



Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD

PROPOSED AGENDA

**Tuesday, July 29, 2025
Videoconference – 8:00am**

- 1. Adoption of the July 29, 2025 Proposed Meeting Agenda**
- 2. Adoption of the Minutes of the Meeting of May 20, 2025**
- 3. Transfer of RNY Power Allocations**
- 4. Recharge New York Power – New, Extended and Modified Allocations**

OTHER BUSINESS

- 5. Next Meeting**



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ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD

MINUTES

May 20, 2025

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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
Felisa Hochheiser	Deputy Corporate Secretary, NYPA
Elki Posillipo	Manager, Business Power Allocations and Compliance
Mark Schwartzburt	Expert Customer Contracts Analyst, NYPA
Yale Brown	Expert BPAC Analyst, NYPA
Sheila Quatrocci	Senior Associate Corporate Secretary, NYPA
Michele Stockwell	Senior Assistant – Corporate Secretary, NYPA
Fiona Khan	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 May 20, 2025 Proposed Meeting Agenda

On motion made by Member Trainor and seconded by Member Silver, the Agenda for the May 20, 2025 meeting was adopted.

Chair Morris, Members Trainor and Member 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 Trainor and seconded by Member Silver, the Minutes of the Meeting held on March 25, 2025 were unanimously approved.

Chair Morris invited Ms. Maribel Cruz-Brown, Senior Vice President Customer Solutions to make an introduction.

Ms. Cruz-Brown stated that the staff was requesting that the members approve the recommendation for the amendment of the Economic Development Plan and recommended approval of Industrial Incentive Awards for two organizations for economic development and economic revitalization purposes. The item was presented by Steve Vancol, Manager in the Power Contracts & Tariffs group.

3. Industrial Incentive Awards and Economic Development for Buffalo Niagara Partnership and Crescent Duck Farm, Inc.

Mr. Steve Vancol, Manager in the Power Contracts & Tariffs group, presented the item. He said that the Board was requested to amend the Economic Development Plan ("Plan") covering the use of net revenues produced by the sale of Expansion Power to provide two Industrial Incentive Awards ("IIA").

Public Authorities Law §1005 (eighth undesignated paragraph) directs the Authority to identify "net revenues" produced by the sale of Expansion Power and, further, to identify an amount of such net revenues that will be used solely for IIAs. IIAs are to be made in conformance with a Plan covering all such "net revenues." Where, the Authority submits a Plan to the Economic Development Power Allocation Board, pursuant to Economic Development Law §188, which also provides for the Board's approval of the Plan upon its determination that such Plan is consistent with, among other things, the criteria and requirements provided for in EDL §§184 and 185 that are used to evaluate applications for certain power. Economic Development Law § 184 outlines criteria for economic development power allocations, focusing on job creation, long-term commitment to New York, investment in business facilities, impact on productivity, local economic conditions, and alignment with state and local economic strategies. Economic Development Law § 185 allows for allocations to businesses in serious, long-term distress if they present a comprehensive revitalization plan, demonstrate significant contributions to this plan, and show cooperation with local electricity distributors to manage energy costs. The plan must aim to sustain operations and preserve jobs.

The recommendations for new Industrial Incentive Awards included: (i) Economic development purposes to the Buffalo Niagara Partnership ("BNP") and (ii) Economic revitalization purposes to Crescent Duck Farm, Inc. ("Crescent") An Industrial Incentive Award to "BNP" will establish a Western New York Community Sponsored Air Service Development Fund. It is designed to incentivize airline carriers to commit to a new international route by providing a Minimum Revenue Guarantee. The Fund will provide up to \$15 million over three years, with up to \$5 million available per year. The economic development plan is expected to stimulate \$32.8 million in new annual tourism spending, generate \$1.25 million in direct tax revenue for New York State, and support 288 jobs in Western New York with total annual wages of approximately \$14 million. "BNP" has estimated professional services costs of up to \$50,000 per year for three years, totaling \$150,000. These costs will cover professional, legal, accounting, and airline consultancy services and will be reimbursed by NYPA upon presentation of invoices.

