NEW YORK STATE | Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD

PROPOSED AGENDA

Monday, November 30, 2026
Videoconference - 9:00am

1. **Adoption of November 30, 2026 Proposed Meeting Agenda**
2. **Adoption of the Minutes of the Meeting of September 29, 2026**
3. **Recharge New York Power – New, Extended and Modified Allocations**
4. **Transfer of ReCharge New York Power Allocation**
5. **Adoption of the 2027 Proposed Meeting Schedule**

OTHER BUSINESS

6. **Next Meeting**

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MINUTES OF THE ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD MEETING

September 29, 2026

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NEW YORK STATE | Economic Development Power Allocation Board

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Chair

Minutes of the Economic Development Power Allocation Board ("EDPAB") meeting held on Tuesday, September 29, 2026, at approximately 8:30 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
Elki Posillipo	Manager Business Power Allocations and Compliance, NYPA
Yale Brown	Expert Business Power Allocations and Compliance Analyst, NYPA
Mark Schwartzburt	Expert Customer Contracts Analyst, NYPA
Michele Stockwell	Associate, Corporate Secretary, NYPA
Fiona Khan	Senior Assistant Corporate Secretary, NYPA
Kayla Scholz	Senior Assistant Corporate Secretary, NYPA
Carl Patka	Assistant General Counsel, NYPA

Chair Cecily Morris presided over the meeting. Vice President and Corporate Secretary Felisa 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 stated that the meeting had been duly noticed as required by the Open Meetings Law and called the meeting to order pursuant to the EDPAB Bylaws, Article III, Section 2.

1. Adoption of the September 29, 2026, Proposed Meeting Agenda

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

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.

2. Adoption of the Minutes of the Meeting of July 28, 2026

On motion made by member Trainor and seconded by member Silver, the Minutes of the meeting held on July 28, 2026, were unanimously approved. (3-0)

Introduction

Maribel Cruz - Brown Senior Vice President Customer Solutions, welcomed the Board 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. She issued a brief introduction of the two agenda items.

- **Agenda Discussion Items**

  - Recharge New York (RNY) Power Allocations, presented by Yale Brown, Expert Business Power Allocations and Compliance Analyst.

    - The program includes extended and modified allocations.
    - Ms. Cruz-Brown stated we are approaching the third term on RNY contracts; some customers will be extending for a second time.

  - Recharge New York Transfers, presented by Mark Schwartzburt, Expert Customer Contracts Analyst

3. ReCharge New York Power- Extended and Modified Allocations

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

- **Recommendation Requests**

  - The Board is requested to recommend that the Trustees approve the following 35 recommendations, consisting of:

    - Contract extensions for 28 allocations of ReCharge NY Power to:

      - Existing customers totaling 26 megawatts
      - Supporting more than 32,500 jobs

- Seven modifications related to:
  - Existing ReCharge New York Allocations
  - Extensions, and/or related supplemental commitments

➢ **Applications**

– All applications were submitted through the State's Consolidated Funding Application system.

➢ **Highlights of RNY Power Allocations Approval**

– 13 applicants with facilities located in disadvantaged communities.

– If approved, it is anticipated that approximately five 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-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 28 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 set forth in the Memorandum, subject to such adjustments as may be determined by the Authority. The 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 extended 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; and be it further

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

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

4. Transfer of ReCharge New York Power Allocation

Mark Schwartburt, Expert Customer Contracts Analyst, 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 allocation for a customer that needs to align the award with the appropriate entity at the facility in Cortland.

  - This item request is subject to:

    1. Approval of the transfer of the RNY Power allocation by the Authority.

    2. There is no material reduction in the base employment level or capital investment commitment associated with the allocation that would be transferred.

    3. The transfer is addressed in contract documents containing such terms and conditions determined by the Authority to be appropriate to effectuate the transfer.

- **EDPAB Recommendation for Trustee Approval**

  - Approve the transfer of a 70 kilowatt RNY Power allocation awarded to Bestway Enterprises Inc., for use at the facility located at 3877 Luker Road, Cortland, New York 13045, to Bestway of New York, 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 the 70 kilowatt ("kW") Recharge New York ("RNY") Power allocation awarded to Bestway Enterprises Inc., for use at its facility located at 3877 Luker Road, Cortland, NY 13045, to Bestway of New York, Inc., 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.

OTHER BUSINESS

5. Next Meeting

Chair Cecily Morris stated that the next regular meeting of the Economic Development Proceeds Allocation Board is scheduled for Tuesday, December 8, 2026.[1]

Adjournment

On a motion made by Member Trainor and seconded by Member Silver, the meeting was adjourned at approximately 8:41 a.m. (3-0)

[1] The next regular meeting of the Economic Development Proceeds Allocation Board has been changed to Monday, November 30, 2026.

