

***ECONOMIC DEVELOPMENT POWER  
ALLOCATION BOARD***

***MINUTES***

***September 23, 2003***

***Video Conference – 10:00 a.m.***

***30 South Pearl Street, 10<sup>th</sup> Floor, Albany, NY  
123 Main Street, 17<sup>th</sup> Floor, White Plains, NY.  
501 Seventh Avenue, 9<sup>th</sup> Floor, New York, NY  
Empire State Development Corp., 633 Third Avenue, New York, NY***

1. Approval of the Minutes of the Meeting of July 22, 2003
2. Job Commitment Revision and Name Changes - Power for Jobs
3. Next Meeting
4. Closing

A regular meeting of the Economic Development Power Allocation Board was held via video conference at the following participating locations:

- 1) New York Power Authority, 123 Main Street, White Plains, NY 10601
- 2) New York Power Authority, 501 Seventh Avenue, 9<sup>th</sup> Floor, New York, NY 10019
- 3) Empire State Development Corp., 633 Third Avenue, New York, NY 10017

The following Members of the Board were present at the following locations:

**Louis P. Ciminelli**, Chairman (White Plains, NY)

**James A. Duncan**, Member (Buffalo, NY)

**Kevin S. Corbett**, Member (New York, NY)

**H. Douglas Barclay**, Member (Excused)

**Also in attendance were:**

Louise M. Morman	Senior Vice President – Marketing, Economic Development & Supply Planning, NYPA
Thomas Warmath	Vice President and Chief Risk Officer, NYPA
James H. Yates	Vice President - Major Account Marketing & Economic Development, NYPA
Angela D. Graves	Deputy Secretary, NYPA
James F. Pasquale	Manager – Business Power Allocations and Compliance, NYPA
John L. Murphy	Director – Public Relations, NYPA
Mary Jean Frank	Associate Secretary, NYPA
Loma M. Johnson	Assistant Secretary, NYPA
Nicolina Marchese	Communications Associate II, NYPA
Bonnie Fahey	Executive Administrative Assistant

1. **Adoption of Minutes**

The minutes of the meeting of July 22, 2003, were unanimously adopted.

## 2. Job Commitment Revision and Name Changes - Power for Jobs

### SUMMARY

The members of the Economic Development Power Allocation Board ("Power Allocation Board") are requested to recommend approval of a job commitment revision to BAE Systems Controls, Inc. ("BAE Systems") and of name changes to the companies detailed below.

### BACKGROUND

BAE Systems had been approved for a 2,000 kW Power for Jobs allocation by the Power Allocation Board at their meeting of July 22, 2003. Its allocation was based on its commitment to retain or create jobs as indicated in the application they submitted to the Power Allocation Board. Subsequent to Power Allocation Board approval, but before entering into contract with the Power Authority, BAE Systems has requested that its job commitment be revised to more accurately reflect future employment levels. BAE Systems had originally indicated that, in addition to retaining 1,228 jobs, it would create 163 positions over the next three years. The additional jobs were to result from a planned consolidation with an out-of-state facility. BAE Systems has decided not to proceed with the consolidation. However, it will be able to commit to adding 30 new jobs over the next three years. The total job commitment will be 1,258 positions; therefore, the reduction of 133 positions is insignificant in total and does not require a change to the amount of the allocation.

The Power Allocation Board is also requested to approve the transfer of power allocations for 14 existing customers that have changed their names for various business reasons. As part of the transfers, all 14 of the transferees will honor the associated job commitments.

The proposed transferees are as follows:

**Aerospace Avionics** ("Aerospace Avionics") was approved for a 650 kW Power for Jobs allocation on March 30, 1999. The company produces electronic components and accessories for the aerospace industry. Aerospace Avionics was acquired by Smith Industries Aerospace & Defense Systems Inc., a division of Smith Industries. The company is now called Smith Aerospace, Inc. Electronic Systems ("Smith Aerospace"). Smith Aerospace will maintain the original job commitment of 226 jobs at its Bohemia facility.

**At-A-Glance Corporation** ("At-A-Glance") was approved for a 2,500 kW Power for Jobs allocation at the Trustees' meeting on February 29, 2000. It manufactures and sells a full line of planning, organizing, and record-keeping products. Mead Corporation acquired At-A-Glance and merged it with its School and Office Products division. Subsequently, Westvaco Corporation acquired Mead Corporation to form Mead Westvaco Corporation. This new corporation will maintain the job commitment of 1,195 jobs.

**Avon Injected Rubber and Plastics** ("Avon") was approved for a 400 kW Power for Jobs allocation for its Albion location at the January 27, 1998, Trustees' meeting for 97 jobs. Avon engaged in plastic injection molding. In October 2001, Avon sold its business in a full-asset sale to Viking Industries, LLC. On June 1, 2003, it discontinued the plastic molding business and began a new light assembly business called Viking Lockport, LLC.

