

**JOINT FINANCE COMMITTEE MEETING
PROPOSED AGENDA**

March 18, 2025, at 8:30AM

Videoconference

Members

Chair John Koelmel, Dennis Trainor, Bethaida Gonzalez, Cecily Morris, Lewis Warren, Jr., Laurie Wheelock, Michael Cusick

- 1. Adoption of the March 18, 2025 Proposed Meeting Agenda**
- 2. Motion to Conduct an Executive Session**
- 3. Motion to Resume Meeting in Open Session**
- 4. DISCUSSION AGENDA:**
 - a. Financial Operations**
 - i. Chief Financial Officer's Report (Adam Barsky)
 - ii. Release of Funds in Support of the New York State Canal Corporation for Q2 2025 – Resolution (Adam Barsky)
 - iii. Release of Funds in Support of the Western New York Power Proceeds Allocation Act – Resolution (Adam Barsky)
 - iv. Voluntary Contribution of Funds to State Energy Programs – Resolution (Adam Barsky)
 - v. Workforce Development Funding – Authorization to Release Funds – Resolution (Adam Barsky)
 - vi. Project Luminate (NextGen ERP – HCM Portion) – Contract Award – Resolution (Steven Damsky)
 - b. Utility Operations**
 - i. Service Providers for Energy Efficiency Program – Request for Additional Contract Funding – Resolution (Dave Work)
 - c. NYPA Development**
 - i. Astoria Property Acquisition – Authorization to Enter into a Contract for Purchase – Resolution (Girish Behal)

d. Legal Affairs

- i. St. Lawrence/FDR Power Project Relicensing – Capital Expenditure Authorization – Request to Increase Authorized Spending Limit for Compliance with New License and Implementation of Settlement Agreements – Resolution (Rob Daly)
- ii. Workforce Development – Grant Funding Request – Resolution (Sandra Bleckman)

5. CONSENT AGENDA:

a. Financial Operations

- i. Financial Advisory Services – Contract Award – Resolution (Adam Barsky)

b. Governance

- i. Approval of the Joint Meeting Minutes held on January 21, 2025

6. Next Meeting



March 18, 2025

Motion to Conduct an Executive Session

I move that the Committee conduct an executive session to discuss the financial and credit history of a particular corporation (pursuant to §105f of the Public Officers Law).



March 18, 2025

Motion to Resume Meeting in Open Session

Chair, I move to resume the meeting in Open Session.



Chief Financial Officer's Report

Adam Barsky

EVP & Chief Financial Officer

March 18, 2025

Year-To-Date Actuals through January 31st

1+11

In \$ Thousands	2025 Budget (\$)	2025 Current (\$)	Variance (\$)		
Net Operating Income					
Operating Revenue					
Generation Revenue	\$79,500	\$104,562	\$25,062	}	Margins - Generation \$23,174
Ancillary Service Revenue	3,518	8,038	\$4,519		
Transmission and Other	27,114	30,154	\$3,040		
Separately Financed Projects Net Income	5,528	5,492	(\$37)		
Non Utility Revenue	5,195	3,194	(\$2,000)		
Pass Through Revenue	210,793	277,592	\$66,799		
Operating Revenue Total	331,649	429,031	97,382		Margins - Transmission 2,021
Operating Expense					
Purchase Power	(2,017)	(7,444)	(\$5,427)	}	Margins - Non Utility (1,936)
Fuel Consumed	(4,098)	(6,022)	(\$1,924)		
Transportation and Delivery	(8,163)	(8,137)	\$26		
Pass Through Expense	(210,793)	(277,592)	(\$66,799)		
Operations & Maintenance	(64,583)	(63,717)	\$866	}	Operating Expenses (12,469)
Other Expense	(7,546)	(13,639)	(\$6,093)		
Monetized Funds Support	(4,763)	(9,495)	(\$4,732)		
Allocation to Capital	3,947	1,437	(\$2,510)		
Operating Expense Total	(298,017)	(384,610)	(86,593)		
Operating Income Total	33,632	44,421	10,789		
Non Operating					
Interest and Other Expenses					
Investment and Other Income	6,560	9,107	2,547	}	Non-Operating Net 5,171
Mark to Market Adjustments	0	1,430	1,430		
FADS Total	40,192	54,958	14,767		
Interest & Other Expenses	(2,903)	(3,078)	(175)	}	
Depreciation	(29,776)	(28,408)	1,369		
Interest and Other Expenses Total	(26,120)	(20,949)	5,171		
NET INCOME	\$7,512	\$23,472	\$15,960		\$15,960

FADS: Funds Available for Debt Service

2025 Year-End Forecast

1+11

In \$ Thousands	2025 Budget (\$)	2025 Current (\$)	Variance (\$)		
Net Operating Income			Current vs Budget		
Operating Revenue					
Generation Revenue	\$926,341	\$948,007	21,667		
Ancillary Service Revenue	36,966	41,589	4,623		
Transmission and Other	321,578	319,478	(2,101)		
Separately Financed Projects Net Income	78,651	74,284	(4,367)		
Non Utility Revenue	60,631	58,283	(2,348)		
Pass Through Revenue	1,912,440	2,021,441	109,002		
Operating Revenue Total	3,336,606	3,463,083	126,477		
Operating Expense					
Purchase Power	(12,472)	(19,963)	(7,492)		
Fuel Consumed	(35,297)	(42,232)	(6,935)		
Transportation and Delivery	(96,763)	(96,761)	2		
Pass Through Expense	(1,912,440)	(2,021,441)	(109,002)		
Operations & Maintenance	(743,333)	(741,085)	2,248		
Other Expense	(90,553)	(98,892)	(8,339)		
Monetized Funds Support	(17,806)	(34,550)	(16,744)		
Allocation to Capital	52,589	51,491	(1,098)		
Operating Expense Total	(2,856,074)	(3,003,433)	(147,359)		
Operating Income Total	480,532	459,650	(20,882)		
Non Operating					
Interest and Other Expenses					
Investment and Other Income	77,887	83,336	5,449		
Mark to Market Adjustments	0	1,430	1,430		
FADS Total	558,419	544,416	(14,004)		
Interest & Other Expenses	(35,249)	(36,889)	(1,641)		
Depreciation	(357,316)	(355,947)	1,369		
Interest and Other Expenses Total	(314,677)	(308,071)	6,607		
NET INCOME	\$165,855	\$119,644	\$151,579	\$183,514	(\$14,276)
		<i>Low Case</i>	<i>Expected</i>	<i>High Case</i>	

Margins - Generation**	\$12,681
Margins - Transmission	(7,335)
Margins - Non Utility	(2,295)
** Includes Merchant Gross Margin Variance of (\$18,288): Budget @ \$349,371 vs Current @ \$331,082	
Operating Expenses	(23,933)

Non-Operating Net **6,607**

(\$14,276)

FADS: Funds Available for Debt Service

Low/High case taken from Risk's Merchant Portfolio Daily Performance Summary



**NY Power
Authority**

**Canal
Corporation**



Date: March 18, 2025

To: FINANCE COMMITTEE

From: PRESIDENT and CHIEF EXECUTIVE OFFICER

Subject: Release of Funds in Support of the New York State Canal Corporation for Q2 2025

SUMMARY

The Committee is requested to recommend to the New York Power Authority Board of Trustees the release of up to \$27.0 million in funding to the New York State Canal Corporation (“Canal Corporation”) to support the operations of the Canal Corporation in Q2 2025 at their next meeting. The amount requested is 25% of the Canal Corporation’s 2025 projected Operations and Maintenance (“O&M”) Budget. The release amount will be adjusted to comply with the final Canal Corporation 2025 O&M Budget when approved.

BACKGROUND

The Authority has been authorized to provide financial support for the Canal Corporation. See, e.g., Public Authorities Law § 1005-b(2). However, certain expenditures associated therewith do not constitute Capital Costs or Operating Expenses (“Operating Expenses”) as defined in the Authority’s General Resolution Authorizing Revenue Obligations dated February 24, 1998, as amended and supplemented (the “General Bond Resolution”). Expenditures for the Canal Corporation’s operating purposes that do not constitute Capital Costs or Operating Expenses must satisfy the requirements of the Authority’s General Bond Resolution relating to the transfer or release of funds from the trust estate created by the General Bond Resolution for lawful corporate purposes. In addition, as set forth in the Trustees’ Policy Statement dated May 24, 2011, a debt service coverage ratio of 2.0x is to be used as a reference point in considering any such release of funds.

The General Bond Resolution permits the Authority to withdraw monies “free and clear of the lien and pledge created by the General Bond Resolution” provided that (a) such withdrawals must be for a “lawful corporate purpose as determined by the Authority” and (b) the Authority must determine, taking into account among other considerations anticipated future receipt of revenues or other moneys constituting part of the Trust Estate, that the funds to be so withdrawn are not needed for (i) payment of reasonable and necessary operating expenses, (ii) an Operating Fund reserve for working capital, emergency repairs or replacements, major renewals or for retirement from service, decommissioning or disposal of facilities, (iii) payment of, or accumulation of a reserve for payment of, interest and principal on senior debt, or (iv) payment of interest and principal on subordinate debt.

Under the General Bond Resolution, Capital Costs (which include capital costs related to the Canal Corporation) may be paid without satisfying the provision described above. Other costs, including some O&M expenses, must satisfy the provision described above. With this authorization, the Trustees will have authorized the release of an amount equal to 50% of the Canal Corporation's 2025 projected O&M Budget.

DISCUSSION

Staff has reviewed the effect of releasing up to \$27.0 million in additional funding at this time on the Authority's expected financial position and reserve requirements. Staff calculated the impact of the release in accordance with the Board's Policy Statement, adopted May 24, 2011, and determined that this release, together with the last 12 months' releases, and any additional releases currently proposed, meets all requirements of the Board's Policy Statement including maintaining the debt service coverage ratio of 2.0x. Based on the Authority's Four-Year Budget and Financial Plan, the 2.0x reference point level is forecasted to be met at each year-end of the forecast period 2025 through 2028. Given the current financial condition of the Authority, its estimated future revenues, operating expenses, debt service and reserve requirements, staff is of the view that it will be feasible for the Authority to release such amounts from the trust estate created by the General Bond Resolution consistent with the terms thereof.

