

March 28, 2016

**MEMORANDUM TO THE ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD**

**FROM THE SENIOR VICE PRESIDENT ECONOMIC DEVELOPMENT & ENERGY EFFICIENCY**

**SUBJECT: Recharge New York Power Program Allocations**

**SUMMARY**

The Economic Development Power Allocation Board (“EDPAB” or “Board”) is requested to:

1. recommend that the New York Power Authority (“Authority”) Trustees (“Trustees”) award allocations of Recharge New York (“RNY”) Power available for “retention” purposes to the businesses listed in Exhibit “A”;
2. recommend that the Trustees award allocations of RNY Power available for “expansion” purposes to the businesses listed in Exhibit “B”;
3. recommend that the Trustees award allocations of RNY Power available for eligible small businesses and not-for-profit corporations to the companies listed in Exhibit “C”;
4. determine that the applicants listed in Exhibit “D” are not eligible for RNY Power;
5. determine that the applicants listed in “Exhibit E” will not be recommended for an allocation of RNY Power; and
6. terminate the application review process for the applicants listed in “Exhibit F.”

**BACKGROUND**

On April 14, 2011, Governor Andrew M. Cuomo signed into law the RNY Power Program as part of Chapter 60 (Part CC) of the Laws of 2011 (“Chapter 60”). The program makes available 910 megawatts (“MW”) of “RNY Power,” 50% of which will be provided by the Authority’s hydropower resources and 50% of which will be procured by the Authority from other sources. RNY Power contracts can be for a term of up to seven years in exchange for job and capital investment commitments.

RNY Power is available to businesses and not-for-profit corporations for job retention and business expansion and attraction purposes. Specifically, Chapter 60 provides that at least 350 MW of RNY Power shall be dedicated to facilities in the service territories served by the

New York State Electric and Gas, National Grid and Rochester Gas and Electric utility companies; at least 200 MW of RNY Power shall be dedicated to the purpose of attracting new businesses and encouraging expansion of existing businesses statewide; and up to 100 MW shall be dedicated for eligible not-for-profit corporations and eligible small businesses statewide.

Under the statute, “eligible applicant” is defined to mean an eligible business, eligible small business, or eligible not-for-profit corporation, however, an eligible applicant shall not include retail businesses as defined by EDPAB, including, without limitation, sports venues, gaming or entertainment-related establishments or places of overnight accommodations. At its meeting on April 24, 2012, EDPAB defined a retail business as a business that is primarily used in making retail sales of goods or services to customers who personally visit such facilities to obtain goods or services, consistent with the rules previously promulgated by EDPAB for implementation of the Authority’s Economic Development Power program.

Prior to entering into a contract with an eligible applicant for the sale of RNY Power, and prior to the provision of electric service relating to a RNY Power allocation, the Authority must offer each eligible applicant that has received an award of RNY Power the option to decline to purchase the RNY Market Power component of such award. If the applicant declines to purchase the RNY Market Power component from the Authority, the Authority has no responsibility for supplying RNY Market Power component of the award.

As part of Governor Andrew M. Cuomo’s initiative to foster business activity and streamline economic development, applications for all statewide economic development programs, including the RNY Power Program, have been incorporated into a single on-line Consolidated Funding Application (“CFA”) marking a fundamental shift in how State economic development resources are marketed and allocated. Beginning in September 2011, the CFA was available to applicants. The CFA continues to serve as an efficient and effective tool to streamline and expedite the State’s efforts to generate sustainable economic growth and employment opportunities. All applications that are considered for an RNY Power allocation are submitted through the CFA process.

Applications for RNY Power are subject to a competitive evaluation process and are evaluated based on the following criteria set forth in the statutes providing for the RNY Power Program (the “RNY Statutes”):

“(i) the significance of the cost of electricity to the applicant's overall cost of doing business, and the impact that a recharge New York power allocation will have on the applicant's operating costs;

(ii) the extent to which a recharge New York power allocation will result in new capital investment in the state by the applicant;

(iii) the extent to which a recharge New York power allocation is consistent with any regional economic development council strategies and priorities;

(iv) the type and cost of buildings, equipment and facilities to be constructed, enlarged or installed if the applicant were to receive an allocation;

(v) the applicant's payroll, salaries, benefits and number of jobs at the facility for which a recharge New York power allocation is requested;

(vi) the number of jobs that will be created or retained within the state in relation to the requested recharge New York power allocation, and the extent to which the applicant will agree to commit to creating or retaining such jobs as a condition to receiving a recharge New York power allocation;

(vii) whether the applicant, due to the cost of electricity, is at risk of closing or curtailing facilities or operations in the state, relocating facilities or operations out of the state, or losing a significant number of jobs in the state, in the absence of a recharge New York power allocation;

