

Appendix C



NIAGARA COUNTY
OFFICE OF THE COUNTY MANAGER
59 PARK AVENUE
LOCKPORT, NEW YORK 14094

Jeffrey M. Glatz
County Manager

(716) 439-7006
(716) 439-7212 Fax

February 10, 2015

NYPA
Robert A. Daly
Senior Licensing Specialist
123 Main Street
White Plains, New York 10601

RE: Information Request Pursuant to Public Authorities Law Section 1005(24)

Dear Mr. Daly:

In response to your letter of December 5, 2014 information request pursuant to public authorities law section 1005(24), I have attached documents on the following to explain the utilization of benefits of the Relicensing Agreement:

1. Annual Host Community Cash;
2. Empower Niagara Program Existing Allocations;
3. Niagara County Greenway Funds.

The allocation of hydropower under Section 6 of the Host Community Relicensing Settlement Agreement has been a tremendous benefit in attracting new business and jobs to Niagara County.

If you have any questions or comments, please contact me at your convenience.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jeffrey M. Glatz".

Jeffrey Glatz
County Manager

JMG/clm
Enclosures

cc: William Ross, Chairman, Niagara County Legislature

1. **Annual Host Community Cash**

The annual host community cash of \$650,000 benefits the general public by offsetting the County's principal and interest debt payments for public safety and public works capital projects. These capital projects include road/bridge improvements and replacements, including the Lockport Road Bridge, Miller Road Bridge and Cedar Street Bridge, parks improvements and enhancements to the County's radio infrastructure. A schedule is attached showing the County's principal and interest debt payments from 2012 through 2014.

This impacts each taxpayer of Niagara County – reducing the amount of property tax increase necessary for the budget.

2. **Low Cost Power Allocation**

Niagara County secured 9.0 megawatts of low cost power at 70% load factor or 6.3 megawatts which translates into 55,188,000 kWh per year.

The value and resulting savings to residents varied due to the fluctuation in the market value (cost) of electricity (commodity).

Distribution of 6.3 megawatts

	2012	2013	2014
a. Energy costs including: commodity and transportation Average savings to residents of Niagara County was \$1,494,290.87/year from 2012 through 2014	3.75	3.52	3.04
b. Empower Board – Low cost power program to small business for economic development and growth Attached is chart showing Empower program jobs created or retained – Capital Investment in Niagara County and the names of the small business assisted with this low cost power program as of December 31, 2014	1.61	1.61	1.61
c. Utilized or to be utilized for energy efficient or clean energy technology programs for projects for the County	0.94	1.17	1.65
Total Megawatts (9 MW @ 70% load factor)	6.30	6.30	6.30

3. **Greenway Funds**

The attached chart shows the use of Greenway Funds. Each project, under improving the quality and quantity of cultural, park and activities for taxpayer and tourists impacts the economy through increased work for professionals, contractors and their employees. Funds placed back in the economy while improving the Niagara County and the Niagara River experience.

Our Greenway funds of 3 million leveraged a total of over 7 million to be utilized in the economy of Niagara County and making the County a better destination for taxpayers and tourists alike.

Each individual project can be found on the Niagara Power Coalition website for additional project detail.

NIAGARA COUNTY GREENWAY INCOME/DISBURSEMENT

12/31/14

last updated:

REVENUE:	TOTAL
7/1/2007	0.00
7/1/2008	780,000.00
7/1/2009	390,000.00
7/1/2010	390,000.00
7/1/2011	390,000.00
7/1/2012	390,000.00
7/1/2013	390,000.00
7/1/2014	390,000.00
Total Received	3,120,000.00

Appropriated: 3,061,053.00
 Balance 58,947.00

ENTITY	DATE	APPROVED	RESOLUTION	PROJECT BUDGET	CHECK #	DISBURSED
Gratwick Park-North Tonawanda	3/15/2011 Final	248,600.00	IL-042-08	1,016,639.00	10433	\$ 247,717.64
Splash Park Project- Niagara County Parks	3/21/2011	362,935.00	IL-101-09	529,240.00	10451	\$ 145,585.41
	9/27/2011				10601	\$ 8,294.58
	11/22/2011				10651	\$ 53,640.05
	3/21/2012				10802	\$ 2,336.61
	10/24/2012				10946	\$ 50,148.09
	2/20/2013				11038	\$ 1,920.50
	10/15/2013				11173	\$ 3,773.92
10/15/2013	11174	\$ 78.68				
Penney Collection Center-Niagara Historical Society	3/9/2011	176,025.00	IL-004-10	281,625.00	10432	\$ 56,644.00
	3/21/2011				10449	\$ 64,759.00
	5/18/2011 - Final				10488	\$ 54,622.00
Lytle Nature Park - Town of Lockport		94,802.00	IL-056-10	174,043.00		\$ -
Kiddleland Park-Phase 1- Carousel Society Tona	4/19/2011-Final	30,000.00	IL-001-11	172,340.00	10474	\$ 30,000.00
Riverside Marina Project- North Tonawanda	1/18/2011	300,000.00	IL-002-11	700,000.00		\$ -
	12/31/2013-Final				11217	\$ 300,000.00
Comfort Station/Kiosk- Olcott Beach Carousel Park	11/30/2011- Final	52,644.00	IL-034-11	67,127.00	10657	\$ 52,644.00
Lytle Nature Park- Signage- Town Lockport		6,400.00	IL-037-11	16,896.00		\$ -
Walkway/Bike Trail to Harbor- Town Wilson	2/28/2014	90,350.00	IL-074-11	100,850.00		\$ -
	7/17/2014-final				11283	\$ 80,282.98
					11341	\$ 10,067.02

DISBURSEMENTS

DISBURSEMENTS

ENTITY	DATE	APPROVED	RESOLUTION	PROJECT BUDGET	CHECK #	DISBURSED
Town Park - Town Hartland	4/17/2012 10/11/2013	244,000.00	IL-017-12	444,370.00	11173	\$ 221,500.00
Brick/window/Marquee Project- Historic Palace Theatre	6/26/2012 9/18/2012	151,697.00	IL-018-12	200,000.00	10872 10925	\$ 71,028.50 \$ 25,350.00
Niagara River 1812 Book- Lewiston Historical Assoc. Kiddleland Park-Phase 2- Carousel Society Tona	11/8/2012 - Final 8/10/2012 - Final 11/20/2012 12/26/2012 1/23/2013 - Final	29,000.00 66,000.00	IL-034-12 IL-035-12	75,819.00 257,346.00	10907 10958 10986 10996	\$ 29,000.00 \$ 24,000.00 \$ 19,725.00 \$ 22,275.00
Haseley Einhaus Reconstruction Project	4/16/2013 8/13/2014 8/28/2014	100,000.00	IL-016-13	130,000.00	11343 11355	\$10,100.00 \$1,000.00
Niagara 1812 BiCentennial Commemoration Project	5/21/2013 5/29/2014 8/1/2014	43,000.00	IL-027-13	803,500.00	11318 11342	\$ 23,078.93 \$ 19,671.04
Wilson Harbor Revitalization Project	5/21/2013 3/18/2014 6/18/2014 8/15/2014 8/13/2014 9/24/2014	70,000.00	IL-028-13	175,000.00	11290 11321 11354 11344 11374	\$ 18,812.38 \$ 14,718.77 \$ 19,136.71 \$ 4,117.31 \$ 10,303.06
Porter on the Lake Park Improvement Project	5/21/2013 1/8/2014	150,000.00	IL-029-13	297,762.00	11220	\$ 60,808.25
Olcott Beach Enhancement Project	8/6/2013	125,000.00	IL-039-13	131,292.00		
Lockport Day Road Park Project	10/15/2013	25,400.00	IL-051-13	37,300.00		
Tuscarora Heroes Monument	10/15/2013 12/19/2013	15,000.00	IL-052-13	385,000.00		
Gratwick Park - Marina Redevelopment	8/5/2014	300,000.00	IL-037-14	753,310.00	11197	\$ 15,000.00
Lockport locks Gateway	8/5/2014	160,200.00	IL-038-14	442,000.00		
Wilson Harbor Revitalization Project #2	9/16/2014	220,000.00	IL-039-14	320,000.00		
Total Authorized/Disbursed		3,061,053.00		7,511,449.00		1,827,457.93



EMPOWER NIAGARA PROGRAM EXISTING ALLOCATIONS - As of December 31, 2014

Approved	Company	Municipality	Allocation (or Requested) (kW)	Retained Jobs	Created Jobs ¹	Capital Investment	Agreement Commencement Date	Town of Niagara Available (kW)	Town of Lockport Available (kW)	Comments
Beginning Available Power (kW):			1,800							
6/17/2008	Russell Farms (I)	Newfane	100	80	2	\$850,000	4/17/2012	250	250	
4/21/2009	Tops Markets, LLC	Newfane	175	0	80	\$1,400,000	4/17/2012			
9/1/2009	Viatran	Wheatfield	120	46	25	\$1,000,000	6/19/2012			
8/24/2010	Vishay Thin Film	Wheatfield	100	150	0	\$850,000	10/4/2013			
12/7/2010	Edwards Vacuum, Inc.	Wheatfield	190	100	56	\$6,850,000	7/29/2014			
11/20/2012	Niagara Envelope, Inc.	Wheatfield	145	3	14	\$424,000	1/28/2013			
2/19/2013	525 Wheat LLC	N. Tonawanda	150	15	5	\$945,000	3/17/2013			
8/6/2013	Deifingen	Wheatfield	150	30	23	\$475,000	9/17/2013			
5/6/2014	New England Seafood, Inc.	Gasport	75	22	9	\$32,000	5/1/2014			
8/5/2014	Lockport Ice Arena	Lockport, City	150	0	21	\$14,400,000	8/6/2014		250	
8/5/2014	Russell Farms (II)	Newfane	200	0	3	\$3,300,000	8/6/2014			
Total:			1,555	446	238	\$30,526,000		250	0	

¹ Temporary jobs will not be counted in totals

TOWN OF NIAGARA
COUNTY OF NIAGARA, STATE OF NEW YORK
NIAGARA FALLS, N.Y.

7105 LOCKPORT ROAD
NIAGARA FALLS, NY 14305



PHONE: (716) 297-2150
FAX: (716) 297-9262
www.townofniagara.com

OFFICE OF THE TOWN CLERK/TAX COLLECTOR/DEPUTY SUPERVISOR
SYLVIA VIRTUOSO

December 12, 2014

Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

Dear Mr. Daly:

I have received your request and I offer the following:

We use the sale of ½ megawatt to pay for the street lighting bills and save for future energy saving projects. The \$650,000 Host Community funds are used to supplement the Police Department, Parks and Recreation in addition to other departments who may be in need.

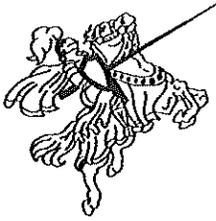
The Town of Niagara has not distributed any proceeds from a power allocation or funding to another entity. There have been 2 additional Full Time Police Officers hired in the last 2 years and the funds have assisted the Town in those hires. There has not been an audit conducted by the Town of Niagara concerning the use of power allocation or the funding.

