

**ECONOMIC DEVELOPMENT POWER  
ALLOCATION BOARD**

**MINUTES**

**July 22, 2009**

**Videoconference – 9:00 a.m.**

***New York Power Authority Offices:***

***123 Main Street, 16<sup>th</sup> Floor, White Plains, NY***

***30 South Pearl Street, 10<sup>th</sup> Floor, Albany, NY***

***St. Lawrence/FDR Power Plant, 830 Barnhart Island, Massena, NY***

***Empire State Development Corp., 95 Perry Street, Suite 500, Buffalo, NY***

1. Approval of the Minutes of the Meeting of June 26, 2009.
2. Power for Jobs Extended Benefits, Energy Cost Savings Benefits Awards and Economic Development Power Contracts Extensions

**A. COMPANIES IN JOB COMPLIANCE**

**Central Hudson Gas & Electric - Service Territory**

Northeast Solite Corp.  
Mount Marion – Ulster County

**Con Edison - Service Territory**

A. Stein Meat Products, Inc.  
Brooklyn - Kings County

IBM Corp.  
White Plains - Westchester County

Acme Architectural Products, Inc.  
Brooklyn - Kings County

Long Island Jewish Medical Center  
Manhasset - Nassau County

AT&T  
White Plains - Westchester County

Memorial Sloan-Kettering Cancer Center  
New York - New York County

Bank of New York  
New York - New York County

Mount Sinai Medical Center  
New York – New York

Cecilware Corp.  
Long Island City - Queens County

Streamline Plastics Co., Inc.  
Bronx - Bronx County

Continental Food Products, Inc.  
Flushing - Queens County

The Museum of Modern Art  
New York - New York County

Diller-Quaile School of Music  
New York - New York County

**Long Island Power Authority - Service Territory**

Good Samaritan Hospital  
West Islip - Suffolk County

J. P. Morgan/Chase  
Uniondale - Nassau County

J. P. Morgan/Chase  
Lake Success - Nassau County

Ultimate Precision Metal  
Farmingdale - Suffolk County

**National Grid - Service Territory**

Birds Eye Foods, Inc. Fulton - Oswego County	Finch Pruyn & Company Inc. Glens Falls - Warren County
Carville National Leather Corp. Johnstown - Fulton County	General Mills Buffalo - Erie
Cascades Tissue Group Waterford - Saratoga County	Spray Nine Corporation Johnstown - Fulton County
Clarkson University Potsdam - St. Lawrence County	Syracuse Plastics, Inc. Liverpool - Onondaga County

**New York State Electric & Gas – Service Territory**

A. T. Reynolds & Sons, Inc. Kiamesha Lake - Sullivan County	Corning, Inc. (Sullivan Park) Corning - Steuben County
Air-Flo Manufacturing Prattsburgh - Steuben County	Derrick Corp. Cheektowaga - Erie County
Audio Sears Stamford - Delaware County	Endicott Interconnect Technologies Endicott - Broome County
Corning, Inc. (Erwin Plant) Corning - Steuben County	IEC Electronics Corp. Newark - Wayne County
Corning, Inc. (Big Flats) Big Flats - Chemung County	Milward Alloys Lockport - Niagara County
Corning, Inc. (Northside) Corning - Steuben County	Soucy USA Champlain - Clinton County
Corning, Inc. (SCC & IDM) Corning - Steuben County	Ultralife Batteries, Inc. Newark - Wayne County
Corning, Inc. (Southside) Corning - Steuben County	Vail Ballou Press, Inc. Binghamton - Broome County

**Rochester Gas & Electric – Service Territory**

IBM Corporation Rochester - Monroe County	XLI Corporation Rochester - Monroe County
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**B. COMPANIES NOT IN JOB COMPLIANCE**

**National Grid – Service Territory**

Standard Manufacturing Co., Inc. Troy - Rensselaer County	Thermold Corp. Canastota - Madison County
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3. Next Meeting

A regular meeting of the Economic Development Power Allocation Board was held via video conference at the following participating locations:

- 1) New York Power Authority, 123 Main Street, White Plains, NY
- 2) New York Power Authority, 30 South Pearl Street, Albany NY
- 3) St. Lawrence/FDR Power Plant, 830 Barnhart Island, Massena, NY
- 4) Empire State Development Corp., 95 Perry Street, Suite 500, Buffalo, NY

The following Members of the Board were present at the following locations:

**Kenneth Schoetz**, Chairman (Buffalo, NY)  
**Bernard P. McGarry**, Member (Albany, NY)  
**Eugene L. Nicandri**, Member, (Massena, NY)

**Also in attendance were:**

Karen Delince	Corporate Secretary, NYPA
James F. Pasquale	Acting Senior Vice President - Marketing & Economic Development, NYPA
Paul Finnegan	Senior Vice President - Public & Government Affairs, NYPA
Anthony C. Savino	Manager – Business Power Allocations and Compliance, NYPA
Mary Jean Frank	Associate Corporate Secretary, NYPA

1. **Adoption of Minutes**

The minutes of the meeting of June 26, 2009 were unanimously adopted.

