GOVERNOR AND EXECUTIVE COUNCIL MINUTES State House, Concord, New Hampshire

November 17, 2010, 8:00 a.m.

The Governor and Executive Council convened at 8:00 a.m. for a special meeting, with all members present.

The Governor and Council on motion of Councilor Wieczorek, 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, voted to go into non-public session under RSA 91-A:3 (a) and (e) to discuss the status of pending litigation against the Governor and Council, as well as to review sealed minutes of personnel matters.

The Governor and Council on motion of Councilor Shea, seconded by Councilor Burton, 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, voted to seal the minutes of today's meeting under RSA 91-A:3, III until such time as the Council determines to release the minutes.

The Governor and Council on motion of Councilor Shea, seconded by Councilor Burton, 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, voted to come out of non-public session.

Recess

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

The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Burton, accepted the minutes of October 20, 2010, as amended:

## **CONFIRMATIONS**

The Governor and Council confirmed the following:

Water Well Board (Public Member) Steve Guercia, Concord Reappointment

Effective: October 20, 2010 Term: September 15, 2013

The Governor and Executive Council, on motion of Councilor Hollingworth, seconded by Councilor Wieczorek approved the appointment of several persons nominated for Civil Commissions from the October 20, 2010 meeting.

The Governor placed in nomination the several persons who applied for Civil Commissions.

**RESIGNATION** 

The Governor and Council, with regret and thanks, accepted the following resignation:

**Board of Accountancy** 

(Public Member)

Andrea Goldberg, Concord Effective: November 17, 2010

State Council on the Arts

Peter J. McLaughlin, Hanover Effective: November 17, 2010

Fire Standards & Training Commission

(NH Municipal Association)

R. Gary Stenhouse, Derry Effective: November 17, 2010

Midwifery Council

(Midwife)

Carol Leonard, Hopkinton Effective: November 17, 2010

Director of Parks & Recreation for the Department of Resources and Economic Development

Ted Austin, Norwich Effective: November 17, 2010

Ports & Harbors Advisory Council

Michael J. Coffey, Portsmouth Effective: November 17, 2010

Public Employee Labor Relations Board

(Labor)

J. David McLean, Rochester Effective: November 17, 2010

Rivers Management Advisory Committee

(Rep. Public Water Works)

Robert Beaurivage, Auburn Effective: November 17, 2010

Waste Management Council

(Rep. of Private Industries that Generate Hazardous Waste)

Ronald J. Allard, Barrington Effective: November 17, 2010

Water Council

(Recreational Interests)

Ray Cowan, Loudon Effective: November 17, 2010

**CONFIRMATIONS** 

The Governor and Council confirmed the following:

State Committee on Aging

(Cheshire County)

Robert B. Ritchie, (r), Fitzwilliam Effective: November 17, 2010

Succeeding: Owen R. Houghton (i), Jaffrey Term: June 24, 2013

State Committee on Aging

(Rockingham County)

Susan Turner (d), Portsmouth Effective: November 17, 2010

Succeeding: Gerri Beck (i) Salem (resigned)

Term: June 24, 2013

Department of Employment Security Appellate Board

(Labor)

David Pelletier, Dunbarton Effective: November 17, 2010

Reappointment Term: October 14, 2014

Fish and Game Commission

(Sullivan County)

Thomas H. Hubert, (i), Newport Effective: November 17, 2010

Reappointment Term: June 29, 2015

Fish and Game Commission

(Cheshire County)

Robert Phillipson Jr., (r), Keene Effective: November 17, 2010

Reappointment Term: June 29, 2015

Board of Licensure of Interpreters for the Deaf and Hard of Hearing

(Rec. by NH Registry of Interpreters for the Deaf)

Terry Linehan, Amherst Effective: November 17, 2010 Reappointment Term: October 10, 2013

Lakes Management Advisory Committee

Nominated by the NH Wildlife Federation & the NH Bass Federation

Richard D. Smith, Hancock
Vacancy

Effective: November 17, 2010
Term: November 17, 2013

Personnel Appeals Board

(Alternate)

Philip P. Bonafide, (d), Sanbornton Effective: November 17, 2010 Reappointment Term: September 24, 2013

Director of the Division of Travel & Tourism, Department of Resources and Economic Development

Nominated by the Commissioner of the Department of Resources and Economic Development

Lori Harnois, Epsom Effective: November 17, 2010

Succeeding: Alice DeSouza, Bedford (resigned)

Term: March 8, 2012

Salary: Step 2, GG \$77,181

<u>Department of Transportation – Director of Policy & Administration</u>

Nominated by the Commissioner of the Department of Transportation

Frances Buczynski, Northfield Effective: November 17, 2010 Vacancy Term: November 17, 2014

Salary: Step 4, GG \$86,131

Department of Transportation – Director of Finance

Nominated by the Commissioner of the Department of Transportation

Patrick McKenna, Gilford Effective: November 17, 2010 Vacancy Term: November 17, 2014

Salary: Step 3, HH \$88,933

Advisory Council on Unemployment Compensation

(Labor/Employees)

Dennis Caza, Goffstown Effective: November 17, 2010

Succeeding: Daniel P. Manning, Manchester (Labor/Employees) Term: March 26, 2013

**NOMINATIONS** 

The Governor placed into nomination the following:

**Board of Accountancy** 

(Public Member)

Patrick C. Closson, Lee Effective: Upon confirmation Succeeding: Andrea Goldberg, Concord (resigned) Term: September 17, 2013

**Board of Accountancy** 

(Public Member)

Tanya G. Richmond, Bedford Effective: Upon confirmation Succeeding: Sheila K. Christie, Dover Term: September 21, 2015

**Board of Acupuncture Licensing** 

(Acupuncturist)

Patty Jensen, Henniker Effective: Upon confirmation Succeeding: Sheryl L. Wookey, Hampton Term: October 14, 2013

**Board of Acupuncture Licensing** 

(Acupuncturist)

Jeanne Ann Whittington, Dunbarton

Reappointment

Effective: Upon confirmation

Term: October 14, 2013

Advanced Manufacturing Education Advisory Council

(Public Member)

John F. Olson, Charlestown

Reappointment

Effective: December 18, 2010

Term: December 18, 2013

State Committee on Aging

(Hillsborough County)

Joan H. Schulze, (i), Nashua Effective: Upon confirmation New Term/Vacancy Term: December 8, 2013

Alcohol & Drug Abuse Prevention, Intervention & Treatment Commission

(Drug Abuse Prevention)

Betsy Abrahams, Merrimack
Reappointment
Effective: Upon confirmation
Term: September 20, 2013

**Business Finance Authority** 

F. Daniel Henderson Jr., Keene Effective: Upon confirmation Reappointment Term: November 3, 2013

**Business Finance Authority** 

Karen G. Pollard, Rochester Effective: Upon confirmation Reappointment Term: November 3, 2013

State Coordinating Council for Community Transportation

Christine A. Schon, Henniker Effective: Upon confirmation

(New Term/Vacancy) Term: Term begins December 8, 2010

Board of Licensure for Interpreters for the Deaf & Hard of Hearing

(Consumer of oral interpreting services)

Laura H. Sinclair, Exeter Effective: Upon confirmation Succeeding: Izabella Kantsepolsky, Nashua (term limited) Term: October 10, 2013

**Board of Licensed Dietitians** 

Carole A. Palmer, Penacook
Reappointment
Effective: Upon confirmation
Term: December 6, 2013

Justice of the Laconia District Court

James M. Carroll, Laconia Effective: Upon confirmation Vacancy Term: Until 70 years of age

Associate Justice of the Concord District Court

M. Kristin Spath, Concord Effective: Upon confirmation Vacancy Term: Until 70 years of age

Family Mediator Certification Board

Nominated by the NH Conflict Resolution Association

John D. Cameron, Gilford Effective: Upon confirmation Reappointment Term: September 6, 2013

New Hampshire Commission for Human Rights

Sheryl L. Shirley, Holderness Effective: Upon confirmation Reappointment Term: November 1, 2015

Joint Promotional Program Screening Committee

(Member-at-Large)

Nominated by the NH Travel Council

Nancy Clark, Intervale Effective: Upon confirmation

Succeeding: Suzanne Bresette, North Hampton Term: July 13, 2013

McAuliffe-Shepard Discovery Center

(Education Community)

Antoinette B. Galvin, Hampton Effective: Upon confirmation Reappointment Term: September 19, 2013

State Commission on the Status of Men

David Lauren, Marlborough Effective: Upon confirmation Reappointment Term: September 1, 2013

**Board of Mental Health Practice** 

(Clinical Mental Health Counselor)

Gail Mears, Ashland Effective: Upon confirmation Reappointment Term: October 31, 2013

New Hampshire Municipal Bond Bank

(Municipal Government)

Nominated by the NH Municipal Association

Robert T. Levan, Loudon Effective: Upon confirmation Reappointment Term: October 9, 2015

**Board of Nursing** 

(Public Member)

James M. Kuras, Francestown

Succeeding: Lynda Elliot, Northwood (resigned)

Effective: Upon confirmation

Term: December 21, 2012

**Board of Nursing** 

(LNA)

Cynthia Smith, Meredith

Reappointment

Effective: Upon confirmation

Term: October 24, 2013

Pesticides Control Board

(Public Member)

Anne D. Krantz, Amherst Effective: Upon confirmation Reappointment Term: November 23, 2013

Pesticides Control Board

(Ecologist)

Susan L. Whittemore, Keene Effective: Upon confirmation Reappointment Term: November 6, 2013

Postsecondary Education Commission

(Full-time Undergraduate Student)

Nominated by the NH College & University Council

Robert J. Downey, Weare Effective: Upon confirmation

Vacancy Term: Upon graduation or change of status

Public Employee Labor Relations Board

(Management)

James O'Mara, Amherst Effective: Upon confirmation Reappointment Term: September 17, 2016

New Hampshire Retirement System Board of Trustees

Nominated by the National Education Association of NH

Michael Macri, Concord Effective: Upon confirmation

Succeeding: Debra Hackett, Barrington Term: July 1, 2012

Rivers Management Advisory Committee

(Historic/Archaeological)

Anne Krantz, Amherst Effective: Upon confirmation

Reappointment Term: June 15, 2013

Chief Justice of the NH Supreme Court

Linda S. Dalianis, Nashua Effective: Upon confirmation

Term: Until 70 years of age

Associate Justice of the NH Supreme Court

Robert J. Lynn, Windham Effective: Upon confirmation Succeeding: John T. Broderick, Manchester (resigned) Term: Until 70 years of age

Water Council

(Public Member) (Chairman)

John A. Gilbert, Concord Effective: Upon confirmation Succeeding: John F. Bridges, Wolfeboro – Chairman (resigned) Term: December 27, 2014

# **#1 CONSENT CALENDAR - DONATIONS:**

# DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

A. Authorized to accept and expend funds as a donation from The Noah Foundation in the amount of \$15,000. 100% Other Funds - APCP.

#### ATTORNEY GENERAL

B. Authorized to accept a gift of office furniture valued at approximately \$1,000 from The Home Insurance Company located in Manchester. Effective upon G&C approval.

# DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

C. Authorized the Bureau of Trails to accept a donation of \$300 from the NH Quarterhorse Association, Concord, NH, for trail maintenance. Effective upon G&C approval.

# DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

D. Authorized the Division of Parks and Recreation to accept from the Wal-Mart Distribution Center in Raymond, NH, a donation of assorted items for Pawtuckaway State Park valued at \$226.41.

# DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

E. Authorized the Division of Forests and Lands to accept a gift of 5.88 acres <u>+</u>, by Warranty Deed, of land abutting Rock Rimmon State Forest, Kingston, NH, from Frank Caparco. **0% State Funds.** 

# FISH AND GAME DEPARTMENT

F. Authorized to accept \$25,000 from Premium Outlets, Simon Property Group for conservation actions to benefit state threatened black racer snakes.

## DEPARTMENT OF SAFETY

G. Authorized the Division of Fire Safety to accept a donation from the NH Association of Fire Cheifs, Litchfield, NH, in the amount of \$250 for the purpose of providing and caring for canine accelerant detection canines in the Division of Fire Safety. Effective upon G&C approval.

#### DEPARTMENT OF SAFETY

H. Authorized the Division of Safety Services to accept a donation of a thermal imaging system from Andrew C. Teich, owner of FLIR Commercial Vision Systems, Wilsonville, OR, with a value of \$6,000, and shall be used for the purpose of enhancing the safety of night patrol operations and rescues on Lake Winnipesaukee. Effective upon G&C approval.

# **CONSENT CALENDAR - TRAVEL:**

#### TRAVEL REQUESTS

I. SAFETY – Division of State Police - Request permission for (1) employee, Brian Strong, Trooper First Class, or his designee, to travel to Oak Ridge, TN for 72 days, January 8, 2011 through March 20, 2011 to attend the National Forensic Academy. Permission is also requested for a waiver to exceed the 300-mile radius in a State vehicle Total Cost: \$4,479.50. Source of Funds: 100% Agency Income.

#### **BUSINESS FINANCE AUTHORITY**

#2 The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Burton 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 <u>Public Hearing</u> with respect to the financing of a commercial facility by the Business Finance Authority for the Alice Peck Day Hospital located in Lebanon, 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 NOVEMBER 17, 2010 AT THE STATE HOUSE CONCORD, NEW HAMPSHIRE

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At 10:30 a.m., the Governor announced that the next matter to be considered would be the refinancing of commercial facility projects by the Business Finance Authority for Alice Peck Day Health Systems Corp., Alice Peck Day Memorial Hospital and Alice Peck Day Lifecare Center, Inc. (collectively, the "Obligated Group") in Lebanon, New Hampshire 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 explained that this meeting constituted a public hearing and asked whether any other person wished to speak. There being none, Councilor Burton, introduced a resolution entitled "A RESOLUTION AUTHORIZING \$30,000,000 FOR ALICE PECK DAY HEALTH SYSTEMS CORP., ALICE PECK DAY MEMORIAL HOSPITAL AND ALICE PECK DAY LIFECARE CENTER, INC." and moved its adoption, which was seconded by Councilor Hollingworth. 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 AUTHORIZING \$30,000,000 FOR ALICE PECK DAY HEALTH SYSTEMS CORP., ALICE PECK DAY MEMORIAL HOSPITAL AND ALICE PECK DAY LIFECARE CENTER, INC.

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the refinancing of certain commercial facilities (the "Facilities") for Alice Peck Day Memorial Hospital (the "Hospital"), Alice Peck Day Lifecare Center, Inc. ("Lifecare" and doing business as Harvest Hill and the Woodlands at Harvest Hill) and Alice Peck Day Health Systems Corp. (collectively, the "Obligated Group") located in Lebanon, New Hampshire (the "Project") by the Authority's issue of Revenue Bonds (Alice Peck Day Health Systems Obligated Group Issue) Series 2010 in an aggregate principal amount not to exceed \$30,000,000 (the "Bonds") under RSA 162-I (the "Act");

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

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

#### IT IS HEREBY RESOLVED THAT:

<u>Section 1</u>. <u>Findings</u>. 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 Bond proceeds, together with other available funds of the Obligated Group, will be used to: (i) current refund the Authority's outstanding Revenue Bonds (Alice Peck Day Health Systems Obligated Group Issue) Series 2007A (the "2007A Bonds") and Revenue Bonds (Alice Peck Day Health Systems Obligated Group Issue) Series 2008 (the "2008 Bonds" and together with the 2007A Bonds, the "Refunded Bonds"); and (ii) pay certain costs associated with issuance of the Bonds. The projects funded by the Refunded Bonds are described in Exhibit A attached hereto.
- (2) The operation of the Facilities will create and preserve employment opportunities directly and indirectly within the State of New Hampshire (the "State").

## (b) General findings:

- (1) The Project and the proposed financing thereof is feasible;
- (2) The Obligated Group has the skills and financial resources necessary to operate its Facilities successfully;
- (3) The Mortgage, Loan and Security Agreement by and among the Authority, the Obligated Group and TD Bank, N.A., as Bondholder (the "Agreement") contains 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 Facilities except from proceeds of the Bonds or from

funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use;

- (4) The Agreement does not purport to create any debt of the State with respect to the Facilities, other than a special obligation of the Authority acting on behalf of the State under the Act; and
  - (5) The proposed refinancing by the Authority and the operation and use of the Facilities 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. <u>Ultimate Finding and Determination</u>. The Governor and Council find that the proposed financing, operation and use of the Facilities will serve a public use and provide a public benefit, and the Governor and Council determine that the Authority's financing of the Project will be within the policy of, and the authority conferred by, the Act.
- <u>Section 3</u>. <u>Approval</u>. The Governor and Council approve the Authority's taking such further action under the Act with respect to the transaction as may be required.
  - <u>Section 4.</u> <u>Effective Date.</u> This resolution shall take effect upon its passage.

Passed and agreed to November 17, 2010.

# The Project

The Bonds are being issued for purposes of (i) refunding the Authority's Revenue Bonds (Alice Peck Day Health Systems Obligated Group Issue) Series 2007 outstanding in the principal amount of \$10,405,000 (the "2007 Bonds") and the Authority's Revenue Bonds (Alice Peck Day Health Systems Obligated Group Issue) Series 2008 outstanding in the principal amount of \$19,835,000 (the "2008 Bonds" and together with the 2007 Bonds, the "Refunded Bonds") and (ii) paying certain costs incurred in connection with the issuance of the Bonds.

Proceeds of the 2008 Bonds were used to (i) finance the construction and equipping of Phase III of a 66-unit, three-story and approximately 133,000 square foot facility at the Woodlands facility of Lifecare, (ii) pay capitalized interest on the 2008 Bonds and (iii) pay certain costs incurred in connection with the issuance of the 2008 Bonds (together, the "2008 Projects").

Proceeds of the 2007 Bonds were used to (i) refund the outstanding portion of the Authority's \$17,120,000 (Alice Peck Day Health Systems Obligated Group Issue) Series 1999A (the "1999A Bonds"), (ii) refinance certain commercial real estate loans on properties owned by members of the Obligated Group (the "Taxable Debt") and (iv) pay certain costs incurred in connection with the issuance of the 2007 Bonds (together, the "2007 Projects"). The Taxable Debt was previously paid in full.

Proceeds of the 1999A Bonds were used to finance and refinance certain Obligated Group projects, including (i) the renovation of approximately 12,000 square feet of the Hospital facility to be used for operating rooms, radiology, pathology and patient rooms, (ii) certain infrastructure and equipment projects of the Hospital, including acquisition of radiology and diagnostic imaging, pathology and surgical patient care equipment, an HVAC system, and other miscellaneous equipment for the Hospital facility, (iii) the construction of Phase II at the Harvest Hill facility of Lifecare, including approximately 24 units comprising approximately 38,000 square feet of a three-story addition to the facility, (iv) the acquisition of \$300,000 of miscellaneous capital equipment for the Harvest Hill facility, (v) repayment of a \$500,000 bank loan to Alice Peck Day Health Systems Corp., the proceeds of which were used to finance the construction of a 4,500 square foot operating room and acquisition of related equipment at the Hospital facility, (vi) refunding and refinancing of the outstanding portion of revenue bonds issued by the New Hampshire Health and Educational Facilities Authority, consisting of Hospital Revenue Bonds, Alice Peck Day Memorial Hospital Issue, Series 1996 (the "1996 Bonds") and (vii) payment of certain costs of issuance, a reserve fund and credit enhancement (together, the "1999A Projects").

The Taxable Debt consisted of certain commercial loans related to property at 131 Mascoma Street, at the center of the Hospital campus and included an addition to the physician clinic, and at 141 Mascoma Street, which houses the Hospital's Women's Care Center providing personalized, comprehensive clinical services for women patients (together, the "Taxable Debt Projects")

Proceeds of the 1996 Bonds were used to finance the construction of Lifecare's Harvest Hill assisted living facility (the "1996 Projects").

Proceeds of the Series 1990 Bonds were used to finance and refinance capital projects and equipment at the Hospital facility (the "1990 Projects" and together with the 1996 Projects, the Taxable Debt Projects, the 1999A Projects, the 2007 Projects and the 2008 Projects, the "Prior Projects").

#3 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Wieczorek authorized the request to accept and place on file the Business Finance Authority's annual financial statement for FY 2010.

## OFFICE OF ECONOMIC STIMULUS

#3A The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request with the Department of Education, to accept and expend a grant in the amount of \$40,998,015 of Federal Education Jobs Funds for education aid to local education agencies, from the US Department of Education. Effective upon G&C approval through June 30, 2011. 100% Federal Education Jobs Fund Program). Contingent upon Fiscal Committee approval on November 15, 2010.

# COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

- 44 Authorized to award a grant to the Town of Atkinson, NH, in the amount of \$120,000 for the purpose of assisting a business, Case Continuum, with business expansion activities. Effective upon G&C approval through June 30, 2012. 100% Federal Funds.
- Authorized to amend a grant agreement with the Town of Barnstead, NH, (previously approved by G&C on 6-17-09, item #2), in the amount of \$500,000, by extending the completion date to June 30, 2011 from December 31, 2010. No Additional Funding. **100% Federal Funds.**

## OFFICE OF ENERGY AND PLANNING

- Authorized to enter into a **sole source** agreement with the University of NH, Complex Systems Research Center, Durham, NH, to continue implementation of the State's Floodplain/Risk Map program, in the amount of \$65,630. Effective upon G&C approval through September 20, 2011. **100% Federal Funds.**
- #7 Authorized to enter into a memorandum of agreement with the Department of Environmental Services, Concord, NH, for the continued operation of the Granite State Clean Cities Coalition and required annual reporting related to the Energy Information Administration, in the amount of \$17,600. Effective upon G&C approval through June 30, 2011. 93.4% Other (PVE), 6.6% Federal Funds.
- Authorized to **retroactively** amend a **sole source** memorandum of agreement with the NH Public Utilities Commission, Concord, NH, in the amount of \$516,000, by amending section 3, "Program Description and Purpose" of the agreement to reflect and increase to the residential solar thermal rebates from \$750 to \$2,000. Effective March 10, 2010 through February 17, 2012. (2)Further authorized to **retroactively** amend a **sole source** memorandum of agreement with the NH Public Utilities Commission, Concord, NH, in the amount of \$516,000, by amending section 3, "Program Description and Purpose" of the agreement to reflect and decrease to the administrative costs from \$21,000 to \$20,000. Effective March 10, 2010 through February 17, 2012. **ARRA Funds.**
- #9 Authorized to amend a **sole source** contract with Community Action Program of Belknap-Merrimack Counties Inc., Concord, NH, (previously approved by G&C on 4-1-09, late item H), for the Weatherization Assistance Program, by increasing the contract by an amount not to exceed \$1,024,500, from \$3,661,355 to \$4,685,855. Effective upon G&C approval through March 31, 2012. **100% Federal ARRA Funds.**
- #10 Authorized to amend a **sole source** contract with Southwestern Community Services Inc., Keene, NH, (previously approved by G&C on 4-1-09, late item E), for the Weatherization Assistance Program, by increasing the contract by an amount not to exceed \$963,203.91, from \$2,601,788 to \$3,564,991.91. Effective upon G&C approval through March 31, 2012. **100% Federal ARRA Funds.**
- #11 Authorized to amend a **sole source** contract with Strafford County Community Action Committee Inc., Dover, NH, (previously approved by G&C on 4-1-09, late item D), for the Weatherization Assistance Program, by increasing the contract by an amount not to exceed \$564,435, from \$2,282,440 to \$2,846,875. Effective upon G&C approval through March 31, 2012. **100% Federal ARRA Funds.**
- #12 Authorized to amend a **sole source** contract with Southern NH Services Inc., Manchester, NH, (previously approved by G&C on 4-1-09, late item F), for the Weatherization Assistance Program, by increasing the contract by an amount not to exceed \$599,400, from \$5,390,392 to \$5,989,792. Effective upon G&C approval through March 31, 2012. **100% Federal ARRA Funds.**
- #13 Authorized to amend a contract with the Community Development Finance Authority, Concord, NH, for work to be accomplished as part of the American Recovery and Reinvestment Act Enterprise Energy Fund, by increasing the contract by \$3,100,000 from \$3,500,000 to \$6,600,000. Effective upon G&C approval through April 30, 2012. **100% Federal ARRA Funds.**

- Authorized to enter into a memorandum of agreement with the Department of Justice, Concord, NH, for work to be accomplished as part of the ARRA Energy Assurance Program for legal authority research, in the amount of \$25,000. Effective upon G&C approval through August 30, 2011. **100% Federal ARRA Funds.**
- #15 Authorized to amend a **sole source** Cooperative Project Agreement with the University System of NH acting through the University of NH, Durham, NH, for work to be accomplished as part of the ARRA Innovative Initiatives Program, by increasing the amount by \$750,000 from \$750,000 to \$1,500,000. Effective upon G&C approval through April 30, 2012. **100% Federal ARRA Funds.**
- Authorized to amend a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, (previously approved by G&C on 4-1-09, late item F), for the Weatherization Assistance Program, by increasing the contract by an amount not to exceed \$399,600, from \$4,008,896 to \$4,408,496. Effective upon G&C approval through March 31, 2012. **100% Federal ARRA Funds.**

#### DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

- #17 Authorized to accept and expend \$1,999 in SFY 2011 additional Other Funds available from the Post-Secondary Education Commission for procurement of a replacement personal computer and printer. Effective upon G&C approval through June 30, 2011. 100% Other (Agency Class 027) Funds: the agency class 027 used by the Post-Secondary Education Commission to reimburse DoIT is 100% restricted funds.
- #18 Authorized to accept and expend \$1,050 in SFY 2011 of additional Other funds available from the Board of Medicine for procurement of database modification services. Effective upon G&C approval through June 30, 2011. 100% Other Other (Agency Class 027) Funds: the agency class 027 used by the Board of Medicine to reimburse DoIT is 100% General funds.
- #19 Authorized to accept the memorandum of understanding signed by the representatives of the Department of Administrative Services, Department of Safety, and Department of Health and Human Services as guidance for the billing for the hardware and software costs related to the shared mainframe computer resources. This agreement will be used to support the allocation of costs for the replacement of the exiting z890 IBM mainframe and the ongoing purchase and maintenance costs for hardware and software by the NH DoIT, Concord. Effective December 1, 2010 or upon G&C approval, whichever is later, through December 31, 2013.

#### OFFICE OF THE ADJUTANT GENERAL

- #20 Authorized Lieutenant Colonel Patrick J. Tangney, Dayton, ME, be confirmed to the rank of Lieutenant Colonel, NH Army National Guard.
- #21 Authorized Robert J. Stuart, Bedford, NH, be confirmed to the rank of Lieutenant Colonel, NH Army National Guard.
- #22 Authorized Wayne F. Boutwell, Gilford, NH, be confirmed to the rank of Major, NH Army National Guard.
- #23 Authorized Lieutenant Colonel David R. Routhier, Grafton, NH, be nominated for promotion to the rank of Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.
- #24 Authorized Captain Brian S. Fisher, Madbury, 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.

- #25 Authorized Lieutenant Colonel Luis N. Maldonado, Concord, NH, be nominated for promotion to the rank of Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.
- #26 Authorized that Captain Dennis D. Jones 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.
- #27 Authorized Major Darik C. Day, New Gloucester, ME, 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.
- #28 NOT USED

#### DEPARTMENT OF ADMINISTRATIVE SERVICES

- #29 Authorized the Bureau of Court Facilities, to transfer appropriations in the amount of \$275,000 from class 201-Sheriff Reimbursement. Effective upon G&C approval through June 30, 2011. **86% Transfer, 2% Agency Income, and 12% General Funds. Contingent upon Fiscal Committee approval on November 15, 2010.**
- 430 Authorized the Bureau of Public Works Design and Construction, to budget and expend \$297,600 of revenue in excess of expenditures pursuant to Chapter 143 Laws of 2009 "Operating Budget", Footnote C. Effective upon G&C approval through June 30, 2011. **Contingent upon Fiscal Committee approval on November 15, 2010.**
- #31 Authorized to accept and place on file the list of agency transfers Authorized for Fiscal Year 2011 during the months of July-September 2010.
- #32 Authorized a Working Capital Warrant for the month of December in the amount of \$650,000,000 to cover expenditures for the month.
- #33 Authorized the Bureau of Facilities and Assets Management to enter into an agreement with D&V Landscaping LLC, Belmont, NH, for lawn care services at the Laconia Lakes Region Facility for \$28,800. Effective upon G&C approval through October 31, 2011. **100% General Funds.**
- Authorized the Risk Management Unit to amend a contract with the Local Government Center Health Trust LLC, Concord, NH, (previously amended by G&C on 5-20-09, item #10), providing for the administration of the prescription drug benefit provided to state employees and retirees, to reduce the term of the existing contract from December 31, 2010 to December 1, 2010.
- #34A Authorized the Risk Management Unit to enter into a contract with the Local Government Center Health Trust LLC, Concord, NH, for the administration of the prescription drug benefit provided to state employees and retirees, for a total not to exceed \$188,138,958. Effective December 1, 2010 through December 31, 2013. 40% General, 16% Federal, 44% Other Funds.
- #35 Authorized the Bureau of Public Works Design and Construction to enter into a contract with James J. Welch & Co. Inc., Salem, MA, for the DMV EZ Pass Offices in Nashua, NH, for a total price not to exceed \$518,300. Effective upon G&C approval through April 29, 2011. 42% Highway/Capital, 36% Turnpike/Capital, 11% Turnpike R&R, 11% Revolving Funds. (2)Further authorized that a contingency in the amount of \$25,000 for additional unanticipated expenses, bringing the total to \$543,300. 100% Turnpike/Capital Funds. (3)Further authorized the amount of \$11,700 for payment to the Department of Administration Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$555,000. 50% Highway/Capital, 50% Turnpike/Capital Funds.

- Authorized the Bureau of Public Works Design and Construction to enter into a contract with Gerard A. Laflamme Inc., Londonderry, NH, for Lighting Retrofit for Hazen Drive Site Lights, Concord, NH, for a total price not to exceed \$111,210. Effective upon G&C approval through April 15, 2011. **100% Capital/General Funds.**
- #37 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Turnstone Corporation, Milford, NH, for Water Damage Repairs Glencliff Home for Elderly, Benton, NH, for a total price not to exceed \$136,994.82. Effective upon G&C approval through June 30, 2011.
- Authorized the Bureau of Public Works Design and Construction to enter into a contract with Aberthaw Construction Co. Inc., Lowell, MA, for the Firing Rang Renovations in Concord, NH, for a total price not to exceed \$521,000. Effective upon G&C approval through January 14, 2011. **100% Other/Capital Funds.** (2)Further authorized that a contingency in the amount of \$50,000 for additional unanticipated expenses, bringing the total to \$571,000. **100% Other/Capital Funds.** (3)Further authorized the amount of \$27,600 for payment to the Department of Administration Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$598,600. **100% Other/Capital Funds.**
- #39 Authorized the Bureau of Public Works Design and Construction to enter into a contract with White Mountain Communication Corporation, Gorham, NH, for the Mountain Top Communication Site Upgrades, Statewide, for a total price not to exceed \$1,572,150. Effective upon G&C approval through November 30, 2011. (2)Further authorized the amount of \$74,000 for payment to the Department of Administration Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$1,646,150. **80% Federal, 20% Other Funds.**
- 440 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Meridian Construction Corporation, Gilford, NH, for ARRA HVAC Project, Phase II, Statewide, as part of the US Department of Energy, ARRA Grant, for a total price not to exceed \$1,883,700. Effective upon G&C approval through September 1, 2011. (2)Further authorized a contingency in the amount of \$30,000 to provide for work related to latent site conditions and existing electrical or mechanical constraints, bringing the total to \$1,913,700 **100% ARRA Federal Funds.**
- 441 Authorized Centralized Mailing Distribution, to exercise a contract renewal option with NH Mailing Services Inc., Concord, NH, (previously approved by G&C on 12-18-08, late item A), for presort mailing services for the State of NH, in the amount not to exceed \$500,000. Effective January 1, 2011 through December 31, 2012. **100% Other Funds.**

#### STATE TREASURY

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Shea authorized the request to issue a warrant from funds not otherwise appropriated in the amount of \$296,048 and the State Treasurer to issue checks in the amount of \$296,047.65 to the rightful owners of abandoned or unclaimed funds.

