

METROPOLITAN UTILITIES DISTRICT

Committee Meetings

8:15 a.m.

March 2, 2022

1. Safety Briefing
2. Roll Call
3. Open Meetings Act Notice

Construction and Operations – Friend, Frost, Cavanaugh

1. Capital Expenditures [Gina Langel – SVP, Chief Operations Officer] – **Tab 5**
2. Acceptance of Contracts and Payment of Final Estimates
[Stephanie Henn – Director, Plant Engineering] – **Tab 6**
3. Air Emissions Consultant Agreement with SCS Engineers
[Stephanie Henn – Director, Plant Engineering] – **Tab 7**
4. Water Services Partners – NxtGen Plumbing & Veskerna Plumbing & Excavating
[Stephanie Henn – Director, Plant Engineering] – **Tab 8**
5. Change Order for Water Main Installation for R&L Carriers Subdivision
[Stephanie Henn – Director, Plant Engineering] – **Tab 9**
6. Change Order for Security Fence Replacement at Operations & Construction Center
[Stephanie Henn – Director, Plant Engineering] – **Tab 10**
7. Water Main Design Consultant Agreement with Olsson Engineering
[Jeff Schovanec – Director, Engineering Design] – **Tab 11**
8. Bids on Materials and Contracts
[Jon Zellars – VP, Procurement & Enterprise Services] – **Tab 12**

Services & Extensions – Friend, Begley, Howard

1. Main Extensions [Cory O'Brien – Vice President, Engineering & Construction] – **Tab 13**

Personnel – Begley, Frost, Friend

1. Wage and/or Salary Increases and Ratifications
[Bonnie Savine, VP – Human Resources] - **Tab 14**
2. SPA Salary Structure Adjustment
[Bonnie Savine, VP – Human Resources] - **Tab 15**

Judicial and Legislative – Cook, Cavanaugh, Howard

1. Second Legislative Report for 2022 [Rick Kubat, Government Relations Attorney] – **Tab 16**

Committee of the Whole

1. Infrastructure Replacement Program Update [Masa Niiya, Director - Infrastructure Integrity & Jared Svagera, Senior Infrastructure Engineer] – **Tab A (INFORMATION ONLY)**

(Turn over for regular Board Meeting agenda)

METROPOLITAN UTILITIES DISTRICT
Regular Monthly Board Meeting

9:00 a.m.

March 2, 2022

1. Roll Call
2. Open Meetings Act Notice
3. Pledge of Allegiance
4. Approval of Minutes – Committee Meetings & Regular Board Meeting for February 2, 2022
- CONSTRUCTION & OPERATIONS 5. Capital Expenditures
6. Acceptance of Contracts and Payment of Final Estimates
7. Air Emissions Consultant Agreement with SCS Engineers
8. Water Services Partners – NxtGen Plumbing & Veskerna Plumbing & Excavating
9. Change Order for Water Main Installation for R&L Carriers Subdivision
10. Change Order for Security Fence Replacement at Operations & Construction Center
11. Water Main Design Consultant Agreement with Olsson Engineering
12. Bids on Materials and Contracts
- SERVICES & EXTENSIONS 13. Main Extensions
- PERSONNEL 14. Wage and/or Salary Increases and Ratifications
15. SPA Salary Structure Adjustment
- JUDICIAL & LEGISLATIVE 16. Second Legislative Report for 2021
- BOARD 17. Other Matters of District Business for Discussion
18. CLOSED SESSION – Litigation, Real Estate & Personnel

Adjourn Regular Board Meeting

(Turn over for Committee Meetings agenda)

METROPOLITAN UTILITIES DISTRICT

Minutes of Committee Meetings

February 2, 2022

Chairperson Jack Frost called to order the Committee meetings of the Metropolitan Utilities District Board of Directors at 8:15 a.m. at its headquarters building located at 7350 World Communications Drive.

Advance notice of the meetings was published in the print version of *The Omaha World-Herald* on Sunday, January 23, 2022, and in the online version from January 23, 2022, through January 29, 2022. Notice was also provided on the MUD website at www.mudomaha.com and other social media platforms. Agendas and pertinent Board materials to be presented at the February 2, 2022, Board Meeting were emailed to Board Members on January 27, 2022.

Chairperson Frost announced that the meeting was being livestreamed and a recording of the meeting would be uploaded to the MUD website after the meeting's conclusion. He also announced that due to COVID, the number of attendees at the meeting was limited to the extent possible, unvaccinated people were required to wear masks, and all attendees were encouraged to abide by the recommended six-foot social distancing rule.

Safety Briefing

Vice-President of Safety, Security and Business Continuity Shane Hunter provided a safety briefing for all individuals attending the meeting in-person regarding the protocol in the event of an emergency.

Roll Call

On a roll call vote, the following Directors acknowledged their presence: Jim Begley, Tanya Cook, Dave Friend, Jack Frost, Mike McGowan, Gwen Howard, Tim Cavanaugh. All attendees participated in-person.

Open Meetings Act Notice

Chairperson Frost announced that a copy of the Open Meetings Act was located on the wall in the back of the Board Room and a copy was also available in the conference room designated for any members of the public who may attend.

Recognition of Outgoing Board of Directors Chairperson

Chairperson Frost announced that he and fellow Board Members wished to recognize the outgoing Chairperson Mike McGowan, an event that was postponed from the previous month so that Director McGowan could be presented with the plaque personally. Chairperson Frost extended his appreciation for Director McGowan's

Committee Meetings & Regular Board Meeting

February 2, 2022

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experience, knowledge and leadership during the past year, especially while navigating the challenges of the pandemic. Chairperson Frost congratulated Director McGowan on a job well done on behalf of his colleagues on the Board, Management, employees and the District's customer-owners. Director McGowan thanked all for their support during the past year.

MUD President Mark Doyle announced that it was Board Chairperson Jack Frost's 90th birthday and Mr. Doyle was joined by other Board Members in congratulating him on reaching that milestone.

Construction and Operations – Frost, Friend, Cavanaugh

Vice-President of Water Operations Mike Koenig presented the proposed capital expenditures as outlined in the letter to the Committee dated January 28, 2022, from Senior Vice-President & Chief Operations Officer Gina Langel.

Director of Plant Engineering Stephanie Henn reviewed the Acceptance of Contracts and Payment of Final Estimates as outlined in her letter to the Committee dated January 26, 2022.

Ms. Henn presented the proposed continuation of the partnership with Hawkins Construction as outlined in her letter to the Committee dated January 24, 2022. Approval will authorize the MUD President to enter into a one-year partnership with Hawkins Construction to perform water infrastructure replacement work, contingent upon negotiated acceptable pricing.

Vice-President of Gas Operations Jim Knight presented the proposed amendment to the LNG Capital Improvement Project contract with CHI Engineering as outlined in the letter to the Committee dated January 26, 2022, from Director of Gas Production Denise Dolezal. The District entered into the original contract with CHI on March 11, 2021, for design and construction for the rebuild of the LNG Plant's vaporization and liquefaction processes. The amendment is needed due to the expansion of the scope of the original project. The change being proposed is the installation of a piping system built into the concrete slab in and around the new LNG pumps and surrounding areas of the structure at a cost of \$519,100 which will prevent accumulation of snow and ice as well as prevent ground movement due to frost heave as occurred in 2018. Optimal operating conditions for the pumps in the winter months are integral to the peakshaving process and to the entire gas supply plan.

Vice-President of Procurement and Enterprise Services Jon Zellars reviewed the bids on materials and contracts as outlined in the letter from Director of Procurement Sherri Meisinger to the Committee dated January 24, 2022.

Services & Extensions – Friend, Begley, Howard

Vice-President of Engineering & Construction Cory O'Brien reviewed the proposed main extensions as outlined in his letter dated January 25, 2022.

Personnel - Begley, Frost, Friend

Ms. Savine reviewed the proposed SPA Salary Structure Adjustment as presented in her letter to the Committee dated January 25, 2022. Much discussion took place.

Judicial and Legislative – Cook, Cavanaugh, Howard

Governmental Relations Attorney Rick Kubat presented the First Legislative Report dated January 26, 2022, summarizing all legislative bills that have been identified as being of interest to the District. Of particular note was the recently introduced LB 1046 which proposes gubernatorial appointment of a majority of Board Members as well as CEO's for Omaha Public Power District (OPPD) and Nebraska Public Power District (NPPD). An extended discussion took place.

Accounts, Expenditures, Finance & Rates – McGowan, Begley, Cook

Senior Vice-President and Chief Financial Officer Joseph Schaffart presented the proposed renewal of the financial services agreement with Piper Sandler & Co. as outlined in his letter to the Committee dated January 25, 2022. Piper Sandler & Co. has broad experience in municipal bond offerings and has served as a trusted advisor on behalf of the District in handling three previous revenue bond offerings. The previous agreement between the parties expired in 2018. Renewal of the financial services agreement with Piper Sandler is an important next step in light of the District's planned 2022 bond offering. Approval of the proposed agenda item will authorize the MUD President to enter into an agreement beginning February 2, 2022, through December 31, 2024, allowing for the extension of additional one-year terms as needed. The fee structure will remain unchanged from the previous agreement.

Mr. Schaffart presented the proposal to authorize the issuance of gas system revenue bonds as outlined in his letter to the Committee dated January 25, 2022 as well as the Bond Resolution which provided a more detailed explanation. The District's 2022 Budget approved at the December 2021 Board Meeting included bond financing costs for the \$121.9 million in bond issuances for the Gas Department which were designated for the LNG plant upgrade project (\$80 million) and gas infrastructure replacement from 2022 through 2026 (\$41.9 million). Additional work to refine spending estimates and strategize as to the most effective way to fund various initiatives, has increased the required net bond proceeds by \$8.8 million, to \$130.7 million, with \$70.3 million for LNG and \$60.4 million for Gas Infrastructure replacement. Board approval of the letter and the Bond Resolution will enable the District to move forward with securing a credit rating for the Gas Department Series 2022 bonds and then prepare all necessary documentation to market the offering in late February or early March to allow for "closing" and receipt of proceeds in mid-March.

Insurance and Pension – Howard, McGowan, Cook

Mr. Schaffart introduced (for informational purposes only) the investment review report prepared by Vanguard Institutional Advisory Services (VIAS) regarding the District's 2021 Retirement Plan and Other Post-Employment Benefits. Vanguard Senior Investment Consultant Joseph Wolfram was on hand to provide an overview of the market experience and economic outlook and was available for questions from Board Members. Investment returns for the twelve-month period ending December 31, 2021, were 13.70% and 14.99% for the Retirement and OPEB plans respectively (net of fees). The information in the Vanguard report was presented to the Board's Insurance and Pension Committee at its January 24, 2022 meeting.

Chairperson Frost asked whether any members of the public were present and wished to address the Board and if so, he asked the moderator to please escort them to the Board Room so that they may do so in person. There were none. Chairperson Frost asked whether any Board Members had any further comments to share. There were none.

At 10:28 a.m., Chairperson Frost announced that the Committee Meetings had concluded and that the Board would reconvene for the regular monthly Board Meeting at 10:40 a.m.



Mark E. Doyle
Secretary and President

MED/mjm

METROPOLITAN UTILITIES DISTRICT
Minutes of the Regular Monthly Board Meeting
February 2, 2022

Chairperson Jack Frost called to order the Committee meetings of the Metropolitan Utilities District Board of Directors at 8:15 a.m. at its headquarters building located at 7350 World Communications Drive.

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Chairperson Frost announced that the meeting was being livestreamed and a recording of the meeting would be uploaded to the MUD website after the meeting's conclusion. He also announced that due to COVID, the number of attendees at the meeting was limited to the extent possible, unvaccinated people were required to wear masks, and all attendees were encouraged to abide by the recommended six-foot social distancing rule.

ROLL CALL

On a roll call vote, the following Directors acknowledged their presence: Jim Begley, Tanya Cook, Dave Friend, Jack Frost, Mike McGowan, Gwen Howard, Tim Cavanaugh. All attendees participated in-person.

AGENDA NO. 2

OPEN MEETINGS ACT NOTICE

Chairperson Frost announced that a copy of the Open Meetings Act was located on the wall in the back of the Board Room and was also available in the conference room designated for any members of the public who may attend.

Chairperson Frost announced that the MUD Board of Directors is subject to a statutory change to the Open Meetings Act that was enacted in 2021 limiting virtual attendance to half of the annual total number of Board meetings which, in the case of MUD's regular monthly Board Meetings, is 6 meetings per year. That means that virtual attendance at any meeting by any single Director will count as one of the 6 permitted meetings. Once the '6 meeting' limit has been reached, a Board Member who wishes to attend a Board Meeting virtually may do so but will not be allowed to vote, their presence will not be acknowledged in the Minutes, and they cannot actively participate in that particular meeting. Unless and until such time as the Governor may issue an Executive

Committee Meetings & Regular Board Meeting

February 2, 2022

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Order modifying the parameters for virtual attendance under the Open Meetings Act as was done in recent years in response to the pandemic, the number of virtual meetings remaining that are permissible in accordance with the Act will be tracked and that information will be announced at the beginning of each monthly Board Meeting. The MUD Board of Directors has 5 more virtual meetings available for 2022. Chairperson Frost emphasized that this announcement is in no way intended to discourage any Board Member from attending virtually if they have health concerns or any other issues for that matter. It is only intended for all to be mindful of the statutory requirement.

AGENDA NO. 3

PLEDGE OF ALLEGIANCE

Chairperson Frost invited all who wished to participate to recite the Pledge of Allegiance.

AGENDA NO. 4

APPROVAL OF MINUTES FOR COMMITTEE MEETINGS AND REGULAR MONTHLY BOARD MEETING FOR JANUARY 5, 2022

Director Begley moved to approve the minutes for the Committee Meetings and regular monthly Board Meeting for January 5, 2022, which was seconded by Director Cavanaugh and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO. 5

CAPITAL EXPENDITURES

Director Friend moved to approve the capital expenditures as presented by Vice-President of Water Operations Mike Koenig and as outlined in the letter dated January 28, 2022, from Senior Vice-President & Chief Operations Officer Gina Langel. The motion was seconded by Director Frost and carried on a roll call vote.

Director Cavanaugh noted that the map currently provided with the Board letter showing Director's subdivisions for specific MUD work projects was not current. Senior Vice-President and General Counsel Mark Mendenhall addressed the issue, pointing out that the updating work was underway by the GIS team within MUD's Information Technology Department for Board letters as well as for the MUD website.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO. 6

ACCEPTANCE OF CONTRACTS AND PAYMENT OF FINAL ESTIMATES

Director Friend moved to approve the acceptance of contracts and payment of final estimates as presented at the Committee Meetings by Director of Plant Engineering Stephanie Henn and as outlined in her letter to the Committee dated January 26, 2022. The motion was seconded by Director Cavanaugh and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO.7

WATER INFRASTRUCTURE PARTNER – HAWKINS CONSTRUCTION

Director Friend moved to approve the continuation of the partnership with Hawkins Construction for water infrastructure replacement projects as presented at the Committee Meetings by Director of Plant Engineering Stephanie Henn and as outlined in her letter to the Committee dated January 24, 2022. The motion was seconded by Director Begley and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO.8

AMENDMENT TO LNG CAPITAL IMPROVEMENT PROJECT CONTRACT WITH CHI

Director Friend moved to approve the amendment to the LNG capital improvement project contract with CHI as presented in the Committee Meetings by Vice-President of Gas Operations Jim Knight and as outlined in the letter dated January 26, 2022, from Director of Gas Production Denise Dolezal. The motion was seconded by Director Begley and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO. 9

BIDS ON MATERIALS AND CONTRACTS

Director Friend moved to approve the bids on materials and contracts as presented by Vice-President of Procurement and Enterprise Services Jon Zellars and as outlined in the letter to the Committee dated January 24, 2022, from Director of Procurement Sherri Meisinger. The motion was seconded by Director Cavanaugh and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO. 10**MAIN EXTENSIONS**

Director Friend moved to approve the main extensions as presented by Vice-President of Engineering and Construction Cory O'Brien at the Committee Meetings and as outlined in his letter to the Committee dated January 25, 2022. The motion was seconded by Director Begley and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO. 11**WAGE AND/OR SALARY INCREASES AND RATIFICATIONS**

Director Begley moved to approve the wage and/or salary increases and ratifications as outlined in Ms. Savine's letter to the Committee dated January 20, 2022. The motion was seconded by Director Friend and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

AGENDA NO. 12**SPA SALARY STRUCTURE ADJUSTMENT**

Director Begley requested that the agenda item SPA Salary Structure Adjustment be laid over until the following month's regular Board Meeting pending further information. No motion was necessary and no vote was taken.

AGENDA NO. 13**FIRST LEGISLATIVE REPORT FOR 2022**

Director Cook moved to approve the recommended positions on legislative bills outlined in the First Legislative Report for 2022 as presented by Mr. Kubat in the Committee Meetings with the exception of LB 1046 which would be addressed in a separate motion. The motion was seconded by Director Howard and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh

Voting No: None

Director Cavanaugh moved to accept Management's recommendation for a neutral position on LB 1046 with the caveat that Mr. Kubat is authorized to alter the Board's position at any time to one of opposition should MUD become a party to the bill. Director McGowan recommended a position in opposition. Director Cook commented that though in agreement with the reasons set forth in earlier discussions, she would defer to Mr. Kubat's judgment in navigating the issue on the Board's behalf.

