



MINUTES OF THE
ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD MEETING

July 28, 2026

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Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

Minutes of the Economic Development Power Allocation Board (“EDPAB”) meeting held on Tuesday, July 28, 2026, via videoconference at approximately 8:08 a.m.

Members of present were:

Cecily Morris – Chair
Dennis Trainor
Andrew Silver - videoconference

Also in attendance were:

Lori Alesio	Executive Vice President and General Counsel, NYPA
Felisa Hochheiser	Vice President and Corporate Secretary, NYPA
Maribel Cruz-Brown	Senior Vice President – Customer Solutions, NYPA
Eric Bowers	Vice President Economic Development and Key Account Management, NYPA
Elki Posillipo	Manager Business Power Allocations and Compliance, NYPA
Yale Brown	Expert Business Power Allocations and Compliance Analyst, NYPA
Steve Vancol	Manager - Power Contracts and Tariffs, NYPA
Chad Gholizadeh	Deputy General Counsel, NYPA
Karen Delince	Vice President and Corporate Secretary, <i>Emeritus</i> NYPA
Sheila Quatrocci	Manager, Corporate Secretary, NYPA
Michele Stockwell	Associate, Corporate Secretary, NYPA
Fiona Khan	Senior Assistant Corporate Secretary, NYPA
Kayla Scholz	Senior Assistant Corporate Secretary, NYPA
Joseph Kessler	Executive Vice President and Chief Operating Officer, NYPA

Chair Cecily Morris presided over the meeting. Vice President and Corporate Secretary Hochheiser kept the Minutes.

Introduction

Chair Cecily Morris welcomed members of the Board, Andrew Silver and Dennis Trainor, and Authority staff to the meeting. She said that the meeting had been duly noticed as required by the Open Meetings Law and called the meeting to order pursuant to the EDPAB Bylaws, Article III, Section 2.

Conflicts of Interest

Chair Morris, member Trainor and member Silver declared no conflicts of interest based on the list of entities being considered for power allocations.

1. Adoption of the July 28, 2026, Proposed Meeting Agenda

On motion made by member Trainor and seconded by member Silver, the agenda for the meeting was adopted. (3-0)

2. Adoption of the Minutes of the Meeting of March 31, 2026

On motion made by member Trainor and seconded by member Silver, the Minutes of the meeting held on March 31, 2026, were unanimously approved. (3-0)

Introduction

Eric Bowers, Vice President, Economic Development and Key Account Management, issued a brief introduction of the three agenda items and emphasized that the review of materials, engagement and participation by the Board is critical to the success of economic development in New York State.

➤ Agenda Discussion Items

- ReCharge New York Power Program Allocations, presented by Yale Brown, Expert Business Power Allocations and Compliance Analyst.
 - The program includes new, extended and modified allocations.
- ReCharge New York Power Transfers and the Extension of the Industrial Incentive Award to Pratt Paper (NY), Inc., presented by Steve Vancol, Manager – Power Contracts and Tariffs.

3. Transfer of ReCharge New York Power Allocations

Steve Vancol, Manager – Power Contracts and Tariffs, presented the transfer of awarded allocation as required by the Public Authorities Law.

➤ Reasons for Transfer

- Reasons for which a customer may require the transfer of their award:
 - Business reorganization, which can include:
 - A corporate entity change, (e.g. Inc. to LLC)

- A merger or a split
- All resulting in a change of Federal Tax ID
- A sale of the business to another business (e.g., a merger):
 - Resulting in a change of Federal Tax ID
- A move from one location in New York State to another location in New York State.

➤ **Transfer Request**

- Requests the Board to approve the transfer of Recharge New York (RNY) Power allocations for the following customers:
 1. A customer that converted from a corporation to a limited partnership. Which will continue the same business operations at the facility in New Windsor.
 2. A customer that went through an internal reorganization to align the award with the appropriate entity.
 3. A customer that converted from a corporation to a limited liability company, which will continue the same business operations at the facility in Hudson.
 4. A customer that contributed its assets and liabilities to another company, which will continue the same business operations at the facility in Rochester.
- This item request is subject to:
 - Approval of the transfer of the RNY Power allocations by the Authority.
 - There being no material reductions in the base employment level or capital investment commitment associated with the allocations that would be transferred.
 - The transfer being addressed in contract documents containing such terms and conditions determined by the Authority to be appropriate to effectuate the transfer.

