



KATHY HOCHUL
Governor

Western NY Power Proceeds Allocation Board

ANTHONY J. COLUCCI III
Chairman

Western New York Power Proceeds Allocation Board Proposed Meeting Agenda June 10, 2025 – 3:00 P.M.

New York Power Authority Buffalo Office
Waterfront Village Center
40 La Riviere Drive, Buffalo, NY 14202

Members: Chair Colucci, Brenda McDuffie, Deanna Brennen, Paul Brown, Dennis Elsenbeck

1. Adoption of June 10, 2025, Proposed Meeting Agenda
2. Adoption of April 1, 2025, Meeting Minutes
3. Fund Update
4. Awards of Fund Benefits from the Western New York Economic Development Fund – Round 39

Other Business

5. Next Meeting





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WESTERN NEW YORK POWER PROCEEDS ALLOCATION BOARD MINUTES

April 1, 2025 – 3:00 P.M.

VIDEO CONFERENCE

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Minutes of the Meeting of the Western New York Power Proceeds Allocation Board held at
New York Power Authority Visitor Center 5777 Lewiston Road, Lewiston, NY 14092

Board Members Present:

Anthony Colucci – Chair
Brenda McDuffie
Deanna Brennen
Paul Brown
Dennis Elsenbeck

NYPA Staff Present:

Lori Alesio	Executive Vice President and General Counsel
Karen Delince	Vice President and Corporate Secretary
Richard Smith	Senior Director – Economic Development
Angela Rossi	Program Manager – Economic Development
Sheila Quatrocci	Senior Associate Corporate Secretary
Fiona Khan	Senior Assistant Corporate Secretary

Non-NYPA Staff Present:

Robert Creenan	Niagara Gazette
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Opening Remarks

Chair Colucci welcomed members of the Board, the staff of Niagara Gazette, and the staff of the New York Power Authority ("NYPA"). He stated that this meeting of the Board had been duly noticed as required by the Open Meetings law. The meeting was called to order at 3:00 p.m.

1. Adoption of the April 1, 2025 Proposed Meeting Agenda

Member McDuffie made a motion to adopt the April 1, 2025 proposed meeting agenda. The motion was seconded by member Elsenbeck. The agenda was unanimously adopted.

Conflicts of Interest

Chair Colucci stated that the members had been polled prior to the meeting regarding possible conflicts of interest with the entity previously provided for their review. The members declared no conflicts of interest.

2. Adoption of the October 1, 2024 Meeting Minutes

Chair Colucci asked if there were any amendments to the Minutes.

Upon motion made by member McDuffie and seconded by member Brown, the minutes of the October 1, 2024 meeting were adopted.

3. Fund Update

Ms. Angela Rossi, Program Manager, Economic Development submitted the February 2025 Western New York Economic Development Fund Update report, to date:

- Total deposits to the fund are \$92,105,314. Total interest earned on deposits is \$3,718,535 making total funds deposited \$95,823,849.
- No Administrative Expenses have been withdrawn.
- Disbursements to Grantees amount to (\$36911,862), making the current fund balance equal to \$58,911,987.
- Awards under Standard Projects amount to \$42, 986,981 Energy-related projects awarded is \$10,437,815, making total fund benefits awarded \$53,424,796.
- Total fund benefits available to be awarded by the Allocation Board amounted to \$42,399,053.
- A minimum amount of 15% of the fund is dedicated to energy-related projects, \$13,815,797. Total Awards (11%) made for energy-related projects, to date, amounts to \$10,437,815. Fund benefits currently available to be awarded for energy-related projects only, is \$3,377,982.

- The recommendation before the Board for consideration today is for a standard project and Energy Related Project in the amount of \$88,005.

Chair Colucci stated that this is an informational item and does not require any action by the Board and thanked Ms. Rossi for the report.

Western New York Economic Development Fund Update¹

February-25

The Fund		
<i>this</i>	Total Deposits to the Fund to Date:	\$92,105,314
<i>plus</i>	Total Interest Earned on Deposits to Date:	\$3,718,535
=	Total Funds Deposited:	\$95,823,849
Expenditures		
<i>this</i>	Total Funds Deposited:	\$95,823,849
	Total Administrative Expenses Withdrawn:	\$0
	Disbursements to Grantees:	(\$36,911,862)
<i>plus</i>	Total Expenditures:	(\$36,911,862)
=	Current Fund Balance:	\$58,911,987
Awards		
<i>this</i>	Total Funds Deposited:	\$95,823,849
	Standard Projects:	\$42,986,981
	Energy Related Projects ² :	\$10,437,815
<i>minus</i>	Total Fund Benefits Awarded³:	\$53,424,796
=	Total Fund Benefits Available to be awarded by the WNYPPAB⁴:	\$42,399,053
Energy-Related Projects		
<i>this</i>	Minimum Amount (15%) of the Fund Dedicated to Energy-Related Projects:	\$13,815,797
<i>minus</i>	Total Awards (11%) Made for Energy-Related Projects to Date (not including today):	\$10,437,815
=	Fund Benefits Currently Available to be Awarded for Energy-Related Projects Only:	\$3,377,982
Today's Recommendations		
<i>this</i>	Standard Projects:	\$88,005
<i>plus</i>	Energy-Related Projects or Project Components:	\$0
=	1 Total Recommendations Before the WNYPPAB Today:	\$88,005
Expansion Power ("EP") and Replacement Power ("RP") Summary		
<i>this</i>	Estimated Unallocated EP and RP to Date (MW):	98
<i>plus</i>	Estimated Allocated but Unused Hydropower to Date (MW) ⁵ :	208
=	Total Estimated Unutilized EP and RP to Date (MW)⁶:	306

¹ The "Fund", known as the "Western New York Economic Development Fund", is created and administered by the New York Power Authority ("NYPA"). It is funded with the aggregate excess of revenues ("Net Earnings") received by NYPA from the sale of Expansion Power ("EP") and Replacement Power ("RP") produced at NYPA's Niagara Power Project that is sold in the wholesale energy market over what revenues would have been received had such Power been sold on a firm basis to an eligible EP or RP customer.

² As defined by the Western New York Power Proceeds Allocation Act, a minimum of 15% of Fund Benefits shall be dedicated to "energy-related projects, programs and services". In accordance with EDL § 189-a(6), "energy-related projects, programs and services" means: (1) energy efficiency projects and services; (2) clean energy technology projects and services; (3) high performance and sustainable building programs and services; and (4) the construction, installation and/or operation of facilities or equipment done in connection with any such projects, programs or services.

³ Funds awarded to applicants to the Fund who are recommended for an award by the WNYPPAB and approved by the NYPA Trustees are known as "Fund Benefits." Disbursement of Fund Benefits is subject to satisfaction of certain terms and conditions.

⁴ Total Fund Benefits Available to Be Awarded is calculated as Total Funds Deposited minus the sum of Total Fund Benefits Awarded and Total Administrative Expenses Withdrawn.

⁵ The NYPA Trustees may allocate EP or RP to eligible companies. Such customers may use the entire allocation, or such customers may "take down" only a portion of the allocation based on their needs at the time. EP and RP that is unallocated, or that is allocated but not taken down, is eligible to be used for WNYEDF "Net Earnings".

⁶ Unutilized EP and RP consists of an estimate of both unallocated hydropower and allocated hydropower that has not been taken down by customers.

