

MINUTES OF REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
NEBRASKA PUBLIC POWER DISTRICT
AUGUST 9-10, 2023

(Marginal Index for Informational Purposes Only)

A meeting of the Board of Directors of Nebraska Public Power District was held at the Columbus General Office, Columbus, Nebraska, beginning at 2:05 p.m. on Wednesday, August 9, 2023.

In compliance with state law, legal notice announcing the date, hours, location, and availability of the agenda for the meeting was published on the District's corporate website, nppd.com, and also in the following newspapers on or about August 3, 2023:

- (1) Columbus Telegram, Columbus, Nebraska;
- (2) Kearney Hub, Kearney, Nebraska;
- (3) Lincoln Journal Star, Lincoln, Nebraska;
- (4) Norfolk Daily News, Norfolk, Nebraska;
- (5) North Platte Telegraph, North Platte, Nebraska;
- (6) Omaha World-Herald, Omaha, Nebraska;
- (7) York News-Times, York, Nebraska.

This notice was also e-mailed to each member of the Board of Directors.

Chair Chlopek called the regular meeting to order at 2:05 p.m. on Wednesday, August 9, 2023, and directed the roll be called:

Present: Jerry L. Chlopek, Sue D. Fuchtman, David D. Gale, Mary A. Harding, Chris R. Langemeier, Ronald J. Mogul, Jr., Derek S. Rusher, Edward J. Schrock, Aaron D. Troester, Wayne E. Williams

Absent: Rusty M. Kemp

constituting a quorum of the Board of Directors.

Chair Chlopek announced that there was a posting of the Open Meetings Act and copies of the Board agenda at the entrance of the conference room, for anyone wishing to examine those documents.

Executive Vice President and Chief Operating Officer Michael J. Spencer provided an update on safety and system operations.

LEGAL NOTICE
PUBLISHED PRIOR
TO THE MEETING

ROLL CALL,
2:05 P.M., AUGUST 9,
2023

ANNOUNCEMENT OF
POSTING OF OPEN
MEETINGS ACT AND
AGENDA

REPORT ON
SYSTEM AND
SAFETY STATUS

Vice President of Customer Service and External Affairs and Chief Customer Officer Courtney A. Dentlinger provided an overview of NPPD's various stakeholder groups, including wholesale and retail customers, public interest groups, state and federal regulating agencies, rating agencies and bondholders, and employees.

OVERVIEW OF NPPD
STAKEHOLDERS

Augmenting Ms. Dentlinger's discussion of stakeholders, Executive Vice President of External Affairs and General Counsel John C. McClure discussed the Board's fiduciary duties, and discussed duties of loyalty, care, and obedience, and reviewed several statutory obligations.

NPPD BOARD
FIDUCIARY
RESPONSIBILITIES

Executive Vice President of External Affairs and General Counsel John C. McClure provided a history on the development of the electric power industry in Nebraska, discussed various electric utility business models and legal structures, and reviewed the differences between municipalities, public and rural power districts, investor-owned utilities, cooperatives, and joint action agencies.

COMPARISON OF
ELECTRIC UTILITY
BUSINESS MODELS
AND LEGAL
STRUCTURES

It was moved by Director Harding and seconded by Director Rusher that the Board go into Executive Session at 3:53 p.m. to protect the public interest and discuss competitive and proprietary information, pending and potential litigation, and receive legal advice. Votes were cast and recorded as follows:

**MOTION (CARRIED):
GO INTO EXECUTIVE
SESSION AT
3:53 P.M. TO
PROTECT THE
PUBLIC INTEREST,
DISCUSS
COMPETITIVE AND
PROPRIETARY
INFORMATION,
PENDING AND
POTENTIAL
LITIGATION, AND
RECEIVE LEGAL
ADVICE**

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	Kemp

Whereupon the Chair declared the motion carried and restated the purpose of the Executive Session: to protect the public interest and discuss competitive and proprietary information, pending and potential litigation, and receive legal advice.

Immediately following the vote to go into executive session, a recess was taken from 3:53 to 4:06 p.m.

RECESS

Chair Chlopek announced the executive session was ended at 6:00 p.m., during which nothing was discussed beyond the items declared: competitive and proprietary information, pending and potential litigation, and receive legal advice.

EXECUTIVE
SESSION ENDED AT
6:00 P.M.

The meeting was recessed at 6:00 p.m., to reconvene on Thursday, August 10, 2023, at the Columbus General Office.

MEETING
RECESSED AT
6:00 P.M.