➤ **EDPAB Recommendations for Trustee Approval**

1. Approve the transfer of a 3,500-kilowatt RNY Power allocation awarded to Metal Container Corporation, for use at its facility located at 130 Breunig Road, New Windsor, NY, to Metal Container (MCC) L.P., to reflect organizational changes.
2. Approve the transfer of a 1,526-kilowatt RNY Power allocation awarded to The Gunlocke Company L.L.C., for use at its facility located at One Gunlocke Drive, Wayland, NY, to HNI Workplace Furnishings LLC, to reflect organizational changes.
3. Approve the transfer of a 276-kilowatt RNY Power allocation awarded to Ginsberg's Institutional Foods, Inc., for use at its facility located at 29 Ginsbergs Road, Hudson, NY, to Ginsberg's Institutional Foods LLC, to reflect organizational changes.
4. Approve the transfer of an 820-kilowatt RNY Power allocation awarded to Pfaudler, Inc., for use at its facility located 1000 West Avenue, Rochester, NY, to GMM Pfaudler US Inc., to reflect organizational changes.

On motion made by member Trainor and seconded by member Silver, the Transfer of ReCharge New York Power Allocation resolution was unanimously approved by the Board. (3-0)

RESOLUTION

RESOLVED, That the transfer of a 3,500 kilowatts ("kW") Recharge New York ("RNY") Power allocation awarded to Metal Container Corporation, for use at its facility located at 130 Breunig Road, New Windsor, New York 12553, to Metal Container (MCC) L.P., as described in the foregoing memorandum be, and hereby is approved, subject to the following conditions: (1) approval of the transfer by the New York Power Authority ("NYPA") Board of Trustees; (2) no material reduction in the base employment level or capital investment commitment due to the transfer; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by NYPA to be appropriate to effectuate the transfer.

RESOLVED, That the transfer of a 1,526 kW RNY Power allocation awarded to The Gunlocke Company L.L.C., for use at its facility located at One Gunlocke Drive, Wayland, New York 14572, to HNI Workplace Furnishings LLC, as described in the foregoing memorandum be, and hereby is approved, subject to the following conditions: (1) approval of the transfer by NYPA Board of Trustees; (2) no material reduction in the base employment level or capital investment commitment due to the transfer; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by NYPA to be appropriate to effectuate the transfer.

RESOLVED, That the transfer of a 276 kW RNY Power allocation awarded to Ginsberg's Institutional Foods, Inc., for use at its facility located at 29 Ginsbergs Road, Hudson, NY 12534, to Ginsberg's Institutional Foods LLC, as described in the foregoing memorandum be, and hereby is approved, subject to the following conditions: (1) approval of the transfer by NYPA Board of Trustees; (2) no material reduction in the base employment level or capital investment commitment due to the transfer; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by NYPA to be appropriate to effectuate the transfer.

RESOLVED, that the transfer of a 820 RNY Power allocation awarded to Pfaudler, Inc., for use at its facility located at 1000 West Avenue, Rochester, NY 14692, to GMM Pfaudler US Inc., as described in the foregoing memorandum be, and hereby is approved, subject to the following conditions: (1) approval of the transfer by NYPA Board of Trustees; (2) no material reduction in the base employment level or capital investment commitment due to the transfer; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by NYPA to be appropriate to effectuate the transfer.

4. Extension of the Economic Development Plan

Steve Vancol, Manager – Power Contracts and Tariffs, presented the Extension of the Industrial Incentive Award to Pratt Paper (NY), Inc. and Economic Development Plan.

➤ EDPAB Recommendations for Trustee Approval

• Economic Development Plan

- An extension of the Economic Development Plan covering the use of net revenues produced by the sale of Expansion Power to provide electric bill discounts in the form of an Industrial Incentive Award ("IIA") to manufacturing companies located in New York State that are at identifiable risks of closure or relocation to another state.
- The extension of the Plan term from June 1, 2026, to May 31, 2027.

