

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
Stonebridge Country Club, Goffstown, NH
July 14, 2010 10:30 a.m.

The Governor and Executive Council convened at 10:00 a.m. with all members present.

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The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Shea, accepted the minutes of June 23, 2010.

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The Governor and Executive Council, on motion of Councilor Hollingworth, seconded by Councilor Burton approved the appointment of several persons nominated for Civil Commissions from the June 23, 2010 meeting.

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CONFIRMATIONS

The Governor and Council confirmed the following:

Agricultural Advisory Board

(Merrimack County)

Charlie Cole, Loudon

Succeeding: John McPhail, Bow (term limited)

Effective: July 14, 2010

Term: January 31, 2015

Business Finance Authority

F. Daniel Henderson Jr., Keene

Succeeding: Stephen Duprey, Concord (resigned)

Effective: July 14, 2010

Term: November 3, 2010

Division for Children, Youth, and Families Advisory Board

(Coos County)

Michael Adamkowski, Stewartstown

Reappointment

Effective: July 14, 2010

Term: June 13, 2013

Connecticut River Valley Flood Control Commission

Robert G. Kline, Plainfield

Reappointment

Effective: July 14, 2010

Term: May 1, 2013

Equalization Standards Board

Nominated by NH School Boards Association

R. Dean Michener, Durham

Reappointment

Effective: July 14, 2010

Term: October 10, 2011

Executive Branch Ethics Committee

Joseph A. DiBrigida, Jr., (r), Bedford

Succeeding: John E. Blair, (r), Barnstead, (resigned)

Effective: July 14, 2010

Term: June 30, 2012

New Hampshire Health and Education Facilities Authority

Deanna S. Howard, Etna

Reappointment

Effective: July 14, 2010

Term: June 30, 2015

New Hampshire Housing Finance Authority

(Real Estate - Selling or Renting)

Mary Beth Rudolph, (i), Madbury

Succeeding: Katherine M. Walsh, (i), Hampton (term limited)

Effective: July 14, 2010

Term: July 1, 2015

Medical Review Subcommittee

(Physician Assistant)

Nominated by the Board of Medicine

Mark C. Iber, Strafford

Succeeding: Kevin Costin, Manchester (resigned)

Effective: July 14, 2010

Term: December 9, 2012

State Commission on the Status of Men

Elaine Holden, Peterborough
Vacancy

Effective: July 14, 2010
Term: September 1, 2010

Real Estate Appraisers Board

(Rep of NH Lending Institution)
Richard N. Burgess Jr., Ashland
Succeeding: Richard M. Wallis, Dover (resigned)

Effective: August 12, 2010
Term: August 12, 2013

New Hampshire Retirement System Board of Trustees

(Nominated by the NH State Permanent Fireman's Association)
Brian W. Morrissey, Nashua
Reappointment

Effective: July 14, 2010
Term: July 1, 2012

Traffic Safety Commission

Anthony C. Maiola, Newport
Succeeding: Robert J. L'Heureux, Merrimack

Effective: July 14, 2010
Term: September 16, 2014

Board of Managers of the New Hampshire Veterans' Home

(Member of a Chartered Veterans Service Organization)
Richard L. Murphy, Merrimack
Reappointment

Effective: July 14, 2010
Term: June 10, 2013

Board of Veterinary Medicine

John L. Gleason, DVM, Amherst
Succeeding: Eileen Peterson, Auburn

Effective: July 14, 2010
Term: March 5, 2015

Advisory Council on Worker's Compensation

(Rep of Insurance Interests of Commercial Workers' Compensation Carriers)
Margaret M. Crouch, Bedford
Reappointment

Effective: July 14, 2010
Term: June 13, 2013

NOMINATIONS

The Governor placed into nomination the following:

Atlantic States Marine Fisheries Commission

G. Ritchie White, Rye
Reappointment

Effective: September 24, 2010
Term: September 24, 2013

Board of Chiropractic Examiners

Keith J. Zimmermann, Bow
Succeeding: Leo M. Kenney, North Conway (term limited)

Effective: August 24, 2010
Term: August 24, 2015

Community Development Finance Authority

(Community Development Organization)
Brian F. Hoffman, Bedford
Reappointment

Effective: Upon confirmation
Term: July 1, 2015

Deferred Compensation Commission

(Public Employee at large)
Craig A. Downing, Manchester
Reappointment

Effective: Upon confirmation
Term: July 15, 2013

Deferred Compensation Commission

(Unclassified state employee)
 Thomas F. Manning, Manchester
 Reappointment

Effective: Upon confirmation
 Term: July 15, 2013

Enhanced 911 Commission

(Police Officer)
 George F. Valliere, Gorham
 Reappointment

Effective: Upon confirmation
 Term: July 22, 2013

Board of Registration of Funeral Directors and Embalmers

Bryan S. Gould, Woodsville
 Succeeding: Cynthia M. Rogers, Bristol (term limited)

Effective: Upon confirmation
 Term: June 13, 2015

New Hampshire Health and Education Facilities Authority

Thomas R. Horgan, Amherst
 Reappointment

Effective: Upon confirmation
 Term: June 30, 2015

Juvenile Parole Board

Kelly Stoller, Milford
 Reappointment

Effective: Upon confirmation
 Term: July 1, 2015

Commissioner of the Labor Department

George N. Copadis, Manchester
 Reappointment
 Salary: II, Max \$104,364

Effective: August 30, 2010
 Term: August 30, 2013

Lakes Management Advisory Committee

(Business & Industry Association)
 Wendell Berry, Jr., Newport
 Reappointment

Effective: Upon confirmation
 Term: July 8, 2013

Board of Optometry

Denis Allard, Manchester
 Reappointment

Effective: Upon confirmation
 Term: July 1, 2015

Board of Licensing & Regulation of Plumbers

(Journeyman Plumber)
 Kim M. Trisciani, Manchester
 Reappointment

Effective: Upon confirmation
 Term: July 1, 2015

State Veterans Council

Kenneth Leidner, Concord
 Reappointment

Effective: Upon confirmation
 Term: June 30, 2013

Wetlands Council

(Construction)
 Nominated by the Associated General Contractors
 Ryan Crosbie, Barrington
 Succeeding: Dennis Lydon, Raymond

Effective: Upon confirmation
 Term: July 11, 2013

#1 **CONSENT CALENDAR - DONATIONS:**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- A. Authorized to accept the donation of a recreational trail easement from Alan and Paula McLain, Berlin, NH.
- B. Authorized the Division of Parks and Recreation to accept the donation of a camp valued at \$19,600 from Dave Fuller of Lancaster, NH, for use at the Deer Mountain Campground, Pittsburg, NH.

