



Economic Development Power Allocation Board

KATHY HOCHUL
Governor

JUDGE CECILY MORRIS
Chair

ECONOMIC DEVELOPMENT POWER ALLOCATION BOARD

MINUTES

May 20, 2024

Meeting Held Via Videoconference

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A regular meeting of the Economic Development Power Allocation Board (“EDPAB”) was held via video conference, at approximately 9:00 a.m.

The following Members of the Board were present:

Judge Cecily Morris, Chair
Dennis Trainor, Member
Andrew Silver, Member

Also in attendance were:

Lori Alesio	Executive Vice President and General Counsel
Maribel Cruz-Brown	Senior Vice President – Customer Solutions, NYPA
Karen Delince	Vice President and Corporate Secretary, NYPA
Emily Alkiewicz	Director – Power Contracts & Tariffs, NYPA
Steve Vancol	Manager – Power Contracts and Tariffs, NYPA
Megan Fleitz	Customer Solutions Analyst – Clean Energy Solutions, NYPA
Lorna Johnson	Senior Associate Corporate Secretary, NYPA
Sheila Quatrocci	Senior Associate Corporate Secretary, NYPA
Michele Stockwell	Senior Assistant – Corporate Secretary, NYPA

Introduction

Chair Cecily Morris welcomed members of the Board Dennis Trainor and Andrew Silver and Authority senior 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.

1. Adoption of the May 20, 2024 Proposed Meeting Agenda

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the Agenda for the May 20, 2024 meeting was adopted.

Chair Cecily Morris and Members Dennis Trainor and Andrew Silver declared no conflicts of interest based on the list of entities being considered for power allocations.

2. Approval of the Minutes

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the Minutes of the Meeting held on March 25, 2024 were unanimously approved.

Chair Cecil Morris invited Ms. Maribel Cruz-Brown, Senior Vice President of Customer Solutions, to present staff's recommendations to the Board.

Ms. Maribel Cruz-Brown said that staff is requesting that the members approve the recommendations of the ReCharge New York Power Allocations which will be presented by Mr. Steve Vancol, Manager of Power Contracts and Tariffs.

3. Transfer of Recharge New York Power Allocations

"SUMMARY"

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

1. Transfer of a 3,536 kilowatt ("kW") RNY Power allocation awarded to Mohawk Fine Papers, Inc. ("Mohawk"), for use at its facilities at 1 O'Connor Drive, Waterford, NY 12188, and 465 Saratoga St. Cohoes, NY 12047, to Fedrigoni Special Papers North America, Inc. ("Fedrigoni"), to address organizational changes.
2. Transfer of a pending 20 kW RNY Power allocation awarded to 230 Hill Road LLC ("230"), for use at its 90 Brentwood Dr., Wappingers Falls, NY 12590, New York facility, to Reserve Snacks Inc. ("Reserve"), to address organizational changes.

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

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

DISCUSSION

The following discussion describes the facts relating to the recommended transfers.

1) Mohawk Fine Papers, Inc.

Mohawk was awarded a 3,536 kW RNY Power allocation, for use at its facilities at 1 O’Connor Drive, in Waterford and 465 Saratoga St., in Cohoes, where Mohawk manufactures, sells and distributes fine papers and envelopes.

On February 21, 2024, Mohawk’s assets and certain liabilities were purchased by Fedrigoni. The sale closed February 22, 2024. Fedrigoni plans no changes to the business that Mohawk conducted at these facilities.

Mohawk and Fedrigoni have asked that the 3,536 kW RNY Power allocation be transferred from Mohawk to Fedrigoni. Fedrigoni has indicated that it will honor all the terms and commitments made by Mohawk in the Agreement for the Sale of Recharge New York Power and Energy with the Authority covering the allocation.

2) 230 Hill Road LLC

230 was awarded a 20 kW RNY Power allocation for use at facilities in Wappingers Falls. Apparently, 230 purchased the site for the purpose of facilitating the business operations of Reserve, a related company. Reserve manufactures specialty popcorn chips called “popped snacks.”

230 now seeks to transfer the 20 kW RNY Power allocation to Reserve to support Reserve’s operations. Reserve has indicated to NYPA that it will honor all the terms and commitments approved by the Board regarding the award of the allocation to 230. If this transfer is approved, the Authority will enter into a power sale agreement with Reserve.

RECOMMENDATION

Staff recommends that the Board approve the transfers discussed above, subject to the following conditions: (1) approval of the transfers of the RNY Power allocation by the NYPA Board of Trustees; (2) there be no material reductions in the base employment level or capital investment commitment associated with the allocation that would be transferred; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by the Authority to be appropriate to effectuate the transfer.”

Mr. Steve Vancol, Manager of Power Contracts and Tariffs, provided highlights of the staff’s recommendation to the members. He said that the members are requested to recommend that the New York Power Authority’s (“NYPA”) Board of Trustees approve the transfer of a 3,536-kilowatt (“kW”) Recharge New York (“RNY”) Power allocation awarded to Mohawk Fine Papers, Inc., (“Mohawk”), for use at its facilities at 1 O’Connor Drive, Waterford, NY and 465 Saratoga Street, Cohoes, NY to Fedrigoni Special Papers North America, Inc. (“Fedrigoni”) to address organizational changes; and the transfer of a pending 20-kW RNY Power allocation awarded to 230 Hill Road LLC (“230”) for use at its 90 Brentwood Drive, Wappingers Falls, New York, facility to Reserve Snacks Inc., (“Reserve”), to address organizational changes.

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the transfer of Recharge New York Power Allocations as recommended by staff, was approved by the Board.

The following resolution was unanimously adopted by members of the Board present.

RESOLVED, That the transfer of a 3,536 kilowatt (“kW”) Recharge New York Power allocation awarded to Mohawk Fine Papers, Inc. for use at its facilities located at 1 O’Connor Drive, Waterford, NY 12188 and 465 Saratoga St. Cohoes, NY 12047, to Fedrigoni Special Papers North America, Inc. for use at the same facilities, 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) there be no material reduction in the base employment level or capital investment commitment due to the transfer as provided for above; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by the NYPA to be appropriate to effectuate the transfer.

RESOLVED, That the transfer of a pending 20 kW Recharge New York Power allocation awarded to 230 Hill Road LLC for use at its facilities located at 90 Brentwood Dr., Wappingers Falls, NY 12590, to Reserve Snacks Inc. for use at the same facilities, 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) there be no material reduction in the base employment level or capital investment commitment due to the transfer as provided for above; and (3) the transfer is addressed in contract documents containing such terms and conditions determined by the NYPA to be appropriate to effectuate the transfer.

OTHER BUSINESS

No other business to report.

5. Next Meeting

Chair Cecily Morris said that the next meeting of the Board will be held on Monday, July 29, 2024 at 9:00 a.m.

Closing

On motion made by Member Dennis Trainor and seconded by Member Andrew Silver, the meeting was adjourned at approximately 9:11 a.m.

Karen Delince

Karen Delince
Corporate Secretary