FISCAL INFORMATION

Staff has determined that sufficient funds are available in the Operating Fund to release up to \$27.0 million in funding to support the operation of the Canal Corporation in Q2 2025. Staff has further determined that such Authority funds are not needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority's General Bond Resolution and that the amounts presently held in reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Bond Resolution.

The expenses associated with the operations of the Canal Corporation for calendar year 2025 will be included in the Canal Corporation's 2025 O&M Budget and the Authority's 2025 Budget.

RECOMMENDATION

The Executive Vice President & Chief Financial Officer requests that the Finance Committee recommend that the New York Power Authority Board of Trustees authorize the release of up to \$27.0 million in funding to the Canal Corporation to support the operations of the Canal Corporation in Q2 2025.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee hereby recommends that the New York Power Authority Board of Trustees authorize the release of up to \$27.0 million in the funding to the Canal Corporation to support operations of the Canal Corporation in Q2 2025, as discussed in the foregoing report of the President and Chief Executive Officer; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that amounts presently set aside as reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Resolution Authorizing Revenue Obligations, dated February 24, 1998, as amended and supplemented (the "General Bond Resolution"), that the amount of up to \$27.0 million in funding as described in the foregoing report is not needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution of that the release of such amount is feasible and advisable; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that as a condition to making the payments specified in the foregoing report, on the day of such payments, either the Executive Vice President & Chief Financial Officer or the Treasurer shall certify that such monies are not then needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025

To: FINANCE COMMITTEE

From: PRESIDENT and CHIEF EXECUTIVE OFFICER

Subject: Release of Funds in Support of the
Western New York Power Proceeds Allocation Act

SUMMARY

On an annual basis as part of our budgeting and financial planning process, the Trustees are requested to authorize the release of forecasted funds into the Western New York Economic Development Fund (“WNYEDF”) representing “net earnings” from unallocated Expansion Power and Replacement Power sold into the wholesale energy market for the next subsequent year. These forecasts are provided by NYPA’s Business Power Allocations and Compliance team with the pricing component of the forecast being provided by Marketing and Forecasting Service for each January 1 through December 31 period, as set forth in Chapter 58 of the Laws of 2012. The request for authorization is based on current projections for calendar year 2025, however, the actual release of funds from the committed amounts are based on the actual “net earnings.” The annually forecasted and actual funds deposited, can vary greatly and are currently forecasted at \$31,500,000 for January 1- December 31, 2025 driven by cold temperatures and overall market conditions. Accordingly, the Finance Committee is requested to recommend to the Trustees the release of \$31,500,000 to the WNYEDF to support the forecasted 2025 Budget.

BACKGROUND

The Western New York Power Proceeds Allocation Act (the “Act”), signed into law on March 30, 2012, authorizes the Authority, as deemed feasible and advisable by the Trustees, to deposit into the WNYEDF net earnings from the sale of unallocated Expansion Power and Replacement Power from the Authority’s Niagara Power Project. The Act repealed Chapter 436 of the Laws of 2010, which amended the Public Authorities Law and the Economic Development Law, to create a somewhat similar program authorizing unallocated Expansion Power and Replacement Power to be utilized for WNYEDF benefits.

The effective date for calculating the net earnings is August 30, 2010, the original effective date of Chapter 436 of the Laws of 2010. Net earnings are defined as “the aggregate excess of revenues received by the power authority of the state of New York from the sale of expansion and replacement power and energy produced at the Niagara project that was sold in the wholesale energy market over what revenues would have been received had such energy been sold on a firm basis to an eligible expansion power or replacement power customer under the applicable tariff or contract.”

The net earnings deposited into the WNYEDF will be utilized to fund economic development projects (“eligible projects”) by private businesses, including not-for-profits, which are physically located within New York State and within a thirty-mile radius of the Niagara power project. Eligible projects are to support the growth of business in the state and thereby lead to increased tax revenues and job creation or retention. Eligible projects may include capital

investment in buildings, equipment and associated infrastructure; research and development that benefits New York State; support for tourism and marketing and advertising for Western New York State tourism and business; and energy related projects as authorized under §1005(17) of Public Authorities Law.

The Act also established the Western New York Power Proceeds Allocation Board (“Allocation Board”) which consists of five members appointed by the Governor. The Allocation Board’s responsibilities include establishing written procedures for reviewing applications and making recommendations to the Authority for the allocation of fund benefits to eligible projects. In reviewing applications for benefits, the Allocation Board shall employ the same criteria used for determining eligibility for Expansion, Replacement and Preservation Power allocations as provided in §1005 of the Public Authorities Law including, but not limited to, the number of jobs and type of jobs created as measured by wage and benefit levels; business’ long-term commitment to the region; amount of capital investment; and impact on competitiveness in the region. Upon recommendation of the Allocation Board, the Authority shall award fund benefits to an applicant, provided however, that upon a showing of good cause, the Authority shall have the discretion as to whether to adopt the Allocation Board’s recommendation, or to award benefits in a different amount or on different terms and conditions.

DISCUSSION

The Authority is requested, from time to time, to provide financial support to the State or for various other State programs. Any such transfer of funds must (1) be authorized by the Legislature; (2) be approved by the Trustees “as feasible and advisable,” and (3) satisfy the requirements of the Authority’s General Resolution Authorizing Revenue Obligations dated February 24, 1998, as amended and supplemented (“Bond Resolution”). Further, as set forth in the Trustees’ Policy Statement dated May 24, 2011, a debt service coverage ratio of 2.0 shall be used as a reference point in considering any such payments or transfers.

The Bond Resolution’s requirements to withdraw monies “free and clear of the lien and pledge created by the Bond Resolution” are such that withdrawals (a) must be for a “lawful corporate purpose as determined by the Authority,” and (b) the Authority must determine, taking into account, among other considerations, anticipated future receipt of revenues or other moneys constituting part of the Trust Estate, that the funds to be so withdrawn are not needed for (i) payment of reasonable and necessary operating expenses, (ii) an Operating Fund reserve for working capital, emergency repairs or replacements, major renewals or for retirement from service, decommissioning or disposal of facilities, (iii) payment of, or accumulation of a reserve for payment of, interest and principal on senior debt or (iv) payment of interest and principal on subordinate debt.

The Trustees have already authorized the commitment of up to \$101,230,000 net earnings in the Operating Fund to the WNYEDF representing the then-estimated net earnings from inception through December 31, 2024. Actual net earnings to be committed to the WNYEDF through December 31, 2024 based on net earnings totals \$92,105,400.

Staff is seeking authorization to release to the WNYEDF net earnings of up to \$31,500,000 for the period January 1, 2025 through December 31, 2025. Staff has reviewed the effect of releasing up to \$31,500,000 in funding at this time on the Authority’s expected financial position and reserve requirements. In accordance with the Board’s Policy Statement, adopted May 24, 2011, staff calculated that the impact of this release, together with the last 12 months’

releases, meets all board requirements including maintaining the debt service coverage ratio of 2.0. Based on the Authority's Four-Year Budget and Financial Plan, the 2.0 reference point level is forecasted to be met at each year-end of the forecast period 2025-2028. Given the current financial condition of the Authority, its estimated future revenues, operating expenses, debt service and reserve requirements, staff is of the view that it will be feasible for the Authority, upon recommendation from the Allocation Board, to release such amounts from the trust estate created by the Bond Resolution consistent with the terms thereof.

FISCAL INFORMATION

Staff has determined that sufficient funds are available to provide up to \$31,500,000 for release to the WNYEDF representing the forecasted budget for the period January 1, 2025 through December 31, 2025, and that such Authority funds are not needed for any of the purposes specified in Section 503(1)(a)-(c) of the Authority's Bond Resolution. Provisions for the Authority's fiscal year 2025 deposits for this program were also included in the 2025 Operating Forecast subject to approval by the Trustees in March 2025.

RECOMMENDATION

The Executive Vice President & Chief Financial Officer recommends that the Finance Committee recommend to the Trustees to approve the release of up to \$31,500,000 to the WNYEDF, based on the 2025 forecasted Budget of net earnings being generated during the period January 1, 2025 through December 31, 2025,

For the reasons stated, I recommend the approval of the above-requested action by adoption of a resolution in the form of the attached draft resolution.

Justin E. Driscoll
President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee hereby recommends that the Board of Trustees authorize the release of \$31,500,000 million from the Operating Fund to the Western New York Economic Development Fund (“WNYEDF”), to the extent such amount of net earnings is generated for the period from January 1, 2025 through December 31, 2025, as authorized by Chapter 58 of the Laws of 2012 and as discussed in the foregoing memorandum of the Interim President and Chief Executive Officer; and be it further

RESOLVED, that the Finance Committee recommends that the Board of Trustees affirm that amounts presently set aside as reserves in the Operating Fund are adequate for the purpose specified in Section 503.2 of the Authority’s General Resolution Authorizing Revenue Obligations, as amended and supplemented (the “General Bond Resolution”) and that the amount of \$31,500,000 million to be released to the WNYEDF for the purposes authorized by Chapter 58 of the Laws of 2012 described in the foregoing resolution is not needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution and that such release is deemed feasible and advisable; and be it further

RESOLVED, that the Finance Committee recommends that the NYPA Board of Trustees affirm that as a condition to making the releases specified in the foregoing resolutions, on the day of such payment, either the Executive Vice President & Chief Financial Officer or the Treasurer shall certify that such monies are not then needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority’s General Bond Resolution; and be it further

RESOLVED, that the Chair, the Vice Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized and directed, and in the name and on behalf of the Authority, to do any and all things and take any and all

actions and execute and deliver any and all certificates, agreements and other documents that they, or any of them, may deem necessary or advisable to effectuate the foregoing resolutions, subject to approval as to the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT & CHIEF EXECUTIVE OFFICER
Subject: Voluntary Contribution of Funds to State Energy Programs

SUMMARY

The Committee is requested to recommend to the New York Power Authority Board of Trustees approval of the release of \$5 million in funds to the State's general fund as authorized by Section 19 of Part XX of Chapter 56 of the Laws of 2024 at their next meeting.