The Board is requested to amend the Plan to include an IIA to establish the Western New York Community Sponsored Air Service Development Fund in the amount of up to \$15,150,000, to be disbursed in arrears upon the completion of the agreed upon milestones and metrics as defined in a contract between the Authority and BNP. Once the contract is executed, an Industrial Incentive Award to Crescent Duck Farm, Inc. ("Crescent") will enable Crescent to reestablish its duck flock, reinstate employment for 79 jobs, and invest in real property improvements, electric load usage, and energy-efficient lighting projects. Crescent has been an Authority customer for over 25 years, starting with the Power for Jobs program and transitioning to the ReCharge NY (RNY) program in 2012. Crescent receives a 606 kW RNY allocation in return for a commitment to retain 79 jobs at the facility and a five-year capital investment commitment of \$2,750,000. It is the last commercial duck farm on Long Island and one of the last few in New York State. Due to an outbreak of the avian flu, it had to cull its entire flock of 100,000 ducks and lay off nearly its entire workforce. To recuperate the business back to a stable operation, Crescent will expend \$5,255,800 in capital investment to cover normal restocking activities and operating costs for an 18-month period. Accordingly, EDPAB is requested to amend the Plan to include a one-time IIA of \$700,000 to Crescent to be drawn upon by Crescent prior to December 31, 2026. The disbursement of funds will not occur until after State Environmental Quality Review Act ("SEQRA") compliance has been completed.

On motion made by Member Trainor and seconded by Member Silver, the Industrial Incentive Awards and Economic Development for Buffalo Niagara Partnership and Crescent Duck Farm, Inc. recommended by staff, was approved by the Board.

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

RESOLVED, That the Economic Development Power Allocation Board determines, and hereby recommends that the NYPA Board of Trustees determine, that based the attached memorandum and other information referred to therein, and the criteria and requirements provided for in Economic Development Law §§ 184 and 185 (collectively, the "Criteria"), the Economic Development Plan ("Plan") and its implementation are consistent with the Criteria, and therefore approves, and hereby recommends that the NYPA Board of Trustees approve, the amended Plan that provides for the use of net revenues from the sale of Expansion Power through June 30, 2031, in order to provide Industrial Incentive Awards to Buffalo Niagara Partnership and Crescent Duck Farm, Inc., for the reasons indicated in the Attached Memorandum.

4. Next Meeting

Chair Cecily Morris said that the next meeting of the Board is scheduled to be held on Tuesday, July 29, 2025 at 8:00 am.

Closing

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the meeting was adjourned at approximately 8:11 a.m.

Karen Delince

Karen Delince
Vice President and Corporate Secretary



Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

Date: July 29, 2025

To: Economic Development Power Allocation Board

From: Senior Vice President – Customer Solutions

Subject: Transfer of RNY Power Allocations

SUMMARY

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

1. Transfer of a 660 kilowatt (“kW”) RNY Power allocation awarded to Sonoco Plastics, Inc. (“Sonoco Plastics”), for use at its facilities at 87 Center Street, Chatham, NY 12037, New York facility, to Sonoco Industrial Plastics, LLC (“Sonoco Industrial”), to address organizational changes.
2. Transfer of a 130 kW RNY Power allocation awarded to Friends of New World Prep, Inc. (“Friends”), for use at its 26 Sharpe Avenue, Staten Island, NY 10302, New York facility, to New World Preparatory Charter School (“New World”), to address organizational changes.
3. Transfer of a 1,250 kW RNY Power allocation awarded to Empire Cheese, Inc. (“Empire”), for use at its 4520 Haskell Road, Cuba, NY 14727, New York facility, to Great Lakes Cheese Co., Inc. (“Great Lakes”), for use at its 1958 Integrity Way, Franklinville, NY 14737, New York facility, to address organizational changes.