WNYEDF Awards by County ⁷

WNYPPAB Recommendation (All)		
County	Company	WNYPPAB Approvals (\$)
Erie	425 Michigan Ave, LLC	\$500,000
	Coolture	\$210,000
	Eden Valley Growers	\$80,000
	Field & Fork Network	\$166,912
	Ford Motor Company	\$1,000,000
	Forest Lawn Heritage Foundation	\$150,000
	Innomotive Solutions Group LLC	\$150,000
	Launch NY	\$5,418,000
	Living Green Insulation Products and Services, LLC	\$40,946
	Michigan Street African American Heritage Corridor Commission,	\$250,000
	Nexus Natural Gas LLC	\$570,000
	OSC Manufacturing & Equipment Services, Inc.	\$562,500
	PLS III LLC dba We Care Transportation Services	\$1,000,000
	Visit Buffalo Niagara	\$250,000
	43North LLC	\$6,000,000
	Explore and More...A Childrens Museum	\$1,700,000
	Amos Zittel & Sons	\$380,000
	D'Youville College	\$400,000
	Martin House Restoration Corporation	\$700,000
	General Mills	\$500,000
	Buffalo Arts and Technology Center	\$418,768
	43 North LLC (II)	\$6,000,000
	43North LLC (II)	\$2,000,000
	CL New Co., Inc. dba Campus Labs	\$400,000
	Invest Buffalo Niagara	\$65,836
	PostProcess Technologies, LLC	\$90,000
	Triad Recycling and Energy Corp.	\$150,000
	Hauptman - Woodward Medical Research Institute	\$1,000,000
	River Road Research, Inc.	\$220,000
	Eastman Machine Company	\$170,000
	Hispanic Heritage Council of WNY, Inc.	\$300,000
	Launch New York, Inc.	\$250,000
	Buffalo Niagara Convention & Visitors Bureau, Inc.	\$120,000
	Top Seedz LLC	\$366,605
	Whiting Door Mfg. Corporation	\$595,000
	The Economic Development Group, Inc. dba Northland Workforce	\$1,174,600
	Irish Welding Supply Corporation	\$87,000
	FeedMore Western New York, Inc.	\$5,000,000
	Graycliff Conservancy, Inc.	\$1,020,000
	Richardson Architecture Center, Inc.	\$1,680,000
	Jewish Federation of Greater Buffalo, Inc.	\$73,800
	Per Scholas, Inc.	\$830,000
	Siebel Modern Mfg. & Welding Corp.	\$875,000
Erie Total		\$42,914,967
Genesee	Yancy's Fancy, Inc.	\$500,000
	Plug Power	\$1,500,000
Genesee Total		\$2,000,000
Niagara	Aquarium of Niagara	\$1,750,000
	Diversified Manufacturing, Inc.	\$450,000
	Global Outreach Mission, Inc.	\$102,829
	Niagara University	\$285,000
	Washington Mills	\$140,000
	NFIA Stakeholders Group, Inc.	\$24,750
	The WNY Women's Foundation, Inc.	\$100,000
	Cambria Asphalt Products	\$72,750
	Borderworx Logistics, LLC	\$285,000
	Tulip Manufacturing	\$1,000,000
	Niagara University (II)	\$500,000
	NFIA Stakeholders Group, Inc. (II)	\$90,000
	Platters Chocolates	\$200,000
	Niagara Falls National Heritage Area	\$200,000
	Moog, Inc.	\$1,600,000
	Historic Palace, Inc.	\$142,000
	Carousel Society of the Niagara Frontier	\$30,000
	Ashdan Screw Machine Products, Inc.	\$12,500
	The Center for Kashmir, Inc.	\$225,000
	Niagara Arts and Cultural Center, Inc.	\$1,000,000
	Tecmotiv Holdings, Inc.	\$150,000
Niagara Total		\$8,359,829
Orleans	Quorum Group LLC dba Takeform Architectural Graphics	\$150,000
Orleans Total		\$150,000
Grand Total		\$53,424,796

⁷ The companies in this list are the applicants to the Fund whose proposed projects were recommended for an award of Fund Benefits by the WNYPPAB.

*The "Energy Projects (\$)" amount represents the estimated portion of each award that the WNYPPAB considers to be an "energy-related project" as defined by the Western New York Power Proceeds Allocation Act and in accordance with EDL § 189-a(6) (see footnote 2 above for more detail).

4. **Application for Fund Benefits from the Western New York Economic Development Fund – Round 38**

Ms. Angela Rossi, Manager of Business Power Allocations and Compliance, submitted the following report and resolution for consideration and adoption:

SUMMARY

The Western New York Power Proceeds Allocation Board (“Allocation Board” or “Board”) is requested to recommend to the Board of Trustees of the Power Authority of the State of New York (“NYPA” or “Authority”) that an award of Fund Benefits be made to Industrial Support, Inc. (“ISI”). The project and award amount being recommended is discussed in Exhibits “A” and “A-1”.

BACKGROUND

1. **Western New York Power Proceeds Allocation Act**

The Western New York Power Proceeds Allocation Act (the “Act”) was signed into law on March 30, 2012. The Act provides for the creation, by the Authority, of the Western New York Economic Development Fund (“Fund”). The Fund consists of the aggregate excess of revenues received by the Authority from the sale of Expansion Power (“EP”) and Replacement Power (“RP”) produced at NYPA’s Niagara Power 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 EP or RP customer under the applicable tariff or contract.

Under the Act, an “eligible applicant” is a private business, including a not-for-profit corporation. “Eligible projects” is defined to mean “economic development projects by eligible applicants that are physically located within the State of New York within a thirty-mile radius of the Niagara power project located in Lewiston, New York that will support the growth of business in the state and thereby lead to the creation or maintenance of jobs and tax revenues for the state and local governments.” Eligible projects include, for example, capital investments in buildings, equipment, and associated infrastructure owned by an eligible applicant for fund benefits; transportation projects under state or federally approved plans; the acquisition of land needed for infrastructure; research and development where the results of such research and development will directly benefit New York State; support for tourism and marketing and advertising efforts for western New York State tourism and business; and energy-related projects.

Eligible projects do not include public interest advertising or advocacy; lobbying; the support or opposition of any candidate for public office; the support or opposition to any public issue; legal fees related to litigation of any kind; expenses related to administrative proceedings before state or local agencies; or retail businesses as defined by the board, including without limitation, sports venues, gaming and gambling or entertainment-related establishments, residential properties, or places of overnight accommodation.

Fund Benefits have been provided to successful eligible applicants in the form of grants. It is anticipated that Fund Benefits will be disbursed as reimbursement for expenses incurred by an eligible applicant for an Eligible Project, or for proposed eligible expenditures to be incurred by the eligible applicant for an eligible project when NYPA has authorized advance disbursements.

At least 15% percent of the Fund is dedicated to eligible projects which are “energy-related projects, programs and services,” which is defined as “energy efficiency projects and services, clean energy technology projects and services, and high performance and sustainable building programs and services, and the construction, installation and/or operation of facilities or equipment done in connection with any such projects, programs or services.”

Allocations of Fund Benefits may only be made based on moneys that have been deposited in the Fund. No award may encumber funds that have not been deposited in the Fund.

2. Western New York Power Proceeds Allocation Board

Under the Act, the Allocation Board is charged with soliciting applications for Fund Benefits, reviewing applications, making eligibility determinations, evaluating the merits of applications for Fund Benefits, and making recommendations to NYPA on Fund Benefit awards. The Allocation Board uses the criteria applicable to EP, RP and PP allocations, and for revitalization of industry, provided for in Public Authorities Law § 1005. Additionally, the Board is authorized to consider the extent to which an award of Fund Benefits is consistent with the strategies and priorities of the Regional Economic Development Council having responsibility for the region in which an eligible project is proposed.

