

MINUTES OF REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
NEBRASKA PUBLIC POWER DISTRICT
NOVEMBER 8-9, 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 2:34 p.m. on Wednesday, November 8, 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 November 2, 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) Scottsbluff Star-Herald, Scottsbluff, Nebraska;
- (8) 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 2:34 p.m. on Wednesday, November 8, 2023, and directed the roll be called:

Present: Jerry L. Chlopek, Sue D. Fuchtman, David D. Gale, Mary A. Harding, Rusty M. Kemp, Chris R. 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.

President and Chief Executive Officer Thomas J. Kent provided an update on system and safety status.

LEGAL NOTICE
PUBLISHED PRIOR
TO THE MEETING

ROLL CALL,
2:34 P.M.,
NOVEMBER 8, 2023

ANNOUNCEMENT OF
POSTING OF OPEN
MEETINGS ACT AND
AGENDA

REPORT ON
SYSTEM AND
SAFETY STATUS

It was moved by Director Langemeier and seconded by Director Troester that the Board go into Executive Session at 2:41 p.m. to protect the public interest and discuss competitive and proprietary information, contract negotiations, pending and potential litigation, and receive legal advice. 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 and restated the purpose of the Executive Session: to protect the public interest and discuss competitive and proprietary information, contract negotiations, pending and potential litigation, and receive legal advice.

Chair Chlopek announced the executive session was ended at 4:47 p.m., during which nothing was discussed beyond the items declared: competitive and proprietary information, contract negotiations, pending and potential litigation, and receive legal advice.

The meeting was recessed at 4:49 p.m., to reconvene on Thursday, November 9, 2023, at the Columbus General Office.

NOVEMBER 9, 2023

Chair Chlopek called the regular meeting to order at 10:22 a.m. on Thursday, November 9, 2023, and directed the roll to be called:

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

Absent: Rusty M. Kemp, Chris L. Langemeier

constituting a quorum of the Board of Directors.

Directors Kemp and Langemeier entered the meeting shortly after roll call.

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.

**MOTION (CARRIED):
GO INTO EXECUTIVE
SESSION AT
2:41 P.M. TO
PROTECT THE
PUBLIC INTEREST,
DISCUSS
COMPETITIVE AND
PROPRIETARY
INFORMATION,
CONTRACT
NEGOTIATIONS,
PENDING AND
POTENTIAL
LITIGATION, AND
RECEIVE LEGAL
ADVICE**

**EXECUTIVE
SESSION ENDED AT
4:47 P.M.**

**MEETING
RECESSED AT
4:49 P.M.**

**ROLL CALL,
10:22 A.M.,
NOVEMBER 9, 2023**

**ANNOUNCEMENT OF
POSTING OF OPEN
MEETINGS ACT AND
AGENDA**

Guests at the meeting included Darin Bloomquist, Nebraska Electric G&T; Jon Dockhorn, Burt County Public Power District; Mark Zalman and Philip Wehrman, South Central Public Power District; Chance Briscoe and Kevin Christy, Northwest Rural Public Power District; former NPPD Directors Melissa Freelend, Bill Johnson, and Gary Thompson; and Muriel Thompson.

GUESTS WELCOMED TO MEETING

Southwest Power Pool (SPP) President and Chief Executive Officer Barbara Sugg provided an overview of the SPP Regional Transmission Organization (RTO), and discussed the organization's history, mission and vision, membership, strategies and opportunities, resource adequacy and SPP's energy mix, and grid priorities. Ms. Sugg also discussed SPP's collaborative stakeholder process, and identified several committees on which NPPD staff members sit.

SPP OVERVIEW

Neb. Rev. Stat. 70-1025 requires development of an annual statewide report on electric demand and generation for a 20-year period, and the Nebraska Power Association (NPA) is the designated entity responsible for providing this report to the Nebraska Power Review Board (NPRB). Resource Planning and Risk Manager Jason D. Rosenkranz discussed the NPA 2023 Load and Capability Report, which was presented to the NPRB in September. The 2023 report indicated that Nebraska's average annual demand growth rate is projected to be 1.5% per year from 2023 through 2042, much higher than the 0.4% growth rate shown in the 2022 report, due mainly to modifications in the methods for inclusion of large loads. Considering the state's fleet of existing and committed generation resources, Nebraska would likely drop below the Southwest Power Pool (SPP) 15% summer generation planning reserve margin in 2027, resulting in a capacity deficiency; if planned and studied electrical generation is included in the scenario, Nebraska would not drop below SPP's 15% summer generation planning reserve margin until 2038.

NPA 2023 LOAD AND CAPABILITY REPORT OVERVIEW

During the time designated for public comments, former Directors Melissa Freelend, Bill Johnson, and Gary Thompson addressed the Board and congratulated ET Technology Analyst Kay Arlt on her upcoming retirement.

PUBLIC COMMENTS

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

CONSENT AGENDA

- Minutes of October 11-12, 2023, Regular Board Meeting
- Minutes of October 12, 2023, Special Board Meeting/Public Utility Regulatory Policies Act (PURPA) Hearing
- Minutes of October 26-27, 2023, Special Board Meeting/Retreat
- January 2024 Regular Board Meeting tentatively planned for January 10-11, 2024, in Columbus (December 2023 Regular Board Meeting previously scheduled for December 13-14, 2023, in Columbus)
- Ratification/Confirmation of Signatures of Staff Members
- September 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 Harding and seconded by Director Williams that all items on the consent agenda be approved as listed above. 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.

A lunch recess was taken from 11:27 a.m. to 12:03 p.m.

President and Chief Executive Officer Thomas J. Kent read an excerpt from NPPD's "Tools for Nuclear Excellence" pocket guide.

Mr. Kent also recognized staff for NPPD's receipt of the SAP Excellence in Collaboration Award for 2023. The award recognizes innovative collaboration within and among SAP utilities for the purpose of addressing significant needs, and more specifically for providing reliable and affordable utilities for the people of Nebraska, and was awarded jointly to NPPD, Lincoln Electric System, and Metropolitan Utilities District of Omaha.

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.

Retiree Kay Arlt addressed the Board and shared highlights from her 36-year career at NPPD.