Felisa Hochheiser

Felisa Hochheier
Vice President and Corporate Secretary

NEW YORK STATE | Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

Date: **November 30, 2026**

To: **Economic Development Power Allocation Board**

From: **Senior Vice President, Customer Solutions**

Subject: **Recharge New York Power – New, Extended and Modified Allocations**

SUMMARY

The Economic Development Power Allocation Board ("EDPAB" or "Board") is requested to:

(a) recommend that the New York Power Authority ("Authority" or "NYPA") Board of Trustees ("Trustees") extend each of the 45 allocations of Recharge New York ("RNY") Power awarded to the businesses and not-for-profit entities listed in Exhibit "A," as described below, for a term of seven years, unless otherwise noted, to commence upon the expiration of each such allocation or, in the Authority's discretion, on a date to be agreed upon by the Authority and the customer, for a term not to exceed seven years, or for such longer term as may be permitted under Authority's statutory authority and approved by the Board of Trustees (collectively, the "Extended Term"), subject to the following conditions: Customers whose allocations are extended will be required to agree to provide supplemental commitments, including, among other things, job retention or job creation and capital investments, consistent with the commitments contained in their current RNY Power agreement(s) with the Authority (collectively, "Current RNY Power Agreement"), for the duration of the Extended Term. These supplemental commitments will be incorporated into the final contract that is executed by the parties. With respect to capital investments, the vast majority of RNY Power customers (i.e., those without project/expansion capital investment commitments) would be expected to meet a minimum capital investment commitment;

(b) recommend that the Trustees approve five modifications related to previously approved RNY Power allocations, extensions, and/or related supplemental commitments for the customers listed in Exhibit "B";

(c) recommend that the Trustees award six new allocations of RNY Power available for "retention" purposes to the businesses listed in Exhibit "C" in the amounts indicated therein;

(d) recommend that the Trustees award one new allocation of RNY Power available for "expansion" purposes to the business listed in Exhibit "D" in the amount indicated therein;

(e) recommend that the Trustees award five new allocations of RNY Power available for eligible small businesses and/or not-for-profit corporations to the entities listed in Exhibit "E" in the amounts indicated therein; and

(f) authorize termination of the application review process for the applicant listed in Exhibit "F".

The sale of any extended or new allocations proposed herein will be governed by the form of the RNY Power contract approved by the Trustees on March 26, 2019, and existing Authority Service Tariff RNY-1.

BACKGROUND

On April 14, 2011, the RNY Power Program was signed into law as part of Chapter 60 (Part CC) of the Laws of 2011. The RNY Power Program is codified primarily in Economic Development Law ("EDL") § 188-a and Public Authorities Law § 1005(13-a) (the "RNY Statutes"). The program makes available 910 megawatts ("MW") of "RNY Power," 50% of which will be provided by certain Authority hydropower resources and 50% of which will be procured by the Authority from other sources. RNY Power contracts may be awarded for a term of up to seven years, in exchange for commitments related to job retention, job creation, and capital investment. RNY Power is available to businesses and not-for-profit corporations for purposes of job retention and business expansion or attraction.

As part of New York State's initiative to foster business activity and streamline economic development, applications for all statewide economic development programs, including the RNY Power Program, have been incorporated into a single on-line Consolidated Funding Application ("CFA"), marking a fundamental shift in how State economic development resources are marketed and allocated. Beginning in September 2011, the CFA was made available to applicants. The CFA continues to serve as an efficient and effective tool to streamline and expedite the State's efforts to generate sustainable economic growth and employment opportunities. All applications considered for an RNY Power allocation are submitted through the CFA process.

RNY Power is available to businesses and not-for-profit corporations for job retention, business expansion or attraction purposes. Specifically, at least 350 MW of RNY Power shall be dedicated to facilities in the service territories served by the New York State Electric and Gas, National Grid, and Rochester Gas and Electric utility companies, and at least 200 MW of RNY Power shall be dedicated to the purpose of attracting new businesses and encouraging the expansion of existing businesses statewide. In July 2021, legislation was enacted increasing the amount of RNY Power from 100 MW to no more than 150 MW dedicated to eligible not-for-profit corporations and eligible small businesses statewide.

“Eligible applicant” is defined by statute to mean an eligible business, eligible small business, or eligible not-for-profit corporation. However, an eligible applicant shall not include retail businesses as defined by EDPAB, including, without limitation, sports venues, gaming or entertainment-related establishments or places of overnight accommodation.

RNY Power allocation awards are comprised of 50% hydropower and 50% Authority-procured market power. Prior to entering into a contract with an eligible applicant for the sale of RNY Power, and prior to the provision of electric service relating to an RNY power allocation, the Authority shall offer each eligible applicant the option to decline to purchase the RNY market power component of such allocation. If an eligible applicant declines to purchase the RNY market power component, the Authority has no responsibility to supply such market power to that applicant.

Under applicable law, applications for RNY Power are first considered by EDPAB. EDPAB is authorized to recommend applicants to the Authority’s Trustees that it believes should receive an award of RNY Power based on applicable statutory criteria and other pertinent considerations. The criteria provided in the RNY Statutes are summarized in Exhibit “G” to this memorandum. An allocation recommended by EDPAB qualifies the subject applicant to enter into a contract with the Authority for the purchase of the RNY Power if the Authority makes an allocation award.

In developing recommendations for EDPAB’s consideration, Staff, among other things, attempted to maximize the economic benefits of low-cost NYPA hydropower, the critical state asset at the core of the RNY Power Program, while attempting to provide each recipient with a meaningful RNY Power allocation.

Unless otherwise noted in Exhibits “C”, “D”, and “E” (recommendations for new RNY Power allocations), new business applicants with relatively high evaluation scores are recommended for allocations of retention RNY Power of 50% of the requested amount or the applicant’s average historic demand, whichever is lower. These allocations are capped at 10 MW for any recommended allocation. Not-for-profit corporation applicants that receive relatively high scores are typically recommended for allocations of 33% of the requested amount or average historic demand, whichever is lower. These allocations are capped at five MW. Applicants currently receiving hydropower allocations under other Authority power programs are typically recommended for RNY Power allocations of 25% of the requested amount, subject to the caps as stated above.