At its meeting on March 4, 2013, the Board, in accordance with the Act, adopted by-laws, operating procedures, guidelines related to the application, and a form of application. A copy of the relevant criteria (collectively, "Program Criteria"), adapted from this Board's "Procedures for the Review of Applications for Fund Benefits," is attached as Exhibit "B" to this memorandum.

The Board also defined "retail business" to mean "a business that is primarily used in making retail sales of goods or services to customers who personally visit such facilities to obtain goods or services."

3. Application Process

Initially, the Allocation Board established a series of application due dates coupled with a schedule of dates the Board expected to meet to consider applications. The program was initially promoted through a media release and with assistance from state and local entities, including the Western New York and Finger Lakes Regional Economic Development Councils, ESD and local and regional economic development organizations within the State. A webpage was created that is hosted on WWW.NYPA.GOV/WNYPPAB with application instructions, a link to the approved application form and other program details including a contact phone number and email address staffed by the Western New York Empire State Development regional office. As the program is now well-known, a rolling application process is used, and the Allocation Board meets regularly to consider applications for Fund Benefits.

DISCUSSION AND RECOMMENDATIONS TO THE BOARD

In this 38th round, the Allocation Board has before it one application that has been made available to the Board for review. Staff analyzed the application and is now making recommendations to the Board.

As detailed in Exhibit "A-1", ISI seeks funds to improve its metal fabrication segment by purchasing a Lone Star Lightning DS 612 Dual Shuttle Laser Cutting Machine. This new tool would enhance quality, precision, and production, maximize material efficiency, accommodate more complex designs and minimize outsourcing. ISI would spend approximately \$440,000 to complete its project and would retain 23 and create four full time equivalent ("FTE") jobs at the project location over seven years at an average annual salary of \$47,792.

Based on a review of this application and in consideration of relevant Program Criteria, Staff recommends that the Allocation Board recommend to the NYPA Trustees that the applicant receives an award of Fund Benefits in the amount and for the purposes indicated in Exhibits "A" and "A-1".

To the extent that the application propose a project that must receive approval and/or comply with other legal requirements, such as the State Environmental Quality Review Act, before the project may proceed, Staff recommends that any affirmative recommendation by the Board for such a project not be forwarded to the

NYPA Board of Trustees for action until after the Board receives appropriate notification that all such approvals and requirements have been satisfied, and that such recommendations be made subject to further consideration by the Board in the event that such approvals and/or legal requirements are not satisfied.

PROJECT STATUS

Under the Act, a recommendation for Fund Benefits by the Allocation Board is a prerequisite to an award of Fund Benefits by NYPA. Upon a showing of good cause, NYPA has discretion to adopt the Allocation Board's recommendations or to award Fund Benefits in different amounts or on different terms than recommended by the Board. In addition, the Authority is authorized to include in any contract providing for the implementation of an award ("Award Contract") any terms and conditions that NYPA deems appropriate.

Given the preliminary stage of the projects identified in the accompanying Exhibits, Staff is not able to recommend proposed definitive terms and conditions that should be included in any Board recommendation for an award. Accordingly, except as otherwise indicated, Exhibit "A-1" offers general considerations relating to disbursement of fund benefits for NYPA's consideration. It is anticipated that staff would negotiate final terms and conditions if an award is made after the receipt of more detailed information concerning the project.

RECOMMENDATION

Based on the foregoing discussion and information, Staff recommends that the Allocation Board recommend to the NYPA Board of Trustees that the applicant listed in Exhibits "A" and "A-1" receive an award of Fund Benefits in the amount recommended in the Exhibits for the project proposed.

For the reasons stated, Staff recommends the adoption of the above-requested action by adoption of a resolution in the form of the attached draft resolution.

Recommendation for Industrial Support Inc.

*Ms. Rossi stated that Staff is recommending that the Power Proceeds Allocation Board recommend a Fund Benefit award of **\$88,005** to Industrial Support Inc. This funding will be used to enhance their metal fabrication segment by purchasing a Lone Star Lightning DS 612 Dual Shuttle Laser Cutting Machine.*

Founded in 1995, Industrial Support Inc. is a versatile contract manufacturing company specializing in metal fabrication and stamping, electronic and manufacturing assembly, and contract packaging, located on Buffalo's East Side. The company manufactures for local, national, and international corporations within diverse industries, including power generation, veterinary, automotive, defense, medical, aerospace/aviation, entertainment, grocery, home improvement, and education with products ranging from science kits for children to bulletproof gas tanks for US troops.

The installation of the Lone Star Lightning DS 612 Dual Shuttle Laser Cutting Machine is expected to offer several significant benefits to the company, such as:

- Enhanced quality and precision of metal fabrication processes*
- Increased production speed and efficiency*
- Capability to produce more complex designs*

The new machine will significantly improve the company's existing technology. The total cost of this project is \$440,025. If approved, the award will cover 20% of the TPC.

This project is expected to:

- *Retain 23 full-time equivalent (FTE) existing jobs and create 4 new FTE jobs, contributing to the stability and growth of the regional workforce. (58 FTE)*
- *Enhance the company's production capabilities, leading to increased business opportunities, higher revenue, and the potential to attract more contracts, thereby positively impacting the regional economy.*
- *Support the growth of an East Buffalo manufacturing company, contributing to the region's economic development and industrial base.*

In closing, Ms. Rossi stated that the project aligns with the 2023 WNY REDC priorities which focus on growing the region's tradable sectors and embodies traditional economic development objectives promoting job creation and business investment in the region.

On motion made by Member McDuffie and seconded by Member Brennan, staff's recommendation to award \$88,005 to Industrial Support Inc. was unanimously adopted.

For the reasons stated, Staff recommends the adoption of the above-requested action by adoption of the resolution below.

NOW THEREFORE BE IT RESOLVED, That the Western New York Power Proceeds Allocation Board ("Board") hereby recommends that the Power Authority of the State of New York ("NYPA") make an award of Fund Benefits to the applicant recommended in the attached memorandum and the attachments thereto, for the reasons set forth in the attached memorandum and any attachments thereto; provided that (i) if an application proposes a project that must receive approvals and/or comply with other legal requirements, such as the State Environmental Quality Review Act, before it may proceed, the recommendation for such application shall not be forwarded to NYPA until Staff, on behalf of the Board, receives appropriate notification that such legal approvals and/or requirements that are necessary for the project(s) to proceed have been satisfied, and (ii) such recommendation shall be subject to further Board review in the event that such approvals and/or legal requirements are not satisfied; and be it further

RESOLVED, That Staff is authorized on behalf of the Board to transmit the Board's decision and recommendation to NYPA subject to the qualification stated above regarding legal approvals and/or requirements, and to do any and all things and take any and all actions to effectuate the Board's decision and the foregoing resolution.

5. Adoption of the Proposed 2025 Meeting Schedule

Upon motion made by member McDuffie and seconded by member Elsenbeck, the proposed 2025 meeting schedule was adopted.

6. Next meeting and Adjournment

The next meeting of the Western New York Power Proceeds Allocation Board is scheduled to be held on Tuesday, June 10, 2025.

Upon motion made by member Deanna Brennan and seconded by member Brenda McDuffie, the meeting was adjourned at approximately 3:09p.m.