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

LUNCH RECESS

**EMPLOYEE
COUNTS,
RETIREMENTS AND
REHIRE FOR
NOVEMBER 2023**

Director of Projects and Capital Planning David P. Oshlo reviewed renewal of NPPD's membership with EPRI and recommended the following resolution:

RESOLUTION NO. 23-50

WHEREAS, the Electric Power Research Institute (EPRI) was formed by various electric utilities throughout the United States to provide for cooperative research and development, and EPRI is funded through voluntary assessments from member utilities; and

WHEREAS, the District has been a member of EPRI and paid the assessments each year since July 1, 1990; and

WHEREAS, EPRI has assessed the District's membership dues for the next three years in the total estimated amount of \$6,819,837. The dues consist of both a non-nuclear participation portion and a nuclear participation portion. For the non-nuclear participation portion, which includes Energy Supply, Energy Delivery, and Environmental, the dues consist of a fixed cost of \$1,344,937 for 2024 and an estimated amount of \$1,412,183 and \$1,482,793 for 2025 and 2026, respectively, for a total estimated amount of \$4,239,913 for the non-nuclear portion of the dues. For the nuclear participation portion, the dues consist of a fixed cost of \$826,475 for 2024, and an estimated amount of \$859,534 and \$893,915 for 2025 and 2026, respectively, for a total estimated amount of \$2,579,924 for the nuclear portion of the dues; and

WHEREAS, the estimated portion of the annual dues for nuclear participation is governed by the Nuclear Power Council and is subject to annual adjustment; and

WHEREAS, in the event the annual adjustment of the estimated portion for nuclear participation increases by a cumulative amount of \$500,000 or more during this three-year term, management will request Board of Directors' approval to pay the additional adjustment; and

WHEREAS, after having appraised the benefits the District has received and will continue to receive from membership in EPRI, management has determined the best interest of the District will be served by continuing to participate in EPRI as a full program member for the next three years.

NOW, THEREFORE, BE IT RESOLVED that management be and hereby is authorized to participate in EPRI as a full program member and to make annual payments to EPRI for membership dues for the three years from 2024 to 2026 in the total estimated amount of \$6,819,837, which includes the fixed amount of \$2,171,412 for 2024 and the estimated amounts of \$2,271,717 for 2025 and \$2,376,708 for 2026.

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

**RESOLUTION
NO. 23-50
(ADOPTED):
APPROVE EPRI
MEMBERSHIP
RENEWAL FOR 2024,
2025 AND 2026**

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. 23-50 adopted.

Pricing and Rates Supervisor R. Scott Jackson discussed two Public Utility Regulatory Policies Act (PURPA) standards: 1) Demand Response Practices; and 2) and Electric Vehicle Charging Programs. The consideration process for these two standards formally began in October 2022, and management's preliminary recommendation for both standards were presented to the Board in June 2023; following a required public hearing on October 12, with no comments provided by the public either in-person or via written testimony, Mr. Jackson recommended the following two resolutions for formal action by the Board:

RESOLUTION NO. 23-51

WHEREAS, on October 13, 2022, the Board officially and formally commenced consideration of the appropriateness of adopting and implementing the federal electric service standard on Demand Response Practices, which was added to the federal Public Utility Regulatory Policies Act (PURPA) by the Infrastructure Investment and Jobs Act of 2021; and

WHEREAS, District management and staff have undertaken such studies, research, evaluations, analyses, and other activities, as were necessary to gather information, evidence and data, and to formulate findings and recommendations with respect to the Board's consideration and determination as to adoption and implementation of the standard, which are contained in the District's Management Report on the Demand Response Practices Standard; and

WHEREAS, following published public notice, a public hearing was held by the Board on October 12, 2023, at which time no members of the public appeared, and that no oral and/or written statements were received from the public at the hearing or by the District through other communications since consideration of the standard began; and

WHEREAS, the District's Management Report on the Demand Response Practices Standard was submitted to the Board at said public hearing; and

WHEREAS, District management recommends that the Board adopt and implement a modified standard which provides for NPPD to continue to evaluate opportunities to develop new and expand current demand response programs while also promoting rate designs that encourage demand response practices, as contained in said Management Report.

**RESOLUTION
NO. 23-51
(ADOPTED): ADOPT
MODIFIED PURPA
STANDARD FOR
DEMAND RESPONSE
PRACTICES**

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors, after consideration of the evidence and recommendation presented to the Board at the public hearing, hereby determines it is not appropriate to adopt and implement the PURPA Demand Response Practices Standard, and instead adopts said Management Report on a modified PURPA Demand Response Practices Standard and authorizes implementation of said Demand Response Practices Standard as set forth in said Management Report.

It was moved by Director Langemeier 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. 23-51 adopted.

RESOLUTION NO. 23-52

WHEREAS, on October 13, 2022, the Board officially and formally commenced consideration of the appropriateness of adopting and implementing the federal electric service standard on Electric Vehicle Charging Programs, which was added to the federal Public Utility Regulatory Policies Act (PURPA) by the Infrastructure Investment and Jobs Act of 2021; and

WHEREAS, District management and staff have undertaken such studies, research, evaluations, analyses, and other activities, as were necessary to gather information, evidence and data, and to formulate findings and recommendations with respect to the Board's consideration and determination as to adoption and implementation of the standard, which are contained in the District's Management Report on the Electric Vehicle Charging Programs Standard; and

WHEREAS, following published public notice, a public hearing was held by the Board on October 12, 2023, at which time no members of the public appeared, and that no oral and/or written statements were received from the public at the hearing or by the District through other communications since consideration of the standard began; and

WHEREAS, the District's Management Report on the Electric Vehicle Charging Programs Standard was submitted to the Board at said public hearing; and

**RESOLUTION
NO. 23-52
(ADOPTED): ADOPT
MODIFIED PURPA
STANDARD FOR
ELECTRIC VEHICLE
CHARGING
PROGRAMS**

WHEREAS, District management recommends that the Board adopt and implement a modified standard which provides for NPPD to continue to evaluate opportunities to develop new and expand current electric vehicle charging programs while also promoting rate designs that encourage electrification of the transportation sector, as contained in said Management Report.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors, after consideration of the evidence and recommendation presented to the Board at the public hearing, hereby determines it is not appropriate to adopt and implement the PURPA Electric Vehicle Charging Programs Standard, and instead adopts said Management Report on a modified PURPA Electric Vehicle Charging Programs Standard and authorizes implementation of said Electric Vehicle Charging Programs Standard as set forth in said Management Report.