# DEPARTMENT OF CULTURAL RESOURCES

- Authorized the Division of Arts to enter into a service agreement with Cynthia Fisher, Charlemont, MA, to create a work of art for the Laconia District Court. Effective upon G&C approval through June 30, 2011. **100% Art Funds.**
- 444 Authorized to amend a two year operating grant to the League of NH Craftsmen, Concord, NH, (previously approved by G&C on 12-9-09, item #25), by reducing the amount \$966 from \$13,800 to \$12,834. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- Authorized to amend two year operating grants awarded to the organizations as detailed in letter dated September 29, 2010, (previously approved by G&C on 10-21-09, item #18), by reducing the amounts. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

- Authorized to enter into contracts with the artists as detailed in letter dated September 29, 2010, to create and acquire various works of art for the Hampton Beach State Park Redevelopment Project, in an amount not to exceed \$28,436. Effective upon G&C approval through June 30, 2012. **100% Arts Funds.**
- #47 Authorized the NH State Library to award a Conservation Number Plate Grant in the amount of \$7,305 to the Town of Stoddard, for preservation microfilming and digitization of town owned records and statistics. 100% Conservation Plate Funds.
- Authorized to amend a two year operating grant to the Colonial Theatre, Keene, (previously approved by G&C on 3-24-10, item #31), by reducing the amount \$791 from \$11,300 to \$10,509. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- Authorized to amend two year operating grants awarded to the organizations as detailed in letter dated September 29, 2010, (previously approved by G&C on 12-9-09, item #25), by reducing the amounts. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #50 Authorized to amend a two year operating grant awarded to Arts Alliance of Northern NH, (previously approved by G&C on 1-13-10, item #33), by reducing the amount \$1,050 from \$15,000 to \$13,950. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #51 Authorized to award a one year operating grant in the amount of \$5,580 to Andy's summer Playhouse, Wilton. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

## NEW HAMPSHIRE REAL ESTATE COMMISSION

#52 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Wieczorek authorized the request to make a one-time payment from Fiscal Year 2011 funds, for Fiscal Year 2010 compensation due Laurel Untiet, in the amount of \$886.25 to compensate for a step increase that was not paid for the period of September 24, 2009 through June 3, 2010. **74% General, 26% License Fees.** 

# NEW HAMPSHIRE BOARD OF ACCOUNTANCY

#53 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to enter into a hold-over amendment for up to 18 months with McCarthy Properties, West Wareham, MA, not to exceed \$16,632 for 1,056 square feet of office space located at Regional Drive, Concord, NH. Effective December 1, 2010 through May 30, 2012. **100% General Funds.** 

#### ATTORNEY GENERAL

- 454 Authorized to accept and expend up to \$150,000 in FY 2011 from the Department of Banking for the purpose of hiring two contract attorneys to serve as administrative law prosecutors, one contract paralegal and a contract attorney to serve as a hearing officer for the Department of Baking. (2)Further authorized to hire into Class 046 (Consultants) for the purpose of hiring two contract attorneys to serve as administrative law prosecutors, one contract paralegal and a contract attorney to serve as a hearing officer for the Department of Baking. (3)Further authorized to enter into a memorandum of understanding with the Department of Banking, not to exceed \$150,000 for the purpose of hiring two contract attorneys to serve as administrative law prosecutors, one contract paralegal and a contract attorney to serve as a hearing officer for the Department of Baking. Effective upon G&C approval through June 30, 2011. 100% Agency Income. Contingent upon Fiscal Committee approval on November 15, 2010.
- #55 **TABLED** The Governor and Council on motion of Councilor Shea, seconded by Councilor Wieczorek, voted to **table** the petition of Steven M. Denver requesting a pardon hearing for the Offense of Felonious Sexual Assault. The petitioner is not eligible for an annulment.
- #56 **DENIED** The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Hollingworth, voted to **deny** the petition of Anne Marie Everett requesting a pardon hearing for the offense of Theft by UnAuthorized Taking (2 counts). The petitioner is not eligible for an annulment until August 13, 2038.

- 457 Authorized to accept and expend a grant in the amount of \$350,000 from the Bureau of Justice Assistance, Office of Justice Programs, to be utilized to implement a Drug Court Program in the Rockingham County Superior Court. Effective upon G&C approval through June 30, 2011. **100% Federal Funds. Fiscal Committee approved.**
- #58 Authorized to accept and expend a grant in the amount of \$300,000 from the Bureau of Justice Assistance, Office of Justice Programs, to be utilized to implement a Family-Based Residential Substance Abuse Treatment program. Effective upon G&C approval through June 30, 2011. **100% Federal Funds. Fiscal Committee approved.**
- #59 Authorized to accept and expend unbudgeted grant funds in the amount of \$81,088 from the Bureau of Justice Assistance, US Department of Justice, FFY 2010 award, to be utilized to provide jail-based residential substance abuse treatment. Effective upon G&C approval through June 30, 2011. **100% Federal Funds. Fiscal Committee approved.**
- WITHDRAWN The Agency withdrew the request to amend a grant from the US Department of Justice, Office for Victims of Crime (previously approved by G& Con 9-9-09, item #23), for the purpose of enhancing the services provided by the Homicide Survivor Services Program, and to develop written protocols, procedures and materials to assist with the institutionalizing the program, by **retroactively** extending the end date from August 31, 2010 to June 30, 2011, and by reallocating federal funds in the amount of \$19,000. (2)Further authorized to **retroactively** extend the full-time temporary Program Specialist II and Class 046-Consultants to provide for experts in grief counseling and cultural competency to train staff and service providers and for needs assessment and evaluation services from August 31, 2010 to June 30, 2011. (3)Further authorized to **retroactively** accept and expend an additional grant in the amount of \$197,974 from the Department of Justice, Office for Victims of Crime, for the purpose of continuing and enhancing the Homicide Survivor Services Program that is committed to developing protocols, procedures, and materials to assist in institutionalizing the program for the period of September 1, 2010 to June 30, 2011. **100% Federal Funds. Fiscal Committee approved.**
- Authorized to hire into Class 046 (Consultants) for the purpose of appointing one or more individuals to serve as a hearings officer for appeals to any of the environmental councils. (2)Further authorized to enter into a memorandum of understanding with the Department of Environmental Services for the purpose of appointing one or more individuals to serves as a hearing officer for appeals to any of the environmental councils in the amount up to \$40,000. (3)Further authorized to accept and expend up to \$40,000 in FY 2011 from the Department of Environmental Services for the purpose of appointing one or more individuals to serve as a hearings officer for appeals to any of the environmental councils. Effective upon G&C approval through June 30, 2011. 100% Agency Income. Contingent upon Fiscal Committee approval on November 15, 2010.
- #62 Authorized to amend item #30B, approved by G&C on 10-7-09, by reallocating \$54,000 received from the FFY 2009 Edward Byrne Justice Assistance Grant Program to be used for the ProLaw Upgrade. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #63 Authorized to enter into a new sub grant with the Greater Nashua Council on Alcoholism (Keystone Hall), in the amount of \$900,000 to operate the Offender Reentry Services Initiative, a program of services, primarily targeting substance abuse and mental health, from the FFY 2009 ARRA Edward Byrne Justice Assistance Grant Program, which provides funding for programs to improve the functioning of the criminal justice system. Effective upon G&C approval through February 28, 2013. **100% Federal ARRA Funds.**
- Authorized to enter into a sub grant in the amount of \$57,944 with the NH Department of Safety, utilizing funds from the US Department of Justice's Bureau of Justice Statistics, Statistical Analysis Center Supplemental Grant Program for the purpose of compiling crime statistics for data distribution via the Internet to law enforcement personnel, policymakers, the media and the general public. Effective upon G&C approval through September 30, 2011. 100% Federal Funds.

- #65 **WITHDRAWN** The Agency withdrew the request to enter into a sub grant in the amount of \$262,860 with Keystone Hall, utilizing funds from the US Department of Justice's Bureau of Justice Assistance Family-Based Residential Substance Abuse Treatment for the purpose of funding an adult drug court program at Rockingham County Superior Court. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**
- Authorized to enter into a new sub grant with the University of NH, Office of Sponsored Research, in the amount of \$30,000 from the FFY 2008 Justice Assistance Grant Program, which provides funding to support the operation of the NH Attorney General's Drug Task Force in NH. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**
- #67 Authorized to enter into two **sole source** sub grants, totaling \$30,700 with the Community Health Institute/JSI, from two funding sources received from the US Department of Justice's Bureau of Justice Assistance, for the purpose of evaluating the Rockingham County Drug Court and Keystone Hall family based substance abuse treatment program. Effective upon G&C approval through August 31, 2012. **100% Federal Funds.**
- #68 Authorized to enter into a sub grant in the amount of \$312,000 with the Seacoast Mental Health Center, utilizing funds from the US Department of Justice's Bureau of Justice Assistance Adult Drug Court Enhancement Program, for the purpose of funding an adult drug court program at Rockingham County Superior Court. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**
- #69 Authorized to enter into a new sub grant with the NH Department of Safety, in the amount of \$299,700, from the FFY 2010 National Criminal History Improvement Program Grant, which provides funding to support improvements to criminal records systems in NH and to support the purchase of additional Automated Fingerprint Identification System technology at DOS. Effective upon G&C approval through September 30, 2011. **100%** Federal Funds.
- #70 Authorized to enter into a new sub grant with the NH Department of Safety, in the amount of \$89,877, from the FFY 2010 Paul Coverdell National Forensic Science Improvement Act Grant Program, which provides funding to support forensic laboratory services in NH. This sub grant will support activities in the NH State Police Forensic Crime Lab. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #71 Authorized to enter into sub grants with the visitation centers as detailed in letter dated October 28, 2010, totaling \$614,196 from the 2010 Safe Havens Supervised Visitation and Safe Exchange grant program for the purpose of providing services for women and children in NH who are victims of violent crimes. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**
- #72 Authorized to accept and expend a \$2,500 stipend from Westat Research Corporation, Rockville, MD, for abstracting OCME data regarding deaths related or associated with drugs that will be incorporated into an annual report from the Drug Abuse Warning Network. Effective upon G&C approval through June 30, 2011. 100% Agency Income.
- #73 NOT USED
- #74 Authorized to reappoint Anthony I. Blenkinsop as a Senior Assistant Attorney General for a term effective December 6, 2010 through December 6, 2015.
- #75 **DENIED** The Governor and Council on motion of Councilor Shea, seconded by Councilor Wieczorek, voted to **deny** the petition of Francis Perkins, age 40, requesting a pardon hearing for the offense of Habitual Offender. The petitioner is not eligible for annulment until April 4, 2019.
- #75A Authorized the petition of Eileen M. Kerwick requesting a pardon hearing for the offense of DWI 4<sup>th</sup> (2 counts). The petitioner is not eligible for an annulment until after September 1, 2015.
- #75B Authorized to enter into a **sole source** contract with Sophus Consulting Company, Folsom, CA, for the purpose of upgrading the department's ProLaw Case Management System in the amount of \$115,566.98. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

#### INSURANCE DEPARTMENT

#76 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to enter into a cooperative project agreement in the amount of \$52,700 with the University of NH for the NH CHIS Data Quality Assurance and Data Set Preparation project. Effective upon G&C approval through June 30, 2012. 100% Insurance Assessment Funds.

#### DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

- #77 Authorized to accept and expend a Federal Adult Basic Education in the amount of \$38,002 which will be utilized to hire a part time English for Speakers of Other Languages instructor. Effective upon G&C approval through June 30, 2011. **100% Agency Income**.
- #78 Authorized to accept and expend Federal sub grant funds in the amount of \$20,125 from the NH Department of Justice, for the purpose of funding training for the Division of Community Corrections' Second Chance Act Demonstration Project. Effective upon G&C approval through March 31, 2011. 100% Agency Income.
- #79 Authorized to enter into a **sole source** contract with NH Alcohol & Drug Abuse Counselors Association d/b/a NH Training Institute of Addictive Disorders, Gilford, NH, to provide Level of Service Inventory Revised training coordination and training services in the amount of \$9,650. Effective upon G&C approval through March 31, 2011. **100% Federal Funds.**
- Authorized to transfer grant funds in the amount of \$28,241 within a budgeted federal grant entitled Prison Rape Elimination Action for the purpose of increasing awareness and prevention of Prison rape and misconduct within the NH Corrections facilities. (2)Further authorized to accept and expend additional funds made available through the Federal Prison Rape Elimination Act Grant, in the amount of \$96,422 to increase awareness and prevention of Prison rape and misconduct within the NH Corrections facilities. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.