(viii) the significance of the applicant's facility that would receive the recharge New York power allocation to the economy of the area in which such facility is located;

(ix) the extent to which the applicant has invested in energy efficiency measures, will agree to participate in or perform energy audits of its facilities, will agree to participate in energy efficiency programs of the authority, or will commit to implement or otherwise make tangible investments in energy efficiency measures as a condition to receiving a recharge New York power allocation;

(x) whether the applicant receives a hydroelectric power allocation or benefits supported by the sale of hydroelectric power under another program administered in whole or in part by the authority;

(xi) the extent to which a recharge New York power allocation will result in an advantage for an applicant in relation to the applicant's competitors within the state; and

(xii) in addition to the foregoing criteria, in the case of a not-for-profit corporation, whether the applicant provides critical services or substantial benefits to the local community in which the facility for which the allocation is requested is located.”

Based on the evaluation of these criteria, the applications were scored and ranked. Evaluations also considered scores provided by the relevant Regional Economic Development Council under the third and eighth criteria.

In arriving at recommendations for RNY Power for EDPAB's consideration, staff, among other things, attempted to maximize the economic benefits of low cost NYPA hydropower, the critical state asset at the core of the RNY Power Program, while attempting to ensure that each recipient receives a meaningful RNY Power allocation.

Business applicants with relatively high scores were recommended for allocations of retention RNY Power of 50% of the requested amount or average historic demand, whichever was lower. These allocations were capped at 10 MW for any recommended allocation. Not-for-profit corporation applicants that scored relatively high were recommended for allocations of

33% of the requested amount or average historic demand, whichever was lower. These allocations were capped at 5 MW. Applicants currently receiving hydropower allocations under other Authority power programs were recommended for allocations of RNY Power of 25% of the requested amount, subject to the caps as stated above.

RNY Power allocations have been awarded by the Trustees on thirteen prior occasions spanning from April 2012 through December 2015. Of the 200 MW block of RNY Power made available pursuant to Chapter 60 for business “expansion” purposes, 100.3 MW remain unallocated. Of the 100 MW of RNY Power that was set aside for not-for-profit corporations and small businesses pursuant to Chapter 60, 3.4 MW remain unallocated. Of the remaining RNY Power made available pursuant to Chapter 60, 24.9 MW remain unallocated.

## DISCUSSION

### 1. Retention-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the applications listed on Exhibit “A” be awarded *retention*-based RNY Power allocations in the amounts indicated. Each business has stated a willingness to create or retain jobs in New York State. Additionally, these applicants will be committing to capital investments in exchange for the recommended RNY Power allocations.

The RNY Power “retention” allocations identified in Exhibit “A” are each recommended for a term of seven years unless otherwise indicated. An allocation recommended by EDPAB qualifies the subject applicant to enter into a contract with the Authority for the purchase of the RNY Power if the Authority makes an allocation award. The Authority’s standard RNY Power contract template, approved by the Trustees at their March 27, 2012 meeting, contains provisions addressing such things as effective periodic audits of the recipient of an allocation for the purpose of determining contract and program compliance, and for the partial or complete withdrawal of an allocation if the recipient fails to maintain mutually agreed upon commitments, relating to among other things, employment levels, power utilization, and capital investments. In addition, there is a requirement that a recipient of an allocation perform an energy efficiency audit at its facility not less than once during the first five years of the term of the allocation.

As noted in Exhibit “A”, some of these applicants are also being recommended for an expansion-based allocation, having satisfied the criteria for both components of the RNY Power Program.

### 2. Expansion-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the applications listed on Exhibit “B” be awarded *expansion*-based RNY Power allocations in the amounts indicated from the 200 MW block of RNY Power dedicated pursuant to statute for the businesses that propose to expand existing businesses or create new business in the State. These applications sought a RNY Power allocation for either (i) expansion only, in the case of a new business or facility, (ii) expansion only, in the case of an applicant that already received a

retention-based RNY Power allocation under a previous application, or (iii) expansion *and* retention, in the case of an existing business. Each such allocation would be for a term of seven years unless otherwise indicated.

As with the evaluation process used for the retention recommendations described above, applications for the expansion-based RNY Power were scored based on the statutory criteria, albeit with a focus on information regarding each applicants' specific project to expand or create their new facility or business (*e.g.*, the expansion project's cost, associated job creation, and new electric load due to the expansion).