AUGUST 10, 2023

Chair Chlopek called the regular meeting to order at 10:10 a.m. on Thursday, August 10, 2023, and directed the roll to be called:

Present: Jerry L. Chlopek, Sue D. Fuchtman, David D. Gale, Mary A. Harding, Rusty M. Kemp, Chris L. Langemeier, Ronald J. Mogul, Jr., Derek S. Rusher, Edward J. Schrock, Aaron D. Troester, Wayne E. Williams

Absent: None

constituting a quorum of the Board of Directors.

Chair Chlopek announced that there was a posting of the Open Meetings Act and copies of the Board agenda at the entrance of the conference room, for anyone wishing to examine those documents.

Guests at the meeting included Darin Bloomquist, Nebraska Electric G&T.

Pricing and Rates Project Lead Amber D. Smeal reviewed Strategic Directive BP-SD-04, Cost Competitiveness (Wholesale), which outlines NPPD's goal of achieving and maintaining wholesale rates in the best quartile (25% or below) of the National Rural Electric Cooperative Association (NRECA) Cooperative Finance Corporation (CFC) Key Ratio Trend Analysis (KRTA) Ratio 88 "Cost per kWh Purchased" annual survey. This information is also reviewed annually as part of the 2016 Wholesale Power Contract performance standard provisions, which provides that NPPD shall achieve performance at or below the 45th percentile; if NPPD's costs exceed the 45th percentile level, customers served under the 2016 wholesale power contract could reduce purchases.

For 2022, NPPD met the strategic destination goal of providing best quartile rates, ranking at the 11.7 percentile in the CFC Ratio 88 Survey, an improvement from 12.4% in 2021. This marked the third year in a row that NPPD wholesale rates were below the 25th percentile. NPPD's average wholesale power costs decreased 0.7% from 2021 to 2022. The CFC 25th percentile increased 1.4% over the same time period, and the 45th percentile increased 9.7%. The Energy Information Administration (EIA) attributed the higher and more volatile wholesale electric prices in 2022 to extreme weather, compounded by natural gas and coal constraints.

Resource Planning and Risk Managers James R. Fehr and Jason D. Rosenkranz reviewed the final proposed Integrated Resource Plan (IRP), which the Board will be asked to consider in September and, if approved, would then be submitted to the Western Area Power Administration (WAPA) and also presented to the Nebraska Power Review Board (PRB). The

ROLL CALL,
10:10 A.M.,
AUGUST 10, 2023

ANNOUNCEMENT OF
POSTING OF OPEN
MEETINGS ACT AND
AGENDA

GUESTS
WELCOMED TO
MEETING

REPORT ON
BP-SD-04,
WHOLESALE COST
COMPETITIVENESS

IRP FINAL REPORT
UPDATE

30-year Plan provides a general road map for the District to provide energy services to customers in the most effective way, and aligns with NPPD's vision, mission, and Strategic Directives BP-SD-03, Reliability/Resiliency, BP-SD-04, Cost Competitiveness, and BP-SD-05, Carbon Emissions Reductions.

Mr. Fehr reviewed options for the District's existing generation resources and discussed possible new resource options (combined cycle, combined cycle with carbon capture, combustion turbine, reciprocating internal combustion engine (RICE), small modular nuclear, wind, solar, and battery), outlining several considerations for both existing and new generation resources, including cost, risk, carbon dioxide, operating flexibility and capacity.

The recommendations outlined in the final draft IRP Report included: start the process for a second license renewal for Cooper Nuclear Station; continue operation of Gerald Gentleman Station using coal, with continued investigation of carbon sequestration options; continue operation of Sheldon Station, with consideration of restoration to natural gas operations; monitor small modular nuclear as a potential future option and complete preliminary siting studies; evaluate additional opportunities for energy efficiency and demand response with customers; explore early addition of renewable generation, using Inflation Reduction Act (IRA) credits; and investigate resource options due to higher near-term load projections. Mr. Fehr also discussed preliminary capital costs for upgrades and/or new resources required to support the IRP options.

Mr. Rosenkranz discussed public outreach efforts associated with the IRP, which included availability of the draft report on NPPD's website, discussion of the report with wholesale customers, public stakeholder meetings, and an online survey. Mr. Rosenkranz also reviewed changes made to the final report since presentation to the Board in January 2023 and reviewed next steps, including uploading the final report to nppd.com, requesting Board consideration of the IRP in September, followed by submittal to WAPA and presentation to the PRB, and continued analyses of resources needed to meet future electric growth.