If you have any further questions, please feel free to call me.

Sincerely

A handwritten signature in cursive script, appearing to read "Sylvia Virtuoso".

Sylvia Virtuoso
Deputy Supervisor



Lewiston-Porter Central School District

Aiming Higher

February 12, 2015

Mr. Robert Daly
 Senior Licensing Specialist
 New York Power Authority
 123 Main Street
 White Plains, New York 10601

Dear Mr. Daly:

This letter is in response to your request for information pursuant to Public Authorities Law Section 1005(24), requesting information from entities that have received benefits from settlement proceedings related to the relicensing of the Niagara Power Project. The Lewiston-Porter Central School district is an entity receiving such benefits from that settlement. Outlined within this letter, you will find information as requested.

Allocation of Hydropower under Section 6: A chart outlining the yearly costs, savings, and credit received by the Lewiston-Porter Central School District is given below, as provided by Fluent Energy. Our annual allocation of 1.5 megawatts of power is used for the reduction of the costs of electricity to the district's school facilities. Net credit received by the district from the sale of the remaining 1.5 megawatts of power is received by the Lewiston-Porter School District as general revenue and is used for general debt

The 1.5 megawatts of hydropower allocation has benefitted the school district in that it has directly reduced the district's annual operating costs (electric commodity) which, in turn, has allowed the district to retain several instructional positions which may have been eliminated or would have caused the local tax levy to increase accordingly.

Lewiston-Porter CSD NYPA Power Settlement Summary

Year	Est. Market Value of Electricity Consumed by LPCSD facilities	NYISO Credit for Sale of Surplus Electricity	Fluent Energy Fees	Niagara County Fees	NYPA Invoice	Est. Total Value of NYPA Relationship	Net Credit to LPCSD
9/07-12/07	\$ 46,823	\$ 135,395	\$ (995)	\$ (512)	\$ (30,405)	\$ 150,305	\$ 103,483
2008	\$ 264,267	\$ 320,569	\$ (3,038)	\$ (1,565)	\$ (96,825)	\$ 483,607	\$ 219,340
2009	\$ 186,139	\$ 157,969	\$ (3,035)	\$ (1,563)	\$ (98,529)	\$ 240,980	\$ 54,841
2010	\$ 204,728	\$ 179,664	\$ (3,035)	\$ (1,563)	\$ (98,529)	\$ 281,264	\$ 76,536
2011	\$ 176,488	\$ 184,047	\$ (3,035)	\$ (1,563)	\$ (98,979)	\$ 256,958	\$ 80,469
2012	\$ 131,072	\$ 171,670	\$ (3,022)	\$ (1,557)	\$ (106,734)	\$ 191,430	\$ 60,358
2013	\$ 175,289	\$ 223,897	\$ (3,027)	\$ (1,560)	\$ (112,868)	\$ 281,731	\$ 106,442
2014	\$ 209,425	\$ 294,360	\$ (3,035)	\$ (1,563)	\$ (117,549)	\$ 381,637	\$ 172,212
9/07-12/14	\$ 1,394,232	\$ 1,667,571	\$ (22,222)	\$ (11,448)	\$ (760,219)	\$ 2,267,913	\$ 873,681

Host Community Fund under Section 4: The Lewiston-Porter Central School District receives \$725,000 annually as a result of the Niagara Power Project relicensing settlement. The District has allocated all of these funds towards paying down the debt service associated with our 2007 \$28,044,356 Capital Project, which was completed in 2010. Significant portions of this capital project addressed health, safety, security, and access problems found throughout our district, along with necessary upgrades to our buildings' infrastructure.

Leveraging these funds, in conjunction with State Aid funds, the net local share to be raised through the local tax levy has been minimized. (See the chart on the next page.)

	Tax Levy	Host Community Funds	% of Tax Levy
2007-08	\$22,114,897	\$ 725,000	3.29%

Over the three years of this capital project, hundreds of construction industry workers were employed. It should also be noted that, if the school district had not received the \$725,000 of Host Community Funds and did not increase the tax levy by that amount (\$725,000 or 3.29%), nearly twelve instructional positions would have needed to be eliminated to compensate for that lack of funding.

Lewiston-Porter CSD Host Community & Greenway Funds Impact on Net Local Share

Fiscal Year	Total Existing Debt Service	Existing State Building Aid	Host Community Funds	Greenway Funds	Net Local Share
2007-08	\$2,078,912	\$2,393,669	\$725,000	\$0	-\$1,039,757
2008-09	\$3,396,023	\$2,393,669	\$725,000	\$0	\$277,354
2009-10	\$3,400,157	\$2,393,669	\$725,000	\$420,000	-\$138,512
2010-11	\$4,073,219	\$3,371,381	\$725,000	\$420,000	-\$443,162
2011-12	\$4,320,175	\$3,122,530	\$725,000	\$420,000	\$52,645
2012-13	\$4,323,825	\$2,929,168	\$725,000	\$420,000	\$249,657
2013-14	\$4,193,618	\$2,846,038	\$725,000	\$420,000	\$202,580
2014-15	\$4,201,624	\$2,846,038	\$725,000	\$420,000	\$210,586

Host Community Greenway Funds: The Lewiston-Porter Central School District receives \$420,000 annually, as a result of the Niagara Power Project relicensing settlement. The District has allocated all of these funds towards paying down the debt service associated with specific portions of our 2007 \$28,044,356 Capital Project, which was completed in 2010. Greenway Funds were used to pay portions of this capital project designed to "support the construction and/or rehabilitation of parks, recreation and related facilities for the purpose of redefining the Niagara riverfront, promoting tourism, enhancing the environment, and advancing the economic revitalization of the Niagara River Greenway within Niagara County."

The \$420,000 received by the district from the Host Communities fund has been used in its entirety to pay down district bonded debt. (See the chart above.) Without these funds, this portion of the debt payments would have been charged directly to taxpayers, which would have resulted in a 1.9% increase in the school district tax levy.

	Tax Levy	Host Community Funds	% of Tax Levy
2007-08	\$22,114,897	\$ 420,000	1.9%

As was noted with the Host Community Funds, if the school district had not received the \$420,000 of Host Community Greenway Funds and did not increase the tax levy by that amount (\$420,000 or 1.9%), possibly six additional instructional positions would have been eliminated to compensate for that lack of funding.

Should you need any additional information, or clarification of the information provided within this letter, feel free in contacting me at 286-7266.

Respectfully,



R. Christopher Roser
Superintendent



School District of the City of Niagara Falls, New York

630 66th Street ♦ Niagara Falls, NY 14304 ♦ (716) 286-4211 ♦ Fax: (716) 286-4283

January 22, 2015

Mr. Robert A. Daly
Senior Licensing Specialist
New York Power Authority
123 Main Street
White Plains, NY 10601

Dear Mr. Daly:

I am writing in response to your correspondence dated December 8, 2014. In that correspondence, you requested that the District identify how the three (3) funding components attributed to the 2005 Host Community Relicensing Settlement Agreement Addressing Non-License Terms and Conditions (Settlement Agreement) has been utilized. The following is a synopsis of the utilization of these funds:

Host Community Greenway Fund of which the District receives annual payments of \$420,000, starting fiscal year 2007-2008; to date, the District has approved the expenditure of \$60,000 for the Niagara Street Business and Professional Association's "Gill Creek Park" Project (HCSC Project number HCSC-11-02). The remaining funding to date, \$2,940,000.00 has been drawn down for payment of expenses for the City School District of the City of Niagara Falls Recreational – Athletic Fields & Field House Project (HCSC Project Number HCSC 13-01).

Host Community Fund of which the District receives annual payments in the amount of \$675,000, starting in fiscal year 2005-2006; to date, the District has allocated all of this funding for the payment of debt service for the District's two past capital projects. Through the use of these funds, the District has been able to improve the access to educational technology for all students via the installation of interactive white boards in every classroom, as well as energy efficiency, health, safety and security improvements to all District facilities.

The allocation of hydropower under section 6, which is sold into the NYSIO, has resulted in a significant reduction of the at plug cost of electricity consumed by the District through payment of District's cost for power and the cost of delivery of that power. The savings in the District's cost for power has allowed us, as a "High Needs" District, to maintain and add much needed educational programs that benefit our most at risk students. The amount of the benefit, of course, varies with the cost of electricity at the NYSIO, but the District has been able to realize a benefit on average of well over \$500,000.00 yearly.

Should you require any clarification regarding my responses please do not hesitate to contact me at 286-4205 or Mr. Smeal at 286-4243.

Sincerely,

Cynthia Bianco
Superintendent of Schools

C: Mr. Earl Smeal
Mr. Angelo Massaro



School District of the City of Niagara Falls, New York

630 66th Street ♦ Niagara Falls, NY 14304 ♦ (716) 286-4211 ♦ Fax: (716) 286-4283

April 15, 2015

Robert A. Daly
Senior Licensing Specialist
New York Power Authority
123 Main Street
White Plains, NY 10601

Dear Mr. Daly:

I am writing in response to your correspondence dated December 8, 2014. In that correspondence, you requested that the District identify how the three (3) funding components attributed to the 2005 Host Community Relicensing Settlement Agreement Addressing Non-License Terms and Conditions (Settlement Agreement) has been utilized. The following is a synopsis of the utilization of these funds:

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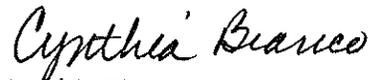
Mr. Robert Daly

Page 2

April 15, 2015

Should you require any clarification regarding my responses please do not hesitate to contact me at 286-4205 or Mr. Smeal at 286-4243.

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Bianco".