## NEW HAMPSHIRE BANKING DEPARTMENT

#81 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to budget and expend prior year unexpended revenues in the amount of \$265,599 from the Consumer Credit Division, Small Loan Assessments to provide funding for contract attorney fees, increased SWCAP cost, and salary and benefit costs through the Department of Information Technology for a full-time IT Manager position. Effective upon G&C approval through June 30, 2011. 100% Agency Income (Consumer Credit Funds). Contingent upon Fiscal Committee approval on November 15, 2010.

# NEW HAMPSHIRE LIQUOR COMMISSION

- #82 Authorized **retroactive** pay for the period of January 14, 2010 through October 7, 2010, in the amount of \$920.37 for an employee in the position of Warehouseman. (2)Further authorized **retroactive** pay for the period of August 22, 2009 through October 7, 2010, in the amount of \$543.52 for an employee in the position of Retail Store Clerk I. **100% Liquor Funds.**
- #83 Authorized **retroactive** pay for the period of December 22, 2009 through October 21, 2010, in the amount of \$1,038.49 for an employee in the position of Retail Store Clerk II. **100% Liquor Funds.**
- #84 Authorized to amend **retroactive** pay for the period of February 17, 2009 through February 17, 2010. The amount of \$1,995.14 for an employee in the position of Program Specialist IV previously approved on 10-6-10, item #48 was incorrect. An additional payment of \$402.45 is due. **100% Liquor Funds.**

# PUBLIC UTILITIES COMMISSION

#85 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Wieczorek authorized the request to continue membership and participation in the New England Conference of Public Utilities Commissioners Inc., for an amount of \$24,000. Effective upon G&C approval through September 30, 2011. **100% Utility Assessment Funds.** 

## DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- #86 Authorized to accept and place on file the report regarding season passes issued for Cannon Mountain during Fiscal Year 2011.
- #87 Authorized the Division of Forests and Lands to enter into a contract with Blaktop Inc., West Lebanon, NH, for asphalt paving and site drainage at the North Country Resource Center in Lancaster, NH, in the amount of \$31,015. Effective upon G&C approval through June 214, 2011. **100% Capital Funds.**
- #88 Authorized to accept and place on file the report of transfer of funds for the Bureau of Trails for the quarter ending September 30, 2010.
- #89 Authorized to accept and place on file the report of transfer of funds for Cannon Mountain Ski Area for the quarter ending September 30, 2010.
- #90 Authorized the Division of Parks and Recreation to enter into a contract with Ray's Electric Inc., Berlin, NH, to supply and install a supplemental standby generator at Lafayette Place Campground in Franconia Notch State Park, in the amount of \$38,987. Effective upon G&C approval through May 6, 2011. **100% Capital Funds.**
- #91 Authorized the Division of Forests and Lands to budget and expend \$265,536 from the Stone Property Trust Fund Control Account for the purpose of funding property maintenance and equipment purchase. Effective upon G&C approval through June 30, 2011. 100% Trust Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #92 Authorized the Division of Forests and Lands to accept and expend \$183,423 from the USDA Forest Service for maintaining and enhancing the Forest Health Program. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #93 Authorized the Division of Forests and Lands to make a **retroactive** payment to Grappone Collision Center, Concord, NH, for emergency transmission repairs to a state truck on July 28, 2010, in the amount of \$2,570.23. **100% General Funds.**
- #94 Authorized the Division of Forests and Lands to renew the membership for the 2011 fiscal year with the National Association of State Foresters, Washington, DC, in the amount of \$7,000. Effective upon GC approval. **100% General Funds.**
- Authorized the Division of Forests and Lands to accept and expend a grant award of \$1,200,000 from the Northeastern Areas State and Private Forestry for the Department's acquisition of a 1,760 +/- acre Conservation Easement in the Towns of Groton, Dorchester and Rumney in Grafton County, NH, known as the "Green Acre Woodlands Forest Legacy Project". (2)Further authorized to make a one-time payment in the amount of \$1,200,000 to the Society for the Protection of NH Forests to purchase the 1,760 +/- acre Conservation Easement. (3)Further authorized to accept the 1,760 +/- acre Conservation Easement to ensure the protection of its natural resource values and the continued access to the property. (4)Further authorized to reimburse the Society for the Protection of NH Forests, Project Partner, for the cost of appraisal, survey, environmental due diligence and title policy, in an amount not to exceed \$5,000 for the property on which the Conservation Easement will be acquired. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.

- #97 Authorized the Division of Forests and Lands to accept and expend a grant award of \$2,752,000 from the Northeastern Areas State and Private Forestry for the Department's acquisition of a 1,260 +/- acre Conservation Easement in the Towns of Greenfield, Bennington and Francestown in Hillsborough County, NH, known as the "Crotched Mountain Forest Legacy Project". (2)Further authorized to make a one-time payment in the amount of \$2,752,000 to Crotched Mountain Foundation to purchase the 1,260 +/- acre Conservation Easement. (3)Further authorized to accept the 1,260 +/- acre Conservation Easement to ensure the protection of its natural resource values and the continued access to the property. (4)Further authorized to reimburse Crotched Mountain Foundation, for the cost of appraisal and title policy, in an amount not to exceed \$5,000 for the property on which the Conservation Easement will be acquired. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #98 Authorized to amend a 7-year Lease Agreement with McCarthy Properties, West Wareham, MA, (previously approved by G&C on 9-22-10, item #114B), for 29,564 square feet of building space for the Department's Headquarters, Concord, NH, by increasing the yearly rent for FY 2011 by \$4,387.50, from \$217,854.75 to \$222,242.25. **100% General Funds.**
- #99 Authorized the Division of Parks and Recreation, Cannon Mountain, to renew a **retroactive** membership with National Ski Areas Association, Lakewood, CO, in the amount of \$3,836.31 for the 2010-2011 ski season. Effective July 1, 2010 through June 30, 2011. **100% Ski Area Funds.**
- #100 Authorized the Division of Parks and Recreation to make a **retroactive** payment to Hampton Ford Hyundai, North Hampton, NH, in the amount of \$2,417.24 for vehicle repairs to a state park vehicle on June 16, 2010. **100% State Park Funds.**
- #101 Authorized the Division of Parks and Recreation, Cannon Mountain to enter into a **sole source** addition of Schedules with International Financial Services Corporation, Libertyville, IL, (previously approved by G&C on 12-9-09, item #46), in the total amount of \$391,000, for one Prinoth Bison snow groomer and one Prinoth Trooper snowmaking support vehicle. Effective November 17, 2010 to April 15, 2014. **100% Ski Area Funds.**

# NEW HAMPSHIRE FISH AND GAME DEPARTMENT

- #102 Authorized to pay the Association of Fish and Wildlife Agencies, Washington, DC, \$17,000 annual membership dues. Effective upon G&C approval through June 30, 2011. **100% Fish and Game Funds.**
- #103 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, to conduct a research project in support of deer management in the amount of \$110,668. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**
- #104 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, to conduct a research project in support of bear management in the amount of \$294,494. Effective upon G&C approval through September 1, 2013. **100% Federal Funds.**
- #105 Authorized to accept fee title transfer of five properties from The Nature Conservancy, for a total of 6.1 acres of high quality habitat land in the Great Bay region. (2)Further authorized to accept two conservation easement deeds for two properties from The Nature Conservancy, for a total of 157.2 acres of high quality habitat land in the Great Bay region.
- #106 Authorized to enter into a contract agreement with Mark Damian Duda & Assoc. Inc., for conducting a Needs Assessment Survey for the NHFG Aquatic Resources Education Program, in the amount of \$5,000. Effective upon G&C approval through March 30, 2011. **100% Federal Funds.**

- #107 Authorized to accept and expend \$8,000 on donations from the NH Project Learning Tree for use in printing and distributing Discover Wild Times for Kids. (2)Further authorized to accept and expend \$15,000 in federal funds from the US Fish and Wildlife Service for use on wildlife related recreation projects. Effective upon G&C approval through June 30, 2011. **65% Federal, 35% Agency Income.**
- #108 Authorized to enter into a **sole source** contract with Roger Stephenson, d/b/a Stephenson Strategic Communications, for fundraising efforts for the Nongame and Endangered Wildlife Program, in an amount not to exceed \$25,280. Effective upon G&C approval through September 30, 2012. **100% Other Funds.**

## DEPARTMENT OF ENVIRONMENTAL SERVICES

- #109 Authorized to rebudget funds in the amount of \$7,500 for the purchase of continuous radon monitors. Effective upon G&C approval through June 30, 2011. **50% Federal, 50% General Funds. Fiscal Committee approved.**
- #110 Authorized to accept and place on file the annual report of the Oil Fund Disbursement Board.
- #111 Authorized to enter into **retroactive** grant agreements with the entities as detailed in letter dated October 19, 2010, to fund Household Hazardous Waste collection projects, totaling \$14,458. Effective September 18, 2010 through June 30, 2011. **100% Hazardous Waste Funds.**
- #112 Authorized to award grants totaling \$10,000 to the municipalities as detailed in letter dated November 4, 2010, for the purpose of used oil collection. Effective upon G&C approval through November 17, 2011. 100% Hazardous Waste Cleanup Funds.
- #113 Authorized to enter into **retroactive** grant agreements with the entities as detailed in letter dated October 6, 2010, to fund Household Hazardous Waste collection projects, totaling \$9,112. Effective September 25, 2010 through June 30, 2011. **100% Hazardous Waste Funds.**
- #114 Authorized to award an ARRA Brownfields Revolving Loan Fund cleanup grant \$98,000 to the Town of Raymond, for addressing environmental contamination. Effective upon G&C approval through September 30, 2011. **100% ARRA Federal Funds.**
- #115 Authorized to enter into a **sole source** contract with SPECTRO Analytical Instruments Inc., Mahwah, NJ, for laboratory instrument maintenance, in the amount of \$24,608. (2)Further authorized advance payment in the amount of \$12,304. Effective upon G&C approval through August 31, 2012. **100% Lab Funds.**
- #116 Authorized to amend a **retroactive sole source** contract with DC Group Inc., Minneapolis, MN, (previously approved by G&C on 3-10-10, item #76), for annual testing, maintenance, and as-needed emergency repair of the uninterruptible power supply connected to the plant's ultraviolet disinfection system, by increasing the amount by \$5,700 from \$5,700 to \$11,400. Effective July 1, 2011 through June 30, 2011. **100% WRBP Funds.**
- #117 Authorized to amend **retroactively** a Cooperative Project Agreement with the University of NH, Office of Sponsored Research, Durham, NH, (previously amended by G&C on 1-27-10, item #35), for the purpose of completing the Water Management Plan for the Souhegan Instream Flow Pilot Program, by extending the end date from September 30, 2010 to December 31, 2011. No Additional Funding. **100% General Funds.**
- #118 Authorized to complete the design and permitting needed for the removal of the Bunker Pond Dam in Epping in an amount not to exceed \$30,200. Effective upon G&C approval through June 30, 2011. **100% Dam Maintenance Program Funds.**
- #119 Authorized to complete the design and permitting needed for the removal of the Buck Street West Dam on the Suncook River in Pembroke, in an amount not to exceed \$34,100. Effective upon G&C approval through June 30, 2011. **100% Dam Maintenance Program Funds.**

