

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
Currier Art Museum, Manchester, NH  
October 20, 2010, 10:00 a.m.

The Governor and Executive Council convened at 10:00 a.m. with Councilor Burton, Councilor Shea, Councilor Hollingworth and Councilor Pignatelli present, Councilor Wieczorek was absent.

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The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Burton, accepted the minutes of October 6, 2010.

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The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Shea, accepted the minutes of October 11, 2010.

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The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Shea approved the appointment of several persons nominated for Civil Commissions from the October 6, 2010 meeting.

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

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**RESIGNATION**

The Governor and Council on motion of Councilor Burton, Seconded by Councilor Hollingworth voted to discuss the resignation of Bruce Hutchings of the Aviation Users Advisory Board. With Councilor Burton and Councilor Shea voting **NO**, the resignation was not accepted:

Aviation Users Advisory Board

(Aviation Association of NH)

Bruce Hutchings, Lancaster

Effective: Upon G&C acceptance

**RESIGNATION**

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

New Hampshire Motor Vehicle Industry Board

Walter F. McCarthy, Manchester

Effective: October 20, 2010

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Agricultural Lands Preservation Committee

Dwight E. Barney, Lee

Reappointment

Effective: October 20, 2010

Term: October 10, 2013

Court Reporters

Alix M. Godbout, Moultonborough

Reappointment

Effective: October 20, 2010

Term: October 3, 2015

Family Mediator Certification Board

(Attorney)

Karen Borgstrom, Lyme

Reappointment

Effective: October 20, 2010

Term: October 11, 2013

McAuliffe-Shepard Discovery Center

Karen N. Bianco, Gilford

Reappointment

Effective: October 20, 2010

Term: September 19, 2013

Municipal Bond Bank

Steve S. Panagoulis, Plymouth  
Reappointment

Effective: October 20, 2010  
Term: July 1, 2015

New Motor Vehicle Arbitration Board

(Representing Consumers)  
George Iverson, Hampton  
Succeeding: John Badger, Newmarket (resigned)

Effective: October 20, 2010  
Term: March 25, 2013

State Radiation Advisory Committee

(Medical)  
Charles G. Leutzinger, Wilton  
Reappointment

Effective: October 20, 2010  
Term: October 14, 2014

State Radiation Advisory Committee

(Public Member)  
Elizabeth A. Thibodeau, Seabrook  
Reappointment

Effective: October 20, 2010  
Term: October 14, 2014

Recreational Therapy Governing Board

Robert C. DuPont, Penacook  
Reappointment

Effective: October 25, 2010  
Term: October 25, 2013

Telecommunications Planning & Development Advisory Commission

(Industry)  
Brian R. Foucher, Harrisville  
Succeeding: Carol Miller, Gorham (resigned)

Effective: October 20, 2010  
Term: December 6, 2012

Telecommunications Planning & Development Advisory Commission

(Industry)  
Jeremy L. Katz, Lebanon  
Reappointment

Effective: October 20, 2010  
Term: October 18, 2012

Telecommunications Planning & Development Advisory Commission

(Industry)  
Marc A. Violette, Warner  
Succeeding: William Stafford, Weare

Effective: October 20, 2010  
Term: October 18, 2012

Traffic Safety Commission

William A. Bevelaqua, Manchester  
Reappointment

Effective: October 20, 2010  
Term: September 16, 2015

Traffic Safety Commission

Howard C. Hedegard, Jr., Epsom  
Reappointment

Effective: October 20, 2010  
Term: September 16, 2015

Traffic Safety Commission

Thomas Wolkowski, Manchester  
Reappointment

Effective: October 20, 2010  
Term: September 16, 2015

Advisory Council on Unemployment Compensation

(Employees)  
Mark S. MacKenzie, Manchester  
Succeeding: Omer Beaudoin, Manchester

Effective: October 20, 2010  
Term: March 26, 2012

Waste Management Council  
(Municipal Public Works Field)

Philip H. Bilodeau, Deerfield  
Succeeding: Carl Quiram, Goffstown (resigned)

Effective: October 20, 2010  
Term: November 10, 2013

Water Well Board

(Public Installer)  
Steve Guercia, Concord  
Reappointment

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

**NOMINATIONS**

The Governor placed into nomination the following:

State Committee on Aging

(Cheshire County)  
Robert B. Ritchie, (r), Fitzwilliam  
Succeeding: Owen R. Houghton (i), Jaffrey

Effective: Upon confirmation  
Term: June 24, 2013

State Committee on Aging

(Rockingham County)  
Susan Turner (d), Portsmouth  
Succeeding: Gerri Beck (i) Salem (resigned)

Effective: Upon confirmation  
Term: June 24, 2013

Department of Employment Security Appellate Board

(Labor)  
David Pelletier, Dunbarton  
Reappointment

Effective: Upon confirmation  
Term: October 14, 2014

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

(Rec. by NH Registry of Interpreters for the Deaf)  
Terry Linehan, Amherst  
Reappointment

Effective: Upon confirmation  
Term: October 10, 2013

Lakes Management Advisory Committee

Nominated by the NH Wildlife Federation & the NH Bass Federation  
Richard D. Smith, Hancock  
Vacancy

Effective: Upon confirmation  
Term: November 17, 2013

Personnel Appeals Board

(Alternate)  
Philip P. Bonafide, (d), Sanbornton  
Reappointment

Effective: Upon confirmation  
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  
Succeeding: Alice DeSouza, Bedford (resigned)  
Salary: Step 2, GG \$77,181

Effective: Upon confirmation  
Term: March 8, 2012

Department of Transportation – Director of Policy & Administration

Nominated by the Commissioner of the Department of Transportation  
Frances Buczynski, Northfield  
Vacancy  
Salary: Step 4, GG \$86,131

Effective: Upon confirmation  
Term: November 17, 2014

Department of Transportation – Director of Finance

Nominated by the Commissioner of the Department of Transportation

Patrick McKenna, Gilford

Vacancy

Salary: Step 3, HH \$88,933

Effective: Upon confirmation

Term: November 17, 2014

Advisory Council on Unemployment Compensation

(Labor/Employees)

Dennis Caza, Goffstown

Succeeding: Daniel P. Manning, Manchester (Labor/Employees)

Effective: Upon confirmation

Term: March 26, 2013

#1 **CONSENT CALENDAR - DONATIONS:****DEPARTMENT OF CULTURAL RESOURCES**

- A. Authorized the Division of Historical Resources to accept the donation of a total data station, valued at \$3,234.95 from William and Iris Baird of Lancaster, NH. The data station will be used in the NH State Conservation and Rescue Program.