Cynthia Bianco

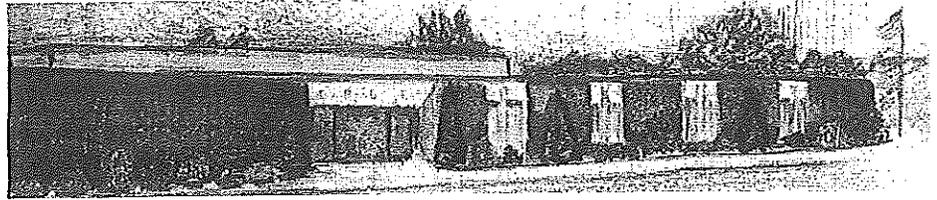
Superintendent of Schools

c: Mr. Earl Smeal

NYPA Licensing Funds

Town of Lewiston

P.O. Box 330 - 1375 Ridge Road
Lewiston, NY 14092
Phone: (716) 754-8213 Fax: (716) 754-2821
www.townoflewiston.us



SUPERVISOR
Dennis J. Brochey

DEPUTY SUPERVISOR
Sean Edwards

COUNCIL MEMBERS
Alfonso M. Bax
Beth A. Ceretto
William C. Conrad
Ronald R. Winkley

TOWN CLERK
Donna R. Garfinkel

RECEIVER OF TAXES
Deputy Darlene Norwich
WATER DEPARTMENT
Box 109
Model City, NY 14107
754-8213

HIGHWAY
Supt. Douglas Janese
1445 Swann Rd
Model City, NY
754-8218

TOWN JUSTICES
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Hugh C. Gee

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853-5100
mdavis@lippes.com

ASSISTANT ATTORNEY
Brian D. Seaman
bseaman@seamannorris.com

BUILDING INSPECTOR
PLANNING – ZONING
Timothy R. Masters
754-8213

CHIEF OF POLICE
Christopher P. Salada
4059 Creek Road
Youngstown, NY 14174
754-8477

LWPCC
CHIEF OPERATOR
Jeffrey Ritter
501 Pletcher Road
Lewiston, NY 1409
754-8291

SENIOR SERVICES
Jeanette L. Collesano
4061 Lower River Rd
Youngstown, NY 14174
754-2071

February 11, 2015

Mr. Robert A. Daly
Senior Licensing Specialist
New York Power Authority
123 Main St.
White Plains, N.Y. 10601

Dear Mr. Daly:

The Town of Lewiston in response to your request for information as required has enclosed the following:

The allocation of hydropower will be distributed in the following ways with the ultimate users being the Town of Lewiston and its Special Districts, and the Village of Lewiston.

The Town of Lewiston and its Special Districts, and the Village of Lewiston-3.5 MW

- 1) Costs of administration of the hydro-power.
- 2) Town electricity costs (including delivery charges)
- 3) Village electricity costs (including delivery charges)
- 4) The Town's Energy-related expenses:
 - a. Natural Gas and other energy related utilities
 - b. The portion of the Town's Fire Protection contracts attributable to electricity and utility bills.
 - c. Gasoline/Diesel fuel for Town vehicles
 - d. If any funds remain, they are to be retained to be used only for the Town's energy-related costs as determined by the Town Board

Residential electricity users within the Town of Lewiston -3.0MW

- 1) Costs of administration related to residential user power
- 2) Power Credits to be distributed to Residential electricity users to be applied toward cost and/or delivery of electric power

The Host Community Fund of which the Town receives annual payments of \$850,000 has been distributed in the following ways:

- 1) \$100,000 from M&T Energy account for utilities (A-FUND)
- 2) \$30,000 to cover Haz-Mat equipment (A-FUND)
- 3) \$100,000 from M&T Energy accounts for Town utilities (B-FUND)

February 13, 2015

- 4) \$100,000 for street lighting (B-FUND)
- 5) \$150,000 for equipment and improvements (B-FUNDS)
- 6) \$50,000 to cover Parks expenses (B-FUND)
- 7) \$350,000 for infrastructure and Bond payment (DB-FUND)
- 8) \$20,000 from H97 for Bonds (SW1-FUND)
- 9) \$220,000 from other funds for Bonds (SW1-FUND)

This amount adds up to \$1,120,000 and the reason for that was that there was a left over of \$270,000 from the previous year.

Should you have any questions for clarification of above numbers, please feel free to call me at 716-754-8213 ext 223,

Sincerely

A handwritten signature in cursive script that reads "Dennis J. Brochey". The signature is written in black ink and is positioned above the printed name and title.

Dennis J. Brochey
Lewiston Town Supervisor



City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

DEPARTMENT OF LAW
Telephone: (716) 286-4409

February 10, 2015

Mr. Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

Dear Mr. Daly:

This letter is in response to your request dated December 5, 2014 for a report on how the City has used the various benefits provided by the New York Power Authority through the Niagara Power Coalition.

1. The \$850,000 the City receives annually from the Host Communities Fund is used to fund capital projects and infrastructure that benefit the general public and promote economic development, public health and safety. Following is a list of the projects that these funds (including continuing debt service) have been used for.

- Full depth reconstruction of 72nd Street
- Full depth reconstruction of a portion of Buffalo Avenue
- Full depth reconstruction of 97th Street
- Full depth reconstruction of Royal Avenue
- Full depth reconstruction of 77th Street
- Full depth reconstruction of 10th Street
- Full depth reconstruction of Lewiston Road
- New Municipal Court House
- DPW Truck Storage Facility
- New Gasoline Pumps at our Public Works Department
- Niagara Falls Fire Department – New Pumper Truck
- Niagara Falls Fire Department – New Aerial Ladder Truck
- New Tennis Courts at City's Hyde Park
- New Multi-Use Tandems and Pay loader for the Department of Public Works/Parks
- Major renovations and capital improvements to the City's indoor Ice Skating facility

2. With regard to the reduced rate electric power the City receives on an annual basis, this is used for the City's electric consumption and any excess is sold into the New York Independent System Operator and the proceeds we receive from that is paid to NYPA for the electricity. Any funds remaining are used to pay for the cost of street lighting within the City of Niagara Falls. This reduces costs that would otherwise be borne by the taxpayers.

The value of the electricity fluctuates in accord with the rise and fall of electricity prices generally. Attached is a spreadsheet which sets forth the amounts involved.

3. With regard to the "Greenway" portion of the Relicensing Settlement Agreement, attached is a copy of the listing of funded projects from the most recent Host Communities Standing Committee Annual Report. This reflects projects through August 26, 2014. City of Niagara Falls' projects are highlighted.

The City greatly values the relationship that it has with the Power Authority and the other members of the Niagara Power Coalition and the economic benefits that the Settlement Agreement has provided to the host municipalities and their taxpayers, and looks forward to continuing to work with the Power Authority in the future.

Very truly yours,

CRAIG H. JOHNSON
Corporation Counsel



By: THOMAS M. O'DONNELL
Deputy Corporation Counsel

TMO/jt
Encs.

Year	Est Market Value of Electricity Consumed by City facilities ¹	NYISO Credit for Sale of Surplus Electricity ²	Fluent Energy Fees ³	NYPA Invoice ⁴	Est. Total Value of NYPA Relationship ⁵	Surplus Funds ⁶
2007	\$ 124,249	\$ 556,530	\$ (1,187)	\$ (111,493)	\$ 568,099	\$ 443,850
2008	\$ 856,761	\$ 1,250,127	\$ (8,569)	\$ (354,303)	\$ 1,744,017	\$ 887,266
2009	\$ 574,523	\$ 713,790	\$ (9,257)	\$ (361,282)	\$ 917,774	\$ 343,251
2010	\$ 638,982	\$ 816,141	\$ (9,425)	\$ (361,282)	\$ 1,084,416	\$ 445,434
2011	\$ 588,003	\$ 729,368	\$ (9,526)	\$ (362,932)	\$ 944,913	\$ 356,910
2012	\$ 530,003	\$ 591,555	\$ (10,192)	\$ (391,373)	\$ 719,993	\$ 189,990
2013	\$ 675,002	\$ 825,397	\$ (9,611)	\$ (413,857)	\$ 1,076,931	\$ 401,929
2014	\$ 837,766	\$ 985,370	\$ (9,673)	\$ (431,022)	\$ 1,382,441	\$ 544,675
Total	\$ 4,825,280	\$ 6,468,278	\$ (67,429)	\$ (2,787,545)	\$ 8,438,584	\$ 3,613,304

Field Descriptions

- 1 Value of power consumed by City of Niagara Falls facilities based on standard National Grid retail supply rates
The City's accounts were not fully enrolled until Dec-07
- 2 Wholesale NYISO (NY Independent System Operator) settlement of NYPA provided energy/capacity netted against City's consumption.
- 3 Admin fee specific to managing aggregation program for City of Niagara Falls
- 4 Monthly NYPA Invoice issued to City
- 5 Total estimated value provided as a result of City's relationship with NYPA
- 6 #15 minus #1. Dollars remaining after all electricity supply is paid for. These funds are used to pay a portion of the street lighting costs.

Analysis Notes:

- City of Niagara Falls transitioned from Niagara County to its own NYISO aggregation Sep07 - Dec-07
- Niagara County received NYISO settlements for NYPA Power and/or Capacity on behalf of the City between Sep07 - Dec07
- Figures presented here are from reports previously provided by Fluent Energy and may not reflect actual accounting entries by applicable host community.
- Figures are organized according to the month for which they apply, actual timing of cash flows will vary

**HOST COMMUNITIES STANDING COMMITTEE
PROJECT REPORT
(ALL PROJECTS)
By Date Approved**

Project Number	Project Sponsor	Project Name/Desc	Project Amount	Greenway Consultation	HC Approval	Date of Fund Transfer	Status
HCSC-08-001	Town of Niagara	Veteran's Memorial Park Phase III	\$3mm over 5 years; \$391,000/year	1/15/2008	4/1/2008	9/24/2012 9/9/2013	Ongoing
HCSC-08-003	Niagara County	Gratwick Riverside Park	\$248,600	5/20/2008	5/28/2008	2/24/2011	Project Completed
HCSC-08-004	City of Niagara Falls	Riverview Trail Comfort Stn.	\$76,475	5/20/2008	6/25/2008	3/11/2009	Project Completed
HCSC-08-005	City of Niagara Falls	LaSalle Blueway Trail	\$105,500	3/18/2008	6/25/2008	3/11/2009	No Progress - New Bids to be Solicited
HCSC-08-006	Town of Lewiston	Freedom Crossing Monument	\$180,000	1/15/2008	5/25/2008	5/14/2009	Project Completed
HCSC-08-002	Lewiston Porter	Lewiston Porter Recreational Complex	\$420,000 Annually (11 Yrs)	Not Consistent	12/9/2008	Yearly	In Progress
HCSC-08-007	City of Niagara Falls	93rd St Replacement Project	\$138,812 (\$69,866 Final)	9/16/2008	12/9/2008	3/11/2009	Project Completed
HCSC-08-008	City of Niagara Falls	Customhouse Interior Restoration	\$100,000	9/16/2008	12/9/2008	3/11/2009	Project Completed
HCSC-08-009	City of Niagara Falls	Parks Planning Project	\$75,000	9/16/2008	12/9/2008	3/11/2009	Project Completed
HCSC-09-001	City of Niagara Falls	Gill Creek Park Lighting	\$101,790 (+13,500 from 93rd St)	11/18/08	2/26/2009	3/11/2009	Project Completed
HCSC-09-002	City of Niagara Falls	Centennial Circle	\$335,000	9/16/2008	2/26/2009	3/11/2009	Project Completed
HCSC-09-003	Town of Lewiston	Lewiston Pathway Scenic Project	\$210,000	5/20/2009	5/20/2009	6/12/2009	No Progress To Date
HCSC-10-001	Niagara County	The Charles Rand Penney Collection	\$176,025	1/19/2010	2/18/2010	2/24/2011	90% Complete
HCSC-10-002	Niagara County	Niagara Co Parks & Signage	\$362,935	1/19/2010	2/18/2010	2/24/2011	Project Completed
HCSC-10-003	City of Niagara Falls	LaSalle Waterfront Park	\$850,000	1/19/2010	2/18/2010	2/24/2011	90% Complete
HCSC-10-004	Town of Lewiston	Kiwanis Pk Playground Structure Repl.	\$240,275	5/18/2010	6/2/2010	12/23/2010	Project Completed
HCSC-10-006	Town of Lewiston	Sanborn Area Historical Society Improvement	\$260,000	5/18/2010	6/2/2010	6/18/2010	Project Completed
HCSC-10-007	Town of Lewiston	Sanborn Streetscape Improvement	\$323,799	5/18/2010	6/2/2010	6/18/2010	80% Completed
HCSC-10-005	Town of Lewiston	Lewiston Plateau Dog Park/Nature Preserve	\$51,500	7/20/2010	6/18/2010	6/18/2010	Project Completed
HCSC-10-008	Town of Lewiston	Village of Lewiston Historical Piper Law Office Welcome Center	\$54,000	5/18/2010	6/18/2010	7/9/2010	Project Completed
HCSC-10-009	Town of Lewiston	In of Porter: Porter on the Lake Recreational Master Plan	\$20,000	5/18/2010	6/18/2010	7/9/2010	Project Completed
HCSC-10-010	Town of Lewiston	Artpark's Summer Programs Support	\$160,000	7/20/2010	8/5/2010	7/9/2010	Project Completed
HCSC-11-001	Town of Lewiston	Lower Niagara River Road (at Pletcher Rd) Comfort Station	\$30,000	9/21/2010	2/1/2011	2/28/2011	Project Completed
HCSC-11-002	NF School District	Gill Creek Educational Nature Trail Project by Niagara Street Bus. & Professional Assoc	\$102,000; reduced to \$60,000	1/18/2011	2/1/2011; 4/16/2013	2/7/2014	Project Completed