RNY Power allocation extensions have been awarded by the Trustees on 28 prior occasions spanning from October 2018 through September 2026. These recommendations pertain to existing RNY Power customers receiving an Extended Term of seven years, unless otherwise noted.

RNY Power allocations pertaining to new applicants have been awarded by the Trustees on 47 prior occasions spanning from April 2012 through July 2026. If today’s recommendations by EDPAB are approved by the Trustees, it is anticipated that approximately 2.5 MW of RNY Power would remain unallocated.

Applications for new RNY Power allocations have been considered, where applicable, under NYPA's Green Jobs Evaluation Incentive Plan and the Diversity, Equity, and Inclusion ("DEI") Evaluation and Incentive Plan. These plans were approved by the Trustees on December 9, 2020, and December 7, 2021, respectively.

Consistent with the RNY Statutes, the Board is further requested to recommend that, in addition to any other terms and conditions that the Authority determines in its discretion to be appropriate for the sale of any Allocations recommended herein, such terms and conditions include:

(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.

The sale of RNY Power allocations that are recommended by EDPAB today for approval by the NYPA Trustees would be governed by the form of RNY Power contract that was approved by the Trustees on March 26, 2019, and existing Authority Service Tariff RNY-1. The terms and conditions in the RNY Power contract form are consistent with the terms and conditions pertaining to the sale of Allocations as described above.

DISCUSSION

1. Extension of Existing Allocations

For the current round of recommendations, Authority Staff has reviewed applications from 45 RNY Power customers listed in Exhibit "A" who are seeking extensions, and a copy of each application was made available to the Board. Staff's review consisted of a customer-specific evaluation of several factors, including the amount of each allocation proposed for extension, the supplemental commitments that these customers have made under their Current RNY Power Agreement and are prepared to make as consideration for an extension, and each customer's compliance status under its current RNY Power Agreement, including its compliance with supplemental commitments related to jobs and capital investments.

In summary, the businesses listed in Exhibit "A", which are located in the indicated areas of the State, bring valuable benefits to the State. In total, the allocations listed in Exhibit "A"

support the retention of more than 34,000 jobs and approximately $892 million in capital investments throughout New York State. The Authority will require customers to commit to the same or substantially similar supplemental commitments relating to jobs and capital investments, as summarized in Exhibit “A,” for the Extended Term.

Based on the foregoing discussion, Staff recommends that EDPAB recommend that the Trustees extend the allocations listed in Exhibit “A,” as described above and in Exhibit “A”, subject to the following conditions:

(a) The sale of any allocation extended as proposed herein will be governed by the RNY Power contract form approved by the Trustees on March 26, 2019, and Authority Service Tariff RNY-1.

(b) To receive an extension of its allocation, the customer must agree, for the Extended Term, to provide the supplemental commitments for jobs and capital investments that are the same as, or substantially similar to, those that are summarized in Exhibit “A” (subject to adjustments described above), through the incorporation of such supplemental commitments in the final contract that is executed by the parties. With respect to capital investments, RNY Power customers who do not have current project/expansion capital investment commitments will be expected to meet a minimum capital investment commitment, which may be satisfied through capital expenditures made over a five-year period.

(c) Unless otherwise noted in Exhibit “A,” each customer is in compliance with its contractual obligations to the Authority under its Current RNY Power Agreement. Certain customers did not meet the 90% threshold for job retention. Based on the circumstances of those customers, Staff is not recommending reductions of allocations at this time but will continue to monitor employment levels for future recommendations.

Staff believes that an extension of each allocation listed in Exhibit “A” is appropriate and consistent with the applicable statutory criteria listed in Exhibit “G”. In addition, the terms and conditions in the RNY Power contract form approved by the Trustees on March 26, 2019, are consistent with the terms and conditions recommended by EDPAB.

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

The extension recommendations listed in Exhibit “A” include companies being recommended for transfers of allocations to new entities or due to corporation changes, which are detailed in a separate item for the November 30, 2026 EDPAB meeting, as indicated in Exhibit “A”.

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

Staff requests that EDPAB recommend to the Trustees that five modifications relating to customers previously approved for RNY Power allocations, extensions, and/or related supplemental commitments be approved for the reasons set forth below. If approved, these modifications would be implemented through the customers' respective power contracts.

Two of the requested modifications involve RNY customers that inadvertently overstated their respective employment commitments. Specifically, Auburn Senior Services, Inc. previously committed to retaining 250 jobs, rather than the correct number of 188 jobs due to a miscalculation of full-time equivalent positions. Similarly, Canisius University of Buffalo, New York previously committed to retaining 1,300 jobs, rather than the correct number of 285 jobs due to incorrectly including subcontractors, part-time, and temporary employees that did not constitute full-time equivalent positions. In both cases, Staff would have recommended the same amount of RNY power had the correct employment figures been provided. Accordingly, Staff recommends adjusting the RNY employment commitments for these customers to reflect the correct figures, as set forth in Exhibit "B".

Two additional modifications involve RNY customers requesting to utilize their respective RNY Power allocations at additional addresses and/or utility accounts. Specifically, Allstate Apple Exchange, Inc. has requested the ability to utilize a portion of its RNY Power awards at its facility located at 40 Chestnut Lane, Milton, New York. The company has relocated packing lines and offices to this address which is in close proximity to the site where it currently receives RNY Power. In the case of Chobani, LLC ("Chobani"), the company has requested the ability to distribute a portion of its RNY Power award to a utility account not specifically referenced in its application for RNY Power. The additional utility account would serve Chobani's facility located at 669 County Road 25, New Berlin, New York, which contains several other utility accounts already receiving RNY Power.