B. **NOT USED****CONSENT CALENDAR - TRAVEL:****TRAVEL REQUESTS**

- C. **BANKING** – Request permission for (1) employee, Brian May, Bank Examiner, or designee, to travel to Englewood, Colorado for six (6) days, October 24, 2010 through October 29, 2010 to attend the Joint Examination With Other State Banking Entities Conference. **A CASH ADVANCE of \$1,000.00** is also requested for Brian May. **Total Cost: \$1,450.50.** Source of Funds: **100% Other – Examination Fees.**

**TRAVEL REQUESTS**

- D. **McAULIFFE-SHEPARD DISCOVERY CENTER-** Request permission for (1) employee, Jeanne T. Gerulskis, Executive Director, or her designee, to travel to Springfield, MA for four (4) days from November 2, 2010 to November 5, 2010 to attend the New England Museum Association Annual Meeting & Conference. **A CASH ADVANCE OF \$579.00** is also requested for Jeanne T. Gerulskis. **Total Cost: \$999.00.** Source of Funds: **100% Other – Agency Income.** Registration Fees: \$420.00.

**TRAVEL REQUESTS**

- E. **Agriculture, Markets & Food** – Request permission for three (3) employees, Janis Conner, Agriculture Inspector, Thomas Sloan, Agriculture Inspector, and Victoria Smith, Agriculture Inspector, or designees, to travel to Fredericksburg, VA for five (5) days, November 15, 2010 through November 19, 2010 to attend the USDA Good Agricultural Practices /Good Handling Practices (GAP/GHP) Training. **Permission is also requested for a waiver to exceed the 300 mile radius by state vehicle.** (Cost of common carrier would be \$1,313.67) **Total Cost: \$2,193.80.** Source of Funds: 100% Other Funds.

**BUSINESS FINANCE AUTHORITY**

#2 The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Shea and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – absent, and Councilor Pignatelli – yes, authorized to hold a Public Hearing with respect to the financing of a commercial facility by the Business Finance Authority for Tsienneto Fourteen Development, LLC located in Derry, 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 OCTOBER 20, 2010  
AT THE CURRIER MUSEUM OF ART, MANCHESTER, NEW HAMPSHIRE

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At 10:45 a.m. the Governor announced that the next matter to be considered would be the financing of a commercial facility project by the Business Finance Authority ("Authority") for Tsienneto Fourteen Development, LLC 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. Michael Donahue, Senior Credit Officer of the Authority stated that a hearing had been held in Concord that morning at 8:30 a.m. and that no one had attended. He then briefly explained the project, and emphasized that the credit of the State was not involved. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF A COMMERCIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR TSIENNETO FOURTEEN DEVELOPMENT, LLC IN DERRY, NEW HAMPSHIRE" and moved its adoption, which was seconded by Councilor Shea. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, and Councilor Pignatelli; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. Absent was Councilor Wieczorek. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE ISSUANCE OF UP TO  
\$5,280,000 RECOVERY ZONE FACILITY REVENUE BONDS BY THE BUSINESS FINANCE  
AUTHORITY OF THE STATE OF NEW HAMPSHIRE TO FINANCE A COMMERCIAL  
FACILITY FOR TSIENNETO FOURTEEN DEVELOPMENT, LLC  
IN DERRY, NEW HAMPSHIRE**

WHEREAS, the Governor and Council have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination under RSA 162-I:9 with respect to the financing of a commercial facility for Tsienneto Fourteen Development, LLC (the "Borrower"), in Derry, New Hampshire, by the Authority's issuance of up to \$5,280,000 aggregate amount of recovery zone facility revenue bonds (the "Bonds") under RSA 162-I:1 et seq. (the "Act"); and

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

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

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

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

(a) Special Findings.

- (1) The project to be financed with the proceeds of the Bonds consists of the following: (i) financing the costs of the construction of a medical office building located at 14 Tsienneto Road, Derry, New Hampshire; and (ii) financing the payment of certain related financing, closing and other costs and

expenses, possibly including capitalized interest and issuance expenses (collectively the "Project"). The Facility is within the definition of "Commercial Facility" in RSA 162-I:2 and may be financed under the Act.

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

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

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

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

Passed and Agreed to: October 20, 2010

### COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#3 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to award a grant to the County of Grafton, North Haverhill, NH, in the amount of \$500,000, for the purpose of assisting with acquisition, site development and residential rehabilitation costs to support the development of 25 units of affordable housing in Littleton, NH. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

### HIGHWAY SAFETY AGENCY

#4 The Governor and Council on motion of Councilor Burton, seconded by Councilor Pignatelli authorized the request to enter into an agreement with the Capital Hotel Company I, LLC, d/b/a Courtyard Marriott/Grappone Conference Center, to serve as the host site for the 2010 Annual Drunk and Drugged Driving Awareness Month Lunch scheduled for November 22, 2010, in the amount of \$4,050. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**

### GOVERNOR'S COMMISSION ON DISABILITY

#4A The Governor and Council on motion of Councilor Burton, seconded by Councilor Hollingworth authorized the request to establish the entrance salary for the new Executive Director, John Richards, at Unclassified Salary Grade EE, Step 4, \$74,596 annually. Effective November 1, 2010.