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

DISCUSSION

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

1) Sonoco Plastics, Inc.

Sonoco Plastics was awarded a 660 kW allocation of RNY Power for use at its facility located in Chatham, NY. This facility manufactures and supplies high-performance plastic materials and products used in various industrial applications.

Sonoco Plastics and Sonoco Industrial request that the 660 kW RNY Power allocation be transferred from Sonoco Plastics to Sonoco Industrial. Sonoco Industrial has indicated that it

will honor all terms and commitments made by Sonoco Plastics under the Agreement for the Sale of Recharge New York and Energy with the Authority covering the allocation.

2) Friends of New World Prep, Inc.

Friends was awarded a 130 kW RNY Power allocation for use at its facility located in Staten Island, NY. Friends leases the property to New World, an educational institution that operates as a charter school.

Friends and New World request that the 130 kW RNY Power allocation be transferred from Friends to New World. New World has indicated to NYPA that it will honor all terms and commitments associated with the original allocation to Friends. If this transfer is approved, the Authority will enter into a power sale agreement with New World.

3) Empire Cheese, Inc.

Empire was awarded a 1,250 kW RNY Power allocation for use at its facility located in Cuba, NY. Empire, a subsidiary of Great Lakes, manufactures and packages pasta filata style cheese. The facility in Franklinville, NY, was built to replace and expand the operations of Empire's manufacturing plant in Cuba, NY. At the Franklinville facility, Great Lakes will continue to manufacture and package pasta filata style cheese along with natural cheddar cheese products and whey proteins.

Empire and Great Lakes request that the 1,250 kW RNY Power allocation be transferred from Empire to Great Lakes and that the allocation be transferred from the facility at Cuba, NY, to another facility located at Franklinville, NY. Great Lakes has indicated that it will honor all terms and commitments associated with the RNY Power allocation.

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

RECOMMENDATION

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

For the reasons stated, I recommend approval of the above-requested actions through adoption of the resolution set forth below.

RESOLUTION

RESOLVED, That the transfer of a 660 kilowatt ("kW") allocation of Recharge New York ("RNY") Power awarded to Sonoco Plastics, Inc., for use at its facility located at 87 Center Street, Chatham, NY 12037, to Sonoco Industrial Plastics, LLC, 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) no material reduction in the base employment level or capital investment commitment due to the transfer; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by NYPA to be appropriate to effectuate the transfer.

RESOLVED, That the transfer of a 130 kW RNY Power allocation awarded to Friends of New World Prep, Inc., for use at its facility located at 26 Sharpe Avenue, Staten Island, NY 10302, to New World Preparatory Charter School, as described in the foregoing memorandum and hereby is, approved, subject to the following conditions: (1) approval of the transfer by the NYPA Board of Trustees; (2) no material reduction in the base employment level or capital investment commitment due to the transfer; and (3) the transfer is addressed in contract documents containing such terms and conditions as determined by NYPA to be appropriate to effectuate the transfer.

RESOLVED, That the transfer of a 1,250 kW RNY Power allocation awarded to Empire Cheese, Inc., for use at its facility located at 4520 Haskell Road, Cuba, NY 14727, to Great Lakes Cheese Co., Inc., for use at its facility located at 1958 Integrity Way, Franklinville, NY 14737, as described in the foregoing memorandum be, and hereby is, approved, subject to the following conditions: (1) approval of the transfer by the NYPA Board of Trustees; (2) no material reduction in the base employment level or capital investment commitment due to the transfer;

and (3) the transfer is addressed in contract documents containing such terms and conditions as determined by NYPA to be appropriate to effectuate the transfer.



Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

Date: July 29, 2025

To: Economic Development Power Allocation Board

From: Senior Vice President, Customer Solutions

Subject: 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”) Board of Trustees (“Trustees”) extend each of the 13 allocations of Recharge New York (“RNY”) Power (“Allocation” or collectively “Allocations”) awarded to the businesses listed in Exhibit “A” for a term of seven years. The term would commence upon 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 seven 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 executed by the parties. With respect to capital investments, RNY Power customers would be expected to meet a minimum capital investment commitment for the Extended Term.
 - ii. Unless otherwise noted, each customer 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 approve 12 modifications related to the previously approved RNY Power allocations, extensions, and/or related supplemental commitments for the customers listed in Exhibit “B”;
- (c) recommend that the Trustees award two new allocations of RNY Power available for “retention” purposes to the businesses listed in Exhibit “C” in the amounts indicated therein;

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

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:

- (a) 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 employment levels, power utilization, capital investments, and/or energy efficiency measures;
- (b) requirements for an agreement by the recipient of an allocation to undertake, at its own expense, an energy audit of its facilities at which the allocation is consumed, which may be modified by the Authority upon 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;
- (c) 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
- (d) a requirement 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 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 or 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 made 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 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, 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 amount of RNY Power from 100 MW to no more than 150 MW dedicated to 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 accommodation.

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 "H" 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 “C”, “D”, and “E” (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 five 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 twenty-three prior occasions spanning from October 2018 through March 2025. These recommendations pertain to existing RNY Power customers receiving an Extended Term of seven years.

RNY Power allocations pertaining to new applicants have been awarded by the Trustees on forty-three prior occasions spanning from April 2012 through March 2025. If today’s recommendations by EDPAB are approved by the Trustees, it is anticipated that approximately 35 MW of RNY Power would remain unallocated.

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 approval by the NYPA Trustees 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 13 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 a customer-specific evaluation of issues such as the amount of each Allocation proposed for the extension, the supplemental commitments that these customers have made under their Existing Contracts, and the commitments they are prepared to make as consideration for the extension. Staff also evaluated each customer’s compliance status under its Existing Contract, including compliance with supplemental commitments for job creation/retention and capital investment.

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

Staff has concluded that the businesses listed in Exhibit “A”, which are located in the State where indicated, continue to bring valuable benefits to the State. In total, the Allocations listed in Exhibit “A” are supporting the retention of nearly 3,900 jobs and approximately \$268 million in capital investments throughout New York State. The Authority will require customers to commit to the same or substantially similar supplemental commitments for jobs and capital investments as those contained in Exhibit “A” for the Extended Term.

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

2. Modifications to Existing Allocations, Extensions, and/or Related Supplemental Commitments

Staff requests that EDPAB recommend to the Trustees that the 12 modifications relating to the previously approved RNY Power allocations, extensions, and/or related supplemental commitments listed in Exhibit “B” be approved for the reasons set forth below. If approved, these modifications would be implemented through the customers’ respective power contracts.

- i. Two modifications are related to extension applicants being recommended for additional RNY Power allocation amounts as indicated in Exhibit “B”, Section 1. In the case of Auburn Community Hospital, the increased RNY Power allocation includes additional electric accounts that were omitted from the initial application review. Regarding Snyder Industries, Inc., the company experienced significant load growth and is now able to increase its job and capital investment commitments.
- ii. Seven modifications relate to previously approved combined extension allocation modifications, as listed in Exhibit “B”, Section 2. It was previously determined that a combined allocation approach would be appropriate for each of these customers moving forward. The proposed modifications are designed to streamline the process administratively, thereby reducing the need for multiple customer allocations with separate contract terms. Upon further review and discussions with the subject companies, it was discovered that certain adjustments would be needed to the previously approved modifications to more accurately reflect the awarded amounts and/or commitments moving forward.
- iii. Two modifications are related to the initial combining of allocations for RNY Power allocation extensions, as listed in Exhibit “B”, Section 3. In the case of Micro Bird USA LLC (“Micro Bird”), the company was previously approved for two current extension allocations. With respect to Schum-Acres Dairy OPS, LLC, the company recently submitted an extension application at which time it was determined that a consolidation of its allocations would be appropriate moving forward.
- iv. One modification relates to the legal entity name for a previously approved RNY Expansion Power allocation to Micro Bird. In March 2025, the company was

approved for a new 640 kW RNY award under the name of Micro Bird USA Holding LLC. It was later determined that the company's correct legal entity name is Micro Bird USA LLC. For this reason, Staff is recommending that the allocation award be associated with the company's legal name of Micro Bird USA LLC. The proposed modification would not result in any changes to the company's job or capital investment commitments.

