

Sean M. Donahue

From: Alex Page <alex.c.page@gmail.com>
Sent: Friday, April 8, 2022 4:23 PM
To: Mark Masse
Cc: Tonawanda Seneca Nation; Merchant, Kimberly (DEC); Witt, David E (DEC); Vandrei, Charles (DEC); Adam S. Walters; Haley, Thomas P (DEC); Connerton, Molly A CIV USARMY CELRB (USA); Herter, Nancy (PARKS); Schwartz, Lisa (DEC); Matthew J. Fitzgerald; Schilling, Bernette (DEC); tim.walsh@dec.ny.gov; Kennedy, Heidi E (DEC); Gussie Lord; Laura Berglan; Ransom, Beynan T (DEC)
Subject: Re: STAMP update

ATTENTION EXTERNAL EMAIL: Use Caution with attachments and links!

Mark, the Nation must again request an extension of the deadline for comments on the power line reroute LOR. In addition to the need to assess impacts of the changes to the project plan, which the Nation was first made aware of on 4/1, the Nation employee responsible for this work, Chris Abrams, has been on medical leave since Monday and it is not clear when she will return. I will continue to work with the Nation to submit the comments as soon as possible but respectfully request that GCEDC provide an extension until April 22.

Best,
Alex

On Mon, Apr 4, 2022 at 11:33 AM Mark Masse <mmasse@gcedc.com> wrote:

Alex,

Thank you for your question regarding the change in the power line re route. It is not so much a project change as a decision by Grid not to construct a very small section of the access road (maybe a 100 foot length) through the wetland area under a Nation Wide permit. Instead, they will be using matting to cross over the wetland during construction, and anytime maintenance is needed, so there will be no permanent disturbance (and therefore no 404 Permit - see attached revised plan sheet). Once they are done with construction and/or maintenance, they will remove the matting. Nothing else on the plans have changed. The power line and access road will still follow the route as previously shown as well as all of the pole locations will remain the same. This should not impact any of the information that the Nation has to review regarding the project and its potential impacts to the Nation's Territory. Thus, I would ask that the Nation still try to get comments in by April 11th. Nonetheless, if the Nation needs more time, a small extension to April 15th would be acceptable. Again, in light of the minor nature of the adjustment, we would ask you to meet the 30 day requirement per the LOR if possible.

Thanks,

Mark A. Masse, CPA



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From: Alex Page <alex.c.page@gmail.com>

Sent: Friday, April 1, 2022 12:21 PM

To: Mark Masse <mmasse@gcedc.com>

Cc: Tonawanda Seneca Nation <tonseneca@aol.com>; Merchant, Kimberly (DEC) <kimberly.merchant@dec.ny.gov>; Witt, David E (DEC) <david.witt@dec.ny.gov>; Vandrei, Charles (DEC) <charles.vandrei@dec.ny.gov>; Adam S. Walters <AWalters@phillipslytle.com>; Haley, Thomas P (DEC) <thomas.haley@dec.ny.gov>; Connerton, Molly A CIV USARMY CELRB (USA) <Molly.A.Connerton@usace.army.mil>; Herter, Nancy (PARKS) <Nancy.Herter@parks.ny.gov>; Schwartz, Lisa (DEC) <lisa.schwartz@dec.ny.gov>; Matthew J. Fitzgerald <MFitzgerald@phillipslytle.com>; Schilling, Bernette (DEC) <bernette.schilling@dec.ny.gov>; tim.walsh@dec.ny.gov; Kennedy, Heidi E (DEC) <heidi.kennedy@dec.ny.gov>; Gussie Lord <glord@earthjustice.org>; Laura Berglan <lberglan@earthjustice.org>; Ransom, Beynan T (DEC) <Beynan.Ransom@dec.ny.gov>

Subject: Re: STAMP update

Thank you, Mark. Could GCEDC provide copies of Grid's revised design for the power line reroute, per your para. 7? That will be relevant to the Nation's review of the Initial Assessment. To provide time to review the revised design prior to finalizing comments, the Nation requests an extension of the deadline for comments on the IA to Friday, April 22.

Best,

Alex

On Fri, Apr 1, 2022 at 9:59 AM Mark Masse <mmasse@gcedc.com> wrote:

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

a.No further updates on Project Chameleon; Project Falcon; Project Eclipse; Project Helios; or Project Acropolis.

2. Projects in Due Diligence Phase:

a.No further updates on Project Kick Drum or Project Discovery AMS.

3. Projects in Active Negotiations Phase:

a.As reported last week, Project Inferno is moving into the active negotiations phase. It is anticipated that they would require site plan approval, an air permit, SPDES process wastewater permit, SPDES Stormwater Permit and a USACE wetland permit if their project were to move forward. We are currently working with NYS working on a combined proposal on available incentives.

4. Plug Power Settlement Agreement Implementation:

a.On February 11, 2022, we sent a package of information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy (WNYLC) letter and an initial draft of a conservation easement for your review. Based on our call last week, we understand you have shared this information with the WNYLC and they are reviewing. We shared information last week on some upcoming workforce training programs. As previously indicated, if the Nation is interested in sending any members for the trainings please let me know and we can coordinate getting them signed up. To date, we have received no response to this offer.

5. Plug Power Construction Update: No further updates.

6. You have asked us to provide information on permits that may be necessary for STAMP infrastructure and related projects (as we understand it, non-tenant related projects for which GCEDC, and other

entities such as National Grid, STAMP Sewer Works, STAMP Water Works, etc., may seek permits. Earlier this month, we provided you with a comprehensive list of all currently known projects along with a list of all permits/approvals required for each project.

7. On Friday, March 11, 2022, we circulated an Initial Assessment pursuant to the LOR for the Powerline Reroute project. As discussed on our call last week, there was a question of whether this project would be subject to review under the PA or the LOR. The Corps of Engineers recently has confirmed that based on project modifications which eliminated any permanent impacts to wetlands, that the PA will not apply to the review of this project. Accordingly, it is our understanding that this project will be subject to the LOR. Pursuant to the terms of the LOR, the Nation has until April 11, 2022 to provide comments on the Initial Assessment.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application. An updated online document repository was last circulated on January 21, 2022. We are also working with the NYSDEC regarding the potential need for a Part 182 permit for some parcels and/or projects at the STAMP site. Earlier this week, the GCEDC received confirmation from NYSDEC that the onsite water line extension, hold and haul tank, and Crosby Road rebuild are not subject to jurisdiction under Part 182. The Corps of Engineers also issued a Nationwide permit this week for the onsite water line extension and Crosby Road rebuild. The hold and haul tank and water line installation are set to begin in mid-April. The Crosby Road rebuild is anticipated to begin in early summer and we will update everyone as we get closer to a start date.
9. As discussed on our last call, on February 18, 2022, the DEC issued GCEDC a Notice of Violation (NOV) alleging violations of a SPDES Stormwater permit, among other things. We have reviewed the information relating to the NOV and believe that there is some confusion and incorrect facts regarding the issues. We have asked NYSDEC to withdraw the NOV and are preparing some documentation in support of that request. Per your request on our call last week, we will provide a copy of this information to the Nation when we submit to NYSDEC.
10. This week, we received a copy of the Nation's comments to the Niagara County Water District's permit application under Article 24 Permit for water line improvements associated with bringing additional water supply to STAMP. We were extremely surprised to see the Nation's comments and concerns as they have not been raised in response to any of our weekly email updates as well as on our monthly call when we asked if the Nation had any STAMP issues or concerns to discuss. We have discussed the long-term water supply from Niagara County in the past with the Council of Chiefs and there were a lot of questions asked, but no real objections were raised. We also noted the comments in the letter about the lack of public water available to the Nation and we would like to again offer our assistance again to connect with the Town of Alabama on providing that service to the Nation. As you recall at a meeting with the Council of Chiefs, the Town of Alabama Supervisor informed them that the Town had completed its water project and has water lines stubbed at three roads that enter into Nation territory in anticipation of the Nation wanting access to water. The GCEDC is committed to being a good neighbor and working through any issues that the Nation may have through open communications with the Nation. We are in the process of reviewing the comments and will respond to the DEC and provide the Nation a copy.
11. Our next monthly regroup call is scheduled for April 22 at 11:00. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, March 25, 2022 8:53 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)'

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Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

a.No further updates on Project Chameleon; Project Falcon; Project Eclipse; Project Helios; or Project Acropolis.

2. Projects in Due Diligence Phase:

a.No further updates on Project Kick Drum.

b. Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and are came back for an in-person site visit with company personnel. They sent a follow up email requesting more information and we sent our response back to them on Wednesday. The Company emailed us and stated that they are still evaluating information on potential sites and will get back to us. It is anticipated that they would require site plan approval, an air permit, SPDES process wastewater permit SPDES Stormwater Permit and a USACE wetland permit if their project were to move forward.

3. Projects in Active Negotiations Phase:

a.Project Inferno is moving into the active negotiations phase. They have notified us that the STAMP site is their top site in the US. It is anticipated that they would require site plan approval, an air permit, SPDES process wastewater permit, SPDES Stormwater Permit and a USACE wetland permit if their project were to move forward. We had a meeting with Project Inferno last week where we discussed preliminary incentives. We are currently working with NYS on a combined incentive proposal to submit to the company next week. We had an internal meeting to review a possible water recycling system/solution for their project which would significantly reduce the amount of water they would need as well as reducing the amount of their discharge. We reviewed this recycling system/solution with the company this week. They are looking at a potential 90% recycling solution.

4. Plug Power Settlement Agreement Implementation:

a.On February 11, 2022, we sent a package of information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement for your review. We received your request for clarification on the maps and we have provided you with a map

which compares the exhibit that was attached to the settlement agreement and the proposed boundaries of the Protected and Restricted Areas per the survey. We also invited the Nation to send a representative to the NY Green meeting last week to get an understanding of that organization and what they can offer as a potential holder of the conservation easement. NY Green also extended an offer of a Board Member position to a representative from the Nation in the event the Nation decides to work with NY Green to hold the conservation easement. We look forward to hearing back any comments/questions from the Nation on this. We are also attaching a couple of flyers on some upcoming workforce training programs. If the Nation is interested in sending any members for the trainings please let me know and we can coordinate getting them signed up.