### OFFICE OF ENERGY AND PLANNING

#5 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to enter into a memorandum of agreement with the Department of Resources and Economic Development, Concord, NH, for the continued operation of the Business Energy Efficiency Program, in the amount of \$30,000. Effective upon G&C approval through June 30, 2011. **20% Federal, 80% Other (PVE) Funds.**

### DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#6 Authorized to **retroactively** pay Julie Seiger, IT Manager III, an amount of \$4,390.24 for prior year reclassification increase wages that were not processed from March 12, 2010 to October 7, 2010. Effective upon G&C approval. **100% Other (Highway) Funds.**

#7 Authorized on behalf of the Department of Employment Security, to amend a **sole source** contract with VantiCore LLC, Bedford, NH (previously amended by G&C on 12-09-09, item #11), to provide an additional block of 50 Professional Service Support hours that will be used for the coding and support of the current IVR system for use with the NH Unemployment Insurance Management System to include Agency, State and/or Federal Law Changes and required system enhancements due to demand cause by unemployment rates, by increasing the amount by \$9,250 from \$71,750 to \$81,000, and by extending the end date from April 15, 2011 to April 14, 2012. Effective upon G&C approval.

**OFFICE OF THE ADJUTANT GENERAL**

The Governor and Council acted as follows:

#8 Authorized Major Robert J. Stuart, Bedford, NH, be nominated for promotion to the rank of Lieutenant Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally and professionally qualified.

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

#10 Authorized Lieutenant Colonel Patrick J. Tangney, Dayton, ME, Maine Army National Guard, be nominated for appointment to the rank of Lieutenant Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally and professionally qualified.

#11 Authorized Dan M. Tzizik, Lee, NH, be confirmed to the rank of Major, NH Army National Guard.

#12 Authorized Heidi S. McNally, Hampstead, NH, be confirmed to the rank of Major, NH Army National Guard.

#13 Authorized to accept donations of a brick & monument engraving, soil tests, weed control, computer services, flags, and trimmers in the amount of \$5,831.95 for the NH State Veterans Cemetery.

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

The Governor and Council acted as follows:

#14 Authorized to accept and place on file the Report and Findings of Councilor John D. Shea with regard to the refinancing of certain existing indebtedness and the funding of certain capital improvements in connection with Crotched Mountain Rehabilitation Center Inc., Greenfield, NH.

#15 Authorized that \$160,968,817 be lapsed from the Working Capital Warrant for the month of September. (2)Further authorized a Working Capital Warrant in the amount of \$400,000,000 to cover the expenditures for the month of November.

#16 Authorized the Surplus Distribution Section to accept and expend \$82,124 in ARRA 2010 federal funds from the US Department of Agriculture for the purpose of distributing USDA commodity foods. Effective upon G&C approval through December 31, 2010. **100% Federal ARRA Funds. Contingent upon Fiscal Committee approval on October 19, 2010.**

#17 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Royal Electric Co Inc., Woodsville, NH, for lighting retrofit for the various state facilities in DOT district 2, 3, and 4 statewide, in an amount not to exceed \$212,253.46. Effective upon G&C approval through March 31, 2011. **100% General Funds.**

#18 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Eckman Construction Co Inc., Bedford, NH, for the design, build, and renovations to the Graphic Services Building, Concord, NH, for a total price not to exceed \$1,172,500. (2)Further authorized a contingency in the amount of \$175,875 for additional unanticipated expenses, bringing the total to \$1,348,375. (3)Further authorized to transfer \$5,863 to the State Art Fund, for the purchase of art for the Graphic Services Building, Concord, NH. Effective upon G&C approval through April 20, 2011. **100% General Funds.**

#18A Authorized the State Suggestion and Extraordinary Service Award Evaluation Committee to award non-monetary recognition to Roberta Bourque and Sergeant Christopher Wagner, of the Department of Safety. Effective upon G&C approval.



#18B Authorized the State Suggestion and Extraordinary Service Award Evaluation Committee to award Nicholas Goulas and Aaron Janssen, Civil Engineers IV, of the Department of Transportation, the net sum of \$500 each. Effective upon G&C approval.

#18C Authorized the State Suggestion and Extraordinary Service Award Evaluation Committee to award non-monetary recognition to Theresa Pare-Curtis, Margaret McQueeney, Ryan Petrain, Rebecca Gamache, Albert Sheldon, Jeffrey Niven, Dennis Kosydar, Martha O'Connor, Claire Janelle, of the Department of Information Systems, and Sargeant William Haynes, of the Department of Safety, Division of Motor Vehicles. Effective upon G&C approval.

#18D Authorized the State Suggestion and Extraordinary Service Award Evaluation Committee to award a net sum of \$1,000 to Chad Hayes of the Department of Transportation. Effective upon G&C approval.

#### **STATE TREASURY**

The Governor and Council acted as follows:

#19 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$241,303 and the State Treasurer to issue checks in the amount of \$241,302.95 to the rightful owners of abandoned or unclaimed funds.

#20 Authorized to issue up to \$90 million of federal highway grant anticipation bonds, 2010 series. (2)Further authorized the Trust Agreement and First Supplemental Trust Agreement between the State of NH and Bank of NY Mellon Trust Company, N.A. (3)Further authorized the bond purchase contract between the State and a syndicate of underwriters.

#### **DEPARTMENT OF CULTURAL RESOURCES**

The Governor and Council acted as follows:

#21 Authorized to amend an operating grant awarded to the NH Theatre Project (previously approved by G&C on 10-21-09, item #16), by reducing the amount \$644 from \$9,200 to \$8,556. Effective upon GC approval through June 30, 2011. **100% General Funds.**

#22 Authorized to award a one year operating grant in the amount of \$9,765 to the Friends of the Colonial, Bethlehem. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#### **ATTORNEY GENERAL**

The Governor and Council acted as follows:

#23 Authorized to amend a grant received from the US Department of Justice, Office for Victims of Crime, (previously approved by G&C on 9-09-09, item #23), in the original amount of \$187,070 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 for their best utilization. (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. Effective September 1, 2010 to June 30, 2011. **100% Federal Funds. Contingent upon Fiscal Committee approval on October 19, 2010.**

#24 Authorized to enter into sub grants with the agencies as detailed in letter dated October 6, 2010, totaling \$23,400 from a grant received from the US Department of Justice, Office on Violence Against Women, entitled "Enhanced Training and Services to End Violence Against and Abuse of Women Later in Life Program" for the purpose of funding programs providing training services and strategic planning. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#25 Authorized to **retroactively** reappoint Ann M. Rice as an Associate Attorney General for a term effective September 30, 2010 through September 30, 2015.