Voting Yes: Begley, Cook, Friend, Frost, Howard, Cavanaugh
Voting No: McGowan

AGENDA NO. 14

RENEWAL OF FINANCIAL SERVICES AGREEMENT WITH PIPER SANDLER & CO.

Director McGowan moved to approve the renewal of the financial services agreement with Piper Sandler & Co. as presented in the Committee Meetings by Mr. Schaffart and as outlined in his letter to the Committee dated January 25, 2022. The motion was seconded by Director Cavanaugh and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh
Voting No: None

AGENDA NO. 15

PROPOSAL TO AUTHORIZE GAS SYSTEM REVENUE BONDS SERIES 2022

Director McGowan moved to approve the proposal to authorize the issuance of the gas system revenue bonds along with the accompanying Bond Resolution as presented by Mr. Schaffart in the Committee Meetings and as outlined in his letter to the Committee dated January 25, 2022. The motion was seconded by Director Friend and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh
Voting No: None

AGENDA NO. 16

OTHER MATTERS OF DISTRICT BUSINESS FOR DISCUSSION

At 10:58 a.m., Chairperson Frost asked whether any Board Members had any further comments.

Director Begley announced that the Heat the Streets Run & Walk for Warmth fundraiser event sponsored by MUD and OPPD will be taking place on Saturday, March 5th and invited everyone to support a very worthwhile effort. Proceeds will be directed to energy assistance purposes for customers struggling to pay their utility bills.

Director McGowan stated he will be unable to attend the March Board Meeting.

Chairperson Frost announced that due to COVID-related precautions, any members of the public attending the Board Meeting were provided access via a Webex connection set up in a conference room adjacent to the Board Room at the Headquarters Building. He asked whether any members of the public were present and wished to address the Board, and if so, he asked the moderator to please escort them to the Board Room so that they may do so in person. There were none.

AGENDA NO. 17
CLOSED SESSION

At 11:02 a.m., Director Friend moved to go into Closed Session for the purpose of discussing litigation, real estate and personnel matters, which was seconded by Director Begley and carried in a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh
Voting No: None

At 11:44 a.m., Director Friend moved to return to Open Session which was seconded by Director Begley and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh
Voting No: None

Director Friend moved to adjourn the regular monthly Board Meeting, which was seconded by Director Cook and carried on a roll call vote.

Voting Yes: Begley, Cook, Friend, Frost, McGowan, Howard, Cavanaugh
Voting No: None

The regular monthly Board meeting was adjourned at 11:45 a.m.



Mark E. Doyle
Secretary and President

MED/mjm

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

Approved by the Board
March 2, 2022

February 17, 2022

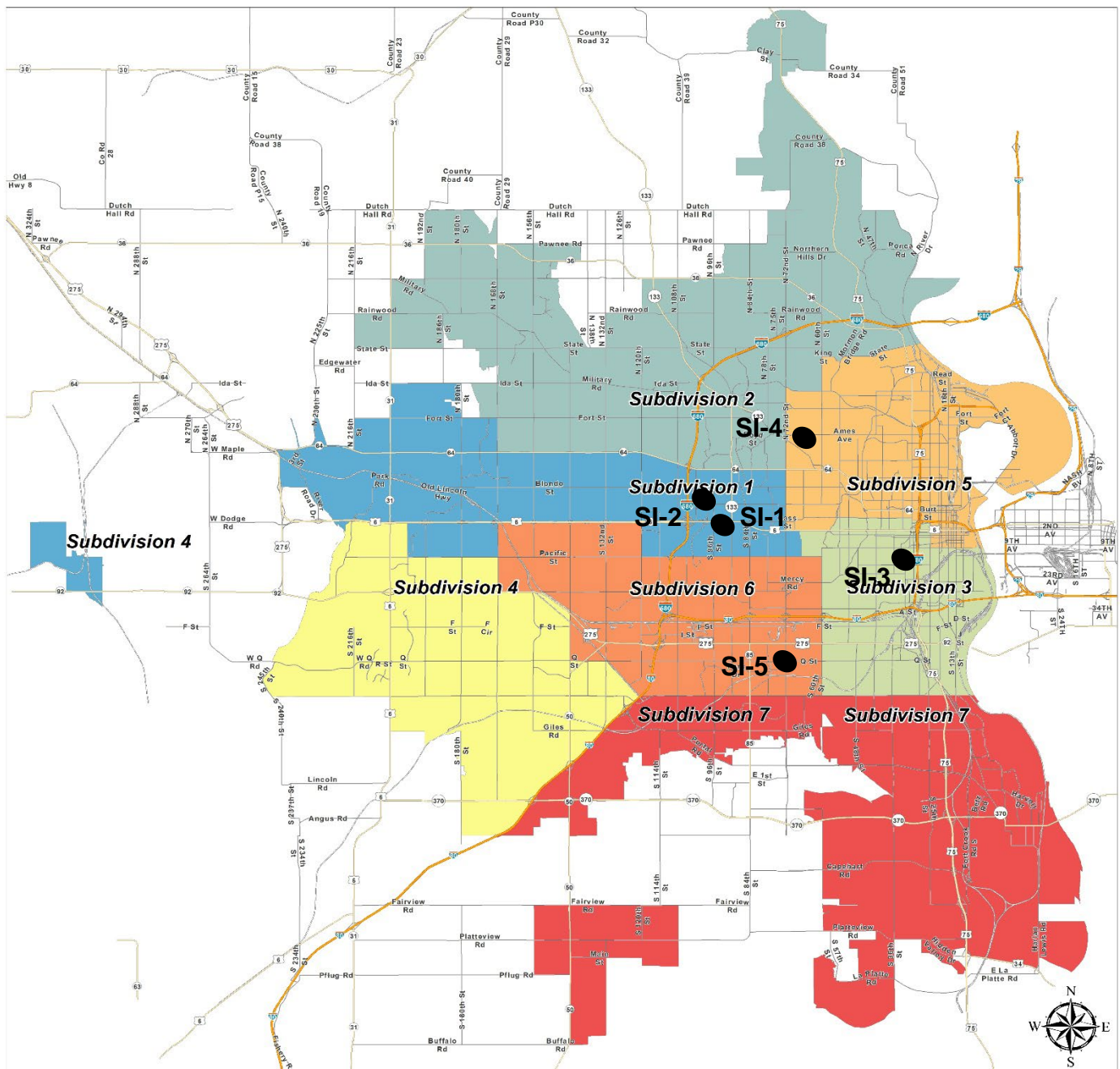
Subject: CAPITAL EXPENDITURES

To: Committee on Construction and Operations

cc: all Board Members, Doyle, Mendenhall, Schaffart, Ausdemore, Langel, Lobsiger,
and all Vice Presidents

From: Gina Langel, Senior Vice President, Chief Operations Officer

The following items will be on the March 2, 2022, Committee Agenda for consideration and the Board Agenda for approval:



MUD Subdivision Map

SYSTEM IMPROVEMENTS

1. GP 2693 (100062000672 and associated job numbers) – \$148,000 – Install regulator station above and below ground piping and install 300 feet of 4- and 6-inch gas main, 98th St. and W. Dodge Rd. The existing below ground regulator station is located on the northeast corner of 98th Street and West Dodge Road. This regulator station has severe corrosion near the pipe penetrations through the vault wall and is recommended for replacement by both Gas Distribution and the District's Corrosion Engineer. The proposed above ground regulator station will be installed on the northeast corner of 98th Street and West Dodge Road in state right-of-way. Both the State of Nebraska and City of Omaha have approved this proposed location. This is one of Gas Distribution's prioritized regular station replacements budgeted for 2022. **(Subdivision 1 – Begley)**

2. GP 2694 (100062000674 and associated job numbers) - \$173,700 – Install regulator station above and below ground piping and install 680 feet of 4- and 6-inch gas main, 102nd and California Sts. The existing below ground regulator station is located on the southwest corner of 102nd and California Streets. The vaults for this regulator station typically fill with water and the sensing lines cannot be traced. The proposed above ground regulator station will be installed on the southwest corner of 102nd and California Streets in state right-of-way. Both the State of Nebraska and City of Omaha have approved this proposed location. This is one of Gas Distribution's prioritized regulator station replacements budgeted for 2022. **(Subdivision 1 – Begley)**

3. WP 1881 (100071000708) - \$718,998 – Condition assessment of approximately 6.5 miles of 54-inch prestressed concrete cylinder pipe water transmission main from 36th and Woolworth St. (Field Club Reservoir) to 36th and Edna St. (Edna Pump Station). This is the first condition assessment for this concrete water main which serves as an interconnection between the north and south portions of Zone 1. This main was selected due to the high consequence if failure were to occur. This main is crucial to connect the Platte South Water Treatment Plant to Field Club Reservoir and the 78th and Harrison Pump Station. Xylem, with support from District water operations, will perform the inspection. Xylem's free swimming PipeDiver technology will be used due to the number of bends and lack of access to this pipeline. The free-swimming tool allows for the inspection to be completed without the need to take the main out of service. **(Subdivision 3 – Howard)**

4. R 2132 (100053001506 and associated job numbers) - \$202,000 – Install 180 feet of 6- and 16-inch water mains and 600 feet of 2-inch gas main, 65th and Ames Aves. This work is required to eliminate conflicts with proposed grading, paving and storm sewers for a City of Omaha road improvement project. This project is anticipated to start March of 2022 and will be constructed by District crews. This work is not reimbursable as the mains are in public right-of-way. Six residential gas services will be reconnected to the new gas main at an estimated cost of \$18,000. **(Subdivision 3 – Howard, Subdivision 5 – Cook)**

5. R 2147 (100053001508 and associated job numbers) - \$285,000 – Install 380 feet of 12-inch water main and install 380 feet of 1¼- and 2-inch gas mains, 72nd and "Q" Sts. This work is required to eliminate conflicts with proposed grading, paving and storm sewers for a City of Omaha street widening project. The water mains were installed between 1957 and 1997. The gas mains were installed between 1997 and 2010. This project is anticipated to start in March of 2022 and will be constructed by District crews. This work is not reimbursable as the mains are in public right-of-way. Two commercial gas services will be replaced and connected to the new gas main at an estimated cost of \$10,000. Three residential and commercial water services will be reconnected to the new water main at an estimated cost of \$16,900. **(Subdivision 6 – McGowan)**

BUILDINGS, PLANTS AND EQUIPMENT

1. **1000071000710 - \$202,500 – Contracted hydrant painting, Districtwide.** Water Distribution paints 2,000 to 3,000 hydrants every year. Part of this effort is accomplished by a contract painter. The contractor will sandblast, prime and apply a topcoat which provides a longer lasting finish. Paint color also provides information to the fire department about capacity of the hydrant. This amount was budgeted. This authorization will allow us to paint up to 1,500 hydrants.

2. **100086000745 - \$220,000 – SAP data archiving.** As the District SAP system landscape becomes ever more complex and data volume continues on an upward trend, it is important to produce a landscape-based view of the data within our environment. It is necessary to identify the source of our data and determine strategies for managing and controlling it. This project aims to assess data growth, develop a strategy to optimize the storage of data and archive old data. Benefits of data archiving include the reduction of infrastructure cost, reduction of administrative costs, ensuring cost-efficient system upgrades/migrations and improved SAP application performance.

3. **100072000883 - \$67,600 – Roof inspection and maintenance services, various District facilities.** This request will approve hiring a contracted certified roof inspector to perform inspections and maintenance for 130 roofs at various District facilities. The roof locations to be inspected and maintained include Headquarters, Operations Center, Construction Center, all gas plants, multiple gas regulator stations, all water treatment plants, multiple reservoirs, multiple pump stations and multiple well houses. This work will consist of performing two site visits to each facility this year to perform inspections, providing an inspection report for each site, performing maintenance to remove debris and ponding water and providing recommendations for potential repair or replacement work that is required. The information obtained from the inspection reports will assist Facilities Management with budgeting future roof repair and replacement work.

4. **100089000914 - \$100,000 - Turbidimeter Replacement at Florence Water Treatment Plant.** This request will approve the purchase of 26 new turbidimeters for the filter building at the Florence Water Treatment Plant. Individual filter bed turbidity monitoring is required for compliance with regulations. The existing turbidimeters were installed as a part of the Filter Plant Renovations in 2013 and have become outdated. Installation will be completed by District staff.

Approved:



Mark E. Doyle
President



Gina Langel
Senior Vice President, Chief Operations Officer

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

February 22, 2022

Subject: ACCEPTANCE OF CONTRACTS AND PAYMENT OF FINAL ESTIMATES

To: Committee on Construction and Operations

cc: all Board Members, Doyle, Mendenhall, Schaffart, Ausdemore, Langel, Lobsiger, and all Vice Presidents

From: Stephanie L. Henn, Director, Plant Engineering

The following items will be on the March 2, 2022, Committee Meeting for consideration and the Board Meeting Agenda for approval. Work has been satisfactorily completed on the following contracts and final payment is recommended:

Contract	Contract Approval Date	Amounts	
		Contract Bid	Actual
a. HDR Engineering, 100083001081, Professional Engineering Services for the Design of Phase III Low Service Pump Station ASMEI Improvements at the Florence Water Treatment Plant	12/11/2018	\$494,100.00	\$494,095.97

Comments: All the work required by the agreement has been completed by the consultant and is acceptable and in compliance with the scope of work.

Contract	Contract Approval Date	Amounts	
		Contract Bid	Actual
b. Burns & McDonnell Engineering, Inc., 100071000679, 2017-2021 Environmental Services Agreement Platte West Water Production Facilities	4/18/2016	\$355,203.00	\$709,137.89

Comments: There was an overall net increase in this project of \$353,934.89., primarily due to a previously approved amendment to the contract. The cost covered under Amendment No. 1 covers the extension of the provided monitoring services into 2019-2021.

Contract	Contract Approval Date	Amounts	
		*Unit Price Bid	Actual
c. Kersten Construction, Inc., WP1738, 100055001324, Install Water Mains in West Hampton Park Subdivision, E. of 204 th St & Blondo Pkwy; Lots 8, 9, and 12	4/16/2020	\$78,002.00	\$78,063.77

Comments: There was an overall net increase in this project of \$61.77, due to a reduction of unit quantities required to complete the work and a change order for additional work to adjust installation around an unmovable backing block. This additional work is covered under Change Order No. 1 in the amount of \$6,729.17. **Approval of this final will also approve Change Order No. 1.**

Contract	Contract Approval Date	Amounts	
		*Unit Price Bid	Actual
d. Cedar Construction, WP1787, 100055001348, Install Water Mains in Lakeview 168 Subdivision PH. 2 SW of N, 168 th St & Ida St; Lots 137-266, Outlots "F" - "K"	2/4/2021	\$544,613.50	\$648,055.60

Comments: There was an overall net increase in this project of \$103,442.10, primarily due to an increase in unit quantities required to complete the work and a change order resulting from pipe material changes. This pipe material change cost is covered under Change Order No. 1 in the amount of \$85,830.00. Change Order No. 1 was necessary due to changes made at the project site by the developer. **Approval of this final will also approve Change Order No. 1.**

Contract	Contract Approval Date	Amounts	
		*Unit Price Bid	Actual
e. Cedar Construction, WP1813, 100055001361, Install Water Mains in Arbor View West, NW of N. 212 th St. & Ames St.; Lots 382-533	6/2/2021	\$542,379.50	\$537,900.80

Comments: There was an overall net decrease in this project of \$4,478.70, primarily due to a reduction of unit quantities required to complete the work. Included in the overall decrease is Change Order No. 1 in the amount of \$5,350.00 for an additional air relief valve and vault. **Approval of this final will also approve Change Order No. 1.**

Contract	Contract Approval Date	Amounts	
		*Unit Price Bid	Actual
f. Cedar Construction, WP1848, 100055001378, Install Water Mains in R&R Commerce Park Phase IV; 150 th St. & Gold Coast Rd.	9/1/2021	\$125,013.00	\$126,450.00

Comments: There was an overall net increase in this project of \$1,437.00, which includes a reduction in unit quantities required to complete the work and a change order to improve soil foundation conditions for main installation. This additional work is covered under Change Order No. 1 in the amount of \$7,240.00. **Approval of this final will also approve Change Order No. 1.**



**Based upon Engineering's estimated unit quantities.*

Stephanie L. Henn
Director, Plant Engineering

Approved:



Cory J. O'Brien
Vice President,
Engineering & Construction



Gina Langel
Senior Vice President
Chief Operations Officer



Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

February 10, 2022

Subject: RECOMMENDATION TO EXTEND THE AGREEMENT WITH SCS ENGINEERS FOR 2022, 2023, AND 2024 FOR AIR EMISSIONS REPORTING AND EPA COMPLIANCE

To: Committee on Construction and Operations
cc: all Board Members, Doyle, Mendenhall, Schaffart, Ausdemore, Langel, Lobsiger, and all Vice Presidents

From: Stephanie L. Henn, Director of Plant Engineering

Purpose

Management is recommending that the District hire SCS Engineers for the years of 2022, 2023, and 2024 for air emissions EPA reporting compliance.