5. Plug Power Construction Update: No further updates.
6. You have asked us to provide information on permits that may be necessary for STAMP infrastructure and related projects (as we understand it, non-tenant related projects for which GCEDC, and other entities such as National Grid, STAMP Sewer Works, STAMP Water Works, etc., may seek permits. Last week, we provided you with a comprehensive list of all currently known projects along with a list of all permits/approvals required for each project. Please let us know if you have any questions.
7. On Friday, March 11, 2022, we circulated an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Please let us know if you have any questions or comments.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application. An updated online document repository was last circulated on January 21, 2022. We are also working with the NYSDEC regarding the potential need for a Part 182 permit for some parcels and/or projects at the STAMP site. The GCEDC has submitted plans for the onsite water line extension, hold and haul tank, Crosby Road rebuild and the power line re-route that we believe demonstrate that these projects are not subject to a Part 182 permit.
9. As discussed on our last call, on February 18, 2022, the DEC issued GCEDC a Notice of Violation (NOV) alleging violations of a SPDES Stormwater permit, among other things. We have reviewed the information relating to the NOV and believe that there is some confusion and incorrect facts regarding the issues. Accordingly, we have asked DEC to rescind the NOV.
10. Our next monthly regroup call is scheduled for today at 11:00. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, March 18, 2022 9:55 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'tonseneca@aol.com' <tonseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>; 'Beynan.Ransom@dec.ny.gov' <Beynan.Ransom@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon; Project Falcon; Project Eclipse; Project Helios.
- b. Project Redeemer has notified us that they have selected a different site in the US for their project.
- c.We are in the process of responding to a new project, code named Project Acropolis. It is a semi conductor research and development facility, it would be 900,000 square feet and 706 jobs. It is anticipated that they would require site plan approval, an air permit, SPDES process wastewater permit; SPDES Stormwater Permit and a USACE wetland permit if their project were to move forward.

2. Projects in Due Diligence Phase:

- a.No further updates on Project Kick Drum.
- b. Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and are came back for an in-person site visit with company personnel. They sent a follow up email requesting more information and we sent our response back to them on Wednesday. The Company emailed us and stated that they are still evaluating information on potential sites and will get back to us. It is anticipated that they would require site plan approval, an air permit, SPDES process wastewater permit SPDES Stormwater Permit and a USACE wetland permit if their project were to move forward.
- c.Projects in Active Negotiations Phase: Project Inferno is moving towards the active negotiations phase. They have notified us that the STAMP site is their top site in NYS. It is anticipated that they would require site plan approval, an air permit, SPDES process wastewater permit, SPDES Stormwater Permit and a USACE wetland permit if their project were to move forward. We had a meeting with Project Inferno last week where we discussed preliminary incentives and NYS is working on an incentive proposal as well. We had an internal meeting to review a possible water recycling system/solution for their project which would significantly reduce the amount of water they would need as well as reducing the amount of their discharge. We will review this recycling system/solution with the company some time next week.

3. Plug Power Settlement Agreement Implementation:

- a.On February 11, 2022, we sent a package of information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement for your review. We received your request for clarification on the maps and we have provided you with a map which compares the exhibit that was attached to the settlement agreement and the proposed boundaries of the Protected and Restricted Areas per the survey. We also invited the Nation to send a representative to the NY Green meeting last week to get an understanding of that organization and what they can offer as a potential holder of the conservation easement. NY Green also extended an offer of a Board Member position to a representative from the Nation in the event the Nation decides to work with NY Green to hold the conservation easement.

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Enjoy the weekend.

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Sent: Friday, March 11, 2022 10:52 AM

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Subject: RE: STAMP update

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- b. We are in the process of responding to a new project, code named Project Acropolis. It is a semi conductor research and development facility, it would be 900,000 square feet and 706 jobs.

2. Projects in Due Diligence Phase:

- a.No further updates on Project Inferno or Project Kick Drum.

- b. Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and are came back for an in-person site visit with company personnel. They sent a follow up email requesting more information and we sent our response back to them on Wednesday. It is anticipated that they would require an air permit, SPDES process wastewater permit and a USACE wetland permit if their project were to move forward.
- c. Projects in Active Negotiations Phase: Project Inferno is moving towards the active negotiations phase. They have notified us that the STAMP site is their top site in NYS. It is anticipated that they would require an air permit, SPDES process wastewater permit and a USACE wetland permit if their project were to move forward.

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- 6. As discussed on our last update call, GCEDC has initiated preparation of an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Pursuant to the terms of the LOR, the Initial Assessment will be provided to the Nation for a 30 day comment period. The Initial Assessment was sent over this morning.
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3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. Project Greenleaf has notified us that they did not choose the STAMP site and decided to construct their new facility in Texas.
4. Plug Power Settlement Agreement Implementation:
 - a.On February 11, 2022, we sent a package of information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement for your review. We received your request for clarification on the maps. CPL has prepared the attached which compares the exhibit that was attached to the settlement agreement and the proposed boundaries of the Protected and Restricted Areas per the survey. We also invited the Nation to send a representative to the NY Green meeting last week to get an understanding of that organization and what they can offer as a potential holder of the conservation easement. NY Green also extended an offer of a Board Member position to a representative from the Nation in the event the Nation decides to work with NY Green to hold the conservation easement.
5. Plug Power Construction Update: No further updates.
6. You have asked us to provide information on permits that may be necessary for STAMP infrastructure and related projects (as we understand it, non-tenant related projects for which GCEDC, and other entities such as National Grid, STAMP Sewer Works, STAMP Water Works, etc., may seek permits. We have tasked our Tech Team with developing a comprehensive list of all currently known projects along with a list of all permits/approvals required for each project. We anticipate being in a position to deliver that document to you sometime very shortly.

7. As discussed on our last update call, GCEDC has initiated preparation of an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Pursuant to the terms of the LOR, the Initial Assessment will be provided to the Nation for a 30 day comment period. We anticipate circulating the Initial Assessment later today.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application. An updated online document repository was last circulated on January 21, 2022.
9. Our next monthly regroup call is scheduled for March 25 at 11:00. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



Senior Vice President of Operations

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Email: mmasse@gcedc.com

Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, February 25, 2022 8:14 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>; 'Beynan.Ransom@dec.ny.gov' <Beynan.Ransom@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

a.No further updates on Project Chameleon; Project Falcon; Project Eclipse; Project Helios or Project Redeemer

2. Projects in Due Diligence Phase:

a.No further updates on Project Inferno or Project Kick Drum.

b. Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and are came back for an in-person site visit with company personnel. They sent a follow up email requesting more information and we sent our response back to them on Wednesday. It is anticipated that they would require an air permit, SPDES process wastewater permit and a USACE wetland permit if their project were to move forward.

3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. There are no updates since our report last week.

4. Plug Power Settlement Agreement Implementation:

a.On February 11, 2022, we sent a package of information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement for your review. We

received your request for clarification on the maps. CPL has prepared the attached which compares the exhibit that was attached to the settlement agreement and the proposed boundaries of the Protected and Restricted Areas per the survey. We also invited the Nation to send a representative to the NY Green meeting yesterday to get an understanding of that organization and what they can offer as a potential holder of the conservation easement. NY Green also extended an offer of a Board Member position to a representative from the Nation in the event the Nation decides to work with NY Green to hold the conservation easement.

5. Plug Power Construction Update: No further updates.
6. You have asked us to provide information on permits that may be necessary for STAMP infrastructure and related projects (as we understand it, non-tenant related projects for which GCEDC, and other entities such as National Grid, STAMP Sewer Works, STAMP Water Works, etc., may seek permits. We have tasked our Tech Team with developing a comprehensive list of all currently known projects along with a list of all permits/approvals required for each project. We hope to be in a position to deliver that document to you sometime next week.
7. As discussed on our update call last week, GCEDC has initiated preparation of an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Pursuant to the terms of the LOR, the Initial Assessment will be provided to the Nation for a 30 day comment period. We hope to circulate the Initial Assessment next week.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application. An updated online document repository was last circulated on January 21, 2022.
9. You had asked for a map of the conservation easement area that was included in the settlement agreement with an overlay of the actual survey for that easement area. That map is attached.
10. Our next monthly regroup call is scheduled for today at 11:00. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Email: mmasse@gcedc.com

Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, February 18, 2022 10:14 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>; 'Beynan.Ransom@dec.ny.gov' <Beynan.Ransom@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon; Project Falcon; Project Eclipse; Project Helios or Project Redeemer

2. Projects in Due Diligence Phase:
 - a. As previously reported, Project Inferno had a recent site visit that went well and they have told us that we are their preferred site in NYS and that the other two sites they are looking at are in Texas and Arizona. We have learned that this company is a semi-conductor manufacturer. We have had a few follow-up calls with them and are working on a recycling system details for their wastewater as well as preparing some proposed incentives for their project. It is anticipated that they would require an air permit, SPDES process wastewater permit and a USACE wetland permit if their project were to move forward.
 - b. No further updates on Project Kick Drum.
 - c. Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and are came back for an in-person site visit with company personnel. They sent a follow up email requesting more information and we are preparing our response to them.
3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. There are no updates since our report last week.
4. Plug Power Settlement Agreement Implementation:
 - a. We sent a package last week on information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement for your review. We received your request for more clarification on the maps and have asked CPL to prepare. We will forward when it is available.
5. Plug Power Construction Update: No further updates.
6. As noted in previous updates, GCEDC is planning to construct a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We are awaiting further information from NYSDEC before we proceed. We have also made arrangements to have Doug Perelli on site as well as a Nation monitor. We anticipate that there will also be three other infrastructure projects moving forward at STAMP later this month. They include: (i) an extension of the water transmission main along STAMP Drive then south along Crosby Road to the Plug site; (ii) Crosby Road will be rebuilt between STAMP Drive to the Plug Power site; and (iii) installation of the hold and haul tank previously discussed with the Nation across the road from the Plug Power site.
7. As discussed on our update call last week, GCEDC has initiated preparation of an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Pursuant to the terms of the LOR, the Initial Assessment will be provided to the Nation for a 30 day comment period. We hope to circulate the Initial Assessment next week.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application. An updated online document repository was last circulated on January 21, 2022.
9. Our next monthly regroup call is scheduled for February 25, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, February 11, 2022 2:50 PM

To: 'Alex Page' <alex.c.page@gmail.com>; 'tonseneca@aol.com' <tonseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters'

<AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>; 'Beynan.Ransom@dec.ny.gov' <Beynan.Ransom@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon; Project Falcon; Project Eclipse; or Project Helios.
- b. As previously reported, we received a request for information from Project Redeemer which came for a site visit last Friday. The visit went very well and they have been sending follow up requests for additional information about the STAMP site. They would produce and manufacture solar panels and are looking at building two projects at STAMP. The combined projects would create between approximately 2,000 and 4,000 jobs. The size of each facility would be around 1 to 2 million sq ft. It is anticipated that they would need an air permit and SPDES process wastewater permit from NYSDEC. It is also anticipated that they will need wetlands permits.