**Eastern Casting Corporation** ("ECC") was approved for a 250 kW Power for Jobs allocation for 33 jobs at the Trustees' meeting of May 25, 1999. ECC is an aluminum foundry company located in Cambridge. As of July 1, 2003, the assets and liabilities of Eastern Casting Corporation were sold to Eastern Casting Company, Inc.

**Knight Marketing Corporation** ("KMC") is a manufacturer of specialty cleaning chemicals. KMC was awarded a 400 kW Power for Jobs allocation for 171 jobs at the Trustees' meeting of October 27, 1998. Located in Johnstown, KMC changed its name to Spray Nine Corporation for name recognition in its industry, with no change in ownership. All aspects of its business remain the same.

**Lion Brand Incorporated** ("Lion Brand") is a manufacturer and supplier of restaurant seating. At the Trustees' meeting of April 28, 1998, Lion Brand was approved for a 500 kW Power for Jobs allocation. Lion Brand went bankrupt in 2002. LB Furniture Industries LLC acquired all of Lion Brand's assets and pledges to maintain the original commitment of 237 jobs at its Hudson facility.

**Magnus Manufacturing Corporation** (“MMC”) was approved for a 275 kW Power for Jobs allocation at the Trustees’ meeting of March 28, 2000. MMC is a precision machine tool and die manufacturer and committed 62 jobs in return for the allocation. Floturn, Inc., a Cincinnati, Ohio based corporation, purchased all the assets of MMC and renamed it Magnus Precision Manufacturing, Inc. (“MPM”). MPM will continue to honor the existing job commitment at its Phelps facility.

**Rexam DSI** (“Rexam”) was approved for a 400 kW Power for Jobs allocation at the Trustees’ meeting of June 21, 2002, with an associated total job commitment of 130 jobs. Rexam is the leading worldwide producer of latex-saturated decorative materials for specialty packaging, book production, and office products. Rexam was purchased by FiberMark Inc. In addition, effective January 1, 2003, FiberMark’s North American operations took on a new legal name, FiberMark North America Inc. The company will continue to honor the existing job commitment at its Lowville facilities.

**Rich Plan of Utica, Inc.** (“Rich Plan”) is a meat-processing and frozen food storage facility located in New York Mills. The Trustees approved a 200 kW Power for Jobs allocation for 61 jobs at their meeting of March 31, 1998. Rich Plan has changed its name to Rich Plan Food Services to better identify who it is and what services it provides, with no change in ownership.

**Richardson Brands Co.** (“Richardson Brands”) makes candy and other confectionery products. The Trustees approved a 700 kW Power for Jobs allocation at their meeting of April 27, 1999. Now doing business as Joyco USA Confectionery, Inc., with no change in ownership, the company remains in Canajoharie with a commitment of 147 jobs.

**St. Mary Manufacturing Corporation** (“St. Mary”) produces fabricated structural metal products for industrial machinery. The Trustees approved a 230 kW Power for Jobs allocation for 60 jobs at their meeting of April 27, 1999. St. Mary and its sister corporation, Ascension Sheet Fabrication, merged to form Ascension Industries. The new entity carries on the same line of business as the previously merged corporations. The merger took place solely to reap the economic benefits of running one company vs. the two that existed previously. Corporate ownership remains the same.

**Suzorite Mineral Products, Inc.** (“SMP”) provides talc products for the cosmetic and pharmaceutical industries. At their meeting on May 25, 1999, the Trustees approved a 100 kW Power for Jobs allocation for 10 jobs for SMP. The assets and liabilities of SMP were sold to IMIFABI (Diana) LLC. Although under new ownership, the management and workforce remain the same.

**Taylor Pohlman, Inc.** (“TPI”) was a machine and aluminum casting shop. At their meeting on May 25, 1999, the Trustees approved an 800 kW Power for Jobs allocation for TPI in exchange for 200 jobs. Due to the severe decline in the economy, TPI found it necessary to sell a significant amount of its assets. TPI sold the aluminum casting portion of its business and as a condition of sale changed its name to Taylor Metalworks. The Trustees reduced TPI’s allocation to 400 kW and its job commitment to 100 jobs at their meeting on June 23, 2003. The company remains at the same location in Orchard Park.

**Ultra Tool and Plastic, Inc.** (“Ultra Tool”) was approved for a 150 kW Power for Jobs allocation for 463 jobs at the Trustees’ meeting of April 27, 1999. Ultra Tool is a custom injection molding and tooling shop. Renaissance Plastics, Inc. purchased Ultra Tool and subsequently went bankrupt in March 2002. Viking Industries, LLC acquired the business assets from the bankruptcy process in June 2002 and operates the business as a unit of PAR Industries, LLC.

#### RECOMMENDATION

It is recommended that the Power Allocation Board approve the revision to the job commitment for BAE Systems Controls, Inc., and the name changes detailed above.

3. **Next Meeting**

The next meeting of the Board is to be determined.

**Closing**

Upon motion duly made and seconded, the meeting was adjourned at 10:08 a.m.