Karen Delince

Karen Delince
Vice President and Corporate Secretary

Exhibit "A"
4/1/2025

Applications for Proceeds and Fund Recommendations

Line	Business	City	County	Economic Developmen t Region	Project Description	Project Type	Recommended Award Amount	Total Project Cost	Jobs Retained	Jobs Created
1	Industrial Support, Inc.	Buffalo	Erie	Western NY	Business Expansion	Business Investment	\$88,005	\$440,025	23	4
Total:							\$88,005	\$440,025	23	4
Total Jobs Created & Retained:										27



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Western NY Power Proceeds Allocation Board

ANTHONY J. COLUCCI III
Chairman

Exhibit A-1

Western New York Economic Development Fund Recommendation Memo

Applicant Name:	Industrial Support, Inc.	REDC Region:	Western New York
Project Type:	Business Investment	County:	Erie
Industry:	Manufacturing	Locality:	Buffalo
Amount Requested:	\$88,005	Start Date:	May 1, 2025
		Finish Date:	June 1, 2025
RECOMMENDED OFFER			
Recommended Total Award:	\$88,005		
Total Project Cost:	\$440,025		
% of Project Cost Recommended:	20%		
PROJECT BUDGET (Proposed by Applicant)			
Use of funds	Amount	Source of Funds	Amount
M&E	\$395,000	WNY EDF	\$88,005
Salaries and wages	\$14,725	Corporate Cash/Line of Credit	\$352,020
Supplies/Materials	\$9,500		
Soft Costs	\$7,500		
Hard Costs	\$7,300		
Infrastructure Costs	\$6,000		
Total:	\$440,025	Total:	\$440,025
REGIONAL IMPACT MEASUREMENTS			
Job Commitments:	Applicant will retain 23 and create 4 full time equivalents ("FTE") at the project location over seven years.		
Average Salary of Jobs:	\$47,792		
Indirect Jobs Created:	N/A		
Other Impact:	N/A		
PROJECT DESCRIPTION (Adapted from Application)			
Industrial Support, Inc. ("ISI") is a contract manufacturing company focused on metal fabrication & stamping, electronic & manufacturing assembly, and contract packaging.			
ISI seeks to improve its metal fabrication segment by purchasing a Lone Star Lightning DS 612 Dual Shuttle Laser Cutting Machine to enhance quality and precision, increase production speed, maximize material efficiency, and offer more complex designs.			
The new machine is expected to increase cutting speeds, precision, and production versatility, supplementing existing technology. The project will help retain 23 jobs and create 4 new jobs, thereby sustaining and growing ISI's position and supporting regional employment.			
OTHER ECONOMIC DEVELOPMENT BENEFITS RECEIVED			

N/A			
PREVIOUS STATE ASSISTANCE OFFERED OR PROVIDED			
TYPE	AMOUNT	STATUS	
BASIS FOR RECOMMENDATION			
<p>The Project:</p> <ul style="list-style-type: none"> • Is expected to retain 23 FTE existing jobs and create 4 FTE jobs which contribute to the stability and growth of the regional workforce. • Is expected to enhance production capabilities for the company, leading to increased business opportunities, revenue, higher output, and potentially attracting more contracts, which will positively impact on the regional economy. • Supports the growth of an East Buffalo manufacturing company, contributing to the region's economic development and industrial base. • Aligns with the 2023 WNY REDC priorities that focus on growing the region's tradable sectors and traditional economic development goals of facilitating job creation and business investment in WNY. 			
ANTICIPATED DISBURSEMENT TERMS			
<p>Fund Benefits would be used to reimburse the Applicant for a portion of costs associated with the cost of Machinery and Equipment at ISI's facility. It is anticipated that: (1) funds would be disbursed in arrears upon completion of the project; and (2) reimbursement would be made upon presentation to NYPA of invoices and such other documentation acceptable to NYPA verifying that the Applicant has incurred eligible expenses of approximately \$440,000; and (3) other terms and conditions such as annual commitments that will be specified in the Fund Benefits Agreement.</p>			

Exhibit B

Criteria adapted from the Western NY Power Proceeds Allocation Board's
"Procedures for the Review of Applications for Fund Benefits"

1. The extent to which an award of Fund Benefits would be consistent with the strategies and priorities of the Regional Economic Development Council ("REDC") having responsibility for the region in which an Eligible Project is located.¹ The Western New York Regional Economic Development Council which is responsible for Eligible Projects in Erie and Niagara Counties Strategies & Priorities are:
 - Promote "Smart Growth" by investing in areas that infrastructure already exists and achieves certain goals, such as: preserving historic buildings; reviving downtowns; reviving main streets; investing in existing neighborhoods; and investing in former industrial sites. A project consistent with Smart Growth will also focus on: enhancing walkability; enhancing multiple modes of transportation; connecting disadvantaged communities to employment clusters; spurring mixed-use private investment in existing communities and preserving/enhancing natural lands and or resources.
 - Promote workforce development by increasing diversity in the labor force, developing and cultivating that includes workers with advancement potential, underemployed, unemployed and special population; align education and skills training to job market for current and future industry needs.
 - Foster entrepreneurship and new business formation and growth. Designing a plan that brings new technologies and/or products to the marketplace, increases new startups in strategic industries and facilitates the commercialization of products that can lead to job growth in the Region.

¹ As provided for in EDL § 189-c(4), criteria 2-15 are adapted from the criteria for eligibility for Expansion Power, Replacement Power and Preservation Power under Public Authorities Law § 1005. The specific criteria identified in PAL § 1005(13)(b)(4)-(5) are relevant to power allocations under these programs but do not have any logical application to allocations of Fund Benefits. Therefore, the Board does not expect to use these criteria to evaluate applications for Fund Benefits. Additionally, in accordance with PAL § 1005(13), criteria 13-15 listed herein will only be used in the case of Eligible Projects which are proposed by Applicants as, and determined by the Board to be, "revitalization" projects.

Western New York Economic Development Fund Update¹

As of
April-25

The Fund		
<i>this</i>	Total Deposits to the Fund to Date:	\$109,580,334
<i>plus</i>	Total Interest Earned on Deposits to Date:	\$3,913,741
=	Total Funds Deposited:	\$113,494,075
Expenditures		
<i>this</i>	Total Funds Deposited:	\$113,494,075
	Total Administrative Expenses Withdrawn:	\$0
	Disbursements to Grantees:	(\$37,061,862)
<i>plus</i>	Total Expenditures:	(\$37,061,862)
=	Current Fund Balance:	\$76,432,213
Awards		
<i>this</i>	Total Funds Deposited:	\$113,494,075
	Standard Projects:	\$43,074,986
	Energy Related Projects ² :	<u>\$10,437,815</u>
<i>minus</i>	Total Fund Benefits Awarded³:	\$53,512,801
=	Total Fund Benefits Available to be awarded by the WNYPPAB⁴:	\$59,981,274
Energy-Related Projects		
<i>this</i>	Minimum Amount (15%) of the Fund Dedicated to Energy-Related Projects:	\$16,437,050
<i>minus</i>	Total Awards (10%) Made for Energy-Related Projects to Date (not including today):	\$10,437,815
=	Fund Benefits Currently Available to be Awarded for Energy-Related Projects Only:	\$5,999,235
Today's Recommendations		
<i>this</i>	Standard Projects:	\$0
<i>plus</i>	Energy-Related Projects or Project Components:	\$1,517,557
=	2 Total Recommendations Before the WNYPPAB Today:	\$1,517,557
Expansion Power ("EP") and Replacement Power ("RP") Summary		
<i>this</i>	Estimated Unallocated EP and RP to Date (MW):	112
<i>plus</i>	Estimated Allocated but Unused Hydropower to Date (MW) ⁵ :	<u>207</u>
=	Total Estimated Unutilized EP and RP to Date (MW)⁶:	319

¹ The "Fund", known as the "Western New York Economic Development Fund", is created and administered by the New York Power Authority ("NYPA"). It is funded with the aggregate excess of revenues ("Net Earnings") received by NYPA from the sale of Expansion Power ("EP") and Replacement Power ("RP") produced at NYPA's Niagara Power Project that is sold in the wholesale energy market over what revenues would have been received had such Power been sold on a firm basis to an eligible EP or RP customer.

