



# NY State Economic Development Power Allocation Board

## ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD

### MINUTES

March 16, 2023 – 8:00 a.m.

Meeting Held Via Videoconference

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A regular meeting of the Economic Development Power Allocation Board was held via video conference, at approximately 9:00 a.m.

The following Members of the Board were present:

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

**Also in attendance were:**

Justin Driscoll	Acting President and Chief Executive Officer
Lori Alesio	Interim Executive Vice President & General Counsel, NYPA
Daniella Piper	Regional Manager & Senior Vice President – Site Administration
Karen Delince	Vice President and Corporate Secretary, NYPA
Maribel Cruz	Vice President – Economic Development & Key Account Management – Clean Energy Solutions, NYPA
Karina Saslow	Interim Vice President – Human Resources
Jesse Scott	Interim Chief of Staff – Policy, Communications & Chief of Staff
Lorna Johnson	Senior Associate Corporate Secretary, NYPA
Sheila Quatrocci	Senior Associate Corporate Secretary, NYPA
Michele Stockwell	Project Coordinator – Corporate Secretary

**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 March 16, 2023 Proposed Meeting Agenda**

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the Agenda for the March 16, 2023 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 Member Dennis Trainor and seconded by Member Andrew Silver, the Minutes of the Meeting held on December 12, 2022 were unanimously approved.

**3. Recharge New York Power – New, Extended and Modified Allocations**

**SUMMARY**

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

- (a) recommend that the New York Power Authority (“Authority” or “NYPA”) Trustees (“Trustees”) extend each of the 7 allocations of Recharge New York (“RNY”) Power (“Allocation” or collectively “Allocations”) awarded to the businesses listed in Exhibit “A” for a term of 7 years. The term would commence on the expiration of each such existing Allocation, or in the Authority’s discretion, on a date to be agreed upon by the parties, for a term not to exceed 7 years (collectively, the “Extended Term”), subject to the following conditions:
  - i. A customer whose Allocation would be extended would have to agree to provide supplemental commitments for, among other things, jobs, and capital investments, as it has in its current RNY Power agreement(s) with the Authority (collectively, “Current RNY Power Agreement”) for the length of any Extended Term, through the incorporation of such supplemental commitments in the proposed final contract that is executed by the parties. With respect to capital investments, the vast majority of RNY Power customers (i.e., those who do not have project/expansion capital investment commitments) would be expected to meet a minimum capital investment commitment.
  - ii. Unless otherwise noted, each of the customers identified in Exhibit “A” is in compliance with its contractual obligations to the Authority under its Current RNY Power Agreement;
- (b) recommend that the Trustees award new allocations of RNY Power available for “retention” purposes to the businesses listed in Exhibit “B” in the amounts indicated therein;
- (c) recommend that the Trustees award new allocations of RNY Power available for “expansion” purposes to the businesses listed in Exhibit “C” in the amounts indicated therein;

- (d) recommend that the Trustees award new allocations of RNY Power available for eligible small businesses and/or not-for-profit corporations to the entities listed in Exhibit “D” in the amounts indicated therein;
- (e) terminate the application review process for the applicants listed in Exhibit “E”; and
- (f) determine that the applicant listed in Exhibit “F” would not be recommended to receive an RNY Power allocation.

The Board is further requested to recommend that, in addition to any other terms and conditions that the Authority determines in its discretion to be appropriate for the sale of any Allocations recommended herein, such terms and conditions include:

- (1) provisions for 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 commitments, relating to such things as employment levels, power utilization, capital investments, and/or energy efficiency measures;
- (2) requirements for an agreement by the recipient of an allocation undertake at its own expense an energy audit of its facilities at which the allocation is consumed modified by the Authority on a showing of good cause by the recipient, and that the recipient provide the Authority with a copy of any such audit or a report describing the results of such audit;
- (3) a requirement for an agreement by the recipient of an allocation to make its facilities available at reasonable times and intervals for energy audits and related assessments that the Authority desires to perform; and
- (4) a recommendation shall require that if the actual metered load at the facility where the allocation is utilized is less than the allocation, such allocation will be reduced accordingly.

