

**Minutes of the 193rd Regular Meeting of the Board of Directors  
Northeast Nebraska Public Power District**

The 193rd regular meeting of the Northeast Nebraska Public Power District was called to order at 10:13 a.m., on December 17th, 2013, by President Don Larsen. This meeting was held in the District General's Office in Wayne, NE. President Larsen announced that the meeting was being conducted pursuant to the Nebraska Open Meetings Law and pointed out the location of the law in the meeting room.

Notice of this meeting was posted at all facilities of Northeast Nebraska Public Power District and was delivered by first class mail to the City Hall offices of the following towns and villages: Allen, Carroll, Concord, Dixon, Emerson, Foster, Hoskins, Hubbard, Jackson, Martinsburg, Maskell, McLean, Newcastle, Obert, Osmond, Pierce, Ponca, Thurston, Waterbury, Wayne and Winside. Notice was also sent to the following newspapers: Nebraska Journal Leader, Norfolk Daily News, Norfolk Shopper, Pender Times, Pierce County Leader, Osmond Republican, Randolph Times, South Sioux City Star, Wakefield Republican, and Wayne Herald.

The following Officers and Directors were present:

<b>Director Gansebom</b>	<b>Director Silhacek</b>	<b>Director Gustafson</b>
<b>Director Larsen</b>	<b>Director Lebsock</b>	<b>Director Kneifl</b>
<b>Director Newton</b>	<b>Director Bodlak</b>	

Others present: Mark Shults, Kyle Dahl, Jan Kristjanson, Mandy Backer, and Randy Belt from NeNPPD; Todd Hegwer - Timberline Consulting; Jim Litchfield, Jim Clark, and Kenny Thomsen from the City of Wakefield;

1. Review and approve minutes of the November 19, 2013 regular Board of Directors Meeting: Director Lebsock made a motion to approve the minutes of the November 19, 2013 Regular Board Meeting with corrections, which was seconded by Director Kneifl and approved 8-0 on a voice vote.
2. Authorization of November 2013 expenses: There was a brief discussion of various expenses, followed by a motion to approve the November 2013 expenses made by Director Kneifl and seconded by Director Bodlak.

The following roll call vote was taken upon the motion:

Director Larsen - yes	Director Gustafson - yes	Director Silhacek - yes
Director Kneifl - yes	Director Newton - yes	Director Gansebom - yes
Director Bodlak - yes	Director Lebsock - yes	

All directors present voting yes, the chairman declared the motion carried 8-0.

3. Review and approve the November 2013 Financial Statements: The wholesale power bill was not received before the meeting, so the Form 7 could not be completed. Review and approval of the November 2013 Financial Statements will commence at next month's meeting.
4. Management Reports:
  - a. Jan Kristjanson – Jan gave a report on the prepaid account program, that eight customers have currently signed up so far and it seems to be going well. She also noted that they are offering the program to any new customers as well.
  - b. Randy Belt – Randy reported on the status of various items including a transmission outage near Emerson, maintenance on some underground transformers, tree-trimming

- and a recent meeting with representatives from the village of Walthill.
- c. Kevin Pollard – Kevin reported that despite the efforts, Pierce has stated that it is not interested in any joint use planning, and that they are close to making a decision on voltage software.
- d. Mandy Backer – Mandy reported on the District’s new Mack truck, and that the District is working on an application for FEMA funds following the October 4, 2013 tornado as the area was recently declared a Federal Disaster Area. She also reported that Scott and Steve recently attended a staking software conference.

5. Public Comment Period: Graham Christensen from Burt County Wind, LLC gave a presentation which was followed by a brief discussion between Mr. Christensen and the board. This was a discussion item only. No votes were had and no official action was taken.

6. Old Business:

a. Resolution 2013-12-01. Approve a Board Resolution to execute bulk power supply contract with Big Rivers Electric Cooperative, Henderson, KY for partial requirements in years 2018-2021 and full requirements for years 2022-2026. Following the presentation, a motion was made by Director Silhacek to approve the resolution, which was seconded by Director Lebsock. The following roll call vote was taken upon the motion:

Director Larsen - yes	Director Gustafson - yes	Director Silhacek - yes
Director Kneifl – yes	Director Newton - yes	Director Gansebom - yes
Director Bodlak – yes	Director Lebsock - yes	

All directors present voting yes, the chairman declared the motion carried 8-0.

b. Todd Hegwer gave a presentation outlining offers to the District for the purchase options for renewable fueled energy, which was followed by a discussion between Mr. Hegwer, management and the Board. This was a discussion item only. No votes were had and no official action was taken.

c. Presentation by the Board’s Attorney, Kyle Dahl, regarding a law suit brought by Dennis Rutar followed by a vote to accept or reject Dahl’s recommendation. Director Silhacek made a motion that the Board enter into executive session to discuss the pending litigation between Dennis Rutar and Deb Rutar and the settlement negotiations that have been occurring between the parties. The motion was seconded by Director Gansebom, and the following roll call vote was taken upon the motion:

Director Larsen - yes	Director Gustafson - yes	Director Silhacek - yes
Director Kneifl – yes	Director Newton - yes	Director Gansebom - yes
Director Bodlak – yes	Director Lebsock - yes	

All directors present voting yes, the chairman declared the motion carried 8-0, and the Board went into executive session at 2:39 p.m. Director Gustafson then made a motion to come out of executive session, which was seconded by Director Gansebom. The Board came out of executive session at 2:56 p.m. Then a motion was made by Director Bodlak to authorize the District’s attorney, Kyle Dahl, to continue with the negotiations with the Rutars, which was seconded by Director Newton. The motion carried on an 8-0 voice vote.

7. New Business:

- a. Resolution 2013-12-02. Resolution to set meeting dates for 2014 board meetings with corrections. Director Silhacek made a motion to approve the resolution, which was seconded by Director Newton. The motion carried on an 8-0 voice vote.

- b. Discussion by management regarding potential legislative issues. Dave Levy from Baird Holm law firm in Omaha gave a presentation about his services regarding legislative information and education. Following the presentation, Director Bodlak made a motion to retain Mr. Levy's services for one (1) year, and authorizing Mark Shults to execute the necessary agreements with Mr. Levy, which was seconded by Director Gustafson. The motion was approved on an 8-0 voice vote.
  - c. Board Appointments: Board appointments to the NeNPPD Charitable Fund Board of Directors were discussed. A motion was made by Director Gustafson and seconded by Director Kneifl for the approval of said appointments.
8. Board Member Reports: No board member reports were presented.
9. Executive Session for the purpose of discussing potential litigation, real estate and personnel issues: Director Larsen asked if there was any need for the Board to go into executive session. No motions were made and no executive session was had.

There was then a motion to adjourn the meeting made by Director Gansebom and seconded by Director Gustafson and was approved 8-0 on a voice vote. The meeting was adjourned at 3:56 p.m.

I, the undersigned, secretary of the Northeast Nebraska Public Power District, Wayne, Nebraska, hereby certify that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the District; that minutes of the District were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meeting of said body were provided advance notification of the time and place of said meeting and the subject matters to be discussed at said meeting.

\_\_\_\_\_  
Secretary

Attest: \_\_\_\_\_  
President