² As defined by the Western New York Power Proceeds Allocation Act, a minimum of 15% of Fund Benefits shall be dedicated to "energy-related projects, programs and services". In accordance with EDL § 189-a(6), "energy-related projects, programs and services" means: (1) energy efficiency projects and services; (2) clean energy technology projects and services; (3) high performance and sustainable building programs and services; and (4) the construction, installation and/or operation of facilities or equipment done in connection with any such projects, programs or services.

³ Funds awarded to applicants to the Fund who are recommended for an award by the WNYPPAB and approved by the NYPA Trustees are known as "Fund Benefits." Disbursement of Fund Benefits is subject to satisfaction of certain terms and conditions.

⁴ Total Fund Benefits Available to Be Awarded is calculated as Total Funds Deposited minus the sum of Total Fund Benefits Awarded and Total Administrative Expenses Withdrawn.

⁵ The NYPA Trustees may allocate EP or RP to eligible companies. Such customers may use the entire allocation, or such customers may "take down" only a portion of the allocation based on their needs at the time. EP and RP that is unallocated, or that is allocated but not taken down, is eligible to be used for WNYEDF "Net Earnings".

⁶ Unutilized EP and RP consists of an estimate of both unallocated hydropower and allocated hydropower that has not been taken down by customers.

WNYEDF Awards by County ⁷

WNYPPAB Recommendation (All)

County	Company	WNYPPAB Approvals (\$)
Erie	425 Michigan Ave, LLC	\$500,000
	Coolture	\$210,000
	Eden Valley Growers	\$80,000
	Field & Fork Network	\$166,912
	Ford Motor Company	\$1,000,000
	Forest Lawn Heritage Foundation	\$150,000
	Innomotive Solutions Group LLC	\$150,000
	Launch NY	\$5,418,000
	Living Green Insulation Products and Services, LLC	\$40,946
	Michigan Street African American Heritage Corridor Commission, Inc.	\$250,000
	Nexus Natural Gas LLC	\$570,000
	OSC Manufacturing & Equipment Services, Inc.	\$562,500
	PLS III LLC dba We Care Transportation Services	\$1,000,000
	Visit Buffalo Niagara	\$250,000
	43North LLC	\$6,000,000
	Explore and More...A Childrens Museum	\$1,700,000
	Amos Zittel & Sons	\$380,000
	D'Youville College	\$400,000
	Martin House Restoration Corporation	\$700,000
	General Mills	\$500,000
	Buffalo Arts and Technology Center	\$418,768
	43 North LLC (II)	\$6,000,000
	43North LLC (II)	\$2,000,000
	CL New Co., Inc. dba Campus Labs	\$400,000
	Invest Buffalo Niagara	\$65,836
	PostProcess Technologies, LLC	\$90,000
	Triad Recycling and Energy Corp.	\$150,000
	Hauptman - Woodward Medical Research Institute	\$1,000,000
	River Road Research, Inc.	\$220,000
	Eastman Machine Company	\$170,000
	Hispanic Heritage Council of WNY, Inc.	\$300,000
	Launch New York, Inc.	\$250,000
	Buffalo Niagara Convention & Visitors Bureau, Inc.	\$120,000
	Top Seedz LLC	\$366,605
	Whiting Door Mfg. Corporation	\$595,000
	The Economic Development Group, Inc. dba Northland Workforce Training	\$1,174,600
	Irish Welding Supply Corporation	\$87,000
	FeedMore Western New York, Inc.	\$5,000,000
	Graycliff Conservancy, Inc.	\$1,020,000
	Richardson Architecture Center, Inc.	\$1,680,000
	Jewish Federation of Greater Buffalo, Inc.	\$73,800
	Per Scholas, Inc.	\$830,000
	Siebel Modern Mfg. & Welding Corp.	\$875,000
	Industrial Support Services Inc.	\$88,005
Erie Total		\$43,002,972
Genesee	Yancy's Fancy, Inc.	\$500,000
	Plug Power	\$1,500,000
Genesee Total		\$2,000,000
Niagara	Aquarium of Niagara	\$1,750,000
	Diversified Manufacturing, Inc.	\$450,000
	Global Outreach Mission, Inc.	\$102,829
	Niagara University	\$285,000
	Washington Mills	\$140,000
	NFIA Stakeholders Group, Inc.	\$24,750
	The WNY Women's Foundation, Inc.	\$100,000
	Cambria Asphalt Products	\$72,750
	Borderworx Logistics, LLC	\$285,000
	Tulip Manufacturing	\$1,000,000
	Niagara University (II)	\$500,000

Niagara	NFIA Stakeholders Group, Inc. (II)	\$90,000
	Platters Chocolates	\$200,000
	Niagara Falls National Heritage Area	\$200,000
	Moog, Inc.	\$1,600,000
	Historic Palace, Inc.	\$142,000
	Carousel Society of the Niagara Frontier	\$30,000
	Ashdan Screw Machine Products, Inc.	\$12,500
	The Center for Kashmir, Inc.	\$225,000
	Niagara Arts and Cultural Center, Inc.	\$1,000,000
	Tecmotiv Holdings, Inc.	\$150,000
Niagara Total		\$8,359,829
Orleans	Quorum Group LLC dba Takeform Architectural Graphics	\$150,000
Orleans Total		\$150,000
Grand Total		\$53,512,801

⁷ The companies in this list are the applicants to the Fund whose proposed projects were recommended for an award of Fund Benefits by the WNYPPAB.

* The "Energy Projects (\$)" amount represents the estimated portion of each award that the WNYPPAB considers to be an "energy-related project" as defined by the Western New York Power Proceeds Allocation Act and in accordance with EDL § 189-a(6) (see footnote 2 above for more detail).



KATHY HOCHUL
Governor

Western NY Power Proceeds Allocation Board

ANTHONY J. COLUCCI III
Chairman

Date: June 10, 2025

To: Western New York Power Proceeds Allocation Board

From: Western New York Program Manager of Economic Development

Subject: Awards of Fund Benefits from the Western New York Economic Development Fund – Round 39

SUMMARY

Staff requests that the Western New York Power Proceeds Allocation Board (“Allocation Board” or “Board”) recommend to the Board of Trustees of the Power Authority of the State of New York (“NYPA” or “Authority”) that awards of Fund Benefits be made to Natrion Inc. (“Natrion”) and the Niagara Aquarium Foundation (“Aquarium”). The projects and award amounts being recommended are discussed in Exhibits “A”, “A-1” and “A-2”.

BACKGROUND

1. Western New York Power Proceeds Allocation Act

The Western New York Power Proceeds Allocation Act (the “Act”) was signed into law on March 30, 2012. The Act provides for the creation, by the Authority, of the Western New York Economic Development Fund (“Fund”). The Fund consists of the aggregate excess of revenues received by the Authority from the sale of Expansion Power (“EP”) and Replacement Power (“RP”) produced at NYPA’s Niagara Power 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 EP or RP customer under the applicable tariff or contract.

