GOVERNOR AND EXECUTIVE COUNCIL MINUTES

Warner Town Hall, Warner, NH September 22, 2010, 10:00 a.m.

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

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

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The Governor and Executive Council, on motion of Councilor Hollingworth, seconded by Councilor Shea approved the appointment of several persons nominated for Civil Commissions from the August 11, 2010 meeting.

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

RESIGNATIONS

The Governor and Council, with regret, accepted the following resignations:

Assessing Standards Board

(Municipal official of a town of greater than 5000)

Cheryl-Ann Bolouk, Salem Effective: September 22, 2010

Division of Children, Youth and Families Advisory Board

(Belknap County)

Marilyn Lynch, Laconia Effective: September 22, 2010

Chiropractic Examiners Board

W. Keith Parrish, Gilford Effective: September 22, 2010

Electricians Board

(Master Electrician)

Thomas J. Malley, Nashua Effective: September 22, 2010

Land & Community Heritage Authority

Deborah Turcott Young, New Hampton Effective: September 22, 2010

Commission on the Status of Men

(Treasurer)

Larry Colby, Gilsum Effective: September 22, 2010

New Motor Vehicle Arbitration Board

(Representing Consumers)

John Badger, Newmarket Effective: September 22, 2010

CONFIRMATIONS

The Governor and Council confirmed the following:

Adult Parole Board

Jeffrey M. Brown, Seabrook Effective: September 22, 2010

Succeeding: George Iverson, Hampton (term limited) Term: March 8, 2015

Adult Parole Board

Megan C. DeVorsey, Concord Effective: September 22, 2010

Succeeding: George Khoury, Salem (resigned)

Term: July 1, 2013

Historical Resources Council

(Public Member)

Molly Bolster, Portsmouth Effective: September 22, 2010 Succeeding: Gail Colgiazier, Londonderry (resigned) Term: December 10, 2011

Land and Community Heritage Authority

(Regional Planning)

Cynthia Copeland, Newmarket Effective: September 22, 2010 Succeeding: Tim Murphy, Keene, (term limited) Term: September 6, 2013

Land and Community Heritage Authority

(Local Planning)

William Norton, Concord Effective: September 22, 2010 Reappointment Term: September 6, 2014

Landscape Architects

Anne Cruess, Amherst Effective: September 22, 2010 Reappointment Term: August 9, 2015

Board of Mental Health Practice

(Public Member)

Karen Peterson Griswold, Bedford Effective: September 22, 2010 Succeeding: Kathleen A. Sternenberg, Hopkinton Term: February 17, 2011

Merrimack River Valley Flood Control Commission

Merton L. Mann, Dunbarton Effective: September 22, 2010

Reappointment Term: March 1, 2013

Midwifery Council

(Midwife)

Cilia Bannenberg, Barrington Effective: September 28, 2010 Reappointment Term: September 28, 2014

New Motor Vehicle Arbitration Board

(Alternate - New Car Dealer of NH)

Amanda Osmer, Canterbury Effective: September 22, 2010 Succeeding: Donna Gaudet Hosmer, Laconia Term: February 1, 2012

Occupational Therapy Governing Board

(Public Member)

Barbara D. Richardson, Concord Effective: September 22, 2010 Reappointment Term: August 18, 2013

Volunteer NH Board of Directors

Robin D. Wells, Epsom

Vacancy

Effective: September 22, 2010

Term: September 22, 2013

Water Council

(NH Association of Septage Haulers)

Nominated by the NH Association of Septage Haulers

William A. Gosse, Center Barnstead Effective: September 22, 2010

Succeeding: Robert S. Phillips, New Boston Term: June 27, 2014

NOMINATIONS

The Governor placed into nomination the following:

Agricultural Lands Preservation Committee

Ruth I. Clough, Elkins Effective: October 20, 2010
Reappointment Term: October 10, 2012

Aviation Users Advisory Board

(Airline)

William Hart, North Hampton Effective: Upon confirmation

Succeeding: Edward A. Schmidt, Bristol (resigned) Term: April 23, 2014

Ballot Law Commission

(Alternate member appointed by Governor and Council)

Jameson S. French, (r), Portsmouth Effective: Upon confirmation

Succeeding: Gregory T. Martin (d) Keene Term: July 1, 2013

Compensation Appeals Board

(Attorney)

J. Kirk Trombley, Durham Effective: Upon confirmation

Reappointment Term: January 1, 2013

Engineers Board

Thomas M. Bowen, Manchester Effective: Upon confirmation

Succeeding: Marc Morin, Bow Term: August 21, 2015

Family Mediation Certification Board

Ellen Dinerstein, Hancock
Reappointment
Effective: Upon confirmation
Term: September 6, 2013

State Board of Fire Control

(Architect)

Martin U. Michaelis, Amherst Effective: Upon confirmation

Reappointment Term: July 8, 2015

Fish & Game Commission

(Sullivan County)

Thomas H. Hubert, (i), Newport Effective: Upon confirmation

Reappointment Term: June 29, 2015

Fish & Game Commission

(Cheshire County)

Robert Phillipson, Jr., (r), Keene Effective: Upon confirmation

Reappointment Term: June 29, 2015

Health Services Planning and Review Board

(Health Care Provider)

Nominated by the NH Health Care Association

Christopher Martin, Newport Effective: Upon confirmation

Succeeding: Scott M. Wojtkiewicz, Bedford (term limited)

Term: April 19, 2013

NH Housing Finance Authority

(Exp. in construction of single-family real estate)

Kendall L. Buck, (r), Wilmot Effective: Upon confirmation

Succeeding: John T. Eller (d) Newbury, (resigned)

Term: July 1, 2011

Lakes Management Advisory Committee

(Rep. Of State Conservation Committee)