There were no public comments.

Chair Chlopek asked for discussion of any consent agenda items, which included the following:

PUBLIC COMMENTS

CONSENT AGENDA

- Minutes of July 12-13, 2023, Regular Board Meeting
- October 2023 Regular Board Meeting scheduled for October 11-12, 2023, in Columbus; Public Utility Regulatory Policies Act (PURPA) Public Hearing previously scheduled for October 12, 2023, 2:00 p.m. CDT, in Columbus (September 2023 Regular Board Meeting previously scheduled for September 13-14, 2023, in Columbus)
- Ratification/Confirmation of Signatures of Staff Members
- June 2023 Summary of Disbursements

Chair Chlopek asked whether any Directors desired any items on the consent agenda to be placed on the regular agenda and voted on separately. There were none.

It was moved by Director Fuchtman and seconded by Director Harding that all items on the consent agenda be approved as listed above. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

**MOTION (CARRIED):
APPROVE CONSENT
AGENDA**

Whereupon the Chair declared the motion carried.

A recess was taken from 11:08 to 11:19 a.m.

RECESS

President and Chief Executive Officer Thomas J. Kent read an excerpt from NPPD’s “Principles for Excellence in Corporate Performance” pocket guide.

President and Chief Executive Officer Thomas J. Kent provided an update on NPPD employee staffing levels, and presented the Report on Retirements and Former District Employee Rehires which is on file with the Assistant Secretary and attached and made a part of these minutes.

EMPLOYEE
COUNTS,
RETIREMENTS AND
REHIRES FOR
AUGUST 2023

As a follow-up to the presentation on 2024 wholesale and retail rates given at the Board meeting in July, Director of Pricing, Rates and Wholesale Billing Todd S. Swartz reviewed final recommendations for 2024 wholesale rates and proposed changes to rate schedules. The proposal included:

2024 WHOLESALE
RATE UPDATE

- No change in transmission rates;
- No overall changes in production base rates, however, changes to individual demand and energy rates will be recommended as a result of the most recent wholesale rate study;

- One-year refund of remaining funds in the production Rate Stabilization Account in excess of the 10% accumulation limit, resulting in \$56.8 million to be returned to customers through a Production Cost Adjustment (PCA) and apply to service billings for 2024, January through December.

Recommended changes would impact General Firm Power Service (GFPS) ancillary services and demand and energy rates, all resulting in an average net zero base rate impact. Other proposed GFPS rate schedule changes included:

- Clarify NPPD's right to claim the capacity of Qualifying Local Generation (QLG) that is used to offset GFPS production billing units for Southwest Power Pool (SPP) Resource Adequacy purposes;
- Clarify the determination of summer production demand billing units when and end-use customer ceases taking interruptible service; and
- Raise the per-customer-site limit for qualifying distributed generation that can offset GFPS production billing units, from 25 kW to 100 kW.

In late August, the GFPS and T-2 Transmission Rate Studies, including the proposed 2024 rates, will be provided to respective customers, and a proposed Demand Response Resource (DRR) Rate Schedule will be issued. Should a rate hearing be requested, it would likely be conducted in conjunction with the October Board meeting. The Board would be asked to consider the proposed DRR Rate Schedule in October (with an effective date of November 1, 2023), and to consider proposed changes to the GFPS rate schedules in November (with an effective date of January 1, 2024).

Vice President of Energy Delivery Scott R. Walz discussed the 2023 Nebraska Lineworkers Rodeo, held in Broken Bow during the month of July. NPPD was represented by ten line technicians from across the state, with NPPD Line Technician Mason Sedlacek of Scottsbluff securing the award for top overall apprentice. Of the six total rodeo events, NPPD placed first or second in all events. The same team will compete in the national American Public Power Association event in April 2024.

President and Chief Executive Officer Thomas J. Kent provided a look-ahead of upcoming items for the September 2023 Board meeting, also discussed several upcoming events of note.

Executive Vice President of External Affairs and General Counsel John C. McClure discussed the Environmental Protection Agency (EPA) proposed carbon standards.

A lunch recess was taken from 12:02 to 12:50 p.m.