Currently, the District has SCS Engineers on retainer to aid in data collection, perform necessary reporting, and assist in permitting to meet regulations of the Environmental Protection Agency, Nebraska Department of Environment & Energy, and Omaha Air Quality Control on the District's behalf.

Background

In 2011, the District hired SCS Engineers (previously known as Aquaterra) to evaluate the District's equipment, primarily backup generators and direct drive pump engines, that require reporting to the EPA (Environmental Protection Agency) for air emissions. After this evaluation, we hired SCS Engineers ("SCS") to design any equipment modifications and aid in getting upgrades done to the equipment to make sure that all District facilities comply with EPA regulations. The physical work was completed in 2013.

The District then hired SCS Engineers for air emissions on-going compliance reporting for 2014 through 2021 in three separate consulting agreements.

SCS has performed well and done quality work for the District, and therefore, we are recommending to continue this relationship. SCS Engineers is a nationwide environmental consulting firm with an office in Omaha, Nebraska.

Partnership

The District has a strong relationship with SCS and value them as a partner. SCS has been a strong partner for the District helping us gather data and provide the necessary

information and reports to the EPA to keep the District in compliance with all regulations.

It is very important that the District stay compliant with all applicable EPA permits and air quality provisions. In some cases, this requires the District operating, or not operating, certain equipment, or only running certain engines for short amounts of time, in order to stay compliant. SCS aids in guiding the District in these operations. Currently, the District does not have subject matter experts that are able to perform this work in house.

Pricing

We are currently negotiating with SCS, however, their proposed prices are approximately 4% higher than they were for the last negotiated contract, three years ago. This proposed contract does include some additional scope of work, including air permit renewals for the various District locations, resulting in additional cost.

Once agreed up upon, the new prices will begin on April 1, 2022, and will remain in effect for three years. As with any of the District's partnerships, if at any time, we do not agree with the final priced proposal, we can choose to not move forward.

Recommendation

Management is requesting that the President be authorized to enter a three-year agreement with SCS Engineers to perform air emissions reporting to ensure compliance with all regulations, contingent upon negotiating acceptable pricing.

Your approval is requested.



Stephanie L. Henn
Director, Plant Engineering

Approved:



Cory J. O'Brien
Vice President,
Engineering & Construction



Gina Langel
Senior Vice President
Chief Operations Officer



Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT
Inter-Department Communication

February 22, 2022

Subject: WATER SERVICES CONTRACT EXTENTIONS FOR NXTGEN
PLUMBING AND VESKERNA PLUMBING & EXCAVATING – THROUGH
SPRING 2024

To: Committee on Construction & Operations
cc: All Board Members, Doyle, Schaffart, Langel, Mendenhall, Ausdemore,
Lobsiger, and all Vice Presidents

From: Stephanie L. Henn, Director, Plant Engineering

Purpose

Management is recommending that the District extend its partnership and contracts, with NxtGen Plumbing and Veskerna Plumbing & Excavating to perform the water service work required when a water main is installed by District crews. The District's current three plumbing contractors are:

- Backlund Plumbing – Existing 3-year Contract – No Board Action Needed
- **NxtGen Plumbing – 2-year Contract Extension Recommended**
- **Veskerna Plumbing & Excavating – 2-year Contract Extension Recommended**

As a part of the District's Water Infrastructure Replacement Program, when a water main is replaced by District crews, the existing water services need to be either reconnected to the newly installed water main or replaced.

Backlund Plumbing was already approved by the Board of Directors for a 3-year contract in June 2021, which will expire in the Spring of 2024.

In negotiating with these plumbing contractors, all entities will continue to be paid on the same price schedule.

Background

The District has been hiring plumbing contractors from 2010 through the present, when it was determined that water service reconnections or replacements were necessary.

By the City of Omaha statutes, the parties performing this work, need to have a Master Plumbers license. As the District does not typically have employees with a Master Plumbers license on staff, this work is performed by plumbing contractors.

In June 2021, the Board of Directors approved, the partnering of Backlund Plumbing for a 3-year contract, and NxtGen Plumbing (“NxtGen”), and Veskerna Plumbing & Excavating (“Veskerna”) for 1-year contracts as the District’s water service partners.

Partnering methodology has worked well with both the District’s water and gas infrastructure contractors over recent years, and worked well in 2021 for water service work.

Each of the plumbers were paid over the last year with identical pricing. The pricing was obtained by blending pricing obtained from each of the three plumbing contractors. This was a new way of negotiating pricing for the District in 2021 and it worked well.

Management determined that multiple plumbing contractors were necessary, due to the fragmented nature of water service reconnection work and needing flexibility to accommodate all the project schedules requiring this work to be done.

Plan for April 2022 through March 2024

Management is recommending that the 1-year contracts with NxtGen and Veskerna be extended for an additional two years, through the Spring of 2024.

Successful negotiations with the three proposed plumbing contract partners, Backlund Plumbing, NxtGen Plumbing, and Veskerna Plumbing & Excavating have been completed. Like 2021, prices were obtained from all three plumbing contractors and then a blended, common pay schedule was developed to be used with all three water service partners. They all have agreed to this pricing and approach.

Each contract will be established with the option for contract extensions, with price schedules being negotiated each year for all.

Approximately half of the water service work will be assigned to Backlund Plumbing, as our longer established water services partner, and the remainder of the work will be split evenly between the other two plumbing contractors.

The estimated total cost for this work from Spring 2022 through Spring 2023 is \$3.77 million. This is based on negotiated unit prices applied to estimated quantities. This is an approximately 5% price increase from last year. The estimated quantity of work has increased by approximately 25% over last year, mostly due to the additional work that will occur by the District’s newest water infrastructure gang.

If the three plumbing contractors continue to perform quality work, Management will possibly request additional contract extensions with each of these water service partners after the Spring of 2024.

If at any time, Management does not approve of the pricing, we can recommend to not move forward with any, or all, of the water service contractors.

Recommendation

Management recommends approval for the President to be authorized to enter a 2-year contract with both NxtGen Plumbing and Veskerna Plumbing & Excavating, two of our three existing water service work partners. Backlund Plumbing is already approved for this work for this additional 2-year period. All contractors will be paid on a common price schedule and all contracts will have the option for negotiated price extensions in the future.

The corresponding C&A funding for this work was submitted as part of the annual C&A requests for all gas and water infrastructure main and service work for the 2022 calendar year at the January 5, 2022 Board of Directors meeting. Your approval is requested.



Stephanie L. Henn
Director, Plant Engineering

Approved:



Cory J. O'Brien
Vice President,
Engineering & Construction



Gina Langel
Senior Vice President
Chief Operations Officer



Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT*Inter-Department Communication*

February 10, 2022

Subject: CHANGE ORDER 1 – INSTALL WATER MAINS IN R & L CARRIERS, N. 117TH ST. & STATE ST., CEDAR CONSTRUCTION CO., WP 1772 (100057000484)

To: Committee on Construction & Operations
Cc: All Board members and Messrs. Doyle, Langel, Schaffart, Lobsiger, Mendenhall, Ausdemore, and All Vice Presidents

From: Cory J. O'Brien, Vice President, Engineering and Construction

On January 7, 2021, the District entered a contract with Cedar Construction Co. to install water mains for R&L carriers. The original contract price was \$122,707.00. Change Order No. 1 resulted in a net add of \$39,475.00. This will change the total contract price to \$162,182.00.

R&L Carriers required water for an occupancy permit by November 1, 2021. In early October of 2021 the site grading and paving was still in process and was not ready for water main installation. Due to the water needs for the development and the construction schedule of the developers site improvements it was crucial to install a portion of this main with field modifications with a new alignment. This alignment allowed a water service to be provided to the developer on schedule. The originally proposed water main will be installed in the spring of 2022 after all other site work is completed. This Change Order captures the price increase created by adjusting the original plans and requiring additional materials and will be fully paid for by the Developer.

Your approval is requested.

DocuSigned by:



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Cory J. O'Brien
Vice President,
Engineering & Construction

Approved:

DocuSigned by:



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Gina Langel
Sr. Vice President,
Chief Operations Officer

DocuSigned by:



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Mark A. Mendenhall
Sr. Vice President,
General Counsel

DocuSigned by:



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Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT OF OMAHA
Omaha, Nebraska

CONTRACT: INSTALL WATER MAINS IN R & L CARRIERS, N. 117TH ST. & STATE ST.,
 WP 1772 (100057000484)

CONTRACTOR: CEDAR CONSTRUCTION CO.

DATE OF AWARD: January 7, 2021 **CHANGE ORDER NO.** 1

It is hereby agreed to modify the contract referred to above as follows:

		<u>Price Change</u>
Item 1: Additional Cost for RJ Pipe	+	\$12,200.00
Item 2: 12" Gate Valve, Vault Double Air Tap	+	\$16,350.00
Item 3: Additional Cost for 12" Bends	+	\$1,875.00
Item 4: Type 5 Hydrant	+	\$5,500.00
Item 5: 6" Bends	+	\$1,050.00
Item 6: Additional Cost for 12" Chlorine Tube	+	\$2,500.00
TOTAL COST CHANGE	ADD	\$39,475.00

The changes included in this change order are to be accomplished in accordance with the terms and conditions of the original contract and specifications.

Original Contract Price \$122,707.00

Change Order No. 1 \$39,475.00

Revised Contract Price \$162,182.00

CONTRACTORS ACCEPTANCE

By *David S. Meyer*
 Title *Project Manager*
 Date *11-24-21*

METROPOLITAN UTILITIES DISTRICT

By *Mark Doyle*
C1E4FA06F330426...
 Title President
 Date 02/14/2022

Approved as to Form:

DocuSigned by:

Mark Mendenhall
 Sr. Vice President, General Counsel

METROPOLITAN UTILITIES DISTRICT*Inter-Department Communication*

February 15, 2022

Subject: CHANGE ORDER 1 – SECURITY FENCE REPLACEMENT; OPERATIONS AND CONSTRUCTION CENTER, 3100 SOUTH 61ST AVE. & LNG PLANT, 5801 N. 120TH ST.; ELKHORN FENCE COMPANY, LLC; GP2402 (100084001231, 100084001232)

To: Committee on Construction & Operations
Cc: All Board Members and Messrs. Doyle, Schaffart, Mendenhall, Ausdemore, Mss. Langel, Lobsiger, and All Vice Presidents


From: Cory J. O'Brien, Vice President, Engineering and Construction

On November 5, 2020 the District entered into a contract with Elkhorn Fence Company, LLC to replace security fences at the District's LNG Plant and Operations and Construction Center. The original contract price was \$814,616.00. Change Order No. 1 results in a net ADD of \$42,157.00. This will change the total contract price to \$856,773.00.

Change Order 1 revises the scope of work at the LNG Plant to include the addition of an automatic slide gate and pedestrian gate on the south end of the LNG Plant between the LNG Plant and Propane Air Facility. The automatic slide gate will replace an existing double swing gate and the pedestrian gate was added as a new gate. Adding these gates will allow ease of access for LNG Plant personnel to go between the facilities while maintaining a higher level of security. These changes were requested by both LNG and Security divisions. In addition, Change Order 1 also adds some storm related fence repairs to Elkhorn Fence's scope.

This work is in progress and your approval is requested.

DocuSigned by:



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Cory J. O'Brien
Vice President,
Engineering & Construction

Approved:

DocuSigned by:



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Gina Langel
Sr. Vice President,
Chief Operations Officer

DocuSigned by:



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Mark A. Mendenhall
Sr. Vice President,
General Counsel

DocuSigned by:



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Mark Doyle
President

METROPOLITAN UTILITIES DISTRICT
Omaha, Nebraska

CONTRACT: SECURITY FENCE REPLACEMENT; OPERATIONS AND CONSTRUCTION
 CENTER, 3100 SOUTH 61ST AVE. & LNG PLANT, 5801 N. 120TH ST
 ELKHORN FENCE COMPANY, LLC
 GP 2402 (100084001231, 100084001232)

CONTRACTOR: ELKHORN FENCE COMPANY, LLC
 P.O. BOX 186
 ELKHORN, NE 68022

DATE OF AWARD: November 5, 2020 **CHANGE ORDER NO.** 1


It is hereby agreed to modify the contract referred to above as follows:

	<u>Price Change</u>	
ITEM 1 Add (1) 26'-28' x 8' +1' Barb Wire Automatic Slide Gate	+	\$22,014.00
ITEM 2 Deduct (1) 28' wide double swing gate	-	\$3,227.00
ITEM 3 Add electrical boring & pad mounts for security, storm repairs	+	\$9,360.00
ITEM 4 Add work for pedestrian gate at LNG	+	\$14,010.00
TOTAL COST CHANGE ADD	+	\$42,157.00

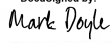
The changes included in this change order are to be accomplished in accordance with the terms and conditions of the original contract and specifications.

Original Contract Price	\$814,616.00
Change Order No. 1	+ \$42,157.00
Revised Contract Price	<u>\$ 856,773.00</u>

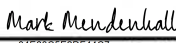
CONTRACTORS ACCEPTANCE

By 
 Title G.M.
 Date 2-4-22

METROPOLITAN UTILITIES DISTRICT

By 
 Title President
 Date 02/15/2022

Approved as to Form:


 Sr. Vice President, General Counsel

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

February 11, 2022

Subject: CONSULTANT AGREEMENT FOR WATER MAIN DESIGN SERVICES

To: Committee on Construction and Operations
cc: all Board members, Doyle, Mendenhall, Schaffart, Ausdemore, Langel, Lobsiger and all Vice Presidents

From: Jeffery W. Schovanec, Director, Engineering Design

As referenced in a November 2021 letter to this Committee, **Engineering recommends that the District enter into a one-year professional services agreement for water main design services with Olsson.**

In 2018 (when selecting HGM Associates, Inc. as the preferred design consultant from a number of other qualified local firms), the District selection team (being impressed with Olsson's qualifications and proposals) further recommended engaging Olsson as opportunities arose.

As such, Olsson was subsequently assigned and designed a challenging water main relocation. Olsson has also since provided design services for two (2) additional water transmission and distribution main extension projects for new development, under individual agreements. Olsson has performed well in providing these services which are vital to meeting our critical design needs.

Developing multiple, effective relationships with design partners provides redundancy in external resourcing (eliminating dependency on a single firm) and allows for mutually effective design workload assignment and management, while fostering healthy competition.

These professional design services agreements do NOT require any minimum project workload be assigned or preclude the District from engaging other water main design consultants as needed or desired. The above said, two (2) concurrent consultant agreements for design services will be adequate to meet anticipated needs and provide aforementioned benefits.

In summary, external professional engineering design services are required to supplement internal resources so the District can continue to expand and improve the water system to meet the needs of our customers. The Omaha area has experienced significant growth in recent years. The need for supplemental design resources to meet the demand for new water infrastructure has been strong and is expected to remain so for the foreseeable future.

Approval of this item will allow the President to enter into a 1-year professional services agreement with Olsson for water main design and associated services.

A handwritten signature in blue ink, appearing to read "J. Schovanec", with a long horizontal flourish extending to the right.

Jeffery W. Schovanec,
Director, Engineering Design

Approved:

A handwritten signature in blue ink, appearing to read "Cory J. O'Brien", with a long horizontal flourish extending to the right.

Cory J. O'Brien
Vice President, Engineering & Construction

A handwritten signature in blue ink, appearing to read "Gina Langel", with a long horizontal flourish extending to the right.

Gina Langel
Sr. Vice President, Chief Operations Officer

A handwritten signature in blue ink, appearing to read "Mark E. Doyle", with a long horizontal flourish extending to the right.

Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT
Inter-Department Communication

February 18, 2022

Subject: BIDS ON MATERIALS AND CONTRACTS DURING THE MONTH OF FEBURARY

To: Construction & Operations Committee
cc: All Board Members, Doyle, Ausdemore, Langel, Lobsiger, Mendenhall, Schaffart
and all Vice Presidents

From: Sherri A Meisinger, Director, Procurement

The following items will be on the March 2, 2022 Committee Agenda for consideration and the March 2, 2022 Board Agenda for approval. The recommended bid is bolded and listed first. Nonlocal bidders have been indicated in italics.