The respective amounts of the expansion-related allocations listed in Exhibit "B" are largely intended to provide approximately 70% of the individual expansion projects' estimated new electric load. Because these projects have estimated new electric load amounts, and to ensure that an applicant's overestimation of the amount needed would not cause that applicant to receive a higher proportion of RNY Power to new load, the allocations in Exhibit "B" are recommended on an "up to" amount basis. Each of these applicants would be required to, among other commitments, add the new electric load as stated in its application, and would be allowed to use up to the amount of their RNY Power allocation in the same proportion of the RNY Power allocation to requested load as stated in Exhibit "B." The contracts for these allocations would also contain the standard provisions previously summarized in the last paragraph of Section 1 above.

### 3. Small Business and Not-for-Profit-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the small business and not-for-profit applicants listed on Exhibit "C" be awarded small business and not-for-profit based RNY Power allocations in the amounts indicated therein. The applicants have committed to retain jobs in New York State and make capital investments in exchange for the recommended RNY Power allocations as described in Exhibit "C".

### 4. Ineligibility Determinations

Based on its review of the applications of the applications listed in Exhibit "D", staff recommends that the Board determine that the applicants listed on Exhibit "D" are not eligible to receive RNY Power for the reasons described in Exhibit "D".

Staff also recommends that with respect to the first three applicants listed on Exhibit "D", the Board in addition and/or in the alternative not recommend these applicants for RNY Power for the reasons set for in Exhibit "E".

### 5. Applications Not Recommended

Based on its review of the applications of the companies listed in Exhibit "E", staff recommends that the Board not recommend the applications listed on Exhibit "E" for RNY Power for the reasons listed on Exhibit "E".

## 6. Termination of Application Review Process

Staff recommends that the Board terminate the application review process for the applicants for RNY Power listed on Exhibit “F” on the ground that in each case the applicant has not been responsive to requests by staff for additional information, preventing a complete analysis of the application and rendering the RNY Power application incomplete.

### RECOMMENDATION

For the reasons stated above, staff recommends that EDPAB: (1) recommend that the Authority Trustees award allocations of RNY Power for retention purposes to the businesses listed in Exhibit “A” in the amounts indicated therein; (2) recommend that the Trustees award allocations of RNY Power for expansion purposes to the businesses listed in Exhibit “B” in the amounts indicated therein; (3) recommend that the Trustees award allocations of RNY Power for small business and not-for-profit purposes to the small business and not-for-profit applicants listed in Exhibit “C” in the amounts indicated therein; (4) determine that the applicants identified in Exhibit “D” are ineligible to receive RNY Power allocations for the reasons discussed in Exhibit “D”; (5) determine that the applicants listed in Exhibit “E” will not be recommended for allocations of RNY Power for the reasons discussed in Exhibit “E”; and (6) determine that application review process for the applicants listed in “Exhibit F” will be terminated for the reasons discussed in “Exhibit F”.

## **RESOLUTION**

RESOLVED, That the Economic Development Power Allocation Board (“Board”) recommends that the Board of Trustees (“Trustees”) of the Power Authority of the State of New York (“Authority”) award allocations of Recharge New York (“RNY”) Power for retention purposes to the businesses listed in Exhibit “A” to the attached memorandum of the Senior Vice President – Economic Development & Energy Efficiency (the “Attached Memorandum”) in the amounts indicated therein for the reasons indicated in Exhibit “A” and the Attached Memorandum; and be it further

RESOLVED, That the Board recommends that the Authority Trustees award allocations of RNY Power for expansion purposes to the businesses listed in Exhibit “B” to the Attached Memorandum in the amounts indicated therein for the reasons indicated in Exhibit “B” and the Attached Memorandum; and be it further

RESOLVED, That the Board recommends that the Authority Trustees award allocations of RNY Power for small business and not-for-profit purposes to the small business and not-for-profit corporation applicants listed in Exhibit “C” to the Attached Memorandum in the amounts indicated therein for the reasons indicated in Exhibit “C” and the Attached Memorandum; and be it further

RESOLVED, That the Board determines that the five applicants listed in Exhibit “D” are not eligible to receive RNY Power for the reasons discussed in the Attached Memorandum and Exhibit “D”, and further determines that the first three applicants listed on Exhibit “D” in any

event are not recommended for RNY Power for the reasons discussed in Exhibit “E” as to such applicants; and be it further

RESOLVED, That the applicants listed in Exhibit “E” are not recommended for RNY Power for the reasons discussed in the Attached Memorandum and Exhibit “E”; and be it further

RESOLVED, That the application review process for the applicants listed in Exhibit “F” is terminated for the reasons discussed in the Attached Memorandum and Exhibit “F”.