- #120 Authorized to enter into a **sole source** contract with the NH Lodging and Restaurant Association, Concord, NH, to provide funding for education and on-site assistance in support of the Green Hospitality Program, in the amount of \$7,500. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #121 Authorized to complete the design of necessary repairs to Drowns Dam on Pawtuckaway Lake in Nottingham, in an amount not to exceed \$35,000. Effective upon G&C approval through June 30, 2011. **100% Dam Maintenance Program Funds.**
- #122 Authorized a loan agreement with the Town of Hinsdale, to finance the redevelopment of Well #2, in the amount of \$395,000. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**
- #123 Authorized to award a grant to the Gundalow Company, Portsmouth, NH, to conduct an on-board environmental education series at locations in the seacoast region, in the amount of \$30,000. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #124 Authorized to amend an existing agreement with the City of Portsmouth, NH, (previously approved by G&C on 8-19-09, item #99), for the reconstruction of the deteriorated sea wall at the end of Mechanic Street, by extending the completion date to June 30, 2011 from December 31, 2010. **100% Federal Funds.**
- #125 Authorized a loan agreement with the Village District of Eastman, to finance the redevelopment of the existing well field, in the amount of \$484,500. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**
- #126 Authorized to amend a loan agreement with the City of Franklin, (previously approved by G&C on 3-10-10, item #83), to finance a water system improvement project, by increasing the amount by \$345,000 from \$3,300,000 to \$3,645,000. Effective upon G&C approval. **100% DWSRF Repayment Fund.**
- #127 Authorized a Supplemental Loan Agreement with the Town of Troy, to finance the water system improvements project, in the amount of \$625,834.22. Effective upon G&C approval. **100% DWSRF Loan Repayment Funds.**
- #128 Authorized a Supplemental Loan Agreement with the City of Nashua, for the construction of a wet weather treatment facility to treat the City's combined sewer overflows during wet weather events, in the amount of \$14,700. Effective upon G&C approval. 100% Clean Water SFR Repayment Account.
- #129 Authorized to enter into an agreement with the City of Dover, NH, to complete the Watershed Management Plan Implementation Phase 1: Storm water Best Management Practices Retrofit project, in the amount of \$95,760. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**
- #130 Authorized to enter into a **sole source** agreement with the City of Dover, NH, to complete the Berry Brook Watershed Management Plan Implementation Projects Phase I project, in the amount of \$55,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #131 Authorized to award a grant to the University of NH, Office of Sponsored Research, Durham, NH, to provide technical planning assistance to coastal communities, in the amount of \$30,000. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #132 **TABLED** The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Shea, and with Councilor Burton voting **no**, voted to **table** Jack Szemplinski's request to perform work on an average of 187 ft of frontage on Lake Winnipesaukee in Alton.
- #133 Authorized Randall Cail's request to conduct work on an average of 152 ft of frontage on Lake Winnipesaukee in Gilford.

# DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

# **Bureau of Human Resource Management**

#134 Authorized to make a one-time payment from SFY 2011 funds to Dean Scott, Cook I, NH Hospital, in the amount of \$1,797.12, to compensate for wages that were not paid for SFY 2010. **70% General, 30% Federal Funds.** 

#135 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Sally Maxfield, in the amount of \$881.40, to compensate for annual payment not paid for January 18, 2009. **70% General, 30% Federal Funds.** 

# Office of Medicaid Business and Policy

#136 Authorized to accept and expend additional ARRA 2009 Title XIX Medicaid federal funds from the Centers for Medicare and Medicaid Services in the amount of \$212,493.28. Effective upon G&C approval through June 30, 2011. **Fiscal Committee approved.** 

#136A Authorized schedule of payments for reimbursement of uncompensated care costs from the Uncompensated Care Fund based on the distribution priorities as detailed in letter dated November 9, 2010. Effective upon G&C approval through June 30, 2011. 55% Federal, 45% Other Funds. Contingent upon Fiscal Committee approval on November 15, 2010.

## Office of Minority Health

#137 Authorized to accept and expend federal funds in the amount of \$2,380,059 from the US Department of Health and Human Services, Administration for Children and Families through the Patient Protection and Affordable Care Act, "Health Profession Opportunity Grants to Serve TANF Recipients and Other Low-Income Individuals" program, to fund the "NH Health Profession Opportunity Project". (2)Further authorized to establish three full-time temporary positions, utilizing funds from the Administration for Children and Families funded "NH Health Profession Opportunity Project". Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.

## **Division for Juvenile Justice Services**

#138 Authorized to make a one-time **retroactive sole source** payment in the amount of \$16,000 to PbS Learning Institute Inc., Braintree, MA, for continued participation in the Council of Juvenile Correctional Administrators Performance-based Standards for Youth Correction and Detention Facilities. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.** 

# **Division of Public Health Services**

#139 Authorized the Bureau of Prevention Services, Nutrition & Health Promotion Section, Special Supplemental Nutrition Program for Women, Infants, and Children to exercise a contract renew and amend option with Nestle Infant Nutrition, a NH trade name owned by Gerber Products Company d/b/a in NH Gerber Products Company Inc., Florham Park, NJ, (previously amended by G&C on 10-7-09, item #62), for rebates from Nestle Infant Nutrition for infant formula purchased with food instruments issued by the WIC Program, by increasing the price by \$3,712,175 from \$13,433,796 to \$17,145,971, and by extending the completion date to September 30, 2011. Effective **retroactive** to October 1, 2010.

- #140 Authorized Rural Health and Primary Care Section to enter into an agreement with Dr. Kathleen Pearson, a Doctor of Osteopathic Medicine, Ashland, NH, to receive reimbursement for payment of educational loans through the State Repayment Program, in an amount not to exceed \$37,500. Effective January 1, 2011 or upon G&C approval, whichever is later, through December 31, 2013. 100% General Funds.
- #141 Authorized the Bureau of Community Services, Maternal and Child Health Section, to accept and expend federal funds in the amount of \$47,283 from the US Department of Health and Human Services, Health Resources and Services Administration, to fund NH Universal Newborn Hearing Screening, in the Early Hearing Detection and Intervention Program. Effective upon G&C approval through June 30, 2011.

- #142 Authorized Rural Health and Primary Care Section to enter into an agreement with Ashley Croteau a registered Dental Hygienist, Berlin, NH, to receive reimbursement for payment of educational loans through the State Repayment Program, in an amount not to exceed \$45,000. Effective January 1, 2011 or upon G&C approval, whichever is later, through December 31, 2013. **100% General Funds.**
- #143 Authorized Rural Health and Primary Care Section to enter into an agreement with Laura Zakorchemny, an Advanced Practical Registered Nurse, Gilford, NH, to receive reimbursement for payment of educational loans through the State Repayment Program, in an amount not to exceed \$10,000. Effective January 1, 2011 or upon G&C approval, whichever is later, through December 31, 2011. **100% General Funds.**
- #144 Authorized with Councilor Wieczorek voting **no**, the Bureau of Community Health Services to amend an agreement with White Mountain Community Health Center, Conway, NH, (previously amended by G&C on 6-3-09, item #106), to provide family planning services, by increasing the price by \$18,948 from \$474,063 to \$493,011. Effective upon G&C approval. **100% Federal Funds.**
- #145 Authorized with Councilor Wieczorek voting **no**, the Bureau of Community Health Services to amend an agreement with Ammonoosuc Community Health Services Inc., Littleton, NH, (previously amended by G&C on 6-3-09, item #107), to provide family planning services, by increasing the price by \$25,048 from \$575,285 to \$600,333. Effective upon G&C approval. **100% Federal Funds.**
- #146 Authorized with Councilor Wieczorek voting **no**, the Bureau of Community Health Services to amend an agreement with Planned Parenthood of Northern New England Inc., Williston, VT (previously amended by G&C on 6-3-09, item #109), to provide family planning services, by increasing the price by \$130,017 from \$3,705,116 to \$3,835,133. Effective upon G&C approval. **100% Federal Funds.**

## **Bureau of Elderly & Adult Services**

- #147 Authorized to accept and expend additional Centers for Medicare and Medicaid Services federal funds in the amount of \$190,623. Effective upon G&C approval through June 30, 2011. **Fiscal Committee approved.**
- #148 Authorized to renew an agreement with Greater Wakefield Resource Center, Union, NH, to provide Nutrition services in the amount not to exceed \$15,680. Effective upon G&C approval through June 30, 2011. 58% Federal, 42% General Funds.

## **Bureau of Developmental Services**

#149 Authorized Special Medical Services to accept and expend Awareness and Access to Care for Children and Youths with Epilepsy federal funds from the US Department of Health and Human Services, Health Resources and Services Administration in the amount of \$164,093. Effective upon G&C approval through June 30, 2011. **Fiscal Committee approved.** 

#### **Bureau of Behavioral Health**

#150 Authorized Disability Determination Unit to make a one-time **retroactive** payment in the amount of \$796.25 to WORDS Foreign Language Translation and Interpreting Services Inc., Manchester, NH, for services provided during SFY 2008, 2009, and 2010, using SFY 2011 funds. Effective upon G&C approval. **50% Federal**, **50% General Funds**.

# **Bureau of Drug and Alcohol Services**

#151 Authorized to accept and expend federal funds in the amount of \$2,460,200 for the first year of a 4-year award, from the federal Substance Abuse and Mental Health Services Administration to fund the Access of Recovery Project. (2)Further authorized to establish four full-time temporary positions utilizing funds from the Substance Abuse and Mental Health Services Administration Access of Recovery Funds. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.

#152 Authorized to amend an agreement with Tri-County Community Action Program Inc., Bethlehem, NH, (previously approved by G&C on 6-23-10, item #132), for alcohol and other drug treatment services, by making an advance payment in an amount not to exceed \$113,470 for SFY 2011 and \$113,470 of SFY 2012 which represents an estimated two months costs. Effective upon G&C approval through June 30, 2012.

