property, directs that "All sale or transfer of property ownership shall require Board approval."
- b. The sale of the identified property will not adversely affect operations now or in the future.
- c. An independent appraiser valued the identified property proposed for sale at \$38,580.00.

Requesting authorization by the Board of Directors to sell the identified real property to Douglas County, Nebraska for the sale price of \$38,580.00.

Board was scheduled to vote on this at the Board meeting on December 19.

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Supporting Data

Datasheet

Exhibit A – Right of Way Acquisition

Resolution

Acquisition of Property Rights for Utility Operations Infrastructure Projects

J. D. Farrell, Manager, Real Property and Land Management, presented the following information to the Board of Directors to ensure full Board review and discussion to authorize use of eminent domain, as necessary, to acquire fee simple ownership of real property for the expansion of Substation 971 in Otoe County, Nebraska, to support load growth and reliability in OPPD's service area.

- a. This requested eminent domain authorization covers property rights necessary for Utility Operations to expand an existing substation connected to the transmission grid, enhance system resiliency and reliability, and support load growth.
- b. OPPD is planning to expand its Substation 971 located at 20th and F Road in rural Otoe County, Nebraska.
- c. Approximately 13.98 acres of additional land are required for the construction, operation and maintenance of the expanded substation facilities.
- d. OPPD will commence negotiations during late-2024 to voluntarily acquire the necessary property rights for the substation expansion.
- e. OPPD will undertake reasonable efforts to voluntarily acquire the necessary property rights through good faith negotiations. However, the use of eminent domain may be necessary if voluntary agreement cannot be achieved between the District and property owner(s).
- f. Management will report the filing of eminent domain actions to the Board.
- g. This requested authorization extends through December 31, 2026. Additional authorizations after that date for the covered project will be requested, as needed.

Requesting authorization by the Board of Directors to commence eminent domain proceedings for all necessary fee simple real property acquisitions on parcels not acquired voluntarily after all reasonable efforts have been made, with this authorization extending through December 31, 2026.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Substation 971 Expansion Design Aerial Map

Substation 971 Expansion Design Survey

Resolution

Correction of Resolution No. 6660 and Ratification of Actions for the Q Street Transmission and Distribution Repositioning Project Widening Q Street from 192nd to 204th Street

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J. D. Farrell, Manager, Real Property and Land Management, presented the following information to the Board of Directors to ensure full review and discussion of a correction of Resolution No. 6660 and Ratification of Actions for the Q Street Transmission and Distribution Repositioning Project in preparation for the Douglas County Road Improvement Project C-28(478) including widening Q Street Widening from 192nd to 204th Street.

- a. On September 19, 2024, the Board of Directors of the Omaha Public Power District approved Resolution No. 6660 authorizing the acquisition of land rights for utility operations infrastructure projects.
- b. After the approval of Resolution No. 6660, it was determined that the resolution contained a typographical error stating that the District's Management and General Counsel was authorized to commence eminent domain proceedings "extending through March 31, 2024" when it should have stated "March 31, 2025".
- c. In approving Resolution No. 6660, the Board intended to extend the authority set forth in Resolution No. 6660 through March 31, 2025.
- d. In reliance on Resolution No. 6660, in October 2024 Management and the District's General Counsel commenced eminent domain proceedings relating to Resolution No. 6660.

Requesting Authorization by the Board of Directors to confirm that the District's Management and General Counsel had, and continues to have, authority through March 31, 2025, to take all actions provided in Resolution No. 6660 and ratify any actions taken by the District's Management and General Counsel to date to commence and complete eminent domain proceedings otherwise in accordance with Resolution No. 6660.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Resolution No. 6660

Corrective Resolution and Ratification

NCS Coal Handling Upgrade -- Materials Contract Request to Negotiate

S. A. Eidem, Director, Engineering Services, presented the following information to ensure full Board of Directors review and discussion to reject the proposals received for RFP No. 6169, and for the District to enter into a negotiated contract for the procurement of two coal handling at grade reclaim feeders for the Nebraska City Station.