| Line | Company                                    | City             | County  | Economic Development Region | IOU   | Description                                  | kW Request | kW Recommendation | Jobs Retained | Jobs Created | Total Job Commitment | Capital Investment (\$) | Contract Term (years) |
|------|--|------------------|---------|-----------------------------|-------|--|------------|-------------------|---------------|--------------|----------------------|-------------------------|-----------------------|
| 1    | PQ Recycling, LLC                          | East Farmingdale | Suffolk | Long Island                 | LIPA  | Recycling of plastic containers              | 477        | 236               | 30            | 0            | 30                   | \$1,500,000             | 7                     |
|      | <b>Long Island Region Sub-totals:</b>      |                  |         |                             |       |  |            | <b>236</b>        | <b>30</b>     | <b>0</b>     | <b>30</b>            | <b>\$1,500,000</b>      |                       |
| 2    | STAVO Industries, Inc.                     | Kingston         | Ulster  | Mid-Hudson                  | CHUD  | Manufacturer of filtration equipment         | 513        | 256               | 55            | 0            | 55                   | \$250,000               | 7                     |
|      | <b>Mid-Hudson Region Sub-totals:</b>       |                  |         |                             |       |  |            | <b>256</b>        | <b>55</b>     | <b>0</b>     | <b>55</b>            | <b>\$250,000</b>        |                       |
| 3    | Flexovit USA, Inc.                         | Angola           | Erie    | Western New York            | NGRID | Manufacturer of industrial abrasive products | 1,597      | 796               | 45            | 50           | 95                   | \$6,835,120             | 7                     |
| 4    | Gintzler Graphics, Inc.                    | Buffalo          | Erie    | Western New York            | NGRID | Manufacturer of packaging components         | 623        | 310               | 55            | 0            | 55                   | \$2,000,000             | <sup>(1)</sup> 7      |
| 5    | HTI Recycling, LLC                         | Lockport         | Niagara | Western New York            | NYSEG | Tire recycling operations                    | 1,747      | 870               | 70            | 0            | 70                   | \$2,000,000             | 7                     |
|      | <b>Western New York Region Sub-totals:</b> |                  |         |                             |       |  |            | <b>1,976</b>      | <b>170</b>    | <b>50</b>    | <b>220</b>           | <b>\$10,835,120</b>     |                       |

Totals

|              |            |           |            |                     |
|--------------|------------|-----------|------------|---------------------|
| <b>2,468</b> | <b>255</b> | <b>50</b> | <b>305</b> | <b>\$12,585,120</b> |
|--------------|------------|-----------|------------|---------------------|

<sup>(1)</sup> These companies are also recommended for expansion-related allocations of RNY for separate and distinct job creation and capital investment commitments associated with proposed business expansions.

Economic Development Power Allocation Board  
 Recommendations - RNY Power Allocations for Expansion Purposes

Exhibit "B"  
 March 28, 2016

| Line | Company                                    | City     | County | Economic Development Region | IOU   | Description                          | kW Request | kW Recommendation (1) | Base Employment (3) | Job Creation Commitment | Project Capital Investment (\$) |     | Contract Term (years) |
|------|--|----------|--------|-----------------------------|-------|--------------------------------------|------------|-----------------------|---------------------|-------------------------|---------------------------------|-----|-----------------------|
| 1    | John Hassall, Inc.                         | Westbury | Nassau | Long Island                 | LIPA  | Manufactures fasteners               | 200        | 140                   | 94                  | 30                      | \$300,000                       | (4) | 7                     |
|      | <b>Long Island Region Sub-totals:</b>      |          |        |                             |       |                                      | <b>200</b> | <b>140</b>            | <b>94</b>           | <b>30</b>               | <b>\$300,000</b>                |     |                       |
| 2    | Gintzler Graphics, Inc.                    | Buffalo  | Erie   | Western New York            | NGRID | Manufacturer of packaging components | 100        | 70                    | 55                  | 5                       | \$1,000,000                     | (2) | 7                     |
|      | <b>Western New York Region Sub-totals:</b> |          |        |                             |       |                                      | <b>100</b> | <b>70</b>             | <b>55</b>           | <b>5</b>                | <b>\$1,000,000</b>              |     |                       |

Totals

|            |          |           |                    |
|------------|----------|-----------|--------------------|
| <b>210</b> | <b>0</b> | <b>35</b> | <b>\$1,300,000</b> |
|------------|----------|-----------|--------------------|

- (1) All expansion-based RNY Power allocations are recommended to be "up to" the amount indicated pending the applicant's compliance with contractual commitments, including commitments relating to job creation, capital investment spending and power utilization.
- (2) These companies are also being recommended for retention-based RNY Power allocations associated with separate and distinct contractual commitments relating to such matters as job retention, capital investment spending and power utilization associated with an existing business.
- (3) The number of new jobs committed will be above a base employment level specified in the power sale contract with the applicant.
- (4) This applicant was previously approved for a retention-based RNY Power allocation. The base employment refers to this applicant's retained jobs which are already associated with an existing power allocation.