BUSINESS FINANCE AUTHORITY

#2 The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Shea and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a Public Hearing with respect to the financing of a commercial facility by the Business Finance Authority for Tri-County Community Action Program, Inc. located in various locations throughout New Hampshire. Action will Authorized a Resolution under RSA 162-I:9 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON JULY 14, 2010
STONEBRIDGE COUNTRY CLUB, GOFFSTOWN, NEW HAMPSHIRE**

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At 10:40 a.m. the Governor announced that the next matter to be considered would be the financing of a commercial facility project by the Business Finance Authority (“Authority”) for Tri-County Community Action Program, Inc. and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received the written recommendation of the Authority and other documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, briefly explained the project, and emphasized that the credit of the State was not involved. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; [there being none], Councilor Burton introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF A COMMERCIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR TRI-COUNTY COMMUNITY ACTION PROGRAM, INC. IN ASHLAND, BERLIN, BETHLEHEM, COLEBROOK, LANCASTER, NORTH WOODSTOCK, TAMWORTH, WHITEFIELD AND WOODSVILLE NEW HAMPSHIRE" and moved its adoption, which was seconded by Councilor Shea. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor (s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE ISSUANCE OF UP TO \$3,500,000
REVENUE BONDS BY THE BUSINESS FINANCE AUTHORITY OF THE STATE OF NEW
HAMPSHIRE TO FINANCE A COMMERCIAL FACILITY FOR TRI-COUNTY COMMUNITY ACTION
PROGRAM, INC.
IN ASHLAND, BERLIN, BETHLEHEM, COLEBROOK, LANCASTER, NORTH WOODSTOCK,
TAMWORTH, WHITEFIELD AND WOODSVILLE,
NEW HAMPSHIRE**

WHEREAS, the Governor and Council have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination under RSA 162-I:9 with respect to the financing of a commercial facility for Tri-County Community Action Program, Inc. (“Borrower”), in Ashland, Berlin, Bethlehem, Colebrook, Lancaster, North Woodstock, Tamworth, Whitefield and Woodsville, New Hampshire, by the Authority’s issuance of up to \$3,500,000 aggregate amount of revenue bonds (the "Bonds") under RSA 162-I:1 et seq. (the "Act"); and

WHEREAS, the Governor and Council have received all of the documentation and information with respect to the proposed transaction that they have requested; and

WHEREAS, further action by the Authority with respect to the proposed transaction is subject to, and cannot be taken until passage of, this Resolution;

NOW, THEREFORE, in consideration of the foregoing, IT IS HEREBY RESOLVED THAT:

Section 1. Findings. On the basis of the Authority's recommendation and the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special Findings.

- (1) The project to be financed with the proceeds of the Bonds consists of the following: (i) to refinance existing tax-exempt debt; (ii) to finance renovations to the historical property located at 12 School Street, Ashland, New Hampshire to provide office space for private non-profit programs; (iii) to fund a debt service reserve fund, if any, for the Bonds; and (iv) to pay related costs and expenses, possibly including capitalized interest and issuance expenses (collectively the "Project"). The Facility is within the definition of "Commercial Facility" in RSA 162-I:2 and may be financed under the Act.
- (2) The establishment and operation of the Facility will create or preserve employment opportunities directly or indirectly within the State of New Hampshire (the "State") and will likely be of general benefit to the community as a whole.

(b) General Findings.

- (1) The Project and the proposed financing of the Project are feasible.
- (2) The Borrower has the skills and financial resources necessary to operate the Facility successfully.
- (3) The Loan Agreement, the Mortgage Security Agreement and Financing Statement and the other documents to be executed in connection with the issuance of the Bonds (collectively, the "Financing Documents"), contain provisions so that under no circumstances will the Authority be obligated, directly or indirectly, to pay Project costs, debt service or expenses of operation, maintenance and upkeep of the Facility except from proceeds of the Bonds or from funds received under the Financing Documents, exclusive of funds received under the Financing Documents by the Authority for its own use.
- (4) The Financing Documents do not purport to create any debt of the State with respect to the Facility, other than a special obligation of the Authority acting on behalf of the State under the Act.
- (5) The proposed financing of the Project by the Authority and the proposed operation and use of the Facility will serve one or more needs and implement one or more purposes set forth in RSA 162-I:1, will preserve or increase the social or economic prosperity of the State and one or more of its political subdivisions and will promote the general welfare of the State's citizens.

Section 2. Ultimate Finding and Determination. The Governor and Council find that the proposed financing, operation and use of the Facility will serve a public use and provide a public benefit and determine that the Authority's financing of the Project will be within the policy of, and the authority conferred by, the Act.

Section 3. Approval. The Governor and Council hereby approve the Authority's taking such further action under the Act with respect to the transaction involving the Facility, the Project and the Bonds as may be required.

Section 4. Effective Date. This Resolution shall take effect upon its passage.

Passed and Agreed to: July 14, 2010

#3 The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Shea and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a Public Hearing to approve an award of a State Guarantee under RSA 162-A:13-a with respect to a loan from Danversbank to Rochester Shoe Tree Company, Inc. located in Ashland, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON JULY 14, 2010
STONEBRIDGE COUNTRY CLUB, GOFFSTOWN, NEW HAMPSHIRE**

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At approximately 10:45 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Working Capital Line of Credit Guarantee Program of the Business Finance Authority in connection with a loan to be made by Danversbank to Rochester Shoe Tree Company, Inc., and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Jack Donovan, Executive Director of the Authority who briefly explained the project and repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM DANVERSBANK TO ROCHESTER SHOE TREE COMPANY, INC." and moved its adoption, which was seconded by Councilor Shea . There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor (s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18
AWARDING A STATE GUARANTEE UNDER RSA 162-A:13-a
WITH RESPECT TO A LOAN FROM
DANVERSBANK TO
ROCHESTER SHOE TREE COMPANY, INC.**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to seventy-five percent (75%) of the principal amount of a loan up to \$2,000,000 from Danversbank to Rochester Shoe Tree Company, Inc., pursuant to RSA 162-A:13-a (the Working Capital Loan Guarantee Program or the "WAG Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed seventy-five percent (75%) of the proposed financing;

WHEREAS, pursuant to the provisions of RSA Chapter 162-A, the Governor and Council is authorized to approve the recommendation of the Authority and to award the recommended guarantee upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed award of the Authority's guarantee which they have requested; and

WHEREAS, further action by the Authority with respect to the proposed transaction is subject to the passage of this resolution and cannot be taken until after its passage;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. Findings and Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special Findings.