Donald M. Kent, Concord Effective: Upon confirmation Vacancy Term: August 1, 2012

New Hampshire Land and Community Heritage Authority

(Municipal)

H. Charles Royce, Jaffrey Effective: Upon confirmation Reappointment Term: September 6, 2014

McAuliffe-Shepard Discovery Center

Paul A. Burkett, Bow Effective: Upon confirmation Reappointment Term: September 19, 2013

Medical Review Subcommittee

Nominated by the Board of Medicine

Michael Barr, Nashua Effective: Upon confirmation Succeeding: Nicole Siporsky, Lebanon (resigned) Term: December 3, 2012

State Commission on the Status of Men

Michael J. Geanoulis, New Castle Effective: Upon confirmation Reappointment Term: September 1, 2013

Board of Mental Health Practice

(Public Member)

David J. Braiterman, Concord Effective: October 31, 2010 Reappointment Term: October 31, 2013

New Motor Vehicle Arbitration Board

 $(Alternate-Representing\ Consumers)$

John Badger, Newmarket Effective: Upon confirmation Succeeding: Billie Tooley, Portsmouth Term: October 16, 2012

New Motor Vehicle Arbitration Board

(Representing Consumers)

George L. Iverson, Hampton Effective: Upon confirmation Succeeding: John Badger, Newmarket (resigned) Term: March 25, 2013

Board of Nursing

(LNA)

Brenda J. Libby, Sanbornville Effective: October 24, 2010
Reappointment Term: October 24, 2013

Passenger Tramway Safety Board

(Cable Lift)

Robert Hoyt, Madison Effective: Upon confirmation

Reappointment Term: June 20, 2014

Physical Therapy Governing Board

(Public Member)

James H. Bradley, Goffstown

Reappointment

Effective: Upon confirmation

Term: September 16, 2013

Racing and Charitable Gaming Commission

Anthony B. Urban, Berlin
Reappointment
Effective: Upon confirmation
Term: September 24, 2013

Real Estate Appraisers Board

(Certified Residential Appraiser) Kristen A. Eldridge, Meredith

Kristen A. Eldridge, Meredith

Reappointment

Effective: Upon confirmation

Term: August 12, 2013

Respiratory Care Practitioners Governing Board

(Physician knowledgable in the practice of respiratory care)

Jeffrey T. Reisert, Plymouth
Reappointment
Effective: Upon confirmation
Term: February 18, 2013

New Hampshire Retirement System Board of Trustees

Nominated by the State Employees' Association

Charles C. Koontz, Hopkinton Effective: Upon confirmation

Reappointment Term: July 1, 2012

Speech-Language Pathology Governing Board

(Licensed SPL)

Laura A. Darling, Loudon Effective: Upon confirmation

Succeeding: Dianne B. Roosen, Bedford (term limited)

Term: March 4, 2013

Volunteer New Hampshire Board of Directors

(Person between 16-25/participant in service program)

Alec J. Bernard, Derry Effective: Upon confirmation Succeeding: Mau-Don Tran, Manchester Term: December 19, 2011

Wetlands Council

(Farm or Forest Landowner)

George W. Kimball, Center Sandwich Effective: October 31, 2010 Reappointment Term: October 31, 2013

#1 CONSENT CALENDAR - DONATIONS:

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

A. Authorized Cannon Mountain and Franconia Notch State Park to accept the donation of a handmade granite map of Cannon Mountain valued at \$1,000 from Kevin B. Gilbert of Belmont, NH.

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

B. Authorized to accept a donation of 2009 model year Ski-Doo GTX Fan cooled 550F snow machine valued at approximately \$4,100 to be donated to the Law Enforcement Division to be utilized for education and patrol purposes.

DEPARTMENT OF HEALTH AND HUMAN SERVICES Glencliff Home

- C. Authorized to accept non-monetary donations of personal equipment during the period of July 1, 2009 through June 30, 2010, with a value totaling \$1,949.33.
- D. Authorized to accept non-monetary donations during the period of April 1, 2010 through June 30, 2010, with a value totaling \$400.

BUSINESS FINANCE AUTHORITY

#2 The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Wieczorek 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 Lonza Biologics, Inc. located in Portsmouth, 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 SEPTEMBER 22, 2010 IN THE WARNER TOWN HALL, WARNER, NEW HAMPSHIRE

At 10:00 a.m. the Governor announced that the next matter to be considered would be the financing of an industrial facility project, consisting of recovery zone property, by the Business Finance Authority for Lonza America Inc. in Portsmouth. He said that he and the members of the Council had received 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, stated that the Authority had approved the financing and recommended that the Governor and Council make the required findings under RSA 162-I:9 and approve the issuance of the Bonds under Section 147(f) of the Internal Revenue Code. He also briefly explained the project, emphasized that the credit of the State was not involved, stated that he was present at the offices of the Business Finance Authority, 2 Pillsbury Street, Suite 201, Concord, on Wednesday, September 22, 2010 at 8:30 a.m., being the time and place of the first public hearing on this matter, and stated that no persons appeared at the public hearing to make or file oral or written comments with respect to this matter. Councilor Hollingworth introduced a resolution entitled "A RESOLUTION WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY, CONSISTING OF RECOVERY ZONE PROPERTY, BY THE BUSINESS FINANCE AUTHORITY FOR LONZA AMERICA INC. IN PORTSMOUTH" and moved its adoption, which was seconded by Councilor Wieczorek. 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 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY, CONSISTING OF RECOVERY ZONE PROPERTY, BY THE BUSINESS FINANCE AUTHORITY FOR LONZA AMERICA INC. IN PORTSMOUTH