Under the Act, an “eligible applicant” is a private business, including a not-for-profit corporation. “Eligible projects” is defined to mean “economic development projects by eligible applicants that are physically located within the State of New York within a thirty-mile radius of the Niagara power project located in Lewiston, New York that will support the growth of business in the state and thereby lead to the creation or maintenance of jobs and tax revenues for the state and local governments.” Eligible projects include, for example, capital investments in buildings, equipment, and associated infrastructure owned by an eligible applicant for fund benefits; transportation projects under state or federally approved plans; the acquisition of land needed for infrastructure; research and development where the results of such research and development will directly benefit New York State; support for tourism and marketing and advertising efforts for western New York State tourism and business; and energy-related projects.

Eligible projects do not include public interest advertising or advocacy; lobbying; the support or opposition of any candidate for public office; the support or opposition to any public issue; legal fees related to litigation of any kind; expenses related to administrative proceedings

before state or local agencies; or retail businesses as defined by the board, including without limitation, sports venues, gaming and gambling or entertainment-related establishments, residential properties, or places of overnight accommodation.

Fund Benefits have been provided to successful eligible applicants in the form of grants. It is anticipated that Fund Benefits will be disbursed as reimbursement for expenses incurred by an eligible applicant for an Eligible Project, or for proposed eligible expenditures to be incurred by the eligible applicant for an eligible project when NYPA has authorized advance disbursements.

At least 15% percent of the Fund is dedicated to eligible projects that are “energy-related projects, programs and services,” which is defined as “energy efficiency projects and services, clean energy technology projects and services, and high performance and sustainable building programs and services, and the construction, installation and/or operation of facilities or equipment done in connection with any such projects, programs or services.”

Allocations of Fund Benefits may only be made based on moneys that have been deposited in the Fund. No award may encumber funds that have not been deposited in the Fund.

2. Western New York Power Proceeds Allocation Board

Under the Act, the Allocation Board is charged with soliciting applications for Fund Benefits, reviewing applications, making eligibility determinations, evaluating the merits of applications for Fund Benefits, and making recommendations to NYPA on Fund Benefit awards. The Allocation Board uses the criteria applicable to EP, RP and PP allocations, and for revitalization of industry, provided for in Public Authorities Law § 1005. Additionally, the Board is authorized to consider the extent to which an award of Fund Benefits is consistent with the strategies and priorities of the Regional Economic Development Council having responsibility for the region in which an eligible project is proposed.

At its meeting on March 4, 2013, the Board, in accordance with the Act, adopted by-laws, operating procedures, guidelines related to the application, and a form of application. A copy of the relevant criteria (collectively, “Program Criteria”), adapted from this Board’s “Procedures for the Review of Applications for Fund Benefits,” is attached as Exhibit “B” to this memorandum.

The Board also defined “retail business” to mean “a business that is primarily used in making retail sales of goods or services to customers who personally visit such facilities to obtain goods or services.”

3. Application Process

Initially, the Allocation Board established a series of application due dates coupled with a schedule of dates the Board expected to meet to consider applications. The program was initially promoted through a media release and with assistance from state and local entities, including the Western New York and Finger Lakes Regional Economic Development Councils, ESD and local and regional economic development organizations within the State. A webpage was created that is hosted on WWW.NYPA.GOV/WNYPPAB with application instructions, a link to the approved application form and other program details including a contact phone number and email address staffed by the Western New York Empire State Development regional office.

As the program is now well-known, a rolling application process is used, and the Allocation Board meets regularly to consider applications for Fund Benefits.

DISCUSSION AND RECOMMENDATIONS TO THE BOARD

In this 39th round, the Allocation Board has before it two applications that have been made available for Board review. Staff analyzed the applications and is now making recommendations to the Board.

As detailed in Exhibit “A-1”, Natrion seeks funds to help establish its state-of-the-art global manufacturing headquarters in Cheektowaga, New York where it will produce Lithium Solid Ionic Composite (LISIC), an advanced solid-state electrolyte material designed to revolutionize the performance and safety of rechargeable lithium batteries used in electronics and electric vehicles. NYPA would be able to access the component of the Fund reserved by statute for energy-related projects, programs, and services to support the production of Natrion’s product. Natrion would spend approximately \$9.1 million to complete its project.

As detailed in Exhibit “A-2”, the Aquarium seeks funds to replace its outdated boiler system with a high-efficiency HVAC system featuring heat pumps, modern air handling units, on-demand hot water, and advanced control systems. This upgrade will significantly reduce energy consumption, improve climate control, and free up valuable interior space. The project supports sustainability, lowers operating costs, enhances the visitor experience, ensures long-term operational stability and supports the regional tourism economy. The proposed project will incorporate energy efficient equipment, which would enable NYPA to access the component of the Fund reserved by statute for energy-related projects, programs, and services to help fund the project. The Aquarium would spend approximately \$972,000 to complete its project.

Based on a review of this application and in consideration of relevant Program Criteria, Staff recommends that the Allocation Board recommend to the NYPA Trustees that the applicants receive an award of Fund Benefits in the amount and for the purposes indicated in Exhibits “A,” “A-1,” and “A-2”.

To the extent that the application propose a project that must receive approval and/or comply with other legal requirements, such as the State Environmental Quality Review Act, before the project may proceed, Staff recommends that any affirmative recommendation by the Board for such a project not be forwarded to the NYPA Board of Trustees for action until after the Board receives appropriate notification that all such approvals and requirements have been satisfied, and that such recommendations be made subject to further consideration by the Board in the event that such approvals and/or legal requirements are not satisfied.

PROJECT STATUS

Under the Act, a recommendation for Fund Benefits by the Allocation Board is a prerequisite to an award of Fund Benefits by NYPA. Upon a showing of good cause, NYPA has discretion to adopt the Allocation Board’s recommendations or to award Fund Benefits in different amounts or on different terms than recommended by the Board. In addition, the Authority is authorized to include in any contract providing for the implementation of an award (“Award Contract”) any terms and conditions that NYPA deems appropriate.

Given the preliminary stage of the projects identified in the accompanying Exhibits, Staff is not able to recommend proposed definitive terms and conditions that should be included in any Board recommendation for an award. Accordingly, except as otherwise indicated, Exhibits "A-1" and "A-2" offer general considerations relating to disbursement of fund benefits for NYPA's consideration. It is anticipated that staff would negotiate final terms and conditions if an award is made after the receipt of more detailed information concerning the project.

RECOMMENDATION

Based on the foregoing discussion and information, Staff recommends that the Allocation Board recommend to the NYPA Board of Trustees that the applicants listed in Exhibits "A," "A-1," and "A-2" receive an award of Fund Benefits in the amounts recommended in the Exhibits for the projects proposed.

For the reasons stated, Staff recommends the adoption of the above-requested action by adoption of a resolution in the form of the attached draft resolution.

RESOLUTION

NOW THEREFORE BE IT RESOLVED, That the Western New York Power Proceeds Allocation Board ("Board") hereby recommends that the Power Authority of the State of New York ("NYPA") make an award of Fund Benefits to the applicants recommended in the attached memorandum and the attachments thereto, for the reasons set forth in the attached memorandum and any attachments thereto; provided that (i) if an application proposes a project that must receive approvals and/or comply with other legal requirements, such as the State Environmental Quality Review Act, before it may proceed, the recommendation for such application shall not be forwarded to NYPA until Staff, on behalf of the Board, receives appropriate notification that such legal approvals and/or requirements that are necessary for the project(s) to proceed have been satisfied, and (ii) such recommendation shall be subject to further Board review in the event that such approvals and/or legal requirements are not satisfied; and be it further

RESOLVED, That Staff is authorized, on behalf of the Board, to transmit the Board's decision and recommendation to NYPA, subject to the qualification stated above regarding legal approvals and/or requirements, and to do any and all things and take any and all actions to effectuate the Board's decision and the foregoing resolution.