**HOST COMMUNITIES STANDING COMMITTEE
PROJECT REPORT
(ALL PROJECTS)
By Date Approved**

Project Number	Project Sponsor	Project Name/Desc	Project Amount	Greenway Consultation	HC Approval	Date of Fund Transfer	Status
HOSC-11-003	Niagara County	Kidreiland" by Carousel society of the Niagara Frontier	\$30,000	1/19/2010	2/1/2011	2/24/2011	Project Completed
HOSC-11-004	Niagara County	City of NI: Safety & Access Improvements to former Marina at Gratiwick Riverside Park	\$300,000	9/21/2010	2/1/2011	2/24/2011	Project Completed
HOSC-11-005	Niagara County	Town of Lockport Lytle Nature Preserve	\$94,802	11/16/2010	2/1/2011	2/24/2011	20% Complete
HOSC-11-006	Town of Lewiston	Toohy Park	\$76,500	5/17/2011	5/23/2011	6/16/2011	Project Completed
HOSC-11-007	Town of Lewiston	Colonial Village Park Restoration	\$99,450	Not Consistent	5/23/2011	6/16/2011	Project Completed
HOSC-11-008	Niagara County	Olcott Beach Carousel Park	\$52,644	5/17/2011	5/23/2011	11/28/2011	Project Completed
HOSC-11-009	Town of Lewiston	Battle of Queenston Heights	\$25,000	7/19/2011	8/9/2011	8/26/2011	Project Completed
HOSC-11-010	Town of Lewiston	Tuscarora Heroes Monument	\$300,000	7/19/2011	8/9/2011	8/26/2011	Project Complete
HOSC-11-011	Town of Lewiston	Historic Lewiston Jazz Festival 2011	\$15,000	7/19/2011	8/9/2011	8/26/2011	Project Completed
HOSC-11-005	Niagara County	Town of Lockport LYTLE NATURE PRESERVE - Add'l Funding	\$5,400	11/16/2010	10/4/2011		20% Complete
HOSC-11-013	Town of Lewiston	Academy Park Ice Rink	\$134,000	9/20/2011	10/4/2011	12/1/2011	Project Completed
HOSC-11-014	Town of Lewiston	Marble Orchard 1812 Mobile Presentation	\$15,000	9/20/2011	10/4/2011	12/1/2011	Project Completed
HOSC-11-015	Niagara Wheatfield	NWSD Eco Campus Outdoor Conservation	\$360,000/yr - \$6,094,000 Bond	9/20/2011	10/4/2011	3/5/2013	Project Completed
HOSC-11-016	City of Niagara Falls	Griffon Park	\$200,000	9/20/2011	10/4/2011	8/9/2012	50% Complete
HOSC-11-017	City of Niagara Falls	Restoration Hyde Pk Comfort Str/Lounge	\$200,000	9/20/2011	10/4/2011	8/9/2012	Project Completed
HOSC-11-012	Town of Lewiston	ArtPark's Summer Programs Support	\$45,000	N/A	2/9/2012	6/29/2012	Project Completed
HOSC-12-001	Town of Lewiston	Joseph Davis State Park Phase I	\$5,700,000 (\$450,000/yr)	1/17/2012	2/9/2012	10/11/2012 11/06/2013	On Hold pending NYS Parks Approval
HOSC-12-002	Niagara County	Tn Wilson Walkway & Bicycle Trail	\$90,350	1/17/2012	2/9/2012	12/10/2012	Project Completed
HOSC-10-003	City of Niagara Falls	LaSalle Waterfront Park - Add'l Funding	\$365,000	1/19/2010	5/22/2012	8/9/2012	Project Completed
HOSC-12-003	Niagara County	Hartland Town Park Enhancement Initiative	244,000	3/20/2012 - Not Consistent	5/22/2012	6/29/2012	Project Completed
HOSC-12-004	Niagara County	Historic Palace Theatre	\$151,697	3/20/2012 - Not Consistent	5/22/2012	6/29/2012	95% Complete
HOSC-11-003	Niagara County	Kiddieland - Additional Funding	\$66,000	1/19/2010	7/31/2012	8/9/2012	Project Completed
HOSC-12-005	Niagara County	"From the Mouth of the Lower Niag River" Book (Youngstown)	\$29,000	5/15/2012	7/31/2012	8/9/2012	Project Completed

**HOST COMMUNITIES STANDING COMMITTEE
PROJECT REPORT
(ALL PROJECTS)
By Date Approved**

Project Number	Project Sponsor	Project Name/Desc	Project Amount	Greenway Consultation	HC Approval	Date of Fund Transfer	Status
HCSC-13-013	Town of Lewiston	Academy Park Ice Rink - Add'l Funding	\$156,640	9/20/2011	1/14/2013	1/18/2013	Add'l Funding
HCSC-13-001	NF School District	City School District City of NF Recreational Athletic Fields & Field House	\$11,000,000	3/19/13 - Not Consistent	4/16/2013	2/7/2014	70% Complete
HCSC-13-002	Town of Lewiston	Lewiston Civic Center	\$9.2mm - \$430,000/30 years	5/21/13 - Not Consistent	6/6/2013	N/A	Project Withdrawn
HCSC-13-003	Niagara County	The Haseley-Einhaus Reconstruction	\$100,000	9/18/12 - No Decision (Tie)	6/6/2013	6/17/2013	15% Complete
HCSC-13-004	Lewiston Porter	Lewiston-Porter Recreational Complex	\$6.3mm - \$420,000/15 years	5/21/13 - Not Consistent	6/6/2013	Yearly	In Progress
HCSC-13-005	Niagara County	Porter-on-the-Lake Improvement Project	\$150,000	7/20/2010	6/6/2013	6/17/2013	September 2013 Start Date
HCSC-13-006	Niagara County	Niagara 1812 Bicentennial Commemoration	\$43,000	1/17/2012	6/6/2013	6/17/2013	Project Complete
HCSC-13-007	Niagara County	Town of Wilson Harbor Revitalization	\$70,000	9/18/2012	6/6/2013	6/17/2013	87% Complete
HCSC-13-008	Niagara County	Olcott Beach Enhancement	\$125,000	9/17/2013	9/24/2013	12/17/2013	October 2014 Start Date
HCSC-11-010	Niagara County	Tuscarora Heroes Monument - Add'l Funding	\$15,000	7/19/2011	12/3/2013	12/17/2013	Project Complete
HCSC-11-013	Town of Lewiston	Academy Park Ice Rink - Add'l Funding	\$56,640	9/20/2011	12/3/2013	1/18/2013	Project Completed
HCSC-13-009	Town of Lewiston	Relocation of Sanborn-Arn Legion Post	\$175,000	11/19/2013	12/3/2013		New Project - Engineering Rpts/Permits in progress
HCSC-13-010	Niagara County	Day Road Park Improvement	\$25,400	11/19/13 - Not Consistent	2/11/2014	3/7/2014	In Progress
HCSC-11-016	City of Niagara Falls	Griffon Park - Add'l Funding	\$200,000	9/20/2011	3/25/2014	5/5/2014	50% Complete
HCSC-14-001	Town of Lewiston	Lewiston Pletcher Rd Park Restoration	41,000	1/21/2014	3/25/2014		
HCSC-14-002	Town of Lewiston	Colonial Village Park Restoration	\$41,000	1/21/14 - Tie Vote	3/25/2014		
HCSC-14-003	Town of Lewiston	Sanborn Park Restoration	\$43,500	1/21/14 - Tie Vote	3/25/2014		
HCSC-14-004	City of Niagara Falls	Old Stone Chimney Relocation & Riverview Heritage Park Development	200,000	5/20/2014	6/3/2014		New Project - In Progress

Daly, Rob

CITY OF N.F.

From: Thomas.Odonnell@niagarafallsny.gov
Sent: Wednesday, April 15, 2015 10:35 AM
To: Daly, Rob
Subject: Re: NYPA Information Request

Rob,
This is a follow-up to my letter of February 10, 2015 and our recent telephone conversation. While it is not possible to provide an exact figure with regard to jobs maintained by the City due to the power provided through the Relicensing agreement with NYPA, I can say that the savings provided to the City offsets the cost of at least 10 employees. In addition the various construction projects funded by both the Host Communities Fund and "Greenway" funding has provided employment for dozens of construction workers at various times over the course of the Agreement. If you have any questions regarding this, please let me know.
Tom

Thomas M. O'Donnell
Deputy Corporation Counsel
City of Niagara Falls
745 Main Street
PO Box 69
Niagara Falls, New York 14302-0069
716-286-4409
Fax 716-286-4424
Thomas.Odonnell@niagarafallsny.gov

From: "Daly, Rob" <Rob.Daly@nypa.gov>
To: "Thomas.Odonnell@niagarafallsny.gov" <Thomas.Odonnell@niagarafallsny.gov>,
Cc: "craig.johnson@niagarafallsny.gov" <craig.johnson@niagarafallsny.gov>
Date: 03/26/2015 09:16 AM
Subject: NYPA Information Request

Tom,
Thank you for the information provided in response to my letter dated December 5, 2014 requesting information of the benefits received as a result of the relicensing of the Niagara Power Project. the information is very helpful.