It was moved by Director Mogul and seconded by Director Langemeier 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. 23-52 adopted.

Director of Pricing, Rates and Wholesale Billing Todd S. Swartz presented information on proposed wholesale rate schedules for 2024, and recommended two resolutions:

RESOLUTION NO. 23-53

WHEREAS, the District has conducted a rate study of the costs and revenue requirements to provide wholesale power service under the General Firm Power Service (GFPS) Rate Schedule for the year 2024; and

WHEREAS, the District has developed proposed updates in the rate and billing provisions of its GFPS Rate Schedule, Large Customer Interruptible Rate Schedule, Large Customer Market-Based Rate Schedule, and Interruptible Market-Based Rate Schedule hereinafter referred to as 2024 Revised Wholesale Rate Schedules; and

WHEREAS, the Pricing and Rates Department and management of the District have prepared and proposed rates for wholesale power service under the 2024 Revised Wholesale Rate Schedules based on projected costs and revenue requirements which are expected to be experienced by the District in 2024; and

**RESOLUTION
NO. 23-53
(ADOPTED):
APPROVE
WHOLESALE RATE
SCHEDULES
EFFECTIVE 1-1-24:
GFPS, LARGE
CUSTOMER
INTERRUPTIBLE,
LARGE CUSTOMER
MARKET-BASED,
AND
INTERRUPTIBLE
MARKET-BASED
RATE SCHEDULES;
RETURN**

WHEREAS, the Pricing and Rates Department and management of the District have proposed that a Production Cost Adjustment (PCA) Factor be established at a level of \$(0.004369)/kWh and be in effect for service during the calendar year of 2024, in order to return approximately \$56.8 million of accumulated production rate stabilization account funds that are in excess of the allowable accumulation limit as of the end of the year 2022; and

**\$56.8 MILLION TO
CUSTOMERS
THROUGH A
ONE-YEAR PCA**

WHEREAS, a summary of the rate study including the proposed 2024 Revised Wholesale Rate Schedules, and the proposed PCA Factor was provided to the wholesale power service customers taking service under the said GFPS Rate Schedule on August 23, 2023, and customers were provided 30 days to request a hearing pertaining to said wholesale rate proposal; and

WHEREAS, hearing requests were due September 22, 2023;
and

WHEREAS, a hearing pertaining to said 2024 Revised Wholesale Rate Schedules, and proposed PCA Factor was not requested by any wholesale power service customer of the District; and

WHEREAS, management has proposed and presented to and this Board of Directors has reviewed and duly considered with management the basis for the rates in said proposed 2024 Revised Wholesale Rate Schedules, and the basis for the proposed PCA Factor; and

WHEREAS, said proposed 2024 Revised Wholesale Rate Schedules are on file with the Pricing and Rates Department of the District.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors finds and declares pursuant to Section 70-655 Nebraska Revised Statutes that said proposed 2024 Revised Wholesale Rate Schedules referred to above and incorporated into this resolution by reference and said proposed Production Cost Adjustment Factor of \$(0.004369)/kWh effective for service provided during the calendar year of 2024, are fair, reasonable and nondiscriminatory and so adjusted as in a fair and equitable manner to confer upon and distribute among the wholesale users and consumers of wholesale power commodities and services furnished and sold by the District the benefits of a successful and profitable operation and conduct of the business of the District.

BE IT FURTHER RESOLVED that said 2024 Revised Wholesale Rate Schedules, and said Production Cost Adjustment Factor of \$(0.004369)/kWh are hereby fixed, established, approved and adopted by this Board of Directors to be effective for service provided on and after January 1, 2024, and the existing rate schedules corresponding to said 2024 Revised Wholesale Rate Schedules shall be rescinded and superseded upon said 2024 Revised Wholesale Rate Schedules becoming effective as herein provided.

It was moved by Director Harding and seconded by Director Mogul 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. 23-53 adopted.

RESOLUTION NO. 23-54

WHEREAS, the District has reviewed the costs and revenue requirements to provide transmission service under the Transmission Service (T-2) Rate Schedule for the year 2024; and

WHEREAS, the Pricing and Rates Department and management of the District have prepared and proposed rates for transmission service under the T-2 Rate Schedule based on projected costs and revenue requirements which are expected to be experienced by the District in 2024 and have proposed revisions to assure more effective and efficient administration of the District's provision of transmission service under said proposed T-2 Rate Schedule; and

WHEREAS, a summary of the rate study and the proposed T-2 Rate Schedule were provided to transmission customers taking service under the T-2 Rate Schedule on August 23, 2023; and

WHEREAS, management has proposed and presented to and this Board of Directors has reviewed and duly considered with management the basis for and the rates in said proposed T-2 Rate Schedule; and

WHEREAS, said proposed T-2 Rate Schedule is on file with the Pricing and Rates Department of the District.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors finds and declares pursuant to Section 70-655 Nebraska Revised Statutes that said proposed Transmission Service Rate Schedule referred to above and incorporated into this resolution by reference is fair, reasonable and nondiscriminatory and so adjusted as in a fair and equitable manner to confer upon and distribute among the wholesale users and consumers of wholesale power commodities and services furnished and sold by the District the benefits of a successful and profitable operation and conduct of the business of the District.

**RESOLUTION
NO. 23-54
(ADOPTED):
APPROVE T-2 RATE
SCHEDULE
EFFECTIVE 1-1-24**

BE IT FURTHER RESOLVED that said Transmission Service Rate Schedule is hereby fixed, established, approved and adopted by this Board of Directors to be effective for service provided on and after January 1, 2024, and that the Transmission Service Rate Schedule established by Resolution No. 22-42 and issued December 14, 2022, shall be rescinded and superseded upon said Transmission Service Rate Schedule becoming effective as herein provided.

It was moved by Director Williams and seconded by Director Rusher 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. 23-54 adopted.