Exhibit "A"
6/10/2025

Applications for Proceeds and Fund Recommendations

Line	Business	City	County	Economic Development Region	Project Description	Project Type	Recommended Award Amount	Total Project Cost	Jobs Retained	Jobs Created
1	Natrion Inc.	Buffalo	Erie	Western NY	Business Attraction	Business Investment	\$1,323,197	\$9,123,197	0	19
2	Niagara Aquarium Foundation	Niagara Falls	Niagara	Western NY	Business Expansion	Tourism	\$194,360	\$971,802	0	0
Total:							\$1,517,557	\$10,094,999	-	19

Total Jobs Created & Retained: 19



Western NY Power Proceeds Allocation Board

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Governor

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Chairman

Western New York Economic Development Fund Recommendation Memo Exhibit A-1

Applicant Name:	Natrion Inc.	REDC Region:	Western New York
Project Type:	Business Investment	County:	Erie
Industry:	Manufacturing	Locality:	Cheektowaga
Amount Requested:	\$1,323,197	Start Date:	August 2025
		Finish Date:	August 2028
RECOMMENDED OFFER			
Recommended Total Award:	\$1,323,197		
Total Project Cost:	\$9,123,197		
% of Project Cost Recommended:	15%		
PROJECT BUDGET (Proposed by Applicant)			
Use of funds	Amount	Source of Funds	Amount
M&E	\$5,548,197	WNY EDF	\$1,323,197
Supplies & Materials	\$3,000,000	Committed:	
Contingency	\$300,000	Ciri Ventures	\$3,000,000
FF&E	\$150,000	Potential:	
Hard Costs (ancillary equipment)	\$75,000	Series A Round Investors	\$4,800,000
Training	\$50,000		
Total:	\$9,123,197	Total:	\$9,123,197
REGIONAL IMPACT MEASUREMENTS			
Job Commitments:	Applicant will create 19 full time equivalents ("FTE") at the project location over three years.		
Average Salary of Jobs:	\$63,750		
Indirect Jobs Created:	N/A		
Other Impact:	N/A		
PROJECT DESCRIPTION (Adapted from Application)			
<p>Founded in 2018, Natrion Inc. ("Natrion") is a start-up specializing in solid-state battery technology, with operational bases in Champaign, IL, and Binghamton, NY. The company produces Lithium Solid Ionic Composite ("LISIC"), an advanced solid-state electrolyte material designed to revolutionize the performance and safety of rechargeable lithium batteries used in electronics and electric vehicles. Natrion seeks to establish its global manufacturing headquarters in a 7,660 square foot facility in Cheektowaga, NY. This state-of-the-art site will be outfitted with the latest film fabrication technology</p>			



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to produce the LISIC component. This investment will not only enhance the performance and safety of lithium batteries but also significantly increase production capacity.

The new facility will boost Natrion's production capacity by nearly 40-fold, enabling the annual production of enough LISIC material to power approximately 11,000 electric vehicles. This strategic expansion will position the WNY region as a hub for cutting-edge battery component manufacturing, serving the technology, automotive, and renewable energy sectors.

The project will create 19 new jobs, with the potential for further expansion driven by the rapid growth of the battery industry and the increasing demand for American-made components.

OTHER ECONOMIC DEVELOPMENT BENEFITS RECEIVED

NY Ventures	Approved		
ESD	Application under review		

PREVIOUS STATE ASSISTANCE OFFERED OR PROVIDED

TYPE	AMOUNT	STATUS
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BASIS FOR RECOMMENDATION

The project will support substantial economic and technological development for the WNY region including:

- Creation of 19 high-quality jobs, boosting local employment opportunities and contributing to regional economic growth.
- Establishment of a global manufacturing headquarters, representing a capital investment that will enhance local infrastructure, attract other high-tech industries, and potentially lead to further job expansion due to the growing battery industry and increasing demand for American-made components.
- Positioning the WNY region as a technology leader through Natrion's development of advanced solid-state battery technology, which is crucial for future electronics and electric vehicles.
- Increasing Natrion's production capacity nearly 40-fold, supporting growth of the renewable energy sector by producing materials for approximately 11,000 electric vehicles annually.
- Leveraging Natrion's presence to attract similar businesses to the region.
- Alignment with WNY REDC priorities, which focus on growing the region's tradable sectors and traditional economic development goals of facilitating job creation and business investment in WNY.



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ANTICIPATED DISBURSEMENT TERMS
<p>Fund Benefits would be used to reimburse the Applicant for a portion of the costs associated with machinery and equipment for the new facility. It is anticipated that: (1) funds will be disbursed in arrears upon completion of the project; and (2) reimbursement will be made upon presentation to NYPA of invoices and such other documentation acceptable to NYPA, verifying that the Applicant has incurred eligible expenses of approximately \$9.1 million; and (3) other terms and conditions, including annual commitments, will be specified in the Fund Benefits Agreement.</p>



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Western NY Power Proceeds Allocation Board

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Western New York Economic Development Fund Recommendation Memo Exhibit A-2

Applicant Name:	Niagara Aquarium Foundation ("Aquarium of Niagara", "Applicant", "Organization").	REDC Region:	Western New York
Project Type:	Tourism	County:	Niagara
Industry:	Not for Profit	Locality:	Niagara Falls
Amount Requested:	\$194,360	Start Date:	September 2025
		Finish Date:	October 2025
RECOMMENDED OFFER			
Recommended Total Award:		\$194,360	
Total Project Cost:		\$971,802	
% of Project Cost Recommended:		20%	
PROJECT BUDGET (Proposed by Applicant)			
Use of funds	Amount	Source of Funds	Amount
Demolition	\$8,400	WNY EDF	\$194,360
Env. Remediation	\$25,570	Senior Debt	\$596,246
Hard Costs	\$213,048	Cash equity	\$181,196
M&E	\$724,784		
Total:	\$971,802	Total:	\$971,802
REGIONAL IMPACT MEASUREMENTS			
Job Commitments:	The Funding Track under which the application was submitted does not require job-related commitments.		
Average Salary of Jobs:	N/A		
Indirect Jobs Created:	N/A		
Other Impact:	N/A		
PROJECT DESCRIPTION (Adapted from Application)			
The Aquarium of Niagara is a not-for-profit organization that aims to broaden the public's awareness of aquatic ecosystems through exhibits, educational experiences, and conservation programs. The organization is upgrading its original 1965 boiler system to a high-efficiency HVAC system featuring Samsung VRF heat pumps, modern air handling units, on-demand hot water, and advanced controls. This project includes removing outdated infrastructure, reducing energy consumption, improving climate control for animals and guests, and freeing up interior space.			



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Chairman

This investment will ensure long-term operational stability for one of Niagara Falls' top cultural attractions, benefiting the regional tourism economy. Improved comfort and energy efficiency will boost attendance, support new programming, and extend seasonal operations, helping to drive spending at local businesses and supporting downtown revitalization in Niagara Falls.