BACKGROUND

The Authority is requested, from time to time, to make financial contributions and transfers of funds to the State or to otherwise provide financial support for various State programs. Any such contribution or transfer of funds must (1) be authorized by the law; (2) be approved by the Trustees "as feasible and advisable;" and (3) satisfy the requirements of the Authority's General Bond Resolution Authorizing Revenue Obligations dated February 24, 1998, as amended and supplemented (the "General Bond Resolution"). In addition, as set forth in the Trustees' Policy Statement dated May 24, 2011, a debt service coverage ratio of 2.0 is to be used as a reference point in considering any such payments or transfers.

The General Bond Resolution's requirements to withdraw monies "free and clear of the lien and pledge created by the Bond Resolution" are such that (a) withdrawals must be for a "lawful corporate purpose as determined by the Authority" and (b) the Authority must determine, taking into account, among other considerations, anticipated future receipt of revenues or other moneys constituting part of the Trust Estate, that the funds to be so withdrawn are not needed for (i) payment of reasonable and necessary operating expenses, (ii) an Operating Fund reserve for working capital, emergency repairs or replacements, major renewals or for retirement from service, decommissioning or disposal of facilities, (iii) payment of, or accumulation of a reserve for payment of, interest and principal on senior debt, or (iv) payment of interest and principal on subordinate debt.

Section 19 of Part XX of Chapter 56 of the Laws of 2024, part of the 2024-25 State Enacted Budget, provides that "notwithstanding any provision of law to the contrary, as deemed feasible and advisable by its trustees, the power authority of the state of New York is authorized and directed to transfer to the state treasury to the credit of the general fund up to \$20 million for the state fiscal year commencing April 1, 2024, the proceeds of which will be utilized to support energy-related state activities." The \$5 million in funds requested herein and prior to the close of NY State's 2024-2025 Fiscal Year will be the final voluntary contribution.

DISCUSSION

Staff has reviewed the effect of releasing \$5 million in funds to the State's general fund at this time on the Authority's expected financial position and reserve requirements. In accordance with the Board's Policy Statement, adopted May 24, 2011, staff calculated that the impact of this release meets all Board requirements including maintaining debt service coverage ratio of 2.0x. Based on the Authority's Four-Year Budget and Financial Plan, the 2.0x reference point level is forecasted to be met at each year-end of the forecast period 2025-2028. Given the current financial condition of the Authority, its estimated future revenues, operating expenses, debt service and reserve requirements, staff is of the view that it will be feasible for the Authority to release such amounts from the trust estate created by the General Bond Resolution consistent with the terms thereof.

FISCAL INFORMATION

Staff has determined that sufficient funds are available in the Operating Fund to transfer \$5 million in contributions at this time and that such Authority funds are not needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority's General Bond Resolution. Staff has further determined that the amounts presently held in reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Bond Resolution.

RECOMMENDATION

The Executive Vice President and Chief Financial Officer requests that the Committee recommend that the New York Power Authority Board of Trustees approve the transfer of \$5 million from the Operating Fund to the State's general fund at their next meeting.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee hereby recommends that the New York Power Authority Board of Trustees authorize the release of funds from the Operating Fund to the State's general fund in the amount of \$5 million as authorized by Section 19 of Part XX of Chapter 56 of the Laws of 2024 as discussed in the foregoing memorandum of the President and Chief Executive Officer; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that amounts presently set aside as reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Resolution Authorizing Revenue Obligations, as amended and supplemented (the "General Bond Resolution") and that the amount of \$5 million to be released to the State's general fund described in the foregoing memorandum is not needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority's General Bond Resolution and that such release is deemed feasible and advisable; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that as a condition to making the payments specified in the foregoing resolution, on the day of such payments, either the Executive Vice President & Chief Financial Officer or the Treasurer shall certify that such monies are not then needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority's General Bond Resolution; and be it further

RESOLVED, That the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate

the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT and CHIEF EXECUTIVE OFFICER
Subject: Workforce Development Funding – Authorization to Release Funds

SUMMARY

The Committee is requested to recommend to the New York Power Authority Board of Trustees (“Board of Trustees”) approval of the release of an amount of up to \$25 million in funding for Workforce Development initiatives for the ensuing State fiscal year. The requested amount represents the maximum amount of statutorily permitted funding per New York State fiscal year.

BACKGROUND

The Authority’s General Resolution Authorizing Revenue Obligations dated February 24, 1998, as amended and supplemented (the “General Bond Resolution”) prescribes the manner in which funds can be released from the lien thereof. As an initial condition, funds may only be released from the Trust Estate created by the General Bond Resolution for lawful corporate purposes of the Authority. In addition, as set forth in the Board Policy Statement dated May 24, 2011, a debt service coverage ratio of 2.0x is to be used as a reference point in considering any such release of funds.

The General Bond Resolution permits the Authority to withdraw monies “free and clear of the lien and pledge created by the General Bond Resolution” provided that (a) such withdrawals must be for a “lawful corporate purpose as determined by the Authority” and (b) the Authority must determine, taking into account among other considerations anticipated future receipt of revenues or other moneys constituting part of the Trust Estate, that the funds to be so withdrawn are not needed for (i) payment of reasonable and necessary Operating Expenses, (ii) an Operating Fund reserve for working capital, emergency repairs or replacements, major renewals or for retirement from service, decommissioning or disposal of facilities, (iii) payment of, or accumulation of a reserve for payment of, interest and principal on senior debt, or (iv) payment of interest and principal on subordinate debt.

DISCUSSION

Section 1005(27-d) of the Public Authorities Law provides that beginning in New York State Fiscal Year 2024-25, the Authority is authorized, as deemed feasible and advisable by the Trustees, to make available an amount up to \$25 million annually to the New York State Department of Labor (“DOL”) to fund programs established or implemented by or within the

DOL, including but not limited to the Office of Just Transition and programs for workforce training and retraining, to prepare workers for employment for work in the renewable energy field. Funds under the program are to be utilized for both DOL and NYPA initiatives.

In 2024, the Authority and DOL entered into a Cooperation Agreement to collaborate on programs related to workforce training, retraining and apprenticeship opportunities in the renewable energy field. The parties identified several initiatives that advance the Authority's and the State's goals of supporting workforce training and consistent with the Authority's statutory authority. At the recommendation of the Committee, the Board of Trustees previously authorized the release of \$22.4 million for the Workforce Training Program in May, September and October of 2024, and January of 2025, in aggregate. The final release for the current year is pending approval and will bring the Workforce Development program commitment to \$25 million for the current State fiscal year ending March 31, 2025.

Subsequent to this release, the Authority will track the disbursements to vendors under this release.

FISCAL INFORMATION

Staff has reviewed the effect of releasing up to \$25 million in funding at this time on the Authority's expected financial position and reserve requirements. Staff has calculated the impact of the release in accordance with the Board's Policy Statement, adopted May 24, 2011, and determined that the last 12 months' releases, meets all requirements of the Board's Policy Statement including maintaining the debt service coverage ratio of 2.0x. Based on the Authority's Approved 2025 Budget and 2025 – 2028 Financial Plan the 2.0x reference point level is forecasted to be met at each year-end of the forecast period 2025 through 2028. Given the current financial condition of the Authority, its estimated future revenues, operating expenses, debt service and reserve requirements, staff is of the view that it will be feasible for the Authority to release such amounts from the Trust Estate created by the General Bond Resolution consistent with the terms thereof.

Staff has determined that sufficient funds are available in the Operating Fund to release up to \$25 million of funding to cover the Workforce Development Fund for the 2025 State fiscal year. This release will support future workforce development initiatives. Staff has further determined that such Authority funds are not needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority's General Bond Resolution and that the amounts presently held in reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Bond Resolution.

RECOMMENDATION

The Executive Vice President and Chief Financial Officer requests that the Committee recommend that the Board of Trustees approve the release of up to \$25 million of funding to support the Authority's Workforce Development Funding Program

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee recommends that the Authority's Board of Trustees approve the release of up to \$25 million of funding to support the Authority's Workforce Development initiatives, and be it further

RESOLVED, that the Finance Committee recommends that the Authority's Board of Trustees affirm that amounts presently set aside as reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Resolution Authorizing Revenue Obligations, dated February 24, 1998, as amended and supplemented (the "General Bond Resolution"), that the aggregate amount of \$25 million in funding as described in the foregoing report is not needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution and that the release of such amount is feasible and advisable; and be it further

RESOLVED, that the Finance Committee recommends that the Authority's Board of Trustees affirm that as a condition to making the payments specified in the foregoing report, on the day of such payments, either the Executive Vice President & Chief Financial Officer or the Treasurer shall certify that such monies are not then needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT and CHIEF EXECUTIVE OFFICER
Subject: Project Luminate (NextGen ERP – HCM Portion) - Contract Award

SUMMARY

The Committee is requested to recommend to the New York Power Authority Board of Trustees the approval of the award of the following four contracts totaling \$3.2 million, \$7.0 million, \$15.4 million and \$13.1 million for the Human Capital, Project Monitor/Quality Assurance and Organizational Change Management portions of Project Luminate (the “Project”) at their next meeting.

Method of Award:	Competitive Bid
Recommended Supplier / Location:	<ol style="list-style-type: none">1. Ivalua, Inc.2. Workday, Inc.3. Deloitte Consulting, LLP
Type of Award:	NYP/Canals <ul style="list-style-type: none">• a 7-year Software contract to Ivalua in the amount of \$3,155,671 (SSM)• a 7-year Software contract to Workday in the amount of \$7,027,963 (HCM)• a 3-year Personal Services contract to Deloitte in the amount of \$15,374,874 (Systems Integration for HCM & SSM)
Max Commitment Amount:	\$10,183,634 – Software \$15,374,874 – Services
Reason for Trustee Approval:	Greater than \$10M

Method of Award:	Competitive Bid
Recommended Supplier / Location:	1. Gartner, Inc.
Type of Award:	NYPA/Canals <ul style="list-style-type: none"> • a 3-year Personal Services contract to Gartner in the amount of \$13,121,807 (PM/QA, OCM, and Negotiation Services)
Max Commitment Amount:	\$13,121,807 – Services
Reason for Trustee Approval:	Greater than \$10M

BACKGROUND

In accordance with the Authority's Guidelines for Procurement Contracts and Expenditure Authorization Procedures (“EAPs”), the award of Personal Services contracts to be rendered for a period in excess of one year or over \$10 million requires Trustees’ approval and the award of Equipment contracts over \$10 million requires Trustees’ approval.