Pricing and Rates Project Lead Amber D. Smeal presented information on proposed retail rate schedules for 2024, and recommended the following resolution:

RESOLUTION NO. 23-55

WHEREAS, the District conducted a retail cost-of-service study based on the projected costs and revenue requirements which are expected to be experienced by the District to provide retail electric service in 2024; and

WHEREAS, the Pricing and Rates Department and management of the District have conducted a review of the existing retail rate schedules and are proposing revisions to several rate schedules to better reflect current operating conditions and practices and to assure more effective and efficient administration of the District's provision of retail service under these rate schedules; and

WHEREAS, the Pricing and Rates Department and management of the District have proposed Residential Service (RS), Residential Time-of-Use (RS-TOU), General Service (GS), Municipal Pumping Service (M-4), General Service Demand (GSDM), Commercial Electric Space Heating (CESH), Space and/or Water Heating Service (H-1), Large Industrial Service (LIS), High Tension Service (HTS), Irrigation Service (IRRIG-1), Standby Irrigation Service Rider to IRRIG-1 Rate (SBIR-Rider), Off-Peak Irrigation Service (IRRIG-2), Interruptible Irrigation Service (IRRIG-3), Municipal Street Lighting Service (M-1), Municipal Street Lighting Service (M-2), Highway and Roadway Lighting (M-3), Municipal Alley Lighting Service (M-5), General Service Lighting (GS-3), Area/Directional Lighting (ADL), General Customer Service Charges (CS), Electric Vehicle Public

**RESOLUTION
NO. 23-55
(ADOPTED):
APPROVE RETAIL
RATE SCHEDULES
EFFECTIVE 1-1-24**

Charging Station (EV-PCS), Demand Waiver Program Rider (DW-Rider), Interruptible Service Rider (INT-Rider), Market-Based Rate Rider (MKT-Rider), Interruptible Market-Based Rate Rider (IMB-Rider), Miscellaneous Municipal Service Rider (MM-Rider), Net Metering Service Rider (NM-Rider), Simultaneous Buy/Sell Service Rider (SI-Rider), and the Standby Service Rider (ST-Rider) Rate Schedules, hereinafter referred to as 2024 Revised Retail Rate Schedules, to replace the existing retail rate schedules for these services to better reflect the costs, terms, conditions and specifications of providing service to each retail rate class; and

WHEREAS, management of the District has proposed and presented to and this Board of Directors has reviewed and duly considered with management the basis for and the rates, terms, conditions and specifications for service in said proposed 2024 Revised Retail Rate Schedules; and

WHEREAS, said proposed 2024 Revised Retail Rate Schedules are on file with the Pricing and Rates Department of the District.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors finds and declares, pursuant to Section 70-655 of the Nebraska Revised Statutes, that said proposed 2024 Revised Retail Rate Schedules referred to above and incorporated into this Resolution by reference are fair, reasonable and nondiscriminatory and so adjusted as in a fair and equitable manner to confer upon and distribute among the users and consumers of commodities and services furnished and sold by the District the benefits of a successful and profitable operation and conduct of the business of the District.

BE IT FURTHER RESOLVED that said 2024 Revised Retail Rate Schedules are hereby fixed, established, approved and adopted by this Board of Directors to be effective for service provided on and after January 1, 2024, and that the existing rate schedules corresponding to said 2024 Revised Retail Rate Schedules shall be rescinded and superseded upon said 2024 Revised Retail Rate Schedules becoming effective as herein provided.

It was moved by Director Fuchtman 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 declared Resolution No. 23-55 adopted.

Pricing and Rates Supervisor R. Scott Jackson provided a preview of projected 2024 NPPD transmission revenue requirements and resulting rates under the Southwest Power Pool (SPP) Open Access Tariff, which the Board will be asked to consider in December and, if approved, become effective January 1, 2024.

UPDATE ON
PROJECTED 2024
TRANSMISSION
REVENUE
REQUIREMENTS
AND RESULTING
RATES UNDER SPP
OPEN ACCESS
TARIFF

President and Chief Executive Officer Thomas J. Kent presented a proposed, tentative Board meeting schedule for 2024, which included nine regular monthly meetings and one strategic planning retreat:

January 10-11
February 7-8
April 10-11
May 8-9
June 12-13
August 7-8
September 11-12
October 9-10 Retreat
November 13-14
December 11-12 Virtual

It was moved by Director Harding and seconded by Director Rusher that the tentative Board Meeting dates for 2024 be approved, as presented. Votes were cast and recorded as follows:

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

**MOTION (CARRIED):
APPROVE
TENTATIVE BOARD
MEETING DATES
FOR 2024**

Whereupon the Chair declared the motion carried.

President and Chief Executive Officer Thomas J. Kent provided a look-ahead of upcoming items for the December 2023 Board meeting.

BOARD AGENDA
LOOK-AHEAD

Executive Vice President of External Affairs and General Counsel John C. McClure provided a brief update of legislative matters at the state and federal levels.

GOVERNMENTAL
AFFAIRS
LEGISLATIVE
REPORT

There were no comments by or questions from Directors.

DIRECTORS'
COMMENTS AND
QUESTIONS

Director Schrock, Chair of the Budget Committee, reported that the Budget Committee met Thursday morning, November 9, 2023, and recommended the following resolution:

RESOLUTION NO. 23-56

WHEREAS, in accordance with Section 7.08 of the General System Revenue Bond Resolution No. 98-68, adopted June 4, 1998, and in accordance with Nebraska State Statute 13-516, the management and staff of the District have prepared and submitted to the Board of Directors the 2024 Revenue and Expense and 2024 Capital Budgets; and

WHEREAS, said Budgets have been reviewed by management of the District and are recommended for approval by the Board of Directors; and

WHEREAS, said Budgets have been submitted to and reviewed by the Board of Directors of the Nebraska Public Power District; and

WHEREAS, the District reasonably expects to reimburse itself for all, or a portion of the 2024 Capital Budget with tax-exempt obligations to be issued in the future; and

WHEREAS, the Internal Revenue Code and applicable regulations require the District to take this action for expenditures in the 2024 Capital Budget to be reimbursed with proceeds of tax-exempt debt.