Whereas, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendations that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the financing for Lonza America Inc. (the "Borrower") of an industrial facility, constituting "recovery zone property" within the meaning of Section 1400U-3(c) of the Internal Revenue Code of 1986, as amended (the "Internal Revenue Code"), consisting of modifications to existing biopharmaceutical manufacturing, development and testing facilities including equipment replacements, upgrades and changes to adapt plant, systems and processes to new products, building and infrastructure replacement and upgrades, and automation of production equipment and business systems, at the manufacturing complex of the Borrower's wholly-owned subsidiary, Lonza Biologics Inc. (the "Subsidiary"), located at 101 International Drive at the Pease International Tradeport in Portsmouth within a recovery zone (the "Project"), by the Authority's issuance of up to \$35,000,000 of Bonds under RSA 162-I (the "Act") and to approve the issuance of the Bonds under Section 147(f) of the Internal Revenue Code:

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:

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 consists of the acquisition, construction and installation of facilities for use in the active conduct of the business of the Subsidiary constituting "recovery zone property" within the meaning of Section 1400U-3(c) of the Code to be located at the manufacturing complex of the Subsidiary at 101 International Drive at the Pease International Tradeport in Portsmouth, New Hampshire within a designated recovery zone. The Project is within the definition of "industrial facility" in the Act and may be financed under the Act; and
- (2) The establishment and operation of the Project will create and preserve employment opportunities within the State of New Hampshire.

(b) General findings:

- (1) The Project and the proposed financing of the Project are feasible;
- (2) The Borrower and the Subsidiary have the skills and financial resources necessary to operate the Project successfully;
- (3) The Loan Agreement dated as of September 1, 2010 (the "Agreement") between the Authority and the Borrower and the Indenture of Trust dated as of September 1, 2010 (the "Indenture") between the Authority and Regions Bank, as trustee (the "Trustee") 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 Project except from Bond proceeds or from funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use;
- (4) Neither the Agreement nor the Indenture purport to create any debt of the State with respect to the Project, other than a special obligation of the Authority acting on behalf of the State under the Act; and
- (5) The proposed financing of the Project by the Authority and the proposed operation and use of the Project 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 Project 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.

Section 3. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the transaction as may be required and approve the issue of the Bonds under Section 147(f) of the Internal Revenue Code.

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

Passed and Agreed to September 22, 2010.

^{#3} The Governor and Executive Council on motion of Councilor Hollingworth, seconded by Councilor Pignatelli and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a Public Hearing with respect to the purchase by the Business Finance Authority of a loan made by Monadnock Economic Development Corporation to Vision Financial Corporation located in Keene, NH. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON SEPTEMBER 22, 2010 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

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At approximately 10:55 a.m., the Governor announced that the next matter to be considered would be the purchase by the Business Finance Authority of a loan to be made by Monadnock Economic Development Corporation and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the purchase of the proposed loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Hollingworth introduced a resolution entitled " A RESOLUTION UNDER RSA 162-A:18 AWARDING A LOAN PURCHASE UNDER RSA 162-A:10 WITH RESPECT TO A CERTAIN LOAN FROM THE MONADNOCK ECONOMIC DEVELOPMENT CORPORATION TO VISION CORPORATION" and moved its adoption, which was seconded by Councilor Pignatelli. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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A RESOLUTION UNDER RSA 162-A:18 AWARDING A LOAN PURCHASE UNDER RSA 162-A:10 WITH RESPECT TO A CERTAIN LOAN FROM THE MONADNOCK ECONOMIC DEVELOPMENT CORPORATION TO VISION FINANCIAL CORPORATION

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the purchase and acquisition by the Authority of a loan in the principal amount of Three Hundred Eighty Thousand Dollars (\$380,000) (the "Loan") made by the Monadnock Economic Development Corporation, a municipal corporation, organized and existing under the laws of the State of New Hampshire and a local development organization (the "Lender") to Vision Financial Corporation, a New Hampshire corporation (the "Borrower") to be used to purchase equipment in order to automate its administrative functions.

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

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed purchase of the Loan by the Authority; and

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

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

- 1. Findings and Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing the Governor and Council find:
 - (a) Special Findings.
- (i) The purchase and acquisition of the Loan will make available funds for the local or regional promotion, encouragement, or development of business activities in an area where such funds are needed; and

(ii) The Loan to be purchased by the Authority does not impose an undue risk of loss to the Authority.

(b) General Findings.

- (i) The purchase of the Loan by the Authority as proposed will serve a public use and provide a public benefit.
- (ii) The purchase of the Loan by the Authority as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.
- (iii) The purchase of the Loan by the Authority as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.
- (iv) The purchase of the Loan by the Authority as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.
- 2. Approval. The Governor and Council approve the purchase of the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of a Loan Purchase Agreement substantially in the form submitted to the Governor and Council and to take such further action under the Act with respect to the transaction as may be required.
 - 3. Effective Date. This resolution shall take effect upon its passage.

Passed and Agreed to September 22, 2010.

The Governor and Executive Council on motion of Councilor Pignatelli, seconded by Councilor Hollingworth 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 purchase by the Business Finance Authority of a loan made by Monadnock Economic Development Corporation to The Mountain Corporation located in Keene, NH. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON SEPTEMBER 22, 2010 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

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At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the purchase by the Business Finance Authority of a loan to be made by Monadnock Economic Development Corporation and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the purchase of the proposed loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Pignatelli introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A LOAN PURCHASE UNDER RSA 162-A:10 WITH RESPECT TO A CERTAIN LOAN FROM THE MONADNOCK **ECONOMIC** DEVELOPMENT **CORPORATION** TO THE **MOUNTAIN CORPORATION**" 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 UNDER RSA 162-A:18 AWARDING A LOAN PURCHASE UNDER RSA 162-A:10 WITH RESPECT TO A CERTAIN LOAN FROM THE MONADNOCK ECONOMIC DEVELOPMENT CORPORATION TO THE MOUNTAIN CORPORATION

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the purchase and acquisition by the Authority of a loan in the principal amount of Four Hundred Sixty Thousand Dollars (\$460,000) (the "Loan") made by the Monadnock Economic Development Corporation, a municipal corporation, organized and existing under the laws of the State of New Hampshire and a local development organization (the "Lender") to the Mountain Corporation, a New Hampshire corporation (the "Borrower") to be used to purchase equipment and provide working capital.

