



## **OPPD BOARD OF DIRECTORS**

### **BOARD MEETING MINUTES**

**April 21, 2022**

The regular meeting of the Board of Directors of the Omaha Public Power District ("OPPD" or "District") was held on Thursday, April 21, 2022 at 5:00 p.m. at the Omaha Douglas Civic Center, 1819 Farnam Street, 2<sup>nd</sup> Floor Legislative Chamber, Omaha, Nebraska and via Webex audio and video conference.

Present in person at the Civic Center were Directors A. E. Bogner, M. J. Cavanaugh, S. E. Howard, J. M. Mollhoff, C. C. Moody, M. G. Spurgeon and E. H. Williams. Director R. M. Yoder was unable to attend in person and participated in the meeting via Webex. Also present in person were L. J. Fernandez, President and Chief Executive Officer, S. M. Bruckner and T. F. Meyerson of the Fraser Stryker law firm, General Counsel for the District, M. F. Hinnners, Senior Corporate Governance Specialist, and other members of the OPPD Board meeting logistics support staff. Chair A. E. Bogner presided and M. F. Hinnners recorded the minutes. Members of the executive leadership team present in person included: B. E. Adams, J. M. Bishop, K. W. Brown, S. M. Focht, T. D. McAreavey, K. S. McCormick, L. A. Olson, M. V. Pinder, B. R. Underwood and T. R. Via. There were approximately 10 members of the public at the Civic Center. Approximately 30 attendees, consisting of OPPD employees and members of the public, were in attendance via Webex.

#### ***Board Agenda Item 1: Chair Opening Statement***

Chair Bogner gave a brief opening statement, including reminders for using the Webex audio and video conferencing platform.

#### ***Board Agenda Item 2: Safety Briefing***

J. D. Clark, Manager Protective Services, provided the safety briefing for the Civic Center. President Fernandez provided physical and psychological safety reminders, including current safety focus reminders about: (i) sprains, strains and tears; (ii) preparation for severe weather; and (iii) overall wellness.

#### ***Board Agenda Item 3: Guidelines for Participation***

Chair Bogner then presented the guidelines for the conduct of the meeting and instructions on the public comment process using Webex audio and video conferencing features.

#### ***Board Agenda Item 4: Roll Call***

Ms. Hinnners took roll call of the Board. Director Yoder was present via Webex; all other members were present in person.

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**Board Agenda Item 5: Announcement regarding public notice of meeting**

Ms. Hinnners read the following:

*“Notice of the time and place of this meeting was publicized by notifying the area news media; by publicizing same in the Omaha World Herald, OPPD Outlets newsletter, oppd.com and social media; by displaying such notice on the Arcade Level of Energy Plaza; and by e-mailing such notice to each of the District’s Directors on April 15, 2022.*

*A copy of the proposed agenda for this meeting has been maintained, on a current basis, and is readily available for public inspection in the office of the District’s Corporate Secretary.*

*Additionally, a copy of the Open Meetings Act is available for inspection on oppd.com and in the meeting room.”*

**Board Consent Action Items:**

- Item 6. Approval of the January and February 2022 Comprehensive Financial and Operating Reports, March 2022 Meeting Minutes and the April 21, 2022 Agenda
- Item 7. SD-1: Strategic Foundation Monitoring Report – Resolution No. 6493
- Item 8. Board Policies Binder Update: Non-Substantive Changes – Resolution No. 6494
- Item 9. Authorization for Additional District Financing – Resolution No. 6495
- Item 10. Sale of Real Property at 12210 South 114th Street Papillion, Sarpy County, NE – Resolution No. 6496
- Item 11. Acquisition of Land Rights for Enterprise Operations Technology Communications Network Asset Located in Western Sarpy County – Resolution No. 6497
- Item 12. RFP No. 5948 – 69/13.8kV 10/12.5MVA Transformer – Resolution No. 6498

It was moved and seconded that the Board approve the consent agenda items.

Chair Bogner noted the Board discussed the action items during the All Committees meeting held on Tuesday, April 19, 2022.

Chair Bogner then asked for public comment. There was no comment from the public in attendance at the meeting or via Webex.