2023 NEBRASKA
LINEWORKERS
RODEO

BOARD AGENDA
LOOK-AHEAD

GOVERNMENTAL
AFFAIRS
LEGISLATIVE
REPORT

LUNCH RECESS

During the time designated for Directors' comments and questions, Director Rusher thanked Dawson Public Power District's board for their hospitality when he and Directors Fuchtman and Kemp attended a recent Dawson board meeting; Director Harding discussed the Electric Power Research Institute (EPRI) summer seminar "Building Bridges to Economy-Wide Net-Zero Emissions" in Washington DC, that she attended along with Directors Chlopek and Williams; Director Mogul participated in an employee appreciation "burger bash" at the York Operations Center and was also able to tour the York training facility; Director Schrock provided an update on the agricultural economy; Director Langemeier shared appreciation for his warm welcome to the NPPD Board.

DIRECTORS'
COMMENTS AND
QUESTIONS

The Nuclear Committee of the Whole, chaired by Director Williams, met Thursday, August 10, 2023, from 12:56 to 1:42 p.m. during the Board of Directors meeting.

NUCLEAR
COMMITTEE OF THE
WHOLE

CNS Site Vice President Khalil M. Dia reviewed the following Capital Projects Report:

Report No. N-1	Capital Projects \$500,000 and above not specifically identified in the Budget that require approval by the Board for the period July 1, 2023, through July 31, 2023 – 2023 Capital Additions Budget.
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It was moved by Director Chlopek and seconded by Director Fuchtman that Capital Projects Report No. N-1 be approved for the period July 1, 2023, through July 31, 2023, which included Capital Project C/9126, Local Power Range Monitors (CNS). Votes were cast and recorded as follows:

**MOTION (CARRIED):
APPROVE CAPITAL
PROJECTS REPORT
NO. N-1**

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair declared the motion carried.

CNS Site Vice President Khalil M. Dia reviewed Contract No. 23-021, Local Power Range Monitors (CNS). Director Williams, Chair of the Nuclear Committee, recommended the following resolution:

RESOLUTION NO. 23-35

WHEREAS, pursuant to and in accordance with law, the bid on Contract No. 23-021, Local Power Range Monitors, Cooper Nuclear Station, has been duly invited, received, opened, read, and tabulated; and

**RESOLUTION
NO. 23-35
(ADOPTED): REJECT
BIDS FOR
CONTRACT
NO. 23-021, LOCAL**

WHEREAS, management has studied and analyzed the bid received and it was determined that the bid contained significant exceptions and is considered non-responsive; and

WHEREAS, it would be in the best interest of the District to reject the one bid received pursuant to Neb. Rev. Stat. Section 70-637.

NOW, THEREFORE, BE IT RESOLVED that the bid submitted on Contract No. 23-021 hereby is rejected as being non-responsive to the bid documents.

BE IT FURTHER RESOLVED that management be and hereby is authorized to negotiate and execute a contract with Reuter-Stokes, LLC, for the purchase of local power range monitors, as contemplated in Contract No. 23-021, in an amount not to exceed \$2,442,396, after review and approval by legal counsel.

It was moved by Director Mogul and seconded by Director Schrock that the foregoing resolution be adopted. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair of the Nuclear Committee declared Resolution No. 23-35 adopted.

CNS Site Vice President Khalil M. Dia reviewed Contract No. 23-020, Reactor Recirculation Pump Motor A Refurbishment (CNS). Director Williams, Chair of the Nuclear Committee, recommended the following resolution:

RESOLUTION NO. 23-36

WHEREAS, pursuant to and in accordance with law, bids on Contract No. 23-020, Reactor Recirculation Pump Motor A Refurbishment, Cooper Nuclear Station, have been duly invited, received, opened, read, and tabulated; and

WHEREAS, management has studied and analyzed the bids and recommended acceptance of a certain bid as the lowest and best evaluated bid, as per data filed with the Board; and

POWER RANGE MONITORS (CNS), AUTHORIZE MANAGEMENT TO NEGOTIATE WITH REUTER-STOKES, LLC

RESOLUTION NO. 23-36 (ADOPTED): AWARD CONTRACT NO. 23-020, REACTOR RECIRCULATION PUMP MOTOR A REFURBISHMENT (CNS), TO ELECTRIC MOTOR & CONTRACTING CO., INC., FIRM BASE BID PRICE OF \$982,909

WHEREAS, on the basis of evidence and information received, and after an analysis of the responsibility of the bidders, amounts and terms of the bids, delivery dates, and the needs of the District, this Board has determined and does hereby find that the bid of Electric Motor & Contracting Co., Inc., Chesapeake, Virginia, is the lowest and best evaluated bid on Contract No. 23-020.