- a. Adding at grade reclaim feeders will provide Bucket Wheel Reclaim Feeder redundancy allowing coal to be cleared under the trestle without the time-consuming use of heavy construction equipment.
- b. The Coal Handling at Grade Reclaim Feeder Equipment will be procured and installed in 2025. Installation for the units will be under a separate contract.
- c. Three (3) bids were received, and all bids were determined to be legally non-responsive.

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Requesting authorization by the Board to reject all proposals received for RFP No. 6169 and allow District Management to enter into a negotiated contract or contracts for coal handling at grade reclaim feeder equipment

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Letter of Recommendation

Tabulation of Bids

Legal Opinion

Resolution

NO & NCS 316b Traveling Screens -- Installation Contract(s) Request to Negotiate

S. A. Eidem, Director, Engineering Services, presented the following information to ensure full Board of Directors review and discussion for the District to enter into a negotiated contract, or contracts, for labor and materials to replace (17) traveling water screens, supporting work and associated equipment for the District's Nebraska City and North Omaha Stations.

- a. OPPD is required to install new traveling water screens per the Clean Water Act that feature the best technology available for reducing potential environmental impacts at the District's Nebraska City Station and North Omaha Station (B&C) intake structures. These new traveling water screens are required regardless of fuel type.
- b. OPPD intends to complete installation of the modified traveling screens by January 1, 2026.
- c. Purchase of the new traveling water screen assemblies has been completed separate from this contract.
- d. No bids were received in response to RFP 6170 (Traveling Water Screen Replacement, North Omaha & Nebraska City Stations). RFP 6170 was advertised for public sealed bid in accordance with Nebraska Statute 70-637

Requesting authorization by the Board of Directors to allow District Management to enter into a negotiated contract, or contracts, for installation of traveling water screens, supporting work and associated equipment for the District's Nebraska City and North Omaha Stations.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Letter of Recommendation

Tabulation of Bids

Legal Opinion

Resolution

RFP 6166 - 345kV Shunt Reactor

S. J. Hanson, Director, Engineering, presented the following information to ensure full Board of Directors review and discussion to reject the proposal received for RFP No. 6166, and for the District to enter into a negotiated contract for a multi-year 345kV shunt reactor contract to support reliability and transmission system expansion in the OPPD service territory.

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- a. 345kV shunt reactors are required to support transmission expansion projects, spare inventory, and asset management replacements. This contract will initially procure a quantity of one (1) 345kV shunt reactor to support a third-party solar generation interconnection substation project near Tekamah, Nebraska.
- b. Desired contract will be for an initial term of one (1) year with the option to renew up to four (4) additional one (1) year terms with an acceptable escalation/de-escalation formula based on identified indices.
- c. One (1) proposal was received which is legally non-responsive and technically non-responsive.
- d. Desired delivery of the initial 345kV shunt reactor is March 2028.

Requesting authorization by the Board to reject the proposal received for RFP No. 6166, "345kV Shunt Reactor" and allow District Management to enter into a negotiated contract.

Board was scheduled to vote on this at the Board meeting on December 19.

Supporting Data

Datasheet

Analysis of Proposals

Tabulation of Bids

Legal Opinion

Resolution

Committee Agenda Item 9: Other Business

Confirmation of Board Meeting Agenda

The Board members reviewed the agenda for the Board meeting on Thursday, December 19, 2024. The meeting 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

The Board reviewed changes to the board work plan since the November board meeting.

Opportunity for Public Comment on Items of District Business

Chair Williams asked for comments from the public in attendance on items of District business. There were no comments.

Chair Williams asked for comments from members of the public on WebEx. There was one comment.

David Corbin, 1002 N. 49th St, representing the Sierra Club, provided comments on heat pumps and community awareness.

There were no additional comments from the public in attendance at the meeting or via WebEx.

There being no further business, the meeting adjourned at 2:20 p.m.

All Committee Minutes

December 17, 2024

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Signed by:

S. M. Focht

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S. M. Focht

Vice President – Corporate Strategy &
Governance and Assistant Secretary

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Erin H. Lane

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E. H. Lane

Sr. Board Operations Specialist