The sale of any Allocation as proposed herein will be governed by the form of the RNY Power contract that was approved by the Trustees on March 26, 2019, and existing Authority Service Tariff RNY-1.

## BACKGROUND

On April 14, 2011, the RNY Power Program was signed into law as part of Chapter 60 (Part CC) of the Laws of 2011. The RNY Power Program is codified primarily in Economic Development Law (“EDL”) §188-a and Public Authorities Law §1005(13-a) (the “RNY Statutes”). The program makes available 910 megawatts (“MW”) of “RNY Power,” 50% of which will be provided by certain Authority 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 7 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.

As part of New York State’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.

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; and at least 200 MW of RNY Power shall be dedicated to the purpose of attracting new businesses and encouraging expansion of existing businesses statewide. In July 2021, legislation was enacted increasing the dedicated amount of RNY

Power from 100 MW to no more than 150 MW for eligible not-for-profit corporations and eligible small businesses statewide.

“Eligible applicant” is defined by statute 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.

RNY Power allocation awards are comprised of 50% hydropower and 50% Authority-procured market power. 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 the RNY power allocation, the Authority shall offer each eligible applicant the option to decline to purchase the RNY market power component of such allocation. If an eligible applicant declines to purchase the RNY market power component, the Authority has no responsibility for supplying such market power to the eligible applicant.

Under applicable law, applications for RNY Power are first considered by EDPAB. EDPAB is authorized to recommend applicants to the Authority’s Trustees that it believes should receive an award of RNY Power based on applicable statutory criteria and other pertinent considerations. The criteria provided for in the RNY Statutes are summarized in Exhibit “G” to this memorandum. 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.

In arriving at recommendations 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.

Unless otherwise noted in Exhibits “B”, “C”, and “D” (recommendations for new RNY Power allocations), new 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 score relatively high are typically recommended for allocations of 33% of the requested amount or average historic demand, whichever is lower. These allocations are capped at 5 MW. Applicants currently receiving hydropower allocations under other Authority power programs are typically recommended for allocations of RNY Power of 25% of the requested amount, subject to the caps as stated above.

RNY Power allocation extensions have been awarded by the Trustees on sixteen prior occasions spanning from October 2018 through December 2022. These recommendations pertain to existing RNY Power customers receiving an Extended Term of 7 years.

RNY Power allocations pertaining to new applicants have been awarded by the Trustees on thirty-six prior occasions spanning from April 2012 through December 2022. Currently, approximately 18 MW of RNY Power remains unallocated. This figure reflects Trustee actions taken on RNY Power applications prior to any actions that EDPAB recommends today. If the recommendations by EDPAB are approved by the Trustees, excluding the recommendation to Micron New York Semiconductor Manufacturing LLC listed in Exhibit “C”, it is anticipated that approximately 7 MW of RNY Power would remain unallocated. The amount of power recommended to Micron will be sourced from the temporary power allocated to existing customers under the Economic Development Customer Assistance Program that is set to expire on January 31, 2024.

Applications for new RNY Power allocations have been considered, where applicable, under NYPA’s Green Jobs Evaluation Incentive Plan and the Diversity, Equity, and Inclusion (“DEI”) Evaluation and Incentive Plan. These plans were approved by the Trustees on December 9, 2020 and December 7, 2021, respectively.

The sale of RNY Power allocations that are recommended by EDPAB today for Trustee approval would be governed by the form of RNY Power contract that was approved by the Trustees on March 26, 2019, and existing Authority Service Tariff RNY-1. The terms and conditions in the RNY Power contract form are consistent with the terms and conditions pertaining to the sale of Allocations as described above.

