

New York State Energy Research and Development Authority

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March 23, 2006

NOTICE AND AGENDA

TO THE GUESTS OF THE NEW YORK STATE ENERGY RESEARCH AND **DEVELOPMENT AUTHORITY:**

PLEASE TAKE NOTICE that a regular meeting (185th meeting) of the New York State Energy Research and Development Authority will be held in the Authority's Albany Office at 17 Columbia Circle, Albany, New York, and by video conference in the Authority's New York City Office at 485 Seventh Avenue, New York, New York, and by video conference in the Authority's Buffalo Office at 617 Main Street, Suite 105, Buffalo, New York, on Monday, April 3, 2006 commencing at 11:30 a.m. for the following purpose:

- 1. To receive reports from the Program Planning Committee and to:
 - (a) discuss the continuation of the system benefits charge program and the Demand Management Action Plan resulting from the Consolidated Edison Company of New York, Inc. Electric Rate Case; and
 - (b) consider and act upon a resolution approving a ground lease with The United Group of Companies, Inc. for Site One at the Saratoga Technology + Energy Park; and
 - (c) consider and act upon a resolution approving revisions to the Authority's fiscal year 2006-07 budget.
- 2. To receive reports from the Audit and Finance Committee and to:
 - (a) to discuss principles of governance, including lobbying and new procedures established by the State Comptroller, and to consider and act upon resolutions approving: certain changes to and modifications of the Authority's Bylaws; Internal Control Manual; the Financial Services Firm Guidelines, Operative Policy, and Instructions (April 2006); and the Procurement Contract Guidelines, Operative Policy, and Instructions (April 2006); policies on the payment of salary,

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compensation, and reimbursements to, and rules for time and attendance of, Authority employees; a new written defense and indemnification policy; and new Guidelines, Operative Policy, and Instructions for the Disposal of Real and Person Property (April 2006).

- (b) to discuss the State Comptroller's completed audit of the Authority's administration of the system benefits charge program, the State Comptroller's new proposed audit of the Authority's administration of Governor Pataki's Executive Order No. 111, the State Comptroller's new follow-up audit of Authority actions taken to implement recommendations contained in the 2004 audit of the Authority's system of internal controls (Report 2004-S-55), the State Comptroller's report on Public Authorities Contracting Practices, and the State Comptroller's proposed legislation concerning procurement by public authorities.
- (c) discuss the independent audit of the Authority's financial statements for fiscal year 2005-06;
- (d) discuss activities of the Internal Control Officer; and
- (e) discuss activities of the Director of Internal Audit.
- 3. To consider and act upon the appointment of Jay L. Gottlieb as Vice-Chair of the Audit and Finance Committee.
- 4. To receive reports from the Waste and Facilities Management Committee and to:
 - (a) consider and act upon a motion to enter into executive session to discuss potential litigation involving the Western New York Nuclear Services Center; and
 - (b) consider and act upon a resolution authorizing the Authority to file a complaint against the United States containing claims relating to West Valley.
- 5. To consider and act upon a resolution approving a periodic procurement contracts report.
- 6. To transact such other business as may properly come before the meeting.

Members of the public may attend the meeting at any of the above locations.

Wendy M. Shave

Secretary