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

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed purchase of the Loan by the Authority; and

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

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

- 1. Findings and Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing the Governor and Council find:
 - (a) Special Findings.
- (i) The purchase and acquisition of the Loan will make available funds for the local or regional promotion, encouragement, or development of business activities in an area where such funds are needed; and

- (ii) The Loan to be purchased by the Authority does not impose an undue risk of loss to the Authority.
 - (b) General Findings.
- (i) The purchase of the Loan by the Authority as proposed will serve a public use and provide a public benefit.
- (ii) The purchase of the Loan by the Authority as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.
- (iii) The purchase of the Loan by the Authority as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.
- (iv) The purchase of the Loan by the Authority as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.
- 2. Approval. The Governor and Council approve the purchase of the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of a Loan Purchase Agreement substantially in the form submitted to the Governor and Council and to take such further action under the Act with respect to the transaction as may be required.
 - 3. Effective Date. This resolution shall take effect upon its passage.

Passed and Agreed to September 22, 2010.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

#5 Authorized to award a grant to the Town of Campton, NH, in the amount of \$12,000 for the purpose of conducting a feasibility study of the water distribution and wastewater collection systems. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

- #6 Authorized to enter into an agreement with the Town of Deering, NH, in the amount of \$12,000, to conduct a study of the infrastructure systems located at Hedgehog Cooperative. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #7 Authorized to award a grant to the Town of Hinsdale, NH, in the amount of \$12,000 for the purpose of conducting a feasibility study of the sewer system. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

OFFICE OF ENERGY AND PLANNING

- #8 Authorized to enter into a **sole source** contract with the City of Berlin, NH, for work to be accomplished as part of the ARRA Energy Efficiency and Conservation Block Grant's Retrofit Ramp-up Program, a/k/a the Better Buildings Program, in the amount of \$468,268. Effective upon G&C approval through May 31, 2013. **100% Federal ARRA Funds.**
- #9 Authorized to enter into a **sole source** contract with the Town of Plymouth, NH, for work to be accomplished as part of the ARRA Energy Efficiency and Conservation Block Grant's Retrofit Ramp-up Program, a/k/a the Better Buildings Program, in the amount of \$468,267. Effective upon G&C approval through May 31, 2013. **100% Federal ARRA Funds.**
- #10 Authorized to **retroactively** amend a **sole source** Cooperative Agreement with the University of NH, Complex Systems Research Center, Durham, NH, (previously approved by G&C on 11-7-09, item #6), to continue implementation of the State's Floodplain/Risk MAP program, as approved by the Department of Homeland Security, Federal Emergency Management Agency, by extending the completion date to March 15, 2011 from September 15, 2010. **100% Federal Funds.**
- #11 Authorized to conduct a one day conference on Saturday, November 13, 2010 at the Mountain View Grand Resort & Spa in Whitefield, NH, to provide training to local land use board members, for a total cost of the conference not to exceed \$11,375. (2)Further authorized to accept registration and exhibitor fees, in an amount not to exceed \$11,375, to offset the cost of the conference. (3)Further authorized to enter into an agreement with Brothers Property Management Corporation, d/b/a Mountain View Grand Resort and Spa, Whitefield, NH, at a total cost not to exceed \$9,527, to provide facility rental, audio/visual equipment, refreshments, and meals. Effective upon G&C approval through November 13, 2010. 100% Other (Registration/Exhibitor Fees) Funds.
- #12 Authorized to enter into a **sole source** contract with Strafford County Community Action Committee Inc., Dover, NH, for the Fuel Assistance Program, in the amount of \$2,279,625. (2)Further authorized to advance \$226,069. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**
- #13 Authorized to enter into a **sole source** contract with Southwestern Community Services Inc., Keene, NH, for the Fuel Assistance Program, in the amount of \$295,365. (2)Further authorized to advance \$226,069. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**
- #14 Authorized to enter into a **sole source** contract with Tri-County Community Acton Program Inc., Berlin, NH, for the Fuel Assistance Program, in the amount of \$4,415,229. (2)Further authorized to advance \$440,017. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**
- #15 Authorized to enter into a **sole source** contract with Southern NH Services Inc., Manchester, NH, for the Fuel Assistance Program, in the amount of \$7,538,433. (2)Further authorized to advance \$759,526. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**
- Authorized to enter into a **sole source** contract with Rockingham Community Action Inc., Portsmouth, NH, for the Fuel Assistance Program, in the amount of \$3,054,970. (2)Further authorized to advance \$303,787. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**