New York Power Authority’s (“NYPA”) current on-premise Enterprise Resource Planning (“ERP”) system, SAP ECC 6.0, is almost 20 years old and is approaching technological obsolescence. Systems Application and Products (“SAP”) has already released its statement of intent to end new development on that platform and is planning on removing it from standard support on December 31, 2027.

Project Luminate is a program to replace NYPA’s current on-premise ERP system with a cloud-based system to ensure an adaptable environment able to meet NYPA’s needs. In 2023, NYPA awarded a contract to Gartner Inc. to perform a detailed readiness assessment to define key requirements that the new system has to meet and to identify current business process improvements that are critical to be addressed as a precursor to the transition to a cloud-based platform.

Upon completion of the readiness assessment, NYPA released a Request for Proposal (“RFP”) Q24-7552AL that contained over three thousand requirements for the functional areas noted above. Due to timing of the overall project, the team presented to the Trustee’s at their January, 2025 meeting a request to approve the Finance & Accounting core ERP system recommendation (SAP Public Services, Inc.), as well as the Finance & Accounting Systems Integrator (Deloitte Consulting LLP) to be awarded under this RFP.

This memo is to request approval for the HCM and SSM software tools and the Systems Integrator recommendations under this RFP.

The team is also requesting at this time additional funding, be added to the current Gartner contract to support this initiative. The scope of the original solicitation for readiness assessment acknowledged that it was critical that NYPA engage with subject matter experts to represent NYPA's interests and to ensure that the project stays on track and within established limits. When Gartner was awarded the work for the assessment and requirements development and negotiation strategy, it was also planned that Gartner would provide support for Project Monitor/Quality Assurance (PM/QA) and Organizational Change Management (OCM) services to minimize implementation risk. Gartner was also engaged, on a contingent fee basis, to assist in the negotiations to ensure that we achieved the best possible price. This resulted in an additional \$17 million of savings to NYPA, of which Gartner's contingent fee is 25%, resulting in a net savings of \$12.8 million. This request is for additional funding in the sum of \$13.1 million to cover the \$4.2 million for Gartner's contingent fee and to cover the \$8.9 million for the PM/QA and OCM scope for the rest of the duration of Project Luminare.

The work contemplated above was part of the original awarded scope to Gartner, and it would not be feasible to re-bid those services at this time. The estimated spend for the original award did not account for the fees resulting from Gartner's savings negotiation, and while the scope included PM/QA, NYPA did not want to commit to utilizing Gartner in that capacity until they had delivered results in the readiness assessment. This request for additional funding accounts for both of those additional requests.

DISCUSSION

In accordance with the applicable Guidelines for Procurement Contracts, RFP Inquiry No. Q24-7552AL was advertised in the New York State Contract Reporter on May 1, 2024. Forty-five (45) supplier(s) were invited to participate in the Ariba Event. Ten (10) submittals were received on June 13, 2024.

The proposals were evaluated on the basis of relevant criteria: functional and technical fit, functional fit against use cases, implementation services, support and maintenance and vendor experience and qualifications. Based on the evaluation, the proposals identified were selected as the best solution for NYPA.

FISCAL INFORMATION

A portion of the Authority's costs associated with this Project were previously approved by the Board of Trustees and included in the Authority's Long Range Work Plan and the Authority's Approved Four-Year Capital Plan.

Payment associated with this Project will be made from the Authority's Capital Fund or Operating Fund and may include the proceeds of debt issuance, as necessary and appropriate.

RECOMMENDATION

The Executive Vice President and Chief Financial Officer requests that the Committee recommend that the New York Power Authority Board of Trustees approve the award of the four contracts noted in this memo totaling \$3.2 million, \$7.0 million, \$15.4 million and \$13.1 to implement the Human Capital, Project Monitor/Quality Assurance and Organizational Change Management portions of the Project, and the Negotiation contingent fees at their next meeting.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee hereby recommends that the New York Power Authority Board of Trustees, pursuant to the Guidelines for Procurement Contracts adopted by the Authority and the Authority's Expenditure Authorization Procedures, authorize the award of the following four contracts for the final portion of the Project:

- 7-year Software contract in the amount of \$3,155,671 to Ivalua, Inc.,
- 7-year Software contract in the amount of \$7,027,963 to Workday, Inc.,
- 3-year Services contract in the amount of \$15,374,874 to Deloitte Consulting LLP,
- 3-year Services contract in the amount of \$13,121,807 to Gartner, Inc.;

and be it further

RESOLVED, that the Finance Committee recommends that the Trustees approve the Authority's use of Capital Funds, which may include proceeds of debt issuances, to finance the costs of the Project; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to be issued by the Authority, all expenditures made and which may be made in accordance with the Project described in the foregoing report of the President and Chief Executive Officer; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT and CHIEF EXECUTIVE OFFICER
Subject: Service Providers for Energy Efficiency Program
 Request for Additional Contract Funding

SUMMARY

The Committee is requested to recommend to the New York Power Authority Trustees the approval of \$800 million in additional funding for the below (19) Service Providers in support of the Energy Efficiency Program at their next meeting.

Method of Award:	Competitive Bid
Recommended Supplier(s) / Location:	AECOM USA Inc. of New York, NY Arcadis of NY Inc. DBA Malcolm Pirnie Inc of White Plains, NY Barile Gallagher & Associates of Pleasantville, NY Bette & Cring Inc. of Latham, NY CDM Constructors Inc. of Woodbury, NY Dynamic US Inc. of Purchase, NY Fulcrum Facilities Services DBA The Fulcrum Group of New York, NY Guth DeConzo Consulting Engineers PC of Troy, NY and New York, NY Imperia Engineering Partners LLC of Bordentown, NJ John W Danforth Co. of Albany, NY, Rochester, NY, and Buffalo, NY LaBella Associates DPC of Rochester, NY LIRO Engineers Inc. of Syosset, NY and New York, NY Macan Deve Engineers DPC of White Plains, NY, Yorktown, NY, and New York, NY Noresco LLC of New York, NY and Uniondale, NY Pres Services LLC Pres Energy of Tonawanda, NY and Pittsford, NY Ramboll Americas Integrated Solutions Inc. of New York, NY and Syracuse, NY Stark Tech Operating Co. LLC of Tonawanda, NY and Pittsford, NY Wendel Energy Services LLC of Happauge, NY and Williamsville, NY Willdan Energy Solutions Inc. of New York, NY
Type of Award:	NYPA Construction

Max Commitment Amount:	\$800,000,000
Reason for Trustee Approval:	Greater than \$10M

BACKGROUND

In accordance with the Authority’s Guidelines for Procurement Contracts and Expenditure Authorization Procedures, cumulative funding increases exceeding \$10 million for Construction contracts require Trustee approval.

In 2019, New York State enacted the Climate Leadership and Community Protection Act, establishing ambitious targets for energy efficiency and decarbonization in public facilities. Furthermore, New York City has implemented a series of Local Laws focused on building electrification, carbon emission reductions, and energy upgrades for existing buildings. The Authority supports its customers across the state in achieving these mandates and their own sustainability goals through its Energy Efficiency Program.

In accordance with Public Authorities Law Section 1005(17), the Authority offers a range of services to eligible customers, including energy audits, energy master planning, and the design, development, and implementation of energy-related projects. These projects encompass a variety of measures such as energy-efficient lighting upgrades, HVAC modernization, energy management systems, distributed generation, and beneficial electrification technologies. The Authority collaborates with Service Providers to effectively develop and implement these initiatives.

DISCUSSION

On February 4, 2019, the Authority advertised in the New York State *Contract Reporter* a Request for Proposals (Q19-6616KS) soliciting firms that could provide any combination of audit, retro-commissioning, design, construction management, and design-build services for energy efficiency projects at customer sites. Following a thorough evaluation and negotiation period, the aforementioned nineteen (19) firms were approved for contract awards at the December 11, 2019 Trustee Meeting with an initial allocation of \$1.5B for a term of 7 years, expiring on December 10, 2026.

Due to a growing pipeline of customer-sited work, these contracts are nearing capacity and require additional funding for the remaining 2 years of the contract term. Primary drivers for the increased utilization of these contracts include the development of new programs promoting transportation electrification and direct install lighting upgrades, an increase in customer project approvals, as well as project cost escalations resulting from above average inflation rates. A new RFP for similar services will be issued in 2025 to support the continuity of the Energy Efficiency Program.

FISCAL INFORMATION

Expenditures for these contracts will be recovered directly from participants in the Authority's Energy Efficiency Program and will be funded from amounts previously authorized by the Trustees. Funding for the Authority's Energy Efficiency Program is provided from the Authority's operating funds and/or from the proceeds of the Authority's Commercial Paper Notes or other financing instruments, as deemed appropriate. All Authority costs, including Authority overheads and the costs of advancing funds, but excluding grants as applicable, will be recovered from program participants.