# **Division of Child Support Services**

- #153 Authorized to amend a **retroactive sole source** agreement with Tri-County Community Action Program, Berlin, NH, (previously approved by G&C on 1-27-10, item #59), for access and visitation services, by increasing the price by \$10,000 from \$10,000 to \$20,000, and by extending the completion date from September 30, 2010 to September 30, 2011. **100% Federal Funds.**
- #154 Authorized to amend a **retroactive sole source** agreement with Tri-County Community Action Program, Berlin, NH, (previously approved by G&C on 1-27-10, item #60), for mediation services, by increasing the price by \$22,000 from \$22,000 to \$44,000, and by extending the completion date from September 30, 2010 to September 30, 2011. **100% Federal Funds.**
- #155 Authorized to amend a **retroactive sole source** agreement with Merrimack County Visitation Center, Concord, NH, (previously approved by G&C on 1-27-10, item #56), for access visitation and mediation services, by increasing the price by \$30,000 from \$30,000 to \$60,000, and by extending the completion date from September 30, 2010 to September 30, 2011. **100% Federal Funds.**
- #156 Authorized to amend a **retroactive sole source** agreement with Monadnock Family Services Inc., Keene, NH, (previously approved by G&C on 1-27-10, item #57), for access visitation and mediation services, by increasing the price by \$19,000 from \$19,000 to \$38,000, and by extending the completion date from September 30, 2010 to September 30, 2011. **100% Federal Funds.**
- #157 Authorized to amend a **retroactive sole source** agreement with Good Beginnings of Sullivan County, Claremont, NH, (previously approved by G&C on 1-27-10, item #58), for access visitation and mediation services, by increasing the price by \$18,000 from \$18,000 to \$36,000, and by extending the completion date from September 30, 2010 to September 30, 2011. **100% Federal Funds.**

# **Bureau of Homeless and Housing Services**

- #158 Authorized to enter into a **retroactive** contract renewal option with Helping Hands Outreach Ministries Inc., Manchester, NH, (previously approved by G&C on 8-19-09, item #146), to provide services to homeless individuals, in an amount not to exceed \$36,140. Effective January 1, 2010 through December 31, 2010. **100% Federal Funds.**
- #159 Authorized to enter into an agreement with Southwestern Community Services Inc., Keene, NH, to provide services to homeless individuals in the amount of \$78,720. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**
- #160 Authorized to enter into an agreement with Community Partners, Dover, NH, to provide services to homeless individuals in the amount of \$41,095. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**
- #161 Authorized to enter into an agreement with Community Services Council of NH, Concord, NH, to provide services to homeless individuals in the amount of \$113,750. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**
- #162 Authorized to enter into an agreement with Center for Life Management, Derry, NH, to provide services to homeless individuals in the amount of \$173,340. Effective **retroactive** to December 10, 2009 through December 9, 2014. **100% Federal Funds.**
- #163 Authorized to enter into an agreement with Center for Life Management, Derry, NH, to provide services to homeless individuals in the amount of \$290,400. Effective **retroactive** to August 26, 2010 through August 25, 2011. **100% Federal Funds.**

- #164 Authorized to enter into an agreement with Harbor Homes Inc., Nashua, NH, to provide services to homeless individuals in the amount of \$192,112. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**
- Authorized to enter into an agreement with Families in Transition, Manchester, NH, to provide services to homeless individuals in the amount of \$93,865. Effective **retroactive** to October 1, 2010 through September 30, 2011. **100% Federal Funds.**

#### **Bureau of Behavioral Health**

#166 Authorized to enter into a **sole source** agreement with The Bristol Observatory Ltd., Bristol, VT, to provide statistical analysis and consulting services on the number of persons in the mental health system that are also served by other government agencies in an amount not to exceed \$10,000. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.** 

#### **Division of Family Assistance**

#167 Authorized to reclassify position #43631, Family Services Specialist Trainee, salary grade 13 to Program Assistant I, salary grade 12. **46.5% Federal, 53.5% General Funds.** 

## **Glencliff Home**

#168 Authorized to enter into a contract with O2 Safe Solutions d/b/a Technical Gas Products Inc., North Haven, CT, to provide oxygen services, in an amount not to exceed \$18,576. Effective upon G&C approval through June 30, 2013. **100% General Funds.** 

## **New Hampshire Hospital**

#169 Authorized to enter into an agreement with M.C. Contracting Inc., Pepperell, MA, to replace the roof on the Transitional Housing Services Pond Place residential home in the amount of \$12,000. Effective upon G&C approval through December 31, 2010. **17% Federal, 83% General Funds.** 

# NEW HAMPSHIRE VETERANS HOME

The Governor and Council acted as follows:

- #170 Authorized the list on monies, totaling \$14,348.30 received during the period of July 1, 2010 to September 30, 2010 as a result of fundraising drives from various organizations and from personal contributions.
- #171 Authorized to accept and place on file the Annual Report for the Fiscal Year 2010.

# DEPARTMENT OF EDUCATION

#172 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to enter into a contract with the Brain Injury Association of NH, Concord, NH, to provide independent living services, in an amount not to exceed \$61,334. (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 September 30, 2011. **100% Federal Funds.** 

# NEW HAMPSHIRE LOTTERY

#173 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request payment of Fiscal Year 2011 membership dues in the amount of \$16,000 to the North American Association of State and Provincial Lotteries. 100% Lottery Revenue.

## DEPARTMENT OF SAFETY

- #174 Authorized to transfer \$1,908 within the account entitled FFY 09 Backlog Reduction Program, to re-aligh appropriated funds that will be used by the Forensic Laboratory to provide overtime funding, registration fees, out-of-state travel, supplies and consumables needed for screening and analysis of DNA samples. (2)Further authorized to accept and expend an additional \$118,775 received as part of a "cooperative agreement" with the US Department of Justice, Office of Justice Programs, National Institute of Justice, to be used by the Forensic Laboratory to provide overtime funding, registration fees, out-of-state travel, supplies and consumables needed for screening and analysis of DNA samples. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #175 Authorized the State Police to transfer \$437 within the account entitled FFY 2010 Drug Eradication, to realign appropriated funds that will be used for the investigation and eradication of illicit cannabis located in the State of NH. Effective upon G&C approval through December 31, 2001. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #176 Authorized the State Police to amend an existing budget and transfer \$3,376 within the account entitled FFY 2010 High Priority Grant, to create and re-align appropriated funds for the purpose of implementing the Federal Motor Carrier Safety Administration High Priority Grant. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #177 Authorized to accept and place on file the Fleet Operation Cost Reduction plans. **Contingent upon Fiscal Committee approval on November 15, 2010.**
- #178 Authorized the State Police to accept and expend a \$300,000 grant known as "NH SORNA Compliance Unit Grant" from the US Department of Justice, Office of Justice Programs for the purpose of developing a more comprehensive, multi-jurisdictional Sex Offender Unit. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #179 Authorized the Division of Motor Vehicles to accept and expend "2010 NH Licensing Security Project" funds in the amount of \$57,358 from the US Department of Homeland Security FEMA. Effective upon G&C approval through June 30, 2011. 100% Federal Funds. Contingent upon Fiscal Committee approval on November 15, 2010.
- #180 Authorized the Division of Motor Vehicles to reclassify position #41960 State Police Sergeant, labor grade 24, to Supervisor IV, labor grade 25. Effective upon G&C approval. **100% Highway Funds.**
- #181 Authorized the Division of Motor Vehicles to reclassify position #41919 State Police Trooper I, labor grade 19, to Supervisor I, labor grade 19. Effective upon G&C approval. **100% Highway Funds.**
- #182 Authorized the Division of State Police to **retroactively** pay Michelle Gelinas for hours worked from December 31, 2009 through April 3, 2010, in the amount of \$484.21 for both salaries and benefits using SFY11 funds for services provided in SFY 2010. Effective upon G&C approval. **100% Revolving Funds.**
- Authorized the Division of Safety Services to **retroactively** pay Eric Robertson, for payroll periods from July 15, 2008 through June 3, 2010, in the amount of \$7,991.34 for both salaries and benefits using SFY11 funds for services provided in SFY09 and SFY10. Effective upon G&C approval. **100% Revolving Funds.**
- #184 Authorized the Division of Safety Services to **retroactively** pay annual membership dues of \$6,000 to the National Association of State Boating Law Administrators Inc., Lexington, KY. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**
- Authorized the Division of Homeland Security and Emergency Management to enter into a memorandum of agreement with the Department of Environmental Services for \$250,000 to develop and implement a Drought Management Plan. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

- #186 Authorized the Division of Homeland Security and Emergency Management to enter into a memorandum of agreement with the Department of Environmental Services for \$600,000 to develop and implement a Fluvial Erosion Hazard Program. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #187 Authorized the Division of Homeland Security and Emergency Management to enter into a contract with Harborside Associates LP, d/b/a Sheraton Harborside, Portsmouth, NH, for the purpose of providing conference facilities and food service and to Authorized HSEM to hold the International Emergency Management Group Conference on December 7-9, 2010, in an amount not to exceed \$7,263.60. Effective upon G&C approval. 30% Federal, 59% Private Local, 11% Agency Income.
- #188 Authorized the Division of Motor Vehicles to enter into a contract renewal with TreMac Development LLC, Keene, NH, to provide parking area space for the Motorcycle Rider Education Program, in an amount not to exceed \$6,000. Effective January 11, 2011 through December 31, 2011. **100% Motorcycle Rider Education Program Funds.**
- #189 Authorized the Division of Safety Services to enter into a contract with Alltex Uniform Rental Service Inc., Manchester, NH, to provide uniform rental and cleaning services for the maintenance mechanics' at the Marine Patrol, in an amount not to exceed \$4,400. Effective November 17, 2010 through June 30, 2013. 100% Navigation Safety Funds.
- #190 Authorized the Division of Homeland Security and Emergency Management to enter into grant agreements with the grant recipients as detailed in letter dated September 30, 2010, for a total amount of \$15,000 for updating local hazard mitigation plans. Effective upon G&C approval through July 10, 2012. **100% Federal Funds.**
- #191 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with Central NH Regional Planning Commission, to provide technical assistance and project management for the communities of Chichester, Epsom, Pembroke, and Allenstown for the scope of short term and long term projects identified along the Suncook River Watershed, for \$55,750. Effective upon G&C approval through September 30, 2011. **100% Federal Funds**.
- #192 Authorized the Division of Homeland Security and Emergency Management to enter into grant agreements with the Town of Dorchester, and the Town of Newton, for emergency preparedness capabilities enhancements for a total amount of \$28,733.45. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #193 Authorized the Division of Homeland Security and Emergency Management to enter into grant agreements with the governmental entities as detailed in letter dated October 15, 2010, for emergency preparedness capabilities enhancements for a total amount of \$43,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #194 Authorized the Division of Homeland Security and Emergency Management to amend a grant agreement with the Town of Goffstown, NH, (previously approved by G&C on 10-21-09, item #103), to extend the end date of December 1, 2009 to December 31, 2010. (2)Further authorized to amend a grant agreement with the Town of Newbury, NH, (previously approved by G&C on 1-13-10, item #127), to extend the end date of May 30, 2010 to December 31, 2010. **100% Federal Funds.**
- #195 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Errol, to purchase a generator, for \$12,550. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #196 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Newington, to purchase a backup generator for the Town's shelter, in the amount of \$19,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

- #197 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Bennington, to purchase two generators, one for the Town Office and the Town shelter, in the amount of \$8,130. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #198 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hancock, to purchase generators, for a total amount of \$19,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