Lastly, a modification is requested for O-AT-KA Milk Products, LLC to incorporate additional addresses into its RNY extension contract. The modification would adjust for differences between the company's physical plant and office locations which are in close proximity to each other. Specifically, the modification would apply to the company's sites located at 4815 Ellicott Street Road, Batavia, New York and Cedar Street, Batavia, New York.

Staff supports the requested modifications and therefore requests that EDPAB recommend that the Trustees approve the five modifications as described above and listed in Exhibit "B".

3. Retention-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the Trustees that the six applicants listed in Exhibit "C" be awarded retention-based RNY Power allocations in the amounts indicated therein. Each business has stated a willingness to retain jobs in New York State. Additionally, these applicants will be committing to capital investments at its facilities in exchange for the recommended RNY Power allocations. Unless otherwise indicated in Exhibit "C", these applicants are seeking a RNY Power allocation for job retention purposes only. The retention-

based allocations are each recommended for a term of seven years. The Authority's RNY Power sale contract form would also contain the provisions summarized above.

4. Expansion-Based RNY Power Allocations

Staff recommends that EDPAB recommend to the Trustees that the applicant listed in Exhibit "D" be awarded an expansion-based RNY Power allocation in the amount indicated, sourced from the 200 MW block of RNY Power dedicated by statute for the businesses that propose to expand existing businesses or create new businesses in the State. Because the 200 MW block is currently fully allocated, allocations for expansion purposes are currently sourced from the remaining RNY Power components, provided that RNY Power remains available in those components.

The applicant seeks an RNY Power allocation to support the expansion of an existing business. The allocation would be for a term of seven years. The Authority's RNY Power sale contract form would also contain the provisions summarized above.

5. Small Business and/or Not-for-Profit RNY Power Allocations

Staff recommends that EDPAB recommend to the NYPA Trustees that the small business and/or not-for-profit applicants listed in Exhibit "E" be awarded five RNY Power allocations in the amounts indicated therein, each for a seven-year term. The applicants have committed to retain and/or create jobs in New York State and to make capital investments in exchange for the recommended RNY Power allocations as described in Exhibit "E". The contracts for these allocations would also contain the provisions summarized above.

6. Termination of Application Review Process

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

FISCAL INFORMATION

The actions recommended herein will have no negative impact on the Authority's finances.

RECOMMENDATION

For the reasons stated above, staff recommends that EDPAB:

1) Recommend to the Trustees that each of the existing 45 Allocations of RNY Power listed in Exhibit "A" be extended for a term of seven years, or for such longer term as permitted under Authority's statutory authority and approved by the Board of Trustees as

recommended in Exhibit “A”, to commence on the expiration of the existing allocation, or commencing on a date to be agreed upon by the parties for a term not to exceed seven years, unless otherwise noted, subject to the conditions described above;

2) Recommend to the Trustees that, in addition to any other terms and conditions that the Authority determines in its discretion to be appropriate for the sale of the Allocations recommended herein, such terms and conditions include:

    a) provisions for effective periodic audits of 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;
    b) 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;
    c) 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
    d) 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;

3) Recommend that the Trustees approve the five modifications related to the RNY Power allocations, extensions, and/or related supplemental commitments described in Exhibit “B”, in the amounts indicated therein, for the reasons discussed above and in Exhibit “B”;

4) Recommend that the Trustees award the six new allocations of RNY Power for retention purposes to the businesses listed in Exhibit “C”, in the amounts indicated therein;

5) Recommend that the Trustees award a new allocation of RNY Power for expansion purposes to the business listed in Exhibit “D”, in the amount indicated therein;

6) Recommend that the Trustees award five new allocations of RNY Power for the small business and/or not-for-profit applicants identified in Exhibit “E”, for retention and expansion purposes, in the amounts indicated therein; and

7) Authorize termination of the application review process for the applicant listed in Exhibit “F” for the reasons listed in Exhibit “F”.

Maribel Cruz-Brown
Senior Vice President, Customer Solutions

R E S O L U T I O N

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 45 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 five 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 six 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 new RNY Power allocation for expansion purposes, in the amount indicated in the Memorandum; and be it further

RESOLVED, That the Board recommends that the NYPA Trustees approve the five 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.

Economic Development Power Allocation Board **Exhibit "A"**
Extension Recommendations - RNY Power Allocations for Retention Purposes (Large Businesses, Small Business, and/or NFP Corporations) **November 30, 2026**