NOW, THEREFORE, BE IT RESOLVED that:

1. The 2024 Revenue and Expense and Capital Budgets for the General System be hereby approved.
2. The statements contained in this Resolution with respect to the reimbursement of the expenditures are intended to be statements of official intent as required by, and in compliance with Treasury Regulation Section 1.150-2.
3. The maximum principal amount of tax-exempt obligations expected to be issued for the projects in the 2024 capital budget is \$250 million.
4. The District reasonably expects to reimburse itself for expenditures related to the 2024 Capital Budget, as described in this Resolution, with the proceeds of tax-exempt debt to be issued after the date hereof, but this Resolution does not constitute a binding obligation with respect to the issuance of such tax-exempt debt.
5. This resolution shall take effect immediately.

**RESOLUTION
NO. 23-56
(ADOPTED):
APPROVE 2024
REVENUE AND
EXPENSE, AND 2024
CAPITAL BUDGETS**

It was moved by Director Schrock and seconded by Director Williams 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. 23-56 adopted.

The Nuclear Committee of the Whole, chaired by Director Williams, met Thursday, November 9, 2023, from 12:55 to 1:21 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 October 1, 2023, through October 31, 2023 – 2023 Capital Additions Budget.
----------------	---

It was moved by Director Mogul and seconded by Director Kemp that Capital Projects Report No. N-1 (2023 Budget) be approved for the period October 1, 2023, through October 31, 2023, which included: 1) Capital Project C/9798, Reactor Feed Pump Turbine B Rotor (CNS); and 2) Capital Project C/10823, Circulating Water Pump Motor Exciter Replacement (CNS). Votes were cast and recorded as follows:

**MOTION (CARRIED):
APPROVE CAPITAL
PROJECTS REPORT
NO. N-1 (2023
BUDGET)**

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 the motion carried.

CNS Site Vice President Khalil M. Dia reviewed an engineer's certificate for Reactor Feed Pump Turbine B rotor (CNS). Director Williams, Chair of the Nuclear Committee, recommended the following resolution:

RESOLUTION NO. 23-57

WHEREAS, management has determined that it is in the best interest of the District to procure the materials and services to perform the inspection and refurbishment of the Reactor Feed Pump Turbine (RFPT) "B" rotor, one complete set of diaphragms and journal bearings, for Cooper Nuclear Station; and

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

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 materials and services 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 Demag Delaval Turbomachinery, Inc., a subsidiary of Siemens Energy, Inc., for the refurbishment of the RFPT "B" rotor, one complete set of diaphragms and journal bearings, in an amount not to exceed \$1,880,398 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 Gale and seconded by Director Rusher 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. 23-57 adopted.

CNS Site Vice President Khalil M. Dia reviewed an engineer's certificate for craft labor and maintenance modification support services (CNS). Director Williams, Chair of the Nuclear Committee, recommended the following resolution:

**RESOLUTION
NO. 23-57
(ADOPTED):
APPROVE
ENGINEER'S
CERTIFICATE,
REACTOR FEED
PUMP TURBINE B
ROTOR (CNS)**

RESOLUTION NO. 23-58

WHEREAS, management has determined that it would be in the best interest of the District to procure maintenance, repair, and modification support services 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 (4)(a)(iii), the above-mentioned maintenance, repair, and modification support services are being procured from or through an electric utility alliance.

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 services are being awarded pursuant to Neb. Rev. Stat. Section 70-637 (4)(a)(iii).

BE IT FURTHER RESOLVED that management be and hereby is authorized and instructed to enter into and execute, after review and approval of legal counsel, for and on behalf of the District, a contract with Day & Zimmerman for the procurement of maintenance, repair, and modification support services at CNS, in an amount not to exceed \$25,000,000, plus payment 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 Harding 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. 23-58 adopted.

CNS Site Vice President Khalil M. Dia reviewed a four-year agreement with Framatome, Inc., for refueling floor services and manual non-destructive examination testing services for the Fall 2024 Refueling Outage (CNS).

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

**RESOLUTION
NO. 23-58
(ADOPTED):
APPROVE
ENGINEER'S
CERTIFICATE,
CRAFT LABOR AND
MAINTENANCE
MODIFICATION
SUPPORT SERVICES
(CNS)**

**MOTION (CARRIED):
APPROVE REQUEST
FOR APPROVAL OF
PROCUREMENTS
FOR SERVICES,
EQUIPMENT AND/OR
MATERIALS FOR**

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

**ITEMS \$500,000 AND
ABOVE (NUCLEAR)**

Whereupon the Chair of the Nuclear Committee declared the motion carried.

CNS Site Vice President Khalil M. Dia provided a status update regarding Cooper Nuclear Station.

**CNS MONTHLY
UPDATE**

Director Troester, Chair of the Energy Supply Committee, reported that the Energy Supply Committee met Thursday morning, November 9, 2023.

**ENERGY SUPPLY
COMMITTEE**

During the Energy Supply Committee meeting, Vice President of Energy Production Arthur R. Wiese reviewed an engineer's certificate to rebuild an induced draft fan rotor at GGS. Director Troester, Chair of the Energy Supply Committee, recommended the following resolution:

RESOLUTION NO. 23-59

WHEREAS, management has determined that it is in the best interest of the District to procure the materials and services necessary for the refurbishment of an induced draft fan rotor for Gerald Gentleman Station; and

WHEREAS, the District has determined, as certified by a competent engineer, that pursuant to Neb. Rev. Stat. Sections 70-637 (4)(a)(iv) and (6), the design drawings, procedures, specifications, and data necessary for refurbishing the induced draft fan rotor are proprietary to the original equipment manufacturer, TLT-Babcock, Inc., or the two known vendors, Howden USA Company and TLT-Turbo, Inc., with predecessor or successor relationships to TLT-Babcock, Inc., making said vendors the only sources of those materials and services for the maintenance and repair of the 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 materials and services are being awarded pursuant to Neb. Rev. Stat. Sections 70-637 (4)(a)(iv) and (6).

BE IT FURTHER RESOLVED that management be and hereby is authorized and instructed to enter into competitive negotiations, for and on behalf of the District, with the two vendors that may be capable of providing the materials and services to refurbish an induced draft fan rotor for Gerald Gentleman Station, after first advertising notice pursuant to Nebraska law of its intention to enter into said negotiations, and as a result of the negotiations, enter into a contract in an amount not to exceed \$750,000, plus performance

**RESOLUTION
NO. 23-59
(ADOPTED):
APPROVE
ENGINEER'S
CERTIFICATE, B-1
INDUCED DRAFT
FAN ROTOR
REBUILD (GGS)**

bond costs, after first advertising notice pursuant to Nebraska law of its intention to enter into said contract.