**Retention-Based Allocations**

| Line | Company   | City         | County     | Economic Development Region | IOU   | Description                                | kW Request | kW Recommendation | Jobs Retained | Jobs Created | Capital Investment (\$) |          | Contract Term (years) |
|------|---|--------------|------------|-----------------------------|-------|--|------------|-------------------|---------------|--------------|-------------------------|----------|-----------------------|
| 1    | John, Mark, & Maureen J. Torrey Partnership   | Lyndonville  | Orleans    | Finger Lakes                | NGRID | Dairy farm                                 | 315        | 156               | 22            | 0            | \$2,000,000             | (1), (5) | 7                     |
| 2    | Nicholas H. Noyes Memorial Hospital, Inc.   | Geneseo      | Livingston | Finger Lakes                | RGE   | Hospital                                   | 156        | 50                | 25            | 0            | \$350,000               | (5)      | 7                     |
| 3    | Traco Manufacturing, Inc.   | Batavia      | Genesee    | Finger Lakes                | NGRID | Manufacturer of packaging equipment        | 173        | 86                | 10            | 0            | \$100,000               | (1), (5) | 7                     |
|      | <b>Finger Lakes Region Sub-totals:</b>  |              |            |                             |       |  |            | <b>292</b>        | <b>57</b>     | <b>0</b>     | <b>\$2,450,000</b>      | (5)      |                       |
| 4    | Advanced Material & Manufacturing Technology Innovation Center, Research Foundation Corp. | Plainview    | Nassau     | Long Island                 | LIPA  | Serves manufacturers building prototypes   | 209        | 66                | 1             | 12           | \$1,500,000             | (5)      | 7                     |
| 5    | Aljo-Gefa Precision Manufacturing, LLC  | Old Bethpage | Nassau     | Long Island                 | LIPA  | Manufacturer of aerospace parts            | 175        | 86                | 30            | 0            | \$500,000               | (5)      | 7                     |
| 6    | ChemBio Diagnostic Systems, Inc.  | Medford      | Suffolk    | Long Island                 | LIPA  | Develops tests for disease detection       | 262        | 110               | 138           | 20           | \$200,000               | (5)      | 7                     |
| 7    | Hicksville Machine Works Corp.  | Hicksville   | Nassau     | Long Island                 | LIPA  | Manufacturer of aerospace parts            | 95         | 46                | 18            | 2            | \$100,000               | (5)      | 7                     |
| 8    | Local T.V., Inc.  | Wainscott    | Suffolk    | Long Island                 | LIPA  | Public access television station           | 42         | 10                | 7             | 0            | \$125,000               | (5)      | 7                     |
| 9    | MPI Consulting, Inc.  | West Babylon | Suffolk    | Long Island                 | LIPA  | Supplier of aerospace machining components | 128        | 60                | 8             | 0            | \$150,000               | (5)      | 7                     |
| 10   | Ozone Acquisition, LLC  | Plainview    | Nassau     | Long Island                 | LIPA  | Rehabilitation and nursing center          | 207        | 100               | 190           | 0            | \$1,500,000             | (5)      | 7                     |
| 11   | PCX Aerostructures, LLC   | Ronkonkoma   | Suffolk    | Long Island                 | LIPA  | Manufacturer of aerospace parts            | 312        | 156               | 37            | 0            | \$5,000,000             | (5)      | 7                     |
| 12   | Qosina Corp.  | Ronkonkoma   | Suffolk    | Long Island                 | LIPA  | Distributor of medical supplies            | 221        | 110               | 105           | 0            | \$2,000,000             | (5)      | 7                     |
| 13   | Sylhan, LLC   | Edgewood     | Suffolk    | Long Island                 | LIPA  | Manufacturer of refractory metal products  | 226        | 110               | 21            | 0            | \$500,000               | (1), (5) | 7                     |
| 14   | Top Hat Uniform, Inc.   | Hicksville   | Nassau     | Long Island                 | LIPA  | Manufacturer of custom-designed uniforms   | 83         | 40                | 44            | 5            | \$50,000                | (5)      | 7                     |
|      | <b>Long Island Region Sub-totals:</b>   |              |            |                             |       |  |            | <b>894</b>        | <b>599</b>    | <b>39</b>    | <b>\$11,625,000</b>     |          |                       |