In summary, staff supports the requested modifications and therefore requests that EDPAB recommend that the NYPA Board of Trustees approve the modifications listed in Exhibit "B".

3. Retention-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the two applicants listed in Exhibit "C" 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 "C", these applicants are seeking a RNY Power allocation for job retention purposes only. The retention-based allocations are each recommended for a term of seven years unless otherwise indicated. The Authority's RNY Power sale contract form would also contain the provisions summarized above.

4. Expansion-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the two applicants listed in Exhibit "D" be awarded expansion-based RNY Power allocations in the amounts indicated, sourced from the 200 MW block of RNY Power dedicated by statute for the businesses that propose to expand existing businesses or create new businesses in the State. Unless otherwise indicated in Exhibit "D", 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 seven years unless otherwise indicated. The Authority's RNY Power sale contract form would also contain the provisions summarized above.

5. 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 "E" be awarded seven RNY Power allocations in the amounts indicated therein, each for a seven-year term. The applicants have committed to retain and/or create jobs in New York State and to make capital investments in exchange for the recommended RNY Power allocations as described in Exhibit "E". The contracts for these allocations would also contain the provisions summarized above.

6. Applicants Not Recommended

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

7. Termination of Application Review Process

Staff recommends that the Board authorize termination of the application review process for the applicant listed in Exhibit "G" for the reasons provided in Exhibit "G". In the past, some applicants in similar circumstances have reapplied if able to advance a more complete RNY Power application.

FISCAL INFORMATION

The actions recommended herein will not have a negative impact on the Authority's finances.

RECOMMENDATION

For the reasons stated above, staff recommends that EDPAB:

- (1) Recommend to the NYPA Trustees that each of the existing 13 Allocations of RNY Power listed in Exhibit "A" be extended for a term of seven 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 seven 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 customer 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, an energy audit of its facilities at which the Extended Allocation is consumed at least once during the term of the allocation (absent good cause determined by the Authority), 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. The customer must also provide documentation requested by the authority relating to the implementation of any energy 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 to 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 approve the 12 modifications related to the RNY Power allocations, extensions, and/or related supplemental commitments described in Exhibit “B”, in the amounts indicated therein, for the reasons discussed above and in Exhibit “B”;
- (4) Recommend that the NYPA Trustees award the two new allocations of RNY Power for retention purposes to the businesses listed in Exhibit “C”, in the amounts indicated therein;
- (5) Recommend that the NYPA Trustees award the two new allocations of RNY Power for expansion purposes to the businesses listed in Exhibit “D”, in the amounts indicated therein;
- (6) Recommend that the NYPA Trustees award the seven new allocations of RNY Power for the small business and/or not-for-profit applicants identified in Exhibit “E”, for retention and expansion purposes, in the amounts indicated therein;
- (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”; and
- (8) Authorize termination of the application review process for the applicant listed in Exhibit “G”, for the reasons listed in Exhibit “G”.

Maribel Cruz-Brown
Senior Vice President, Customer Solutions

Att.