NOW, THEREFORE, BE IT RESOLVED that, subject to receipt and approval of a performance bond as herein provided, the following bid submitted on Contract No. 23-020 be accepted by the District:

Electric Motor & Contracting Co., Inc.,
Chesapeake, Virginia, firm base bid price of
\$982,909.

BE IT FURTHER RESOLVED that the President or a Vice President be, and each of them is hereby authorized and instructed to execute for and on behalf of the District, a Contract with the aforementioned bidder in accordance with the plans and specifications and on the form of Contract submitted to bidders.

BE IT FURTHER RESOLVED that the award of the Contract is contingent upon receipt and approval by the District of a performance bond from Electric Motor & Contracting Co., Inc., as provided in the Contract.

It was moved by Director Rusher and seconded by Director Troester that the foregoing resolution be adopted. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair of the Nuclear Committee declared Resolution No. 23-36 adopted.

CNS Site Vice President Khalil M. Dia reviewed an engineer's certificate for turbine glands, CNS low pressure turbines 1 and 2, and high pressure turbine. Director Williams, Chair of the Nuclear Committee, recommended the following resolution:

RESOLUTION NO. 23-37

WHEREAS, management has determined that it is in the best interest of the District to procure new, replacement turbine glands for the Low Pressure Turbine No. 1, Low Pressure Turbine No. 2, and High Pressure Turbine for Cooper Nuclear Station (CNS); and

**RESOLUTION
NO. 23-37
(ADOPTED):
APPROVE
ENGINEER'S
CERTIFICATE,**

WHEREAS, the District has determined, as certified by a competent engineer, that pursuant to Neb. Rev. Stat. Section 70-637 (6), the labor and equipment being procured are proprietary to the original equipment manufacturer, making said manufacturer the sole source of the labor and equipment.

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby approve the attached engineer’s certification, which is on file with the Assistant Secretary and which states that the labor and equipment are being awarded pursuant to Neb. Rev. Stat. Section 70-637 (6).

BE IT FURTHER RESOLVED that management be and hereby is authorized and instructed to enter into and execute, for and on behalf of the District, after review and approval by legal counsel, a contract with Siemens Energy, Inc., for the procurement of new replacement turbine glands for the Low Pressure Turbine No. 1, Low Pressure Turbine No. 2, and High Pressure Turbine at CNS, in an amount not to exceed \$2,200,000, plus performance bond costs, after first advertising notice pursuant to Nebraska law of its intention to enter into said contract.

It was moved by Director Fuchtman and seconded by Director Kemp that the foregoing resolution be adopted. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair of the Nuclear Committee declared Resolution No. 23-37 adopted.

CNS Site Vice President Khalil M. Dia reviewed an engineer’s certificate for turbine glands, turbine governor valve assemblies (CNS). Director Williams, Chair of the Nuclear Committee, recommended the following resolution:

RESOLUTION NO. 23-38

WHEREAS, management has determined that it is in the best interest of the District to inspect, refurbish, repair, and upgrade four main turbine governor valve assemblies for Cooper Nuclear Station (CNS); and

WHEREAS, the District has determined, as certified by a competent engineer, that pursuant to Neb. Rev. Stat. Section 70-637 (6), the labor and equipment being procured are proprietary to the original equipment manufacturer, making said manufacturer the sole source of the labor and equipment.

TURBINE GLANDS FOR LOW PRESSURE TURBINES 1 AND 2, AND HIGH PRESSURE TURBINE (CNS)

RESOLUTION NO. 23-38 (ADOPTED): APPROVE ENGINEER’S CERTIFICATE, TURBINE GOVERNOR VALVE ASSEMBLIES (CNS)

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby approve the attached engineer's certification, which is on file with the Assistant Secretary and which states that the labor and equipment are being awarded pursuant to Neb. Rev. Stat. Section 70-637 (6).

BE IT FURTHER RESOLVED that management be and hereby is authorized and instructed to enter into and execute, for and on behalf of the District, after review and approval by legal counsel, a contract with Siemens Energy, Inc., for the procurement of services and materials to inspect, refurbish, repair and upgrade four main turbine governor valve assemblies from CNS, in an estimated amount of \$2,320,000, plus performance bond costs, after first advertising notice pursuant to Nebraska law of its intention to enter into said contract.

It was moved by Director Mogul and seconded by Director Chlopek that the foregoing resolution be adopted. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtmann, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair of the Nuclear Committee declared Resolution No. 23-38 adopted.

Safety Review and Audit Board (SRAB) Chair Mark Warner provided a briefing on the SRAB's activities and observations at CNS.