- #17 Authorized to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, for the Fuel Assistance Program, in the amount of \$4,095,089. (2)Further authorized to advance \$409,227. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**
- Authorized to enter into a **sole source** contract with Southern NH Services Inc., Manchester, NH, for the Senior Energy Assistance Services Program, in the amount of \$7,556. Effective October 1, 2010 through June 30, 2011. **100% Other (NH DHHS) Funds.**
- Authorized to enter into a **sole source** contract with Rockingham Community Action Inc., Portsmouth, NH, for the Senior Energy Assistance Services Program, in the amount of \$3,235. Effective October 1, 2010 through June 30, 2011. **100% Other (NH DHHS) Funds.**
- #20 Authorized to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, for the Senior Energy Assistance Services Program, in the amount of \$7,166. Effective October 1, 2010 through June 30, 2011. **100% Other (NH DHHS) Funds.**
- #21 Authorized to enter into a **sole source** contract with Southwestern Community Services Inc., Keene, NH, for the Senior Energy Assistance Services Program, in the amount of \$5,289. Effective October 1, 2010 through June 30, 2011. **100% Other (NH DHHS) Funds.**
- #22 Authorized to enter into a memorandum of agreement with the Public Utilities Commission, Concord, NH, in the amount of \$17,675 for the Electric Assistance Program triennial process evaluation, and \$37,142 to monitor the EAP. Effective upon G&C approval through September 30, 2012. **100% Other (Systems Benefits Charge) Funds.**
- #23 Authorized to enter into a **sole source** contract with Strafford County Community Action Committee Inc., Dover, NH, for the Senior Energy Assistance Services Program, in the amount of \$607.74. Effective October 1, 2010 through June 30, 2011. **100% Other (NH DHHS) Funds.**
- #24 Authorized to enter into a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, for the Senior Energy Assistance Services Program, in the amount of \$9,403. Effective October 1, 2010 through June 30, 2011. **100% Other (NH DHHS) Funds.**
- #24A Authorized to enter into a **sole source** memorandum of agreement with the Community College System of NH, Concord, NH, to implement energy saving and/or renewable energy-generating projects in CCSNH-owned buildings and facilities to save energy, reduce emissions, and create and/or retain jobs for work to be accomplished as part of the ARRA CCSNH Energy Efficiency and Renewable Energy Projects, in the amount up to \$1,300,000. Effective upon G&C approval through April 30, 2012. **100% Federal Funds (ARRA-SEP).**

OFFICE OF ECONOMIC STIMULUS

#25 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to **retroactively** accept and expend \$78,217 of Federal Funds received from the Federal Department of Education, federal fiscal year 2009 ARRA State Fiscal Stabilization Fund for primary and secondary school funding. Effective upon G&C approval. **100% Federal ARRA Funds. Contingent upon Fiscal Committee approval on September 21, 2010.**

DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#26 Authorized to amend a contract with Allen Systems Group Inc., Naples, FL, (previously approved by G&C on 8-22-07, item #17), for the purpose of supporting New HEIGHTS Application growth and the conversion of COBOL to Java to increase the MIPS capacity from 253 to 300 for the mainframe computer resource licenses, maintenance, and technical support services, by increasing the amount by \$280,000 from \$332,304 to \$612,304, and by extending the end date to August 30, 2014 from August 30, 2011. Effective upon G&C approval. 100% Other (Agency Class 027) Funds: the Agency Class 027 used by the DHHS to reimburse DoIT for this work will be 58% General and 42% Federal.

#27 Authorized DoIT and DHHS, Bureau of Elderly and Adult Services to amend a **sole source** contract with RTM Designs, Hendersonville, NC, (previously approved by G&C on 7-15-09, item #6), to modify the change control procedures and to provide additional funds to perform changes to the NH ServiceLink ReferNET Software System in response to federal mandates, by increasing the value by \$38,500 from \$89,944 to a value not to exceed \$128,444. Effective upon G&C approval through July 31, 2013. **SFY 2011 funding is 78% Federal, 22% General funds, SFY 2012 is 50% Federal, 50 % General Funds.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

- #28 Authorized Major Richard F. Oberman, Pembroke, 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.
- #29 Authorized Captain Kerry M. Clark, Dudley, MA, 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.
- #30 Authorized Major Charles R. Smith, Newfields, NH, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This Officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.
- Authorized Captain Joel R. Johnson, Portsmouth, NH, be nominated for promotion to the rank of Major, NH Air National Guard. This Officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.
- #32 Authorized Major Russell F. Morin, Merrimack NH, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This Officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.
- #33 Authorized Captain Jeffrey M. Samon, Newmarket, 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.
- #34 Authorized Travis A. Jones, Oak Ridge, TN, 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.
- #35 Authorized to enter into a contract with Comprehensive Environmental Inc., Merrimack, NH, for an Environmental Services contract in the amount of \$75,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- Authorized to enter into a contract with AMEC Earth and Environmental Inc., Plymouth Meeting, PA, for an Environmental Services contract in the amount of \$50,000. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#37 Authorized Deferred Compensation Commission to amend a contract with The Segal Company, New York, NY, to conduct an on-site educational session and training in order to enhance the Commission's due diligence and fiduciary responsibility in the oversight of the 457 Deferred Compensation Plan, by increasing the price by \$4,875 from \$180,000 to \$184,875. Effective upon G&C approval through December 31, 2010. **100% Agency Income.**