RECOMMENDATION

The Executive Vice President and Chief Operating Officer requests that the Committee recommend that the New York Power Authority Board of Trustees approve the \$800 million in additional funding for the following (19) Service Providers for Energy Efficiency Program: AECOM USA Inc, Arcadis of NY, Barile Gallagher & Associates, Bette & Cring Inc, CDM Constructors Inc, Dynamic US Inc, The Fulcrum Group, Guth DeConzo Consulting Engineers PC, Imperia Engineering Partners LLC, John W Danforth Co, Labella Associates DPC, LIRO Engineers Inc, Macan Deve Engineers DPC, Noresco LLC, Pres Services LLC, Ramboll Americas Integrated Solutions Inc, Stark Tech Operating Company LLC, Wendel Energy Services LLC, and Willdan Energy Solutions at their next meeting.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee recommends that the Trustees approve, pursuant to the Guidelines for Procurement Contracts adopted by the Authority and the Authority's Expenditure Authorization Procedures the additional funding of \$800 million for the following (19) Service Providers for Energy Efficiency Program: AECOM USA Inc, Arcadis of NY, Barile Gallagher & Associates, Bette & Cring Inc, CDM Constructors Inc, Dynamic US Inc, The Fulcrum Group, Guth DeConzo Consulting Engineers PC, Imperia Engineering Partners LLC, John W Danforth Co, Labella Associates DPC, LIRO Engineers Inc, Macan Deve Engineers DPC, Noresco LLC, Pres Services LLC, Ramboll Americas Integrated Solutions Inc, Stark Tech Operating Company LLC, Wendel Energy Services LLC, and Willdan Energy Solutions; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees approve the Authority's use of Capital Funds, which may include proceeds of debt issuances, to finance the costs of projects; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to be issued by the Authority, all expenditures made and which may be made in accordance with the Project described in the foregoing report of the President and Chief Executive Officer; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate

the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT & CHIEF EXECUTIVE OFFICER
Subject: Astoria Property Acquisition
Authorization to Enter into a Contract for Purchase

SUMMARY

The Finance Committee is requested to recommend to the New York Power Authority Board of Trustees ("Board of Trustees"), approval for the acquisition of a 15.7± acre parcel ("Property") adjacent to NYPA's existing power assets in the Astoria Complex. The total acquisition costs are estimated to be \$210,000,000.

BACKGROUND

The property was previously owned by NRG Generation ("NRG") as a result of the 1999 divestiture of Con Edison's generating assets due to the separation of generation and transmission assets. NRG subsequently operated the assets under the New York Independent System Operator ("NYISO") tariff. In 2020, NRG submitted modified permit applications for a new dual fuel combined turbine generator (CTG)¹ to be located on the property and replace the peaking capacity. In late 2021, the proposed plant was denied a Title V air permit by the New York State Department of Environmental Conservation (NYSDEC)². As a result of the denial of the permit and DEC Peaker rule impact on the existing units, NRG decided to close the existing peak units and explore the disposition of the asset. NYPA participated in the sale process for the asset but could not come to terms with NRG.



Figure 1: Blue shaded parcel is 15.7± acres in size and currently offered for sale

¹ https://www.nrg.com/assets/documents/legal/astoria/00_2021/astoria-draft-dseis-06-30-2021.pdf

² [Astoria Gas Turbine Power Replacement Project - NYSDEC](#)

In 2023, NRG sold the asset to Equinor/BP (“BP”) who planned to utilize the property for interconnecting offshore wind at the Astoria complex³. In 2024, Equinor/BP separated their offshore wind interests resulting in BP owning this property. Furthermore, in 2024, BP management decided to reduce its exposure to the renewables segment and decided to dispose of the property at the Astoria Complex. NYPA was the lead candidate during the competitive process conducted by BP for the property.

In accordance with the Authority’s Capital Planning and Budgeting Procedures, capital expenditures more than \$10 million, require Trustee approval.

DISCUSSION

This Property is in an electrical load pocket and is zoned for utility infrastructure use. The property is expected to be utilized for transmission infrastructure required to support the State’s CLCPA goals related to decarbonization.

The property will mitigate the real estate constraints currently faced by NYPA in planning for long-term transmission upgrades in the area and connecting transmission assets and clean energy resources into Zone J.

The Property is being purchased on an “as-is” basis including the environmental liability as a part of the transaction. The entire Astoria complex, including the 45.7± Acres that NYPA currently owns, was part of a manufactured gas plant (MGP) prior to NYPA acquiring the original property in 1975. NYPA has a long history of the utilization of existing property and in-depth understanding of the environmental monitoring requirements associated with the existing property. In addition, the NYPA team has reviewed the documentation for the additional property to be purchased and understand the associated environmental risks and have considered that in the negotiated pricing. NYPA has appropriate mitigation plans in place for any environmental remediation associated efforts.

The current commitment is for the parties to close in 2nd quarter of 2025.

FISCAL INFORMATION

Costs associated with this Property acquisition were included in the approved budget for 2025 and the Authority’s Four-Year Capital Plan.

Payment associated with this Property acquisition will be made from the Authority’s Capital Fund or Operating Fund and may include the proceeds of debt issuance, as necessary and appropriate for the investment and will be recovered under the Authority’s FERC formula rate.

RECOMMENDATION

³ [Gas to offshore wind? N.Y. illustrates grid challenge. - E&E News by POLITICO](#)

The Vice President of NYPA Development requests that the Committee recommend that the Board of Trustees approve a purchase of the 15.7± acre parcel of land on an “as-is”, “where-is” basis adjacent to the existing NYPA property in the Astoria complex, for a total amount of \$206,750,000 (Two Hundred Six Million Seven Hundred Fifty Thousand).

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll
President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee recommends that the Board of Trustees, pursuant to the Authority's Capital Planning and Budgeting Procedures, approve authorized funds for capital expenditures in the amount up to \$210 million for the purchase of a 15.7± acre land parcel, adjacent to NYPA's existing property in Astoria, as recommended in the foregoing memorandum of the President and Chief Executive Officer; and be it further;

RESOLVED, that the Authority will use Operating and/or Capital Funds, which may include proceeds of debt issuances, to finance the costs of this Property acquisition; and be it further;

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025

To: FINANCE COMMITTEE

From: PRESIDENT and CHIEF EXECUTIVE OFFICER

Subject: St. Lawrence/FDR Power Project Relicensing – Capital Expenditure Authorization – Request to Increase Authorized Spending Limit for Compliance with New License and Implementation of Settlement Agreements

SUMMARY

The Trustees will be requested at their March 25, 2025 meeting to approve a 10-Year Review settlement agreement with local communities and to authorize an additional \$51.7 million for costs related to compliance requirements of the operating License for the St. Lawrence/FDR Power Project ('Project') issued by the Federal Energy Regulatory Commission ('FERC') in October 2003 and for costs related to the implementation of settlement agreements between the Power Authority and various parties as a result of the relicensing, bringing the total authorization to \$234 million.

BACKGROUND

On October 23, 2003, FERC issued the Order for a new License. Overall, the Order was consistent with the license application and the Offer of Settlement, and, at their meeting of November 25, 2003, the Trustees approved the acceptance of the new License. Acceptance of the new License obligates the Power Authority to the conditions of the new License and the commitments in the settlement agreements.

On December 16, 2003, the Trustees authorized funding of \$169 million for costs related to compliance with requirements of the second fifty-year License for the Project. Subsequently, in September 2020, the Trustees approved additional funding bringing the authorized funding to \$182.3 million. To date, \$179.3 million has been expended relating to the settlement agreements with local governments, state and federal resource agencies and non-governmental organizations, and license conditions. Those expenditures include the construction of habitat improvement projects ("HIP"), shoreline stabilization projects, the construction and refurbishment of recreational facilities, and the commitments made during the first 10-Year Review with the local communities and payments to the local communities. Additional funding is needed to maintain HIP commitments, to maintain regulatory and license compliance, and to fund the contractual obligations in the second 10-Year Review with the Local Government Task Force (LGTF).

DISCUSSION

Certain HIPs have not achieved the operating goals required by the settlement

agreements with the resource agencies, requiring additional time and funding to reach the stated goals. One such HIP is an effort to establish nesting habitat for the Common Tern, which is a New York State listed threatened species. To date, the goal of 1400 nesting pairs has not been reached, and, as required by the settlement agreements and the License, the Power Authority continues to consult with the agencies on new measures to meet the goal. Other HIPs that require funding include the Lake Sturgeon Spawning Beds (\$1,500,000) and Osprey Nesting Platforms (\$250,000).

Moreover, new obligations were identified requiring additional funding to meet regulatory standards and remain in compliance. Among the new mandates is the refurbishment of a seawall at Barnhart Marina as a result of an environmental inspection by FERC. The cost for this project approaches \$1,500,000.

Additionally, the Power Authority has recognized that certain license related facilities that are operated by the NYS Office of Parks, Recreation and Historic Preservation require capital support to replace and maintain the facilities in safe and good operating condition. Many of the facilities are approaching 25 years in service and need to be updated. Immediate needs include two parking lots requiring refurbishment to ensure the safety of the visitors at a cost of \$2,100,000. Other items involve the replacement of fuel tanks at Coles Creek and Robert Moses marinas, road re-alignments at Robert Moses campground, comfort station replacement at Coles Creek and dock replacement at Coles Creek.

One commitment of the Comprehensive Relicensing Settlement Accord with the LGTF provides for a review of the settlement agreement every 10 years to discuss issues that were not anticipated at the time of the original settlement agreement in 2003.

The Power Authority addressed this settlement term in 2013 and again in 2023. The 2013 agreement added approximately \$45 million in spending by initiating an economic development study for the region, providing energy efficiency projects, added recreation projects, and providing the benefits of discounted electricity to certain farming entities, and other benefits.

The 2023 agreement requires an increase of \$18.5 million for the Power Authority to provide new recreational support, additional energy efficiency projects, electric-vehicle chargers at the local government properties and additional chargers at Power Authority facilities, an increase in emergency responder support, and a process to complete certain shoreline stabilization projects for residential properties and agency identified sites.

Throughout the past few months, the individual members of the LGTF voted on the provisions of the 2023 Ten-Year Review agreement. Of the eight (8) members of the LGTF, seven (7) formally voted to support the agreement, with one voting in the negative.

FISCAL INFORMATION

The current cost of implementing the requirements of the new License and the commitments included in the settlement agreements are estimated at \$182.3 million. This cost

includes escalation beyond 2003, an allocation for indirect costs and a contingency on environmental projects, recreation projects and implementation costs.

As these expenditures are related to the implementation of commitments in the new License and the settlement agreements, payments will be made from the St. Lawrence bond proceeds account.