2. Projects in Due Diligence Phase:

- a.Project Inferno has a site visit two weeks ago. The visit went well and they are working on conceptual layouts of their project at the STAMP site and will get back to us.
- b. No further updates on Project Kick Drum.
- c.Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and are returning for an in-person site visit today with company personnel.

3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. There are no updates since our report last week.

4. Plug Power Settlement Agreement Implementation:

- a.We sent a package earlier today on information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement for your review. We look forward to your feedback.

5. Plug Power Construction Update: No further updates.

6. As noted in previous updates, GCEDC is planning to construct a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will start on Monday, February

14th but we are awaiting further information from NYSDEC before we proceed. We have also made arrangements to have Doug Perelli on site as well as a Nation montior. We anticipate that there will also be three other infrastructure projects moving forward at STAMP later this month. They include: (i) an extension of the water transmission main along STAMP Drive then south along Crosby Road to the Plug site; (ii) Crosby Road will be rebuilt between STAMP Drive to the Plug Power site; and (iii) installation of the hold and haul tank previously discussed with the Nation across the road from the Plug Power site.

7. As discussed on our update call last week, GCEDC has initiated preparation of an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Pursuant to the terms of the LOR, the Initial Assessment will be provided to the Nation for a 30 day comment period. We hope to circulate the Initial Assessment next week.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application. An updated online document repository was last circulated on January 21, 2022.
9. Our next monthly regroup call is scheduled for February 25, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Email: mmasse@gcedc.com

Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, February 4, 2022 3:09 PM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>; 'Beynan.Ransom@dec.ny.gov' <Beynan.Ransom@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. No further updates on Project Falcon.
- c.We have submitted our responses to the request for information to Project Eclipse.
- d. We have submitted our responses to the request for information from Project Discovery AMS.
- e.We returned a completed RFI to the Project Nebula and await further word from the Company.
- f. We have received a request for a project code named Project Redeemer. They have sent over the request for information and will be coming for a site visit today.
- g. We have received an inquiry from a new project, code named Project Helios. We are awaiting an RFI.

2. Projects in Due Diligence Phase:

- a. Project Inferno has a site visit last week. The visit went well.
 - b. Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities which the GCEDC has provided. Project representatives are planning on an in person site visit shortly although a scheduled visit date has not been set yet.
 - c. Project Discovery AMS had a virtual site visit last month that went very well. They have informed us that STAMP is now one of their three finalists and will return for an in person site visit on February 11th.
 - d. Project Redeemer is in for a site visit today. They would produce and manufacture solar panels and are looking at creating approximately 2,000 jobs. The size of their facility would be around 2 million sq ft.
3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. There are no updates since our report last week.
 4. Plug Power Settlement Agreement Implementation:
 - a. We are completing a package on information relative to the conservation easement including draft survey maps for the protected areas, our feedback on the Western New York Land Conservancy letter and an initial draft of a conservation easement. We are finalizing the package and will have it to you early next week for review and discussion.
 - b. Plug Power has mostly completed their grading and earth moving. The Nation monitor was on site and coordinated directly with Plug's contractor during all work. As such, we believe this aspect of the settlement agreement has been completed. Please let us know if this is not correct.
 5. Plug Power Construction Update: site construction is underway. The hydrogen storage spheres are starting to be constructed.
 6. As noted in previous updates, the GCEDC constructing a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will start on Monday, February 7th. As previously discussed, we understand that the Nation wishes to have a monitor on-site when this work is completed. We have also made arrangements to have Doug Perelli on site. There will also be three other infrastructure projects moving forward at STAMP later this month. They include: (i) an extension of the water transmission main along STAMP Drive then south along Crosby Road to the Plug site; (ii) Crosby Road will be rebuilt between STAMP Drive to the Plug Power site; and (iii) installation of the hold and haul tank previously discussed with the Nation across the road from the Plug Power site.
 7. As previously reported, Saratoga Associates was on-site last week and has obtained the baseline photographic information needed to complete visual impact analyses relative to the Nation's Territory in the future. On our update call last week, Alex requested that we provide more detail on the scope of Saratoga's work. Below is a description of same:

GCEDC retained Saratoga Associates to prepare photo simulations of the northern STAMP campus from simulated viewpoints on the boundary between STAMP and the Nation's Territory. Last week Saratoga Associates visited the STAMP campus to take representative photos of the area in order to serve as a baseline for future simulated viewpoints. The intention is for this work to serve as the baseline against which to measure potential visual impacts on the Nation's Territory from future development on the northern portion of the STAMP campus. As projects are considered, their proposed structures can be generated and displayed using Saratoga Associates' rendering software. This will provide GCEDC,

NYSDEC, and the Nation with a clear understanding of the potential visual impact to the Nation's Territory for specific proposed projects.

8. As discussed on our update call last week, GCEDC has initiated preparation of an Initial Assessment pursuant to the LOR for the Powerline Reroute project. Pursuant to the terms of the LOR, the Initial Assessment will be provided to the Nation for a 30 day comment period. Photo-simulations from the Nation's border will be prepared by Saratoga Associates and included in the Initial Assessment. We hope to circulate the Initial Assessment by mid-February.
9. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. On December 15th, we received the DEC's comment letter on the WWTF design which our engineers responded to earlier this week. The DEC also recently shared with us a comment letter it received from USEPA. An updated online document repository was last circulated on January 21, 2022.
10. Our next monthly regroup call is scheduled for February 25, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, January 28, 2022 8:52 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a. No further updates on Project Chameleon.
- b. No further updates on Project Falcon.
- c. Project Gary will not be moving forward with a project in the US.
- d. We have submitted our responses to the request for information to Project Eclipse.
- e. We have submitted our responses to the request for information from Project Discovery AMS.
- f. We received a new request for information from Project Nebula. We don't know much about what they do at this point other than that they are an advanced manufacturer. Project Nebula has notified the GCEDC that we are now on their short list of sites and they have sent us another RFI to complete. We returned to the completed RFI to the company.
- g. We have received a request for a project code named Project Redeemer. They have sent over the request for information and have scheduled a site visit for next Friday.
- h. We have received an inquiry from a new project, code named Project Helios. We expect to see an RFI soon.

2. Projects in Due Diligence Phase:
 - a. Project Inferno has scheduled a site visit for next week.
 - b. Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities which the GCEDC recently provided. Project representatives are planning on an in person site visit shortly although a scheduled visit date has not been set yet. They have stated that they are looking to make a decision in January as well.
 - c. Project Discovery AMS had a virtual site visit last Friday that went very well. They have informed us that STAMP is now one of their three finalists and will return for an in person site visit on February 11th.
3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. There are no updates since our report last week.
4. Plug Power Settlement Agreement Implementation:
 - a. We have received the draft survey maps for the protected areas from the surveyor and these will be provided along with our feedback on the Western New York Land Conservancy letter. We are in the process of gathering some final information necessary for this response and expect to be able to provide it to the Nation next week. Plug Power has mostly completed their grading and earth moving. The Nation monitor was on site and coordinated directly with Plug's contractor during all work. As such, we believe this aspect of the settlement agreement has been completed. Please let us know if this is not correct.
5. Plug Power Construction Update: site construction will be underway soon.
6. As noted in previous updates, the GCEDC is planning to construct a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will occur in February, 2022. While this area has been cleared for archeology, we understand that the Nation may wish to have a monitor on-site when this work is completed. If that is the case, please let us know and we will be pleased to coordinate the arrangements. There will also be three other infrastructure projects moving forward at STAMP next month. They include: (i) an extension of the water transmission main along STAMP Drive then south along Crosby Road to the Plug site; (ii) Crosby Road will be rebuilt between STAMP Drive to the Plug Power site; and (iii) installation of the hold and haul tank previously discussed with the Nation across the road from the Plug Power site.
7. As can be seen from the activity reports above, several advanced manufacturers are considering locating at STAMP. Most of these are considering the main manufacturing campus in the north western section of STAMP. The DEC has informed the GCEDC that visual impacts to the Nation's Territory should be evaluated for any future STAMP development projects that could be visible from the Nation's Territory. In order to gather some baseline information about the visual setting along the Nation/STAMP border, the GCEDC has retained Saratoga Associates. This baseline information would be used in the future to develop viewshed analyses for future STAMP development to assess consistency with the DEIS and evaluate the potential for adverse visual impacts to the Nation's Territory. Saratoga Associates was on-site this week.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. On December 15th, we received the DEC's comment letter on the WWTF design which our engineers responded to

earlier this week. The DEC also recently shared with us a comment letter it received from USEPA. An updated online document repository was sent last week.