WATER/GAS MAIN CONTRACTS

<u>Item</u>	<u>Bids Sent / Rec'd</u>	<u>Bidders</u>	<u>Bid Amount</u>
Cheyenne Ridge, S. 168 th Street and Ridgemont Street 100055001385 WP1865 Engineering Estimate: \$622,370.00 (A C&A in the amount of \$650,570.00 will be presented to the Board on March 2, 2022 for approval.)	18/3	Cedar Construction Kersten Construction Pat Thomas Constr.	\$543,240.00 601,456.00 636,535.00
Palisades Pointe, S. 178th Street and Rampart Street 100055001394 WP1895 Engineering Estimate: \$154,350.00 (A C&A in the amount of \$166,628.00 will be presented to the Board on March 2, 2022 for approval.)	18/3	Cedar Construction Kersten Construction Pat Thomas Constr.	\$135,678.00 145,987.00 148,325.00
Grove Ridge Lot 4, N. 192 nd Street and Leavenworth Street 100055001395 WP1897 Engineering Estimate: \$129,350.00 (A C&A in the amount of \$185,812.00 will be presented to the Board on March 2, 2022 for approval.)	18/2	Cedar Construction Kersten Construction	\$157,722.00 158,036.00

INFORMATION TECHNOLOGY

<u>Item</u>	<u>Bids Sent / Rec'd</u>	<u>Bidders</u>	<u>Bid Amount</u>
Managed Security Information and Event Management (SIEM) / Log Monitoring Extension #1 (April 18, 2022 to April 17, 2025)	1/1	GuidePoint Software	\$470,871.00

OTHER

<u>Item</u>	<u>Bids Sent / Rec'd</u>	<u>Bidders</u>	<u>Bid Amount</u>
One (1) Mini Excavator 100087000648 *Did Not Meet Specifications	9/7	Murphy Tractor Kubota of Omaha Kubota of Omaha A1 Iron Corp. Bobcat of Omaha Bobcat of Omaha Road Builder Machinery	\$141,148.00 141,850.00 144,870.00 112,238.00* 132,680.00* 141,882.00* 143,622.00*
(C&A for Annual Construction Machines, Equipment, Vehicles and Upfitting approved January 5, 2022 in the amount of \$16,953,750.00.)			
Two (2) Fiberglass Bodies for Hydrant Steamer Truck with Crane 100088000785 (C&A for Annual Construction Machines, Equipment, Vehicles and Upfitting approved January 5, 2022 in the amount of \$16,953,750.00.)	7/2	Aspen Equipment <i>Altec Industries</i>	\$122,000.00 139,560.00
Three (3) Diesel Engine Driven Welders for Weld Trucks 100088000798 *Did Not Meet Specifications **Did Not Meet Specifications and Non-Responsive	7/6	Matheson MSC <i>Welders Supply</i> Airgas Grainger Whitecap	\$72,268.17 73,456.74 83,751.00 83,751.00 65,981.70* 16,520.00**
(C&A for Annual Construction Machines, Equipment, Vehicles and Upfitting approved January 5, 2022 in the amount of \$16,953,750.00.)			
20,000 yd ³ of Fill Dirt for Construction	5/1	RONCO	\$140,000.00

Roof Inspection and Maintenance Services for Facilities 100072000883	3/2	Anderson Enterprise Independent Roofing	\$57,120.00 71,000.00
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(A C&A in the amount of \$67,600.00 will be presented to the Board on March 2, 2022 for approval.)

ANNUALS

<u>Item</u>	<u>Bids Sent / Rec'd</u>	<u>Bidders</u>	<u>Bid Amount</u>
31,000 Feet of PVC Certa-Lok Water Pipe	8/2	American Underground Core N Main LP	\$617,900.00 630,500.00
Sandblast and Paint Fire Hydrants 100071000710 (Calendar Year 2022)	1/1	Buss Lincoln	\$202,500.00



Sherri A. Meisinger
Director, Procurement
(402) 504-7253

Approved:



Jon Zellars
Vice President, Procurement and Enterprise Services



Steven E. Ausdemore
Senior Vice President, Safety, Security and Field Operations



Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

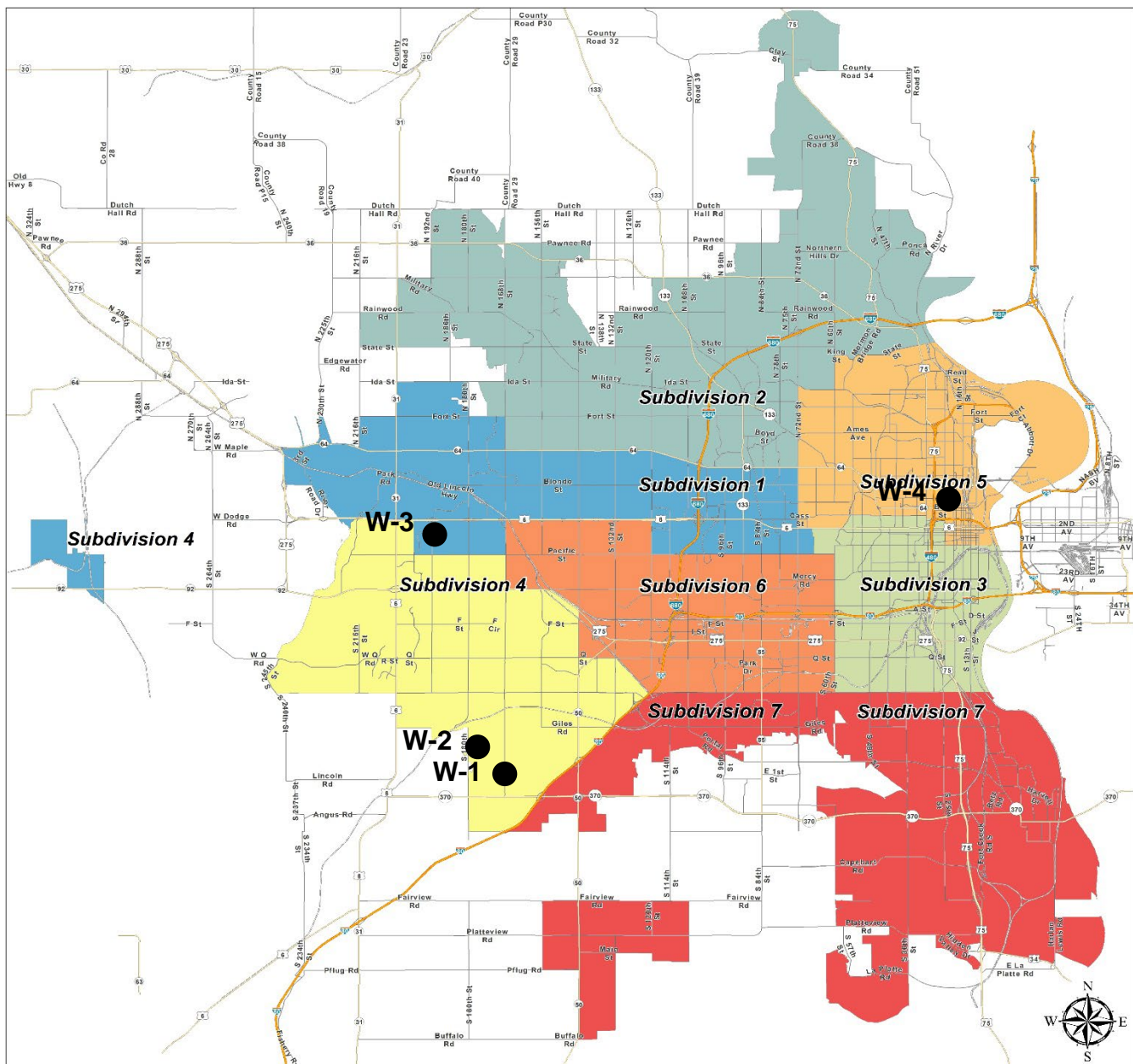
February 22, 2022

Subject: MAIN EXTENSIONS

To: Services and Extensions Committee
cc: All Board Members, Doyle, Mendenhall, Schaffart, Ausdemore, Langel, Lobsiger,
and all Vice Presidents

From: Cory J. O'Brien, Vice President, Engineering & Construction

The following main extensions will be on the March 2, 2022, Committee Agenda for consideration and the Board Agenda for approval:



MUD Subdivision Map

WATER MAINS:

1. **CHEYENNE RIDGE, Subdivision 4, Cavanaugh:** These mains are being installed to provide domestic water service and fire protection to 53 single-residence lots in the Cheyenne Ridge Subdivision, 168th St. and Camelback Ave. Work is requested to be completed by June 2022. There are pioneer main fees in the amount of \$59,201 due to the existing 42-inch water mains in 168th Street. (Sarpy County Zoning, McCune Development)

Subdivision: Cheyenne Ridge

Project Number: WP 1865

Project Cost: \$650,570

Applicant Contribution: \$709,771

Construction by Applicant: \$0.00

M.U.D. Cost: \$0.00

2. **PALISADES POINTE, Subdivision 4, Cavanaugh:** These mains are being installed to provide domestic water service and fire protection to 28 single-residence lots and two outlots in the Palisades Pointe Subdivision, 178th and Rampart Sts. Work is requested to be completed by June 2022. There are pioneer main fees in the amount of \$18,677 due to the existing 36-inch water mains in 192nd Street. (Sarpy County Zoning, Celebrity Homes)

Subdivision: Palisades Pointe

Project Number: WP 1895

Project Cost: \$166,628

Applicant Contribution: \$185,305

Construction by Applicant: \$0.00

M.U.D. Cost: \$0.00

3. **GROVE RIDGE, Subdivision 1, Begley:** These mains are being installed to provide domestic water service and fire protection to one multi-residence lot in the Grove Ridge Subdivision, 192nd and Harney Sts. Work is requested to be completed by July 2022. There is a pioneer main fee in the amount of \$18,783 due to the existing 30-inch water main in Pacific Street and 192nd Street. There is also a connection charge due to the existing 8-inch water main in Harney Street in the amount of \$21,729. (City of Omaha Zoning, 192 Harney Holdings, LLC)

Subdivision: Grove Ridge

Project Number: WP 1897

Project Cost: \$185,812

Applicant Contribution: \$226,324

Construction by Applicant: \$0.00

M.U.D. Cost: \$0.00

4. **HIGHLANDER REDEVELOPMENT PROJECT AND STRICKLANDS, Subdivision 5, Cook:** These mains are being installed to provide domestic water service and fire protection to seven single-residence lots, five multiple-residence lots and one commercial lot in phase 4 of the Highlander Redevelopment Project and the Stricklands Subdivision, 28th and Blondo Streets. These mains will be installed under the District's WCD policy.

Work is requested to be completed by September 2022. (City of Omaha Zoning, Brinshore Development, LLC)

Subdivision: Highlander Redevelopment Project and the Stricklands

Project Number: WP 1896

Project Cost: \$228,235

Applicant Contribution: \$57,059

Construction by Applicant: \$171,176

M.U.D. Cost: \$0.00



Cory J. O'Brien

Vice President, Engineering & Construction

Approved:



Gina Langel

Sr. Vice President, Chief Operations Officer



Mark E. Doyle

President

METROPOLITAN UTILITIES DISTRICT
Inter-Department Communication

February 18, 2022

Subject: Wage and/or Salary Increases and Ratifications, March 2022 Board Meeting

To: Personnel Committee members Begley, Friend, and Frost

cc: Board Members Cavanaugh, Cook, Howard, and McGowan

President Doyle, and Senior Vice Presidents Ausdemore, Langel, Lobsiger, Mendenhall, and Schaffart

From: Bonnie Savine, Vice President, Human Resources

The Human Resources Department is recommending the Board of Directors approve the wage or salary increases outlined below. All positions involve District employees earning more than \$10,000 per year and therefore require your approval.

1. Operating and Clerical (OAC) Wage Increases Due To Promotion

The Human Resources Department is recommending the Board of Directors approve wage increases for the following Employees within the OAC classification. These wage increases are based on a job selection process, are in compliance with the Collective Bargaining Agreement, and are made following the posting and application process for a job opening in the District. The effective date for these increases will be the beginning of the next OAC pay period following Board approval.

Employee:	Rena Bobier
Current position (department):	Customer Service Clerk II (Customer Service)
New position (department):	Customer Account Clerk IV (Customer Accounting)
Current rate; step/grade:	\$30.51; Step 4
Proposed rate; step/grade:	\$31.95; Step 4
Percent of increase:	4.72%
District hire date:	September 8, 2014

Employee:	Zaira Cepeda-Uresti
Current position (department):	Customer Service Clerk II (Customer Service)
New position (department):	Customer Account Clerk IV (Customer Accounting)
Current rate; step/grade:	\$30.51; Step 4
Proposed rate; step/grade:	\$31.95; Step 4
Percent of increase:	4.72%
District hire date:	March 25, 2013

Employee:	Marcellus Davis
Current position (department):	Pipe Layer (Construction)
New position (department):	Welder I (Construction)
Current rate; step/grade:	\$30.65; Step 2
Proposed rate; step/grade:	\$32.89; Step 2
Percent of increase:	7.31%
District hire date:	April 15, 2019

Employee: **Jill Goss**
Current position (department): Customer Service Clerk I (Customer Service)
New position (department): Customer Account Clerk IV (Customer Accounting)
Current rate; step/grade: \$29.06; Step 4
Proposed rate; step/grade: \$31.95; Step 4
Percent of increase: 9.94%
District hire date: September 8, 2014

Employee: **Carol Jackson**
Current position (department): Customer Account Clerk III (Customer Accounting)
New position (department): Customer Account Clerk IV (Customer Accounting)
Current rate; step/grade: \$30.43; Step 4
Proposed rate; step/grade: \$31.95; Step 4
Percent of increase: 5.00%
District hire date: October 1, 2007

Employee: **Steve Keith**
Current position (department): Stores Clerk IV (Stores)
New position (department): Crew Leader (Stores)
Current rate; step/grade: \$37.67; Step 4
Proposed rate; step/grade: \$40.04; Step 4
Percent of increase: 6.29%
District hire date: October 6, 1997

Employee: **Sandra Madej**
Current position (department): Customer Account Clerk III (Customer Accounting)
New position (department): Customer Account Clerk IV (Customer Accounting)
Current rate; step/grade: \$30.43; Step 4
Proposed rate; step/grade: \$31.95; Step 4
Percent of increase: 5.00%
District hire date: November 17, 2008

Employee: **Nico Mannino**
Current position (department): Pipe Layer Trainee (Construction)
New position (department): Customer Service Technician Trainee (Field Services)
Current rate; step/grade: \$24.25; Step 1
Proposed rate; step/grade: \$26.77; Step 3
Percent of increase: 10.39%
District hire date: May 17, 2021

Employee: Joseph Obal
Current position (department): Pipe Layer Trainee (Construction)
New position (department): Customer Service Technician Trainee (Field Services)
Current rate; step/grade: \$24.25; Step 1
Proposed rate; step/grade: \$26.77; Step 3
Percent of increase: 10.39%
District hire date: May 10, 2021

Employee: Josiah Pesek
Current position (department): Pipe Layer Trainee (Construction)
New position (department): Customer Service Technician Trainee (Field Services)
Current rate; step/grade: \$24.25; Step 1
Proposed rate; step/grade: \$26.77; Step 3
Percent of increase: 10.39%
District hire date: May 10, 2021

Employee: Scott Porter
Current position (department): Senior Mechanic (Transportation)
New position (department): Stationary Engine Mechanic (Maintenance)
Current rate; step/grade: \$41.62; Step 4
Proposed rate; step/grade: \$44.45; Step 4
Percent of increase: 6.80%
District hire date: October 5, 1992

Employee: Angelique Sancho-Hernandez
Current position (department): Customer Service Clerk II (Customer Service)
New position (department): Customer Account Clerk IV (Customer Accounting)
Current rate; step/grade: \$30. 51; Step 4
Proposed rate; step/grade: \$31.95; Step 4
Percent of increase: 4.72%
District hire date: May 22, 2017

2. Operating and Clerical (OAC) Wage Increases Due To Job Transfer

The Human Resources Department is recommending the Board of Directors approve wage increases for the following Employees within the OAC classification. A transferring employee who is at less than Standard Wage will be moved to an equal rate in the new job classification or, if there is not an identical wage rate, to the nearest higher wage rate in the new job classification. These wage increases are based on a formal selection process, are in compliance with the Collective Bargaining Agreement, and are made following the posting and application process for a job opening in the District. The effective date for these increases will be the beginning of the next OAC pay period following Board approval.

There are no recommendations for approval this month

3. Operating and Clerical (OAC) Wage Increases Due To Job Progression

The Human Resources Department is recommending the Board of Directors approve the following wage increases for the OAC employees who have successfully completed required training and who have been recommended by their supervisor for promotion as they progress within their job family. All increases are based on the bargaining unit wage structure. The effective date for these increases will be the beginning of the next OAC pay period following board approval.

Employee: **Troy Bostwick**
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: October 9, 2017

Employee: **John Davis**
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: July 23, 2018

Employee: **Joseph Flegg**
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: May 8, 2017

Employee: **Chadwick Haffke**
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: November 26, 2018

Employee: **Nathan Laushman**
Current position (department): Pipe Layer Trainee (Construction)
New position (department): Pipe Layer (Construction)
Current rate; step/grade: \$28.53; Step 4
Proposed rate; step/grade: \$30.65; Step 2
Percent of increase: 7.43%
District hire date: October 14, 2019

Employee: Eric Mann
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: September 25, 2017

Employee: Paul Otto
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: January 6, 2003

Employee: Tyler Reed
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: August 7, 2017

Employee: Benjamin Ulrich
Current position (department): Apprentice Customer Service Technician (Field Services)
New position (department): Customer Service Technician (Field Services)
Current rate; step/grade: \$32.97; Step 3
Proposed rate; step/grade: \$34.71; Step 1
Percent of increase: 5.28%
District hire date: August 13, 2018

4. Supervisory, Professional and Administrative (SPA) Salary Increases Due To Job Promotion

The following SPA employees are selected for promotion. It is recommended the President be authorized to increase the salary of these employees. These SPA positions have been evaluated, graded, appropriate job descriptions completed, and posting guidelines fulfilled. The effective date for these salaries will be the beginning of the next SPA pay period following board approval.