It was moved by Director Troester and seconded by Director Williams 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. 23-59 adopted.

During the Energy Supply Committee meeting, Vice President of Energy Production Arthur R. Wiese reviewed Contract No. 23-019, Craft Labor and Maintenance Modification Support Services for NPPD Energy Supply facilities. Director Troester, Chair of the Energy Supply Committee, recommended the following resolution:

RESOLUTION NO. 23-60

WHEREAS, pursuant to and in accordance with law, bids on Contract No. 23-019, Craft Labor and Maintenance Modification Support Energy Supply Facilities, 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

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, completion dates, and the needs of the District, this Board has determined and does hereby find that the estimated base bid of MOR PPM, Inc., Society Hill, South Carolina, is the lowest and best evaluated bid on Contract No. 23-019.

NOW, THEREFORE, BE IT RESOLVED that, subject to receipt and approval of a payment bond and certificate of insurance as herein provided, the following bid submitted on Contract No. 23-019 be accepted by the District:

MOR PPM, Inc., Society Hill, South Carolina,
estimated base bid price of \$29,950,087.72.

**RESOLUTION
NO. 23-60
(ADOPTED): AWARD
CONTRACT
NO. 23-019, CRAFT
LABOR AND
MAINTENANCE
MODIFICATION
SUPPORT (ENERGY
SUPPLY
FACILITIES), TO
MOR PPM, INC.,
ESTIMATED BASE
BID PRICE OF
\$29,950,087.72**

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 payment bond and certificate of insurance from MOR PPM, Inc., as provided in the Contract.

It was moved by Director Troester and seconded by Director Harding 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. 23-60 adopted.

During the Energy Supply Committee meeting, Vice President of Energy Production Arthur R. Wiese reviewed Contract No. 23-024, Reheat Intermediate Banke Replacement (GGs Unit 2). Director Troester, Chair of the Energy Supply Committee, recommended the following resolution:

RESOLUTION NO. 23-61

WHEREAS, pursuant to and in accordance with law, bids on Contract No. 23-024, Reheat Intermediate Bank Replacement Unit 2 Boiler for Gerald Gentleman 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

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 The Atlantic Group, Inc. dba DZ Atlantic, Charlotte, North Carolina, is the lowest and best evaluated bid on Contract No. 23-024.

NOW, THEREFORE, BE IT RESOLVED that, subject to receipt and approval of a performance bond and certificate of insurance as herein provided, the following bid submitted on Contract No. 23-024 be accepted by the District:

**RESOLUTION
NO. 23-61
(ADOPTED): AWARD
CONTRACT
NO. 23-024, REHEAT
INTERMEDIATE
BANK
REPLACEMENT,
GGs UNIT 2 BOILER,
TO DZ ATLANTIC,
FIRM BASE BID
PRICE OF \$6,385,994**

The Atlantic Group, Inc. dba DZ Atlantic, Charlotte, North Carolina, firm base bid price of \$6,385,994.

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 and certificate of insurance from The Atlantic Group, Inc. dba DZ Atlantic as provided in the Contract.

It was moved by Director Troester and seconded by Director Fuchtman 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. 23-61 adopted.

During the Energy Supply Committee meeting, Vice President of Energy Production Arthur R. Wiese discussed a two-year Agreement with BrandSafway Solutions, LLC, for scaffolding services at GGS and Canaday Station.

It was moved by Director Troester and seconded by Director Schrock to approve the Request for Approval of Procurements for Services, Equipment and/or Materials for Items \$500,000 and Above (Energy Production), 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 REQUEST
FOR APPROVAL OF
PROCUREMENTS
FOR SERVICES,
EQUIPMENT AND/OR
MATERIALS FOR
ITEMS \$500,000 AND
ABOVE (ENERGY
PRODUCTION)**

During the Energy Supply Committee meeting, Utility Scale Alternative Energy Manager Jon M. Sunneberg discussed an amendment to the Power Purchase Agreement with Steele Flats Wind Project, LLC, and an amendment to the Renewable Energy Credit Agreement with Becton-Dickinson, and recommended two resolutions:

RESOLUTION NO. 23-62

WHEREAS, Nebraska Public Power District (the District) has a strategic goal to be carbon neutral by 2050; and

WHEREAS, the District has entered into a power purchase agreement with Steele Flats Wind Project, LLC, dated January 16, 2013, to help achieve its strategic goal to produce 10% of its firm energy requirements by 2020 from renewable energy resources; and

WHEREAS, the District has the opportunity to amend said 2013 power purchase agreement with favorable terms to NPPD increasing the size of the project from 75 MW to 78.7 MW; and

WHEREAS, the District has the opportunity to amend said 2013 power purchase agreement to lengthen the term of the power purchase agreement by 2 years, ending in 2035; and

WHEREAS, management has negotiated with the Steele Flats Wind Project, LLC regarding the pricing in such an amendment.

NOW, THEREFORE, BE IT RESOLVED that an officer of the District is authorized to execute an amendment to said 2013 power purchase agreement with the Steele Flats Wind Project, LLC in such form and substance that is consistent with the preceding paragraph of this Resolution and acceptable to management and legal counsel and to act in such manner and execute such other agreements or documents as may be necessary to implement this Resolution, and to present such power purchase agreement amendment and other documents to the Board for ratification after its execution.

It was moved by Director Troester and seconded by Director Mogul 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. 23-62 adopted.

**RESOLUTION
NO. 23-62
(ADOPTED):
AUTHORIZE
MANAGEMENT TO
EXECUTE
AMENDMENT TO
2013 PPA WITH
STEELE FLATS
WIND PROJECT, LLC**

RESOLUTION NO. 23-63

WHEREAS, the District has entered into renewable energy credit agreement with Becton-Dickinson dated October 24, 2013, to secure a 40% share of the Steele Flats Wind Project, LLC; and

WHEREAS, the District has negotiated with Becton-Dickinson to reduce the Becton-Dickinson share from 40% to 31% for the original term of the agreement.