#26 Authorized to reappoint Lucy H. Carrillo as an Assistant Attorney General for a term effective October 31, 2010 through October 31, 2015.

#27 Authorized to enter into a sub grant in the amount of \$20,125 with the NH Department of Corrections utilizing funds from the US Department of Justice's Bureau of Justice Assistance Second Chance Act Prisoner Reentry Grant, for the purpose of funding training and equipment for the Division of Community Corrections' Second Chance Act Demonstration Project. Effective upon G&C approval through March 31, 2011. **100% Federal Funds.**

#28 Authorized to conduct a daylong training entitled "Solutions Focused Brief Therapy" scheduled for November 16, 2010 to be held at Yard Restaurant, Manchester, NH, at a cost not to exceed \$9,269. **54% Agency Income, 46% Federal Funds.** (2)Further authorized to accept and expend registration fees for the advanced training, for a total amount not to exceed \$5,000, to help defray the cost of the training and facility expenses. Effective upon G&C approval through December 31, 2010. **100% Agency Income.** (3)Further authorized to enter into an agreement with the Yard Restaurant for the purpose of providing necessary conference facilities and food services for the advanced training, in an amount not to exceed \$6,269. Effective upon G&C approval through November 18, 2010. **80% Agency Income, 20% Federal Funds.**

#28A Authorized to **retroactively** reappoint Peter C. L. Roth as a Senior Assistant Attorney General for a term effective October 18, 2010 through October 18, 2015.

#### **NEW HAMPSHIRE EMPLOYMENT SECURITY**

#28B The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to enter into a contract with Mooney Brothers Inc., d/b/a Interstate Fire Protection, Conway, NH, for the installation of a clean agent fire suppression system in NHES's computer data room, in the amount of \$22,150. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#### **DEPARTMENT OF CORRECTIONS**

The Governor and Council acted as follows:

#29 Authorized to accept and expend a Federal Carl D. Perkins Grant in the amount of \$9,588 for instructional materials in the area of culinary arts/food service management instruction for male inmates. Effective upon G&C approval through August 17, 2011. **100% Agency Income.**

#30 Authorized to pay a **retroactive sole source** invoice from Overhead Door Company of Concord, NH, for services provided May 4, 2010 through May 6, 2010 with current State Fiscal Year 2011 funds in the amount of \$2,297.90. Effective upon G&C approval. **100% General Funds.**

#### **PUBLIC UTILITIES COMMISSION**

#31 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to amend an award of grant funds to the North Country Resource Conservation and Development Area Council (previously approved by G&C on 9-23-09, item #40), for the purpose of lowering energy costs and reducing CO<sub>2</sub> emissions, by extending the completion date from December 31, 2010 to June 30, 2011. **100% Greenhouse Gas Emissions Reduction Fund.**

**DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

The Governor and Council acted as follows:

#32 Authorized the Office of Workforce Opportunity to enter into a **sole source** contract with Southern NH Services, Manchester, NH, for the delivery of Workforce Investment Act re-employment services in the amount of \$878,025. Effective **retroactive** to July 1, 2010 through June 30, 2012. **100% Federal WIA National Emergency Grants for On-the-Job Training ARRA Funds.**

#33 Authorized the Division of Forests and Lands to accept and expend \$10,000 from the USDA Forest Service for administration of the Federal Forest Legacy Program. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

#34 Authorized the Division of Forests and Lands to accept and expend \$10,000 from the USDA Forest Service for administration of the Federal Forest Legacy Program. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#35 Authorized the Division of Forests and Lands to budget and expend \$8,500 from the Combined Federal Flood Control Account for the purpose of funding road improvements and updating geographic information software for Federal lease lands. Effective upon G&C approval through June 30, 2011. **100% Federal Flood Control Funds.**

#36 Authorized the Division of Forests and Lands to enter into a contract with Preservation Company, Kensington, NH, to complete NH Historic District Area Forms for the Mount Belknap and Milan Hill campuses following the NH Division of Historical Resources' guidelines, in the amount of \$6,593. Effective upon G&C approval through February 2, 2011. **80% Federal, 20% Other Funds.**

#37 Authorized the Division of Forests and Lands to budget and expend \$1,294 from the Fox Forest Trust Funds Account for the purpose of providing In-State travel for seasonal forest technicians. Effective upon G&C approval through June 30, 2011. **100% Fox Forest Trust Funds.**

#38 Authorized the Division of Travel and Tourism Development to award grants to the organizations as detailed in letter dated September 21, 2010, totaling \$257,584.41 for their 2010/2011 in-state and out-of-state marketing projects under the Joint Promotional Program. Effective upon G&C approval. **100% General Funds.**

#39 Authorized the Division of Parks and Recreation, Cannon Mountain Aerial Tramway and Ski Area to enter into a contract with TechCorr USA LLC, Pasedena, TX, for electromagnetic wire rope testing at Cannon Mountain Ski Area in Franconia, in the amount of \$6,760. Effective upon G&C approval through November 1, 2010. **100% Ski Area Funds.**

#40 Authorized the Division of Parks and Recreation, Cannon Mountain to enter into a **sole source** contract with Ingersoll-Rand Company, Davidson, NC, for pre-season inspection, repair and start up of the air compressors for the snowmaking operation in the amount of \$5,075. Effective upon G&C approval through November 30, 2010. **100% Ski Area Funds.**

#41 Authorized the Division of Parks and Recreation, Cannon Mountain Aerial Tramway and Ski Area to enter into a **sole source** contract with G. W. Tatro Construction Inc., Jeffersonville, VT, for snowmaking pipe installation at Cannon Mountain Ski Area in Franconia, in the amount of \$35,779. Effective upon G&C approval through November 15, 2010. **100% Ski Area Funds.**

**NEW HAMPSHIRE FISH AND GAME DEPARTMENT**

#42 The Governor and Council on motion of Councilor Shea, seconded by Councilor Burton authorized the request to enter into a contract with Ricci Construction Co, Portsmouth, NH, for the Great Bay Discovery Center Roof Replacement and PV-T System in the amount of \$99,600. Effective upon G&C approval through June 30, 2011. **60% Federal, 40% Fish and Game Funds.**

### DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#43 Authorized to amend a **sole source** contract with Camp, Dresser & McKee, Inc., Manchester, NH, (previously amended by G&C on 10-21-09, item, #36), for professional engineering services associated with UV Disinfection, Plant Water and SCADA Improvements at the Franklin wastewater treatment plant, by increasing the contract by \$955,000 from \$1,971,000 to \$2,926,000, and by extending the completion date from June 30, 2011 to June 30, 2012. **100% Capital (SRF Loan) Funds.**

#44 Authorized to amend a **retroactive sole source** contract with the City of Franklin, (previously approved by G&C on 5-17-06, item #70), for residual (grit) disposal services by increasing the amount by \$17,100 from \$9,800 to \$26,900. Effective July 1, 2010 through June 30, 2014. **100% WRBP Funds.**

#45 Authorized to accept and place on file the Waste Management Council 2009 annual report.