#### DEPARTMENT OF TRANSPORTATION

- #199 Authorized the Bureau of Right of Way to pay various owners \$1,665,276.19 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from October 1, 2010 through October 29, 2010. Effective upon G&C approval.
- #200 Authorized the Bureau of Right of Way to quitclaim whatever interest the State of NH may have in the old US Route 3 Highway Easement that lies westerly of the westerly Right of Way limit of US Route 3 as now traveled located in the Town of Whitefield to Ashley D. Nevers and Joyce Nevers, where it abuts other land of the Nevers'. Effective upon G&C approval. This is a no-cost transaction.
- #201 Authorized the Bureau of Right of Way petition for a hearing on alteration to NH 28 Intersection with (Rockingham Road), Kilrea Road and Windham Depot Road in the Town of Derry, and appoint a Commission to layout the new highway at this location, with a suggested budget of \$1,600.
- #202 Authorized the Bureau of Right of Way to sell a State owned 4.7 acre parcel of State owned land located between the southerly side of NH Route 101 and the northerly side of Green Road in Raymond to Robert Fraser for \$55,000 plus \$1,100 Administrative Fee. (2)Further authorized to compensate Coldwell Banker Residential Brokerage / Derry from the proceeds of the subject sale in the amount of \$3,300 (6%) for real estate services. Effective upon G&C approval.
- #203 Authorized the Bureau of Planning and Community Assistance to enter into an agreement with the City of Nashua to provide funding and services under the Federal Safe Routes to School Program through a local project administration process to create a travel plan for the Dr. Crisp School in Nashua, for \$15,000. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #204 Authorized the Bureau of Highway Design to enter into an agreement with Jacobs Engineering Group Inc., Manchester, NH, for on-call engineering services for various transportation projects located throughout the State, in an amount not to exceed \$500,000. Effective upon G&C approval through November 30, 2013.
- #205 Authorized the Bureau of Bridge Design to amend a contract with CHA Inc., Keene, NH, (previously approved by G&C on 4-9-08, item #120), to perform bridge scour evaluations and associated tasks, by extending the completion date from November 30, 2010 to December 31, 2012. Effective upon G&C approval. No Additional Funding.
- #206 Authorized the Bureau of Environment to enter into two contracts to undertake certain water quality services for transportation purposes from the date of Notice to Proceed with: (1)The Smart Associates, Concord, NH, for a total fee not to exceed \$200,000; and (2)Normandeau Associates, Bedford, NH, for a total fee not to exceed \$200,000. Effective upon G&C approval through October 31, 2013.
- #207 Authorized the Bureau of Aeronautics to provide funding to the Town of Whitefield, to design, reconstruct and expand the terminal aircraft-parking apron at the Mt. Washington Regional Airport, Whitefield, NH, in the amount of \$775,904. Effective upon G&C approval through November 30, 2014. **95% Federal, 5% General Funds.**

- #208 Authorized the Bureau of Aeronautics to provide funding to the Berlin Airport Authority, to acquire snow removal equipment and to construct paved access for the snow removal equipment building at the Berlin Regional Airport in the amount of \$363,928. Effective upon G&C approval through November 30, 2013. 95% Federal, 5% General Funds.
- #209 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Raymond Spinosa, Woburn, MA, for the use of State-owned railroad property in Laconia, NH, along Paugus Bay commencing May 1, 2010 through April 30, 2015.
- #210 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Rebecca Knowles and James Coogan, Silver Lake, NH, for the use of State-owned railroad property in Madison, NH, along Silver Lake, in the amount of \$11,500. Effective July 1, 2010 through June 30, 2015.
- #211 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Paul & Cynthia Gillis, Middleboro, MA, for the use of State-owned railroad property in Laconia, NH, along Paugus Bay, in the amount of \$8,000. Effective May 1, 2010 through April 30, 2015.
- #212 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Lake Ridge at Meredith Association, Meredith, NH, for the use of State-owned railroad property in Meredith, NH, along Lake Winnipesaukee, in the amount of \$203,150. Effective September 1, 2010 through August 31, 2015.
- #213 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Grouse Point Club Community Association, Meredith, NH, for the use of State-owned railroad property in Meredith, NH, along Lake Winnipesaukee, in the amount of \$42,000. Effective May 1, 2010 through April 30, 2015.
- #214 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Paul & Emiliette Beaudoin, Meredith, NH, for the use of State-owned railroad property in Meredith, NH, along Lake Waukewan, in the amount of \$11,500. Effective July 1, 2010 through June 30, 2015.
- #215 Authorized the Bureau of Rail & Transit to amend a **retroactive** contract with Boston Express Bus Inc., Concord, NH, (previously approved by G&C on 1-10-07, item #123A), for bus service between Nashua and Boston, MA, by increasing the amount by \$424,122 from \$1,130,000 to \$1,554,122. Effective November 1, 2010 through December 31, 2015. **100% Federal Funds.**
- #216 Authorized the Bureau of Rail & Transit to enter into a **sole source** contract with Trapeze Software Group Inc., Scottsdale, AZ, to provide software services to administer the State of NH's Rideshare program, in the amount of \$125,379. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**
- #217 Authorized the Bureau of Construction to enter into a contract with R.M. Piper Inc., Atkinson, NH, for rehabilitation of the bridge that carries NH Route 25/3A over the Baker River, on the basis of a low bid of \$1,688,829.70. (2)Further authorized a contingency in the amount of \$168,882.97 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 28, 2011. **100% Federal Funds.**
- #218 Authorized the Bureau of Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for stabilization of a slope failure on the eastern bank of the Saco River along the west side of NH 16 in Conway, on the basis of a low bid of \$246,846.25. (2)Further authorized a contingency in the amount of \$24,684.63 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through May 20, 2011. **100% Betterment Funds.**
- #219 Authorized the Bureau of Construction to enter into a contract with C.P.M. Constructors Inc., Atkinson, NH, for replacement of concrete filled polyester casings on steel H-pile supporting the bridge along Gulf Road between Dover, NH, and South Berwick, ME, on the basis of a low bid of \$275,437.50. (2)Further authorized a contingency in the amount of \$27,543.75 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 7, 2011. **100% Federal Funds.**

- #220 Authorized the Bureau of Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for bridge rehabilitation and safety improvements on Bridge No. 212/128 carrying NH 125 over NH Northcoast Corp. Railroad in the town of Milton, on the basis of a low bid of \$1,120,448.50. (2)Further authorized a contingency in the amount of \$112,044.85 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through November 4, 2011. **100% Federal Funds.**
- #221 Authorized the Bureau of Construction to enter into a contract with Winterset Inc., Lyndonville, VT, for bridge rehabilitation work and safety improvements on Thornton Br. No. 175/076 carrying Cross Road over Pemigewasset River between US 3 and NH 175 in Thornton, on the basis of a low bid of \$1,988,888.76. (2)Further authorized a contingency in the amount of \$198,888.88 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 24, 2012. **100% Federal Funds.**
- #222 Authorized the Bureau of Construction to enter into a contract with Weaver Bros. Construction Co Inc., Concord, NH, for reconstruction of the NH 11 approaches to the Alton Traffic Circle, on the basis of a low bid of \$1,315,643.41. (2)Further authorized a contingency in the amount of \$131,564.34 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 9, 2011. **97% Federal, 3% Local Match Funds.**
- #223 Authorized with Councilor Shea abstaining, the Bureau of Construction to enter into a contract with Continental Paving Inc., Atkinson, NH, for rehabilitation and reconstruction of 5.6 miles of I-93 through Franconia Notch, on the basis of a low bid of \$12,426,881.91. (2)Further authorized a contingency in the amount of \$621,344.10 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 21, 2012. **100% Federal Funds.**
- #224 Authorized the Bureau of Construction to enter into a contract with R.M. Piper Inc., Atkinson, NH, for bridge rehabilitation of the NH Route 119 bridge over the Ashuelot River in Winchester, on the basis of a low bid of \$1,422,005.10. (2)Further authorized a contingency in the amount of \$142,200.51 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 28, 2011. **100% Federal Funds.**
- #225 Authorized the Bureau of Construction to enter into a contract with Weaver Brothers Construction Co Inc., Concord, NH, for improvements at the intersection of Harris Hill Road and US Route 4 in Boscawen, on the basis of a low bid of \$1,171,889.90. (2)Further authorized a contingency in the amount of \$117,188.99 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 16, 2011. **100% Federal Funds.**
- #226 Authorized the Bureau of Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for bridge and roadway rehabilitation on the Spaulding Turnpike, on the basis of a low bid of \$11,988,842.30. (2)Further authorized a contingency in the amount of \$599,442.12 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 25, 2013. 100% Turnpike Funds.
- #227 Authorized the Bureau of Construction to enter into a contract with E.D. Swett Inc., Atkinson, NH, for replacement of the Main Street (Shaker Bridge) over Mascoma Lake and roadway rehabilitation along NH 4A in Enfield, on the basis of a low bid of \$6,991,140.85. (2)Further authorized a contingency in the amount of \$349,557.04 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 24, 2012. **99.6% Federal, 0.4% Local Funds.**

# LATE ITEMS

#### DEPARTMENT OF STATE

A. Authorized to accept and place on file the return of votes cast at the biennial election held on November 2, 2010 in the several towns and wards of the State for United States Senator and Representatives in Congress from the First and Second Districts.

#### OFFICE OF ENERGY AND PLANNING

B. Authorized to accept and expend American Recovery and Reinvestment Act funds in the amount of \$2,565,000 from the US Department of Energy, for the performance of selected Sustainable Energy Resources for Consumers (SERC) activities under the Weatherization grant, effective upon Joint Fiscal Committee and Governor and Council approval through March 31, 2012. 100% Federal ARRA Funds.

## DEPARTMENT OF ENVIRONMENTAL SERVICES

- C. Authorized to amend an agreement with the NH Department of Transportation for the Congestion Mitigation and Air Quality Improvement Program by extending the completion date to December 31, 2012 from December 31, 2010 and revising the scope of service, effective upon Governor and Council approval through to December 31, 2012. The original Agreement was approved on G&C on May 17, 2006 (Item #72). 100% Pass Through Federal Funds.
- D. Authorized to amend and extend a **sole source** contract with the Regional Greenhouse Gas Initiative, Incorporated (RGGI, Inc.), New York, New York, for continuation of the NH Carbon Dioxide (CO2) Budget Trading Program, by (a) increasing the contract by an amount not to exceed \$117,816 (from \$396,376 to \$514,192); (b) extending the contract end date to December 31, 2011 from December 31, 2010 and; (c) changing the name of the State Contract Manager, effective upon Governor and Council approval through December 31, 2011. The original contract was approved on November 19, 2008 item #110A. 100% CO2 Trading Funds.

Authorized advance payment to RGGI, Inc. in the full amount of the contract amount for 2011 in accordance with the terms of the contract.

E. Authorized Paul & Linda Mertz's request to perform the outlined work on an average of 162 ft of frontage on Rattlesnake Island, on Lake Winnipesaukee. This project will not significantly impair the resources of Lake Winnipesaukee in Alton.

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Councilor Hollingworth asked Commissioner Linda Hodgdon to report on the issue of raising the threshold for submitting contracts to Governor and Council to over \$20,000. After discussion, the Governor and Council on motion of Councilor Burton, seconded by Councilor Hollingworth, and with Councilor Wieczorek voting **no**, voted to raise the threshold to over \$10,000 for submission of contracts to G&C (not including personal services contracts), and to amend the Manual of Procedure.

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Next regular Governor and Executive Council meeting is scheduled for Wednesday, December 8, 2010, at the State House, Concord, NH.

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