(i) The award of the guarantee as proposed will contribute significantly to the success of the financing.

(ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and to ensure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) General Findings.

(i) The award of the guarantee as proposed will serve a public use and provide a public benefit.

(ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.

(iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.

(iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the award of the guarantee as may be required and authorize the Authority to take such further action with respect to such proposed execution as is necessary and appropriate to carry out the proposed transaction.

3. Effective Date. This resolution shall take effect upon its passage.

Passed and Agreed to July 14, 2010.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

#4 Authorized to enter into an agreement with the County of Coos, Stewartstown, NH, for the purpose of assisting Deanbrook Village Cooperative, Northumberland, NH, with infrastructure improvements in the amount of \$497,500. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

#5 Authorized to award a grant to the Town of Marlborough, in the amount of \$492,000, for the purpose of providing a loan via Monadnock Economic Development Corp, to a business, The Mountain Corporation, for working capital for equipment, supplies, raw materials and labor to expand the business activities. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

#6 Authorized to award a grant to the City of Keene, NH, in the amount of \$400,000, for the purpose of providing a loan via Monadnock Economic Development Corp, to a business, Vision Financial Corporation, in order to purchase, install and test equipment and software to expand the business activities. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

#7 Authorized to award a grant to the County of Rockingham, Brentwood, NH, in the amount of \$500,000, for the purpose of creating a revolving loan fund to allow NH commercial fishermen in the Northeast Fishery Sector XI to purchase fishing permits. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#8 Authorized to enter into a memorandum of agreement with the Department of Environmental Services, Concord, NH, to provide monitoring services for the State's interests in privately owned conservation lands, in the amount of \$10,000. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

#9 Authorized to enter into a **sole source** contract with the Community Development Finance Authority, Concord, NH, to begin implementing the Beacon Communities Project as part of the ARRA – Energy Efficiency and Conservation Block Grant's Retrofit Ramp-up Program, in the amount of \$8,508,332. Effective upon G&C approval through May 31, 2013. **100% Federal ARRA – Retrofit Ramp-up Funds.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#10 Authorized Lieutenant Colonel Brian C. Elbert, Farmington, NH, to be confirmed to the rank of Colonel, NH Air National Guard.

#11 Authorized Major Corey D. Aiken, Manchester, NH, be nominated for appointment to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#12 Authorized Captain Kenneth V. Leedberg, Jr., Stratham, NH, be nominated for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#13 Authorized Major Stephanie A. Riley, Concord, NH, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#14 Authorized Captain Daniel R. Ouellet, Rochester, NH, be nominated for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#15 Authorized Captain Steven J. Hall, Epsom, NH, be nominated for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#16 Authorized Captain Christine A. Tebbetts, Gilford, NH, be nominated for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#16A Authorized to reclassify position #19344 Architect, labor grade 27, to an Engineering Technician, labor grade 22.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#17 Authorized Bureau of Public Works Design and Construction to enter into a contract with Meridian Construction Corporation, Gilford, NH, for Storrs Street Garage Repairs, Storrs Street, Concord, for a total price not to exceed \$741,740. (2)Further authorized the amount of \$800 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services, bringing the total to \$742,540. Effective upon G&C approval through October 29, 2010. **100% General Funds.**

#18 Authorized Bureau of Public Works Design and Construction to enter into a contract with Wesfield Construction Co Inc., W. Chesterfield, NH, for NH State House Cafeteria Renovations, Concord, for a total price not to exceed \$164,483. (2)Further authorized the amount of \$300 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services, bringing the total to \$164,783. Effective upon G&C approval through September 1, 2010. **100% General-Capital Funds.**

#19 Authorized Bureau of Public Works Design and Construction to enter into a contract with Gerard A. Laflamme Inc., Londonderry, NH, for Walker Building Lighting Controls Retrofit, for a total price not to exceed \$218,700. Effective upon G&C approval through October 29, 2010. **100% Capital-General Funds.**

#20 Authorized Bureau of Public Works Design and Construction to enter into a contract with Custom Copper and Slate Inc., Medfield, MA, for the Roof Replacements at Liquor Commission Store 76 – I-95 N/B Hampton and NH Fish and Game Administration Bldg #2 – 17 Hazen Drive, Concord, for a total price not to exceed \$232,600. (2)Further authorized a contingency in the amount of \$14,000 for required structural repairs for the roof replacement, bringing the total to \$246,600. (3)Further authorized the amount of \$21,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services, bringing the total to \$267,600. Effective upon G&C approval through October 15, 2010. **100% Other Funds.**

TREASURY DEPARTMENT

#21 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Hollingworth authorized the request to issue a warrant from funds not otherwise appropriated in the amount of \$238,014 and the State Treasurer to issue checks in the amount of \$238,013.04 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#22 Authorized Division of Historical Resources to award a federally funded Certified Local Government Grant to the Town of Exeter, NH, for the “Exeter Town Wide Area Mapping Survey” in the amount of \$12,000. Effective upon G&C approval through September 30, 2010. **100% Federal Funds.**

#23 Authorized Division of the Arts to **retroactively** amend a contract with Dharma Creative, Nashua, NH, (previously approved by G&C on 8-13-08, item #34), for the design and layout of various publications, by extending the completion date from June 30, 2010 to June 30, 2011. No Additional Funding. **100% Federal Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council acted as follows:

#24 Authorized Division of Plant Industry to enter into a **sole source** agreement with the University of NH, Durham, NH, to conduct public outreach and detection campaign of Asian Long-horned Beetle, in the amount of \$26,000. Effective upon G&C approval through May 31, 2011. **100% Federal Funds.**

#25 Authorized to enter into a **sole source** memorandum of understanding with the NH Department of Resources and Economic Development, to develop survey procedures and implement a statewide survey program for the Asian Long-horned Beetle program, in the amount of \$14,680. Effective upon G&C approval through May 31, 2011. **100% Federal Funds.**

#26 Authorized to enter into a grant with The National Wild Turkey Federation, NH Chapter, Derry, NH, in the amount of \$8,200 for the Successional Habitat and Winter Food Source Development at the Cheshire County Farm Complex, Town of Westmoreland. Effective upon G&C approval through December 31, 2011. **100% Other – State Conservation Committee Funds.**

#27 Authorized to amend a grant with the Merrimack County Conservation District, Concord, NH, (previously approved by G&C on 11-19-08, item #54), for the Prime Farmland and Cultural Resource Stabilization on the Contoocook River project, by extending the completion date to December 31, 2011. No Additional Funding. **100% Other – Soil Conservation Funds.**

#28 Authorized to **retroactively** amend a grant with the Town of Greenland, NH, (previously approved by G&C on 7-16-08, item #33), for the Winnicut River Dam Removal Project, by extending the completion date to December 31, 2010. No Additional Funding. **100% Other – Soil Conservation Funds.**

#29 Authorized to **retroactively** amend a grant with the Audubon Society of NH, Concord, NH, (previously approved by G&C on 7-15-09, item #27), for the Willard Pond Land Protection Initiative Project, by extending the completion date to December 31, 2010. No Additional Funding. **100% Other – Soil Conservation Funds.**

#30 Authorized to accept and expend additional funds in the amount of \$5,784 from the University of NH, Durham, NH, to assist in the maintenance of the computer website to include a section about farm risk management and crop insurance, along with other marketing activities and improvements, coordinating/sponsoring two risk management workshops for NH producers, and News Alerts in the Weekly Market Bulletin. Effective upon G&C approval through December 31, 2011. **100% Other Funds – UNH grant.**

#31 Authorized to enter into an agreement with Sullivan Creative Services LTD, Concord, NH, to develop and provide a themed exhibit at the NH Building at the Eastern States Exposition in West Springfield, MA, in the amount of \$29,334.85. Effective upon G&C approval through September 6, 2010. **100% Other Funds – Bid E Building.**

ATTORNEY GENERAL

The Governor and Council acted as follows:

#32 Authorized to pay FY 2010-2011 dues to the National Criminal Justice Association in the amount of \$3,753. Effective July 1, 2010 through June 30, 2011. **90% Federal, 10% General Funds.**

#33 Authorized to enter into a **sole source** contract with Dr. Vincent Tranchida, Long Island City, NY, to provide coverage as a substitute medical examiner to conduct autopsies as needed in the absence of the State Medical Examiner and the Deputy Chief Medical Examiner, in an amount not to exceed \$15,000. Effective upon G&C approval through August 31, 2010. **100% General Funds.**

#34 Authorized to **retroactively** budget and expend prior year balances from a federal grant, in the amount of \$19,080, received from the Federal Bureau of Justice Assistance, federal fiscal year 2009 Residential Substance Abuse Treatment Grant Program, to be utilized to improve the functioning of the criminal justice system. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.**

#35 Authorized to **retroactively** budget and expend prior year balances from a federal grant, in the amount of \$45,249, received from the National Institute of Justice, federal fiscal year 2008 Paul Coverdell Forensic Science Improvement Grants Program, to be utilized to improve the functioning and efficiency of forensic laboratory services in NH. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.**

#36 Authorized to amend a **sole source** contract with Rosemary Swain (previously approved by G&C on 9-9-09, item #32C), to catalog evidence and provide general office support, by increasing the price by \$31,200 from \$115,509.50 to \$146,709.50, and by extending the end date from June 30, 2010 to June 30, 2011. **100% Federal Funds.**

#37 Authorized to enter into sub-grants with the Manchester Police Department, and the Waterville Valley Department of Public Safety, totaling \$10,000, from the US Department of Justice's Office of Juvenile Justice and Delinquency Prevention for increased enforcement of NH's underage drinking laws. Effective upon G&C approval through May 31, 2011. **100% Federal Funds.**

#38 Authorized to enter into sub-grants with the Administrative Office of the Courts, and the Cheshire County Attorney's Office, totaling \$110,069, from the previously accepted 2009 ARRA Violence Against Women Formula Grant, designed to provide services for women in NH who are victims of violent crimes. Effective upon G&C approval through April 30, 2011. **100% Federal ARRA Funds.**

#38A Authorized to conduct a one-day mental health training to be held at the Margate Resort, Laconia, NH, scheduled for August 12, 2010 entitle "2010 Trauma Informed Mental Health Training" to train mental health providers on trauma informed services to victims of traumatic loss, at a cost not to exceed \$15,875.60. (2)Further authorized to enter into an agreement with Kylmeg LLC, for the purpose of providing necessary conference facilities and food services at The Margate Resort, for the one-day training, in an amount not to exceed \$12,600.60. Effective upon G&C approval through September 30, 2010. **100% Federal Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

The Governor and Council acted as follows:

#39 Authorized to enter into a contract with Edward O'Neill d/b/a Veterans Mowing & Plowing, Nashua, NH, for lawn care and landscape services at NHES Local Office, Nashua, NH, in an amount not to exceed \$12,585. Effective upon G&C approval through October 31, 2012. **100% Federal Funds.**

#40 Authorized to enter into a contract with Salmon Falls Nursery, Berwick, ME, for lawn care and landscape services at NHES Local Offices, Portsmouth and Somersworth, NH, in the amount not to exceed \$23,847. Effective upon G&C approval through October 31, 2012. **100% Federal Funds.**

#41 Authorized to enter into a contract with Angerami Property Services LLC, Manchester, NH, for lawn care and landscape services at NHES Local Office, Salem, NH, in an amount not to exceed \$12,258. Effective upon G&C approval through October 31, 2012. **100% Federal Funds.**

#42 Authorized to enter into a contract with RWN Property Service, North Conway, NH, for lawn care and landscape services at NHES Local Office, Conway, NH, in an amount not to exceed \$11,950. Effective upon G&C approval through October 31, 2012. **100% Federal Funds.**

#43 Authorized to accept and place on file the 2009 Annual Report.