## DISCUSSION

### 1. Extension of Existing Allocations

For the current round of recommendations, Authority staff has reviewed applications from 7 RNY Power customers who are requesting that their existing RNY Power allocations be extended. Exhibit "A" lists, among other things, the name of each such customer, the amount of its current Allocation, and each customer's supplemental commitments for jobs and capital investments associated with its extension recommendation. A copy of each application has also been made available to the Board. Staff's review has included on a customer-specific basis consideration of such issues as the amount of each Allocation that would be extended, the supplemental commitments that these customers have made under their Existing Contract and are prepared to make as consideration for an extension, and the customer's compliance status under its Existing Contract, including its compliance with supplemental commitments for jobs and capital investments.

Staff recommends that EDPAB recommend to the NYPA Trustees that the full Allocations be extended for each company as indicated in Exhibit "A".

Staff has concluded that the businesses listed in Exhibit "A", which are located throughout the State, continue to bring valuable benefits to the State. In total, the Allocations listed in Exhibit "A" are supporting the retention of 3,300 jobs and nearly \$79.5 million in capital investments throughout New York State, and the Authority will require customers to commit to the same or substantially similar supplemental commitments for jobs and capital investments that are contained in Exhibit "A" for the Extended Term.

Staff believes that an extension of each Allocation listed in Exhibit "A" is warranted and is consistent with the statutory criteria that are used to evaluate applications for an award of RNY Power which are summarized in Exhibit "G". As described above, each Allocation would be extended for a term not to exceed 7 years.

### 2. Retention-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the applicants listed in Exhibit "B" be awarded retention-based RNY Power allocations in the amounts indicated therein. Each business has stated a willingness to retain jobs in New York State. Additionally, these applicants will be committing to capital investments in exchange for the recommended RNY Power allocations. Unless otherwise indicated in Exhibit "B", these applicants seek an RNY Power allocation for job retention purposes only. The retention-based allocations are each recommended for a term of 7 years unless otherwise indicated. The Authority's RNY Power sale contract form would also contain the provisions summarized above.

### 3. Expansion-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the applicants listed in Exhibit "C" be awarded expansion-based RNY Power allocations in the amounts indicated which would be sourced 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. Unless otherwise indicated in Exhibit "C", these applicants seek an RNY Power allocation for expansion of an existing business or a new business/ facility. Each such allocation would be for a term of 7 years unless otherwise indicated. The Authority's RNY Power sale contract form would also contain the provisions summarized above.

4. Small Business and/or Not-for-Profit RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the small business and/or not-for-profit applicants listed in Exhibit "D" be awarded RNY Power allocations in the amounts indicated therein each for a 7-year term. The applicants have committed to retain and/or create jobs in New York State and make capital investments in exchange for the recommended RNY Power allocations as described in Exhibit "D". The contracts for these allocations would also contain the provisions summarized above.

5. Termination of Application Review Process

Staff recommends that the Board terminate the application review process for the applicants listed in Exhibit "E" for the reasons listed in Exhibit "E". In the past, some applicants in these circumstances have refiled if able to advance a more complete RNY Power application.

6. Applicants Not Recommended

Staff recommends that the Board determine that the applicant listed in Exhibit "F" would not be recommended to receive an RNY Power allocation for the reasons listed in Exhibit "F".

RECOMMENDATION

For the reasons stated above, staff recommends that EDPAB:

- (1) Recommend to the NYPA Trustees that each of the existing 7 Allocations of RNY Power listed in Exhibit "A" be extended for a term of 7 years as described above, to commence on the expiration of such Allocation, or at the Authority's discretion on a date to be agreed upon by the parties for a term not to exceed 7 years;
- (2) Recommend to the NYPA Trustees that, in addition to any other terms and conditions that the Authority determines in its discretion to be appropriate for the sale of the Allocations recommended herein, such terms and conditions include:
  - (a) provisions for effective periodic audits of the customer whose Allocation is extended for the purpose of determining contract and program compliance, and for the partial or complete withdrawal of an Extended Allocation if the business fails to maintain mutually agreed upon commitments, including those relating to employment levels, capital investments, power usage and energy efficiency measures;
  - (b) a requirement that the customer whose Allocation is extended undertake at its own expense energy audit of its facilities at which the Extended Allocation is consumed at least once during the term of the allocation absent good cause, and provide the Authority with a copy of any such audit or, at the Authority's option, a report describing the results of such audit, and provide documentation requested by the authority relating to the implementation of any efficiency measures at the facilities;
  - (c) an agreement by the customer whose Allocation is extended to make its facilities available for energy audits and related assessments that the authority desires to perform, if any, and provide information requested by the Authority or its designee in surveys, questionnaires and other information requests relating to energy efficiency and energy-related projects, programs and services; and
  - (d) an agreement by the customer whose Allocation is extended that if the actual metered load at the facility where the allocation is utilized is less than the allocation, such allocation will be reduced accordingly;
- (3) Recommend that the NYPA Trustees award the new allocations of RNY Power for retention purposes to the businesses listed in Exhibit "B" as indicated therein;

- (4) Recommend that the NYPA Trustees award the new allocations of RNY Power for expansion purposes to the businesses listed in Exhibit “C” as indicated therein;
- (5) Recommend that the NYPA Trustees award the new allocations of RNY Power for the small business and/or not-for-profit applicants identified in Exhibit “D” for retention and expansion purposes as indicated therein;
- (6) Terminate the application review process for the applicants listed in Exhibit “E” for the reasons listed in Exhibit “E”; and
- (7) Determine that the applicant listed in Exhibit “F” would not be recommended to receive an RNY Power allocation for the reasons listed in Exhibit “F”.

***Chair Cecily Morris invited Ms. Maribel Cruz, Vice President of Economic Development and Key Account Management, to present the Recharge New York Power – New, Extended and Modified Allocations item to the Board.***

*Ms. Maribel Cruz, Vice President of Economic Development & Key Account Management – Clean Energy Solutions, said that the members of the Economic Development Power Allocation Board are requested to recommend that the New York Power Authority’s (“NYPA”) Board of Trustees approve contract extensions for 7 allocations of Recharge New York Power (“RNY”) to existing customers and new allocations of RNY large business retention, large business expansion, and small business and not-for-profit-based power to 27 applicants. All applications were submitted through the State’s Consolidated Funding Application system.*

*She continued that, as in the past, new applications were evaluated on a competitive basis in consideration of the 12 criteria in the RNY legislation which includes job commitments, capital investment, and an applicant’s risk of closure or leaving the state if they are not awarded a RNY power allocation. Applications for new RNY Power allocations have been considered, where applicable, under NYPA’s Green Jobs Evaluation Incentive Plan and the Diversity, Equity, and Inclusion (“DEI”) Evaluation and Incentive Plan. The recommendations also include 2 Minority-Owned Business Enterprises (“MBE’s”) and 7 companies with facilities located in Disadvantaged Communities.*

*The recommendations consist of the following:*

- *7 extension allocations totaling 8.5 MW’s and supporting 3,300 jobs;*
- *3 new large business retention allocations totaling 4.4 MW’s and supporting the retention of more than 900 jobs;*
- *5 new large business expansion allocations totaling 144.1 MW’s and supporting the creation of nearly 2,800 new jobs; and*
- *19 new small business and not-for-profit based allocations totaling nearly 2.0 MW’s and supporting more than 3,600 jobs.*

*Included in the recommendations is a 140 MW large business expansion allocation to Micron New York Semiconductor Manufacturing LLC. Micron is proposing to construct a 2.4 million square-foot semiconductor chip fabrication facility in the Central New York region with the initial phase of the project supporting more than 2,300 new jobs and \$19.3 billion in capital spending.*

*Ms. Cruz continued that, if the recommendations are approved, it is anticipated that approximately 7 MW’s of RNY Power would remain available to be allocated; the awarded applicants will be offered Recharge NY contracts for a term of up to 7 years. The contract has provisions 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, power utilization, and capital investment.*

*Ms. Cruz ended that the Board is being asked to recommend that the Authority’s Board of Trustees approve contract extensions for 7 allocations of Recharge New York Power to existing*



*customers, and award 27 new Recharge New York large business retention, large business expansion, and small business and not-for-profit based power allocations.*

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the Recharge New York Power – New, Extended and Modified Allocations as recommended by staff, was approved by the Board.