9. Our next monthly regroup call is scheduled for February 25, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



Senior Vice President of Operations

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From: Mark Masse <mmasse@gcedc.com>
Sent: Friday, January 21, 2022 10:54 AM
To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>
Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>
Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. No further updates on Project Falcon.
- c.Project Gary will not be moving forward with a project in the US.
- d. We have submitted our responses to the request for information to Project Eclipse.
- e.We have submitted our responses to the request for information from Project Discovery AMS.
- f. We received a new request for information from Project Nebula. We don't know much about what they do at this point other than that they are an advanced manufacturer. Project Nebula has notified the GCEDC that we are now on their short list of sites and they have sent us another RFI to complete. We returned to the completed RFI to the company.
- g. We have received a request from a new company called Project Redeemer. They have sent over the request for information and are in the process of scheduling a site visit.

2. Projects in Due Diligence Phase:

- a.Project Inferno has scheduled a site visit for next week.
- b. Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities which the GCEDC recently provided. Project representatives are planning on an in person site visit shortly although a scheduled visit date has not been set yet. They have stated that they are looking to make a decision in January as well.
- c.Project Discovery AMS had a virtual site visit last Friday that went very well. They have informed us that STAMP is now one of their three finalists and will return for an in person site visit in early February.

3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase. There are no updates since our report last week.

4. Plug Power Settlement Agreement Implementation:

- a. We have received the draft survey maps for the protected areas from the surveyor this week and these will be provided next week along with our feedback on the \ the Western New York Land Conservancy letter. As previously indicated, if the Nation has concerns with same, the GCEDC would have no objection to the Nation conducting its own survey.
 - b. Plug Power has mostly completed their grading and earth moving. The Nation monitor was on site and coordinated directly with Plug's contractor during all work. As such, we believe this aspect of the settlement agreement has been completed. Please let us know if this is not correct.
5. Plug Power Construction Update: site construction will be underway soon.
 6. As noted in previous updates, the GCEDC is planning to construct a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will occur in late January, 2022. While this area has been cleared for archeology, we understand that the Nation may wish to have a monitor on-site when this work is completed. If that is the case, please let us know and we will be pleased to coordinate the arrangements. There will also be three other infrastructure projects moving forward at STAMP next month. They include: (i) an extension of the water transmission main along STAMP Drive then south along Crosby Road to the Plug site; (ii) Crosby Road will be rebuilt between STAMP Drive to the Plug Power site; and (iii) installation of the hold and haul tank previously discussed with the Nation across the road from the Plug Power site.
 7. As can be seen from the activity reports above, several advanced manufacturers are considering locating at STAMP. Most of these are considering the main manufacturing campus in the north western section of STAMP. The DEC has informed the GCEDC that visual impacts to the Nation's Territory should be evaluated for any future STAMP development projects that could be visible from the Nation's Territory. In order to gather some baseline information about the visual setting along the Nation/STAMP border, the GCEDC has retained Saratoga Associates. This baseline information would be used in the future to develop viewshed analyses for future STAMP development to assess consistency with the DEIS and evaluate the potential for adverse visual impacts to the Nation's Territory. We expect Saratoga Associates to be on-site next week. If the Nation would allow, in addition to documenting existing conditions along the STAMP property line, Saratoga would like to take some photos from just inside the Nation's Territory (looking towards the STAMP Site). Please let us know if this would be acceptable. A Nation representative would be welcome to accompany Saratoga Associates when they are in the field.
 8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. On December 15th, we received the DEC's comment letter on the WWTF design which our engineers responded to earlier this week. The DEC also recently shared with us a comment letter it received from USEPA. An updated online document repository was sent earlier today.
 9. Our next monthly regroup call is scheduled for January 28, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Email: mmasse@gcedc.com

Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, January 14, 2022 1:43 PM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>;

'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. No further updates on Project Falcon.
- c.Project Gary will not be moving forward with a project in the US.
- d. We have submitted our responses to the request for information to Project Eclipse.
- e.We have submitted our responses to the request for information from Project Discovery.
- f. We received a new request for information from Project Nebula. We don't know much about what they do at this point other than that they are an advanced manufacturer. Project Nebula has notified the GCEDC that we are now on their short list of sites and they have sent us another RFI to complete. We will compile the answers and return to the company.

2. Projects in Due Diligence Phase:

- a.Project Greenleaf (see update below)
- b. Project Inferno has scheduled a site visit for late January.
- c.Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities which the GCEDC recently provided. Project representatives are planning on an in person site visit shortly although a scheduled visit date has not been set yet. They have stated that they are looking to make a decision in January as well.
- d. Project Discovery has scheduled a virtual site visit for today from 9 am to 1 pm. The virtual site visit went very well. Their initial timeline would be to seek acquisition of the property on June 1. We have to supply them with some additional information and they will narrow their sites from 5 down to 3. Once they narrow it down to three they will have in person site visits on the remaining sites in early February. This project is 1.8 million sq ft of manufacturing space and would create up to 1,400 jobs with their Phase 1.

3. Projects in Active Negotiations Phase: Project Greenleaf is in the active negotiations phase (see update below).

4. Project Greenleaf:

- a.As previously reported, Project Greenleaf, is in the final stages of due diligence and is now in active negotiations on potential incentives. As a reminder, Project Greenleaf is an advanced manufacturer in the electric vehicle supply chain. They are considering a \$1.4 billion investment at the STAMP site and would need 144 acres. The project would create up to 1,200 jobs with their Phase 1a and 1B. Project Greenleaf explained that their Phase 1A would take polyethylene film manufactured elsewhere for lithium ion batteries used in electric vehicle production and code and slit it. Their Phase 1B project would be the manufacture and process

of the polyethelene film. Preliminarily, Project Greenleaf will require air and wastewater permits from NYSDEC.

- b. A preliminary concept map showing a possible location of Project Greenleaf on the STAMP Site has previously been provided.
- c. NYS submitted an incentive offer to Project Greenleaf two weeks ago. Project Greenleaf representatives have notified us that their site selection search is down to three final sites, with STAMP being one of them. The GCEDC and NYS officials met with Project Greenleaf on December 14th to review the incentive proposal in person. They have requested some additional information from the GCEDC on the site before they make their final decision. If they select STAMP, they would anticipate applying for permits and approvals in January with a proposed construction start date on the first Phase of their project in July 2022.

5. Plug Power Settlement Agreement Implementation:

- a. We are awaiting the survey maps and legal descriptions for the protected areas from the surveyor and these will be provided upon receipt. The surveyor has received information from National Grid on the power line re-route to verify and is confirming the ROW and the 400 foot buffer line. As previously indicated, if the Nation has concerns with same, the GCEDC would have no objection to the Nation conducting its own survey.
- b. The GCEDC Board STAMP Committee discussed the letter from the Western New York Land Conservancy at its meeting this week and we will prepare a letter to the Nation providing some thoughts and reactions to same. We will endeavor to provide this letter to you prior to our regroup call scheduled for January 28th. ns.
- c. Plug Power has mostly completed their grading and earth moving. The Nation monitor was on site and coordinating directly with Plug's contractor during all work. Plug will be preparing to install their spheres in the next few weeks.

6. Plug Power Update: site construction will be underway soon.

- 7. Our implementation of the EPPP is complete and a final report was circulated last week. (this item will be removed from future STAMP updates)
- 8. As noted in previous updates, the GCEDC is planning to construct a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will occur in late January, 2022. While this area has been cleared for archeology, we understand that the Nation may wish to have a monitor on-site when this work is completed. If that is the case, please let us know and we will be pleased to coordinate the arrangements. There will also be three other infrastructure projects moving forward at STAMP next month. They include: (i) an extension of the water transmission main along STAMP Drive then south along Crosby Road to the Plug site; (ii) Crosby Road will be rebuilt between STAMP Drive to the Plug Power site; and (iii) installation of the hold and haul tank previously discussed with the Nation across the road from the Plug Power site.
- 9. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. On December 15th, we received the DEC's comment letter on the WWTF design which our engineers responded to earlier this week. The DEC also recently shared with us a comment letter it received from USEPA. An updated online document repository was last provided to the Nation on December 28th. We will update it next week to reflect these additional documents.

10. Our next monthly regroup call is scheduled for January 28, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Email: mmasse@gcedc.com

Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, January 7, 2022 12:42 PM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. No further updates on Project Falcon.
- c.Project Gary will not be moving forward with a project in the US.
- d. We have submitted our responses to the request for information to Project Eclipse.
- e.We have submitted our responses to the request for information from Project Discovery.
- f. We received a new request for information from Project Nebula. We don't know much about what they do at this point other than that they are an advanced manufacturer.

2. Projects in Due Diligence Phase:

- a.Project Greenleaf (see update below)
- b. Project Inferno has scheduled a site visit for late January.
- c.Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities which the GCEDC recently provided. They are planning on an in person site visit shortly after January 1. We still have not heard from them on a scheduled visit date yet. They have stated that they are looking to make a decision in January as well.
- d. Project Discovery has scheduled a virtual site visit for January 14th.

3. Projects in Active Negotiations Phase: Project Greenleaf is now in the active negotiations phase (see update below).

4. Project Greenleaf:

- a.As previously reported, Project Greenleaf, is in the final stages of due diligence and is now in active negotiations on potential incentives. As a reminder, Project Greenleaf is an advanced manufacturer in the electric vehicle supply chain. They are considering a \$1.4 billion investment at the STAMP site and would need 144 acres. The project would create up to 1,200 jobs with their Phase 1a and 1B. Project Greenleaf explained that their Phase 1A would take polyethelene film manufactured elsewhere for lithium ion batteries used in electric vehicle

production and code and slit it. Their Phase 1B project would be the manufacture and process of the polyethelene film. Preliminarily, Project Greenleaf will require air and wastewater permits from NYSDEC.

- b. A preliminary concept map showing a possible location of Project Greenleaf on the STAMP Site has previously been provided.
- c. NYS submitted an incentive offer to Project Greenleaf two weeks ago. Project Greenleaf representatives have notified us that their site selection search is down to three final sites, with STAMP being one of them. The GCEDC and NYS officials met with Project Greenleaf on December 14th to review the incentive proposal in person. They have requested some additional information from the GCEDC on the site before they make their final decision. If they select STAMP, they would anticipate applying for permits and approvals in January with a proposed construction start date on the first Phase of their project in July 2022.