Retention-Based Allocations

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Job Commitments	Capital Investment Commitment ($)		Contract Term (Years)
1	Codino's Foods, Inc.	Scotia	Schenectady	Capital District	NGRID	Manufacturer of pasta products	310	310	48	$300,000		7
2	Irving Consumer Products, Inc.	Fort Edward	Washington	Capital District	NGRID	Manufacturer of tissue products	8,000	8,000	345	$15,000,000		7
3	SHPP US LLC	Selkirk	Albany	Capital District	NGRID	Manufacturer of thermoplastic resins	10,000	10,000	365	$50,000,000	(1)	7
	Central District Region Sub-totals:						**18,310**	**18,310**	**758**	**$65,300,000**		
4	Bitzer Scroll Inc.	Syracuse	Onondaga	Central New York	NGRID	Manufacturer of scroll compressor products	776	776	95	$4,000,000		7
5	Felix Schoeller North America Inc.	Pulaski	Oswego	Central New York	NGRID	Digital imaging converting facility	506	506	130	$1,000,000		7
6	International Wire Group, Inc.	Cazenovia	Madison	Central New York	NGRID	Manufacturer of wire products	90	90	64	$400,000		7
7	International Wire Group, Inc.	Jordan	Onondaga	Central New York	NYSEG	Manufacturer of wire products	760	760	48	$1,400,000		7
8	Pall Corporation	Cortland	Cortland	Central New York	NGRID	Manufacturer of filtration products	1,770	1,770	370	$3,000,000	(1), (2)	7
	Central New York Region Sub-totals:						**3,902**	**3,902**	**707**	**$9,800,000**		
9	Bausch & Lomb Incorporated	Rochester	Monroe	Finger Lakes	RGE	Manufacturer of contact lenses	460	460	932	$20,000,000		7
10	Flower City Printing, Inc.	Rochester	Monroe	Finger Lakes	RGE	Commercial printing services	300	300	85	$2,500,000		7
11	Forteq North America, Inc.	West Henrietta	Monroe	Finger Lakes	RGE	Manufacturer of automotive components	396	396	80	$4,000,000	(1)	7
12	Kreher's Sunrise Farm, LLC	Basom	Genesee	Finger Lakes	NGRID	Farm for egg production	176	176	27	$1,000,000		7
13	Margaret Woodbury Strong Museum	Rochester	Monroe	Finger Lakes	RGE	Museum for history & exploration of play	260	260	125	$4,000,000		7
14	Wayne County Eggs, LLC	Wolcott	Wayne	Finger Lakes	RGE	Farm for egg production	460	460	95	$1,000,000		7
	Finger Lakes Region Sub-totals:						**2,052**	**2,052**	**1,344**	**$32,500,000**		
15	AVA Pork Products, Inc.	Hicksville	Nassau	Long Island	LIPA	Meat manufacturer & distributor	170	170	240	$2,500,000		7
16	Henry Schein, Inc.	Melville	Suffolk	Long Island	LIPA	Distributor of medical & dental supplies	850	850	900	$4,000,000	(1)	7

Economic Development Power Allocation Board **Exhibit "A"**
Extension Recommendations - RNY Power Allocations for Retention Purposes (Large Businesses, Small Business, and/or NFP Corporations) **November 30, 2026**

Retention-Based Allocations

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Job Commitments	Capital Investment Commitment ($)		Contract Term (Years)
17	Pall Corporation	Port Washington	Nassau	Long Island	LIPA	Manufacturer of filtration products	226	226	106	$750,000	(1)	7
18	Plastirunn Corporation	Brentwood	Suffolk	Long Island	LIPA	Manufacturer of disposable paper products	320	320	131	$4,250,000		7
19	Tebbens Steel LLC	Calverton	Suffolk	Long Island	LIPA	Structural steel & metal fabricator	50	50	70	$575,000		7
20	United Baking Co., Inc.	Islip	Suffolk	Long Island	LIPA	Manufacturer & distributor of cookies	452	452	120	$1,000,000		7
	Long Island Region Sub-totals:						**2,068**	**2,068**	**1,567**	**$13,075,000**		
21	International Wire Group, Inc.	Camden	Oneida	Mohawk Valley	NGRID	Manufacturer of wire products	940	940	68	$3,300,000		7
22	International Wire Group, Inc.	Camden	Oneida	Mohawk Valley	NGRID	Manufacturer of wire products	496	496	15	$500,000		7
23	International Wire Group, Inc.	Rome	Oneida	Mohawk Valley	NGRID	Manufacturer of wire products	790	790	61	$4,200,000		7
24	Matt Brewing Co., Inc.	Utica	Oneida	Mohawk Valley	NGRID	Brewery for beer & soft drinks	560	560	105	$2,500,000	(1)	7
25	Worthington Steel Rome, LLC	Rome	Oneida	Mohawk Valley	NGRID	Manufacturer of cold-rolled steel products	1,576	1,576	125	$12,000,000		7
	Mohawk Valley Region Sub-totals:						**4,362**	**4,362**	**374**	**$22,500,000**		
26	Empire Merchants, LLC	Brooklyn	Kings	New York City	CONED	Wholesale alcohol distributor	676	676	800	$250,000		7
27	Favorite Plastic Corp.	Brooklyn	Kings	New York City	CONED	Manufacturer of polyethylene film	276	276	14	$200,000		7
28	Greenwich Village Ambulatory Surgery Center, LLC	New York	New York	New York City	CONED	Hospital and healthcare services	246	246	150	$5,000,000		7
29	Hall Street Storage LLC	Brooklyn	Kings	New York City	CONED	Cold storage facility	86	86	22	$50,000	(2)	7
30	Long Island Jewish Medical Center	Bellerose	Queens	New York City	CONED	Hospital & healthcare services	126	126	860	$120,000,000		7
31	Memorial Sloan-Kettering Cancer Center	New York	New York	New York City	CONED	Specialized hospital for cancer care	5,000	5,000	18,800	$200,000,000	(2)	7
32	NewYork-Presbyterian/Queens	Flushing	Queens	New York City	CONED	Hospital & healthcare services	656	656	3,578	$100,000,000		7
	New York City Region Sub-totals:						**7,066**	**7,066**	**24,224**	**$425,500,000**		