RNY Extension Allocations

RNY Modifications to Allocations, Extensions, and/or Commitments

RNY Retention Power Allocations

RNY Expansion Power Allocations

RNY Eligible Small Business and Not-for-Profit Allocations

Applicants Not Recommended

Termination of Application Review Process

Statutory Criteria

RESOLUTION

RESOLVED, That the Economic Development Power Allocation Board ("Board") recommends that the New York Power Authority ("NYPA") Board of Trustees ("Trustees") extend each of the existing 13 allocations of Recharge New York ("RNY") Power ("Allocation" or collectively "Allocations") in the manner described in the accompanying memorandum of the Senior Vice President, Customer Solutions (the "Memorandum") for a term of seven years, to commence either (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 seven 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 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 is consumed, at least once during the term of the Extended Allocation, unless good cause is 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 energy efficiency measures at the facilities; and
- (3) an agreement by the customer whose Allocation is extended to make its facilities available for audits and related assessments that the Authority may wish to perform, and to 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
- (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 NYPA Trustees approve the 12 modifications and adjustments to the RNY Power allocations, extensions, and/or related supplemental commitments, for the reasons indicated in the Memorandum; and be it further

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

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

RESOLVED, That the Board recommends that the NYPA Trustees approve the seven new RNY Power allocations for retention and expansion purposes to the small businesses and/or not-for-profit applicants, in the amounts indicated in the Memorandum; and be it further

RESOLVED, That the Board determines that one identified applicant is not recommended to receive an RNY Power allocation, for the reasons discussed in the Memorandum; and be it further

RESOLVED, That the Board authorizes termination of the application review process for one identified applicant, for the reasons discussed in the Memorandum.

Economic Development Power Allocation Board
Extension Recommendations - RNY Power Allocations for Retention Purposes (Large Businesses, Small Business, and/or NFP Corporations)

Exhibit "A"
July 29, 2025

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	Auburn Senior Services, Inc.	Auburn	Cayuga	Central New York	NYSEG	Rehabilitation and healthcare facility	140	140	250	\$100,000		7
2	Matt Industries Inc.	Syracuse	Onondaga	Central New York	NGRID	Commercial printing services	532	532	165	\$3,000,000		7
3	Oneida Molded Plastics, LLC	Oneida	Madison	Central New York	NGRID	Custom injection molding services	380	380	150	\$750,000		7
4	Tessy Plastics Corp.	Skaneateles Falls	Onondaga	Central New York	NGRID	Manufacturer of plastic components	210	210	100	\$250,000		7
	Central New York Region Sub-totals:						1,262	1,262	665	\$4,100,000		
5	Abandon Brewing Company	Penn Yan	Yates	Finger Lakes	NYSEG	Brewery for craft beers	20	20	4	\$10,000		7
6	Schum-Acres Dairy OPS, LLC	Naples	Ontario	Finger Lakes	NYSEG	Dairy farm	342	342	40	\$3,500,000	(1)	7
	Finger Lakes Region Sub-totals:						362	362	44	\$3,510,000		
7	Certified Laboratories, LLC	Melville	Suffolk	Long Island	LIPA	Food testing laboratory	186	186	133	\$550,000		7
8	Land O'Lakes, Inc.	Hicksville	Nassau	Long Island	LIPA	Manufacturer of pudding products	810	810	174	\$3,700,000		7
9	Oerlikon Metco (US) Inc.	Westbury	Nassau	Long Island	LIPA	Manufacturer of surface technologies	1,170	1,170	275	\$5,000,000		7
	Long Island Region Sub-totals:						2,166	2,166	582	\$9,250,000		
10	Allstate Apple Exchange, Inc.	Milton	Ulster	Mid-Hudson	CHUD	Apple farm & orchard	90	90	40	\$125,000		7
	Mid-Hudson Region Sub-totals:						90	90	40	\$125,000		
11	Hunts Point Cooperative Market, Inc.	Bronx	Bronx	New York City	CONED	Food distribution center	2,726	2,726	2,400	\$1,000,000		7
12	USTA National Tennis Center Incorporated	Flushing	Queens	New York City	CONED	Year-round tennis center	216	216	129	\$250,000,000		7
	New York City Region Sub-totals:						2,942	2,942	2,529	\$251,000,000		

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)
13	Manitoba Corporation	Lancaster	Erie	Western New York	NYSEG	Recycling center for scrap metals	246	100	35	\$125,000	(2)	7
	Western New York Region Sub-totals:						246	100	35	\$125,000		
Totals							7,068	6,922	3,895	\$268,110,000		

(1) The customer's extension recommendation includes a modification to combine multiple allocations into one RNY Power allocation.
(2) The customer requested a reduced RNY power allocation for its extension.