SRAB CHAIR
UPDATE

Executive Vice President and Chief Nuclear Officer John A. Dent, Jr., provided a status update regarding Cooper Nuclear Station.

Director Troester, Chair of the Energy Supply Committee, reported that the Energy Supply Committee met Thursday morning, August 10, 2023.

ENERGY SUPPLY
COMMITTEE

During the Energy Supply Committee meeting, Vice President of Energy Supply Arthur R. Wiese reviewed Contract No. 20-018, Secondary Steam Coil Air Heaters (GGS). Director Troester, Chair of the Energy Supply Committee, recommended the following resolution:

RESOLUTION NO. 23-39

WHEREAS, pursuant to and in accordance with law, bids on Contract No. 23-018, Secondary Steam Coil Air Heaters for Gerald Gentleman Station, have been duly invited, received, opened, read, and tabulated; and

**RESOLUTION
NO. 23-39
(ADOPTED): AWARD
CONTRACT
NO. 20-018,
SECONDARY STEAM
COIL AIR HEATERS**

WHEREAS, management has studied and analyzed the bids and recommended acceptance of a certain bid as the lowest and best evaluated bid, as per data filed with the Board; and

WHEREAS, on the basis of evidence and information received, and after an analysis of the responsibility of the bidders, amounts and terms of the bids, delivery dates, and the needs of the District, this Board has determined and does hereby find that the bid of Advanced Coil Technology, LLC, Owatonna, Minnesota, is the lowest and best evaluated bid on Contract No. 23-018.

NOW, THEREFORE, BE IT RESOLVED that, subject to receipt and approval of a performance bond as herein provided, the following bid submitted on Contract No. 23-018 be accepted by the District:

Advanced Coil Technology, LLC, Owatonna,
Minnesota, firm base bid price of \$328,480.

BE IT FURTHER RESOLVED that the President or a Vice President be, and each of them is hereby authorized and instructed to execute for and on behalf of the District, a Contract with the aforementioned bidder in accordance with the plans and specifications and on the form of Contract submitted to bidders.

BE IT FURTHER RESOLVED that the award of the Contract is contingent upon receipt and approval by the District of a performance bond from Advanced Coil Technology, LLC, as provided in the Contract.

It was moved by Director Troester and seconded by Director Schrock that the foregoing resolution be adopted. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtmann, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair declared Resolution No. 23-39 adopted.

During the Energy Supply Committee meeting, Corporate Communications and Public Relations Manager Heidi J. Elliott reviewed an agreement included on the Request for Approval of Procurements for Services, Equipment and/or Materials for Items \$500,000 and Above (Enterprise Technology) with Rightpoint Consulting, LLC. The agreement provided for Systems Integrator services to improve communication process channels to enhance employee engagement, streamline the user experience, improve search capabilities, facilitate connection and utilization of other corporate platforms, implement an analytics strategy to measure content

**(GGS), TO
ADVANCED COIL
TECHNOLOGY, LLC,
FIRM BASE BID
PRICE OF \$328,480**

performance utilizing the District's existing Microsoft 365 platform and upgrade the platform to the newest version.

It was moved by Director Troester and seconded by Director Harding to approve the Request for Approval of Procurements for Services, Equipment and/or Materials for Items \$500,000 and Above (Enterprise Technology), as presented. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtmann, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair declared the motion carried.

Director Troester, Chair of the Energy Supply Committee, reported that the Energy Supply Committee also heard reports on the following matters: 1) Energy Supply monthly generation performance; 2) Energy Supply look-ahead for September 2023; 3) Generating capacity addition; and 4) Water supply.

Director Fuchtmann, Chair of the Customer and Support Services Committee, reported that the Customer and Support Services Committee met Thursday morning, August 10, 2023.

Accounting Manager Joni J. Davis presented financial performance measures for June 2023, as well as the monthly financial report, which indicated that operating revenues from electric sales were \$0.1 million under budget for the month, and \$17.8 million over budget year to date. Firm electric sales were \$0.8 million over budget for the month, and \$2.8 million over budget year to date. Other electric sales were \$0.9 million under budget for the month, and \$15.0 million over budget year to date. Total operating expenses were under budget by \$7.6 million for the month, and \$17.9 million under budget year to date. The balance of the regulatory liability for unearned revenues as of June 30, 2023, was \$272.8 million. This balance represents surplus net revenues to be applied as credits against revenue requirements in future rate periods.