RECOMMENDATION

It is requested that the Finance Committee recommend that the Trustees authorize the approval a 10-Year Review settlement agreement with local communities and additional funds of \$51.7 million bringing the total authorized capital expenditures to \$234 million for compliance, implementation and settlement activities associated with the new license for the St. Lawrence/FDR Power Project.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee recommends that the Trustees approve a 10-Year Review settlement agreement with local communities and an increase in capital expenditures of \$51.7 million establishing a total authorized amount of \$234 million to facilitate and accomplish implementation of, and compliance with, the new License issued by the Federal Energy Regulatory Commission for the St. Lawrence-FDR Power Project, as well as the settlement agreements associated therewith.

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT and CHIEF EXECUTIVE OFFICER
Subject: Workforce Development – Grant Funding Request

SUMMARY

The Committee is requested to recommend to the New York Power Authority Board of Trustees ("Board of Trustees") funding for five additional workforce development initiatives in the total amount of \$3.95 million at its next meeting, to be disbursed among five workforce development initiatives.

The programs to be funded by the proposed allocation are more particularly described below, and summarized as follows:

1. The Bronx Economic Development Corporation in the amount of \$200,000;
2. The Laborers' International Union of North America (LIUNA) in the amount of \$1.05 million;
3. The New York State Labor Management Committee in the amount of \$1.33 million;
4. The Osborne Association in the amount of \$755,000; and
5. The Willdan Clean Energy Academy in the amount of \$615,000.

BACKGROUND

The Authority is authorized, as deemed feasible and advisable by the Board of Trustees, to make available an amount up to \$25 million dollars annually to the New York State Department of Labor ("DOL") to fund programs established or implemented by or within the DOL, including but not limited to the Office of Just Energy Transition and programs for workforce training and retraining, and to prepare workers for employment for work in the renewable energy field.

Last year, the Authority and DOL entered a Cooperative Agreement to collaborate on programs related to workforce training, retraining and apprenticeship opportunities in the renewable energy field.

To date, NYPA and NYSDOL have authorized workforce training funds in the aggregate amount of \$21.05 million. As further evidence of our commitment to create job opportunities in the clean energy space, we are requesting five grants with an aggregate total of \$3.95 million for clean energy workforce training programs.

DISCUSSION

Pursuant to the Cooperative Agreement, the parties meet quarterly to agree on a plan to be presented to the Board of Trustees for approval for the funding of initiatives proposed by each state entity. The initiatives may be advanced by either entity or co-branded by the parties. The following initiatives are presented for approval:

The Bronx Economic Development Corporation Workforce Training Initiative

An award in the amount of \$200,000 is requested for the Bronx Economic Development Corporation Workforce Training Initiative. The funds will support a pilot program aimed to equip 8 Bronx-based college students with the exposure and training necessary to take advantage of opportunities in the rapidly growing clean energy industry. Students from Hostos Community College, Bronx Community College and Lehman College will attend 5 Clean Energy focused workshops as well as participate in a 30 hour per week, 8-week internship that will also provide a monetary stipend to the students.

The Laborers' International Union of North America (LiUNA) Workforce Training Initiative

An award in the amount of \$1.05 million is requested for LiUNA's Workforce Training Initiative. The funds will support the expansion and growth of LiUNA's pre-apprenticeship program. This program prepares members of disadvantaged communities (DACs) for careers as union construction craft laborers in Buffalo, the Hudson Valley & Capital Region. A total of 70 students will go through the pre-apprenticeship program. The program will provide access to high-quality careers in the unionized construction industry.

The New York State Labor Management Committee Workforce Training Initiative

An award in the amount of \$1.33 million is requested for the New York State Labor Management Committee Workforce Training Initiative. The funds will support the expansion of training currently offered at the 14 Joint Apprentice Training Centers located throughout New York State. The funding will be used for twelve courses which will result in 7,968 electricians being trained over the course of one year. Over 30% of apprentices and journey workers come from DAC communities.

The Osborne Association Workforce Training Initiative

An award in the amount of \$755,000 is requested for the Osborne Association's Workforce Training Initiative. The funds will support the training of 150 justice involved participants from disadvantaged communities and will receive the technical and soft skills needed to secure employment in high-demand green energy roles such as EV battery, solar panel installation, energy auditing, and wind turbine maintenance.

The Willdan Clean Energy Academy Workforce Training Initiative

An award in the amount of \$615,000 is requested for the Willdan Clean Energy Academy Workforce Training Initiative. The funds will support the training of 125 students, including at least 70% from DACs and/or Priority Populations. The course is designed as a two-course progression—an introductory (30-hour) HVAC Systems 101-level course, followed by a more advanced (30-hour) Heat Pump Systems 201-level course

Each of these initiatives described above advances the Authority's and the State's goals of supporting workforce training and retraining to prepare workers for employment in renewable energy fields, and provide benefits to residents of disadvantaged communities, including communities in the vicinity of the Authority's power projects, and is consistent with the Authority's statutory authority.

FISCAL INFORMATION

Staff has reviewed the effect of releasing \$3.95 million in funding at this time on the Authority's expected financial position and reserve requirements. Staff calculated the impact of the release in accordance with the Board's Policy Statement, adopted May 24, 2011, and determined that this release, together with the last 12 months' releases, meets all requirements of the Board's Policy Statement including maintaining the debt service coverage ratio of 2.0x. Based on the Authority's Approved 2025 Budget and 2025 – 2028 Financial Plan the 2.0x reference point level is forecasted to be met at each year-end of the forecast period 2025 through 2028. Given the current financial condition of the Authority, its estimated future revenues, operating expenses, debt service and reserve requirements, staff is of the view that it will be feasible for the Authority to release such amounts from the Trust Estate created by the General Bond Resolution consistent with the terms thereof.

Staff has determined that sufficient funds are available in the Operating Fund to release \$3.95 million in funding to support the workforce development initiatives. Staff has further determined that such Authority funds are not needed for any of the purposes specified in Section 503.1(a)-(c) of the Authority's General Bond Resolution and that the amounts presently held in reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Bond Resolution.

RECOMMENDATION

The Executive Vice President and General Counsel requests that the Committee recommend that the Board of Trustees approve funding in the sum of \$3.95 million to support the Authority's Clean Energy Workforce Training Initiative as defined below at its next meeting:

1. The Bronx Economic Development Corporation in the amount of \$200,000;
2. The Laborers' International Union of North America (LIUNA) in the amount of \$1.05 million;
3. The New York State Labor Management Committee in the amount of \$1.33 million;
4. The Osborne Association in the amount of \$755,000; and
5. The Willdan Clean Energy Academy in the amount of \$615,000.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee recommends that the Authority's Board of Trustees approve funding of Workforce Development initiatives for an aggregate total of \$3.95 million for the Workforce Development initiative;

Training Provider:	Funding Allocation:
Bronx Economic Development Corporation	\$200,000
Laborers' International Union of North America	\$1.33 million
New York State Labor Management Committee	\$1.05 million
Osborne Association	\$755,000
Willdan Clean Energy Academy	\$615,000

and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that amounts presently set aside as reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Resolution Authorizing Revenue Obligations, dated February 24, 1998, as amended and supplemented (the "General Bond Resolution"), that the aggregate amount of \$3.95M in funding as described in the foregoing report is not needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution and that the release of such amount is feasible and advisable; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that as a condition to making the payments specified in the

foregoing report, on the day of such payments, either the Executive Vice President & Chief Financial Officer or the Treasurer shall certify that such monies are not then needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



Date: March 18, 2025
To: FINANCE COMMITTEE
From: PRESIDENT and CHIEF EXECUTIVE OFFICER
Subject: Financial Advisory Services – Contract Award

SUMMARY

The Committee is requested to recommend to the New York Power Authority Trustees approval of eleven competitively bid five-year personal services contracts for Financial Advisory Services in the aggregate amount of \$17 million at their next meeting.

	SUPPLIER
1.	Baker Tilly Advisory Group, LP located in Madison, Wisconsin
2.	CohnReznick LLP located in Parsippany, New Jersey
3.	CRA International, Inc. located in Boston, Massachusetts
4.	Credit Agricole Corporate and Investment Bank located in New York, New York
5.	Ernst & Young U.S. LLP located in Secaucus, New Jersey
6.	FTI Consulting, Inc. located in Bowie, Maryland
7.	Goldman Sachs & Co. LLC located in New York, New York
8.	Guidehouse, Inc. located in McLean, Virginia
9.	J.P. Morgan Securities LLC located in Brooklyn, New York
10.	Jones Lange LaSalle Americas, Inc. located in Chicago, Illinois
11.	PFM Financial Advisors LLC located in Philadelphia, Pennsylvania

BACKGROUND

In accordance with the Authority's Guidelines for Procurement Contracts and Expenditure Authorization Procedures ("EAPs"), the award of personal services contracts to be rendered for a period in excess of one year or over \$10 million requires Trustee approval.

The Authority requires the services of financial advisors in various disciplines and/or areas of expertise to provide Financial Advisory Services in conjunction with the following capital-intensive programs: Renewables, Transmission Program, Distributed Solar, Asset Sales, Other Transaction-Related Services, and Power Purchase Agreements for Prepaid Electricity.

DISCUSSION

In accordance with the Guidelines for Procurement Contracts the Authority issued, a Request for Proposals (RFP) No. Q24-7611RM for Financial Advisory Services was advertised in the New York State Contract Reporter on November 22, 2024 and posted on the NYPA.gov website. Eleven proposals were received on December 19, 2024 and were evaluated as noted below.

The proposals were evaluated using the following criteria: experience advising municipal utilities and performing project finance analyses, experience executing relevant financing and M&A transactions, depth of personnel support, and compensation flexibility. It was determined that all eleven proposals meet the aforementioned criteria.

FISCAL INFORMATION

The Authority will use capital or operating funds, as appropriate, which may include proceeds of debt issuances, to finance the costs of projects of which financial advisory services may be part.