## **2. Power for Jobs Program – Extended Benefits**

### **SUMMARY**

The Members of the Economic Development Power Allocation Board (“EDPAB”) are requested to recommend that the Power Authority’s Trustees (“Trustees”) approve extended benefits for 46 Power for Jobs (“PFJ”) customers as listed in Exhibit “A” and “B.”

### **BACKGROUND**

In July 1997, the New York State Legislature approved a program to provide low-cost power to businesses and not-for-profit corporations that agree to retain or create jobs in New York State. In return for commitments to create or retain jobs, successful applicants received three-year contracts for PFJ electricity.

The PFJ program originally made 400 megawatts (“MW”) of power available and was to be phased in over three years. As a result of the initial success of the program, the Legislature amended the PFJ statute to accelerate the distribution of the power and increase the size of the program to 450 MW. In May 2000, legislation was enacted that authorized additional power to be allocated under the program. Legislation further amended the program in July 2002.

Chapter 59 of the Laws of 2004 extended the benefits for PFJ customers whose contracts expired before the end of the program in 2005. Such customers had to choose to receive an “electricity savings reimbursement” rebate and/or a power contract extension. The Authority was also authorized to voluntarily fund the rebates, if deemed feasible and advisable by the Trustees.

PFJ customers whose contracts expired on or prior to November 30, 2004 were eligible for a rebate to the extent funded by the Authority from the date their contract expired through December 31, 2005. Customers whose contracts expired after November 30, 2004 were eligible for rebate or contract extension, assuming funding by the Authority, from the date their contracts expired through December 31, 2005.

Approved contract extensions entitled customers to receive the power from the Authority pursuant to a sale-for-resale agreement with the customer’s local utility. Separate allocation contracts between customers and the Authority contained job commitments enforceable by the Authority.

In 2005, provisions of the approved State budget extended the period PFJ customers could receive benefits until December 31, 2006. Chapter 645 of the Laws of 2006 included provisions extending program benefits until June 30, 2007. Chapter 89 of the Laws of 2007 included provisions extending program benefits until June 30, 2008. Chapter 59 of the Laws of 2008 included provisions extending the program benefits until June 30, 2009. Chapter 217 of the Laws of 2009 included provisions extending the program benefits until May 15, 2010.

At its meeting of October 18, 2005, EDPAB approved criteria under which applicants whose extended benefits EDPAB had reduced for non-compliance with their job commitments could apply to have their PFJ benefits reinstated in whole or in part. EDPAB authorized staff to create a short-form application, notify customers of the process, send customers the application and evaluate reconsideration requests based on the approved criteria.

### **DISCUSSION**

EDPAB is requested to recommend that the Authority Trustees approve electricity savings reimbursement rebates to the 46 PFJ customers, 44 of which are meeting their current job commitment and are listed in Exhibit “A.” However, two customers reported actual job numbers below their contractual commitment staff is recommending that these customers have their allocations reduced proportionately to their job shortfalls where appropriate. These customers are listed in Exhibit “B.” Collectively, these organizations have agreed to retain more than 56,000 jobs in New York State in exchange for rebates. The rebate program will be in effect until May 15, 2010, the program’s sunset.

RECOMMENDATION

It is requested that the Economic Development Power Allocation Board recommend that the Power Authority's Trustees approve the payment of electricity savings reimbursements to the 46 businesses listed in Exhibits "A" and "B."

*Mr. James Pasquale presented the highlights of staff's recommendations to the Board. In response to a question from Judge Eugene Nicandri, Mr. Pasquale said that these reimbursements were for rebate periods prior to June 30, 2009 and were therefore authorized under legislation prior to that which was enacted this past week.*

The following resolution was unanimously adopted by members of the Board present.