5. Plug Power Settlement Agreement Implementation:

- a. We are awaiting the survey maps and legal descriptions for the protected areas from the surveyor and these will be provided upon receipt. The surveyor has received information from National Grid on the power line re-route to verify and is confirming the ROW and the 400 foot buffer line. As previously indicated, if the Nation has concerns with same, the GCEDC would have no objection to the Nation conducting its own survey.
- b. We have sent the letter from the Western New York Land Conservancy to the GCEDC Board STAMP Committee and expect they will discuss it at their next meeting on January 12th.
- c. Plug Power has mostly completed their grading and earth moving. The Nation monitor was on site and coordinating directly with Plug's contractor during all work. Plug will be preparing to install their spheres in the next few weeks.

6. Plug Power Update: site construction will be underway soon.

- 7. Our EPPP meeting for Nation citizens to discuss the WWTF project was Wednesday, December 8th at 6:30 pm. We have sent the transcript and the recordings of the meeting to the Nation. With this, the implementation of the EPPP is complete and a final report was circulated earlier this week.
- 8. The GCEDC is planning to construct a laydown area for equipment and material storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will occur in late January, 2022. While this area has been cleared for archeology, we understand that the Nation may wish to have a monitor on-site when this work is completed. If that is the case, please just let us know and we will be pleased to coordinate the arrangements.
- 9. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. On December 15th, we received the DEC's comment letter on the WWTF design which our engineers are reviewing and will respond to. An updated online document repository was last provided to the Nation on December 28th.
- 10. Our next monthly regroup call is scheduled for January 28, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Email: mmasse@gcedc.com

Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, December 31, 2021 7:19 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>;

'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. No further updates on Project Falcon or Project Gary.
- c.We have submitted our responses to the request for information to Project Eclipse.
- d. We have submitted our responses to the request for information from Project Discovery.
- e.We received a new request for information from Project Nebula. We don't know much about what they do at this point other than that they are an advanced manufacturer.

2. Projects in Due Diligence Phase:

- a.Project Greenleaf (see update below)
- b. Project Inferno has scheduled a site visit for late January.
- c.Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities which the GCEDC recently provided. They are planning on an in person site visit shortly after January 1. They have stated that they are looking to make a decision in January as well.
- d. Project Discovery has scheduled a virtual site visit for early January.

12. Projects in Active Negotiations Phase: Project Greenleaf is now in the active negotiations phase (see update below).

13. Project Greenleaf:

- a.As previously reported, Project Greenleaf, is in the final stages of due diligence and is now in active negotiations on potential incentives. As a reminder, Project Greenleaf is an advanced manufacturer in the electric vehicle supply chain. They are considering a \$1.4 billion investment at the STAMP site and would need 144 acres. The project would create up to 1,200 jobs with their Phase 1a and 1B. Project Greenleaf explained that their Phase 1A would take polyethelene film manufactured elsewhere for lithium ion batteries used in electric vehicle production and code and slit it. Their Phase 1B project would be the manufacture and process of the polyethelene film. Preliminarily, Project Greenleaf will require air and wastewater permits from NYSDEC.
- b. A preliminary concept map showing a possible location of Project Greenleaf on the STAMP Site has previously been provided.
- c.NYS submitted an incentive offer to Project Greenleaf two weeks ago. Project Greenleaf representatives have notified us that their site selection search is down to three final sites, with STAMP being one of them. The GCEDC and NYS officials met with Project Greenleaf on December 14th to review the incentive proposal in person. They have requested some additional information from the GCEDC on the site before they make their final decision. If

they select STAMP, they would anticipate applying for permits and approvals in January with a proposed construction start date on the first Phase of their project in July 2022.

14. Plug Power Settlement Agreement Implementation:

- a. We are awaiting the survey maps and legal descriptions for the protected areas from the surveyor and these will be provided upon receipt. The surveyor is waiting on information from National Grid on the power line re-route to verify and confirm the ROW and the 400 foot buffer line. As previously indicated, if the Nation has concerns with same, the GCEDC would have no objection to the Nation conducting its own survey.
- b. We have sent the letter from the Western New York Land Conservancy to the GCEDC Board STAMP Committee and expect they will discuss it at their next meeting on January 12th.
- c. Plug Power has mostly completed their grading and earth moving. The Nation monitor was on site and coordinating directly with Plug's contractor during all work. Plug will be preparing to install their spheres in the next few weeks.

15. Plug Power Update: site construction will be underway soon.

16. Our EPPP meeting for Nation citizens to discuss the WWTF project was Wednesday, December 8th at 6:30 pm. We have sent the transcript and the recordings of the meeting to the Nation. With this, the implementation of the EPPP is complete.

17. The GCEDC is planning to construct a laydown area for equipment storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will occur in late January, 2022. While this area has been cleared for archeology, we understand that the Nation may wish to have a monitor on-site when this work is completed. If that is the case, please just let us know and we will be pleased to coordinate the arrangements.

18. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. On December 15th, we received the DEC's comment letter on the WWTF design which our engineers are reviewing and will respond to. An updated online document repository was last provided to the Nation on December 28th.

19. Our next monthly regroup call is scheduled for January 28, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

I hope everyone has a safe and healthy new year!

Thanks,

Mark A. Masse, CPA



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Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Thursday, December 16, 2021 3:14 PM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>;

'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. No further updates on Project Falcon or Project Gary.
- c.We have submitted our responses to the request for information to Project Eclipse.
- d. We have submitted our responses to the request for information from Project Discovery.

2. Projects in Due Diligence Phase:

- a.Project Greenleaf (see update below)
- b. Project Inferno is looking to schedule a site visit in January.
- c.Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities. They are planning on an in person site visit shortly after January 1. They have stated that they are looking to make a decision in January as well.

3. Projects in Active Negotiations Phase: Project Greenleaf is now in the active negotiations phase (see update below).

4. Project Greenleaf:

- a.As previously reported, Project Greenleaf, is in the final stages of due diligence and is now in active negotiations on potential incentives. As a reminder, Project Greenleaf is an advanced manufacturer in the electric vehicle supply chain. They are considering a \$1.4 billion investment at the STAMP site and would need 144 acres. The project would create up to 1,200 jobs with their Phase 1a and 1B. Project Greenleaf explained that their Phase 1A would take polyethelene film manufactured elsewhere for lithium ion batteries used in electric vehicle production and code and slit it. Their Phase 1B project would be the manufacture and process of the polyethelene film. Preliminarily, Project Greenleaf will require air and wastewater permits from NYSDEC.
- b. A preliminary concept map showing a possible location of Project Greenleaf on the STAMP Site has previously been provided.
- c.NYS submitted an incentive offer to Project Greenleaf on Tuesday of this week. Project Greenleaf representatives have notified us that their site selection search is down to three final sites, with STAMP being one of them. The GCEDC and NYS officials met with Project Greenleaf on December 14th to review the incentive proposal in person. They have requested some additional information from the GCEDC on the site before they make their final decision. If they select STAMP, they would anticipate applying for permits and approvals in January with a proposed construction start date on the first Phase of their project in July 2022.

5. Plug Power Settlement Agreement Implementation:

- a.We are awaiting the survey maps and legal descriptions for the protected areas from the surveyor and these will be provided upon receipt. The surveyor is waiting on information from National

Grid on the power line re-route to verify and confirm the ROW and the 400 foot buffer line. As previously indicated, if the Nation has concerns with same, the GCEDC would have no objection to the Nation conducting its own survey.

- b. We are currently reviewing the letter from the Western New York Land Conservancy and will follow-up with you shortly.
- c. Plug Power has mainly completed their grading and earth moving. The Nation monitor was on site and coordinating directly with Plug's contractor during all work. Plug will be preparing to install their spheres in the next few weeks.

- 6. Plug Power Update: site construction will be underway soon.
- 7. Our EPPP meeting for Nation citizens to discuss the WWTF project was Wednesday, December 8th at 6:30 pm. We have sent the transcript to the Nation. Please let us know if you have any corrections to the transcript by December 28th. Copies of the transcript as well as the recordings of the meeting will be provided through a download link shortly.
- 8. The GCEDC is planning to construct a laydown area for equipment storage within the utility area where the WWTF will be located. This will involve some site grading and placing crushed stone down. We anticipate that this work will occur in late January, 2022. While this area has been cleared for archeology, we understand that the Nation may wish to have a monitor on-site when this work is completed. If that is the case, please just let us know and we will be pleased to coordinate the arrangements.
- 9. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. Yesterday, we received the DEC's comment letter on the Force Main design which our engineers are reviewing and will respond to. An updated online document repository was last provided to the Nation on December 2nd and we anticipate sending an updated link with additional recent correspondence and documentation early next week.
- 10. Our next monthly regroup call is scheduled for January 28, 2022. WebEx invitations have been circulated. Please let us know if you did not receive.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, December 3, 2021 7:31 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'tonseneca@aol.com' <tonseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. Project Ajax (semiconductor company) last had a call on Monday November 22nd where they stated that they have decided on a different site outside of NYS for their project.
- c.No further updates on Project Falcon or Project Gary.
- d. No further updates from Project Inferno.

- e. We have submitted our responses to the request for information to Project Eclipse.
- f. We have submitted our responses to the request for information from Project Discovery.

2. Projects in Due Diligence Phase:

- a. Project Greenleaf (see update below)
- b. Project Kick Drum has requested information from the GCEDC verifying current utility locations and capacities. They are planning on an in person site visit shortly after January 1. They have stated that they are looking to make a decision in January as well.