- #38 Authorized Bureau of Court Facilities to accept the Joint Maintenance Agreement from the Town of Conway, to the State of NH for the Northern Carroll County Courthouse, Conway, NH.
- #39 Authorized Risk Management Unit to enter into a contract with The Rowely Agency Inc., Concord, NH, for the purchase of fleet insurance coverage for state owned vehicles and defensive driving instruction for state employees in an amount not to exceed \$2,367,723. Effective November 1, 2010 through October 31, 2013. **100% Agency Funds.**
- #40 Authorized Bureau of Plant and Property to reclassify position #10068 Purchasing Assistant, labor grade 12, to an Administrator III, labor grade 31. **100% General Funds.**
- Authorized Bureau of Court Facilities to enter into a **retroactive** twelve-month holdover amendment with 7 Liberty Hill LLC, Henniker, NH, for courtroom and office space for the Henniker District and Family Court, in an amount not to exceed \$48,154.32. Effective September 1, 2010 through August 31, 2011. **100% Transfer Funds.**
- #42 Authorized Bureau of Court Facilities to enter into a twelve-month holdover amendment with the County of Cheshire, Keene, NH, for courtroom and office space for the Cheshire County Superior and Probate Court, in an amount not to exceed \$399,611.04. Effective October 1, 2010 through September 30, 2011. **100% Transfer Funds.**
- #43 Authorized that \$281,271,888 be lapsed from the Working Capital Warrant for the month of August. (2)Further authorized a Working Capital Warrant in the amount of \$725,000 to cover expenditures for the month of October.
- 444 Authorized a fleet reduction of two vehicles for The Department of Agriculture, Markets & Foods. (2)Further authorized the reassignment and restructuring of the Department of Agriculture, Markets & Foods Fleet. Contingent upon Fiscal Committee approval on September 21, 2010.
- Authorized Bureau of Public Works Design and Construction to enter into an agreement with SMRT Inc., Portland, ME, for professional services for a Facilities Analysis & Sustainment Plan for the NH Army Reserve National Guard, for a total price not to exceed \$390,040. (2)Further authorized a contingency in the amount of \$50,000 for additional services that may be required during the development, bringing the total to \$440,040. (3)Further authorized the amount of \$28,460 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$468,500. Effective upon G&C approval through February 20, 2011. **100% Federal Funds.**
- Authorized Bureau of Court Facilities to accept a gift of rent, valued at approximately \$52,990.80 from the City of Claremont, at no cost to the State, for the Claremont District Court. Effective July 1, 2010 to June 30, 2011.
- #47 Authorized Bureau of Public Works Design and Construction to enter into a contract with Xcel Fire Protection Inc., Salem, NH, for the designing and building of the sprinkler systems at the men's prison in Concord, NH, for a total price not to exceed \$157,749. (2)Further authorized a contingency in the amount of \$30,000 to provide for additional unanticipated expenses, bringing the total to \$187,749. Effective upon G&C approval through January 31, 2011. **100% General Funds.**
- 448 Authorized Bureau of Public Works Design and Construction to enter into a contract with Eckhardt & Johnson Inc., Manchester, NH, for HVAC Improvements, Bldg G, NH Armory National Guard Reservation, Concord, for a total price not to exceed \$85,832. (2)Further authorized a contingency in the amount of \$8,500 to provide for additional unanticipated expenses, bringing the total to \$94,332. (3)Further authorized the amount of \$5,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$99,332. Effective upon G&C approval through June 30, 2011. 100% Federal Funds.

- #49 Authorized Bureau of Public Works Design and Construction to enter into a contract with Gerard A. Laflamme Inc., Londonderry, NH, for NH Army National Guard Electrical Renovations, Buildings "D" and "E", Concord, NH, for a total price not to exceed \$149,377. (2)Further authorized the amount of \$4,500 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$153,877. Effective upon G&C approval through April 22, 2011. 50% Federal, 50% General Funds.
- 450 Authorized Bureau of Public Works Design and Construction to enter into a contract with Skyline Roofing Inc., Manchester, NH, for the Building "H" Roof Replacement State Military Reservation, Concord, NH, for a total price not to exceed \$219,700. (2)Further authorized the amount of \$10,700 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$230,400. Effective upon G&C approval through November 19, 2010. **100% Federal Funds.**
- #51 Authorized Bureau of Public Works Design and Construction to enter into a contract with Eckhardt & Johnson Inc., Manchester, NH, for Roof Top Unit Replacement, Hayes Building, for a total price not to exceed \$98,704. **42% General, 58% Transfer Funds.** (2)Further authorized a contingency in the amount of \$6,000 to provide for additional unanticipated expenses, bringing the total to \$104,704. **100% General Funds.** (3)Further authorized the amount of \$6,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$110,704. Effective upon G&C approval through December 31, 2010. **100% Transfer Funds.**
- #52 Authorized Bureau of Public Works Design and Construction to enter into a contract with D. L. King & Associates Inc., Nashua, for the Concord State Prison-South Wall Phase 1-B in Concord, for a total price not to exceed \$749,750. (2)Further authorized a contingency in the amount of \$20,000, bringing the total to \$769,750. Effective upon G&C approval through January 31, 2011. **100% General Funds.**
- #52A Authorized to **retroactively** amend a **sole source** contract with The HayGroup Inc., Irvine, CA, to provide consulting services for the administration and management of the classification and compensation plans for unclassified employees, by increasing the price by \$20,000 from \$20,000 to \$40,000. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #52B Authorized Bureau of Public Works Design and Construction to enter into a contract with Curtin Enterprises Inc., d/ba/ Northeast Door Corporation, Bow, NH, for door replacement at the Portsmouth Transportation Center, for a total price not to exceed \$28,415.80. (2)Further authorized a contingency in the amount of \$5,000 to provide for additional unanticipated expenses, bringing the total to \$33,415.80. (3)Further authorized the amount of \$2,400 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$35,815.80. Effective upon G&C approval through December 17, 2010. **80% Grants Federal, 20% Highway Funds.**
- #52C Authorized to enter into a **sole source** contract with Cellco Partnership d/b/a Verizon Wireless of Bedmister, NJ, for cellular telephone and data services, for a cost not to exceed \$1,250,000. Effective upon G&C approval through March 15, 2013.
- #52D Authorized Bureau of Public Works Design and Construction to enter into a contract with Northeast Earth Mechanics Inc., Pittsfield, NH, for the drainage repairs at various sites in Concord, NH, for a total price not to exceed \$86,900. (2)Further authorized a contingency in the amount of \$8,500 to provide for additional unanticipated expenses, bringing the total to \$95,400. (3)Further authorized the amount of \$200 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$95,600. Effective upon G&C approval through November 1, 2010. **98% General, 2% Transfer Funds.**
- #52E Authorized to contract with CTC Communications Corporation, Burlington, MA, for the provision of interstate long distance and calling card services, for an amount not to exceed \$100,000. Effective upon G&C approval through October 8, 2012. **100% Agency Funds.**