I didn't notice in your response any estimation of jobs retained or created as a result of the funds/power allocation that the City receives. Jobs associated with the benefits is one of the aspects we have to report, is it possible to provide such a number?

Appreciate your time and attention.

Thank you.

Robert A. Daly
Licensing Manager

New York Power Authority
123 Main Street

White Plains, NY 10601
(914) 681-6564 ofc | (716) 628-5894 cell | Rob.daly@nypa.gov
www.nypa.gov

NYPA IT Warning – this is an external email, think before you CLICK to open any links or attachments and NEVER provide IDs or passwords.

PERSONIUS MELBER LLP

ATTORNEYS AT LAW
2100 MAIN PLACE TOWER
BUFFALO, NEW YORK 14202-3750
TELEPHONE (716) 855-1050 FAX (716) 855-1052
WWW.PERSONIUSMELBER.COM

SCOTT R. HAFEMAN
ASSOCIATE

srh@personiusmelber.com

February 10, 2015

Robert A. Daly
Senior Licensing Specialist
New York Power Authority
123 Main Street
White Plains, NY 10601

Re: Niagara Wheatfield Central School District

Dear Mr. Daly:

As requested by your letter of December 5, 2014, please allow this correspondence to summarize the benefits received in 2012, 2013 and 2014 by the Niagara Wheatfield Central School District from the 2005 Host Community Relicensing Settlement Agreement (hereinafter "Settlement Agreement") between the New York Power Authority and the Host Communities.¹

With regard to the allocation of hydropower under Section 6 of the Settlement Agreement, the Niagara Wheatfield Central School District utilizes one hundred (100%) percent of its annual allocation of 1.5 megawatts of power for the reduction of the costs of electricity to the district's schools and related facilities. The allocation has resulted in benefits totaling approximately Eight Hundred Ninety-Seven Thousand dollars (\$897,000.00) during the specified time period. The allocation of power benefitted the district and its residents by significantly reducing the district's annual operating costs, which would otherwise have been borne by the taxpayers within the district. In addition, by reducing its overall operating costs, the district was able to retain several teaching positions which might otherwise have been subject to elimination in the absence of the power allocation.

With regard to the Host Communities fund under Section 4 of Settlement Agreement, the Niagara Wheatfield Central School District similarly utilizes the funds in order to reduce the expenses which would otherwise be borne by the taxpayers within the Niagara Wheatfield Central School District. In the 2013-2014 school year, Four Hundred Fifty-Eight Thousand Three Hundred and Ninety-Four dollars and Twenty-Eight cents (\$458,394.28) from the Host Communities fund was utilized to purchase school buses for the district. Another Four Hundred Fifty Thousand Seven Hundred and Forty-Two dollars and Fifty-Nine cents (\$450,742.59) will be expended in 2014-2015 for the same purpose. The remaining amount, approximately Eight

¹ Please note that the Niagara Wheatfield Central School District has not sub-allocated any funds or power to another entity.

Hundred Thousand dollars (\$800,000.00), received by the district during the specified time period from the Host Communities Fund was used in its entirety to pay down district bonded debt that previously funded capital, infrastructure, and other improvements within the district. These payments were instrumental in reducing the district's bonded debt load by approximately 17.4% in the last three (3) years. Without these funds, this portion of the debt payments would have been charged directly to taxpayers within the district. The capital projects, infrastructure and other improvements funded by this revenue has resulted in the retention or creation of dozens of construction jobs within and around the Niagara Wheatfield community. Moreover, the use of these funds allowed the district to utilize the proceeds from the local school tax to retain dozens of teaching jobs rather than pay for the above improvements.

The district has sponsored a single project utilizing funds from the Greenway Recreation/Tourism Fund created by the Settlement Agreement. The *Eco-Campus, Conservation Recreation and Education Project* is nearly complete and the district has already enjoyed the use of nearly all aspects of the project. Benefits implemented by the project include the creation of a 1½ mile nature trail, habitat improvements to district property, improvements to Cayuga Creek which runs adjacent to district property and the creation of outdoor educational facilities for use by both district students and others in the surrounding community. In addition, the project has resulted in recreational improvements including a fitness trail, confidence course, a synthetic athletic track, the addition of a playground and improvement to district sports facilities. The district's use of the Greenway Recreation/Tourism Fund proceeds resulted in the retention and/or creation of approximately 79 construction jobs within the community over the three (3) year period.

If additional information would be helpful on any of these issues, please follow-up with an additional inquiry further identifying the information sought.

Very truly yours,



Scott R. Hapeman

SRH/kmf

Daly, Rob

N-W

From: Daly, Rob
Sent: Wednesday, April 29, 2015 8:38 AM
To: Scott Hapeman (srh@personiusmelber.com)
Subject: Relicensing Information Request

Good morning Scott,

Hope all is well with you.

I appreciate the response from Niagara-Wheatfield to my letter requesting information on the settlement agreement benefits, it's very helpful.

In reviewing the letter one question arises with respect to the number of jobs created or retained as a result of settlement agreement terms, i.e. power allocation and payments. The terms 'dozens' and 'several' are used in the letter submitted, would it be possible to get a number?

If you could review and estimate what number of teachers jobs and construction jobs it will assist me in itemizing your response both individually and aggregately in the report to the Governor and Legislature.

You can respond via email if that's easier, I appreciate your time and attention.

If you have any questions please let me know.

Thank you.

Rob

Robert A. Daly
Licensing Manager

New York Power Authority

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(914) 681-6564 ofc | (716) 628-5894 cell | Rob.daly@nypa.gov
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SCOTT R. HAPEMAN
ASSOCIATE

srh@personiusmelber.com

June 10, 2015

(via email)

Robert A. Daly
Senior Licensing Specialist
New York Power Authority
123 Main Street
White Plains, NY 10601

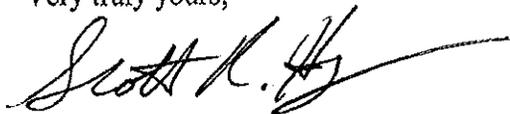
Re: Niagara Wheatfield Central School District

Dear Mr. Daly:

Please allow this letter to supplement our February 10, 2015 correspondence summarizing the benefits received by the Niagara Wheatfield Central School District from the 2005 Host Community Relicensing Settlement Agreement between the New York Power Authority and Host Communities. As requested by your correspondence of April 29, 2015, the District has endeavored to provide a numerical estimate of the employment effects of benefits received through the Settlement Agreement. With regard to the teaching positions that might have otherwise been subject to elimination in the absence of the power allocation, the District estimates that approximately five (5) teaching positions were retained as a result of the benefits received by the District. With regard to the benefits received through the Host Communities Fund under Section 4 of the Settlement Agreement, the District estimates that approximately fifty three (53) construction jobs were retained or created by the capital projects, infrastructure and other improvements funded by the Host Communities Fund.

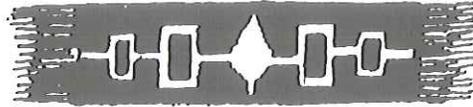
We hope that these estimates satisfy your inquiry. Of course, if any additional information would be helpful, Please do not hesitate to contact us.

Very truly yours,



Scott R. Hapeman

SRH/kmf



HAUDENOSAUNEE

TUSCARORA NATION

2006 MT. HOPE ROAD — VIA: LEWISTON, NEW YORK 14092

January 22, 2015

Mr. Robert Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, New York 10601

RE: Information Request Pursuant to
Public Authorities Law Section
1005(24)

Dear Mr. Daly:

The Tuscarora Nation, through its Council of Chiefs, is writing in response to your December 5th, 2014 letter requesting information pursuant to public Authorities Law Section 1005(24). As a sovereign authority, the Tuscarora Nation would like to inform you that the revenue generated from the re-licensing agreement is in use for the benefit of internal government purposes. If you should have any further questions, please contact the Nation at your convenience.

ONEH!

Chief Leo R. Henry

Chief Leo R. Henry
Tuscarora Nation

cc: Jenna Macaully, Esq.



Office of the President

February 10, 2015

Mr. Robert Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

Dear Mr. Daly,

In response to your information request pursuant to Public Authorities Law Section 1005(24), we submit the following.

The University received the following from the May 23, 2006 relicensing settlement agreement:

- a) \$9.5M Capital Fund
- b) \$1.0M Landscape Development Fund
- c) 3MW Power Allocation
- d) 24 acre Land Parcel

1) The use are as follows:

- a) Capital Fund was used for the construction of the University's \$18.5M Academic Complex.
- b) Landscape development was used to improve parking and landscaping to support the shared campus initiative.
- c) Power allocation was used to operate the campus facilities.
- d) The 24 acre land parcel has not been developed but could be utilized in the future in conjunction with Start Up New York.

2) None of the power allocation has been distributed to other entities. The landscape development fund and Capital fund proceeds were used to compensate architects, construction managers, and contractors including Cannon Design, Turner Construction, Sterling Glass, Alpha Masonry, Apollo Steel.

- 3) We estimate that full-time positions have been retained at the University as a result of the power allocation as calculated:

Supply Savings (annual)	\$660K
60% of savings*	\$396K
Average employee compensation & benefits	\$ 50K
Number of employees	8

*60% of the University's operating budget consists of salaries and benefits.

Using 8 FTE's per \$1M of construction spending, we estimate that the combined \$10.5M capital and landscape funds created 84 man years of labor.

- 4) The remainder of the savings from the power allocation was used for general operating expenses, energy-saving initiatives and other building improvements.
- 5) Since none of the power allocation or grants received by the University was sub-allocated or transferred, there are no audits required to be submitted.

Niagara University is very pleased with the outcomes of the re-licensing agreement, the good neighbor agreement, and the positive relationship that has developed in the recent years.

If you require any additional information, please contact me at president@niagara.edu.

Sincerely,


James J. Maher C.M

NIAGARA FALLS
WATER BOARD

Robert A. Daly
Licensing Manager

New York Power Authority

123 Main Street
White Plains, NY 10601
(914) 681-6564 ofc | (716) 628-5894 cell | Rob.daly@nypa.gov
www.nypa.gov

From: Rick Roll [<mailto:rroll@NFWB.org>]
Sent: Thursday, January 29, 2015 8:02 AM
To: Daly, Rob
Cc: Paul Drof; Mary Jean Buddenhagen
Subject: FW: NYPA Information Request

Rob : Regarding your December 5th, 2014 letter to Paul Drof (attached), our responses to the five inquiries about the Water Board - NYPA relicensing settlement are as follows :

- 1) The relicensing settlement funds were used to undertake capital repair projects on utility infrastructure. Specifically, Contract 62 (Falls Street Tunnel Infiltration Reduction Project), Contract 62A (Falls Street Tunnel Royal Avenue Connection Repair) and Contract 67 (Iroquois Street Sewer Lining Project) were necessary to repair sewer collection system infrastructure in the vicinity of the Niagara Power Project conduit system. Funds remaining from the settlement were also applied to other NFWB capital improvement projects including the Beech Avenue Transmission Main lining project, WWTP Structural and Masonry repairs, WWTP Roof repairs, WWTP Rehabilitation Program Phases 2A and 3, and large valve replacement.
- 2) None of the settlement funds were transferred or distributed to any other entity. All proceeds were retained by the NFWB for use in NFWB capital projects.
- 3) The relicensing settlement did not create new jobs.
- 4) The relicensing settlement enabled the accomplishment of projects to control the costs of operating and maintaining the wastewater infrastructure. These savings ultimately benefitted all 50,000 customers of the NFWB (residential, commercial and industrial) in the form of reduced power usage at the WWTP, reduced chemical usage at the WWTP, and avoided bonding/funding costs for necessary repair & rehabilitation work.
- 5) Not applicable, as per Item #2.