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

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”) extend each of the existing 7 allocations of Recharge New York (“RNY”) Power (“Allocation” or collectively “Allocations”) in the manner described in the accompanying report of the Vice President, Economic Development & Key Account Management (the “Report”) for a term of 7 years, to commence (1) on the expiration of each such Allocation, or (2) at the Authority’s discretion on a date to be agreed upon by the Authority and the customer, for a term not to exceed 7 years; and be it further

RESOLVED, That the Board also recommends that in addition to any other terms and conditions that the Authority determines in its discretion to be appropriate for the sale of the Allocations recommended herein, such terms and conditions include:

- (1) provisions for effective periodic audits of the customer whose Allocation is extended for the purpose of determining contract and RNY Power program compliance, and for the partial or complete withdrawal of an Extended Allocation if the customer fails to maintain mutually agreed upon commitments, including specifically commitments relating to, among other things, employment levels, power utilization, capital investments, and/or energy efficiency measures;
- (2) a requirement that the customer whose Allocation is extended (a) undertake at its own expense an energy audit of its facilities at which the Extended Allocation would be consumed at least once during the term of the Extended Allocation absence good cause as determined by the Authority, and (b) provide the Authority with a copy of any such audit or, at the Authority's option, a report describing the results of such audit, and provide documentation requested by the authority relating to the implementation of any efficiency measures at the facilities;
- (3) an agreement by the customer whose Allocation is extended to make its facilities available for audits and related assessments that the authority desires to perform, if any, and provide information requested by the authority or its designee in surveys, questionnaires and other information requests relating to energy efficiency and energy-related projects, programs and services;
- (4) an agreement by the customer whose Allocation is extended that if the actual metered load at the facility where the allocation is utilized is less than the allocation, such allocation will be reduced accordingly; and be it further

RESOLVED, That the Board recommends that the Trustees approve the new RNY Power allocations for retention purposes in the amounts indicated therein; and be it further

RESOLVED, That the Board recommends that the Trustees approve the new RNY Power allocations for expansion purposes in the amounts indicated therein; and be it further

RESOLVED, That the Board recommends that the Trustees approve the new RNY Power allocations for retention and expansion purposes in the amounts indicated therein; and be it further

RESOLVED, That the Board terminates the application review process for the identified applicants for the reasons discussed in the foregoing Report; and be it further

RESOLVED, That the Board determines to not recommend an RNY Power allocation for the identified applicant for the reasons discussed in the foregoing Report.

Economic Development Power Allocation Board											Exhibit "A"	
Extension Recommendations - RNY Power Allocations for Retention Purposes (Large Businesses, Small Business, and/or NFP Corporations)											March 16, 2023	
Retention-Based Allocations												
Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Job Commitments	Capital Investment Commitment (\$)		Contract Term (Years)
1	Finch Paper LLC	Glens Falls	Warren	Capital District	NGRID	Manufacturer of commercial printing papers	3,000	3,000	560	\$20,000,000	(1)	7
2	Glens Falls Hospital	Glens Falls	Warren	Capital District	NGRID	Hospital & healthcare services	560	560	1,439	\$12,000,000	(1)	7
<b>Capital District Region Sub-totals:</b>							<b>3,560</b>	<b>3,560</b>	<b>1,999</b>	<b>\$32,000,000</b>		
3	Bausch & Lomb Incorporated	Rochester	Monroe	Finger Lakes	RGE	Manufacturer of contact lenses	2,856	2,856	820	\$15,000,000		7
4	Unither US Corp.	Rochester	Monroe	Finger Lakes	RGE	Manufacturer of pharmaceutical products	1,600	1,600	288	\$30,000,000		7
<b>Finger Lakes Region Sub-totals:</b>							<b>4,456</b>	<b>4,456</b>	<b>1,108</b>	<b>\$45,000,000</b>		
5	Arma Container Corp.	Deer Park	Suffolk	Long Island	LIPA	Manufacturer of corrugated boxes	250	250	126	\$1,200,000		7
6	PQ Recycling, LLC	Farmingdale	Suffolk	Long Island	LIPA	Recycling of plastic containers	236	236	30	\$1,200,000		7
7	Top Hat Uniform, Inc.	Hicksville	Nassau	Long Island	LIPA	Manufacturer of custom-designed uniforms	40	40	37	\$50,000	(1)	7
<b>Long Island Region Sub-totals:</b>							<b>526</b>	<b>526</b>	<b>193</b>	<b>\$2,450,000</b>		
<b>Totals</b>							<b>8,542</b>	<b>8,542</b>	<b>3,300</b>	<b>\$79,450,000</b>		