It was moved by Director Fuchtmann and seconded by Director Rusher to accept the June 2023 Financial Statements, as presented. Votes were cast and recorded as follows:

**MOTION (CARRIED):
APPROVE REQUEST
FOR APPROVAL OF
PROCUREMENTS
FOR SERVICES,
EQUIPMENT AND/OR
MATERIALS FOR
ITEMS \$500,000 AND
ABOVE
(ENTERPRISE
TECHNOLOGY)**

ENERGY SUPPLY
COMMITTEE
REPORT

CUSTOMER AND
SUPPORT SERVICES
COMMITTEE

JUNE 2023
FINANCIAL
STATEMENTS

**MOTION (CARRIED):
ACCEPT JUNE 2023
FINANCIAL
STATEMENTS**

Voting Aye: Chlopek, Fuchtman, Gale, Harding, Kemp,
Langemeier, Mogul, Rusher, Schrock, Troester,
Williams

Voting Nay: None

Abstaining: None

Present But Not Voting: None

Absent: None

Whereupon the Chair declared the motion carried.

Accounting Manager Joni J. Davis also shared preliminary financial results for July, reporting a surplus of \$7.5 million for the month and a preliminary year-to-date surplus of \$50.7 million.

During the Customer and Support Services Committee meeting, Vice President of Energy Delivery Scott R. Walz reviewed a project to construct 7-9 miles of 115 kV transmission line between Norfolk and Stanton. Director Fuchtman, Chair of the Customer and Support Services Committee, recommended the following resolution:

RESOLUTION NO. 23-40

WHEREAS, Jigowatt, LLC, plans to construct a cloud-based computing facility between Norfolk, Nebraska, and Stanton, Nebraska, to be served by Stanton County Public Power District; and

WHEREAS, in order to serve the load, Nebraska Public Power District (District) needs to construct seven to nine miles of 115 kV transmission line from an existing District substation located east of Norfolk, Nebraska, to an existing District substation northwest of Stanton, Nebraska; and

WHEREAS, the District anticipates receiving a Notice to Construct (NTC) from the Southwest Power Pool (SPP) during the third or fourth quarter of 2023, for the project; and

WHEREAS, in order to meet the proposed in-service date of November 2025, management of the District is proposing that the public involvement process required to develop proposed line routes commence prior to receipt of the SPP NTC.

NOW, THEREFORE, BE IT RESOLVED that in order to meet the proposed in-service date of November 2025 for this project, management be and hereby is authorized to begin the necessary work to determine proposed locations for the line route, prior to receipt of the SPP NTC, and commence the public involvement process for the construction of seven to nine miles of 115 kV transmission line between Norfolk, Nebraska, and Stanton, Nebraska.

PRELIMINARY
FINANCIAL RESULTS
FOR JULY 2023

**RESOLUTION
NO. 23-40
(ADOPTED):
AUTHORIZE
MANAGEMENT TO
COMMENCE
ROUTING
ACTIVITIES FOR
NEW 115 kV
TRANSMISSION
LINE, NORFOLK TO
STANTON NORTH**

It was moved by Director Fuchtman and seconded by Director Kemp that the foregoing resolution be adopted. Votes were cast and recorded as follows:

Voting Aye:	Chlopek, Fuchtman, Gale, Harding, Kemp, Langemeier, Mogul, Rusher, Schrock, Troester, Williams
Voting Nay:	None
Abstaining:	None
Present But Not Voting:	None
Absent:	None

Whereupon the Chair declared Resolution No. 23-40 adopted.

Director Fuchtman, Chair of the Customer and Support Services Committee, reported that the Customer and Support Services Committee also heard reports on the following matters: 1) Second Quarter 2023 NPPD Investments and Financial Markets; 2) Transmission Projects; 3) Energy Delivery look-ahead for September 2023; and 4) Retail Business Unit performance.

CUSTOMER AND
SUPPORT SERVICE
COMMITTEE
REPORT

Director Chlopek, Chair of the Audit, Risk and Compliance Committee, reported that the Audit, Risk and Compliance Committee met Thursday morning, August 10, 2023. The Committee discussed the most recent Financial and Physical Power and Gas Position Report, and conducted a mid-year performance review with President and Chief Executive Officer Thomas J. Kent.

AUDIT, RISK AND
COMPLIANCE
COMMITTEE
REPORT

Director Williams, Chair of the Board Governance and Strategic Planning Committee, reported that the Board Governance and Strategic Planning Committee met Wednesday afternoon, August 9, 2023.