3. Projects in Active Negotiations Phase: Project Greenleaf is now in the active negotiations phase (see update below).

4. Project Greenleaf:

- a. As previously reported, Project Greenleaf, is in the final stages of due diligence and is now in active negotiations on potential incentives. As a reminder, Project Greenleaf is an advanced manufacturer in the electric vehicle supply chain. They are considering a \$1.4 billion investment at the STAMP site and would need 144 acres. The project would create up to 1,200 jobs with their Phase 1a and 1B. Project Greenleaf explained that their Phase 1A would take polyethylene film manufactured elsewhere for lithium ion batteries used in electric vehicle production and code and slit it. Their Phase 1B project would be the manufacture and process of the polyethylene film. Preliminarily, Project Greenleaf will require air and wastewater permits from NYSDEC.
- b. A preliminary concept map showing a possible location of Project Greenleaf on the STAMP Site has previously been provided.
- c. NYS submitted an incentive offer to Project Greenleaf on Tuesday of this week. Project Greenleaf representatives have notified us that their site selection search is down to three final sites, with STAMP being one of them. The company's CEO has requested a meeting on December 14th in NYC with the GCEDC and NYS officials to review the incentive proposal in person. They have stated that they anticipate selecting a site in December or January. If they select STAMP, they would anticipate applying for permits and approvals in January with a proposed construction start date on the first Phase of their project in July 2022.

5. Plug Power Settlement Agreement Implementation:

- a. We are awaiting the survey maps and legal descriptions for the protected areas from the surveyor and these will be provided upon receipt. As previously indicated, if the Nation has concerns with same, the GCEDC would have no objection to the Nation conducting its own survey.
- b. It has been several weeks since the Nation indicated promising discussions with a land trust about holding the conservation easement. Does the Nation have any updates? The GCEDC is ready to begin negotiating the terms of the conservation easement consistent with the terms of the Settlement Agreement as soon as the Nation is ready to proceed.
- c. Plug Power continues their grading and earth moving work all week. The Nation monitor is on site and coordinating directly with Plug's contractor. Please let us know if there are any issues.

6. Plug Power Update: site work activities are underway.

- 7. Our EPPP meeting for Nation citizens to discuss the WWTF project has been rescheduled for Wednesday, December 8th at 6:30 pm. We will send out a zoom link soon. Informational materials for the meeting were previously provided to the Nation.
- 8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site

wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. An updated online document repository was provided to the Nation on December 2nd.

9. We need to schedule our monthly meetings for January and beyond. We would suggest continuing with the last Friday of the month at 11am. We look forward to discussing on the call today.

I look forward to our call today.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, November 19, 2021 10:22 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'tonseneca@aol.com' <tonseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. Project Ajax (semiconductor company) last had a call on Wednesday October 27th where they stated no decision has been made on a site location yet.
- c.No further updates on Project Falcon, Project Kick Drum or Project Gary.
- d. No further updates from Project Inferno.
- e.We have submitted our responses to the request for information to Project Eclipse.
- f. We have submitted our responses to the request for information from Project Discovery.

2. Projects in Due Diligence Phase: Project Greenleaf (see update below)

3. Projects in Active Negotiations Phase: Project Greenleaf is moving into the active negotiations phase (see update below).

4. Project Greenleaf:

- a.As previously reported, Project Greenleaf, is in the final stages of due diligence and is moving into active negotiations on potential incentives. As a reminder, Project Greenleaf is an advanced manufacturer in the electric vehicle supply chain. They are considering a \$1.4 billion investment at the STAMP site and would need 144 acres. The project would create up to 1,200 jobs with their Phase 1a and 1B. A preliminary concept map showing a possible location of Project Greenleaf on the STAMP Site is attached hereto for your reference (Please note this is only a preliminary concept plan).
- b. NYS is expected to submit available incentives to Project Greenleaf at the end of this week. Project Greenleaf representatives have notified us that their site selection search is down to three final sites, with STAMP being one of them. They have stated that they anticipate selecting a site in early December. If they select STAMP, they would anticipate

applying for permits and approvals in January with a proposed construction start date on the first Phase of their project in July 2022.

- c. On Tuesday, the GCEDC had a Zoom meeting with the US Army Corps of Engineers to discuss potential wetland permitting for Project Greenleaf. At that meeting, the Corps mentioned that in recent discussions with the Nation, you had asked for copies of the most recent Corps jurisdictional determination for STAMP. We are happy to share this information. We will update the online document repository that we created for the WWTF project to add the most recent Corps delineation, a copy of which is attached.
- d. On Wednesday, the NYSDEC and the GCEDC had a Zoom meeting with representative of Project Greenleaf to discuss potential permitting processes for their proposed project. Project Greenleaf explained that their Phase 1A would take polyethylene film manufactured elsewhere for lithium ion batteries used in electric vehicle production and code and slit it. Their Phase 1B project would be the manufacture and process of the polyethylene film. Preliminarily, Project Greenleaf will require air and wastewater permits from NYSDEC.

5. Plug Power Settlement Agreement Implementation:

- a. The surveyor completed the boundary survey for the protected area that is to be covered under the conservation easement as well as other survey work at the STAMP site on Tuesday, November 9th. We are awaiting the survey maps and legal descriptions from the surveyor. On November 11th, we received a letter from Alex objecting to the survey work (a copy of that letter is attached for other distributees on this email). The GCEDC's counsel responded to Alex's letter yesterday. (A copy of that response is also attached).
- b. It has been several weeks since the Nation indicated promising discussions with a land trust about holding the conservation easement. Does the Nation have any updates?
- c. Plug Power continues their grading and earth moving work all week. The Nation monitor is on site and coordinating directly with Plug's contractor. Please let us know if there are any issues.

6. Plug Power Update: site work activities are underway.

- 7. Our EPPP meeting for Nation citizens to discuss the WWTF project that was scheduled for November 16th at 6:30 via Zoom was cancelled by the Nation on November 15th due to a Covid outbreak at the Nation's Offices. We hope that the Nation members are doing well and recovering. We would like to get this meeting rescheduled. We previously proposed December 7th or 8th and await a response from the Nation.
- 8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. An updated online document repository was provided to the Nation on October 27th.
- 9. Our next monthly meeting is December 3rd at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, November 12, 2021 7:35 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a. No further updates on Project Chameleon.
- b. Project Ajax (semiconductor company) last had a call on Wednesday October 27th where they stated no decision has been made on a site location yet.
- c. No further updates on Project Falcon, Project Kick Drum or Project Gary.
- d. No further updates from Project Inferno.
- e. We have submitted our responses to the request for information to Project Eclipse.
- f. We have submitted our responses to the request for information from Project Discovery.

2. Projects in Due Diligence Phase:

- a. As reported last week, Project Greenleaf has recently contacted us about setting up a meeting to discuss potential permitting and timelines for their proposed project. We are also working with NYS on the proposed incentives to Project Greenleaf. They have notified that their site selection search is down to three final sites, with STAMP being one of them.

3. Projects in Active Negotiations Phase: Project Greenleaf is moving into the active negotiations phase.

4. Plug Power Settlement Agreement Implementation:

- a. The surveyor was on site Tuesday to complete the boundary survey for the protected area that is to be covered under the conservation easement as well as other survey work at the STAMP site. The Nation sent a monitor to walk the site with the surveyor.
- b. We understand that the Nation has had promising discussions with a land trust about holding the conservation easement. We look forward to an update soon.
- c. Plug Power has been doing grading and earth moving work all week. The Nation monitor is on site and coordinating directly with Plug's contractor. Please let us know if there are any issues.

5. Plug Power Update: site work activities are underway.

6. Our EPPP meeting for Nation citizens to discuss the WWTF project is scheduled for November 16th at 6:30 via Zoom. Earlier this week, we sent over a proposed agenda as well as some options for information to distribute to Nation members. We await the Nation's feedback regarding same.

7. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and issued a comment letter on the Force Main portion of the project in October, which the GCEDC has responded to. An updated online document repository was provided to the Nation on October 27th.

8. Our next monthly meeting is December 3rd at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, November 5, 2021 9:08 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)'

<david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters'

<AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A

CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)'

<Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald'

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'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>;

'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a. No further updates on Project Chameleon.
- b. Project Ajax (semi conductor company) last had a call on Wednesday October 27th where they stated no decision has been made on a site location yet.
- c. No further updates on Project Falcon, Project Kick Drum or Project Gary.
- d. We did have a call with a smaller semi conductor company code named Project Inferno on October __. The call went well and we are awaiting next steps from the company. They would be about 1,200 jobs and would need about 120 acres.
- e. We received a new request for information from a Project Eclipse. This is a solar cell and wafer manufacturer looking to build 4 million sq ft of facility and 4,100 jobs. We are in the process of preparing our response.
- f. We received a new request for information from a Project Discovery. This is an advanced manufacturer that is looking to construct a 1.8 million sq ft facility with another 800,000 sq ft of parking. They are also seeking to locate a large scale solar farm adjacent to the facility to help provide clean power for their operations. We are in the process of responding.

2. Projects in Due Diligence Phase:

- a. Project Greenleaf has recently contacted us about setting up a meeting to discuss potential permitting and timelines for their proposed project.

3. Projects in Active Negotiations Phase: None at this time.

4. Plug Power Settlement Agreement Implementation:

- a. The surveyor plans on being on site next Tuesday (November 9) to begin the boundary survey for the protected area that is to be covered under the conservation easement as well as other survey work at the STAMP site. I will notify the Nation of the time when it gets scheduled.
- b. We understand that the Nation has had promising discussions with a land trust about holding the conservation easement and is awaiting further information from the land trust.
- c. Plug Power has been doing grading and earth moving work all week. The Nation monitor is on site and coordinating directly with Plug's contractor. Please let us know if there are any issues.

5. Plug Power Update: site work activities are underway.

6. In terms of an EPPP meeting for Nation citizens to discuss the WWTF project, the Nation has agreed to November 16th at 6:30 as the meeting date to host a Zoom informational meeting for Nation members. We understand that the Nation will get back to the GCEDC regarding details and documents that they will require. Our plan would be to use the same agenda from the informational meeting for Tribal Leadership held on September 9th.
7. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and recently issued a comment letter on the Force Main portion of the project. GCEDC has submitted its response to the NYSDEC's

questions and comments on the wastewater treatment plant and force main. An updated online document repository was provided to the Nation on October 27th.