1. Modifications Resulting in Additional Extension-Related RNY Power Recommendations

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Final Job Commitments	Final Capital Investment Commitment	Contract Term (years)
1	Auburn Community Hospital	Auburn	Cayuga	Central New York	NYSEG	Hospital & healthcare services	40	476	747	\$5,000,000	7
2	Snyder Industries, Inc.	Tonawanda	Erie	Western New York	NGRID	Manufacturer of machined components	190	1,000	75	\$4,000,000	7

2. Modifications to Previously-Approved Combined RNY Extension Allocations

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Final Job Commitments	Final Capital Investment Commitment	Contract Term (years)
3	American Rock Salt Company LLC	Mount Morris	Livingston	Finger Lakes	RGE	Distributor of rock salt products	2,650	2,650	283	\$40,000,000	7
4	Ametek Thermal Systems, Inc.	Garden City	Nassau	Long Island	LIPA	Manufacturer of heat exchangers	810	810	172	\$2,500,000	7
5	Chapin Manufacturing, Inc.	Batavia	Genesee	Finger Lakes	NGRID	Manufacturer of air compressed sprayers	1,016	1,016	188	\$400,000	7
6	Commitment 2000, Inc.	Buffalo	Erie	Western New York	NGRID	Manufacturer of bread products	252	252	62	\$750,000	7
7	Crescent Duck Farm, Inc.	Aquebogue	Suffolk	Long Island	LIPA	Duck farm & poultry processing	536	536	75	\$2,500,000	7
8	DeIorio Foods, Inc.	Utica	Oneida	Mohawk Valley	NGRID	Manufacturer of frozen dough products	1,250	994	200	\$5,000,000	7
9	Southern Glazer's Wine and Spirits of Upstate New York LLC	Syracuse	Onondaga	Central New York	NGRID	Distribution facility for wine & spirits	350	350	610	\$3,000,000	7

3. Modifications to Combine Allocations for RNY Extensions

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Final Job Commitments	Final Capital Investment Commitment	Contract Term (years)
10	Micro Bird USA LLC	Plattsburgh	Clinton	North Country	NYSEG	Manufacturer of transit & school buses	220	220	274	\$4,500,000	7
11	Schum-Acres Dairy OPS, LLC	Naples	Ontario	Finger Lakes	NYSEG	Dairy farm	342	342	40	\$3,500,000	7

4. Modifications to the Legal Entity Name for a Previously-Approved RNY Expansion Power Allocation

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Final Job Commitments	Final Capital Investment Commitment	Contract Term (years)
12	Micro Bird USA LLC	Plattsburgh	Clinton	North Country	NYSEG	Manufacturer of transit & school buses	640	640	325	\$30,000,000	7

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation	Jobs Retained	Jobs Created	Capital Investment (\$)		Contract Term (Years)
1	Briggs & Stratton, LLC	Munnsville	Madison	Central New York	NGRID	Manufacturer of lawn mower engines	437	240	53	0	\$500,000	(1)	7
	Central New York Region Sub-totals:							240	53	0	\$500,000		
2	International Paper Company	Conklin	Broome	Southern Tier	NYSEG	Manufacturer of packaging solutions	1,075	536	110	0	\$15,000,000		7
	Southern Tier Region Sub-totals:							536	110	0	\$15,000,000		

Totals								776	163	0	\$15,500,000		
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(1) This company is also being recommended for an expansion-related allocation of RNY Power for separate and distinct job creation and capital investment commitments associated with the proposed business expansion.