- **Pratt Paper (NY), Inc, (“Pratt”)**

- On May 12, 2026, Pratt submitted a request for an extension of its IIA beyond May 31, 2026.
- Upon review of Pratt’s current business case, staff determined that they continue to:
 - Meet the IIA requirements of being a manufacturing company at risk of closing or curtailing operations
 - Be negatively impacted by high electricity costs, which threaten the economic viability of operations at its Staten Island facility
- Pratt further stated that it is anticipating electricity demand price increases in the near term based upon the current tariff.
- The company also cited that the Staten Island plant has been less competitive than its facilities in other states, further jeopardizing its successful operations in New York due to:
 - Higher costs related to Public Law 97 (greenhouse gas emissions)
 - Recent unexpected significant increases in operational costs expected from wastewater pretreatment requirements from the New York City Department of Environmental Protection (NYC DEP)
- An extension of the IIA would support Pratt’s ability to maintain the committed employment level of 270 jobs at its facility.
- The NYPA Board of Trustees will be asked to approve at its July 28, 2026 meeting, a one-year extension, from June 1, 2026, to May 31, 2027, of the term of the IIA previously awarded to Pratt of up to \$1 million in connection with its Staten Island operations.
- NYPA staff requests that EDPAB approve an extension of the Economic Development Plan covering the use of net revenues produced by the sale of Expansion Power to:
 - Provide electric bill discounts in the form of an Industrial Incentive Award to manufacturing companies located in New York State that are at identifiable risk of closure or relocation to another state.
 - This is in accordance with Public Authorities Law §1005 (eighth unenumerated paragraph), Economic Development Law (“EDL”) §188, and the provisions of EDL §§ 184 and 185 that evaluate applications for certain power.

On motion made by member Trainor and seconded by member Silver, the Extension of the Industrial Incentive Award to Pratt Paper (NY), Inc. and Economic Development Plan was unanimously approved by the Board. (3-0)

RESOLUTION

RESOLVED, that the Economic Development Power Allocation Board (EDPAB) determines that, based on the attached memorandum and other information referred to therein, and the criteria and requirements provided for in Economic Development Law §§ 184 and 185 (collectively, the “Criteria”), the extended Economic Development Plan (“Plan”) and its implementation are consistent with the Criteria, and therefore approves the extended Plan, which provides for the use

of net revenues from the sale of Expansion Power through May 31, 2027, to provide electric bill discounts in the form of Industrial Incentive Awards to manufacturing companies in New York State that are at identifiable risk of closure or relocation to another state, and for the reasons indicated in the attached memorandum.

5. ReCharge New York Power- New, Extended and Modified Allocations

Yale Brown, Expert Business Power Allocations and Compliance Analyst, presented the ReCharge New York (RNY) – new, extended and modified allocations request.

➤ Recommendation Requests

- The Board is requested to recommend that the Trustees approve the following 104 recommendations, consisting of:
 - Contract extensions for 65 allocations of ReCharge NY Power to:
 - Existing customers totaling 138 megawatts
 - Supporting more than 48,500 jobs
 - Two modifications related to:
 - Existing ReCharge New York Allocations
 - Extensions, and/or related supplemental commitments
 - 37 new allocations of ReCharge NY:
 - Large business retention
 - Large business expansion
 - Small business and not-for-profit-based power totaling 36 megawatts
 - Supporting more than 15,200 jobs

➤ Applications

- All applications were submitted through the State's Consolidated Funding Application system.
- As in the past, new applications were evaluated on a competitive basis in consideration of the 12 criteria in the Recharge NY legislation. Some of the key ones include:
 - Job commitments
 - Capital investment
 - Applicants risk of closure or leaving the state if they are not awarded a ReCharge NY Power allocation
- Applications for new RNY Power allocations have been considered, where applicable, under:
 - NYPA's Green Jobs Evaluation Incentive Plan
 - The Diversity, Equity, and Inclusion (DEI) Evaluation and Incentive Plan

➤ Highlights of RNY Power Allocations Approval

- Include four applicants with qualifying green jobs.
- 12 applicants with facilities located in disadvantaged communities.