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

**Board Agenda Item 13: SD-4: Reliability Monitoring Report – Resolution No. 6499**

Ms. Hinnners read the following:

*“NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Omaha Public Power District hereby accepts the SD-4: Reliability Monitoring Report, in the form as set forth on Exhibit A attached hereto and made a part hereof, and finds OPPD to be sufficiently in compliance with the policy as stated.”*

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It was moved and seconded that the Board approve this action item.

Director Williams explained Strategic Directive 4 focuses on the reliability of OPPD's services for residential, commercial and industrial customers. There are specific metrics that the District focuses upon, and the System Committee accepts the monitoring report and finds the District is in compliance with the policy as stated. He noted that OPPD's system is changing and SD-4 will need to be updated in the future to support future reliability.

Director Spurgeon expressed her support for the approval of the SD-4 monitoring report and appreciation for the creation of the asset management council, vast network of transmission lines, increased investment in vegetation management, and all involved in strengthening OPPD's reliability.

Director Moody expressed appreciation for the magnitude of resources needed to maintain reliability. He expressed gratitude to the employees who work every day to keep the lights on. He noted the duration and frequency of outages have been decreasing over time.

There was no additional comment from the Board.

President Fernandez expressed appreciation for the 1,900 employees who work to maintain reliability and restore power during outage events. He recalled 2021 was challenging with the polar vortex in February and record storms in July and December.

Chair Bogner then asked for public comment. There was no comment from the public in attendance at the meeting or via Webex.

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

***Board Agenda Item 14: SD-5: Customer Satisfaction Monitoring Report – Resolution No. 6500***

Ms. Hinnners read the following:

*“NOW, THEREFORE, BE IT RESOLVED that the Board of Directors accepts the SD-5: Customer Satisfaction Monitoring Report, in the form as set forth on Exhibit A attached hereto and made a part hereof, and finds OPPD to be sufficiently in compliance with the policy as stated.”*

It was moved and seconded that the Board approve this action item.

Director Mollhoff expressed appreciation for the District's accomplishment in achieving first quartile residential customer satisfaction ratings during the COVID-19 pandemic and last year's significant storm outages. She expressed support for approving the SD-5 monitoring report.

Director Spurgeon expressed appreciation for the format of the SD-5 monitoring report and appreciation for the District's customer service representatives, who interact with customers during challenging times.

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Director Moody expressed gratitude for the District's work in all facets of customer satisfaction, including call center representatives, power quality, billing, and many other areas.

There was no additional comment from the Board.

Chair Bogner then asked for public comment. There was no comment from the public in attendance at the meeting or via Webex.

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

***Board Agenda Item 15: Appointment of Kevin S. McCormick as Vice President – Safety & Facilities Management and Compensation Approval – Resolution No. 6501***

Ms. Hinnners read the following:

*“NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Omaha Public Power District that the appointment of Kevin S. McCormick as Vice President Safety & Facilities Management, and the compensation as set forth on the attached exhibit, be and are hereby approved effective May 1, 2022.”*

It was moved and seconded that the Board approve this action item.

Director Moody explained that President Fernandez has recommended to the Board the promotion of three senior directors on the executive leadership team to vice presidents. He noted the Board would first comment upon each of the candidates and then approve each resolution separately. He requested President Fernandez to provide the Board and public background for this recommendation.

President Fernandez commented on Mr. McCormick's long tenure with the District and his passion for safety and care of employees. He noted Mr. McCormick's responsibilities will expand with the combination of facilities management and emergency preparedness.

President Fernandez next provided background on Ms. Pinder, who became a member of the executive leadership team after the death of M. L. Sedky in 2021. He commended Ms. Pinder's leadership of the Human Capital business unit over the past 9 months and her continued demonstration of strategic leadership and focus on execution.

President Fernandez then commented on Mr. Underwood. He expressed appreciation for Mr. Underwood's willingness to develop and lead the new System Transformation business unit. This business unit combines several functions within the District responsible for the design and coordination of generation, transmission and renewables.

Director Cavanaugh expressed support for all three candidates and their families. He looks forward to working with each of them in their new roles.