Please let me know if you have any further questions. Thanks – Rick

Richard R. Roll, P.E., DEE
Director of Technical & Regulatory Services
Niagara Falls Water Board
5815 Buffalo Avenue
Niagara Falls, New York 14304

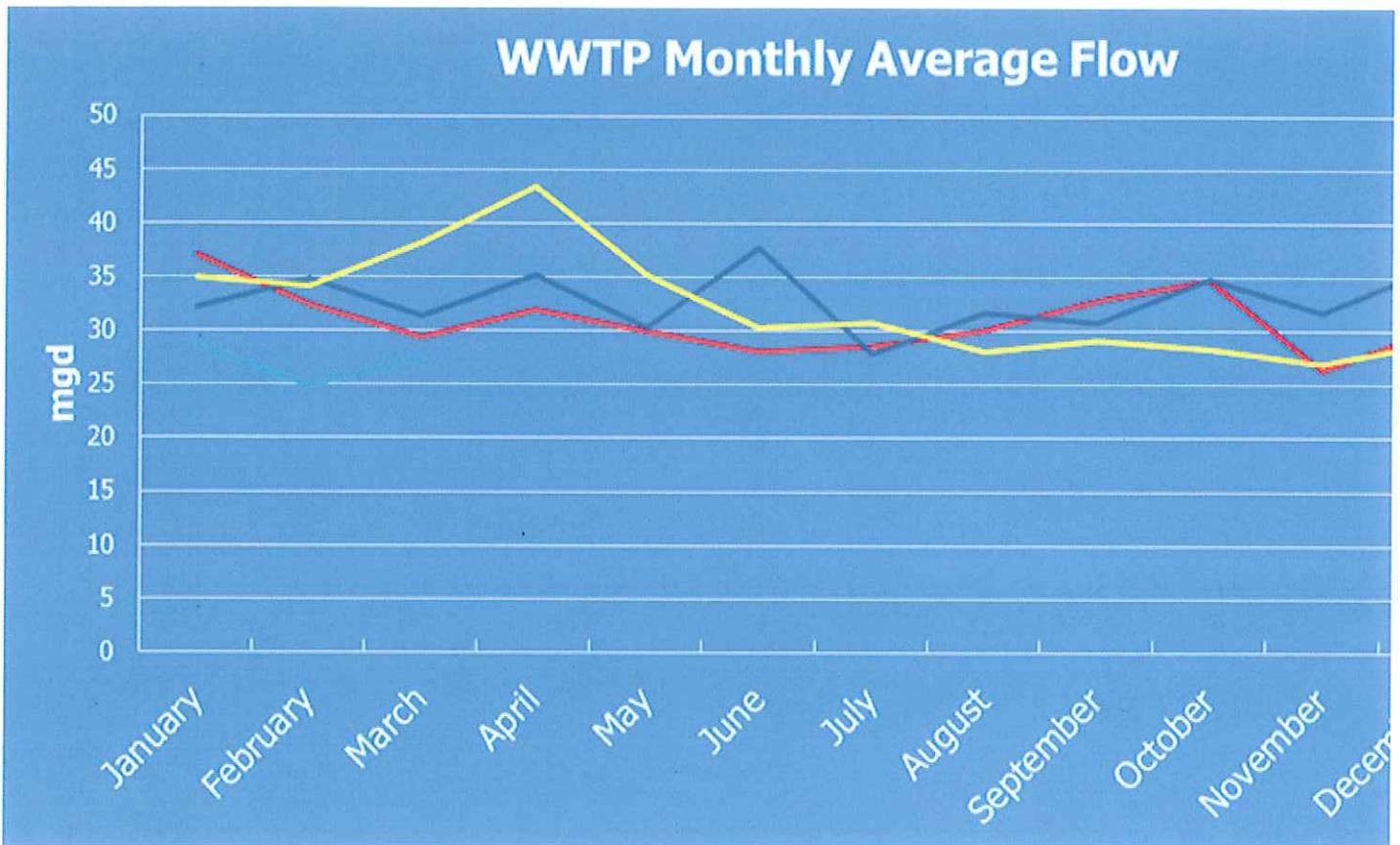
T (716) 283-9770 X-227
F (716) 283-9748
E RRoll@nfwb.org

NYPA IT Warning – this is an external email, think before you CLICK to open any links or attachments and NEVER provide IDs or passwords.

Daly, Rob

From: Rick Roll <rroll@NFWB.org>
Sent: Thursday, April 30, 2015 3:02 PM
To: Daly, Rob
Subject: RE: NYPA Information Request

Hi Rob : This would be an interesting exercise, and I'm a bit curious myself, but it's not something I can even think about taking on right now. I don't know what you could do with it, but below is a graphic we put together showing WWTP monthly flows spanning the completion of the FST job (Contracts 62 & 62A) and the Iroquois follow-up job (Contract 67). Reduced sewer collection system flow and treatment plant flow certainly reduces utility operating costs, but it's one of a dozen variables that go into a metric like this. Rick



From: Daly, Rob [mailto:Rob.Daly@nypa.gov]
Sent: Thursday, April 30, 2015 2:01 PM
To: Rick Roll
Subject: RE: NYPA Information Request

Rick,

Following up on the response. It's very helpful as is but wanted to know if you could estimate what the impact (i.e. savings) of the work means to the city as a whole? Any way to interpolate how much the reduction of water into the tunnel has saved the customers of NFWB?

Thanks.



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

April 21, 2015

Mr. Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, New York 10601

Dear Mr. Daly:

1. GRANT: Shoreline Trail – Niagara River Greenway Section – Signage of Identity Standards to the Niagara River Greenway (\$195,878 – Expended); Project Complete

- a. PURPOSE: Funds were used to establish a uniform signage system along the Niagara River Greenway. The signs were intended to provide directional, topical, location, and trail markers for the Shoreline Trail as it traversed the greenway corridor. It also provided an option for municipal park systems to utilize when their existing sign logos and content needed updating. Background material, sign specifications, and graphic samples were assembled into a useful manual for officials from municipal agencies and non-profit organizations. These are current and anticipated recipients of New York Power Authority (NYPA) Greenway monies; and thus their use of the manual will aid in creating a unified greenway corridor linked by consistent signs and logos.

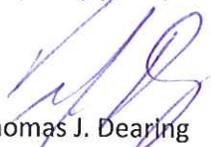
The funds were also used to purchase and install a pilot sign placement system extending along the Niagara River from the City of Tonawanda's Seymour Street Bridge to Scajaquada Creek in the City of Buffalo. A total of 50 signs were fabricated and placed within the pilot area in 2013.

- b. TRANSFER OF NYPA FUNDS: All funds were retained by Erie County.
- c. RETENTION OR CREATION OF NEW JOBS IN NEW YORK STATE: The fabrication of the signs for the pilot project aided in providing new contract work for a local sign company. This assisted said company to retain a positive work flow.
- d. OTHER BENEFITS: Since completion of the manual and pilot project, the Erie County Department of Environment and Planning has fielded numerous inquiries from municipalities seeking to incorporate the specifications into their waterfront projects. Over time the signage will improve the image of the greenway corridor by providing a unifying element among the many public improvements along the Niagara River.

- e. AUDIT RESULTS: There have been no audits conducted by Erie County or other entities relative to this project.
2. GRANT: Black Rock Canal Park Improvements - Phases 1 and 2 (\$900,000 Grant; Monies Expended to date: \$688,497)
- a. PURPOSE: Funds were used to construct Phase 1 improvements to Erie County's Black Rock Canal Park in the City of Buffalo and initiate design of Phase 2. The project entailed converting to waterfront green space, approximately 800 linear feet of a former vehicle access road, reconfiguration of the egress/ingress system, aviary sculpture promenade depicting the bird species frequenting the park area, and numerous other park improvements.
 - b. TRANSFER OF NYPA FUNDS: All funds were retained by Erie County.
 - c. RETENTION OR CREATION OF NEW JOBS IN NEW YORK STATE: Approximately 15 contract workers were engaged at various times during construction.
 - d. OTHER BENEFITS: Improvements to Black Rock Canal Park have caused an increase in park visitation. Although specific figures are not available, County officials have noted a substantial upsurge in public use.
 - e. AUDIT RESULTS: There have been no audits conducted by Erie County or other entities relative to this project.

Should you have any questions, please do not hesitate to contact me at Thomas.Dearing@erie.gov or by phone at (716) 858-7256.

Very truly yours,



Thomas J. Dearing
Deputy Commissioner
Department of Environment and Planning

TJD:jmb
CC: Maria Whyte, Commissioner of Environment and Planning



BYRON W. BROWN
Mayor

CITY OF BUFFALO
OFFICE OF STRATEGIC PLANNING



BRENDAN MEHAFFY, ESQ.
Executive Director

Dear Mr. Daly:

In response to your letter of December 5, 2014, the City of Buffalo is pleased to submit the following information identifying the benefits recognized as a result of the relicensing of the Niagara Power Project by the New York Power Authority. Working with our partners on the Buffalo and Erie County Greenway Fund Standing Committee, the City has been able to pursue projects that enhance the quality of life for its residents by opening its waterfront to greater access and improving the facilities of parks and trails along the waterfront.

City of Buffalo's Response:

1. All purposes for which a power allocation or grant was used -- how have you used the proceeds from any power allocation or funding you have received?

The City has pursued projects utilizing funding from the Buffalo and Erie County Greenway Fund to support the following projects.

LaSalle Park Improvements:

All recent improvements made have been consistent with the LaSalle Park Master Plan developed in 1998. The purpose of this project is to continue implementation of that master plan with new picnic shelters, playground equipment and landscape improvements. As one of the most popular destinations for special events and family picnics, replacement of the old shelters and equipment will be instrumental in enhancing the experience of all park patrons from the West Side community and from across the region.

Bird Island Pier Reconstruction:

The purpose of the Bird Island Pier Reconstruction project was to reopen the recreational walkway that extends south from the platform below the Peace Bridge to the source of the Niagara River.