Economic Development Power Allocation Board **Exhibit "A"**
Extension Recommendations - RNY Power Allocations for Retention Purposes (Large Businesses, Small Business, and/or NFP Corporations) **November 30, 2026**

Retention-Based Allocations

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Job Commitments	Capital Investment Commitment ($)		Contract Term (Years)
33	QubicaAMF Worldwide, LLC	Lowville	Lewis	North Country	NGRID	Manufacturer of bowling pins	450	450	92	$100,000		7
	North Country Region Sub-totals:						**450**	**450**	**92**	**$100,000**		
34	BorgWarner Ithaca LLC	Ithaca	Tompkins	Southern Tier	NYSEG	Manufacturer of automotive components	3,500	3,500	850	$25,073	(1)	7
35	Chobani, LLC	New Berlin	Chenango	Southern Tier	NYSEG	Manufacturer of dairy products	6,000	6,000	900	$50,000,000		7
36	Hanehan Family Dairy, L.L.C.	Mount Upton	Chenango	Southern Tier	NYSEG	Dairy farm for milk production	120	120	37	$9,000,000		7
37	Lockheed Martin Corporation	Owego	Tioga	Southern Tier	NYSEG	Manufacturer of aerospace & defense products	3,606	3,606	2,300	$150,000,000		7
	Southern Tier Region Sub-totals:						**13,226**	**13,226**	**4,087**	**$209,025,073**		
38	Calspan, LLC	Niagara Falls	Niagara	Western New York	NGRID	Aerospace flight testing facility	90	90	35	$4,000,000	(1)	7
39	Commitment 2000, Inc.	Buffalo	Erie	Western New York	NGRID	Manufacturer of bread products	252	252	62	$4,000,000		7
40	Great Lakes Cheese Co., Inc.	Franklinville	Cattaraugus	Western New York	NGRID	Cheese manufacturing & packaging plant	1,250	1,250	504	$40,000,000		7
41	Kreher's Farm Fresh Eggs, LLC	Clarence	Erie	Western New York	NGRID	Farm for egg production	276	276	87	$1,000,000		7
42	Lactalis American Group, Inc.	Buffalo	Erie	Western New York	NGRID	Manufacturer of cheese products	1,100	1,100	520	$40,000,000	(3)	7
43	Mayer Bros. Apple Products Inc.	Barker	Niagara	Western New York	NGRID	Manufacturer of bottled beverages	220	220	70	$2,500,000	(1)	7
44	Seneca Larkin 701, LLC	Buffalo	Erie	Western New York	NGRID	Real estate development services	210	210	15	$3,000,000		7
45	Special Metals LLC	Dunkirk	Chautauqua	Western New York	NGRID	Forge & metal processing plant	500	500	65	$20,000,000		7
	Western New York Region Sub-totals:						**3,898**	**3,898**	**1,358**	**$114,500,000**		
	Totals						**55,334**	**55,334**	**34,511**	**$892,300,073**		

(1) The customer's extension-related job commitment is below the evaluation threshold associated with its current commitment. A compliance-related adjustment is not being recommended at this time.
(2) The recommendation and associated commitments will apply to multiple facilities/addresses. This configuration will be implemented accordingly in the customer's power contract.
(3) A transfer is being recommended for this company in a separate item for the November 30, 2026 EDPAB meeting.

Economic Development Power Allocation Board **Exhibit "B"**

Modifications to Existing RNY Power Allocations, Extensions, and/or Related Supplemental Commitments **November 30, 2026**

Line	Company	City	County	Economic Development Region	IOU	Description	Current kW Amount	Recommended kW Amount	Final Job Commitments	Final Capital Investment Commitment		Contract Term (years)
1	Allstate Apple Exchange, Inc.	Milton	Ulster	Mid-Hudson	CHUD	Apple farm & orchard	140	140	53	$625,000		7
2	Auburn Senior Services, Inc.	Auburn	Cayuga	Central New York	NYSEG	Rehabilitation and healthcare facility	140	140	188	$100,000		7
3	Canisius University of Buffalo, New York	Buffalo	Erie	Western New York	NGRID	Institution of higher education	956	956	285	$5,000,000		7
4	Chobani, LLC	New Berlin	Chenango	Southern Tier	NYSEG	Manufacturer of dairy products	6,000	6,000	900	$50,000,000	(1)	7
5	O-AT-KA Milk Products, LLC	Batavia	Genesee	Finger Lakes	NGRID	Agricultural manufacturing of milk products	2,080	2,080	400	$25,000,000		7

(1) An extension recommendation is also being recommended for this company at the November 30, 2026 EPDAB meeting as listed in Exhibit "A".