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation ⁽¹⁾	Base Employment ⁽²⁾	Job Creation Commitment	Project Capital Investment (\$)		Contract Term (Years)
1	Briggs & Stratton, LLC	Munnsville	Madison	Central New York	NGRID	Manufacturer of lawn mower engines	140	106	53	27	\$2,000,000	(3)	7
	Central New York Region Sub-totals:							106	0	27	\$2,000,000		
2	Sysco Long Island, LLC	Central Islip	Suffolk	Long Island	LIPA	Food service distributor	700	630	313	10	\$300,000	(4)	7
	Long Island Region Sub-totals:							630	82	10	\$300,000		

Totals	736	82	37	\$2,300,000
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- (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) The number of new jobs committed will be above a base employment level specified in the power sale contract with the applicant.
- (3) This company is also being recommended for a retention-based RNY Power allocation 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.
- (4) This company is a current RNY Power customer being recommended for an additional expansion allocation. The appropriate amounts related to the company's current job commitments have been removed from the totals above to properly reflect the increased amounts associated with the new award.

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	American Diagnostic Corporation	Hauppauge	Suffolk	Long Island	LIPA	Manufacturer of medical equipment	95	46	115	0	\$150,000		7
2	Pronto Tool & Die Co., Inc.	Ronkonkoma	Suffolk	Long Island	LIPA	Tool & die manufacturing services	102	50	15	0	\$600,000		7
3	Rota Pack Inc.	Farmingdale	Suffolk	Long Island	LIPA	Manufacturer of custom machined parts	35	16	15	0	\$100,000		7
4	Supreme Screw Products, Inc.	Plainview	Nassau	Long Island	LIPA	Manufacturer of medical device components	236	116	130	0	\$2,500,000	(1)	7
	Long Island Region Sub-totals:							228	275	0	\$3,350,000		

Retention-Based Totals

228	275	0	\$3,350,000
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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)
5	NSH USA Corporation	Menands	Albany	Capital District	NGRID	Manufacturer of railroad maintenance tools	980	540	102	10	\$9,080,000	(3)	7
	Capital District Region Sub-totals:							540	2	10	\$9,080,000		
6	Supreme Screw Products, Inc.	Plainview	Nassau	Long Island	LIPA	Manufacturer of medical device components	40	20	130	7	\$3,700,000	(1), (4)	7
	Long Island Region Sub-totals:							20	0	7	\$3,700,000		
7	The Woodstock School of Art, Inc.	Woodstock	Ulster	Mid-Hudson	CHUD	Arts & cultural center	30	10	2	1	\$662,812		7
	Mid-Hudson Region Sub-totals:							10	2	1	\$662,812		

Expansion-Based Totals

570	4	18	\$13,442,812
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Retention & Expansion-Based Totals

798	279	18	\$16,792,812
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- (1) The applicant is 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) This company is a current RNY Power customer being recommended for an additional expansion allocation. The appropriate amounts related to the company's current job commitments have been removed from the totals above to properly reflect the increased amounts associated with the new award.
- (4) The number of new jobs committed will be above a base employment level specified in the applicant's retention-based allocation recommendation.

Line	Company	City	County	Economic Development Region	IOU	Description	Reason
1	Nestor Technologies LLC	Buffalo	Erie	Western New York	NGRID	Data mining operations center	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.

Line	Company	City	County	Economic Development Region	IOU	Description	Reason
1	Advantech Industries, Inc. and Precise Tool & Manufacturing, Inc.	Rochester	Monroe	Finger Lakes	RGE	Sheet metal fabrication & assembly	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.

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.



Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

July 29, 2025

Next Meeting

The next meeting of the Economic Development Power Allocation Board (EDPAB) is scheduled to be held on Tuesday, September 23, 2025 at 8:00 a.m.