Tiftt Street Pier:

This project transformed the foot of Tiftt Street for waterfront access. The Tiftt Street Pier now extends out perpendicular to the shore with an ADA accessible attached walkway. A new fishing area, a boardwalk, seating and naturalistic plantings has transformed this waterfront from the neglected area to a destination for residents, tourists and families. The Tiftt Street Pier is a key component of a 3 mile multi-use path along the waterfront and adjacent to Fuhrmann Boulevard.

2. If a power allocation or grant was received or any benefit therefrom was sub-allocated or transferred to another person or entity -- have you distributed any proceeds from a power allocation or funding to another entity? If so, please identify the entity. Not applicable.

3. Were the power allocation (or proceeds from an allocation) or grant (funding) received contributed to the retention or creation of new jobs in the state and, if so, the estimated number of jobs retained and created and the basis for the estimate. No jobs were retained or created directly by the City of Buffalo.
4. Whether the power allocation (or proceeds from an allocation) or grant (funding) provided any other benefits and, if so, a description of all such benefits. See answer to question 1.
5. The results of any audit conducted by the entity concerning the use of a power allocation (or proceeds from all allocation) or grant (funding) by the entity of any person to which any portion of the power allocation or grant was sub-allocated or transferred. Not Applicable

If you have any questions please contact me at 716-851-4769

Sincerely,



Brendan Mehaffy,
Executive Director, Mayor's Office of Strategic Planning



BUFFALO
OLMSTED PARKS
CONSERVANCY
connecting parks & people

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Buffalo's Olmsted System

Parks
Cazenovia
Delaware
Front
Martin Luther King, Jr.
Riverside
South

Parkways
Bidwell
Chapin
Lincoln
McKinley
Porter
Red Jacket
Richmond

Circles
Agassiz
Colonial
Ferry
Gates
McClellan
McKinley
Soldiers
Symphony

April 15, 2015

Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

Re: NYPA Information Requested

Dear Rob:

Attached please find the information requested for the grant funds received from the New York Power Authority by the Buffalo Olmsted Parks Conservancy, Inc. from 2007 through 2014.

If you have any additional questions, please let me know.

Sincerely,

Stephanie L. Crockett
Interim Executive Director &
Senior Director of Institutional Advancement

Enclosure

Buffalo Olmsted Parks Conservancy, Inc.
New York Power Authority (NYPA) Report
2007 - 2014

1. The Buffalo Olmsted Parks Conservancy has received the following grant funds from the New York Power Authority (NYPA):
 - a. 2007- Scajaquada Trail Improvement Project- This project funded improvements along the entire pathway from Niagara St to Delaware Park with a focus of 5 key locations along the pathway. A new playground was installed and several creek overlooks were created and/or enhanced including the installation of extensive native plant material.
 - b. 2008- RiverRock Gardens- This project partially funded the design phase and rehabilitation of a Frederick Law Olmsted designed rain garden in Riverside Park. The project included several hundred feet of pathway, a stone bridge over the garden, several benches and thousands of shrubs and perennials.
 - c. 2009- Riverside Park Central Concourse Shelter House Design- This project funded the design phase of the Central Concourse including the Construction Documents for a redesigned shelter house in the center of the concourse.
 - d. 2011- RiverRock Gardens Phase 2- This project funded the remaining portion of the rehabilitation of a Frederick Law Olmsted designed rain garden in Riverside Park. The project included several hundred feet of pathway, a stone bridge over the garden, several benches and thousands of shrubs and perennials.
 - e. 2012- Front Park Gateway Enhancement Phase 1- This project funded the restoration of a stone shelter building, the installation of gateway landscapes and the creation of a peace garden landscape and signage.
 - f. 2013- Front Park Gateway Enhancement Phase 2- This project funded the restoration of the Commodore Perry Monument, the refurbishment and installation of 2 Civil War Era cannons, the installation of a new playground and associated landscape work.
 - g. 2014- Riverside Park Crowley Ave Shelter and Landscape- This project funded renovations to the existing shelter building including a new roof and ADA accessibility as well as the installation of a new playground, landscape, lighting, benches, picnic tables and a flag pole.
2. Grant funds received for the above projects were not transferred to another entity. All funds were used by the Conservancy for the design, construction contracts and maintenance of the projects.

Buffalo Olmsted Parks Conservancy, Inc.
New York Power Authority (NYPA) Report
2007 – 2014

3. The design component of the grant funding has led to the retention of 2 landscape architects and the maintenance component has led to the creation of 5 zone gardener positions within the Conservancy. The balance of the funds were used for the construction contracts. The funds have created a positive impact in the retention/creation of jobs through the contractors and their sub-contractors, however, the exact number of jobs created and/or retained by these contractors is not known.
4. The grant funding provides a tremendous benefit to the City of Buffalo's park users. It has greatly improved the parks and the quality of life in the City of Buffalo. As the improvement projects have been completed we have seen a dramatic increase in the park usage in these areas.
5. There has been no project specific audit completed. However, during the organization's annual audit, grant income and expenses are reviewed by the independent auditors.



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New York Power Authority
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Margaret L. Wendt



February 17, 2015

Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

Dear Mr. Daly:

As per your request pursuant to Public Authorities Law Section 1005(24), attached you will find documentation and a summary report from Buffalo Niagara Riverkeeper.

If you have any questions, please reach out to me directly.

Thank you,

Jill Jedlicka

--

Executive Director and Riverkeeper
Buffalo Niagara RIVERKEEPER
716-852-7483 ext. 21



BUFFALO NIAGARA RIVERKEEPER®

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Foundation

To: New York Power Authority

RE: Information Request Pursuant to Public Authorities Law Section 1005(24)

1. All purposes for which a power allocation or grant was used – how have you used the proceeds from any power allocation or funding you have received?
See attached spreadsheet
2. If a power allocation or grant was received or any benefit therefrom was sub-allocated or transferred to another person or entity – have you distributed any proceeds from a power allocation or funding to another entity? If so, please identify the entity.
N/A
3. Whether the power allocation (or proceeds from an allocation) or grant (funding) received contributed to the retention or creation of new jobs in the state and, if so, the estimated number of jobs retained and created and the basis for the estimate.
16 FTE jobs internally for BNR, 17 FTE jobs for external consulting – FTE's are based on personnel funding awarded and consulting funding awarded, using average hourly rate of \$25/hr – See attached spreadsheet for calculations
4. Whether the power allocation (or proceeds from an allocation) or grant (funding) provided any other benefits and, if so, a description of all such benefits.
N/A
5. The results of any audit conducted by the entity concerning the use of a power allocation (or proceeds from an allocation) or grant (funding) by the entity of any person to which any portion of the power allocation or grant was sub-allocated or transferred.
N/A

The law requires that NYPA files its report with the Governor and the Legislature by July 1, 2015; therefore we require your response by **February 15, 2015**.



Project Name	Awarded	Amount	Committee	Description of Project	Work Force Detail			
					Staff Dollars	Jobs Created (FTE)	Outsource Dollars	
1660 Niagara Street Phase 1	3/26/2014	\$470,305.00	Buffalo and Erie County Greenway Fund Standing Committee	Scabazada Creek Paddlesport Launch Micro-Park. Coordinate land stewardship trainings and ecological restoration projects with landowners and at public parks in the riparian areas of the Niagara River and its tributaries. The initiative will also provide opportunities for collaboration through a new watershed-wide network of technical partners. This program also produced two first-of-their-kind publications "Native and Naturalized Plant Guide for Buffalo Niagara" and "Caring for Your Waterfront Property". This funding leveraged a donation of \$42,000 worth of plant material.	\$19,937.00	0.27	\$396,525.00	7.63
Niagara Riparian Restoration Program - Phase 1	10/1/2008	\$330,585.00	Greenway Ecological Standing Committee	Identify, prioritize, plan and implement 5-8 riparian restoration and living shoreline projects in Niagara River Greenway corridor; implement the <i>Native Niagara: Ready! Set! Grow!</i> native seed collection and grow-out pilot project; Coordinate Nine Water Chestnut Pull events to assist in controlling the invasive species in Tonawanda Creek; Conduct a third-party evaluation of the NRRP program and coordinate the Niagara Greenway Graduate Internship program to support program evaluation and NRRP implementation; and, Utilize the website and educational materials to provide waterfront landowners and stakeholders with technical information and profiles of the NRRP projects.	\$161,708.55	3.11	\$77,516.15	1.49
Niagara Riparian Restoration Program - Phase 2	9/24/2012	\$699,430.00	Greenway Ecological Standing Committee	Coordinate Niagara Releasing Environmental Coalition, as per by-laws, who collectively represent one seat on the "Greenway Ecological Steering Committee". The NREC representative guides the NREC on Greenway proposal reviews and makes recommendations and votes on funding for proposals that are submitted to the Greenway Ecological Standing Committee.	\$350,250.00	6.74	\$110,200.00	2.12
Niagara Releasing Ecological Committee (NREC) Administration	2008 - Present	Avg. \$23k/year	Niagara Releasing Ecological Committee (NREC)	The Niagara Greenway Habitat Conservation Strategy is a two-phased project intended to deliver a strategic blueprint for conservation which supports, connects and advances previous, ongoing and new conservation efforts within the Niagara River Greenway. Use of the Conservation Action Plan (CAP) framework, coupled with on-the-ground field data collection, Geographic Information System (GIS) analysis and ongoing consultation with regional experts, community stakeholders and a detailed base of existing literature, will produce an end-result of specific conservation opportunities using all of the tools in the tool box: acquisition, protection, regulation, restoration and education. Helped leverage an additional \$300,000 in federal funds for the Niagara River Watershed Habitat Conservation Strategy. It also leveraged \$7,000 worth of time for interns and job training.	\$84,000.00	1.62		0.00
Niagara River Greenway Regional Habitat Conservation Strategy - Phase 1	7/1/2011	\$137,785.00	Greenway Ecological Standing Committee	The Niagara Greenway Habitat Conservation Strategy is a two-phased project intended to deliver a strategic blueprint for conservation which supports, connects and advances previous, ongoing and new conservation efforts within the Niagara River Greenway. Use of the Conservation Action Plan (CAP) framework, coupled with on-the-ground field data collection, Geographic Information System (GIS) analysis and ongoing consultation with regional experts, community stakeholders and a detailed base of existing literature, will produce an end-result of specific conservation opportunities using all of the tools in the tool box: acquisition, protection, regulation, restoration and education. Helped leverage an additional \$300,000 in federal funds for the Niagara River Watershed Habitat Conservation Strategy. It also leveraged \$7,000 worth of time for interns and job training.	\$43,641.00	0.84	\$76,000.00	1.46
Niagara River Greenway Regional Habitat Conservation Strategy - Phase 2	3/29/2013	\$370,000.00	Greenway Ecological Standing Committee	The Niagara Greenway Habitat Conservation Strategy is a two-phased project intended to deliver a strategic blueprint for conservation which supports, connects and advances previous, ongoing and new conservation efforts within the Niagara River Greenway. Use of the Conservation Action Plan (CAP) framework, coupled with on-the-ground field data collection, Geographic Information System (GIS) analysis and ongoing consultation with regional experts, community stakeholders and a detailed base of existing literature, will produce an end-result of specific conservation opportunities using all of the tools in the tool box: acquisition, protection, regulation, restoration and education. This project leveraged \$10,000 worth of time for an intern and job training from Daemen College.	\$135,221.00	2.60	\$182,351.00	3.51
Emerald Shiner Habitat Conservation and Restoration Study in the Upper Niagara River: Importance for Sport Fish, Common Terns and Public Education	1/1/2014	\$54,000.00	Greenway Ecological Standing Committee Buffalo and Erie County Greenway Fund Standing Committee	Part of a larger project awarded to a partner. BNR is a subcontractor to The Research Foundation at SUNY Buffalo State.	\$25,384.50	0.49		0.00
Buffalo Waterfront Access Study	4/1/2010	\$100,000.00	Greenway Ecological Standing Committee	Evaluate and conduct a feasibility study for up to 10 waterfront access locations throughout the Greenway Focus Area.	\$26,182.00	0.50	\$52,608.80	1.01
Total					\$640,324.05	16.16	\$895,200.95	17.22