#46 Authorized a finalized Supplemental Loan Agreement with the North Conway Water Precinct in the amount of \$525,000 for the Depot Road Sewerage Project. Effective upon G&C approval. **83% Federal, 17% CWSRF State Match.**

#47 Authorized to enter into an agreement with Cobgetts Pond Improvement Association Inc., Windham, NH, to complete the Watershed Restoration Plan Implementation – Phase 2: Fossa Road Best Management Practices, in the amount of \$100,000. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

#48 Authorized to amend a **sole source** agreement with Homestead Woolen Mills Inc., (previously amended by G&C on 7-28-10, item #29), for dam deconstruction, debris removal, engineering oversight of the removal and river restoration, and cultural resource monitoring associated with the removal of the Homestead Woolen Mills Dam, by increasing the amount by \$160,000 from \$550,837.96 to \$710,837.96. Effective upon G&C approval. **93.75% Federal, 6.25% Other (Private Contributions) Funds.**

#49 Authorized to pay the calendar year 2011 membership dues to The Environmental Council of the States, Washington, DC, in the amount of \$11,000. Effective upon G&C approval. **100% Federal Funds.**

#50 Authorized to amend a **sole source** contract with GZA GeoEnvironmental Inc., Manchester, NH, (previously amended by G&C on 6-23-10, item #77), to oversee remediation at contaminated sites by increasing the contract value by \$200,000 from \$3,570,467 to a total of \$3,770,467. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#51 Authorized to enter into **retroactive** grant agreements with the entities as detailed in letter dated September 17, 2010, to fund Household Hazardous Waste collection projects, totaling \$14,605. Effective September 25, 2010 through June 30, 2011. **100% Hazardous Waste Funds.**

### DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

#### Office of the Commissioner

#52 Authorized to make an unencumbered payment to the New England States' Consortium Systems Organization, Shrewsbury, MA, to provide Medicaid technical support services in an amount not to exceed \$28,500. Effective January 1, 2011 or upon G&C approval, whichever is later, through December 31, 2011. **100% General Funds.**

#53 Authorized the Emergency Services Unit to accept and expend Other Funds in the amount of \$6,135. Effective upon G&C approval through June 30, 2011. **100% Other - Assessments on nuclear plants.**

**Bureau of Human Resource Management**

#54 Authorized to compensate Nancy Cantwell, a Mental Health Worker II, for time lost while recovering from a work-related injury.

#55 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Kimberly Gatchell, Supervisor III, NH Hospital, in the amount of \$684, to compensate for wages that were not paid in SFY 2008, 2009, and 2010. **30% Federal, 70% General Funds.**

#56 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Esther Matillano, Registered Nurse II, NH Hospital, in the amount of \$160.12, to compensate for wages that were not paid in SFY 2010. **30% Federal, 70% General Funds.**

#57 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Janga Shrestha, Health Facilities Cleaner II, NH Hospital, in the amount of \$139.40, to compensate for wages that were not paid in SFY 2008. **30% Federal, 70% General Funds.**

#58 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to 100 NH Hospital Licensed Practical and Registered Nurses, in the amount of \$48,718.32, to compensate for wages that were not paid in SFY 2010. **30% Federal, 70% General Funds.**

#59 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Richard Levasseur, Painter, NH Hospital, in the amount of \$146, to compensate for wages that were not paid in SFY 2010. **30% Federal, 70% General Funds.**

#60 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Christina Paddock, Mental Health Worker II, NH Hospital, in the amount of \$148.80, to compensate for wages that were not paid in SFY 2009. **30% Federal, 70% General Funds.**

**Office of Medicaid Business and Policy**

#60A Authorized to amend a **sole source** agreement with the University of NH Institute of Health Policy and Practice, Durham, NH (previously amended by G&C on 2-9-10, item #54), to obtain vendor services on DHHS projects, by increasing the price of \$562,281 from \$1,070,664 to an amount not to exceed \$1,552,945. Effective upon G&C approval through June 30, 2011. **67.6% Federal ARRA, 32.4% General Funds.**

**Bureau of Facilities and Assets Management**

#61 Authorized to **retroactively** amend a **sole source** lease with Peak Three Associates LLC, Littleton, NH, (previously amended by G&C on 9-17-08, item #55), for Littleton District Office space, by increasing the price in the amount of \$225,011.28 to \$3,152,812.80 from \$2,927,801.52, and by extending the end date to September 30, 2011. **60% General, 40% Federal Funds.**

**Division of Public Health Services**

#62 Authorized Bureau of Community Health Services to amend an agreement with Weeks Medical Center, Lancaster, NH, (previously amended by G&C on 6-17-09, item #104), to provide family planning services, by increasing the price by \$6,154 from \$334,731 to \$340,885. Effective upon G&C approval. **100% Federal Funds.**

#63 Authorized Bureau of Community Health Services to amend an agreement with Lamprey Health Care Inc., Newmarket, NH, (previously amended by G&C on 6-3-09, item #104), to provide family planning services, by increasing the price by \$29,583 from \$1,183,836 to \$1,213,419. Effective upon G&C approval. **100% Federal Funds.**