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#44 Authorized to accept and expend a sub-grant from the NH Department of Justice, under the federally funded ARRA of 2009, in the amount of \$4,706 to support services to victims of crimes. Effective upon G&C approval through June 30, 2011. **100% Agency Income – ARRA Grant Funds.**

#45 Authorized with Councilor Wieczorek voting **no**, to enter into a **sole source retroactive** contract with Chappell Tractor Sales Inc., Milford, NH, to pay for hay baler repair services for the Correctional Industries Farm, in an amount not to exceed \$15,000, with current SFY 2011 funds. Effective February 1, 2010 through August 31, 2010. **100% Other Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

#46 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to **retroactively** amend an agreement with the Department of Transportation (previously approved by G&C on 3-10-10, item #56), for the purpose of providing additional equipment storage space, Stickney Ave Facility, Concord, NH, by increasing the amount from \$22,000 to \$24,500. Effective July 1, 2010 through June 30, 2011. **100% Liquor Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Bureau of Human Resource Management

#47 Authorized to make a one-time payment from SFY 2011 funds to Mary Schwarzer-Hampton, Administrator III, Office of Medicaid Business and Policy, in the amount of \$300, to compensate for wages that were not paid for SFY 2009. **50% Federal, 50% General Funds.**

#48 Authorized to make a one-time payment to renew agency membership in the American Public Human Services Association, Washington, DC, in the amount of \$12,405. Effective July 1, 2010 through June 30, 2011. **65% General, 35% Federal Funds.**

Division of Public Health Services

#49 Authorized to pay the Association of State and Territorial Health Officials, Arlington, VA, \$18,800 for annual membership dues. Effective **retroactive** to July 1, 2010 through June 30, 2011. **60% General, 40% Federal Funds.**

#50 Authorized Bureau of Disease Control to make a one-time **retroactive** payment to the Lutheran Social Services of NH, in the amount of \$450, from SFY 2011 funds, for translation services performed during SFY 2009. **100% General Funds.**

Bureau of Drug and Alcohol Services

#51 Authorized to enter into an agreement with The Community Diversion Program, Greenland, NH, to provide substance abuse prevention selected and indicated services, in an amount not to exceed \$8,750. (2) Further authorized to enter into agreements with the vendors, as detailed in letter dated May 26, 2010, to provide substance abuse prevention services, in an amount not to exceed \$17,500. Effective upon G&C approval through December 31, 2010. **100% General Funds. [Consolidated Format.]**

#52 Authorized to enter into an agreement with the NH Task Force on Women and Recovery, Manchester, NH, to provide substance abuse recovery support services, in an amount not to exceed \$120,000. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

#53 Authorized to enter into an agreement with Friends of Recovery New Hampshire, Concord, NH, to provide substance abuse recovery support services, in an amount not to exceed \$86,000. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

Division for Children, Youth & Families

#54 Authorized to **retroactively** amend a cooperative project agreement with the University System of NH, Durham, NH, (previously approved by G&C on 8-13-08, item #117), for the provision of an educational tuition partnership, by increasing the price by \$283,062 to \$540,075, and by extending the completion date from June 30, 2010 to June 30, 2012. **100% Federal Funds.**

#55 Authorized to **retroactively** amend a cooperative project agreement with the University System of NH, Durham, NH, (previously approved by G&C on 9-3-08, item #63), for the provision of an educational tuition partnership, by increasing the price by \$161,888 to \$329,684, and by extending the completion date from June 30, 2010 to June 30, 2012. **100% Federal Funds.**

New Hampshire Hospital

#56 Authorized to exercise a **retroactive** contract renewal option with Neighborcare of NH LLC d/b/a Omnicare of NH, (previously approved by G&C on 10-8-08, item #126), to continue to provide pharmacy services consisting of intravenous (IV) medications, IV therapy and related staff services, and education related to IV certification, by increasing the price by \$20,000 from \$20,000 to \$40,000, and by extending the end date to June 30, 2012. **70% General, 30% Federal Funds.**

#57 Authorized to exercise a **retroactive** contract renewal option with The University of VT Technical Services Program, (previously approved by G&C on 6-25-08, item #193), to continue to provide clinical equipment repair and maintenance, by increasing the price by \$16,500 from \$16,500 to \$33,000, and by extending the end date to June 30, 2012. **70% General, 30% Federal Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#58 Authorized Division of Parks and Recreation to make a **retroactive** payment to the Mount Washington Summit Road Company d/b/a Mount Washington Auto Road, Gorham, NH, the amount of \$18,375 for unpaid invoices dated March 2, 2009 through May 1, 2010. **100% Mount Washington Fund.**

#59 Authorized Division of Parks and Recreation to enter into a lease agreement with the Mount Washington Summit Road Company, d/b/a Mount Washington Summit Auto Road, Gorham, NH, for the use of three existing parking areas, located to the south and southeast of the summit of Mount Washington. (2)Further authorized to accept a yearly payment of \$1.00 to be made by the Mount Washington Summit Auto Road. (3)Further authorized to make a monthly payment of \$1,837.50, for a total amount of \$110,250, to the Mount Washington Summit Road Company, Gorham, NH, in recognition of the wear and tear caused to the Auto Road by the Department's snow cats. Effective upon G&C approval through June 30, 2015. **100% Mount Washington Funds.**

#60 Authorized Bureau of Trails to enter into Grant-in-Aid Trail Maintenance and Equipment Contracts with the Snowmobile clubs as detailed in letter dated June 21, 2010, in the total amount of \$1,049,097.90. Effective upon G&C approval through January 1, 2011. **100% OHRV and Snowmobile Funds.**

#61 Authorized Bureau of Trails to enter into Grant-in-Aid Trail Maintenance and Equipment Contracts with the OHRV clubs as detailed in letter dated June 21, 2010, in the total amount of \$265,320.84. Effective upon G&C approval through January 1, 2011. **100% OHRV Funds.**

#62 Authorized Office of Workforce Opportunity to enter into a grant agreement with Goss International Americas Inc., Durham, NH, to implement employer-based training under the NH Job Training Program, in the amount of \$100,000. Effective upon G&C approval through June 30, 2011. **100% Training Funds.**

#62A Authorized Office of Workforce Opportunity to enter into a **retroactive sole source** contract with Cindy Naiditch, Chichester, NH, for consultant services, in the amount of \$50,987.85. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#63 Authorized to **retroactively** amend the lease agreement with Gerald P. McCarthy Properties, West Wareham, MA, (previously approved by G&C on 6-21-06, item #124B), for vehicle and equipment storage, by increasing the amount of \$8,700 to \$43,500 from \$34,800, and by extending the end date from June 30, 2010 to June 30, 2011.