**WHEREAS, the following entities have applied for extended benefits recommendations for electricity savings reimbursements under the Power for Jobs program:**

Central Hudson Gas & Electric - Service Territory

**Northeast Solite Corp.  
Mount Marion – Ulster County**

Con Edison - Service Territory

**A. Stein Meat Products, Inc.  
Brooklyn - Kings County**

**IBM Corp.  
White Plains - Westchester County**

**Acme Architectural Products, Inc.  
Brooklyn - Kings County**

**Long Island Jewish Medical Center  
Manhasset - Nassau County**

**AT&T  
White Plains - Westchester County**

**Memorial Sloan-Kettering Cancer Center  
New York - New York County**

**Bank of New York  
New York - New York County**

**Mount Sinai Medical Center  
New York – New York**

**Cecilware Corp.  
Long Island City - Queens County**

**Streamline Plastics Co., Inc.  
Bronx - Bronx County**

**Continental Food Products, Inc.  
Flushing - Queens County**

**The Museum of Modern Art  
New York - New York County**

**Diller-Quaile School of Music  
New York - New York County**

Long Island Power Authority - Service Territory

**Good Samaritan Hospital  
West Islip - Suffolk County**

**J. P. Morgan/Chase  
Uniondale - Nassau County**

**J. P. Morgan/Chase  
Lake Success - Nassau County**

**Ultimate Precision Metal  
Farmingdale - Suffolk County**

National Grid - Service Territory

Birds Eye Foods, Inc. Fulton - Oswego County	Finch Pruyn & Company Inc. Glens Falls - Warren County
Carville National Leather Corp. Johnstown - Fulton County	General Mills Buffalo - Erie
Cascades Tissue Group Waterford - Saratoga County	Spray Nine Corporation Johnstown - Fulton County
Clarkson University Potsdam - St. Lawrence County	Syracuse Plastics, Inc. Liverpool - Onondaga County

New York State Electric & Gas – Service Territory

A. T. Reynolds & Sons, Inc. Kiamesha Lake - Sullivan County	Corning, Inc. (Sullivan Park) Corning - Steuben County
Air-Flo Manufacturing Prattsburgh - Steuben County	Derrick Corp. Cheektowaga - Erie County
Audio Sears Stamford - Delaware County	Endicott Interconnect Technologies Endicott - Broome County
Corning, Inc. (Erwin Plant) Corning - Steuben County	IEC Electronics Corp. Newark - Wayne County
Corning, Inc. (Big Flats) Big Flats - Chemung County	Milward Alloys Lockport - Niagara County
Corning, Inc. (Northside) Corning - Steuben County	Soucy USA Champlain - Clinton County
Corning, Inc. (SCC & IDM) Corning - Steuben County	Ultralife Batteries, Inc. Newark - Wayne County
Corning, Inc. (Southside) Corning - Steuben County	Vail Ballou Press, Inc. Binghamton - Broome County

Rochester Gas & Electric – Service Territory

IBM Corporation Rochester - Monroe County	XLI Corporation Rochester - Monroe County
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National Grid – Service Territory

Standard Manufacturing Co., Inc. Troy - Rensselaer County	Thermold Corp. Canastota - Madison County
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NOW THEREFORE BE IT RESOLVED, That the Board hereby finds and determines that such applications meet the requirements of the extended benefits provisions of the Power for Jobs legislation contained in Article 6 of the Economic Development Law as amended by Chapter 59 of the Laws of 2008; and be it further

July 22, 2009

**RESOLVED, That the Board recommends to the Power Authority of the State of New York the 46 applications for extended benefits recommendations for electricity savings reimbursements discussed herein totaling 55,385 kW for the period through June 30, 2009.**

**Economic Development Power Allocation Board  
Power for Jobs - Extended Benefits  
Recommendation for Electricity Savings Reimbursements  
Companies in Job Compliance**