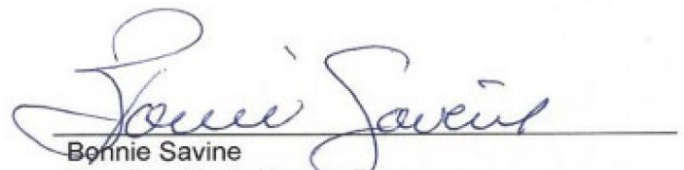
Employee: Sean Guinzy
Current position (department): Manager, SCADA (Information Technology)
New position (department): Director, Platte West (Platte West)
Current rate; step/grade: \$117,633; SPA – 7
Proposed rate; step/grade: \$123,515; SPA – 8D
Percent of increase: 5.00%
District hire date: September 12, 2005

5. Supervisory, Professional and Administrative (SPA) New Hire Ratification

Board of Director Ratification of salaries, for new SPA employees hired from outside the District, is required to confirm the salary within the grade established for the position. Authorization to ratify the annual salary of SPA employees hired from outside the District will be requested each month, if appropriate.

Employee: **Balaji Malaichamy**
Current position (department): Senior Database Administrator
Current rate; step/grade: \$115,000; SPA – 06
District hire date: January 31, 2022

Employee: **Evan Martin**
Current position (department): Infrastructure Engineer
Current rate; step/grade: \$108,421; SPA – 05
District hire date: January 31, 2022



Bonnie Savine
Vice President, Human Resources



Mark A. Mendenhall
Senior Vice President, General Counsel



Mark E. Doyle
President

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

February 25, 2022

Subject: SPA SALARY STRUCTURE ADJUSTMENT - Revised

To: Personnel Committee, Jim Begley, Jack Frost, and Dave Friend

cc: Board Members Cavanaugh, Cook, Howard, and McGowan;
President Doyle, and Sr. Vice Presidents Ausdemore, Langel, Lobsiger,
Mendenhall and Schaffart

From: Bonnie Savine, Vice President, Human Resources

As a matter of policy, the salary structure for Supervisory, Professional, and Administrative (SPA) employees is reviewed by the District's management on an annual basis. This review has been completed for 2022. Below is a summary and recommendation for an adjustment to the SPA salary structure. If the adjustment is authorized by the Board, it will be effective on March 1, 2022.

The 2022 recommendation continues to reflect management's commitment to the District's organizational excellence and fiscal responsibility pillars. As in 2021, some factors impacting the recommendation continue to be changes to SPA Benefits including pension contributions, the SPA/Bargaining Unit General Increase Comparison, and Compensation Survey Data. The information in this memo supports management's recommendation for the 2022 SPA Salary Structure adjustment of 2.25%. The 2022 budgeted general increase for the SPA employee group is also 2.25%.

The District's long-term success depends on overall financial stability. Like last year, the District and the rest of the world continue to feel the impacts of the COVID-19 pandemic. Our organization has been able to maintain an adequate financial position. Our employees continue to work safely and efficiently and deliver significant value to our customers whether that be through traditional work in the office, the field or a remote environment. In contributing to the overall financial stability of the company a 2.25% salary scale adjustment is fiscally responsible and was approved for the 2022 budget. For 2022, employees above grade SPA-11 would be excluded from receiving the 2022 general increase and progression increase.

We commit to further exploration in 2022 of options to recognize and reward high performers in SPA jobs to support interest and motivation for SPA jobs as well as add to recruitment and retention efforts as we continue with succession planning. Additionally, we continue to keep our Core Values, including Fiscal Responsibility, in mind as we strive to reach our goals.

SPA Pension Contribution Increase

Effective January 1, 2022 the SPA employee's contribution to the District's pension plan increased from 8.0% to 8.5%.

SPA/Bargaining Unit General Increase Comparison

The District has maintained and monitored an index which compares the cumulative effect of increases over the years as they apply to the Bargaining Unit wage system (OAC employees) and the SPA employees salary structure. This index is maintained for awareness as we strive for equity between the two groups. The SPA salary structure has increased at a lower rate than the OAC structure over the years since the index was established in 1983. The gap is smaller than in years past.

A review of the last ten (10) years reflects a cumulative percent difference of 0.97% in favor of the OAC group. General Increases are not part of any wage or salary determination for any particular position. Please note that the 0.97% disparity in cumulative wages already reflects the proposed 2.25% increase for SPA employees in 2022.

Salary compression between SPA management personnel and subordinates does exist. This adjustment helps ensure that the gap between a manager and their subordinate's annual salary does not shrink further. The District will continue to address compression for management personnel per District policy during the annual compensation cycle.

Compensation Survey Data

Each year, the District reviews salary data made available by outside consulting services and professional organizations. The data is consistent with what has been published in recent years. As part of this year's survey the District collected the following increase data:

World at Work 2021-2022 Salary Budget Survey: Projected 2022 salary increase	3.30%
Mercer's 2021/2022 U.S. Compensation Planning Survey: Projected 2022 budgeted salary increase	3.50%
Korn Ferry (Hay Group) 2022 Salary: Planned average salary growth U.S.	3.00%
Human Resource Association of the Midlands (HRAM): Anticipated overall increase to the salary range for 2021	2.50%
Willis Towers Watson (AGA) Projected 2022 salary increase	3.00%
American Water Works (AWWA) Projected 2022 salary increase	2.70%
Published Survey Data Average	3.00%

Recommendation

- Increase the SPA salary scales minimum and maximum values by 2.25% effective March 1, 2022.
- Grant a general increase effective March 1, 2022 to all SPA employees who have demonstrated satisfactory performance, per the following guidelines:

Upon review of completed 2022 SPA Performance Appraisals General Increases will be awarded, based on the aggregate appraisal score of each SPA employee, according to the 1 through 5 rating system.

- An employee with an appraisal score for the prior calendar year of 3.0 to 5.0 will receive the entire Board authorized General Increase of 2.25%
- An appraisal score of 2.5 to 2.99 shall result in adjustment to 75% of the authorized General Increase.
- An appraisal score of 2.0 to 2.49 shall result in adjustment to 50% of the authorized General Increase.
- An appraisal score of 1.99 or lower will result in no increase for the employee.

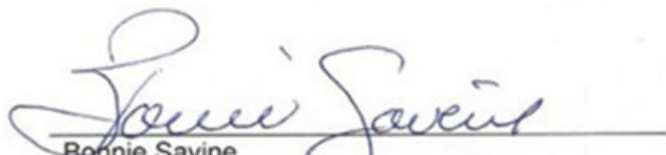
In accordance with SAP Compensation Policy see the full 2020 SPA Compensation Guidelines for more information.

- SPA employees eligible for a 2022 progression increase are subject to the following guidelines:

The 2021 SPA appraisals will be reviewed, and SPA Progression Increases will be awarded, based on the aggregate appraisal score of each SPA employee, according to the 1 through 5 rating system. Progression Increases are subject to the proration schedule for employees hired, promoted or transferred in the previous 12 months. The Progression Increases are determined by the following:

- An appraisal score of 3.0 or higher shall result in the entire 5% Progression Increase or applicable prorated progression percentage if the employee was hired or changed jobs in the previous 12 months.
 - An appraisal score of 2.5 to 2.99 shall result 75% of the maximum Progression Increase.
 - An appraisal score of 2.00 to 2.49 shall result 50% of the maximum Progression Increase.
 - An appraisal score of 1.99 or lower shall result in no annual Progression Increase for the SPA employee for the year.
- To complete the Annual SPA compensation review; If compression issues are identified, per the SPA Compensation Administration Policy, an adjustment will be made which will maintain a 10% differential between the highest paid OAC position (or position designated by management) and the position of the SPA employee.
 - A report will be completed in February to identify SPA employees that are eligible for an Increase on March 1, 2022. Only these identified employees will be eligible for a Progression Increase on March 1, 2022. If an employee is at the maximum for their pay grade per this report and they do not qualify for the full General Increase effective March 2022, they will not be eligible for a Progression Increase in 2022. They will be eligible for a Progression Increase in 2023 because their annual salary will be below the new maximum salary for the grade.

*See the full 2022 SPA Compensation Guidelines for more information.



Bonnie Savine
Vice President, Human Resources



Mark A. Mendenhall
Sr. Vice President, General Counsel



Mark E. Doyle
President

Attachments:

2022 SPA Compensation Guidelines
2022 SPA Salary Scale

SPA Compensation Guidelines for 2022

(Appraisal Year 2021)

General Increases

All SPA employees will be eligible for the approved General Increase. The increase will be effective on the same date as a Board of Director's approved revision to the SPA salary structure. Employees may receive up to the same percentage increase as the structure increase for their assigned grade. For 2022, the effective date is March 1, 2022. This policy will be reviewed and updated for each calendar year in January of each succeeding year. General Increases for SPA employees are subject to the following:

The prior year's SPA appraisals will be reviewed, and SPA General Increases will be awarded, based on the aggregate appraisal score of each SPA employee, according to the 1 through 5 rating system.

- An employee with an appraisal score for the prior calendar year of 3.0 to 5.0 will receive the entire Board authorized General Increase.
- An appraisal score of 2.5 to 2.99 shall result in adjustment to 75% of the General Increase.
- An appraisal score of 2.0 to 2.49 shall result in adjustment to 50% of the General Increase.
- An appraisal score of 1.99 or lower will result in no Increase for the employee.

Progression Increases

Note: All progression increases are subject to the *proration schedule, if applicable, during the first year of hire, transfer, or promotion. (See the attached *Proration Schedule chart.) All prorated progression increases shall be calculated effective on the first of the month following the employee's anniversary date.

Progression Increases of up to 5% can be annually granted to SPA employees who have not attained the Maximum salary of their job grade. This includes employees who are promoted or transferred, or who are new hires still eligible to obtain Progression increases--- until the Maximum salary for the grade has been reached. The progression increase will be determined by scores achieved on the prior year's annual appraisal. Progression Increases are granted effective March 1st of each year (subject to the proration schedule). The Progression Increases are determined by the following:

- An appraisal score of 3.0 or higher shall result in the entire 5% Progression Increase or applicable prorated progression percentage.
- An appraisal score of 2.5 to 2.99 shall result 75% of the maximum Progression Increase ($75\% \times 5\% = 3.75\%$).
- An appraisal score of 2.00 to 2.49 shall result 50% of the maximum Progression Increase ($50\% \times 5\% = 2.5\%$).
- An appraisal score of 1.99 or lower shall result in no annual Progression Increase for the SPA employee for the year.

Timely Appraisal Completion Requirements

All OAC and SPA appraisals must be timely completed by supervisors.

The 2021 SPA Appraisal Timeline is as follows:

- SPA Appraisal/Self-Assessments Launch on December 1st
- Employee Self-Assessments Due on December 18th
- Direct Manager Assessments Due on January 8th
- 2nd Level Manager Approval Due January 22nd
- 3rd Level Manager Approval Due February 5th
- Manager Feedback and 1:1 Due by Feb. 25th

It is expected that all SPA appraisals will be completed for the 2021 calendar year, and going forward, in compliance with the policy.

***Proration Schedule** (effective March 1, 2015)

(Based on first of the month following Hire, Promotion or Transfer)

•	March	12/12	=	1.0000 x 5%	= 5.00%
•	April	11/12	=	.9167 x 5%	= 4.58%
•	May	10/12	=	.8333 x 5%	= 4.17%
•	June	9/12	=	.7500 x 5%	= 3.75%
•	July	8/12	=	.6667 x 5%	= 3.33%
•	August	7/12	=	.5833 x 5%	= 2.92%
•	September	6/12	=	.5000 x 5%	= 2.50%
•	October	5/12	=	.4167 x 5%	= 2.08%
•	November	4/12	=	.3333 x 5%	= 1.67%
•	December	3/12	=	.2500 x 5%	= 1.25%
•	January	2/12	=	.1667 x 5%	= .83%
•	February	1/12	=	.0833 x 5%	= .42%

Note: Prorated progression increases, per the above guidelines and proration schedule became effective March 1, 2015. These guidelines replaced previous compensation policy for progression increases during the first year in a job.

METROPOLITAN

UTILITIES DISTRICT

2022 SPA Salary Scale		
2.25% Increase Effective March 1, 2022		
Grades	2022 Minimum	2022 Maximum
SPA - 13	\$203,585	\$305,378
SPA - 12	\$177,031	\$265,546
SPA - 11	\$153,939	\$230,909
SPA - 10	\$133,861	\$200,791
SPA - 9	\$121,692	\$182,537
SPA - 8D**	\$110,628	\$165,943
SPA - 8	\$110,364	\$141,066
SPA - 7D**	\$102,333	\$153,499
SPA - 7	\$102,320	\$130,253
SPA - 6	\$94,876	\$120,281
SPA - 5	\$87,798	\$110,860
SPA - 4	\$81,332	\$102,278
SPA - 3	\$75,248	\$94,234
SPA - 2	\$69,790	\$87,032
SPA - 1	\$64,829	\$80,519
*District President's Salary Grade Not Published		
**Director jobs in grade 7 & 8		

METROPOLITAN UTILITIES DISTRICT

Inter-Department Communication

February 23, 2022

Subject: SECOND LEGISLATIVE REPORT – 2022 SESSION

To: Judiciary and Legislative Committee

cc: All Board Members; Doyle, Mendenhall, Ausdemore, Schaffart, Langel;
Lobsiger, all Vice Presidents; Nowka

From: Rick Kubat, Government Relations Attorney

There will be twenty-five remaining days on the legislative calendar at the time of the next District board meeting. Provided below is the list of introduced legislation along with Board positions. There are numerous other legislative proposals that are being closely monitored on behalf of the District.

LB 26 (Wayne) – Eliminates sales tax for residential water. LB 26 eliminated both city and state sales tax imposed on the sale, lease, or rental of and the storage, use, or other consumption of residential water. Industrial and commercial water would still be subject to city and state sales tax under the provisions of the legislation.

Board Pos: Support
Status: Signed into law by the Governor

LB 83 (Flood) – Changes the Open Meetings Act to provide for virtual conferencing. LB 83 has two parts. The first part provides for virtual meetings under regular or non-emergency circumstances. The District was added as an eligible entity via an amendment to LB 83 to hold up to half of our Board meetings in a virtual setting. The second part of the bill addresses virtual meetings when an emergency declaration is made. It allows virtual meetings if an emergency is declared under the Emergency Management Act. The District is also included as an eligible public body in the emergency declaration portion of LB 83.

Board Pos: Support
Status: Signed into law by the Governor

LB 131 (Hunt) - Urban Affairs clean-up and priority bill containing various items. LB 131 provided up to \$10 million in general fund dollars to help smaller natural gas municipalities pay for the increased gas prices associated with last year's polar vortex.

Board Pos: Neutral
Status: Signed into law by the Governor

LB 148 (Bostelman) – Transfers powers and duties from the Department of Health and Human Services to the Department of Environment and Energy. For District purposes, these powers and duties include oversight over drinking water, testing of water samples and the licensure, and permitting of water well contractors.

Board Pos: Neutral
Status: Signed into law by the Governor

LB 163 (Urban Affairs Committee) – LB 163 amends all sections of Chapter 18 of the Nebraska State Statutes. LB 163 is the Urban Affairs clean up bill intended to replace or eliminate antiquated, obsolete, or unnecessary language and it includes various statutory references to the District.

Board Pos: Neutral
Status: Signed into law by the Governor

LB 178 (Lindstrom) – Provides for a turn-back of a portion of the 5.5% of state sales tax dollars collected for sewer and potable water services. LB 178 is a similar version of last year's LB 242. The only change from last year's LB 242, is additional language in LB 178 which requires entities who receive turnback dollars to account for their receipt in their budget statement along with a declaration of the percentage by which water and sewer rates would have increased if not for the receipt of turnback funds. The turn-back of revenue is specifically designated and earmarked for potable water and wastewater infrastructure assistance or repaying of bonds for such work. LB 178 would turn-back 36% of the 5.5% of state sales tax dollars collected for water and sewer services from July 1, 2021 through June 30, 2022, a turn-back of 54% of the 5.5% of state sales tax dollars collected from July 1, 2022 through June 30, 2024, and a turn-back of 72% of the 5.5% of state sales tax dollars collected after July 1, 2024. LB 178 did not receive any opposition testimony. The bill was supported by the Omaha and Lincoln Chambers, the City of Omaha, City of Lincoln, Sarpy County, United Cities of Sarpy County, Nebraska Assn. of Resource Districts, the Coalition of Agricultural Manufacturers, American Council of Engineering Companies, Assn. of General Contractors, Nebraska Assn. of Commercial Property Owners, Nebraska Utility and Excavators Assn, Nebraska Water Resources Assn, the cities of Blair, Hastings, Grand Island, South Sioux City, Plattsmouth and others. LB 178 has not received a priority designation and will not be heard without such a designation.