#64 Authorized to **retroactively** accept and expend federal pass through funds totaling \$43,839 from the Maine Department of Marine Resources for the purpose of providing services and deliverables in support of a 2009 National Environmental Information Exchange Network Grant for the Gulf of Maine region. (2)Further authorized to **retroactively** enter into a contract with the Maine Department of Marine Resources for the purpose of providing services and deliverables in support of a 2009 National Environmental Information Exchange Network Grant for the Gulf of Maine region, in the amount of \$43,839. Effective July 1, 2010 through June 30, 2011. **100% Pass Thru Federal Funds.**

#65 Authorized to **retroactively** amend an agreement with the University System of NH – University of NH, Durham, NH, (previously approved by G&C on 6-25-08, item #140), for the Exchanging Environmental Data for the Gulf of Maine – 2007 Exchange Network Project, by extending the completion date to July 31, 2010 from June 30, 2010. **100% Federal Funds.**

#66 Authorized to enter into an agreement with the Town of Milford, NH, to complete the Souhegan River Restoration Project in Milford: Phase I – Feasibility Study project, in the amount of \$50,000. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

#67 Authorized to **retroactively** amend a **sole source** memorandum of agreement with the Department of Health and Human Services, Division of Public Health Services, Public Health Laboratories and the Food Protection Section, Concord, NH, (previously approved by G&C on 1-13-10, item #71), for laboratory analyses of shellfish tissue samples for red tide toxins, by extending the end date to June 30, 2011 from June 30, 2010. No Additional Funding. **100% Federal Funds.**

#68 Authorized John & Patricia Stream's request to install two seasonal docks connected to a seasonal walkway, anchored by two concrete pads, on Lake Winnepesaukee in Moultonborough.

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#69 Authorized to contract with Bugden Solutions Inc., Manchester, NH, to provide review services for the Child Nutrition Programs that are sponsored by the US Department of Agriculture and overseen by the State of NH, in an amount not to exceed \$14,650. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#70 Authorized Division of Instruction to renew the contract with Cecile Carlton, Nashua, NH (previously approved by G&C on 1-13-10, item #117), to provide technical assistance in the area of mathematics to schools and districts designated in need of improvements and provide professional development to NH educators, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#71 Authorized Division of Instruction to renew the contract with Christina Felix, Lee, NH (previously approved by G&C on 1-13-10, item #118), to provide support and technical assistance in middle and high school Reading and Writing to schools and districts designated in need of improvements and provide professional development to NH educators, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#72 Authorized Division of Instruction to renew the contract with Michelle Romein, Goffstown, NH (previously approved by G&C on 2-9-10, item #69A), to provide technical assistance in the area of elementary school Reading and Writing to schools and districts designated in need of improvements and provide professional development to NH educators, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#73 Authorized Division of Instruction to renew the contract with Robert F. Hanson, Jr., Strafford, NH (previously approved by G&C on 1-13-10, item #115), to provide technical assistance in the area of mentoring and supporting school leaders to schools and districts designated in need of improvements and provide professional development to NH educators, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#74 Authorized Division of Instruction to renew the contract with Elaine McNulty Knight, Exeter, NH (previously approved by G&C on 1-13-10, item #116), to provide assistance to NH schools and districts in creating the infrastructure and common understanding necessary to implement an RtI (Response to Intervention) system and provide professional development to NH educators, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#75 Authorized to contract with Penelope A. O'Connor, Gilford, NH, to conduct impartial special education complaint investigations, in an amount not to exceed \$10,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011, with the option to renew for up to one additional fiscal year. **100% Federal Funds.**

#76 Authorized Division of Career Technology and Adult Learning to enter into a lease agreement with Tain Properties LLC, Portsmouth, NH, for 4,186 gross square feet of office space, for a total cost of \$849,535.20. Effective July 15, 2010 through August 31, 2020. **100% Federal Funds.**

#77 Authorized to grant funds to the Nashua Adult Learning Center, Nashua, NH, in the amount of \$767,051, to provide adult basic education/ESL, English Languages/Civics Education classes and Training for volunteers to work one-on-one with undereducated adults coordinated from the Nashua Adult Learning Center, the learning Annex in Nashua and in students' homes, as well as counseling services for ABE students, advanced ESOL student, and GED graduates transitioning to community colleges and 4-year colleges and universities. **50% General, 50% Federal Funds.**

#78 Authorized a contract renewal option with the University of NH, Manchester, NH, (previously amended by G&C on 6-17-09, item #285), to continue the Mathematics and Science Partnership Grant Project, Leaders in Mathematics Education: Numbers and Operations, to increase the content knowledge of NH mathematics teachers, in an amount not to exceed \$60,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#79 Councilor Hollingworth, seconded by Councilor Pignatelli, voted to table this request. With Councilor Burton, Councilor Shea, and Councilor Wieczorek voting **no**, the motion to table failed. Authorized with Councilor Hollingworth and Councilor Pignatelli voting **no**, to amend a **sole source** contract with VERSA Management Systems Inc., d/b/a Iron Data of Oak Park, IL (previously approved by G&C on 2-8-06, item #68), for maintenance and enhancements to the existing Disability Determination Services claims management system, by increasing the amount by \$385,000, not to exceed \$720,000. (2)Further authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#80 Authorized a renewal option to a **sole source** contract with Rivier College, (previously approved by G&C on 6-17-09, item #291D), to reform and improve pre-service personnel preparation in the areas of literacy instruction, positive behavior interventions and supports, and secondary transition supports for students with emotional/behavior challenges, in an amount not to exceed \$14,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective July 1, 2010 through June 30, 2012. **100% Federal Funds.**