NOW, THEREFORE, BE IT RESOLVED that an officer of the District is authorized to execute an amendment to said renewable energy credit agreement with the Becton-Dickinson in such form and substance that is consistent with the preceding paragraph of this Resolution and acceptable to management and legal counsel and to act in such manner and execute such other agreements or documents as may be necessary to implement this Resolution, and to present such power purchase agreement and other agreements and documents to the Board for ratification after its execution.

It was moved by Director Troester and seconded by Director Harding 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. 23-63 adopted.

During the Energy Supply Committee meeting, Executive Vice President of External Affairs and General Counsel John C. McClure discussed proposed Irrigation Water Delivery Rates and Storage Water Rates for 2024. Director Troester, Chair of the Energy Supply Committee, recommended the following two resolutions:

RESOLUTION NO. 23-64

WHEREAS, management of the District has reviewed and analyzed the costs and revenue requirements for the District's irrigation system and has determined that the District needs to implement new rates for the delivery of irrigation water.

NOW, THEREFORE, BE IT RESOLVED that the following rates for the delivery of irrigation water, which are fair, reasonable, and nondiscriminatory, be established as follows:

**RESOLUTION
NO. 23-63
(ADOPTED):
AUTHORIZE
MANAGEMENT TO
EXECUTE
AMENDMENT TO
2013 RENEWABLE
ENERGY CREDIT
PURCHASE AND
SALE AGREEMENT
WITH BECTON-
DICKINSON**

**RESOLUTION
NO. 23-64
(ADOPTED):
APPROVE REVISED
SURFACE
IRRIGATION WATER
RATES FOR 2024**

RATES FOR THE DELIVERY OF IRRIGATION WATER

<u>Service Option</u>	<u>New Rate/Acre</u>
Complete Coverage (As Available)	
Tap/Pump	\$33.25
Pump and Meter	\$31.25
Floating Option	<u>Dawson County Canal</u>
Tap/Pump	\$39.75
Pump and Meter	\$37.75
Excess Water	\$43.75
Floating Option	<u>Gothenburg Canal, Kearney Canal</u>
Tap/Pump	\$35.25
Pump and Meter	\$33.25
Excess Water	\$43.75

BE IT FURTHER RESOLVED that payments for the delivery of irrigation water will be due and payable on May 1 of each year, and that an annual interest rate of 12% shall be charged on all payments received after May 1.

BE IT FURTHER RESOLVED that the rates for the delivery of irrigation water approved by Resolution No. 22-34 are hereby rescinded, and the above rates for the delivery of irrigation water shall become effective upon the adoption of this Resolution and shall remain in effect until such time as the District's Board of Directors adopts new rates for the delivery of irrigation water.

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

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

Whereupon the Chair declared Resolution No. 23-64 adopted.

RESOLUTION NO. 23-65

WHEREAS, management of the District has reviewed and analyzed the costs and revenue requirements for the District's irrigation system and has determined that the District needs to implement new rates for customers who needs to supplement their supply of irrigation water by contracting for the purchase and delivery of storage water for irrigation from the District.

NOW, THEREFORE, BE IT RESOLVED that the following rates for the purchase and delivery of storage water for irrigation from the District, which are fair, reasonable, and nondiscriminatory, be established as follows:

**RATES FOR THE PURCHASE AND DELIVERY OF
STORAGE WATER
FOR IRRIGATION FROM THE DISTRICT**

<u>Type of Service</u>	<u>New Rate/Acre-Foot</u>
Contracted Storage Water	\$ 10.60
Excess Storage Water	\$ 13.25
Surcharge Water	\$ 15.90

BE IT FURTHER RESOLVED that an annual interest rate of 12% shall be charged on all payments for the purchase and delivery of storage water for irrigation from the District that are received after the delinquent dates set forth in the contracts with the customers.

BE IT FURTHER RESOLVED that the rates for the purchase and delivery of storage water for irrigation from the District approved by Resolution No. 22-35 are hereby rescinded, and the above rates for the purchase and delivery of storage water for irrigation from the District shall become effective upon the adoption of this Resolution and shall remain in effect until such time as the District's Board of Directors adopts new rates.

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

Whereupon the Chair declared Resolution No. 23-65 adopted.

**RESOLUTION
NO. 23-65
(ADOPTED):
APPROVE REVISED
STORAGE WATER
RATES FOR 2024**

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 December 2023; 3) Generating capacity addition; and 4) Water supply.

ENERGY SUPPLY COMMITTEE REPORT

Director Fuchtman, Chair of the Customer and Support Services Committee, reported that the Customer and Support Services Committee met Thursday morning, November 9, 2023.

CUSTOMER AND SUPPORT SERVICES COMMITTEE

Accounting Manager Joni J. Davis presented financial performance measures for September 2023, as well as the monthly financial report, which indicated that operating revenues from electric sales were \$6.0 million over budget for the month, and \$37.3 million over budget year to date. Firm electric sales were \$4.1 million over budget for the month, and \$5.6 million over budget year to date. Other electric sales were \$1.9 million over budget for the month, and \$31.7 million over budget year to date. Total operating expenses were over budget by \$1.4 million for the month, and \$10.8 million under budget year to date. The balance of the regulatory liability for unearned revenues as of September 30, 2023, was \$276.5 million. This balance represents surplus net revenues to be applied as credits against revenue requirements in future rate periods.

SEPTEMBER 2023 FINANCIAL STATEMENTS

It was moved by Director Fuchtman and seconded by Director Gale to accept the September 2023 Financial Statements, as presented. Votes were cast and recorded as follows:

MOTION (CARRIED): ACCEPT SEPTEMBER 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 October, reporting a surplus of \$5.6 million for the month and a preliminary year-to-date surplus of \$71.7 million.

PRELIMINARY FINANCIAL RESULTS FOR OCTOBER 2023

During the Customer and Support Services Committee meeting, Vice President of Energy Delivery Scott R. Walz reviewed the following Capital Projects Report:

Report No. ED-1	Capital Projects \$500,000 and above not specifically identified in the Budget that require approval by the Board for the period October 1, 2023, through October 31, 2023 – 2023 Capital Additions Budget.
-----------------	---

It was moved by Director Fuchtman and seconded by Director Troester that Capital Projects Report No. ED-1 (2023 Budget) be approved for the period October 1, 2023, through October 31, 2023, which included: 1) Capital Project C/7521, Spencer T1 Transformer Bay Modification; and 2) Capital Project C/9061, Supplement No. 1, Replace Circuit Switcher 1114, Remote Terminal Unit (RTU) and 1102 Relays (Albion 115 kV Substation). 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 Customer and Support Services Committee meeting, Vice President of Energy Delivery Scott R. Walz discussed Southwest Power Pool (SPP) Notification to Construct (NTC) SPP-NTC-C220728, Stanton North to Norfolk 115 kV Transmission Line.