**Retention-Based Allocations**

| Line | Company                                 | City          | County   | Economic Development Region | IOU   | Description                               | kW Request | kW Recommendation | Jobs Retained | Jobs Created | Capital Investment (\$) |         | Contract Term (years) |
|------|---|---------------|----------|-----------------------------|-------|---|------------|-------------------|---------------|--------------|-------------------------|---------|-----------------------|
| 15   | Nortek Powder Coating LLC               | Rome          | Oneida   | Mohawk Valley               | NGRID | Manufacturer of powder coating products   | 291        | 146               | 14            | 0            | \$750,000               | (1),(5) | 7                     |
| 16   | Redco Foods, Inc.                       | Little Falls  | Herkimer | Mohawk Valley               | NGRID | Manufacturer of herbal teas and desserts  | 335        | 166               | 60            | 0            | \$875,000               | (5)     | 7                     |
|      | <b>Mohawk Valley Region Sub-totals:</b> |               |          |                             |       |   |            |                   |               |              |                         |         |                       |
|      |   |               |          |                             |       |   |            | <b>312</b>        | <b>74</b>     | <b>0</b>     | <b>\$1,625,000</b>      |         |                       |
| 17   | Aero Nav Laboratories, Inc.             | College Point | Queens   | New York City               | CONED | Conducts environmental simulation testing | 126        | 60                | 16            | 0            | \$100,000               | (5)     | 7                     |
| 18   | Banner Smoked Fish, Inc.                | Brooklyn      | Kings    | New York City               | CONED | Processing of smoked fish products        | 280        | 130               | 33            | 0            | \$1,700,000             | (5)     | 7                     |
| 19   | Control Electropolishing Corporation    | Brooklyn      | Kings    | New York City               | CONED | Metal finishing company                   | 77         | 36                | 19            | 0            | \$125,000               | (1),(5) | 7                     |
| 20   | TMI Trading                             | Brooklyn      | Kings    | New York City               | CONED | Food manufacturing company                | 203        | 100               | 30            | 0            | \$500,000               | (5)     | 7                     |
|      | <b>New York City Region Sub-totals:</b> |               |          |                             |       |   |            |                   |               |              |                         |         |                       |
|      |   |               |          |                             |       |   |            | <b>326</b>        | <b>98</b>     | <b>0</b>     | <b>\$2,425,000</b>      |         |                       |
| 21   | Schum-Acres Dairy OPS, LLC              | Naples        | Ontario  | Southern Tier               | NYSEG | Dairy farm                                | 234        | 116               | 35            | 0            | \$1,500,000             | (1),(5) | 7                     |
|      | <b>Southern Tier Region Sub-totals:</b> |               |          |                             |       |   |            |                   |               |              |                         |         |                       |
|      |   |               |          |                             |       |   |            | <b>116</b>        | <b>35</b>     | <b>0</b>     | <b>\$1,500,000</b>      |         |                       |

**Retention-Based Totals**

|              |            |           |                     |
|--------------|------------|-----------|---------------------|
| <b>1,940</b> | <b>863</b> | <b>39</b> | <b>\$19,625,000</b> |
|--------------|------------|-----------|---------------------|