#81 Authorized to pay the FY 2011 membership renewal fee to the National Association of State Directors of Special Education, in the amount of \$7,607. **100% Federal Funds.**

#82 Authorized to enter into a contract with NH Coalition for Citizens with Disabilities Inc., d/b/a Parent Information Center, Concord, NH, to promote quality and compliance with NH Rules for the Education of Children with Disabilities Ed 1105 Child Find as it relates to preschoolers with disabilities, in an amount not to exceed \$150,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through June 30, 2012, with the option to renew for up to one additional fiscal year. **100% Federal Funds.**

#83 Authorized Services for the Blind and Visually Impaired to enter into an agreement with the NH Department of Transportation, to provide vending services at the Salem Welcome Center facility on Interstate 93 for and in consideration of a flat monthly fee of \$535. Effective August 30, 2010 through September 30, 2013. **100% Vending Revenue Funds.**

#84 Authorized Services for the Blind and Visually Impaired to renew agreements to provide vending services at the Canterbury and Sanbornton Rest Area facilities on Interstate 93, and Sutton, Springfield and Lebanon Rest Area facilities on Interstate 89, for and in consideration of a flat monthly fee of \$2,840. Effective upon G&C approval through September 30, 2012. **100% Vending Revenue Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#85 Authorized Division of Emergency Services & Communications to enter into a **retroactive sole source** contract with Plant/CML, Temecula, CA, for system software and hardware maintenance, in the amount of \$27,000. Effective June 1, 2010 through June 1, 2011. **100% Agency Income.**

#86 Authorized Division of Fire Standards & Training and Emergency Medical Services to enter into a **sole source** agreement with Interstate Emergency Unit Fire Mutual Aid, Stratham, NH, to provide two Firefighter certification courses in Rockingham County, in the amount not to exceed \$78,000. Effective upon G&C approval through June 30, 2011. **100% Fire and EMS Funds.**

#87 Authorized Division of Homeland Security and Emergency Management to enter into two grant agreements with the Town of Dublin, for a total of \$10,000, to enhance the town's local emergency operations plan and the town's hazard mitigation plan. Effective upon G&C approval through September 30, 2010. **100% Federal Funds.**

#88 Authorized to pay annual membership dues of \$11,000 to the International Fuel Tax Agreement Inc., Chandler, AZ. Effective upon G&C approval through June 30, 2011. **100% Highway Funds.**

#89 Authorized Division of State Police to enter into a memorandum of Understanding with the City of Rochester, for the enforcement of activities relating to Gang, Undercover Drug Investigations, and related search warrant executions, in the amount of \$25,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

#89A Authorized Division of Fire Standards & Training and Emergency Medical Services to amend a contract with Wilton Main Street Association, Wilton, NH, (previously approved by G&C on 8-3-05, item #156), by increasing the amount by \$15,717 from \$73,515 to \$89,232, and by extending the end date from August 31, 2010 to August 31, 2011. **100% Fire and EMS Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#90 Authorized to enter into an agreement with Terracon Consultants Inc., Manchester, NH, for the purpose of providing Statewide Bridge Deck Condition Surveys for a fee not to exceed \$250,000. Effective upon G&C approval through December 31, 2012.

#91 Authorized Bureau of Right of Way to grant an access point through the Controlled Access Right of Way of NH Route 9 in Stoddard to Stoddard Main Company. Effective upon G&C approval. No Cost Transaction.

#92 Authorized Bureau of Materials & Research to execute a **sole source** Cooperative Project Agreement with the UNH Office of Sponsored Research, Durham, NH, for transportation research services related to pavement construction and maintenance, in the total amount of \$186,516. Effective upon G&C approval through December 31, 2013. **100% Federal Funds.**

#93 Authorized Bureau of Highway Design to amend a contract with McFarland-Johnson Inc., Concord, NH, and Binghamton, NY, (previously amended by G&C on 4-23-08, item #88), for the final design of the Manchester Airport Access Road in the Towns of Bedford, Londonderry and Merrimack and the City of Manchester, by increasing the fee by \$323,429.96 from \$8,045,376.86 to \$8,368,806.82, and by extending the completion date from November 1, 2008 to March 30, 2011. **80% Federal, 20% Highway Funds.**

#94 Authorized to amend the Community Technical Assistance Program Phase-II agreements with four Regional Planning Commissions (Central, Southern, Rockingham, & Nashua) (previously approved by G&C on 7-16-08, item #86), by extending the completion date from August 1, 2010 to February 1, 2011. No Additional Funding.

#95 Authorized Bureau of Construction to enter into a contract with R.M. Piper Inc., Plymouth, NH, for roadway embankment stabilization on US 302 south of the Carroll/Harts Location town line in Crawford Notch, on the basis of a low bid of \$741,282. (2)Further authorized a contingency in the amount of \$74,128.20 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through June 24, 2011. **100% Betterment Funds.**

#96 Authorized Bureau of Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for pavement and bridge rehabilitation on NH Route 26 in the Towns of Dixville and Millsfield, on the basis of a low bid of \$2,945,685.28. (2)Further authorized a contingency in the amount of \$206,197.97 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through September 9, 2011. **100% Federal Funds.**

#97 Authorized Bureau of Aeronautics to award a grant to the City of Manchester for AIP-80 to conduct an Aircraft Deicing Fluid mitigation study and update to the Airport Drainage Plan at the Manchester-Boston Regional Airport, in the amount of \$682,000. Effective upon G&C approval through July 31, 2013. **95% Federal, 5% General Funds.**

#98 Authorized Bureau of Right of Way to pay various owners \$395,612.20 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period of May 8, 2010 through June 24, 2010.

#99 Authorized Bureau of Bridge Design to enter into an Interstate Bridge agreement with the State of Maine for rehabilitation of the bridge carrying NH Route 4 over the Salmon Falls River between Rollinsford, NH and South Berwick, ME, and continuing through engineering design, construction, inspection, and final acceptance of the completed project. Effective upon G&C approval. Project costs will be shared 50% by NH, and 50% by ME.