It was moved by Director Fuchtman and seconded by Director Rusher to accept Southwest Power Pool notification to construct SPP-NTC-C220728. 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.

Director Fuchtman, Chair of the Customer and Support Services Committee, recommended the following resolution:

RESOLUTION NO. 23-66

WHEREAS, Northwest Rural Public Power District (Northwest) is an electric distribution utility headquartered in Hay Springs, Nebraska; and

WHEREAS, Northwest serves approximately 3,300 meters in a 3,500 square mile area with a peak summer load of approximately 27 MW; and

**MOTION (CARRIED):
APPROVE CAPITAL
PROJECTS REPORT
NO. ED-1 (2023
BUDGET)**

**MOTION (CARRIED):
ACCEPT SPP
NOTIFICATION TO
CONSTRUCT
SPP-NTC-C220728**

**RESOLUTION
NO. 23-66
(ADOPTED):
AUTHORIZE
MANAGEMENT TO
OFFER 2016
WHOLESALE
POWER CONTRACT
TO NORTHWEST
RPPD**

WHEREAS, Northwest currently has a wholesale power supply contract with Tri-State Generation and Transmission Cooperative, Inc, (Tri-State), headquartered in Westminster, Colorado; and

WHEREAS, Northwest provided written notice to Tri-State in April, 2022, notifying Tri-State that Northwest would terminate its wholesale power supply contract with Tri-State effective May 1, 2024; and

WHEREAS, Northwest has requested the District become the wholesale power supplier for Northwest, effective May 1, 2024; and

WHEREAS the Power Resources Advisory Board voted 11-0 with one member not voting to offer the 2016 Wholesale Power Contract to Northwest; and

WHEREAS, Northwest is currently in discussions with the Nebraska Electric Generation and Transmission, Cooperative, Inc (NEG&T) regarding potential NEG&T membership; and

WHEREAS, the District is willing to become the wholesale power supplier for Northwest as a new member of the NEG&T or directly depending on the decisions reached between Northwest and the NEG&T.

NOW, THEREFORE, BE IT RESOLVED that the District offer the 2016 Wholesale Power Contract effective May 1, 2024, to Northwest either as a new member of the NEG&T or directly should Northwest and NEG&T not agree to membership.

BE IT FURTHER RESOLVED that management is authorized to take all necessary steps to effectuate providing wholesale power supply to Northwest effective May 1, 2024, and to bring back for ratification by the District Board any new agreements necessary to effectuate such service when such agreements have been executed in a form acceptable to District management and legal counsel.

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

Whereupon the Chair declared Resolution No. 23-66 adopted.

During the Customer and Support Services Committee, Total Rewards Manager Brenda M. Sanne presented information on 2024 Annual Reimbursement Funding for NPPD's Retiree Healthcare Plan. Recommendations included a 5% increase in the annual Health Reimbursement Arrangement (HRA) stipend for NPPD's HRA Retiree Healthcare Plan. This increase would apply to pre-Medicare reimbursement and Medicare reimbursement amounts, with the funding source being NPPD's OPEB Plan Trust.

It was moved by Director Fuchtman and seconded by Director Williams to approve a 5% increase in the Annual Health Reimbursement Arrangement stipend for NPPD's Retiree Healthcare Plan, with the funding source being NPPD's OPEB Trust. 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 Customer and Support Services Committee meeting, Corporate Communications Public Relations Manager Heidi J. Elliott reviewed an agreement with Bozell & Jacobs LLC, for media consulting services during calendar year 2024.

It was moved by Director Fuchtman and seconded by Director Williams to approve the Request for Approval of Procurements for Services, Equipment and/or Materials for Items \$500,000 and Above (Customer Service and External Affairs), 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 5%
INCREASE IN
ANNUAL HEALTH
REIMBURSEMENT
ARRANGEMENT
STIPEND FOR NPPD
RETIREE
HEALTHCARE PLAN**

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

Director Fuchtmann, Chair of the Customer and Support Services Committee, reported that the Customer and Support Services Committee also heard reports on the following matters: 1) Other Post-Employment Benefits actuarial valuation; 2) Regulatory accounting; 3) Third Quarter 2023 NPPD Investments and Financial Markets; 4) Transmission projects; 5) Energy Delivery look-ahead for December 2023; 6) Retail Business Unit performance; 7) NPPD Retail Service Rules and Regulations; and 8) 2024 Merit Pay Program.

CUSTOMER AND
SUPPORT SERVICE
COMMITTEE
REPORT

There being no further business to come before the Board, the meeting was duly adjourned at 1:51 p.m.

ADJOURNMENT
1:51 P.M.

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

_____/s/_____
Jerry L. Chlopek, Chair

_____/s/_____
Aaron D. Troester, Secretary

**REPORT ON RETIREMENTS AND
FORMER DISTRICT EMPLOYEE REHIRES
NOVEMBER 2023 BOARD MEETING**

RETIREMENTS

1. Dale A. Cunningham, Instrument and Control Supervisor, Cooper Nuclear Station, Brownville, was employed September 29, 1987, and is retiring as of January 15, 2024.
2. Carol J. Torczon, Senior Business Analyst – Retail, General Office, Columbus, was employed June 17, 1993, and is retiring as of January 16, 2024.
3. Michelle A. Martin, Administrative Assistant I, Cooper Nuclear Station, Brownville, was employed November 22, 2000, and is retiring as of January 25, 2024.
4. Katharine M. Arlt, Enterprise Technology Technical Analyst, General Office, Columbus, was employed July 1, 1987, and is retiring as of January 31, 2024.
5. John M. Martin, Engineering Specialist VI, Cooper Nuclear Station, Brownville, was employed July 1, 1993, and is retiring as of February 12, 2024.

REHIRES

None this month.