#64 Authorized Bureau of Community Health Services to amend an agreement with Avis Goodwin Community Health Center Inc., Dover, NH, (previously amended by G&C on 6-3-09, item #108), to provide family planning services, by increasing the price by \$20,676 from \$742,274 to \$762,950. Effective upon G&C approval. **100% Federal Funds.**

#### **Bureau of Developmental Services**

#65 Authorized the Bureau of Developmental Services and the Department of Education, Division of Instruction to support a co-funded agreement with the Institute on Disability at the University of NH, Durham, NH, in the amount of \$50,000. (2)Further authorized to enter into a **sole source** agreement with the Institute on Disability, University of NH, Durham, NH, to develop and implement research and demonstration projects promoting best practice in community services for people with developmental disabilities, and to provide trainings for staff, individuals, and families, in the amount of \$190,228. Effective upon G&C approval through June 30, 2011. **74% General, 26% Federal (From Education) Funds.**

#### **Bureau of Homeless and Housing Services**

#66 Authorized to enter into an agreement with the Center for Life Management, Derry, NH, to provide services to homeless individuals in an amount not to exceed \$241,391. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**

#67 Authorized to enter into an agreement with Lakes Region Mental Health Center Inc., d/b/a Genesis Behavioral Health, Laconia, NH, to provide services to homeless individuals in an amount not to exceed \$97,260. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**

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

#68 Authorized to amend a **sole source** agreement with Lakes Region Partnership for Public Health Inc., Laconia, NH, (previously approved by G&C on 6-23-10, item #15), acting as the fiscal agent to operate Belknap County ServiceLink Resource Center, to provide Veteran Directed – Home and Community Based Services and State Health Insurance Assistance Program services, by increasing the amount by \$76,380 from \$223,296.07 to \$299,676.07. (2)Further authorized to make an advance payment of \$54,515. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#### **Bureau of Drug and Alcohol Services**

#69 Authorized to **retroactively** renew and amend an agreement with KIT Solutions LLC, Pittsburgh, PA, (previously amended by G&C on 6-9-10, item #98), to continue to provide hosting, maintenance and system enhancements for the Performance Information & Evaluation Reporting System, by increasing the price by \$140,470 from \$282,540 to \$423,010, and by extending the completion date to June 30, 2012. Effective October 1, 2010. **100% Federal Funds.**

#70 Authorized to enter into a **retroactive** agreement with Avis Goodwin Community Health Center, Dover, NH, to provide substance abuse prevention services in Region F in an amount not to exceed \$248,352. Effective October 1, 2010 through June 30, 2012. **53% Federal, 47% General Funds.**

#71 Authorized to enter into a **retroactive** agreement with North County Health Consortium Inc., Whitefield, NH, to provide substance abuse prevention services in Region A in an amount not to exceed \$371,542. Effective October 1, 2010 through June 30, 2012. **35% Federal, 65% General Funds.**

#72 Authorized to enter into a **retroactive** agreement with Easter Seals NH Inc., Manchester, NH, to provide substance abuse prevention services in Region H in an amount not to exceed \$341,245. Effective October 1, 2010 through June 30, 2012. **38% Federal, 62% General Funds.**

#73 Authorized to enter into a **retroactive** agreement with Health First Family Care Center, Franklin, NH, to provide substance abuse prevention services in Region B in an amount not to exceed \$261,930. Effective October 1, 2010 through June 30, 2012. **50% Federal, 50% General Funds.**

#74 Authorized to enter into a **retroactive** agreement with the County of Sullivan, NH, to provide substance abuse prevention services in Region D in an amount not to exceed \$185,869. Effective October 1, 2010 through June 30, 2012. **71% Federal, 29% General Funds.**

#75 Authorized to enter into a **retroactive** agreement with Cheshire County, Keene, NH, to provide substance abuse prevention services in Region G in an amount not to exceed \$302,765. Effective October 1, 2010 through June 30, 2012. **43% Federal, 57% General Funds.**

#76 Authorized to enter into a **retroactive** agreement with Lakes Region Partnership for Public Health Inc., Laconia, NH, to provide substance abuse prevention services in Region C in an amount not to exceed \$297,555. Effective October 1, 2010 through June 30, 2012. **44% Federal, 56% General Funds.**

#77 Authorized to enter into a **retroactive** agreement with United Way of Massachusetts Bay Inc., Portsmouth, NH, to provide substance abuse prevention services in Region J in an amount not to exceed \$215,778. Effective October 1, 2010 through June 30, 2012. **61% Federal, 39% General Funds.**

#78 Authorized to enter into a **retroactive** agreement with Granite United Way, Concord, NH, to provide substance abuse prevention services in Region E in an amount not to exceed \$307,683. Effective October 1, 2010 through June 30, 2012. **43% Federal, 57% General Funds.**

#79 Authorized to enter into a **retroactive** agreement with United Way of Greater Nashua, Nashua, NH, to provide substance abuse prevention services in Region I in an amount not to exceed \$301,086. Effective October 1, 2010 through June 30, 2012. **44% Federal, 56% General Funds.**

#### **NEW HAMPSHIRE VETERANS HOME**

#80 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton, and with Councilor Pignatelli voting **no**, authorized the request to exercise a **retroactive** contract renewal with Daniels Equipment Co Inc., Auburn, NH, (previously approved by G&C on 10-3-07, item #76), for providing Ozone Laundry Washing System and Preventative Maintenance for the NH Veterans Home, by increasing the amount by \$33,600 from \$42,000 to \$75,600. Effective July 1, 2010 through June 30, 2012. **100% General Funds.**

#### **NEW HAMPSHIRE POSTSECONDARY EDUCATION COMMISSION**

The Governor and Council acted as follows:

#81 Authorized to enter into a **sole source** contract with NH College and University Council, Concord, NH, to promote student participation in a rigorous high school curriculum; enhance the quality and number of tools available for school that encourage postsecondary education; expand professional development opportunities for middle and high school guidance personnel regarding academic rigor; and, increase the access to higher education opportunities, build financial literacy, and provide information about the road to college to underrepresented students, in the amount of \$250,000. Effective upon G&C approval through August 14, 2012. **100% Federal Funds.**