BOARD
GOVERNANCE AND
STRATEGIC
PLANNING
COMMITTEE

During the Board Governance and Strategic Planning Committee meeting, Chief Audit and Ethics Officer Donna K. Starzec reviewed proposed changes to three corporate policies due to recent Vice President appointments and ensuing organizational changes; 1) Corporate Nuclear Governance and Oversight (CNGO); 2) Energy Market Risk Management (EMRM); and 3) Electric Reliability Compliance Program (ERCP).

It was moved by Director Williams and seconded by Director Fuchtman to approve revisions to the corporate CNGO, EMRM, and ERCP policies, as presented. Votes were cast and recorded as follows:

**MOTION (CARRIED):
APPROVE
PROPOSED
REVISIONS TO
CNGO, EMRM, AND
ERCP CORPORATE
POLICIES**

Voting Aye: Chlopek, Fuchtman, Gale, Harding, Kemp,
Langemeier, Mogul, Rusher, Schrock, Troester,
Williams
Voting Nay: None
Abstaining: None
Present But Not Voting: None
Absent: None

Whereupon the Chair declared the motion carried.

During the Board Governance and Strategic Planning Committee meeting, Chief Audit and Ethics Officer Donna K. Starzec proposed a minor change to Board Governance Process Policy BP-GP-06, Board Committees, to reflect the By-Laws change to two-year officer terms.

It was moved by Director Williams and seconded by Director Schrock to approve a revision to Board Governance Process Policy BP-GP-06, Board Committees, as presented. Votes were cast and recorded as follows:

Voting Aye: Chlopek, Fuchtman, Gale, Harding, Kemp,
Langemeier, Mogul, Rusher, Schrock, Troester,
Williams
Voting Nay: None
Abstaining: None
Present But Not Voting: None
Absent: None

Whereupon the Chair declared the motion carried.

During the Board Governance and Strategic Planning Committee meeting, Chief Audit and Ethics Officer Donna K. Starzec discussed a proposed change to Board Standard BP-ST-01, Board Annual Self-Evaluation, to allow more flexibility with the survey close dates.

It was moved by Director Williams and seconded by Director Langemeier to approve a revision to Board Standard BP-ST-01, Board Annual Self-Evaluation, as presented. Votes were cast and recorded as follows:

Voting Aye: Chlopek, Fuchtman, Gale, Harding, Kemp,
Langemeier, Mogul, Rusher, Schrock, Troester,
Williams
Voting Nay: None
Abstaining: None
Present But Not Voting: None
Absent: None

Whereupon the Chair declared the motion carried.

**MOTION (CARRIED):
APPROVE
PROPOSED
REVISION TO
BP-GP-06, BOARD
COMMITTEES**

**MOTION (CARRIED):
APPROVE
PROPOSED
REVISION TO
BP-ST-01, BOARD
ANNUAL SELF-
EVALUATION**

Director Williams, Chair of the Board Governance and Strategic Planning Committee, reported that the Board Governance and Strategic Planning Committee also heard reports on the following matters: 1) Board Self-Evaluation overview and preview of the survey for the 2023 evaluation; 2) Follow-up discussion from the prior Board Governance and Strategic Planning Committee meeting on the following Strategic Directives: BP-SD-03, Reliability/Resiliency; BP-SD-04, Cost Competitiveness; and BP-SD-05, Carbon Emissions Reductions; and 3) Annual review of Board Governance Process Policies BP-GP-07, Board Training and Orientation; BP-GP-08, Board Review of Internal Records; and BP-GP-09, Board Compensation and Health Benefits.

BOARD
GOVERNANCE AND
STRATEGIC
PLANNING
COMMITTEE
REPORT

There being no further business to come before the Board, the meeting was duly adjourned at 2:08 p.m.

ADJOURNMENT
2:08 P.M.

Minutes approved at
the meeting of
September 13-14, 2023

_____/s/_____
Jerry L. Chlopek, Chair

_____/s/_____
Janette H. Modelski, Assistant Secretary

**REPORT ON RETIREMENTS AND
FORMER DISTRICT EMPLOYEE REHIRS
AUGUST 2023 BOARD MEETING**

1. Greg L. Heidbreder, Journey Line Technician, Operations Center, Kearney, was employed November 16, 1978, and is retiring as of August 31, 2023.
2. Barbara J. Albracht, Systems Specialist II, General Office, Columbus, was employed December 16, 1980, and is retiring as of October 17, 2023.

REHIRS

None this month.