- #52F Authorized new section of MOP 150, III of the Manual of Procedures, to be entitled "Designations of Retroactive and Sole Source Contracts in Agency Requests to Governor and Executive Council". Effective upon G&C approval.
- #52G Authorized Bureau of Public Works Design and Construction to enter into a contract with E. Guimond Construction LLC, Bow, NH, for the Legislative Office Building Stair Repair and miscellaneous renovations, for a total price not to exceed \$178,450. (2)Further authorized a contingency in the amount of \$24,550 to provide for additional unanticipated expenses, bringing the total to \$203,000. Effective upon G&C approval through February 15, 2011. **100% General Funds.**

STATE TREASURY

The Governor and Council acted as follows:

- #53 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$127,214 and the State Treasurer to issue checks in the amount of \$127,213.11 to the rightful owners of abandoned or unclaimed funds.
- Authorized to enter into a contract with Bank of New York Mellon Trust Company of Boston, MA, for bond paying agent, trustee, and registration services, in an amount not to exceed \$125,000. Effective November 1, 2010 through October 30, 2015.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

- Authorized Division of Arts to award a Partnership Initiative Grant for the Poetry Out Loud Project, a collaborative partnership initiative for NH Schools, in the amount of \$19,000 to the NH Writers Project, Manchester, NH. Effective upon G&C approval through June 30, 2011.
- #56 Authorized Division of Historical Resources to award Conservation Number Plate Grant to the Town of Holderness, in the amount of \$10,000. Effective upon G&C approval through September 30, 2012. **100%** Conservation Plate Funds.

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

- #57 Authorized to enter into a **retroactive sole source** agreement with Hearst Television, d/b/a WMUR-TV, Manchester, NH, to develop a 30-second television spot and air the spot for the purpose of promoting a series of Asian Longhorned Beetle public education workshops, in the amount of \$7,227. Effective July 26, 2010 through August 17, 2010. **100% Federal Funds.**
- Authorized to accept and expend funds from the NH Association of Conservation Districts in the amount of \$2,000. **100% Other Funds Soil Conservation.**
- #58A Authorized Division of Pesticide Control to enter into a grant agreement with The Town of Derry, NH, for the Shepard Park Invasive Species Control Project, in the amount of \$9,300. Effective upon G&C approval through December 31, 2010. **100% Other Integrated Pest Management Funds.**

ATTORNEY GENERAL

- #59 Authorized to conduct a two day training for prosecuting attorneys and law enforcement prosecutors scheduled for October 7-8, 2010, entitled "Prosecution of Adult Sexual Assault Cases", to be held at the McAuliffe-Shepard Discovery Center, Concord, NH, at a cost not to exceed \$10,802. (2)Further authorized to enter into a memorandum of understanding with the McAuliffe-Shepard Discovery Center, Concord, NH, for the purpose of providing the necessary training facility, in an amount not to exceed \$500. (3)Further authorized to enter into a **sole source** agreement with Tidewater Hospitality Resources LLC, for the purpose of providing the necessary food services for the two day training, in an amount not to exceed \$8,052. Effective upon G&C approval through October 31, 2010. **100% Federal ARRA Funds.**
- #60 Authorized to appoint Rebecca Woodard as an Assistant Attorney General, at a salary level of \$60,000. Effective September 24, 2010 through December 6, 2010.
- #61 **WITHDRAWN** The Agency withdrew the request to reappoint Ann M. Rice as an Associate Attorney General. Effective September 30, 2010 through September 30, 2015.
- #62 Authorized to **retroactively** reappoint Mary E. Maloney as an Assistant Attorney General. Effective September 30, 2010 through September 20, 2015.
- #63 Authorized to reappoint Jeffrey S. Cahill as a Senior Assistant Attorney General. Effective September 30, 2010 through September 30, 2015.
- 464 Authorized to accept and expend a total of \$27,000 from Goodwill Industries of New England (\$18,000), United Way of Merrimack County (\$5,000) and Child and Family Services of NH (\$4,000) to be utilized to support offender reentry efforts. Effective upon G&C approval through March 31, 2011. **100% Agency Income.**
- Authorized to amend a subgrant in the amount of \$84,361 with the National Association for Mental Illness of NH (previously approved by G&C on 3-10-10, item #46), from the US Department of Justice's Bureau of Justice Assistance Second Chance Act Prisoner Reentry Grant to fund personnel for the Division of Community Corrections' Second Chance Act Demonstration Project, by extending the end date from September 30, 2010 to March 31, 2011. **46% Federal, 54% Agency Income Funds.**
- #66 Authorized to enter into a subgrant in the amount of \$28,470 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 the implementation of the Division of Community Corrections' Second Chance Act Demonstration Project. Effective upon G&C approval through March 31, 2011. **100% Federal Funds.**
- #67 Authorized to enter into a subgrant in the amount of \$6,000 with the Community Health Institute/JSI from the US Department of Justice's Bureau of Justice Assistance FFY 2009 Second Chance Act Adult Demonstration Program for staff training. Effective upon G&C approval through May 31, 2011. **100% Federal Funds.**
- #68 Authorized to amend a subgrant with Goodwill Industries of Northern New England (previously approved by G&C on 3-10-10, item #45), for the purpose of funding personnel to participate in the Division of Community Corrections' Second Chance Act Demonstration Project, by extending the end date from September 30, 2010 to March 31, 2011. **46% Federal, 54% Agency Income Funds.**
- #69 Authorized to enter into subgrants totaling \$23,563.19 with the agencies as detailed in letter dated September 7, 2010, from the US Department of Justice's Office of Juvenile Justice and Delinquency Prevention for increased enforcement of NH's underage drinking laws. Effective upon G&C approval through May 31, 2011. **100% Federal Funds.**