#82 Authorized to enter into a **sole source** contract with Campus Compact of NH, Concord, NH, to implement a professional development opportunity for guidance counselors at middle and secondary schools, and financial aid administrators and college admission counselors at institutions of higher education to improve such individuals capacity to assist students and parents to provide information on financing options and to implement a professional development/networking opportunity for these professionals to explore current resources and emerging trends related to higher education access, in the amount of \$117,100. Effective upon G&C approval through August 14, 2012. **100% Federal Funds.**

#83 Authorized to enter into a **sole source** contract with Community College System of NH, Concord, NH, to increase the knowledge of community college opportunities and awareness of mathematics prerequisites and graduation requirements, increase the financial literacy of students and their postsecondary aspirations, enrollment and persistence, improve guidance and admissions staff knowledge and understanding of mathematics requirements, and increase the mathematics preparedness of at-risk students through its Mathematics Learning Communities, in the amount of \$115,000. Effective upon G&C approval through August 14, 2012. **100% Federal Funds.**

#### **DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#84 Authorized to amend a **retroactive** contract with RMC Research Corporation (previously amended by G&C on 6-17-09, item #288), for evaluation of projects being funded through the Mathematics and Science Partnership Program by allowing a no cost extension from June 30, 2010 to December 30, 2010, and by reallocating the unexpended funds to the new fiscal year. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. **100% Federal Funds.**

#85 Authorized the Division of Instruction to renew a contract with GEM Consulting, Hollis, NH, (previously approved by G&C on 1-13-10, item #112), to organize and analyze assessment data and work with the NH Assessment group in order to improve the analysis and reporting of assessment data to the field, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#86 Authorized to contract with Creative Educational Consulting LLC, Hollis, NH, to provide technical assistance to districts regarding the implementation of the NH Preschool Outcome Measurement System in an amount not to exceed \$55,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011, with the option to renew for up to two additional fiscal years. **100% Federal Funds.**

#87 Authorized to contract with James Leon, Concord, NH, to conduct impartial special education complaint investigations in an amount not to exceed \$5,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011, with the option to renew for up to two additional fiscal years. **100% Federal Funds.**

#88 Authorized the Division of Instruction to contract with Sandra Kent, Deering, NH, to work with other content specialists from ME, VT, and RI on all aspects of NECAP test development in Science, in an amount not to exceed \$50,000. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011, with the option to renew for up to two additional fiscal years. **100% Federal Funds.**

#89 Authorized to amend a grant with the University of NH, Institute on Disability (previously amended by G&C on 5-20-09, item #95), by carrying forward FY'10 funds in the amount of \$20,844 into FY'11 for SAU leadership and literacy training to demonstration sites. (2)Further authorized payment for services rendered and approved in lieu of withholding 25% of the total value of the grant. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#89A Authorized to pay the State Consortium of Educator Effectiveness of the Council of Chief State School Officers, a FY 11 annual participation fee in the amount of \$18,500. **100% Teacher Credentialing Funds.**



**MCAULIFFE-SHEPARD DISCOVER CENTER**

#90 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to contract with AAA Energy Service Company, Auburn, NH, in an amount not to exceed \$21,600. Effective upon G&C approval through June 30, 2011. **36% General, 64% Center Revenue Funds.**

**NEW HAMPSHIRE LOTTERY**

#91 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to accept and place on file the Annual Report for the fiscal year ended June 30, 2010.

**DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#92 Authorized the Division of Safety Services to accept and expend FY 2010 Port Security Grant Program funds in the amount of \$500,000 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 October 19, 2010.**

#93 Authorized the Office of the Commissioner to accept and expend \$259,912 from a federal grant entitled "FY 2010 Interoperable Emergency Communications Grant Program" from the US Department of Homeland Security FEMA, Grant Programs Directorate, for the purpose of executing the mission of the Interoperable Emergency Communications Grant funding at the local and state level. Effective upon G&C approval through June 30, 2011. **100% Federal Funds. Contingent upon Fiscal Committee approval on October 19, 2010.**

#94 Authorized the Division of State Police to modify the existing fleet, by purchasing a Lenco Bear Armored Vehicle to be used as a rescue vehicle, at the state, county and local level, for an estimated cost of \$430,361. Effective upon G&C approval.

#95 Authorized the Division of State Police to pay annual membership dues of \$5,300 to the Commercial Vehicle Safety Alliance, Greenbelt, MD, for the period of January 1, 2011 through December 31, 2011. **80% Federal, 20% Highway Funds.**

#96 Authorized the Division of Motor Vehicles to accept and expend additional "Fatal Accident Reporting" grant funds in the amount of \$12,472 from the US Department of Transportation National Highway Traffic Safety Agency. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#97 Authorized the Division of State Police to accept and expend an additional \$4,914 of federal funds from the NH Highway Safety Agency entitled DWI Patrols for the purpose of combating the DWI problem statewide. Effective upon G&C approval through June 30, 2011. **100% Agency Income Funds.**

#98 Authorized the Division of State Police to accept and expend an additional \$11,552 of federal funds from the NH Highway Safety Agency entitled Enforcement Patrols for the purpose of motor vehicle enforcement on the State's interstate systems. Effective upon G&C approval through June 30, 2011. **100% Agency Income Funds.**

#99 Authorized the Division of State Police to enter into a **sole source** contract with Abilis, New England, to enhance their CORIS records management system used by the NH Department of Corrections to interface and exchange data with the J-One System, in the amount of \$315,250. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

#100 Authorized the Division of Motor Vehicles to enter into a contract with Alltex Uniform Rental Service Inc., Manchester, NH, to provide customer carpets at the DMV offices throughout the State, in an amount not to exceed \$23,000. Effective February 1, 2011 through June 30, 2014.