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Chair Bogner expressed support for all three candidates. She highlighted the importance of these functions and expressed appreciation for the responsibilities the new vice presidents will undertake.

There was no additional comment from the Board.

Chair Bogner then asked for public comment. There was no comment from the public in attendance at the meeting or via Webex.

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

Chair Bogner congratulated Mr. McCormick. Mr. McCormick expressed appreciation for the Board's support.

***Board Agenda Item 16: Appointment of McKell V. Pinder as Vice President – Human Capital and Compensation Approval – Resolution No. 6502***

Ms. Hinnners read the following:

*“NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Omaha Public Power District that the appointment of McKell V. Pinder as Vice President Human Capital, and the compensation as set forth on the attached exhibit, be and are hereby approved effective May 1, 2022.”*

It was moved and seconded that the Board approve this action item.

There was no additional comment from the Board.

Chair Bogner then asked for public comment. There was no comment from the public in attendance at the meeting or via Webex.

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

Chair Bogner congratulated Ms. Pinder. Ms. Pinder expressed appreciation for the Board's support.

***Board Agenda Item 17: Appointment of Bradley R. Underwood as Vice President – Systems Transformation and Compensation Approval – Resolution No. 6503***

Ms. Hinnners read the following:

*“NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Omaha Public Power District that the appointment of Bradley R. Underwood as Vice President Systems Transformation, and the compensation as set forth on the attached exhibit, be and are hereby approved effective May 1, 2022.”*

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It was moved and seconded that the Board approve this action item.

There was no additional comment from the Board.

Chair Bogner then asked for public comment. There was no comment from the public in attendance at the meeting or via Webex.

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

Chair Bogner congratulated Mr. Underwood. Mr. Underwood expressed appreciation for the Board's support.

***Board Agenda Item 18: President's Report***

President Fernandez next presented the following information:

- March Baseload Generation
- March Peaking Generation
- March Renewables
- OPPD Receives Safety Awards from American Public Power Association and National Safety Council Nebraska Chapter
- Greener Together Program
- Honor Our Community activities and events, including:
  - United Way of the Midlands – Shine Bright event
  - Connect the Dots
- Greater Omaha Chamber Business Excellence Award
- OPPD Celebrates Lineworker Appreciation (video)
- Powering the Future to 2050 Update
  - The Foresight Process
  - Crossover Levers
    - Cleaner World
    - Customer Freedom
    - Perfect Power
    - Digitally Driven
    - Purpose-Driven Culture
    - Future Ready Posture
  - What's Next – Employee education and engagement and high-level external awareness
- In Memoriam

***Board Agenda Item 19: Opportunity for comment on other items of District Business***

Chair Bogner asked for comments from the public on other items of District business.

Mr. David D. Begley, 4611 S. 96<sup>th</sup> Street, presented the Board with materials attached to these minutes and expressed his position about the cost of achieving net zero carbon by 2050. President Fernandez explained the Board has established 15 strategic directives for the District, and many of the long-term strategic goals have tradeoffs. The District will adjust its plans as

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information becomes available and will need to continually balance affordability, reliability and environmental sensitivity.

Mr. John Pollack, 1412 N. 35<sup>th</sup> Street, expressed appreciation for line workers, March renewable contribution, and provided a weather update.

There was no additional comment from the public in attendance at the meeting or via Webex.

There being no further business, the meeting adjourned at 6:17 p.m.

DocuSigned by:

*S. M. Focht*

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S. M. Focht

Vice President – Corporate Strategy and  
Governance and Assistant Secretary

DocuSigned by:


*M. F. Hinners*

ECB079C26440470...

M. F. Hinners

Assistant Secretary of the Meeting

Materials from David Begley  
April 21, 2022

	<b>OMAHA PUBLIC POWER DISTRICT Board Policy</b>	<b>Category:</b>	Strategic Direction
	<b>Policy No. and Name:</b>  SD-1: Strategic Foundation	<b>Monitoring Method:</b>	Governance Committee Board Report
		<b>Frequency:</b>	Annually
	<b>Date of Approval:</b>	July 16, 2015 January 12, 2017 (Merge SD-1A & SD-1B) June 7, 2018	<b>Resolution No.:</b>

**Mission:**

OPPDP's mission is to provide affordable, reliable and environmentally sensitive energy services to our customer-owners.