Erie Canal Harbor Development Corporation
95 Perry Street, 5th Floor
Buffalo, NY 14203
(716) 846-8200
www.eriecanalharbor.com

January 21, 2015

Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

Re: Information request pursuant to Public Authorities Law Section 1005(24), Niagara Power Project relicensing

Mr. Daly,

The New York Power Authority's support of the Erie Canal Harbor Development Corporation's work at Buffalo's Waterfront is unsurpassed. With the Relicensing Settlement Award we have been able to catalyze the first private development on the Waterfront in over 50 years. From the immense success at Canalside at Buffalo's Inner Harbor through the Ohio Street Corridor/Buffalo River to the Outer Harbor, Buffalo has received positive attention both nationally and internationally- something this City hasn't seen in decades. We look forward to our continued partnership with NYPA for years to come.

In response to the questions from your letter dated December 5, 2014:

1. How have you used the proceeds from any power allocation or funding you have received?

A: The proceeds from the Relicensing Settlement Award are being used to fund numerous development initiatives on Buffalo's Waterfront, including:

- Canalside programming, operations, & maintenance
- Operation of a Water Taxi/Bike Ferry linking the Inner and Outer Harbors
- Grain Elevator Lighting Project design & construction
- Redevelopment of Ohio Street into a Parkway linking Buffalo's Inner and Outer Harbors
- Design and construction of Wilkeson Pointe on Buffalo' Outer Harbor
- Programming along the Buffalo River and Silo City

Please reference the Annual Reports that ECHDC submits to NYPA for more details on all ECHDC projects that have utilized the Relicensing Settlement Award.

2. Has the power allocation or grant been sub-allocated or transferred to another person or entity?

A: No

Erie Canal Harbor Development Corporation
95 Perry Street, 5th Floor
Buffalo, NY 14203
(716) 846-8200
www.eriecanalharbor.com

3. Has the power allocation or grant received contributed to the retention or creation of new jobs in the state?

A: To date, ECHDC estimates that 100-200 construction jobs, 100 part-time/seasonal jobs, and 10 full time jobs have been created by projects directly funded by ECHDC. In addition, the use of NYPA funds by ECHDC has led to significant private development projects in the City of Buffalo including One Canalside and HARBORCENTER. These private developments have resulted in significant job creation in the City of Buffalo.

4. Has the power allocation or grant provided any other benefits?

A: The development and success ECHDC has had at Buffalo's Waterfront has created synergy that has resulted in private investment in excess of \$300 Million. Furthermore, the investment of NYPA funds into the City of Buffalo's waterfront has increased the demand for real estate and significantly increased the property values in the area.

5. The results of any audit conducted by the entity concerning the use of a power allocation or grant by the entity of any person to which any portion of the power allocation or grant was sub-allocated or transferred.

A: N/A

Should you have any questions, please don't hesitate to contact me at tdee@esd.ny.gov or 716-846-8246.

Sincerely,



Thomas P. Dee
President
Erie Canal Harbor Development Corporation



January 13, 2015

Robert A. Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, New York 10601

Re: Information Request pursuant to Public Authorities Law Section 1005(24)

Dear Mr. Daly:

This responds to your correspondence of December 5, 2014 requesting information from the Department of Environmental Conservation ("Department") as to its participation in or use of funding or other tangible benefit available from the New York Power Authority "as a result of the settlement proceedings related to the relicensing of the authority's Niagara power project approved by the federal energy regulatory commission that too effect on September 1, 2007." Public Authorities Law section 1005 (24). The following list responds to each of the five questions in your correspondence seeking such information, in the order of your request:

1. Q: "All purposes for which a power allocation or grant was used -- *how have you used the proceeds from any power allocation or funding you have received?*"

A: The Department did not receive a power allocation as a result of the Niagara power project relicensing settlement. The Department received funding from the New York Power Authority in three respects. First, HERF funds were expended to expand tern nesting sites in Buffalo Harbor. The amount was \$74,946.00; see the Consolidated Annual Report of 2010. Second, \$1,000,000.00 from the settlement was placed in a land acquisition fund. To date \$50,000 - \$60,000 of that amount has been expended on acquisitions authorized by the Department pursuant to this Fund. Third, the New York Power Authority provided funding to the Natural Heritage Trust to hire an individual to coordinate the Department's involvement in habitat improvement design and implementation pursuant to the relicensing settlement agreement. This individual also performs the same coordination function by participating in two committees formed pursuant to the relicensing settlement: the Greenway Committee and the Ecological Standing Committee. In addition, this individual performs the same coordination role with respect to the Department's land acquisition activities and for outreach to the public on habitat improvement projects. These activities constitute more than sufficient responsibilities for the individual's full-time position.

2. Q: "If a power allocation or grant was received or any benefit therefrom was sub-allocated or transferred to another person or entity -- *have you distributed any proceeds from*

a power allocation or funding to another entity? If so, please identify the entity."

A: Not applicable.

3. Q: "Whether the power allocation (*or proceeds from an allocation*) or grant (*funding*) received contributed to the retention or creation of new jobs in the state and, if so, the estimated number of jobs retained and created and the basis for the estimate."

A: As noted above, funding provided by the New York Power Authority to the Natural Heritage Trust provided one job dedicated to responsibilities under the relicensing settlement. That job was initially for a five-year period, which period has expired; however, it is being renewed for up to five additional years starting in January of 2015.

4. Q: "Whether the power allocation (*or proceeds from an allocation*) or grant (*funding*) provided any other benefits and, if so, a description of all such benefits.

A: The job/position created through the New York Power Authority's provision of funding to the Natural Heritage Trust, described above, has contributed essential coordination between the Department and the New York Power Authority. The Department is New York's regulatory agency for administration of its environmental and natural resource regulatory authority and benefits significantly from the coordination with the New York Power Authority's efforts to carry out its responsibilities in these areas under the relicensing settlement.

5. Q: "The results of any audit conducted by the entity concerning the use of a power allocation (*or proceeds from all allocation*) or grant (*funding*) by the entity of any person to which any portion go the power allocation or grant was sub-allocated or transferred."

A: Not applicable.

Please advise if the above generates any questions or further inquiry. Thanks very much.

Sincerely yours,


William Little
Associate Counsel

cc.: Timothy DePriest



**Parks, Recreation
and Historic Preservation**

ANDREW M. CUOMO
Governor

ROSE HARVEY
Commissioner

MARK W. THOMAS
Director

February 19, 2015

Mr. Robert A Daly
Licensing Manager
New York Power Authority
123 Main Street
White Plains, NY 10601

RE: Response to Information Request Pursuant to Public Authorities Law Section 1005 (24)

Dear Mr. Daly,

New York State Parks has received direct annual funding benefits from the New York Power Authority, beginning in 2008. To date this funding has made possible many significant capital improvements throughout the Niagara Region. These improvements have enabled State Parks to increase and enhance the recreational opportunities for millions of annual visitors. NYPA funded State Park projects have resulted in employment opportunities for over 200 area labor and trades forces. Additionally, nine full time seasonal staff positions are currently funded to facilitate continuous improvements to the Niagara Gorge Trail System and the Niagara River Greenway Trails.

The following is a listing of significant NYPA funded projects and a brief description of each:

- Niagara Falls Landscape Improvement Plan; Development of a comprehensive plan to guide all future site improvements to ensure consistency of design and prioritize needed improvements.
- Luna Island Restoration; Complete restoration of severely deteriorated island separating American and Bridal Veil Falls. Included new railings, pavers and planting beds.
- Three Sisters Islands Restoration; Complete replacement of existing pedestrian path with inlaid pavers, restore three bridges including improved railing systems, installed new pedestrian overlooks, removed invasive species and installed new landscaping throughout project area
- Whirlpool Rim Trail; Improved drainage, repaired severely eroded areas and applied stabilized surfacing material
- Gorge Trail Improvements; Replaced eroded sections, constructed switchbacks, restored previously closed sections to create continuous connection between Artpark and Niagara Falls State Parks, replaced damaged trail stairs
- Artpark Access Stairs; Replace deteriorated wood stairway with steel framed stairs providing fishing access to lower Niagara River
- Beaver Island East River Connectivity; Install hiking/biking "Spalding Trail" connecting the East River Lagoon to the South Parkway, approx 2 miles
- Beaver Island Adaptive Paddlesport; Install ADA accessible canoe/kayak launch
- Cave of The Winds Elevator Improvements; Replace existing elevator system to improve visitor safety and provide access to the base of the Bridal Veil Falls



Parks, Recreation and Historic Preservation

ANDREW M. CUOMO
Governor

ROSE HARVEY
Commissioner

MARK W. THOMAS
Director

- Old Fort Niagara/Fort Niagara State Park; Complete underground electric system replacement/upgrade to improve visitor services, increase security and provide adequate fire safety equipment and monitoring capability
- Heritage Park Improvements; Complete landscape and public pavilion renovation, including planting beds, pedestrian walkways and a memorial monument garden
- Fort Niagara Soccer Field Comfort Station; Install new comfort station with soccer league storage space to serve nineteen heavily used athletic fields and several regional tournaments
- Four Mile Campground 200 Loop Comfort Station; Install new facility to improve visitor services, including showers and laundry facility, for largest public campground in Niagara Region
- Niagara Falls State Park American Falls Historic Bridge; Fund preliminary design for rehabilitation or replacement of existing bridge which connects Prospect Point to Goat Island
- Beaver Island State Park Habitat Protection and Restoration; Wetland/marsh improvements to promote waterfowl nesting
- Artpark Amphitheater Improvements; Complete renovation of significant outdoor concert venue, including improved tiered seating, patron viewing and ADA accessibility
- Big Six Mile Marina; Replace deteriorated docks with floating dock system, improve transient docking and provide ADA accessibility

Respectfully,

Mark Thomas
Western District Director; NYSOPRHP