#100 **TABLED** – The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Pignatelli voted to **table** the request of the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Ann & Dick Corr, Lebanon, for the use of State-owned railroad property in Laconia along Paugus Bay, in the amount of \$11,500. Effective July 1, 2010 through June 30, 2015.

#101 Authorized Bureau of Rail & Transit to enter into a **retroactive** lease agreement with East Bluff Highlands Association, Meredith, NH, for the use of State-owned railroad property in Meredith along Lake Winnepesaukee, in the amount of \$8,950. Effective July 1, 2010 through June 30, 2015.

#102 Authorized Bureau of Rail & Transit to enter into a **retroactive** lease agreement with David & Carol Zogopoulos, Laconia, NH, for the use of State-owned railroad property in Laconia along Paugus Bay, in the amount of \$11,750. Effective July 1, 2010 through June 30, 2015.

#103 Authorized Bureau of Rail & Transit to enter into a **retroactive** agreement with the Upper Valley Lake Sunapee Regional Planning Commission, Lebanon, NH, to administer a planning study of a proposed public transit route along NH Route 120 between Claremont and Lebanon/Hanover, for an amount not to exceed \$28,000. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.**

#104 Authorized Bureau of Rail & Transit to amend a contract with St. Lawrence & Atlantic Railroad Company, Concord, NH, (previously approved by G&C on 8-19-09, item #223), to revise the scope of work, by extending the completion date to December 31, 2011 from December 31, 2010. No Additional Funding.

#105 Authorized Bureau of Rail & Transit to pay an amount not to exceed \$12,552 to Manchester Transit Authority, Manchester, NH, to provide a portion of the funds required to match Federal Transit Administration grant funds for bus acquisition. Effective upon G&C approval through December 31, 2010. **100% General Funds.**

#106 Authorized Bureau of Rail & Transit to enter into a **retroactive** agreement with the Upper Valley Lake Sunapee Regional Planning Commission, Lebanon, NH, for transportation coordination efforts in Sullivan and Grafton Counties, in an amount not to exceed \$95,080. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.**

#107 Authorized Bureau of Rail & Transit to enter into an agreement with Transportation Assistance for Seacoast Citizens, Hampton, NH, to administer a volunteer driver program providing transportation to people with disabilities and senior citizens in eight communities in the Seacoast region, for an amount not to exceed \$53,599. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#108 Authorized Bureau of Construction to enter into a contract with Michael Hansen Construction Inc., New London, NH, for replacement of an existing stone box culvert under US 302 located west of Hedgerose Lane in the town of Bethlehem, on the basis of a low bid of \$128,890. (2)Further authorized a contingency in the amount of \$19,333.50 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 15, 2010. **100% Federal Funds.**

#109 Authorized Bureau of Construction to accept and place on file the summary of active projects that may require contingencies use, for the period through June 30, 2010.

#110 Authorized Bureau of Construction to enter into a contract with DeLucca Fence Company Inc., Methuen, MA, for guardrail replacement and incidental work along the F.E. Everett Turnpike in Nashua (Route 3) and Bow (I-93), and along the Spaulding Turnpike (Route 16) in Portsmouth and Dover, on the basis of a low bid of \$1,287,590.33. (2)Further authorized a contingency in the amount of \$128,759.03 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 15, 2010. **100% Turnpike Funds.**

#111 Authorized Bureau of Construction to enter into a contract with CWS Fence & Guardrail Co., Andover, NH, for guard replacement on US 302/NH 16 in Harts Location and Conway, on the basis of a low bid of \$943,759.50. (2)Further authorized a contingency in the amount of \$94,375.95 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 29, 2010. **100% Federal Funds.**

#112 Authorized Bureau of Construction to enter into a contract with E.D. Swett Inc., Concord, NH, for replacement of the bridge decks on the I-93 bridges over the Merrimack River, rehabilitation of the I-93 bridges over NH 3 at Exit 10, and pavement rehabilitation in the City of Manchester and Town of Hooksett, on the basis of a low bid of \$11,980,055.85. (2)Further authorized a contingency in the amount of \$599,002.79 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through June 21, 2013. **100% Federal Funds.**

#113 Authorized as amended, Bureau of Construction to enter into a contract with Cianbro Corporation, Pittsfield, ME, for construction of a new bridge to carry the Spaulding Turnpike over Little Bay in the Town of Newington and the City of Dover, on the basis of a low bid of \$50,311,876.31. (2)Further authorized a contingency in the amount of \$2,515,593.82 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through November 15, 2013. **100% Federal Funds.**

The amendment, requested by Commissioner Campbell, is to strike the second to last sentence of the cover letter which reads "Turnpike toll credit is being utilized for match requirements; effectively utilizing these funds at 100% Federal Funds".

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Munce Superior Oil – The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Burton, voted to extend to the July 28, 2010 G&C meeting, their vote on whether to grant an appeal to Mr. Munce pursuant to RSA 260:39. The extension was made because Mr. Munce has been ill and couldn't attend the July 14, 2010 G&C meeting.

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LATE ITEM

DEPARTMENT OF TRANSPORTATION

- A. Authorize to enter into a contract with R.S. Audley, Inc., Bow, NH, for the replacement of the Brookdale Road Bridge over I-93 in the town of Salem, on the basis of a bid of \$4,338,718.55. (2) Further authorize that a contingency in the amount of \$303,710.28 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through June 1, 2012. **100% Federal Funds.**

*

The Governor advised the Executive Council that the engagement agreement between the Council and the Wadleigh, Starr and Peters PLLC, Law Firm has been finalized and reviewed by the Attorney General's Office.

Pursuant to RSA 4:1, IV

The Governor and Council on motion of Councilor Shea, seconded by Councilor Hollingworth, voted to retain Attorney Donald Perrault and the law firm of Wadleigh, Starr and Peters, PLLC, in accordance with the terms of the letter dated July 8, 2010 to represent the Executive Council in the removal matters for Liquor Commissioner Mark Bodi and Banking Commissioner Peter Hildreth.

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Next regular Governor and Executive Council meeting is scheduled for Wednesday, July 28, 2010 at 10:00 a.m. at the Manchester Readiness Center, Manchester, New Hampshire.

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The Honorable Board then Adjourned at 12:40 p.m.