**Exhibit "A"  
July 22, 2009**

Line	Company	City	County	IOU	KW	Job Committed	Jobs in Application	Over (under)	% Over (under)	Compliance	Recommended Allocation (KW)	Jobs/MW	Type	Service
1	Northeast Solite Corp.	Mount Marion	Ulster	CHG&E	600	57	60	3	5%	Yes	600	100	Large	Manufactures nonmetallic mineral products
	<b>Total Central Hudson Gas &amp; Electric</b>		<b>Subtotal</b>	<b>1</b>	<b>600</b>	<b>57</b>	<b>60</b>				<b>600</b>			
2	A. Stein Meat Products, Inc.	Brooklyn	Kings	Con Ed	120	38	28	-10	-26%	Yes *	120	233	Small	Meat wholesale/fabrication
3	Acme Architectural Products, Inc.	Brooklyn	Kings	Con Ed	620	469	471	2	0%	Yes	620	760	Large	Manufacturer of office landscape systems
4	AT&T	White Plains	Westchester	Con Ed	560	535	610	75	14%	Yes	560	1,089	Large	Telecommunications
5	Bank of New York - NYC	New York	New York	Con Ed	4,700	6,339	6,813	474	7%	Yes	4,700	1,450	Large	Banking Services
6	Cecilware Corp.	Long Island City	Queens	Con Ed	300	241	216	-25	-10%	Yes	300	720	Small	Manufacturer of restaurant equipment
7	Continental Food Products, Inc.	Flushing	Queens	Con Ed	300	65	59	-6	-9%	Yes	300	197	Small	Frozen Pizza manufacturer and distributor.
8	Diller-Quaile School of Music	New York	New York	Con Ed	30	52	59	7	13%	Yes	30	1,967	NFP	Music education programs
9	IBM - Westchester	White Plains	Westchester	Con Ed	3,870	2,177	2,115	-62	-3%	Yes	3,870	547	Large	Information Technology products and services
10	Long Island Jewish Medical Center	Manhasset	Nassau	Con Ed	2,000	6,958	6,508	-450	-6%	Yes	2,000	3,254	NFP	Healthcare Center
11	Memorial Sloan-Kettering Cancer Cen	New York	New York	Con Ed	5,000	9,286	9,840	554	6%	Yes	5,000	1,968	NFP	Medical Center
12	Mount Sinai Medical Center	New York	New York	Con Ed	2,000	10,220	10,327	107	1%	Yes	2,000	5,164	NFP	Medical Center
13	Streamline Plastics Co., Inc.	Bronx	Bronx	Con Ed	140	59	65	6	10%	Yes	140	464	Small	Miscellaneous plastics products
14	The Museum of Modern Art	New York	New York	Con Ed	1,000	765	766	1	0%	Yes	1,000	766	NFP	Museum
	<b>Total Con Ed</b>		<b>Subtotal</b>	<b>13</b>	<b>20,640</b>	<b>37,204</b>	<b>37,877</b>				<b>20,640</b>			
15	Good Samaritan Hospital	West Islip	Suffolk	LIPA	800	3,088	3,137	49	2%	Yes	800	3,921	NFP	Healthcare Center
16	J.P. Morgan/Chase	Lake Success	Nassau	LIPA	1,295	694	694	0	0%	Yes	1,295	536	Large	Banking
17	J.P. Morgan/Chase	Uniondale	Nassau	LIPA	500	988	988	0	0%	Yes	500	1,976	Large	Banking
18	Ultimate Precision Metal	Farmingdale	Suffolk	LIPA	250	120	116	-4	-3%	Yes	250	464	Small	Manufactures controlled enclosures
	<b>Total LIPA</b>		<b>Subtotal</b>	<b>4</b>	<b>2,845</b>	<b>4,890</b>	<b>4,935</b>				<b>2,845</b>			
19	Birds Eye Foods, Inc.	Fulton	Oswego	Grid	1,500	280	294	14	5%	Yes	1,500	196	Large	Food processing and marketing company
20	Carville National Leather Corp.	Johnstown	Fulton	Grid	200	31	33	2	6%	Yes	200	165	Small	Fine leather manufacturer
21	Cascades Tissue Group	Waterford	Saratoga	Grid	530	142	204	62	44%	Yes	530	385	Large	Large Industrial towel manufacturer
22	Clarkson University	Potsdam	St. Lawrence	Grid	1,500	664	664	0	0%	Yes	1,500	443	NFP	Higher education
23	Finch Pruyn & Company Inc.	Glen Falls	Warren	Grid	5,000	842	834	-8	-1%	Yes	5,000	167	Large	Produces uncoated paper
24	General Mills	Buffalo	Erie	Grid	1,000	109	110	1	1%	Yes	1,000	110	Large	Flour, bran, and wheat products
25	Spray Nine Corporation	Johnstown	Fulton	Grid	300	119	106	-13	-11%	Yes	300	353	Small	Specialty cleaning chemical
26	Syracuse Plastics, Inc.	Liverpool	Onondaga	Grid	400	38	42	4	11%	Yes	400	105	Large	Maker of plastic parts and components
	<b>Total National Grid</b>		<b>Subtotal</b>	<b>8</b>	<b>10,430</b>	<b>2,225</b>	<b>2,287</b>				<b>10,430</b>			