Expansion-Based Allocations

| Line | Company                                     | City        | County   | Economic Development Region | IOU   | Description                               | kW Request | kW Recommendation <sup>(7)</sup> | Base Employment <sup>(5)</sup> | Job Creation Commitment | Project Capital Investment (\$) |                          | Contract Term (years) |
|------|---|-------------|----------|-----------------------------|-------|---|------------|----------------------------------|--------------------------------|-------------------------|---------------------------------|--------------------------|-----------------------|
| 22   | Seneca Street Enterprises, LLC              | Manlius     | Onondaga | Central New York            | NGRID | Microbrewery                              | 200        | 100                              | 0                              | 21                      | \$1,517,500                     | <sup>(6)</sup>           | 7                     |
|      | <b>Central New York Region Sub-totals:</b>  |             |          |                             |       |   |            | <b>100</b>                       | <b>0</b>                       | <b>21</b>               | <b>\$1,517,500</b>              |                          |                       |
| 23   | John, Mark, & Maureen J. Torrey Partnership | Lyndonville | Orleans  | Finger Lakes                | NGRID | Dairy farm                                | 350        | 176                              | 22                             | 14                      | \$13,000,000                    | <sup>(1), (2), (6)</sup> | 7                     |
| 24   | Traco Manufacturing, Inc.                   | Batavia     | Genesee  | Finger Lakes                | NGRID | Manufacturer of packaging equipment       | 100        | 50                               | 10                             | 3                       | \$685,000                       | <sup>(1), (2), (6)</sup> | 7                     |
| 25   | Upstate Door, Inc.                          | Warsaw      | Wyoming  | Finger Lakes                | NYSEG | Manufacturer of custom-made doors         | 150        | 76                               | 55                             | 15                      | \$950,000                       | <sup>(4), (6)</sup>      | 7                     |
|      | <b>Finger Lakes Region Sub-totals:</b>      |             |          |                             |       |   |            | <b>302</b>                       | <b>0</b>                       | <b>32</b>               | <b>\$14,635,000</b>             |                          |                       |
| 26   | Sylhan, LLC                                 | Edgewood    | Suffolk  | Long Island                 | LIPA  | Manufacturer of refractory metal products | 50         | 26                               | 21                             | 10                      | \$2,800,000                     | <sup>(1), (2), (6)</sup> | 7                     |
|      | <b>Long Island Region Sub-totals:</b>       |             |          |                             |       |   |            | <b>26</b>                        | <b>0</b>                       | <b>10</b>               | <b>\$2,800,000</b>              |                          |                       |
| 27   | Ulster-Greene ARC Foundation                | Ellenville  | Ulster   | Mid-Hudson                  | CHUD  | Services for the developmentally disabled | 60         | 20                               | 14                             | 36                      | \$1,616,500                     | <sup>(6)</sup>           | 7                     |
|      | <b>Mid-Hudson Region Sub-totals:</b>        |             |          |                             |       |   |            | <b>20</b>                        | <b>14</b>                      | <b>36</b>               | <b>\$1,616,500</b>              |                          |                       |
| 28   | Nortek Powder Coating LLC                   | Rome        | Oneida   | Mohawk Valley               | NGRID | Manufacturer of powder coating products   | 44         | 20                               | 14                             | 4                       | \$1,000,000                     | <sup>(1), (2), (6)</sup> | 7                     |
|      | <b>Mohawk Valley Region Sub-totals:</b>     |             |          |                             |       |   |            | <b>20</b>                        | <b>0</b>                       | <b>4</b>                | <b>\$1,000,000</b>              |                          |                       |
| 29   | Control Electropolishing Corporation        | Brooklyn    | Kings    | New York City               | CONED | Metal finishing company                   | 20         | 10                               | 19                             | 2                       | \$200,000                       | <sup>(1), (2), (6)</sup> | 7                     |
|      | <b>New York City Region Sub-totals:</b>     |             |          |                             |       |   |            | <b>10</b>                        | <b>0</b>                       | <b>2</b>                | <b>\$200,000</b>                |                          |                       |

**Expansion-Based Allocations**

| Line | Company                                 | City   | County  | Economic Development Region | IOU   | Description | kW Request | kW Recommendation <sup>(7)</sup> | Base Employment <sup>(3)</sup> | Job Creation Commitment | Project Capital Investment (\$) |                          | Contract Term (years) |
|------|---|--------|---------|-----------------------------|-------|-------------|------------|----------------------------------|--------------------------------|-------------------------|---------------------------------|--------------------------|-----------------------|
| 30   | Schum-Acres Dairy OPS, LLC              | Naples | Ontario | Southern Tier               | NYSEG | Dairy farm  | 500        | 250                              | 35                             | 1                       | \$2,500,000                     | <sup>(1), (2), (6)</sup> | 7                     |
|      | <b>Southern Tier Region Sub-totals:</b> |        |         |                             |       |             |            | <b>250</b>                       | <b>0</b>                       | <b>1</b>                | <b>\$2,500,000</b>              |                          |                       |
|      |   |        |         |                             |       |             |            |                                  |                                |                         |                                 |                          |                       |

**Expansion-Based Totals**

|            |           |            |                     |
|------------|-----------|------------|---------------------|
| <b>728</b> | <b>14</b> | <b>106</b> | <b>\$24,269,000</b> |
|------------|-----------|------------|---------------------|

**Retention & Expansion-Based Totals**

|              |            |            |                     |
|--------------|------------|------------|---------------------|
| <b>2,668</b> | <b>877</b> | <b>145</b> | <b>\$43,894,000</b> |
|--------------|------------|------------|---------------------|

- (1) These applicants are being recommended for both RNY retention and expansion-based allocations.
- (2) The number of new jobs committed will be above a base employment level specified in the applicant's retention-based allocation recommendation.
- (3) The number of new jobs committed will be above a base employment level specified in the power sale contract with the applicant.
- (4) This applicant was previously approved for a retention-based RNY Power allocation. The base employment refers to this applicant's retained jobs which are already associated with an existing power allocation.
- (5) Indicates a retention-based allocation recommendation
- (6) Indicates an expansion-based allocation recommendation
- (7) All expansion-based RNY Power allocations are recommended to be "up to" the amount indicated pending the applicant's compliance with contractual commitments, including commitments relating to job creation, capital investment spending and power utilization.