Board Pos: Support
Status: Advanced to General File

LB 190 (Hughes) – Prohibits the Legislature from appropriating or transferring money from the Water Sustainability Fund. The only exception would be upon a finding that the goals of the fund are no longer being accomplished. LB 190 was amended into LB 507.

Board Pos: Support
Status: Signed into law by the Governor

LB 266 (McCollister) – Adopt the Renewable Energy Standards Act. LB 266 requires public power suppliers to achieve net-zero carbon emissions by 2050.

Board Pos: Oppose
Status: Remains in the Natural Resources Committee

LB 293 (Flood) – Changes the membership of the Public Service Commission from the current five-member board to seven Commissioners.

Board Pos: Neutral
Status: Remains in the Transportation & Telecommunications Committee

LB 306 (Brandt) – Changes requirements for low-income home energy assistance program (LIHEAP). LB 190 increased the federal poverty income guidelines from 130% to 150% to increase the threshold of income to qualify for LIHEAP. Additionally, LB 190 would set aside 10% of the LIHEAP funds for weatherization purposes for qualified applicants to make their homes more energy efficient.

Board Pos: Support
Status: Passed into law over the objection of the Governor

LB 339 (Bostelman) – Requires a utility coordination plan for highway, bridge, and other specific construction projects. LB 339 applies to any contract exceeding \$50,000 for construction, reconstruction, improvement, maintenance or repair of a street, highway, bridge, or other related structure. The utility coordination plan shall provide the date and time for when utilities are moved or removed. The Contractor for the project may rely upon such plan and shall be compensated by the Department of Transportation, city or county for damages associated with any deviation of the utility coordination plan. LB 339 impacts both the water and gas facilities owned by the District.

Board Pos: Oppose
Status: Remains in the Transportation & Telecommunications Committee

LB 344 (Friesen) – Changes provisions to the One-Call Notification System Act and creates the Underground Excavation Safety Committee (UESC). LB 344 creates the UESC to consist of the State Fire Marshall, two operator representatives and two excavator representatives appointed by the Governor. As amended, LB 344 will also include two locators. The UESC members will not be compensated and will be governed by rules and regulations promulgated by the State Fire Marshall. The UESC will review complaint proceedings brought by any person for any violation of the One Call Act of an excavator or operator. If the UESC unanimously determines that a violation of the One-Call Act has occurred, a recommendation for a civil penalty shall be submitted for consideration by the Nebraska Attorney General. A majority of the UESC may make a recommendation for continuing education.

Board Pos: Neutral

Status: Amended and advanced to General File

LB 406 (McDonnell) – Creates the Lower Platte River Infrastructure Task Force and provides funding. LB 406 created a task force to study potential reservoirs on the Lower Platte River. The purpose of the study was to look at three to five potential flood-control infrastructure projects along the river basin for flood control, water supply, water quality, recreation, and hydropower. Last year, the Board took a position to support LB 406 with the understanding that the District would have representation on any committee formed to study a reservoir on the Platte River. LB 406 was altered in the last days of the legislative session to include only state senators as committee members. LB 406 was further amended to include studies of Lake McConaughy, Lewis and Clark Lake and Niobrara State Park.

Board Pos: Neutral
Status: Signed into law by the Governor

LB 414 (Wishart) – Changes provisions of the Political Subdivisions Construction Alternatives Act. LB 414 enhances the ability for political subdivisions to use design-build contracts for sewer, water, utility, and other large projects. Unfortunately, the District was unable to be amended onto LB 414. Senator Wishart has introduced LB 847 in the 2022 Session to include the District as an eligible entity to use design-build contracts.

Board Pos: Support
Status: Signed into law by the Governor

LB 512 (Brewer) – Adopts the Critical Infrastructure Utility Worker Protection Act. In the event of a civil defense emergency, the Governor shall ensure that critical utility workers are provided access to personal protective equipment, medical screening, testing, preventive health services, medical treatment, and vaccines. Priority access means a level of accessibility at least equal to that provided to hospital, medical personnel, law enforcement and other emergency responders. Under LB 512, the District would maintain a list of mission critical employees.

Board Pos: Support
Status: Placed on General File with pending amendments

LB 619 (Sanders) – Changes excavation requirements under the One-Call Notification System Act. LB 619 changes the depth requirements for underground utilities. The District is concerned that the minimum depth requirements proposed by LB 619 are contrary to federal regulations as proscribed by the Pipeline and Hazardous Materials Safety Administration (PHMSA). Specifically, PHMSA requires a depth of 18 inches for gas service lines and LB 619 would require a new depth requirement of 24 inches. The Board took an initial position to oppose to LB 619. However, the District's concerns of residential grading and gas utility depths were removed from the bill via an amendment.

Board Pos: Neutral
Status: Remains in the Transportation & Telecommunications Committee

LB 650 (Flood) – Adopt the Nebraska Geologic Storage of Carbon Dioxide Act. LB 650 establishes the legal and regulatory framework for carbon dioxide capture and storage projects in Nebraska. Carbon capture technology captures industrial carbon dioxide emissions, compresses the carbon, and places them in geological formations for long term storage. This technology enables industries such as ethanol to reduce their carbon footprint, thus mitigating the environmental impact of their operations. LB 650 establishes the legislative intent for carbon capture in Nebraska. It clarifies property rights related to storage, assigns the Nebraska Oil and Gas Conservation Commission as the primary regulatory authority, provides for regulations and permitting procedures, and creates a cash fund for administration of regulations.

Board Pos: Neutral
Status: Signed into law by the Governor

NEWLY INTRODUCED LEGISLATION IN THE 2022 SESSION

LB 800 (Urban Affairs) - Changes provisions to cities of the metropolitan class. LB 800 is a clean up bill and makes some non-substantive changes to the District's empowering statutes.

Board Pos: Neutral
Status: Urban Affairs Committee priority bill, Remains in Committee

LB 809 (Moser) – Changes powers and duties of the Nebraska Department of Environment and Energy (NDEE). The NDEE administers the State of Nebraska's Drinking Water State Revolving Fund (SRF). LB 809 would increase the amount of loan forgiveness from 50% to 75% for SRF funds. Current law only allows SRF loan forgiveness for communities with a population of 10,000 or less. LB 809 also removes the population threshold for loan forgiveness, specifically for lead service line replacements. This change would enable the District to become an eligible entity to receive SRF. This bill is important to the District because the State of Nebraska is receiving roughly \$360 million additional dollars in the next five years in the SRF program via the recently passed federal Bi-partisan Infrastructure and Jobs Act. The District provided testimony in support of LB 809, and we will likely be seeking financial assistance from the SRF fund to finance the long-term goal of lead service line replacements.

Board Pos: Support
Status: Natural Resources Committee priority bill, Remains in Committee

LB 847 (Wishart) – Introduced on behalf of the District, LB 847 would provide the District with the ability to use design-build contracts. Last year the District was not included in similar legislation (LB 414) for other political subdivisions. LB 847 provides the District, Omaha Public Power District, Nebraska Public Power District and Central Nebraska Public Power District with permissive authority to use design-build contracts.

Political subdivisions are currently only allowed to use design-build if two-thirds of the governing boards make a finding that design-build either saves in cost or time or that the project is specialized or complex.

Board Pos: Support
Status: Placed on the Consent Calendar and sits on Select File

LB 884 (M. Cavanaugh) – Provide notice to private residential owners under the One-Call Notification System Act. LB 884 requires notification to private property owners before an excavation. The bill could become problematic for the District when an emergency excavation becomes necessary. The One Call Notification Act currently does not provide for methods of notification for private property owners. LB 884 has been introduced to address a specific situation and will likely be significantly altered.

Board Pos: Oppose
Status: Remains in the Transportation and Telecommunications Committee

LB 906 (B. Hansen) - Requires employers to provide for COVID vaccine exemptions and provides for duties to the Department of Health and Human Services (DHHS). Employees could fill out a form provided by DHHS to become exempt from an employer vaccine mandate due to sincerely held religious beliefs or medical related concerns. Employers can require unvaccinated employees to wear personal protective equipment and be subject to periodic testing,

Board Pos: Neutral
Status: Hansen priority designation, sits on Select File

LB 944 (McCollister) – Changes the sales tax rate on the furnishing of electricity services. The Tax Commissioner would establish a carbon intensity factor in 2023 for the production of electricity. Electrical utilities currently pay 5.5% state sales tax for electrical services. LB 944 would enable electrical utilities to lower their state sales taxes by lowering their carbon intensity factor. An electric utility that has a carbon intensity factor of less than 20% of the State standard would be completely exempt from state sales tax. An electric utility with a carbon score greater than 20% of the state standard, but less than 100% of the state standard would have state sales taxes lowered on a sliding scale basis.

Board Pos: Neutral
Status: Revenue Committee hearing on February 25

LB 1002 (McDonnell) – Appropriates funds under the American Rescue Plan Act (ARPA) for low-income home energy assistance. LB 1002 provides \$2 million in ARPA funds for individuals eligible under the low-income home energy assistance program (LIHEAP). LB 1002 provides \$1 million dollars to the Omaha Public Power District and \$1 million dollars to the District for low-income energy assistance.

Board Pos: Support

Status: Appropriations Committee hearing March 2

LB 1008 (Albrecht) – Prohibits a county, city, or village from restricting energy utility service. LB 1008 prohibits political subdivisions from enacting any ordinance, resolution, regulation, rule, or policy that has the effect of limiting energy choice. Specifically, such county, city or village could not ban the use of any electric, natural gas, propane, or other energy utility service.

Board Pos: Support
Status: Remains in Government, Military and Veterans Affairs Committee

LB 1012 (Hilgers on behalf of the Governor) - The bill proposes to create two new funds for water infrastructure projects. The first fund created is the Statewide Tourism and Recreational Water Access and Resource Sustainability Fund (STAR WARS). This is the fund that seeks to establish a reservoir on the Platte River between Omaha and Lincoln. The second fund created is the Perkins County Canal Project Fund. Both funds would be administered by the Department of Natural Resources. The bill also modifies the United States Space Command Headquarters Assistance Fund to allow the fund to contribute to the support and profile of the Strategic Air Command and Offutt Air Force Base.

Board Pos: Neutral
Status: Remains in the Appropriations Committee

LB 1013 (Hilgers on behalf of the Governor) - The bill proposes the following transfers from the cash reserve fund: \$175,000,000 to the Nebraska Capital Construction Fund and \$400,000,000 to the Perkins County Canal Project Fund. The bill also strikes language tying use of United States Space Command Headquarters Assistance Fund to Nebraska being selected as the site of the US Space Command Headquarters. Since Nebraska was not selected, the bill modifies the amount to be transferred from \$50 million to \$5 million from the Cash Reserve Fund to the United States Space Command Headquarters Assistance Fund.

Board Pos: Neutral
Status: Remains in the Appropriations Committee

LB 1014 (Hilgers on behalf of the Governor) - The bill directs the appropriation of American Rescue Plan dollars allocated to the State of Nebraska. LB 1014 contains numerous appropriations. Of interest to the District is a \$50 million allocation for STAR WARS projects to include a reservoir on the Platte River. \$100 Million for the Perkins County Canal project on the South Platte River.

Board Pos: Neutral
Status: Appropriations Committee priority bill, Remains in Committee

LB 1015 (Hilgers on behalf of the Governor) – LB 1015 creates the underlying legislation for the Perkins County Canal. It provides the Department of Natural

Resources with the authority necessary to complete the \$500 million canal system in western Nebraska. The Governor has stated that the Perkins County Canal is necessary for Nebraska to maintain a 1923 South Platte River Compact with the State of Colorado.

Board Pos: Neutral
Status: Senator Hughes priority designation, Remains in the Appropriations Committee

LB 1023 (Hilgers) – LB 1023 creates the underlying legislation for the STAR WARS water projects to include a Lower Platte River reservoir, enhanced amenities at Lake McConaughy, Lewis and Clark Lake and Niobrara State Park. LB 1023 tasks the Department of Natural Resources with the authority to engage in public-private partnerships necessary to complete said projects. The reservoir on the Lower Platte River is to be no less than 3,600 acres in Sarpy County and shall not include a dam on the Platte River, nor can it flood any city or village. The District, along with the City of Lincoln, has met with Speaker Hilgers and provided legislative testimony on our mutual concerns that any reservoir on the Lower Platte does not hinder the public water supply in terms of water quantity or water quality. The District has further advocated that a study be conducted at no cost to the District to assure the proposed project will not have any unintended consequences to the public water supply.

Board Pos: Neutral
Status: Senator McDonnell priority designation, Remains in the Natural Resources Committee

LB 1046 (Bostelman) – Changes the selection of Directors and CEO's of the Omaha Public Power District (OPPD) and the Nebraska Public Power District (NPPD). This bill provides that both OPPD and NPPD would have four Board members each elected by the public in subdivisions. Five remaining directors for each Board would be appointed by the Governor, bringing total representation on each board to nine members. The Governor would have the additional authority to appoint future CEO's of both OPPD and NPPD.

Board Pos: Neutral
Status: Remains in the Natural Resources Committee

LB 1048 (Blood) – Appropriates \$10 million from the American Rescue Plan Act to the University of Nebraska Medical Center to study chemicals released during ethanol production and storage and its effects on polluted ground water. The legislation is centered on the ground water contamination caused by the closed AltEn LLC ethanol plant in Mead Nebraska.

Board Pos: Support
Status: Appropriations Committee hearing March 3, 2022

LB 1058 (Brewer) – Provides requirements for public power suppliers related to base load generation. LB 1058 would have public power pay any employee a five-year severance for shutting down any base load generation. LB 1058 further provides that any public power utility that eliminates base load generation would need to pay the state of Nebraska the greater amount of either 10 years of state tax payments or a \$50 million dollar penalty.

Board Pos: Neutral
Status: Remains in the Natural Resources Committee

LB 1081 (Bostar) – Provides \$200 million in American Rescue Plan Act dollars to a city that utilizes more than 30 million gallons per day of water for costs associated for an additional water supply project. This legislation has been introduced on behalf of the City of Lincoln to help finance their long-term alternative water supply.

Board Pos: Support
Status: Remains in the Natural Resources Committee

LB 1146 (Friesen) – Changes provisions related to the Interlocal Cooperation Act. LB 1146 would require political subdivisions to have their elected Board members serve as voting members of any interlocal agreement entity. It would further provide that future bonding only be allowed by a vote of the people. LB 1146, as drafted, would be problematic for the Central Plains Energy Project (CPEP) which is comprised, in part, by the District via an interlocal agreement. Senator Friesen has indicated that he does not intend to include CPEP as part of LB 1146 and is willing to carve out an exemption should this legislation advance to the floor for consideration.

Board Pos: Oppose
Status: Remains in the Government Military and Veterans Affairs Committee

LB 1166 (Sanders) – Changes provisions to the One-Call Notification System Act. Excavators who do not comply with current notice requirements of the One-Call Act are strictly liable to owners of underground facilities if such facilities are damaged. LB 1046 would void strict liability for excavators when telecommunications are buried at a depth of less than 10 inches on residential property. Senator Sanders is concerned that telecommunication companies are not burying their service lines on residential property at a depth necessary to avoid damage.

Board Pos: Support
Status: Remains in Transportation and Telecommunications Committee

LB 1196 (McDonnell) – Appropriates \$45 million in American Rescue Plan Act funds to the Nebraska Department of Economic Development to assist the District in replacing lead service lines. LB 1196 was introduced at the request of the District.