27	A. T. Reynolds & Sons, Inc.	Kiamesha Lake	Sullivan	NYSEG	250	55	54	-1	-2%	Yes	250	216	Small	Spring water and Ice Mfr.
28	Air-Flo Manufacturing	Prattsburgh	Steuben	NYSEG	130	93	113	20	22%	Yes	130	869	Small	Ice control equipment and truck bodies
29	Audio Sears	Stamford	Delaware	NYSEG	190	89	81	-8	-9%	Yes	190	426	Small	Makes audio equipment
30	Corning (Erwin Plant)	Corning	Steuben	NYSEG	1,500	614	624	10	2%	Yes	1,500	416	Large	Optical fiber, glass and ceramic products
31	Corning, Inc. (Big Flats)	Big Flats	Chemung	NYSEG	500	122	142	20	16%	Yes	500	284	Large	Optical fiber, glass and ceramic products
32	Corning, Inc. (Northside)	Corning	Steuben	NYSEG	2,500	948	911	-37	-4%	Yes	2,500	364	Large	Optical fiber, glass and ceramic products
33	Corning, Inc. (SCC & TDM)	Corning	Steuben	NYSEG	500	178	176	-2	-1%	Yes	500	352	Large	Optical fiber, glass and ceramic products
34	Corning, Inc. (Southside)	Corning	Steuben	NYSEG	1,500	825	837	12	1%	Yes	1,500	558	Large	Optical fiber, glass and ceramic products
35	Corning, Inc. (Sullivan Park)	Corning	Steuben	NYSEG	3,000	1,495	1,618	123	8%	Yes	3,000	539	Large	Optical fiber, glass and ceramic products
36	Derrick Corp	Cheektowaga	Erie	NYSEG	1,000	426	484	58	14%	Yes	1,000	484	Large	Manufacturer of oil drilling technology
37	Endicott Interconnect Technologies	Endicott	Broome	NYSEG	3,500	4,207	4,172	-35	-1%	Yes	3,500	1,192	Large	Electronic services and products
38	IEC Electronics Corp.	Newark	Wayne	NYSEG	590	243	257	14	6%	Yes	590	436	Large	Assembly of printed circuit boards
39	Milward Alloys	Lockport	Niagara	NYSEG	600	43	41	-2	-5%	Yes	600	68	Large	Produces copper and aluminum based alloys
40	Soucy USA	Champlain	Clinton	NYSEG	400	199	182	-17	-9%	Yes	400	455	Large	Storage & Warehouse facility
41	Ultralife Batteries, Inc.	Newark	Wayne	NYSEG	1,440	521	483	-38	-7%	Yes	1,440	335	Large	Manufacturers batteries
42	Vail Ballou Press, Inc.	Binghamton	Broome	NYSEG	1,800	408	399	-9	-2%	Yes	1,800	222	Large	Book printer and distributor
	<b>Total NYSEG</b>		<b>Subtotal</b>	<b>16</b>	<b>19,400</b>	<b>10,466</b>	<b>10,574</b>				<b>19,400</b>			
43	IBM - Rochester	Rochester	Monroe	RG&E	1,150	583	592	9	2%	Yes	1,150	515	Large	Technology products and services
44	XLI Corporation	Rochester	Monroe	RG&E	175	75	75	0	0%	Yes	175	429	Small	Makers of precision machine components
	<b>Total RG&amp;E</b>		<b>Subtotal</b>	<b>2</b>	<b>1,325</b>	<b>658</b>	<b>667</b>				<b>1,325</b>			

<b>Total</b>	<b>44</b>	<b>55,240</b>	<b>55,500</b>	<b>56,400</b>
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<b>55,240</b>
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\* This company has had all or part of their allocation restored through the the reconsideration process or was deemed compliant based on program procedures.

Economic Development Power Allocation Board  
 Power for Jobs - Extended Benefits  
 Recommendation for Electricity Savings Reimbursements  
 Companies Not in Job Compliance

Exhibit "B"  
 July 22, 2009

Line	Company	City	County	IOU	KW	Job Committed	Jobs in Application	Over (under)	% Over (under)	Compliance	Recommended Allocation (KW)	Jobs/MW	Type	Service
1	Standard Manufacturing Co., Inc.	Troy	Rensselaer	Grid	30	67	32	-35	-52%	No	15	2,133	Small	Apparel manufacturer
2	Thermold Corp	Canastota	Madison	Grid	200	56	36	-20	-36%	No	130	277	Small	Complete thermosplastic molding services
	<b>Total National Grid</b>		<b>Subtotal</b>	<b>2</b>	<b>230</b>	<b>123</b>	<b>68</b>				<b>145</b>			

<b>Total</b>	<b>2</b>	<b>230</b>	<b>123</b>	<b>68</b>
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<b>145</b>
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3. **Next Meeting**

The next meeting of the Board is to be determined.