#101 Authorized the Division of Homeland Security and Emergency Management to enter into grant agreements with the governmental entities as detailed in letter dated September 13, 2010, for emergency preparedness capabilities enhancements for a total amount of \$108,154. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

#102 Authorized the Division of Homeland Security and Emergency Management to enter into grant agreements with the governmental entities as detailed in letter dated September 9, 2010, for emergency preparedness capabilities enhancements for a total amount of \$203,933. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

#103 Authorized the Division of State Police to **retroactively** sublease a portion of real property, for access to State Police Communication equipment to Public Service Company of NH, a NH Corporation, Manchester, NH, for a total amount of \$18,000, for a communication facility. Effective **retroactive** to January 1, 2010 through December 31, 2012. (2) Further authorized to accept and expend funds in the amount of \$12,000 received from PSNH sublease. Effective upon G&C approval through June 30, 2011. **100% Private Local Funds.**

#104 Authorized the Division of Motor Vehicles to amend a lease with the Town of Salem, NH (previously approved by G&C on 10-4-00, item #91), by increasing the price in the amount not to exceed \$19,638, and by extending the term from January 1, 2011 through September 30, 2011.

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#105 Authorized to accept and place on file the Monthly Equipment Acquisition Plan status report for the period ending September 30, 2010.

#106 Authorized the Bureau of Aeronautics to provide funding to the Town of Whitefield, to conduct an Environmental Assessment for the Mt. Washington Regional Airport, in the amount of \$267,474. Effective upon G&C approval through September 30, 2014. **95% Federal, 5% General Funds.**

#107 Authorized the Bureau of Planning and Community Assistance to enter into agreements with the sub-recipients as detailed in letter dated September 15, 2010, to provide funding and services under the Federal Safe Routes to School Program through a local project administration process to create travel plans for schools in Henniker, Nashua, and Manchester, for a total of \$36,275. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#108 Authorized the Bureau of Planning and Community Assistance to enter into agreements with the sub-recipients as detailed in letter dated September 23, 2010, 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 two schools in Hanover, for a total of \$18,050. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

#109 Authorized the Bureau of Right of Way to pay various owners \$1,436,037.40 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from September 17, 2010 through September 30, 2010. Effective upon G&C approval.

#110 Authorized the Bureau of Right of Way to sell a 3.65 acre parcel of State owned land improved with a single family residency located in Hinsdale to Russell Willette Sr, and Anita Willette for \$56,000, and in addition, charge a \$1,100 Administration Fee. Effective upon G&C approval.

#111 Authorized the Bureau of Right of Way to grant an access point through the Controlled Access Right of Way of NH Route 111 located in Salem to the Rockingham Christian Church for \$5,100. Effective upon G&C approval.

#112 Authorized the Bureau of Rail & Transit to enter into an agreement with Concord Coach Lines, Concord, NH, to rebuild four state-owned commuter coaches used in intercity bus service, for an amount not to exceed \$392,280. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

#113 Authorized Bureau of Rail & Transit to enter into a **retroactive** agreement with Concord Coach Lines, Concord, NH, for intercity bus services for the general public in Berlin, North Conway, and Littleton to Boston, MA, for an amount not to exceed \$325,646. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds.**

#114 Authorized the Bureau of Rail & Transit to enter into an agreement with Jalbert Leasing Inc., Portsmouth, NH, to rebuild five state-owned commuter coaches used in intercity bus services, for an amount not to exceed \$337,720. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

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

#116 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for reconstruction of 1.1 miles along NH 125 and the intersections with Danville Road and NH 121A in Plaistow, on the basis of a low bid of \$7,348,501.20. (2)Further authorized a contingency in the amount of \$367,425.06 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through June 14, 2013. **95.26% Federal, 4.74% Local Match Funds.**

## **LATE ITEMS**

### **DEPARTMENT OF TRANSPORTATION**

- A. Authorized the Department of Transportation to amend contract with HDR Engineering, Inc., Boston, MA, to perform additional engineering services required for the Memorial Bridge, the Sarah Mildred Long Bridge, and the I-95 High Level Bridge, carrying US Route 1, the US Route 1 Bypass, and I-95 over the Piscataqua River between Portsmouth, NH and Kittery, ME, by increasing the total amount payable by \$1,096,575.31 from \$2,806,107.62 to \$3,902,682.93, for additional services not anticipated in the original scope of work, effective upon Governor and Council approval through the contract's current completion date of May 31, 2012. All costs are shared equally between Maine (50%) and New Hampshire (50%). **80% Federal Funds. 20% Turnpike Toll Credits – Federal.**

### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- B. Approve Bruce & Rebecca Berk's request to fill 1,150 sq ft to construct 66 linear ft of breakwater, in a "dog leg" configuration, with a 6 ft gap at the shoreline, and a 4 ft x 24 ft cantilevered pier accessed by a 4 ft x 26 ft walkway with a piling supported boatlift, on an average of 100 ft of frontage on Lake Winnepesaukee, Alton. This project will not have a significant impact on or adversely affect the values of Lake Winnepesaukee.

### **DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

- C. Authorized the Department of Resources and Economic Development, Division of Parks and Recreation, Bureau of Historic Sites to accept and expend a **RETROACTIVE** Conservation Plate Grant in the amount of \$9,400 from the Department of Cultural Resources for the purpose of having a relief map of NH cleaned and restored effective from Dec. 9, 2009 through June 30, 2010. **Sole Source. 100% Conservation Plate Funds.**

- D. Authorized the Department of Resources and Economic Development, Division of Parks and Recreation, Cannon Mountain to amend the contract term and rate with TransCanada, Westborough MA effective upon Governor and Executive Council approval through April 30, 2012. The original contract was approved by Governor and Council on December 9, 2009.
  
- E. Authorized the Department of Resources and Economic Development, Division of Parks and Recreation and the Department of Administrative Services, Risk Management Unit, to enter into a **sole source** amendment to the current contract with The Rowley Agency, Inc., Concord, NH by increasing the contract by \$32,555 from \$294,333 to \$326,888 for liability insurance coverage for Cannon Mountain Aerial Tramway and Ski Area (Cannon Mountain) effective from November 1, 2010 through February 1, 2011. The original contract was approved by Governor and Council on October 17, 2007, Item # 54. **100% Ski Area Funds.**

\*

The Governor and Council on motion of Councilor Shea, seconded by Councilor Hollingworth voted to approve Attorney Perreault's proposed scheduling report and order in the Hildreth matter.

\*

Next regular Governor and Executive Council meeting is scheduled for Wednesday, November 17, 2010, at the State House, Concord, NH.

The Honorable Board then Adjourned at 11:45 a.m.