Board Pos: Support
Status: Appropriations Committee hearing March 3, 2022



Richard A. Kubat
Government Relations Attorney

Approved:



Mark A. Mendenhall
Senior Vice President/General Counsel



Mark E. Doyle
President

Infrastructure Replacement Program Update

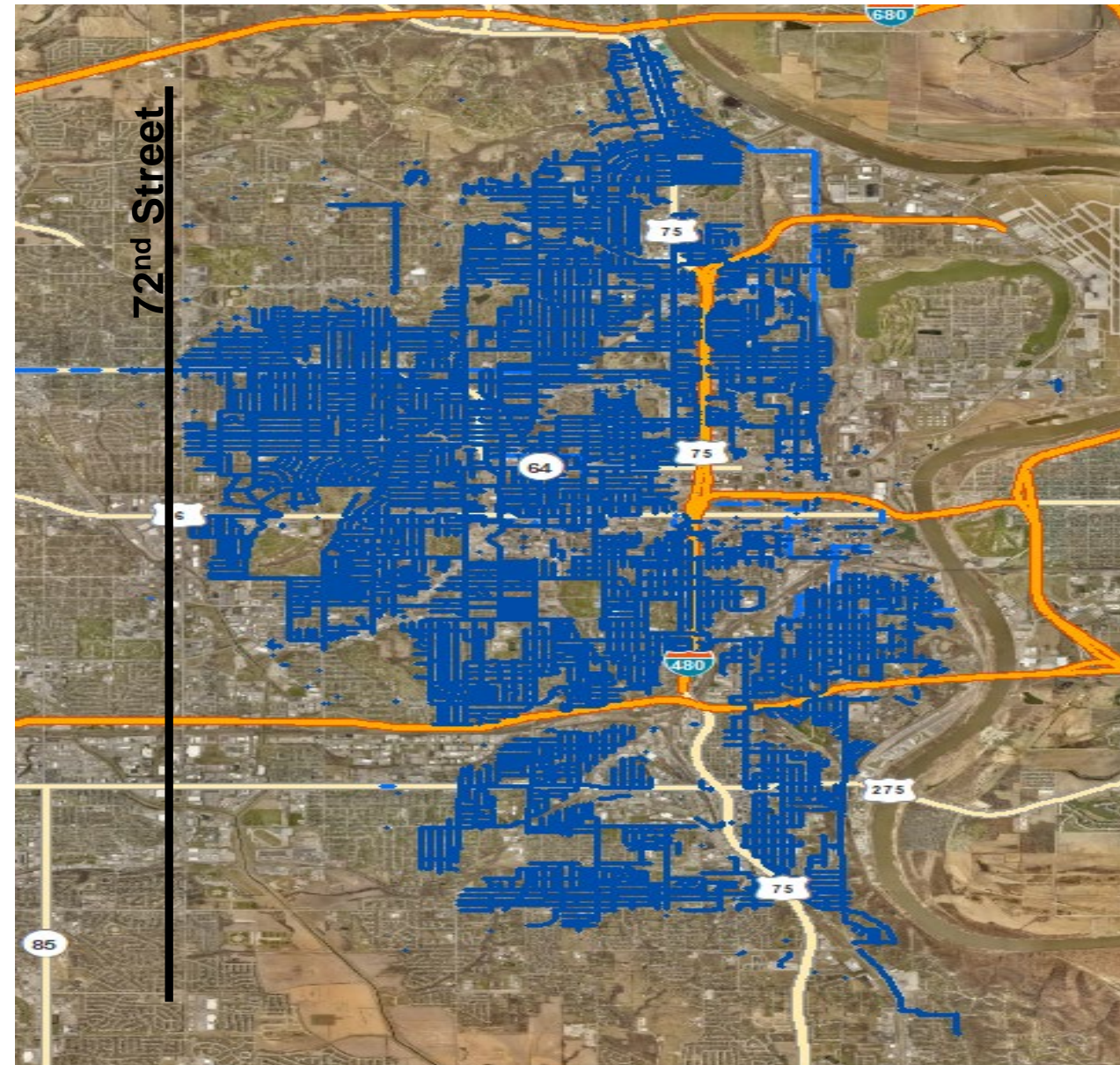
March 2nd, 2022

Natural Gas Distribution System

Cast Iron Gas Mains Before

Over 560 miles in 2008

Nearly 60,000 low pressure gas services



Cast Iron Gas Mains Today

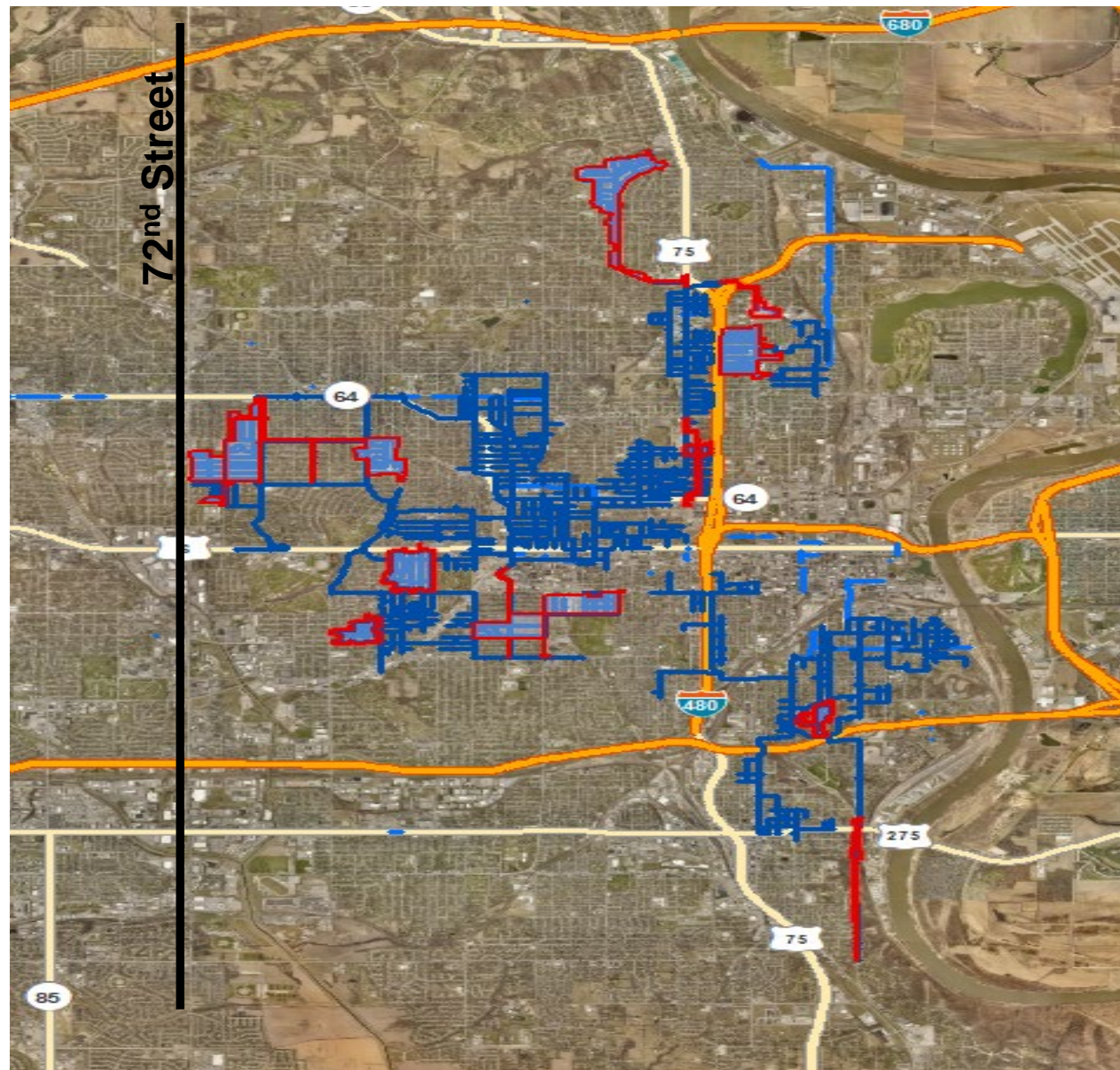
Miles Remaining: 153

2021 Replaced (Miles): 44.75

2022 Goal (Miles): 40



2022 Projects



Improving the Gas System

More work ahead...

Next higher risk assets to be evaluated

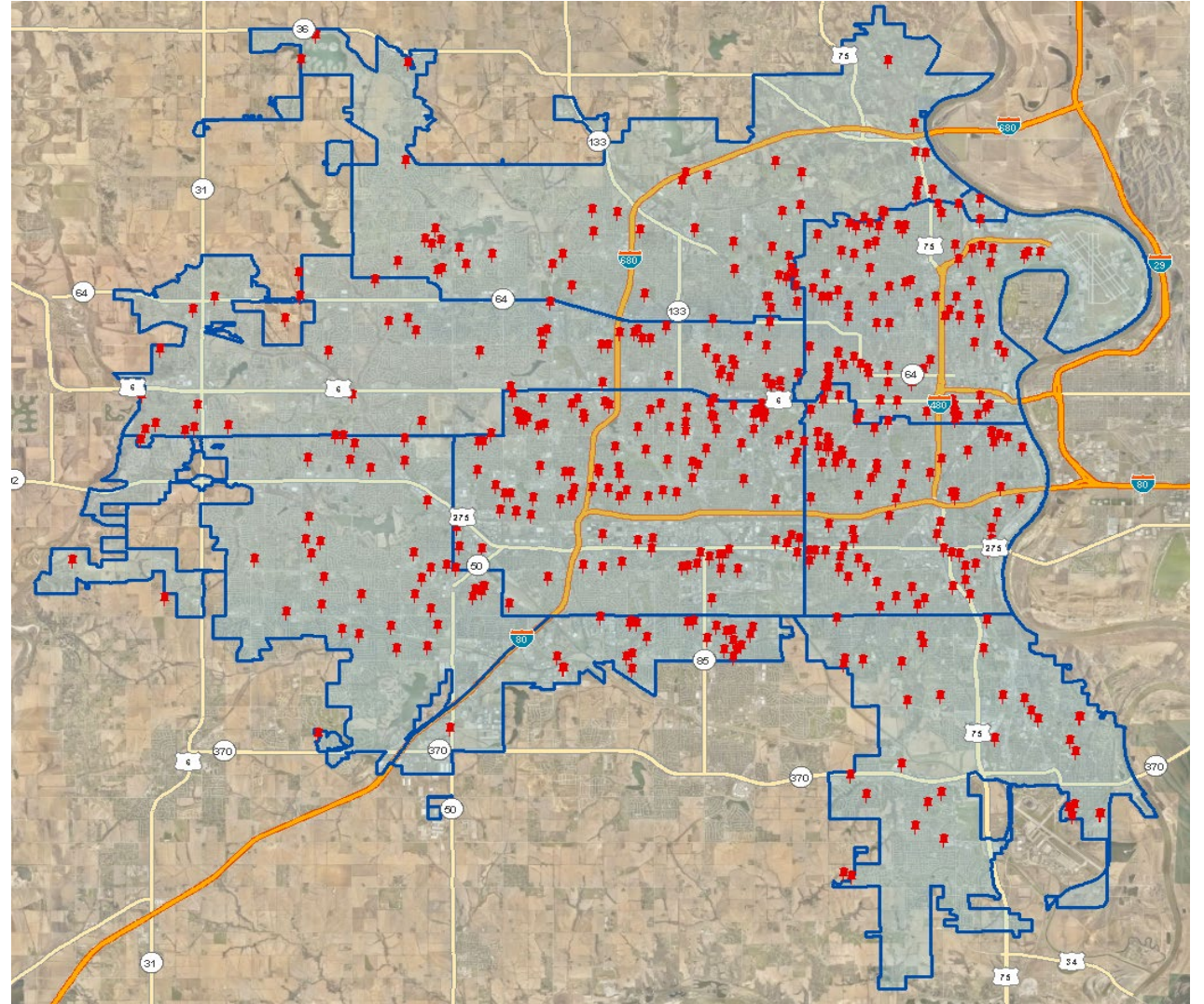


Water Distribution System

Water Main Breaks

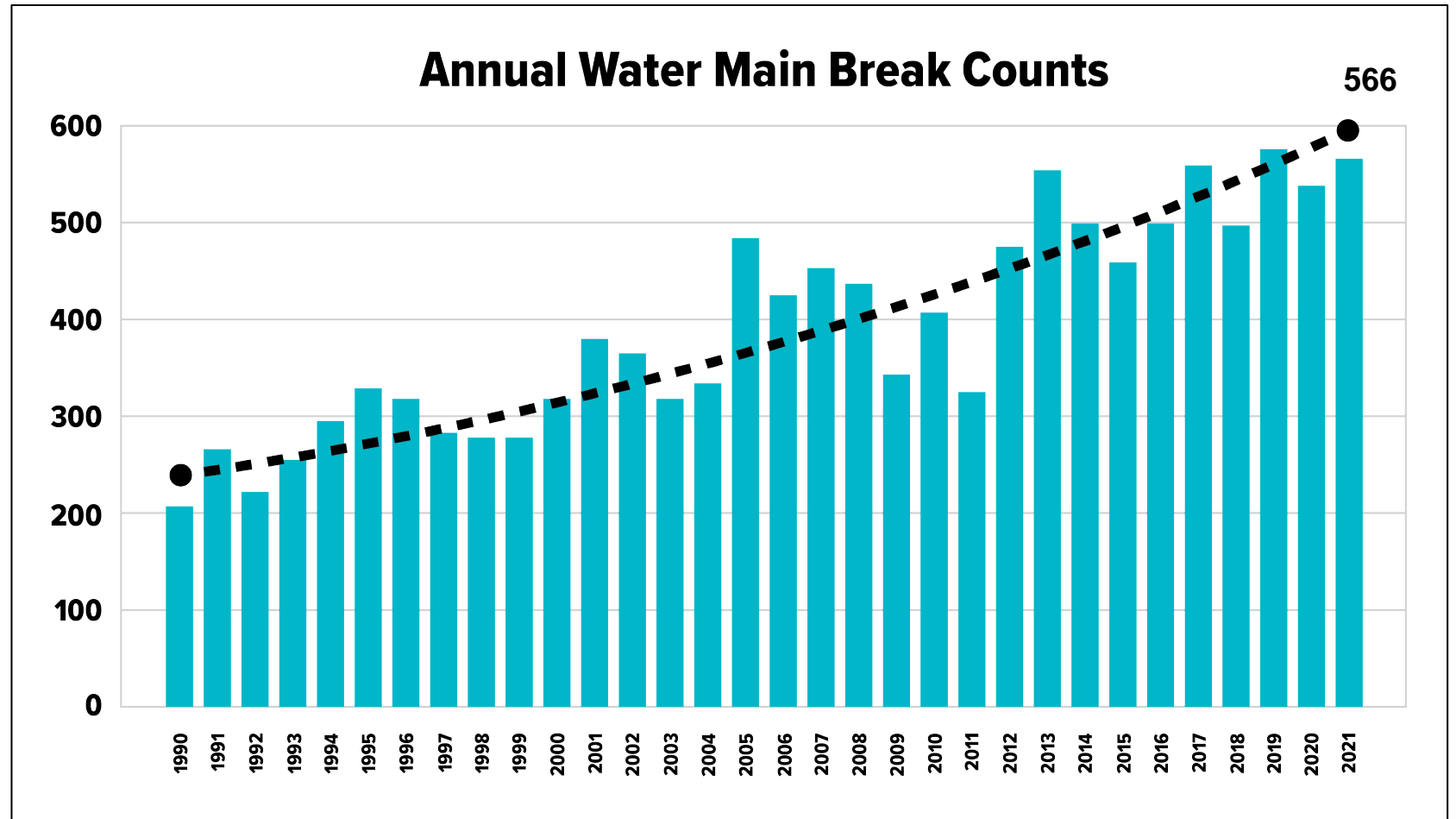
500-600 main break events annually.

\$14,000 per repair + social impacts.



Water Break Trends

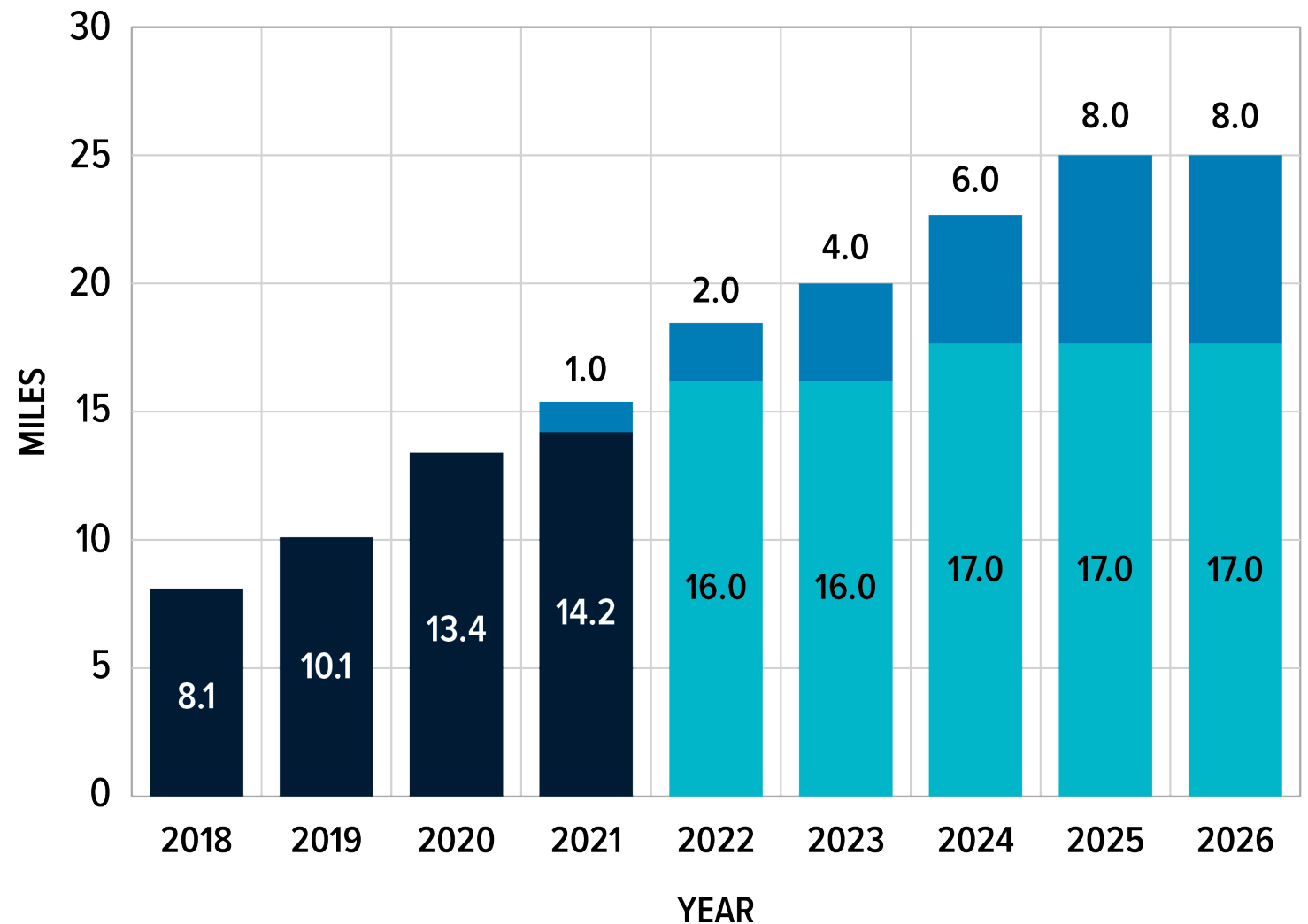
1990s – 273 breaks/yr
2000s – 386 breaks/yr
2010s – 490 breaks/yr
2020s – ???