(1) The company's extension-related job commitment is below the evaluation threshold as compared to its original employment commitment. However, at this time, a reduction to the extension kW amount is not being recommended.

Economic Development Power Allocation Board											Exhibit "B"		
Recommendations - RNY Power Allocations for Retention Purposes											March 16, 2023		
Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation	Jobs Retained	Jobs Created	Capital Investment (\$)	Contract Term (Years)	
1	Lotte Biologics USA, LLC	East Syracuse	Onondaga	Central New York	NGRID	Manufacturer of pharmaceutical products	4,782	2,626	428	0	\$30,000,000	(1), (2)	7
<b>Central New York Region Sub-totals:</b>								<b>2,626</b>	<b>428</b>	<b>0</b>	<b>\$30,000,000</b>		
2	Diamond Packaging Holdings LLC	Rochester	Monroe	Finger Lakes	RGE	Manufacturer of packaging products	1,792	896	179	0	\$10,000,000	(1)	7
<b>Finger Lakes Region Sub-totals:</b>								<b>896</b>	<b>179</b>	<b>0</b>	<b>\$10,000,000</b>		
3	Alstom Transportation Inc.	Hornell	Steuben	Southern Tier	NYSEG	Manufacturer of passenger rail cars	1,673	920	302	0	\$4,000,000	(1), (2)	7
<b>Southern Tier Region Sub-totals:</b>								<b>920</b>	<b>302</b>	<b>0</b>	<b>\$4,000,000</b>		
<b>Totals</b>								<b>4,442</b>	<b>909</b>	<b>0</b>	<b>\$44,000,000</b>		

(1) The recommendation and associated commitments will apply to multiple facilities/addresses. This configuration will be implemented accordingly in the customer's power contract.  
(2) This company is also recommended for an expansion-related allocation of RNY for separate and distinct job creation and capital investment commitments associated with the proposed business expansion.