OTHER ECONOMIC DEVELOPMENT BENEFITS RECEIVED

N/A			

PREVIOUS STATE ASSISTANCE OFFERED OR PROVIDED

TYPE	AMOUNT	STATUS
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BASIS FOR RECOMMENDATION

Several aspects of this project support a recommendation in favor of a Fund Benefits award:

- Enhanced year-round comfort is expected to prolong tourist stays. The Aquarium's improvements will elevate the region's profile as a premier tourist destination, increase spending at nearby businesses, and strengthen the regional tourism economy.
- The project promotes sustainability by significantly reducing energy consumption and lowering operating costs.
- As a nonprofit institution, the Aquarium relies on diverse funding sources to sustain operations and invest in long-term improvements. Support from WNYPPAB is crucial to bridge the funding gap for this essential building infrastructure upgrade.
- While not directly creating new full-time positions, the project helps retain existing jobs by ensuring uninterrupted operations and reducing facility risks. Temporary jobs will be created during construction, and higher visitation may lead to future staffing growth in guest services, education, and animal care
- The project aligns with the 2023 WNY REDC strategies and priorities, emphasizing tourism due to its significant share of the regional economy and lingering effects of the Covid-19 pandemic.

ANTICIPATED DISBURSEMENT TERMS

Fund Benefits would be used to reimburse the Applicant for a portion of the costs associated with machinery and equipment for the new facility. It is anticipated that: (1) funds will be disbursed in arrears upon completion of the project; and (2) reimbursement will be made upon presentation to NYPA of invoices and such other documentation acceptable to NYPA verifying that the Applicant has incurred eligible expenses of approximately \$971,802; and (3) other terms and conditions including annual commitments, will be specified in the Fund Benefits Agreement.



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Exhibit "B"

Criteria adapted from the Western NY Power Proceeds Allocation Board's "Procedures for the Review of Applications for Fund Benefits"

1. The extent to which an award of Fund Benefits would be consistent with the strategies and priorities of the Regional Economic Development Council ("REDC") having responsibility for the region in which an Eligible Project is located.¹ The Western New York Regional Economic Development Council which is responsible for Eligible Projects in Erie and Niagara Counties Strategies & Priorities are:
 - Promote "Smart Growth" by investing in areas that infrastructure already exists and achieves certain goals, such as: preserving historic buildings; reviving downtowns; reviving main streets; investing in existing neighborhoods; and investing in former industrial sites. A project consistent with Smart Growth will also focus on: enhancing walkability; enhancing multiple modes of transportation; connecting disadvantaged communities to employment clusters; spurring mixed-use private investment in existing communities and preserving/enhancing natural lands and or resources.
 - Promote workforce development by increasing diversity in the labor force, developing and cultivating that includes workers with advancement potential, underemployed, unemployed and special population; align education and skills training to job market for current and future industry needs.
 - Foster entrepreneurship and new business formation and growth. Designing a plan that brings new technologies and/or products to the marketplace, increases new startups in strategic industries and facilitates the commercialization of products that can lead to job growth in the Region.

¹ As provided for in EDL § 189-c(4), criteria 2-15 are adapted from the criteria for eligibility for Expansion Power, Replacement Power and Preservation Power under Public Authorities Law § 1005. The specific criteria identified in PAL § 1005(13)(b)(4)-(5) are relevant to power allocations under these programs but do not have any logical application to allocations of Fund Benefits. Therefore, the Board does not expect to use these criteria to evaluate applications for Fund Benefits. Additionally, in accordance with PAL § 1005(13), criteria 13-15 listed herein will only be used in the case of Eligible Projects which are proposed by Applicants as, and determined by the Board to be, "revitalization" projects.

- Increase the industry profile of agriculture in WNY by: creating better access to markets; creating new products; creating new more efficient processes; creating strong regional brands; creating programs that promote careers in agriculture.
- Utilize Western New York's proximity to Canadian and U.S. population centers to advance economic development in WNY. Bi-national projects will: utilize cross-border planning to create transportation and logistical infrastructure; improve operational relationships; promote the attractiveness of WNY as a hub for global trade.
- Position the WNY region as a global energy hub through new sources of clean energy, energy efficiency and energy efficient transportation.
- Support growth of advanced manufacturing by making research more available to manufacturers to help them innovate.
- Spur growth in the health and life sciences industry through improved commercialization, recruit high profile research talent and reducing the cost burden of healthcare while improving health outcomes.
- Expand the scope of higher education by increasing accessibility to Higher Education for communities that currently have limited access to educational opportunities; better aligning education with the industry needs and creating support structures for start-ups which will assist start-ups with commercialization, business planning, workforce preparation, facilities, etc.
- Grow visitors and visitor spending by raising the profile of WNY as a national and international destination; connect multiple tourist destinations in WNY; improve the profile of the WNY Gateway to the United States.

For more information on the Western New York Regional Economic Development Council please go to <http://regionalcouncils.ny.gov/content/western-new-york>.

2. The extent to which an award of Fund Benefits would be consistent with the strategies and priorities of the Regional Economic Development Council ("REDC") having responsibility for the region in which an Eligible Project is located.² The Finger Lakes Regional Economic Development Council which is responsible for Eligible Projects in Orleans and Genesee Counties Strategies & Priorities can be found at: <http://regionalcouncils.ny.gov/content/finger-lakes>.
3. The number of jobs that would be created as a result of an award of Fund Benefits.
4. The applicant's long term commitment to the region as evidenced the current and/or planned capital investment in applicant's facilities in the region.

² As provided for in EDL § 189-c(4), criteria 2-15 are adapted from the criteria for eligibility for Expansion Power, Replacement Power and Preservation Power under Public Authorities Law § 1005. The specific criteria identified in PAL § 1005(13)(b)(4)-(5) are relevant to power allocations under these programs but do not have any logical application to allocations of Fund Benefits. Therefore, the Board does not expect to use these criteria to evaluate applications for Fund Benefits. Additionally, in accordance with PAL § 1005(13), criteria 13-15 listed herein will only be used in the case of Eligible Projects which are proposed by Applicants as, and determined by the Board to be, "revitalization" projects.

5. The ratio of the number of jobs to be created to the amount of Fund Benefits requested.
 6. The types of jobs that would be created, as measured by wage and benefit levels, security and stability of employment.
 7. The amount of capital investment, including the type and cost of buildings, equipment and facilities, proposed to be constructed, enlarged or installed.
 8. The extent to which an award of Fund Benefits would affect the overall productivity or competitiveness of the applicant and its existing employment.
 9. The extent to which an award of Fund Benefits may result in a competitive disadvantage for other business in the State.
 10. The growth potential of the applicant's facilities and the contribution of economic strength to the area in which the applicant's facilities are or would be located.
 11. The extent of the applicant's willingness to satisfy affirmative action goals.
 12. The extent to which an award of Fund Benefits is consistent with state, regional and local economic development strategies and priorities and supported by local units of government in the area in which the business is located.
 13. The impact of an award of Fund Benefits on the operation of any other facilities of the applicant, and on other businesses within the region.
 14. That the business is likely to close, partially close or relocate resulting in the loss of a substantial number of jobs.
 15. That the applicant is an important employer in the community and efforts to revitalize the business are in long-term interests of both employers and the community.
 16. That a reasonable prospect exists that the proposed award of Fund Benefits will enable the applicant to remain competitive and become profitable and preserve jobs for a substantial period of time.
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KATHY HOCHUL
Governor

Western NY Power Proceeds Allocation Board

ANTHONY J. COLUCCI III
Chairman

June 10, 2025

Next Meeting

The next regular meeting of the Western New York Power Proceeds Allocation Board is scheduled to be held on Tuesday, August 5, 2025 at 3:00pm