



# Economic Development Power Allocation Board

KATHY HOCHUL  
Governor

JUDGE CECILY MORRIS  
Chair

## ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD

### MINUTES

January 28, 2025

Meeting Held Via Videoconference

#### **Subject**

#### **Page No.   Exhibits**

Introduction

2

1. Adoption of January 28, 2025 Proposed Meeting Agenda

2

2. Adoption of the Minutes of the Meeting of December 9, 2024

2

3. Transfer of RNY Power Allocations

2

OTHER BUSINESS

4

4. Next Meeting

4

Closing

4



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A regular meeting of the Economic Development Power Allocation Board (“EDPAB”) was held via video conference, at approximately 8:00 a.m.

The following Members of the Board were present:

**Cecily Morris**, Chair  
**Dennis Trainor**, Member  
**Andrew Silver**, Member

**Also in attendance were:**

Lori Alesio	Executive Vice President and General Counsel, NYPA
Maribel Cruz-Brown	Senior Vice President – Customer Solutions, NYPA
Karen Delince	Vice President and Corporate Secretary, NYPA
Eric Bowers	Vice President, Economic Development and Key Account Management, NYPA
Mark Schwartzburt	Expert Customer Contracts Analyst, NYPA
Sheila Quatrocci	Senior Associate Corporate Secretary, NYPA
Michele Stockwell	Senior Assistant – Corporate Secretary, NYPA

## **Introduction**

Chair Cecily Morris welcomed members of the Board Dennis Trainor and Andrew Silver and Authority senior staff to the meeting. She said that the meeting had been duly noticed as required by the Open Meetings Law and called the meeting to order pursuant to the EDPAB Bylaws, Article III, Section 2.

### **1. Adoption of the January 28, 2025 Proposed Meeting Agenda**

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the Agenda for the January 28, 2025 meeting was adopted.

***Chair Cecily Morris and Members Dennis Trainor and Andrew Silver declared no conflicts of interest based on the list of entities being considered for power allocations.***

### **2. Approval of the Minutes**

On motion made by Dennis Trainor and seconded by Member Andrew Silver, the Minutes of the Meeting held on December 9, 2024 were unanimously approved.

***Chair Cecily Morris invited Ms. Maribel Cruz-Brown, Senior Vice President of Customer Solutions, to present staff's recommendations to the Board.***

*Ms. Maribel Cruz-Brown said that the staff is requesting that the members approve the recommendations which will be presented by Mark Schwartzburt, Expert Customer Contracts Analyst.*

### **3. Transfer of Recharge New York Power Allocations**

#### **SUMMARY**

The Economic Development Power Allocation Board ("Board") is requested to approve the transfer of the Recharge New York ("RNY") Power allocations listed below, subject to the conditions discussed in this memorandum:

1. Transfer of 96 kilowatt ("kW") and 150 kW RNY Power allocations awarded to Food Authority Inc. ("Food Authority"), for use from its facility at 430 Wireless Blvd., Hauppauge, NY 11788, to a facility at 235 Pinelawn Rd., Melville, NY 11747.

If the Board approves the requested transfer, the Trustees of the New York Power Authority ("Authority") will also be requested to approve the transfer.

#### **DISCUSSION**

The following discussion describes the facts relating to the recommended transfer.

##### **1) Food Authority Inc.**

Food Authority was awarded 96 kW and 150 kW RNY Power allocations for use at its facility located in Hauppauge, NY. This facility stores and distributes food, servicing over 1,000 quick service restaurants in 15 states.

Food Authority has relocated from 430 Wireless Blvd., Hauppauge, NY 11788, to a facility at 235 Pinelawn Rd., Melville, NY 11747. Food Authority plans no changes to the business that it conducted at its Hauppauge, NY facility.

Food Authority requests that the 96 kW and 150 kW RNY Power allocations be transferred from its facility at Hauppauge, NY, to its new facility at Melville, NY. The company indicates that it will honor all of the terms and commitments it made under the Agreements for the Sale of Recharge New York Power and Energy with the Authority covering the allocations.

The Board has previously approved transfers of RNY Authority Power allocations in similar circumstances.

### RECOMMENDATION

Staff recommends that the Board approve the transfer discussed above, subject to the following conditions: (1) approval of the transfer of the RNY Power allocations by the NYPA Board of Trustees; (2) there be no material reductions in the base employment level or capital investment commitment associated with the allocations that would be transferred; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by the Authority to be appropriate to effectuate the transfer.

*Mr. Mark Schwartzburt provided highlights of the staff's recommendation to the members. He said that the members are requested to recommend that the New York Power Authority's ("NYPA") Board of Trustees approve a Transfer of Recharge New York ("RNY") Power allocations, where the customer has moved from its facility in Hauppauge to its new facility in Melville and will continue the same business operations at the Melville facility as it had done in Hauppauge. This request is subject to the approval of the transfer of the RNY Power allocations by the Authority; there being no material reductions in the base employment level or capital investment commitment associated with the allocations that would be transferred; and the transfer is addressed in contract documents containing such terms and conditions determined by the Authority to be appropriate to effectuate the transfer.*

On motion made by Member Andrew Silver and seconded by Member Dennis Trainor, the Transfer of Recharged New York Power Allocations, as recommended by staff, was approved by the Board.

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

RESOLVED, That the transfer of 96 kilowatt ("kW") and 150 kW Recharge New York Power allocations awarded to Food Authority Inc., for use at its facility located at 430 Wireless Blvd., Hauppauge, NY 11788, to its new facility located at 235 Pinelawn Rd., Melville, NY 11747, as described in the foregoing memorandum be, and hereby is, approved subject to the following conditions: (1) approval of the transfer by the New York Power Authority ("NYPA") Board of Trustees; (2) there be no material reduction in the base employment level or capital investment commitment due to the transfer as provided for above; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by the NYPA to be appropriate to effectuate the transfer.

4. **Next Meeting**

Chair Cecily Morris said that the next meeting of the Board will be held on Tuesday, March 25, 2025

**Closing**

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the meeting was adjourned at approximately 8:10 a.m.

Karen Delince  
Vice President and Corporate Secretary