Economic Development Power Allocation Board												Exhibit "D"	
Recommendations - RNY Power Allocations for Retention & Expansion Purposes (Small Business and/or NFP Corporations)												March 16, 2023	
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	Inova LLC	Guiderland Center	Albany	Capital District	NGRID	Manufacturer of Murphy beds & cabinets	171	86	57	0	\$700,000	(1),(4)	7
<b>Capital District Region Sub-totals:</b>								<b>86</b>	<b>57</b>	<b>0</b>	<b>\$700,000</b>		
2	CVD Equipment Corporation	Central Islip	Suffolk	Long Island	LIPA	Manufacturer of process equipment solutions	348	170	90	0	\$500,000	(1)	7
3	Infinity Drain Ltd.	Amityville	Suffolk	Long Island	LIPA	Manufacturer of shower drains	281	140	85	0	\$2,500,000	(1)	7
4	L&A Operational LLC	Sayville	Suffolk	Long Island	LIPA	Rehabilitation & nursing center	226	110	127	0	\$50,000		7
5	P & M, LLC	Amityville	Suffolk	Long Island	LIPA	Manufacturer of foodservice equipment	76	40	30	0	\$300,000		7
6	Red Ironworks Inc.	West Babylon	Suffolk	Long Island	LIPA	Steel fabrication & welding services	32	16	10	0	\$450,000	(1)	7
7	S&J Operational LLC	Saint James	Suffolk	Long Island	LIPA	Rehabilitation & nursing center	209	100	150	0	\$50,000		7
8	Subtle Tea Company Incorporated	Ronkorkoma	Suffolk	Long Island	LIPA	Manufacturer of craft brewed iced tea	25	10	1	0	\$100,000		7
<b>Long Island Region Sub-totals:</b>								<b>586</b>	<b>493</b>	<b>0</b>	<b>\$3,950,000</b>		
9	The New York and Presbyterian Hospital	Bronxville	Westchester	Mid-Hudson	CONED	Hospital & healthcare services	1,217	406	1,305	0	\$25,000,000		7
10	The Center for Discovery, Inc.	Rock Hill	Sullivan	Mid-Hudson	NYSEG	Healthcare & education services	1,264	420	1,503	0	\$1,500,000	(1),(4)	7
<b>Mid-Hudson Region Sub-totals:</b>								<b>826</b>	<b>2,808</b>	<b>0</b>	<b>\$26,500,000</b>		
11	Green Top Farms LLC	Brooklyn	Kings	New York City	CONED	Provider of wholesale prepared meals	91	50	70	0	\$50,000		7
12	M. & V. Provision Co. Inc.	Ridgewood	Queens	New York City	CONED	Wholesale food distributor	148	80	42	0	\$1,500,000		7
<b>New York City Region Sub-totals:</b>								<b>130</b>	<b>112</b>	<b>0</b>	<b>\$1,550,000</b>		
13	The Fort Ticonderoga Association	Ticonderoga	Essex	North County	NGRID	Museum & historic cultural destination	131	40	10	0	\$1,000,000		7
<b>North County Region Sub-totals:</b>								<b>40</b>	<b>10</b>	<b>0</b>	<b>\$1,000,000</b>		
<b>Retention-Based Totals</b>								<b>1,668</b>	<b>3,480</b>	<b>0</b>	<b>\$33,700,000</b>		
Expansion-Based Allocations													
Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation (2)	Base Employment	Job Creation Commitment	Project Capital Investment (\$)	Contract Term (years)	
14	Inova LLC	Guiderland Center	Albany	Capital District	NGRID	Manufacturer of Murphy beds & cabinets	240	120	57	15	\$800,000	(1),(3),(4)	7
<b>Capital District Region Sub-totals:</b>								<b>120</b>	<b>0</b>	<b>15</b>	<b>\$800,000</b>		
15	N.E.T. & Die, Inc.	Fulton	Oswego	Central New York	NGRID	Custom machining services	100	56	17	7	\$7,300,000	(5)	7
<b>Central New York Region Sub-totals:</b>								<b>56</b>	<b>17</b>	<b>7</b>	<b>\$7,300,000</b>		
16	CVD Equipment Corporation	Central Islip	Suffolk	Long Island	LIPA	Manufacturer of process equipment solutions	30	16	90	5	\$2,000,000	(1),(3)	7
17	Infinity Drain Ltd.	Amityville	Suffolk	Long Island	LIPA	Manufacturer of shower drains	100	50	85	8	\$8,000,000	(1),(3)	7
18	Red Ironworks Inc.	West Babylon	Suffolk	Long Island	LIPA	Steel fabrication & welding services	20	10	10	4	\$600,000	(1),(3)	7
<b>Long Island Region Sub-totals:</b>								<b>76</b>	<b>0</b>	<b>17</b>	<b>\$10,600,000</b>		
19	The Center for Discovery, Inc.	Rock Hill	Sullivan	Mid-Hudson	NYSEG	Healthcare & education services	200	66	1,503	70	\$55,000,000	(1),(3),(4)	7
<b>Mid-Hudson Region Sub-totals:</b>								<b>66</b>	<b>0</b>	<b>70</b>	<b>\$55,000,000</b>		
<b>Expansion-Based Totals</b>								<b>318</b>	<b>17</b>	<b>109</b>	<b>\$73,700,000</b>		
<b>Retention &amp; Expansion-Based Totals</b>								<b>1,986</b>	<b>3,497</b>	<b>109</b>	<b>\$107,400,000</b>		