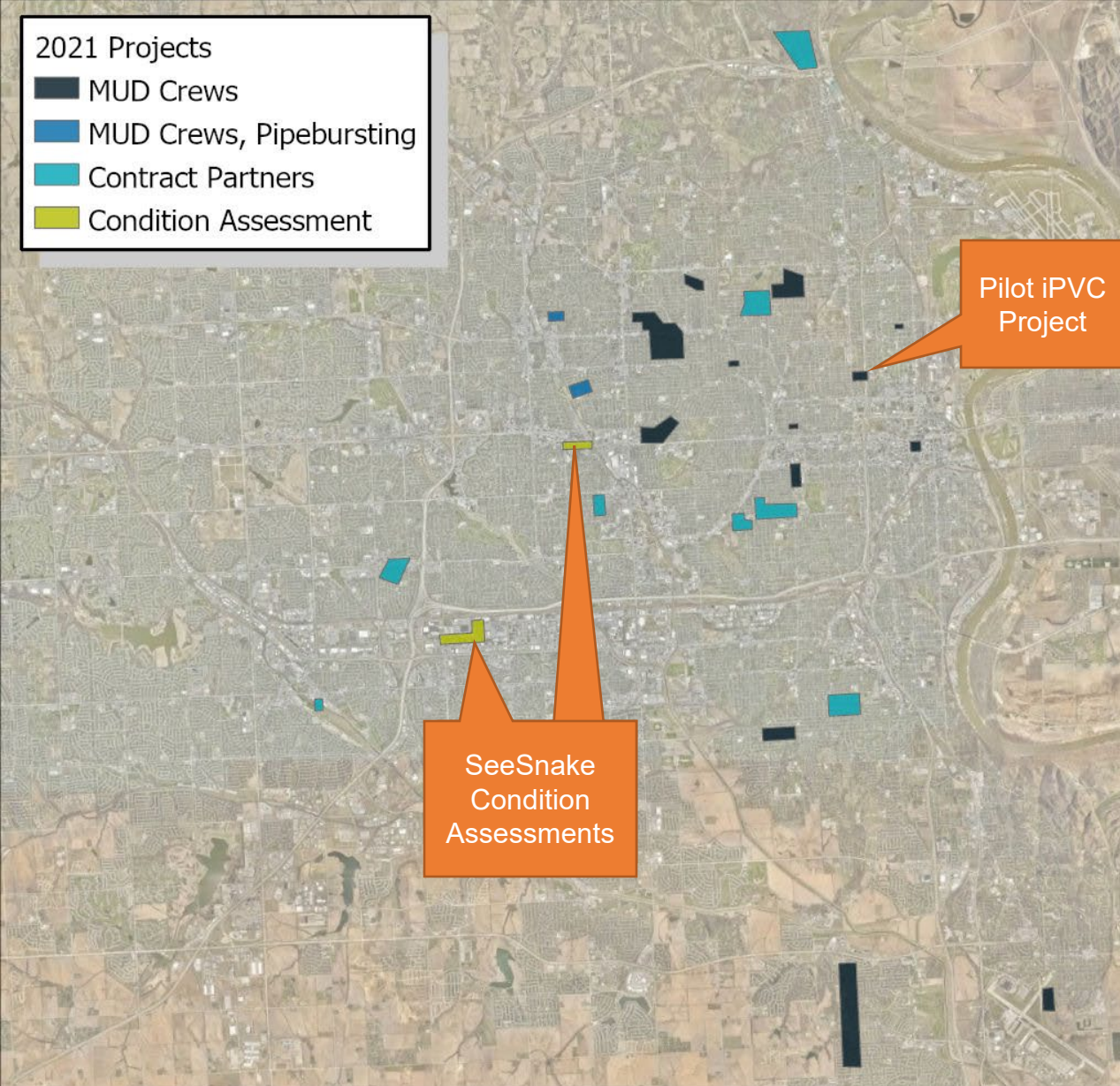
Mileage Replacement and Condition Assessment Goals

Over 3,000 miles of mains

■ Condition Assessment Mileage



- 2021 Projects
- MUD Crews
 - MUD Crews, Pipebursting
 - Contract Partners
 - Condition Assessment



2021 Water IR Project Areas

15.17 Miles of Mitigated Risk

14.22 Miles of Main Replaced

0.95 Miles of Main Condition Assessed

1,533 Services Reconnected/Replaced

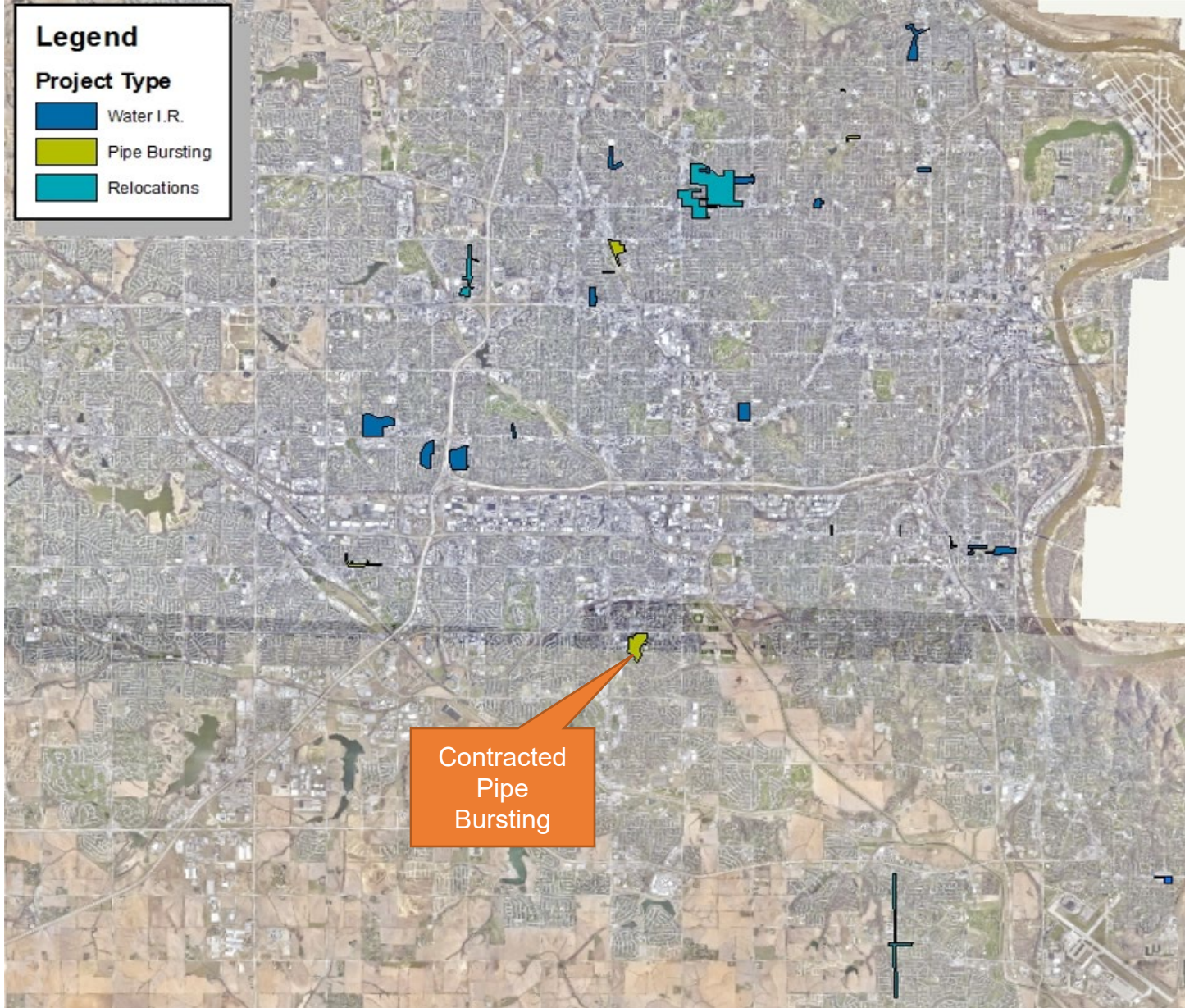
115 Lead Services Replaced

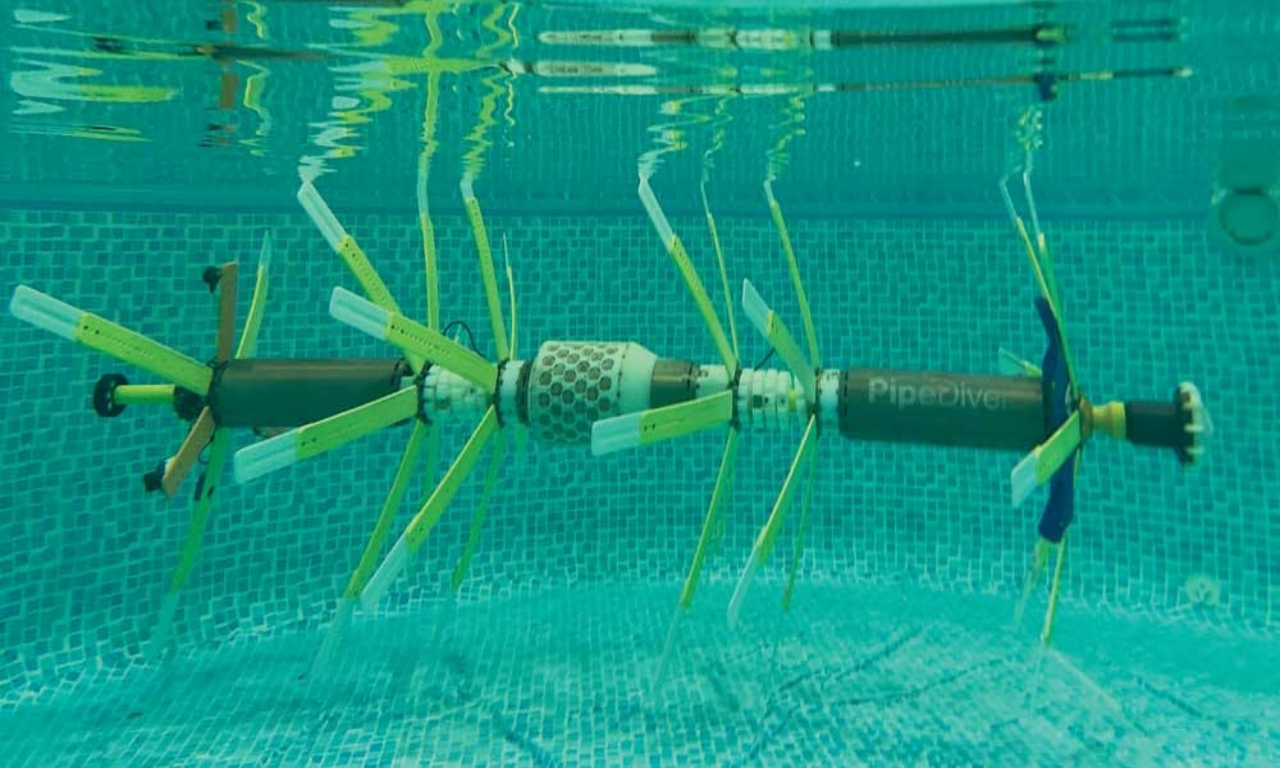
2022 Water IR Project Areas

Goal: Mitigate 18 Miles of Risk

16 Miles of Main Replaced

2 Miles of Distribution Condition Assessment





Pipe Diver

- Platform new to MUD
- Tried and true technology for assessing PCCP
- Plan to also explore uses for metallic transmission mains.

SeeSnake

- Pilot Projects in 2021
- Targeting high COF distribution mains
- Surgical repairs ensure risk is mitigated

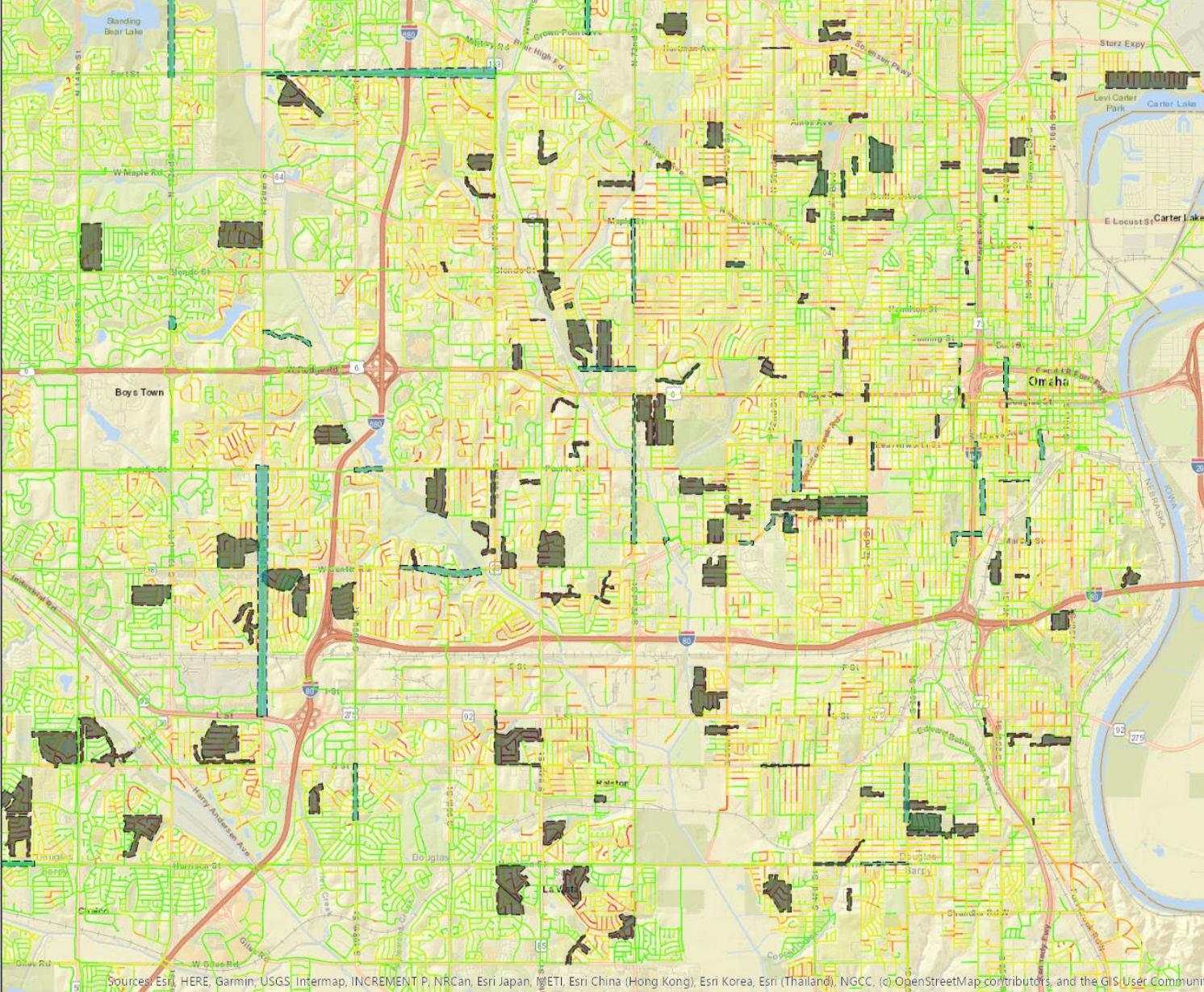


Pressure Monitoring

- iHydrant “Smart” hydrants
- Identifying and correcting pressure transients
- Early indication of main breaks

Leak Monitoring

- Continued use of existing monitoring equipment
- Further integration in operations
- Identified several leaks before bursting



Leveraging Data

Water Risk Model

Continuing to use new data to quantify risk and adjust priorities

Ongoing uses:

- Replacement Project Selection
- Condition Assessment
- Leak Monitoring Areas
- Pressure Monitoring
- System deficiencies

Questions?

METROPOLITAN

UTILITIES DISTRICT