**Economic Development Power Allocation Board  
 ReCharge New York Power Program  
 Recommendations - Applicants Not Eligible**

**Exhibit "D"  
 March 28, 2016**

| <b>Line</b> | <b>Company</b>         | <b>City</b> | <b>County</b> | <b>Economic Development Region</b> | <b>IOU</b> | <b>Description</b>                 | <b>Reason</b>                                   |
|-------------|------------------------|-------------|---------------|------------------------------------|------------|------------------------------------|---|
| 1           | Lunar Module Park LLC  | Bethpage    | Nassau        | Long Island                        | LIPA       | Studio rentals for film production | Retail business                                 |
| 2           | CCNA Realty LLC        | Yonkers     | Westchester   | Mid-Hudson                         | CONED      | Provides office space to tenants   | The project includes retail business components |
| 3           | Seneca Larkin 701, LLC | Buffalo     | Erie          | Western New York                   | NGRID      | Provides office space to tenants   | The project includes retail business components |
| 4           | The Nail Belle         | Brooklyn    | Kings         | New York City                      | CONED      | Nail salon                         | Retail business                                 |
| 5           | Fun Xcape, LLC         | Watertown   | Jefferson     | North Country                      | NGRID      | Indoor amusement park              | Retail business                                 |

**Economic Development Power Allocation Board  
 ReCharge New York Power Program  
 Recommendations - Applicant/Application Not Recommended for RNY Power Allocation**

**Exhibit "E"  
 March 28, 2016**

| <b>Line</b> | <b>Company</b>         | <b>City</b> | <b>County</b> | <b>Economic Development Region</b> | <b>IOU</b> | <b>Description</b>                 | <b>Reason</b>   |
|-------------|------------------------|-------------|---------------|------------------------------------|------------|------------------------------------|---|
| 1           | Lunar Module Park LLC  | Bethpage    | Nassau        | Long Island                        | LIPA       | Studio rentals for film production | 1) The applicant's power demand fluctuates significantly due to standard operating conditions and therefore an RNY allocation based on such fluctuating power demand would be unlikely to have a meaningful impact on the applicant's operating costs particularly during times of reduced demand. 2) The applicant itself can only commit to a small number of direct jobs due to the nature of its business. Other persons working at the facility would be employed by production companies renting out studio space and would not be subject to long term commitments by the applicant. |
| 2           | CCNA Realty LLC        | Yonkers     | Westchester   | Mid-Hudson                         | CONED      | Provides office space to tenants   | Specific entities within the facility that would use and receive the benefit of an RNY allocation would not have a utility account or utility grade demand meter, and therefore it would not be possible for the utility to collect demand and usage data from specific users of RNY Power.   |
| 3           | Seneca Larkin 701, LLC | Buffalo     | Erie          | Western New York                   | NGRID      | Provides office space to tenants   | Specific entities within the facility that would use and receive the benefit of an RNY allocation would not have a utility account or utility grade demand meter, and therefore it would not be possible for the utility to collect demand and usage data from specific users of RNY Power.   |
| 4           | Seward House Museum    | Auburn      | Cayuga        | Central New York                   | NYSEG      | Historical museum and landmark     | The applicant's power demand is insufficient to support an award of RNY Power and to meet other program requirements, and a RNY Power allocation based on such power demand is unlikely to have a meaningful impact on the applicant's operating costs.   |

**Economic Development Power Allocation Board  
 ReCharge New York Power Program  
 Recommendations - Terminate Application/Review Process**

**Exhibit "F"  
 March 28, 2016**

| <b>Line</b> | <b>Company</b>                      | <b>City</b> | <b>County</b> | <b>Economic Development Region</b> | <b>IOU</b> | <b>Description</b>                        | <b>Reason</b>   |
|-------------|-------------------------------------|-------------|---------------|------------------------------------|------------|---|---|
| 1           | Stone Management                    | Watervliet  | Albany        | Capital District                   | NGRID      | Warehousing & transportation hub          | Applicant has been unresponsive to requests by staff for additional information, preventing a complete analysis of the application. |
| 2           | Stellae International Inc.          | Farmingdale | Nassau        | Long Island                        | LIPA       | Supply chain for fashion and luxury goods | Applicant has been unresponsive to requests by staff for additional information, preventing a complete analysis of the application. |
| 3           | Vox International Corporation       | Hauppauge   | Suffolk       | Long Island                        | LIPA       | Office and administration facilities      | Applicant has been unresponsive to requests by staff for additional information, preventing a complete analysis of the application. |
| 4           | Avatar Sustainable Technologies LLC | TBD         | TBD           | TBD                                | NGRID      | Biomaterials manufacturer                 | Applicant has been unresponsive to requests by staff for additional information, preventing a complete analysis of the application. |