(1) The applicants are being recommended for both RNY retention and expansion-based allocations.  
(2) 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.  
(3) The number of new jobs committed will be above a base employment level specified in the applicant's retention-based allocation recommendation.  
(4) The recommendation and associated commitments will apply to multiple facilities/addresses. This configuration will be implemented accordingly in the customer's power contract.  
(5) The applicant's expansion-based allocation recommendation will contain a base employment level to accommodate existing employees relocating to the expansion project site.

Economic Development Power Allocation Board							Exhibit "E"
ReCharge New York Power Program							March 16, 2023
Informational Item - Terminate Application/Review Process							
Line	Company	City	County	Economic Development Region	IOU	Description	Reason
1	Halifax Fan USA LLC	Liverpool	Onondaga	Central New York	NGRID	Manufacturer of industrial fans	The applicant has been unresponsive to requests by staff for additional information, preventing a complete analysis of the application.
2	JMDH Real Estate Offices, LLC	Whitestone	Queens	New York City	CONED	Corporate office for food wholesaler	The applicant submitted an incomplete application, preventing a complete analysis of the application. The applicant may consider reapplying if and when able to advance a more complete RNY Power application
3	RD America, Inc.	Brewster	Putnam	Mid-Hudson	NYSEG	Wholesaler of food & restaurant supplies	The applicant submitted an incomplete application, preventing a complete analysis of the application. The applicant may consider reapplying if and when able to advance a more complete RNY Power application
4	Tasty Deluxe Foods LLC	Niagara Falls	Niagara	Western New York	NGRID	Food manufacturing, warehousing, & distribution center	The applicant submitted an incomplete application, preventing a complete analysis of the application. The applicant may consider reapplying if and when able to advance a more complete RNY Power application
5	Zahras Cleaning Service LLC	Jackson Heights	Queens	New York City	CONED	Housekeeping & commercial cleaning services	The applicant submitted an incomplete application, preventing a complete analysis of the application. The applicant may consider reapplying if and when able to advance a more complete RNY Power application

Economic Development Power Allocation Board							Exhibit "F"
ReCharge New York Power Program							March 16, 2023
Informational Item - Applicant/Application Not Recommended for RNY Power Allocation							
Line	Company	City	County	Economic Development Region	IOU	Description	Reason
1	Tinuola Tinuade Inc.	Brooklyn	Kings	New York City	CONED	Community food pantry	The applicant's power demand is insufficient to support an award of RNY Power and to meet other program requirements. Similarly, an 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							Exhibit "G"
Statutory Criteria - RNY Power Program							March 16, 2023
Line	Criteria Description						
1	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;						
2	The extent to which a Recharge New York power allocation will result in new capital investment in the state by the applicant;						
3	The extent to which a Recharge New York power allocation is consistent with any regional economic development council strategies and priorities;						
4	The type and cost of buildings, equipment and facilities to be constructed, enlarged or installed if the applicant were to receive an allocation;						
5	The applicant's payroll, salaries, benefits and number of jobs at the facility for which a Recharge New York power allocation is requested;						
6	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;						
7	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;						
8	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;						
9	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;						
10	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 New York Power Authority;						
11	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						
12	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 Recharge New York power allocation is requested is located.						

## **OTHER BUSINESS**

No other business to report.

### **5. Next Meeting**

Chair Cecily Morris said that the next meeting of the Board would be held on Monday, May 22, 2023 at 9:00 a.m.

### **Closing**

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the meeting was adjourned at approximately 9:08 a.m.

*Karen Delince*

Karen Delince  
Corporate Secretary