8. Our next monthly meeting is December 3rd at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, October 29, 2021 8:05 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>
Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>
Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project and we can use this as agenda for our call later this morning:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. Project Ajax (semi conductor company) had a call on Wednesday evening where they stated no decision has been made on a site location yet.
- c.No further updates on Project Falcon, Project Kick Drum or Project Gary.
- d. We did have a call with a smaller semi conductor company code named Project Inferno. The visit went well and we are awaiting next steps from the company. They would be about 1,200 jobs and would need about 120 acres.

2. Projects in Due Diligence Phase:

- a.No further updates on Project Greenleaf.

3. Projects in Active Negotiations Phase: None at this time.

4. Plug Power Settlement Agreement Implementation:

- a.We have awarded a contract to a surveyor company to begin the boundary survey for the protected area that is to be covered under the conservation easement. The surveyor will be reaching out to coordinate with the Nation for the western boundary as we did when we acquired the property. National Grid would like to accompany the surveyor to confirm the locations of the monuments so that they can sure that their ROW will be 400 feet from the Nation boundary.
- b. We understand that the Nation has had promising discussions with a land trust about holding the conservation easement and is awaiting further information from the land trust.
- c.Plug Power has retained Doug Perelli to conduct ground disturbance monitoring. Plug Power started their earth work activities on Thursday of this week. The Nation monitor should coordinate directly with the Plug Power contractor regarding when to be on site. Please let us know if there are any issues.

5. Plug Power Update: They have removed some trees and began site work activities on Thursday of this week.

6. Thank you for your confirmation earlier this week that a second EPPP informational meeting with Tribal leadership on the WWTF project will not be necessary.
7. In terms of an EPPP meeting for Nation citizens to discuss the WWTF project, we have offered November 9th, 11th or 16th as potential meeting dates to host a Zoom informational meeting for Nation members. We understand that the Nation is looking into these dates to see which one would work best and will get back to the GCEDC. The start time that the GCEDC suggested was 6:30 or 7:00. Our plan would be to use the same agenda from the informational meeting for Tribal Leadership held on September 9th. Please let us know what materials you would like us to provide in advance of the meeting.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and recently issued a comment letter on the Force Main portion of the project. GCEDC has submitted its response to the NYSDEC's questions and comments on the wastewater treatment plant and force main. An updated online document repository was provided to the Nation on October 20th.
9. Our next monthly meeting is December 3rd at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Thanks,

Mark A. Masse, CPA



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Email: mmasse@gcedc.com

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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, October 22, 2021 8:20 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>; 'Gussie Lord' <glord@earthjustice.org>; 'Laura Berglan' <lberglan@earthjustice.org>

Subject: RE: STAMP update

Dear Christine, Alex, Laura and Gussie,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase:

- a.No further updates on Project Chameleon.
- b. Project Ajax (semi conduct or company) had a call on Wednesday evening where they stated no decision has been made on a site location yet.
- c.No further updates on Project Falcon.
- d. The Project Kick Drum had a virtual site visit that went well. They are currently reviewing 16 sites across the northeast and will narrow it down to a smaller number after they finish their first round of review. We will wait until we hear back from them. They are looking for around 100 acres for an advanced manufacturing facility.
- e.The site visit with for Project Gary went well and the company will get back to us with the next steps in what the process will be. They are looking for approximately 300 acres. They manufacture components and assembly of batteries for electric vehicle applications.

2. Projects in Due Diligence Phase:

- a.No further updates on Project Greenleaf.

3. Projects in Active Negotiations Phase: None at this time.

4. Plug Power Settlement Agreement Implementation:

- a. We have awarded a contract to a surveyor company to begin the boundary survey for the protected area that is to be covered under the conservation easement. The surveyor will be reaching out to coordinate with the Nation for the western boundary as we did when we acquired the property.
- b. We understand that the Nation has had promising discussions with a land trust about holding the conservation easement and is meeting with the land trust today to discuss further. We look forward to hearing how the meeting goes.
- c. Plug Power has retained Doug Perelli to conduct ground disturbance monitoring. I know that there has been a lot of rescheduling of the proposed start date of the earth work. The latest information that I have is that Plug Power plans on beginning site work next Tuesday.

5. Plug Power Update: A groundbreaking ceremony with the Governor of the State of New York was held for the Plug Power project on October 20th. As noted above, construction is expected to begin next week and should be completed by December, 2022.
6. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. The Nation submitted its comments to the GCEDC on Tuesday, October 5th. A separate comment letter was received from NYSDEC on October 8th. On October 20th, the GCEDC submitted a revised Initial Assessment for the WWTF project along with its responses to the Nation's and NYSDEC's comments.
7. As we have noted for the last several weeks, under the EPPP, a second informational meeting with Tribal leadership on the WWTF project, if necessary, had to be held within 45 days of the first meeting or no later than October 24, 2021. Last week we asked the Nation to notify us if we were incorrect in our conclusion that a second meeting was not necessary. Having heard nothing further from the Nation on this issue, it is now confirmed that a second meeting is not necessary.
8. In terms of an EPPP meeting for Nation citizens to discuss the WWTF project, we have offered various proposals and concepts for how to safely conduct an in-person or virtual informational meeting with Nation citizens. As we have also noted for the last several weeks (and despite numerous requests), that we have heard nothing further from the Nation on scheduling this meeting since our first informational meeting with Tribal leadership held on September 9, 2021. The Nation accepted our offer to hold this meeting for Nation citizens to discuss the WWTF project on August 23, 2021. The EPPP requires that this meeting be scheduled as promptly as reasonably possible. If an informational meeting cannot be scheduled by the end of the month, the GCEDC will assume that the Nation has determined that an informational meeting for Nation citizens to discuss the WWTF project is not necessary. Thus, if the Nation still desires to have this meeting, we ask that the Nation provide dates for such a meeting before the end of the month.
9. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and recently issued a comment letter on the Force Main portion of the project. GCEDC has submitted its response to the NYSDEC's questions and comments on the wastewater treatment plant and force main. An updated online document repository was provided to the Nation on October 20th.
10. Our next monthly meeting is October 29th at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, October 15, 2021 8:18 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'tonseneca@aol.com' <tonseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine and Alex,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase: No further updates on Project Chameleon, Project Ajax (semi conductor company) or Project Falcon. Project Kick Drum has scheduled a site visit for next Thursday, October 21. We have also scheduled a site visit with a new project, code named Project Gary for Monday, October 18. They are looking for approximately 300 acres. They manufacture components and assembly of batteries for electric vehicle applications.
2. Projects in Due Diligence Phase: No further updates on Project Greenleaf.
3. Projects in Active Negotiations Phase: None at this time.
4. This week, the Nation, GCEDC and Plug Power reached a settlement on the Nation's lawsuit against the Plug Power project. The GCEDC is very pleased that we were able to come to a satisfactory resolution on this matter and sincerely hope the terms of the settlement not only address Nation concerns about the Plug Power project but will avoid litigation on future projects at STAMP. We have always tried to be a good neighbor and consult with the Nation as best as possible about developments at STAMP and we will continue to endeavor to work to address any reasonable concerns that the Nation may have relative to future development at STAMP.
5. Plug Power has awarded a site contract to a contractor who will begin mobilizing their equipment at the site this weekend. They are now planning on breaking ground on Tuesday morning. Consistent with the settlement agreement, Plug Power is retaining Doug Perelli to conduct ground disturbance monitoring. Christine and Chief Hill were previously contacted to coordinate a Nation monitor to be onsite during ground disturbance activities.
6. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. The Nation submitted its comments to the GCEDC on Tuesday, October 5th. The GCEDC is reviewing the Nation's comments and as with the Plug initial assessment, will send its responses to the DEC with a copy to the Nation and SHPO. A separate comment letter was received from NYSDEC on October 8th. While this letter addressed the Plug Power Initial Assessment, there were comments in it about the WWTF Initial Assessment and the GCEDC will respond to these comments at the same time it submits its response to the Nation's comments.
7. As a reminder, under the EPPP, a second meeting, if necessary, must be held within 45 days of the first meeting or no later than October 24, 2021. The Nation also indicated it would consider the various proposals and concepts discussed about how to safely conduct an in-person or virtual informational meeting with Nation members. We have heard nothing further from the Nation on scheduling either of these meetings since our informational meeting on September 9, 2021. With no further direction from the Nation, we assume at this point that a second meeting is not necessary. If this is incorrect, please advise. In addition, please let us know how the Nation would like to handle the public information meeting.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and recently issued a comment letter on the Force Main portion of the project. GCEDC's engineers are in the process of preparing a response to the DEC comments that should be sent by the end of today.
9. Our next monthly meeting is October 29th at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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Web site: gcedc.com