- If approved, it is anticipated that approximately two megawatts of RNY Power would remain available to allocate.
- The awarded applicants will be offered ReCharge NY contracts for a term of up to seven years.

➤ **Contract Provisions**

- The contract has provisions for the partial or complete withdrawal of an allocation if the recipient fails to maintain mutually agreed upon commitments, relating to, among other things:
 - Employment
 - Power utilization
 - Capital investment

On motion made by member Trainor and seconded by member Silver, the ReCharge New York Power-New, Extended and Modified Allocations resolution was unanimously approved by the Board. (3-0)

RESOLUTION

RESOLVED, That the Economic Development Power Allocation Board (“Board”) recommends that the New York Power Authority (“NYPA”) Board of Trustees (“Trustees”) extend each of the existing 65 allocations of Recharge New York (“RNY”) Power (“Allocation” or collectively “Allocations”) in the manner described in the accompanying memorandum of the Senior Vice President, Customer Solutions (the “Memorandum”) for a term of seven years, to commence upon either (1) the expiration of the term of the existing allocation, or (2) at the Authority’s discretion, on a date to be agreed upon by the Authority and the customer (collectively, the “Extended Term”); subject to the following conditions:

(a) the sale of the allocations as extended herein shall be made pursuant to the contract form approved by the Board of Trustees on March 26, 2019, and in accordance with Authority Service Tariff RNY-1; and

(b) in order to receive an extension of its allocation, the customer shall agree, for the Extended Term, to provide supplemental commitments related to jobs, capital investment and power utilization that are the same as, or substantially similar to, the recommendations (subject to adjustments described above) as determined by the Authority. Such supplemental commitments shall be incorporated into the final contract executed by the parties. RNY Power customers who do not have an ongoing project or expansion-related capital investment commitment shall be required to meet a minimum capital investment commitment, which may be satisfied through capital expenditures made over a five-year period; and be it further

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

(1) provisions for effective periodic audits of allocation recipients to determine compliance with contractual and program requirements, including the partial or complete withdrawal of an allocation if the recipient fails to maintain commitments relating to employment levels, power utilization, capital investments, and/or energy efficiency measures;

(2) a requirement for the recipient to undertake at its own expense an energy audit of its facilities at which the allocation is consumed, which may be modified by the Authority on a showing of good cause by the recipient, and that the recipient provide the Authority with a copy of any such audit or a report describing the results of the audit;

(3) a requirement that the recipient agree to make its facilities available at reasonable times and intervals for energy audits and related assessments performed by the Authority; and

(4) a requirement that if the actual metered load at the facility where the allocation is utilized is less than the allocation, the allocation will be reduced accordingly.

RESOLVED, That the Board recommends that the NYPA Trustees approve the two legal name modifications and/or adjustments to the RNY Power allocations, extensions, and/or related supplemental commitments, for the reasons indicated in the Memorandum; and be it further

RESOLVED, That the Board recommends that the NYPA Trustees approve the 11 new RNY Power allocations for retention purposes, in the amounts indicated in the Memorandum; and be it further
RESOLVED, That the Board recommends that the NYPA Trustees approve the eight new RNY Power allocations for expansion purposes, in the amounts indicated in the Memorandum; and be it further

RESOLVED, That the Board recommends that the NYPA Trustees approve the 18 new RNY Power allocations for retention and expansion purposes to the small businesses and/or not-for-profit applicants, in the amounts indicated in the Memorandum; and be it further

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

OTHER BUSINESS

6. Next Meeting

Chair Cecily Morris stated that the next regular meeting of the Economic Development Proceeds Allocation Board is scheduled for Tuesday, September 29, 2026.

Adjournment

On a motion made by Member Trainor and seconded by Member Silver, the meeting was adjourned at approximately 8:25 a.m. (3-0)

Felisa Hochheiser

Felisa Hochheiser
Vice President and Corporate Secretary