RECOMMENDATION

The Executive Vice President and Chief Financial Officer requests that the Committee, at their next meeting, recommend that the New York Power Authority Board of Trustees approve eleven personal services Contracts each for a term of five (5) years, and together in the aggregate amount of \$17 million, be awarded to the following firms: Baker Tilly Advisory Group, LP of Madison, Wisconsin, CohnReznick LLP of Parsippany, New Jersey, CRA International, Inc. of Boston, Massachusetts, Credit Agricole Corporate and Investment Bank of New York, New York, Ernst & Young U.S. LLP of Secaucus, New Jersey, FTI Consulting, Inc. of Bowie, Maryland, Goldman Sachs & Co. LLC of New York, New York, Guidehouse, Inc. of McLean, Virginia, J.P. Morgan Securities LLC of Brooklyn, New York, Jones Lange LaSalle Americas, Inc. of Chicago, Illinois, and PFM Financial Advisors LLC of Philadelphia, Pennsylvania.

For the reasons stated, I recommend the approval of the above-requested action by adoption of the resolution below.

Justin E. Driscoll

President and Chief Executive Officer

RESOLUTION

RESOLVED, that the Finance Committee recommends that the Trustees approve, pursuant to the Guidelines for Procurement Contracts adopted by the Authority and the Authority's Expenditure Authorization Procedures, the award of eleven (11) contracts for Financial Advisory Services, each for a term of five (5) years, to: Baker Tilly Advisory Group, LP of Madison, Wisconsin; CohnReznick LLP of Parsippany, New Jersey; CRA International, Inc. of Boston, Massachusetts; Credit Agricole Corporate and Investment Bank of New York, New York; Ernst & Young U.S. LLP of Secaucus, New Jersey; FTI Consulting, Inc. of Bowie, Maryland; Goldman Sachs & Co. LLC of New York, New York; Guidehouse, Inc. of McLean, Virginia; J.P. Morgan Securities LLC of Brooklyn, New York; Jones Lange LaSalle Americas, Inc. of Chicago, Illinois; and PFM Financial Advisors LLC of Philadelphia, Pennsylvania in the aggregate amount of \$17 million; and be it further

RESOLVED, that the Finance Committee recommends that the Authority approve the use of Capital Funds, which may include proceeds of debt issuances, to finance the costs of projects; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to be issued by the Authority, all expenditures made and which may be made as described in the foregoing report of the President and Chief Executive Officer; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority

and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.



**MINUTES OF THE JOINT MEETING
OF THE FINANCE COMMITTEE
January 21, 2025**

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Minutes of the joint meeting of the New York Power Authority and Canal Corporation's Finance Committee held via videoconference at approximately 8:30 a.m.

Members of the Finance Committee present were:

John Koelmel - Chair
Dennis Trainor
Bethaida González
Michael Cusick
Cecily Morris
Laurie Wheelock
Lewis M. Warren, Jr.

Also, in attendance were:

Justin E. Driscoll	President and Chief Executive Officer
Adam Barsky	Executive Vice President and Chief Financial Officer
Joseph Kessler	Executive Vice President and Chief Operating Officer
Daniella Piper	Executive Vice President and Chief Innovation Officer
Lori Alesio	Executive Vice President and General Counsel – Legal Affairs
Yves Noel	Senior Vice President and Chief Strategy Officer
Robert Piascik	Senior Vice President and Chief Information & Technology Officer
Alexis Harley	Senior Vice President and Chief Risk and Resiliency Officer
John Canale	Senior Vice President – Strategic Supply Management
Karina Saslow	Senior Vice President – Human Resources
Charles Imohiosen	Senior Vice President – Communications and External Affairs
John Canale	Senior Vice President – Strategic Supply Management
Maribel Cruz Brown	Senior Vice President – Customer Solutions
Patricia Lombardi	Senior Vice President – Project Delivery
Saul Rojas	Senior Vice President – Transmission
Scott Tetenman	Senior Vice President – Finance
Salman Ali	Senior Vice President – Internal Audit
Carley Hume	Senior Vice President – Public and Regulatory Affairs
David Mellen	Regional Manager and Senior Vice President - Canals
Victor Costanza	Vice President and Chief Information Security Officer
Girish Behal	Vice President – Project and Business Development
Timothy Poe	Vice President – Project and Construction Management
Karen Delince	Vice President and Corporate Secretary
Peter Casper	Assistant General Counsel – Relicensing & Implementation
Carl Patka	Assistant General Counsel – Commercial Operations
Debra Hopke	Assistant General Counsel – Contracts, Licensing & Environmental
James Levine	Assistant General Counsel – Finance and Bonds
Steven Damsky	Senior Director – Business Value Optimization
Robert Daly	Director – Licensing
Christopher Vitale	Director – Projects - Business Services
Michael Doyle	Program Director – Project Management - Generation NNY
Adam Jacoby	Program Director – Project Management - Infrastructure
Sandra Bleckman	Workforce Development Project Director - Legal Affairs
Christine Prendergast	Senior Manager – Contingent Workforce Program
Tara Groom	Licensing Manager
Joshua Cortes	Deputy Chief of Staff, Executive Office
Sheila Quatrocci	Senior Associate Corporate Secretary
Michele Stockwell	Senior Assistant Corporate Secretary

Chair John Koelmel presided over the meeting. Corporate Secretary Delince kept the Minutes.

Introduction

Chair John Koelmel welcomed committee members and the Authority's senior staff to the meeting. He said that the meeting has been duly noticed as required by New York State's Open Meetings Law and called the meeting to order pursuant to Section B(4) of the Finance Committee Charter.

1. Adoption of the January 21, 2025, Proposed Meeting Agenda

On motion made by member Dennis Trainor and seconded by member Lewis Warren, Jr., the agenda for the meeting was adopted,

Conflicts of Interest

Chair Koelmel and members Trainor, Morris, Wheelock, Warren and Cusick declared no conflicts of interest based on the list of entities previously provided for their review.

2. Motion to Conduct an Executive Session

On motion made by member Dennis Trainor and seconded by member Lewis Warren, Jr., an Executive Session was held to discuss the financial and credit history of a particular corporation pursuant to §105(f) of the New York State Public Officers Law.

3. Motion to Resume Meeting in Open Session

On motion made by member Dennis Trainor and seconded by member Lewis Warren, Jr., the meeting resumed in Open Session.

4. DISCUSSION AGENDA:

a. Financial Operations

i. Chief Financial Officer's Report

Mr. Adam Barsky, Executive Vice President and Chief Financial Officer, provided an update on the report to the members. He said that the Authority's operations are in line with the budget projections.

2024 Preliminary Year-End Results

Net Income target for the year is \$155 million. For the month of December, the Authority closed below the budget projections. However, because of the hedging strategies in place, the Authority's operations were solid with strong transmission and generation revenues even though prices were lower. He added that the Net Income of \$155 million also represents the Authority's best year since the takeover of the Canal Corporation in 2017.

Mr. Barsky ended that the trend, going forward, is very positive and in keeping with the Authority's Long-Term Plan.

ii. **Project Luminate (NextGen ERP – Finance Portion) - Contract Award**

Mr. Adam Barsky introduced Mr. Steven Damsky, Senior Director of Business Value Optimization, to the members. He said that Mr. Damsky would provide information on SAP, which represents the Finance portion of Project Luminate. The Human Capital Management and Procurement portions are still being negotiated. The members will receive a report on those portions in March.

Mr. Damsky said that, as previously reported, the Authority's SAP system will be obsolete in 2027 and the Luminate Project will replace and modernize that system. Proposals for the new system were issued on May 1st. Ten proposals were received and evaluated, functionally, across the Finance department and Support Services. The winning bidder is SAP America. With the assistance of Strategic Supply Management ("SSM"), the team was able to receive a final bid of 61% off-list and a guaranteed price for seven years with no escalations over the course of the seven years.

To support the project, the Authority would also like to award a contract to Deloitte Consulting, LLP ("Deloitte"), as the implementation partner, at the negotiated 17% off their 2023 rates, with no escalation from year to year.

This project will be the implementation of a new, modernized meter-to-cash process whereby the Authority will be able to use more tools, including IA, to automate the billing process, and remove the manual processes currently in place for its data integrations.

Staff are requesting that two contracts be awarded to Deloitte. In March, the team will be requesting the members' approval of the Human Capital Management (HCM) components which are currently in the final phase of bid negotiations. There are also additional incentives with Deloitte, approximately \$2M. The SSM component for source to contract will be forthcoming.

On motion made by member Lewis Warren, Jr., and seconded by member Dennis Trainor, the following resolution, as recommended by the President and Chief Executive Officer, was unanimously adopted.

RESOLVED, that the Finance Committee hereby recommends that the New York Power Authority Board of Trustees, pursuant to the Guidelines for Procurement Contracts adopted by the Authority and the Authority's Expenditure Authorization Procedures, authorizes the award of the following two contracts for the finance portion of Project Luminate to automate the Authority's billing process:

- o 7-year Software contract in the amount of \$22,158,333 to SAP Public Services
- o 3-year Services contract in the amount of \$31,389,564 to Deloitte Consulting LLP

and be it further

RESOLVED, that the Finance Committee recommends that the Trustees approve the Authority's use of Capital Funds, which may include proceeds of debt issuances, to finance the costs of the Project; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to

be issued by the Authority, all expenditures made and which may be made in accordance with the Project described in the report of the President and Chief Executive Officer; and be it further

RESOLVED that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

b. Utility Operations

i. Stewart Ave-Uniondale Hub (Formerly East Garden City Substation) Upgrade – Contract Award

Mr. Timothy Poe, Vice President – Project and Construction Management, provided highlights of staff’s recommendation to the members. He said that staff is requesting that the Finance Committee recommend that the NYPA/Canals Boards approve a six-year contract award to Elecnor Hawkeye of Hauppauge, New York, in the amount of \$155 million, for the Stewart Avenue-Uniondale Hub Substation Upgrade, formally East Garden City Substation Upgrade, project. He said that the selection of the Propel New York project by the New York Independent System Operator (“NYISO”) to satisfy the Long Island Offshore Wind Export Public Policy Transmission Need, identified the need to upgrade NYPA’s existing East Garden City Substation.

As the transmission owner of the East Garden City substation, NYPA exercised its Right of First Refusal to complete the necessary upgrades. The scope of the contract is for the design, permitting, furnishing and construction of a new 345kV switchyard adjacent to the Authority’s existing East Garden City 345kV substation.