From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, October 8, 2021 10:08 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'tonseneca@aol.com' <tonseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine and Alex,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase: No further updates on Project Chameleon. Project Ajax (semi conductor company) had a call on Wednesday evening where they stated no decision has been made on a site location yet. No further updates on Project Falcon or Project Kick Drum. We have also scheduled a site visit with a new project, code named Project Gary in a couple of weeks. They are looking for approximately 300 acres. They manufacture components and assembly of batteries for electric vehicle applications.
2. Projects in Due Diligence Phase: No further updates on Project Greenleaf.
3. Projects in Active Negotiations Phase: None at this time.
4. As previously reported, the Town of Alabama Planning Board approved the Plug Power site plan to allow grading activities to begin on site. Also, as you know, State Supreme Court issued a decision on Tuesday dismissing the Nation's lawsuit against the Plug project. As communicated to the Nation after the issuance of the Court's decision, the GCEDC remains interested in entering into a settlement agreement with the Nation (despite the Court's decision) and that our settlement proposal remains on the table. We understand that the Council of Chiefs met yesterday to discuss the settlement proposal and that while those present expressed support for settlement, certain Chiefs could not be present and the Council will meet again on Tuesday to discuss further. In the meantime, I am pleased to report that the GCEDC Board approved the settlement yesterday with the change that the Nation requested on Wednesday to the waiver language.
5. Following the Court's decision, Plug is mobilizing to begin grading work sometime next week. As I communicated yesterday, a pre-construction meeting will be held at noon today at the GCEDC offices and in conjunction with our continuing settlement negotiations, the Nation is welcome to attend.
6. A revised Initial Assessment incorporating the Nation's comments was submitted to NYSDEC on September 30th.
7. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. Comments are due on or before Monday, September 27th. The Nation has requested that this be extended until Monday, October 4th. The Nation submitted its comments to the GCEDC on Tuesday, October 5th. The GCEDC is reviewing the Nation's comments and as with the Plug initial assessment, will send its responses to the DEC with a copy to the Nation and SHPO.
8. For the EPPP we continue to await correspondence from the Nation indicating whether a second meeting with Nation leadership is necessary. As a reminder, under the EPPP, a second meeting, if necessary, must be held within 45 days of the first meeting or no later than October 24, 2021. The Nation also indicated it would consider the various proposals and concepts discussed about how to safely conduct an in-person or virtual informational meeting with Nation members. We have heard nothing further from the Nation on scheduling this meeting since our informational meeting on September 9, 2021. Please advise as to how the Nation would like to proceed.
9. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on-site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application and recently issued a comment letter on the Force Main portion of the project. GCEDC's engineers are in the process of preparing a response to the DEC comments.
10. Our next monthly meeting is October 29th at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, October 1, 2021 10:53 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)'

<david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters'

<AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A

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<Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>
Subject: RE: STAMP update

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase: No further updates on Project Chameleon. Project Ajax (semi conductor company) had a call on Wednesday evening where they stated no decision has been made on a site location yet. No further updates on Project Falcon. We received a request for information from Project Kick Drum which is seeking to build a 350,000 - 375,000 square foot on a 40 acre plus shovel-ready site. We don't know to much more about this project at this time.
2. Projects in Due Diligence Phase: No further updates on Project Greenleaf.
3. Projects in Active Negotiations Phase: None at this time.
4. The Town of Alabama Planning Board approved the Plug Power site plan to allow grading activities to begin on site.
5. The Initial Assessment for the Plug Power project (in accordance with the LOR) was sent to the Nation on Wednesday, July 14th. We have received the Nation's comments on the Initial Assessment and a meeting between the Nation and KTA to discuss the comments occurred on September 29th. I was a little concerned to hear about how the tone of the meeting went and some of the things that were said to our consultant. We have always treated the Nation with respect and would hope that we could resolve any differences through discussions. A revised Initial Assessment incorporating the Nation's comments was submitted to NYSDEC on September 30th.
6. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. Comments are due on or before Monday, September 27th. The Nation has requested that this be extended until Monday, October 4th. The GCEDC is looking forward to receiving the comments from the Nation on the WWTF on that date.
7. For the EPPP we await correspondence from the Nation indicating whether a second meeting with Nation leadership is necessary. The Nation also indicated it would consider the various proposals and concepts discussed about how to safely conduct an in-person or virtual informational meeting with Nation members.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application.
9. Our next monthly meeting is October 29th at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, September 24, 2021 8:24 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine and Alex,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase: No further updates on Project Chameleon. Project Ajax (semi conductor company) had a call on Wednesday evening where they stated no decision has been made on a site location yet. Project Falcon has notified us that their project is temporarily on hold for now and they will get back us when they are ready to engage.
2. Projects in Due Diligence Phase: No further updates on Project Greenleaf.
3. Projects in Active Negotiations Phase: None at this time.
4. The Town of Alabama Planning Board has rescheduled its September 20th meeting for the Plug Power site plan review at the Town of Alabama Town Hall to September 27th at 7 pm .
5. The Initial Assessment for the Plug Power project (in accordance with the LOR) was sent to the Nation on Wednesday, July 14th. We have received the Nation's comments on the Initial Assessment and a meeting between the Nation and KTA to discuss the comments has been scheduled for September 29th.
6. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. Comments are due on or before Monday, September 27th. The Nation has requested that this be extended until Monday, October 4th. The GCEDC has no issue with this extension request and looks forward to receiving the comments from the Nation on the WWTF on that date.
7. We have circulated notes from the EPPP meeting with Nation leadership along with the additional information that the Nation requested at the meeting. The Nation indicated it would confirm whether a second meeting with Nation leadership is necessary. The Nation also indicated it would consider the various proposals and concepts discussed about how to safely conduct an in-person or virtual informational meeting with Nation members.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application.
9. Our next monthly meeting is September 24th at 11 am. A WebEx link for the meeting has been circulated.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Thursday, September 16, 2021 3:27 PM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>; 'bernette.schilling@dec.ny.gov' <bernette.schilling@dec.ny.gov>; 'tim.walsh@dec.ny.gov' <tim.walsh@dec.ny.gov>; 'Kennedy, Heidi E (DEC)' <heidi.kennedy@dec.ny.gov>

Subject: RE: STAMP update

Dear Christine and Alex,

Below, please find my weekly updates for the Nation on the STAMP project as I am off tomorrow:

1. Projects in Information Gathering Phase: No further updates on Project Chameleon. Project Ajax (semi conductor company) canceled our scheduled call for this week and have not set a rescheduling date. No further updates for Project Falcon.
2. Projects in Due Diligence Phase: No further updates on Project Greenleaf.
3. Projects in Active Negotiations Phase: None at this time.
4. The Town of Alabama Planning Board will reschedule its next meeting for the Plug Power site plan review at the Town of Alabama Town Hall from September 20th at 7 pm to either September 27th or October 4th.
5. The Initial Assessment for the Plug Power project (in accordance with the LOR) was sent to the Nation on Wednesday, July 14th. We have received the Nation's comments on the Initial Assessment

and are working to schedule a meeting with KTA and the Nation to discuss the comments for September 29th. We are waiting for the Nation to confirm its availability for September 29th at 11:00am.

6. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. Comments are due on or before Monday, September 27th.
7. Last week we held the first EPPP meeting with Nation leadership regarding the WWTF. We will be circulating draft copies of the notes from the meeting soon. The Nation indicated it would confirm whether a second meeting with Nation leadership was necessary. The Nation will consider the various proposals and concepts discussed about how to safely conduct an in-person or virtual informational meeting with Nation members.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on site wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application.
9. On our monthly call last week, we settled on monthly calls on the last Friday of the month at 11am and calendar invitations were distributed earlier this week. Our next one would be September 24th at 11 am followed by October 29th. We agreed to move the November meeting to the 1st week of December (December 3rd).

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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From: Mark Masse <mmasse@gcedc.com>

Sent: Friday, September 10, 2021 9:46 AM

To: 'Alex Page' <alex.c.page@gmail.com>; 'toseneca@aol.com' <toseneca@aol.com>

Cc: 'Merchant, Kimberly (DEC)' <kimberly.merchant@dec.ny.gov>; 'Witt, David E (DEC)' <david.witt@dec.ny.gov>; 'Vandrei, Charles (DEC)' <charles.vandrei@dec.ny.gov>; 'Adam S. Walters' <AWalters@phillipslytle.com>; 'Haley, Thomas P (DEC)' <thomas.haley@dec.ny.gov>; 'Connerton, Molly A CIV USARMY CELRB (USA)' <Molly.A.Connerton@usace.army.mil>; 'Herter, Nancy (PARKS)' <Nancy.Herter@parks.ny.gov>; 'Schwartz, Lisa (DEC)' <lisa.schwartz@dec.ny.gov>; 'Matthew J. Fitzgerald' <MFitzgerald@phillipslytle.com>

Subject: RE: STAMP update

Dear Christine and Alex,

Below, please find my weekly updates for the Nation on the STAMP project:

1. Projects in Information Gathering Phase: The Project Chameleon site visit went well and we are awaiting to hear back from them on next steps. We have a call with Project Ajax (semi conductor company) scheduled for next Wednesday. No further updates for Project Falcon.
2. Projects in Due Diligence Phase: No further updates on Project Greenleaf.
3. Projects in Active Negotiations Phase: None at this time.
4. The Town of Alabama Planning Board will hold its next meeting for the Plug Power site plan review at the Town of Alabama Town Hall for September 20th at 7 pm where they will continue their review of the Plug Power site plan.
5. The Initial Assessment for the Plug Power project (in accordance with the LOR) was sent to the Nation on Wednesday, July 14th. We have received the Nation's comments on the Initial Assessment and are working to schedule a meeting with KTA and the Nation to discuss the comments. The Nation provided possible dates for such a meeting and we are coordinating with KTA.
6. The Initial Assessment for the WWTF project (in accordance with the LOR) was sent to the Nation on Friday, August 27th. Comments are due on or before Monday, September 27th.
7. Yesterday we held the first EPPP meeting with Nation leadership regarding the WWTF. We will be circulating draft copies of the notes from the meeting as well as providing the two additional items of information requested (amounts of chemicals stored onsite and the amount of sludge produced based on certain levels of treatment). The Nation indicated it would let us know whether a second meeting with Nation leadership is necessary and will consider the various proposals and concepts discussed about how to safely conduct an in-person or virtual informational meeting with Nation members.
8. The NYSDEC previously provided the Nation with a copy of its Notice of Complete Application (Notice) for the SPDES permit and Article 24 Freshwater Wetland permit applications for the on site

wastewater treatment plant and force main. They also attached the draft SPDES permit and Fact Sheet. The NYSDEC continues its technical review of the application.

9. On our monthly call last week, we settled on monthly calls on the last Friday of the month at 11am. Our next one would be September 24th followed by October 29th. We agreed to move the November meeting to the 1st week of December (December 3rd). We will circulate calendar invites with meeting links later today.

If you have any other questions, or require additional information, please do not hesitate to contact me.

Enjoy the weekend.

Mark A. Masse, CPA



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