Economic Development Power Allocation Board **Exhibit "C"**
Recommendations - RNY Power Allocations for Retention Purposes **November 30, 2026**

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation	Jobs Retained	Jobs Created	Capital Investment ($)		Contract Term (Years)
1	Cottrell Paper Company, Inc.	Rock City Falls	Saratoga	Capital District	NGRID	Manufacturer of electrical insulating papers	1,015	660	50	0	$5,360,000		7
	Capital District Region Sub-totals:							**660**	**50**	**0**	**$5,360,000**		
2	Gutchess Lumber Co., Inc.	Cortland	Cortland	Central New York	NGRID	Manufacturer of lumber products	2,173	1,416	160	0	$1,000,000	(1)	7
	Central New York Region Sub-totals:							**1,416**	**160**	**0**	**$1,000,000**		
3	Graham Corporation	Batavia	Genesee	Finger Lakes	NGRID	Manufacturer of engineered equipment	1,070	590	415	0	$5,000,000	(1)	7
4	Nortera Foods USA Inc.	Oakfield	Genesee	Finger Lakes	NGRID	Manufacturer of canned & frozen vegetables	3,281	1,640	238	0	$9,000,000	(1)	7
	Finger Lakes Region Sub-totals:							**2,230**	**653**	**0**	**$14,000,000**		
5	Crescent Specialty Foods LLC	Farmingdale	Suffolk	Long Island	LIPA	Specialty meat production facility	496	246	100	0	$750,000		7
6	Frontgrade Technologies Inc.	Plainview	Nassau	Long Island	LIPA	Manufacturer of semiconductors & power supplies	553	276	130	0	$1,500,000		
	Long Island Region Sub-totals:							**522**	**230**	**0**	**$2,250,000**		
	Totals							**4,828**	**1,093**	**0**	**$22,610,000**		

(1) The recommendation and associated commitments will apply to multiple facilities/addresses. This configuration will be implemented accordingly in the customer's power contract.

Economic Development Power Allocation Board **Exhibit "D"**

Recommendations - RNY Power Allocations for Expansion Purposes **November 30, 2026**

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation (1)	Base Employment (2)	Job Creation Commitment	Project Capital Investment ($)		Contract Term (Years)
1	Lockheed Martin Corporation	Owego	Tioga	Southern Tier	NYSEG	Manufacturer of aerospace & defense products	3,643	2,550	2,300	100	$65,000,000	(3), (4)	7
	Southern Tier Region Sub-totals:							**2,550**	**0**	**100**	**$65,000,000**		
	Totals							**2,550**	**0**	**100**	**$65,000,000**		

(1) All expansion-based RNY Power allocations are recommended to be "up to" the amount indicated pending the applicant's compliance with contractual commitments, including commitments relating to job creation, capital investment spending and power utilization.

(2) The number of new jobs committed will be above a base employment level specified in the power sale contract with the applicant.

(3) The company is also being recommended for a retention-based RNY Power allocation extension associated with separate and distinct contractual commitments relating to such matters as job retention, capital investment spending, and power utilization associated with an existing business.

(4) The applicant is a current RNY Power customer being recommended for an additional expansion-related allocation. The base employment level of 2,300 jobs is counted in the company's RNY Power allocation extension recommendation as listed in Exhibit "A". The applicant would create an additional 100 new jobs as a result of its planned expansion project.

Economic Development Power Allocation Board **Exhibit "E"**

Recommendations - RNY Power Allocations for Retention & Expansion Purposes (Small Business and/or NFP Corporations) **November 30, 2026**

Retention-Based Allocations

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation	Jobs Retained	Jobs Created	Capital Investment ($)		Contract Term (Years)
1	Walker Farms, LLC	Fort Ann	Washington	Capital District	NGRID	Dairy farm for milk production	220	110	27	0	$1,500,000	(1), (2)	7
	Capital District Region Sub-totals:							**110**	**27**	**0**	**$1,500,000**		
2	White Plains Hospital Medical Center	White Plains	Westchester	Mid-Hudson	CONED	Hospital & healthcare services	1,745	670	4,770	0	$694,100,000		7
	Mid-Hudson Region Sub-totals:							**670**	**4,770**	**0**	**$694,100,000**		
3	Canton-Potsdam Hospital	Potsdam	St. Lawrence	North Country	NGRID	Hospital & healthcare services	814	270	1,099	0	$10,000,000		7
	North Country Region Sub-totals:							**270**	**1,099**	**0**	**$10,000,000**		
	Retention-Based Totals							**1,050**	**5,896**	**0**	**$705,600,000**		

Expansion-Based Allocations

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation (3)	Base Employment	Job Creation Commitment	Project Capital Investment ($)		Contract Term (years)
4	Walker Farms, LLC	Fort Ann	Washington	Capital District	NGRID	Dairy farm for milk production	370	186	27	2	$3,000,000	(1), (2), (4)	7
	Capital District Region Sub-totals:							**186**	**0**	**2**	**$3,000,000**		
5	Upstream Automation LLC	Westernville	Oneida	Mohawk Valley	NGRID	Manufacturer of industrial control panels	400	200	0	18	$6,831,875		7
	Mohawk Valley Region Sub-totals:							**200**	**0**	**18**	**$6,831,875**		
	Expansion-Based Totals							**386**	**0**	**20**	**$9,831,875**		
	Retention & Expansion-Based Totals							**1,436**	**5,896**	**20**	**$715,431,875**		

(1) The applicants are being recommended for both RNY retention and expansion-based allocations.
(2) The recommendation and associated commitments will apply to multiple facilities/addresses. This configuration will be implemented accordingly in the customer's power contract.
(3) All expansion-based RNY Power allocations are recommended to be "up to" the amount indicated pending the applicant's compliance with contractual commitments, including commitments relating to job creation, capital investment spending, and power utilization.
(4) The number of new jobs committed will be above a base employment level specified in the applicant's retention-based allocation recommendation.

Economic Development Power Allocation Board
ReCharge New York Power Program
Informational Item - Terminate Application/Review Process

Exhibit "F"
November 30, 2026

Line	Company	City	County	Economic Development Region	IOU	Description	Reason
1	Mount St. Mary's Hospital of Niagara Falls	Lockport	Niagara	Western New York	NYSEG	Hospital & healthcare services	The applicant has been unresponsive to requests by staff for additional information, preventing a complete analysis of the application.