Engineering and permitting activities to support the development of the Article 7 Amendment application was initiated in December through an interim approval. Construction is expected to commence in 2026 and proceed to the end of 2028 to meet the energization and commitment date of May 2029. Funding for the project is included in the long-range work plan. A request for proposals was issued in August 2024; Six Engineering, Procurement and Construction (EPC) proposals were received in October. Following an extensive evaluation process, the Evaluation Committee recommends a contract award to Hawkeye in the amount of \$155 million for a six-year term. The company’s proposal complies with the RFP’s Supplier Diversity goals - M/WBE (15%); SDVOB (3%).

On motion made by member Dennis Trainor and seconded by member Cecily Morris, the following resolution, as recommended by the President and Chief Executive Officer, was unanimously adopted.

RESOLVED, that the Finance Committee recommends that the Trustees approve, pursuant to the Guidelines for Procurement Contracts adopted by the Authority and the Authority’s Expenditure Authorization Procedures, the award of a six-year engineering, procurement, and construction services contract to Elecnor Hawkeye LLC located in Hauppauge, New York, in the amount of \$155 million to implement the Stewart Avenue-Uniondale Hub Substation Upgrade Project; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees approve the Authority's use of Capital Funds, which may include proceeds of debt issuances, to finance the costs of projects; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to be issued by the Authority, all expenditures made and which may be made in accordance with the Project described in the report of the President and Chief Executive Officer; and be it further

RESOLVED that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

c. NYPA Development

i. Propel NY Energy Project Capital Expenditure Authorization Request

Mr. Girish Behal, Vice President of Project and Business Development, provided highlights of staff's recommendation to the members. He said that staff is requesting that the Finance Committee recommend that the NYPA/Canals Boards approve authorization for the release of \$100 million from the \$500 million authorized for the Propel NY Project.

He continued that the project was selected as a part of the Long Island Public Policy Transmission Need to improve the connectivity of Long Island to the statewide grid to support its growth and reliability in the area. The project consists of 90 miles of underground transmission of 345kV, and several new substations. The Authority is partnering with Transco on this project.

In July 2024, the Authority submitted an Article 7 application for the project. The application is still under review by the Department of Public Services. The Authority is continuing with the project design. At the same time, they have moved forward with Transco on the procurement of long-lead materials and equipment, primarily, cables and auto transformers, and shunt reactors.

The Authority received approvals from FERC on its rate and abandonment incentive. The funding request is primarily to make sure that the Authority continues to fund the project on schedule, pursuant to the investment being made by TransCo.

On motion made by member Dennis Trainor and seconded by member Michael Cusick, the following resolution, as recommended by the President and Chief Executive Officer, was unanimously adopted.

RESOLVED, that the Finance Committee recommends that the Board of Trustees, pursuant to the Authority's Capital Planning and Budgeting Procedures, approve an additional release of authorized funds for capital expenditures in the amount of \$100 million (in addition to the previously approved release of \$50 million) for a total released amount to date of \$150 million, and confirms the limit of the total authorized amount of up to \$500 million for the Propel NY Project, as recommended in the report of the President and Chief Executive Officer; and be it further

RESOLVED, that the Finance Committee recommends that the Authority use Capital Funds, which may include proceeds of debt issuances, to finance the costs of this Project; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to be issued by the Authority, all expenditures made and which may be made in accordance with the projects described in the report of the President and Chief Executive Officer; and be it further

RESOLVED that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

d. Legal Affairs

i. Workforce Development – Grant Funding Request

Ms. Sandra Bleckman, Workforce Development Project Director, provided highlights of staff's recommendation to the members. She said that staff is requesting approval for the recommendation of a grant in the amount of \$400,000 for the Energy Storage and Microgrid Training and Certification Program, ("ESAMTAC"), a non-profit national training and certification program developed in 2017 as part of the Authority's Clean Energy Workforce training initiative. To date, the Authority has awarded \$2.65 million under this initiative.

She continued that ESAMTAC is supported by industry contributions and the National Science Foundation. It is an educational training program and credential that prepares electrical contractors and workers for the safe and effective assembly, testing, commissioning, maintenance, repair, retrofitting and decommissioning of energy storage and microgrid systems. She added that Mr. David Heraldo and the students from the Renaissance Technical Institute have indicated that this funding not only builds a pipeline of workers for the industry but also provides individuals with the ability to achieve economic mobility. The funds are critical to help remove barriers and allow individuals to achieve success.

In May 2023, NYPA granted ESAMTAC \$75,000 for Phase 1 of the project. It included the development of a VR demonstration video which was successfully completed. The VR demonstration video is a five-minute summary example of how the ESAMTAC physical training laboratory can be transformed into a virtual reality training laboratory experience.

She further continued that this request is for Phase 2 of the project. The funds will support the development of a VR learning experience that will be aligned with the ESAMTAC module learning objectives and curriculum. The VR activities will be integrated with the existing lecture videos and learning materials, creating a cohesive and engaging learning experience.

The program will transform traditional "hands-on" lab activities and lower the cost to students through broadly accessible immersive interactive VR experiences, enhancing outcomes and ensuring consistent, high-quality training across the industry. The grant will support the planning, production, Beta testing, and launch of the VR Lab Workforce Training Program. The Beta testing will involve 30 individuals. There will be a combination of Journey-level electricians and

advanced apprentices who have completed a minimum of 8,000 hours of electrical construction experience. ESAMTAC will focus solely on New York state for the Beta testing and will open the opportunity to NYPA employees to be a part of the Beta testing. After the training is finalized, it will initially be introduced and available exclusively to New York State.

Ms. Bleckman ended that, if approved, the total funds for Workforce Training Development, to date, would be \$21.05 million.

Following discussions, it was agreed that the members would be provided with additional information regarding the VR learning experience prior to the January 28, 2025 Board meeting.

On motion made by member Dennis Trainor and seconded by member Lewis Warren, Jr., the following resolution, as recommended by the President and Chief Executive Officer, was unanimously adopted.

RESOLVED, that the Finance Committee recommends that the Authority's Board of Trustees approve funding of Workforce Development initiative for a total of \$400,000 for the Energy Storage And Microgrid Training And Certification Workforce Training initiative; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that amounts presently set aside as reserves in the Operating Fund are adequate for the purposes specified in Section 503.2 of the Authority's General Resolution Authorizing Revenue Obligations, dated February 24, 1998, as amended and supplemented (the "General Bond Resolution"), that the aggregate amount of \$400,000 in funding as described in the report of the President and Chief Executive Officer is not needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution and that the release of such amount is feasible and advisable; and be it further

RESOLVED, that the Finance Committee recommends that the New York Power Authority Board of Trustees affirm that as a condition to making the payments specified in the foregoing report, on the day of such payments, either the Executive Vice President and Chief Financial Officer or the Treasurer shall certify that such monies are not then needed for any of the purposes specified in Section 503.1(a)-(c) of the General Bond Resolution; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

5. CONSENT AGENDA:

On motion made by member Dennis Trainor and seconded by member Lewis Warren, Jr., the Consent Agenda and the following resolutions as recommended by the President and Chief Executive Officer, were adopted.

a. Financial Operations

i. Employer of Record Services – Contract Award

RESOLVED, that the Finance Committee recommends that the Trustees approve, pursuant to the Guidelines for Procurement Contracts adopted by the Authority and the Authority's Expenditure Authorization Procedures, the award of a three-year contract for Employer of Record Services to each of the awardees identified below with a cumulative value in the amount of \$12 million:

- o ALLSOURCEPPS, INC.
- o Eclaro International, Inc.
- o Forum Personnel INC d/b/a The Forum Group
- o Trigyn Technologies, Inc.

and be it further

RESOLVED, that the funds for these contracts are captured in the Authority's 2025 Budget and 2025-2028 Financial Plan; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

b. Legal Affairs

i. Acceptance of the New Operating License for Gregory B. Jarvis Power Project and Capital Expenditure Authorization Request for License Compliance and Implementation of Settlement Agreement

RESOLVED, that the Finance Committee recommends that the Trustees approve capital expenditures of \$7.4 million for implementation of, and compliance with, the new license issued by the Federal Energy Regulatory Commission for the Gregory B. Jarvis Power Project (FERC Project No. 3211), as well as the settlement agreement associated therewith; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

c. Utility Operations

i. Right-of-Way Vegetation Management Recommendation for Award

RESOLVED, that the Finance Committee recommends that the Trustees approve, pursuant to the Guidelines for Procurement Contracts adopted by the

Authority and the Authority's Expenditure Authorization Procedures, the award of a five-year contract for Right of Way Vegetation Management to Lewis Tree Service, Inc. of West Henrietta, New York in the amount of \$15 million; and be it further

RESOLVED, that the Finance Committee recommends that the Authority approve the use of Capital Funds, which may include proceeds of debt issuances, to finance the costs of projects; and be it further

RESOLVED, that the Finance Committee recommends that the Trustees declare in accordance with Treasury Regulation Section 1.150-2, the Authority's official intent to finance as follows: The Authority intends to reimburse to the maximum extent permitted by law with the proceeds of tax-exempt obligations to be issued by the Authority, all expenditures made and which may be made as described in the report of the President and Chief Executive Officer; and be it further

RESOLVED, that the Chair, the President and Chief Executive Officer, and all other officers of the Authority be, and each of them hereby is, authorized on behalf of the Authority and Canal Corporation to do any and all things, take any and all actions and execute and deliver any and all agreements, certificates and other documents to effectuate the foregoing resolution, subject to the approval of the form thereof by the Executive Vice President and General Counsel.

d. Governance

i. Approval of the Minutes of the Joint Meeting held on November 13, 2024

On motion made and seconded the Minutes of the joint meeting held on November 13, 2024, were unanimously adopted.

6. Next Meeting

Chair John Koelmel stated that the next regular meeting of the Finance Committee will be held on Tuesday, March 18, 2025.

Closing

On a motion made by Member Dennis Trainor and seconded by Member Lewis Warren, Jr., the meeting was adjourned at approximately 10:09 a.m.

Karen Delince

Karen Delince
Corporate Secretary



March 18, 2025

Next Meeting

The next regular meeting of the Joint Finance Committee is scheduled to be held on Tuesday, May 6, 2025.