**Vision:**

OPPDP's vision is "Leading the Way We Power the Future."

In implementing this vision, OPPDP shall adhere to these principles:

- Strengthen the public power advantage of affordable and reliable electricity;
- Exemplify fiscal, social and environmental responsibility to optimize value to our customer-owners;
- ✱ • Proactively engage and communicate with our stakeholders;
- ✱ • Act transparently and with accountability for the best interest of our customer-owners;
- Collaborate, when appropriate, with partners; and

**Core Values:**

- We have a PASSION to serve.
- We HONOR our community.
- We CARE about each other.



## RE: [EXTERNAL] Request to be a guest on your show

**From:** "Voorhees, Scott" <ScottVoorhees@iheartmedia.com>  
**To:** "David Begley" <dbegley@lawyer.com>  
**Date:** Mar 25, 2022 4:57:40 PM

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I am checking with OPPD for a response to these claims, Dave. I left your name and any identifying information out of my request to them for answers. Standby.

### SCOTT VOORHEES

Program Director & Host: 9-11am on NewsRadio 1110 KFAB

iHeartMedia | Omaha, NE

5010 Underwood Ave., Omaha, NE 68132

📞 402.561.2030

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**From:** David Begley <dbegley@lawyer.com>  
**Sent:** Friday, March 25, 2022 12:47 PM  
**To:** Voorhees, Scott <ScottVoorhees@iheartmedia.com>  
**Subject:** [EXTERNAL] Request to be a guest on your show

Scott:

OPPD has a written plan to spend \$28 billion by 2050 in pursuit of its net carbon zero policy. This means 3,800MW of new wind and 3,000MW of new solar.

OPPD only has \$1b in revenue and already has \$2.23b in debt. It just borrowed over \$500m to build two new natgas peaking plants. I calculated that OPPD will have to triple electric rates if this plan goes through. Wind and solar are very inefficient and expensive.

I doubt that 100 people in the OPPD service territory know of this plan. I'd like to go on your show and tell them.

I previously sent some materials to Ian Swanson on this, but he didn't respond.

BTW, did you know that OPPD and its developer is planning on building a 300MW solar facility in Cass County near Murray? It would cover 3,200 acres and cost over \$300m. I just found out about from a report on KETV. The OWH didn't run the story. The OWH beat reporter just rewrites OPPD's press releases and she is a true believer in CAGW. She told me as much.

I opposed the 500-acre solar development in Yutan and I am opposing the proposed Cass County development. I'm also against OPPD tripling rates. My slogan has been: Do not crucify Nebraskans on a cross of wind turbine blades.

This is a giant issue and BIG NEWS. I'd like to inform the public about it.

Dave Begley

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**Re: [EXTERNAL] Did OPPD get back to you**

**From:** "Voorhees, Scott" <ScottVoorhees@iheartmedia.com>  
**To:** "David Begley" <dbegley@lawyer.com>  
**Date:** Mar 30, 2022 4:59:08 PM

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Yes, and they said your facts are incorrect. As far as I can tell, David, this Pathway looks like it's still in the planning stage, and they are taking public comment online. I don't know that it's fair to say what anything will cost at this point, but I appreciate you holding their feet to the fire to make sure ratepayers aren't on the hook for something that will be too expensive and too unreliable. I believe the best barometer on this will be our monthly bills -- if they start going up, and the OPPD Board says it's for a 30-year decarbonization plan, the voters will take that into consideration at election time. I presume you're running?

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**From:** David Begley <dbegley@lawyer.com>  
**Sent:** Wednesday, March 30, 2022 3:19 PM  
**To:** Voorhees, Scott <ScottVoorhees@iheartmedia.com>  
**Subject:** [EXTERNAL] Did OPPD get back to you

re: their written plan to spend \$28 billion and build out 3,800mw of new wind and 3,000mw of new solar?

DDB

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