Economic Development Power Allocation Board **Exhibit "G"**
Statutory Criteria - RNY Power Program **November 30, 2026**

Line	Criteria Description
1	The significance of the cost of electricity to the applicant's overall cost of doing business, and the impact that a Recharge New York power allocation will have on the applicant's operating costs;
2	The extent to which a Recharge New York power allocation will result in new capital investment in the state by the applicant;
3	The extent to which a Recharge New York power allocation is consistent with any regional economic development council strategies and priorities;
4	The type and cost of buildings, equipment and facilities to be constructed, enlarged or installed if the applicant were to receive an allocation;
5	The applicant's payroll, salaries, benefits and number of jobs at the facility for which a Recharge New York power allocation is requested;
6	The number of jobs that will be created or retained within the state in relation to the requested Recharge New York power allocation, and the extent to which the applicant will agree to commit to creating or retaining such jobs as a condition to receiving a Recharge New York power allocation;
7	Whether the applicant, due to the cost of electricity, is at risk of closing or curtailing facilities or operations in the state, relocating facilities or operations out of the state, or losing a significant number of jobs in the state, in the absence of a Recharge New York power allocation;
8	The significance of the applicant's facility that would receive the Recharge New York power allocation to the economy of the area in which such facility is located;
9	The extent to which the applicant has invested in energy efficiency measures, will agree to participate in or perform energy audits of its facilities, will agree to participate in energy efficiency programs of the authority, or will commit to implement or otherwise make tangible investments in energy efficiency measures as a condition to receiving a Recharge New York power allocation;
10	Whether the applicant receives a hydroelectric power allocation or benefits supported by the sale of hydroelectric power under another program administered in whole or in part by the New York Power Authority;
11	The extent to which a Recharge New York power allocation will result in an advantage for an applicant in relation to the applicant’s competitors within the state; and
12	In addition to the foregoing criteria, in the case of a not-for-profit corporation, whether the applicant provides critical services or substantial benefits to the local community in which the facility for which the Recharge New York power allocation is requested is located.

NEW YORK STATE | Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

Date: **November 30, 2026**

To: **Economic Development Power Allocation Board**

From: **Senior Vice President, Customer Solutions**

Subject: **Transfer of Recharge New York Power Allocation**

SUMMARY

The Economic Development Power Allocation Board ("Board") is requested to approve the transfer of the Recharge New York ("RNY") Power allocation described below, subject to the conditions discussed in this memorandum:

1. The transfer of a 1,100 kilowatts ("kW") RNY Power allocation awarded to Sorrento Lactalis, Inc. ("Sorrento Lactalis"), for use at its facility located at 2375 South Park Avenue, Buffalo, New York 14220, to Lactalis American Group, Inc. ("LAG"), to reflect organizational changes.

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

DISCUSSION

The following discussion describes the circumstances underlying the recommended transfer:

1) Sorrento Lactalis, Inc.

Sorrento Lactalis was awarded a 1,100 kW RNY Power allocation for use at its facility located in Buffalo, New York. This facility manufactures cheese products.

Sorrento Lactalis and LAG have requested that the 1,100 kW RNY Power allocation be transferred to LAG, the parent company, to reflect organizational changes. LAG has represented to NYPA that it will honor all terms, conditions and commitments approved by the Board with respect to the original allocation awarded to Sorrento Lactalis. If the transfer is approved, the Authority will enter into a power sale agreement with LAG.

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

RECOMMENDATION

The Senior Vice President, Customer Solutions, requests that the Board approve the transfer discussed above, subject to the following conditions: (1) the Authority approves the RNY Power allocation transfer; (2) there are no material reductions in base employment levels or capital investment commitments associated with the transferred allocation; and (3) the transfer is reflected in contract documents containing such terms and conditions as the Authority deems necessary to effectuate the transfer.

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

Maribel Cruz-Brown

Senior Vice President, Customer Solutions

R E S O L U T I O N

RESOLVED, That the transfer of a 1,100 kilowatts ("kW") Recharge New York ("RNY") Power allocation awarded to Sorrento Lactalis, Inc., for use at its facility located at 2375 South Park Avenue, Buffalo, NY 14220, to Lactalis American Group, Inc., 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.

NEW YORK STATE | Economic Development Power Allocation Board

Date: **November 30, 2026**

To: **Economic Development Power Allocation Board**

From: **Vice President & Corporate Secretary**

Subject: **Proposed Schedule of EDPAB Meetings in 2027**

The following schedule of meetings for the year 2027 is recommended:

Date	**Time**
February 2, 2027	8:00 a.m.
March 23, 2027	8:00 a.m.
May 18, 2027	8:00 a.m.
July 27, 2027	8:00 a.m.
September 28, 2027	8:00 a.m.
December 7, 2027	8:00 a.m.

I recommend the approval of the above proposed schedule by adoption of the resolution below.

Felisa Hochheiser
Vice President & Corporate Secretary

R E S O L U T I O N

RESOLVED, That the schedule of EDPAB Meetings for the year 2027, as set forth in the foregoing memorandum of the Vice President & Corporate Secretary, be, and hereby is, approved.

NEW YORK STATE | Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

November 30, 2026

Next Meeting

The next meeting of the Economic Development Power Allocation Board (EDPAB) is scheduled to be held on February 2, 2027.