- #70 Authorized to enter into a subgrant in the amount of \$5,000 with the Goodwill Industries of Northern New England, utilizing funds from the US Department of Justice's Bureau of Justice Assistance Second Chance Act Prisoner Reentry Grant, for the purpose of funding personnel for the Division of Community Corrections' Second Chance Act Demonstration Project. Effective upon G&C approval through March 31, 2011. **100% Federal Funds.**
- #71 Authorized to accept and expend a grant in the amount of \$9,649.16 from the NH Highway Safety Agency for the purpose of hosting a two-day Motor Vehicle Homicide Seminar. Effective October 1, 2010 through December 31, 2010. **100% Transfer from other agency.**
- #72 Authorized to enter into a subgrant in the amount of \$9,500 with MHM Correctional Services, utilizing funds from the US Department of Justice's Bureau of Justice Assistance Second Chance Act Prisoner Reentry Grant, for the purpose of mental health medication assistance for clients of the Division of Community Correction's Second Chance Act Demonstration Project. Effective upon G&C approval through March 31, 2011. 100% Federal Funds.
- Authorized to amend the subgrants as detailed in letter dated September 3, 2010 (previously approved by G&C on 5-12-10, item #35), designed to provide safe visitation services for women and their children where there is a history of family violence, by extending the end date from September 30, 2010 to September 30, 2011. (2)Further authorized to amend the subgrants as detailed in letter dated September 3, 2010 (previously approved by G&C on 6-3-09, item #32), designed to provide safe visitation services for women and their children where there is a history of family violence, by extending the end date from September 30, 2010 to September 30, 2011. Effective upon G&C approval. (3)Further authorized to enter into subgrants with the two visitation centers as detailed in letter dated September 3, 2010, totaling \$22,500 from the Safe Havens Program for the purpose of providing safe visitation services for women and children when there is a history of family violence. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**

INSURANCE DEPARTMENT

#74 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton, and with Councilor Wieczorek voting **no**, authorized the request to reclassify position #10953 Insurance Company Examiner I, labor grade 29 (\$53,137.50) to Attorney III, labor grade 30 (\$55,497). **100% Insurance Assessment Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

- #75 Authorized to amend ARRA federal funds from the US Department of Labor (previously amended by G&C on 5-12-10, item #42), by reallocating \$138,518.48, to continue to assist in providing reemployment services to connect unemployment insurance claimants to employment and training opportunities. Effective upon G&C approval through September 30, 2010. 100% ARRA Funds. Contingent upon Fiscal Committee approval on September 21, 2010.
- #76 Authorized to reclassify 14 positions to be extended at an estimated cost of \$332,806.39. **100% Federal Funds.**
- #77 Authorized to reclassify 28 positions to be extended at an estimated cost of \$824,247.63. **100% Federal Funds.**
- #78 Authorized to enter into a contract with Goldstar Blacktop Sealcoating, Belmont NH, for parking lot crack-filling, seal-coating and striping services at NHES, Concord, Conway, Laconia, and Somersworth local offices, in the amount of \$11,957. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #79 Authorized to enter into an agreement with Konica Minolta Business Solutions, Atlanta, GA, for full service maintenance coverage of one Konica Minolta color and one Konica Minolta black and white copier/printer with accessories, in an amount not to exceed \$159,000. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

- #80 Authorized to enter into an agreement with Toshiba Business Solutions, Wilmington, MA, for full service maintenance coverage of 13 Toshiba copiers, in an amount not to exceed \$36,000. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**
- #81 Authorized to enter into an agreement with IKON Office Solutions, Philadelphia, PA, for full service maintenance coverage of 30 Canon Ricoh copiers, in an amount not to exceed \$34,000. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

- #82 Authorized to accept and expend Federal sub grant funds in the amount of \$28,470 from the NH Department of Justice, for the implementation of the Division of Community Corrections' Second Chance Act Demonstration Project. Effective upon G&C approval through March 31, 2011. **100% Agency Income.**
- Authorized to accept and expend funds made available through a Victims of Crime Act sub grant from NH Department of Justice in the amount of \$16,644 to provide assistance to crime victims and their families. Effective upon G&C approval through June 30, 2011. **81% Agency Income**, **19% General Funds**.
- #84 Authorized to make a one-time **retroactive** payment of salary and benefits to Corrections Officer Jaime Weigand, in the amount of \$4,228.60 for the period of August 21, 2007 through April 8, 2010 with current State Fiscal year funds. **100% General Funds.**
- Authorized to make a one-time **retroactive** payment of salary and benefits to Accounting Technician, Patricia Myrick, in the amount of \$72.09 for the period of May 17, 2010 through June 3, 2010 with current State Fiscal year funds. **100% Other Funds.**
- #86 Authorized to accept and expend a Federal Carl D. Perkins Grant in the amount of \$16,198 for business and computer educational materials for female inmates. Effective upon G&C approval through June 30, 2011. **100% Agency Income.**
- #87 Authorized with Councilor Wieczorek voting **no**, to **retroactively** reclassify position #42273 Accounting Technician, labor grade 12, step 5, to Administrative Supervisor, labor grade 17, step 2. Effective April 23, 2010. **100% General Funds.**
- Authorized to accept and expend additional grant funding from the Federal Bureau of Investigation, in the amount of \$12,677 to support the "New Hampshire Safe Streets Task Force" initiative by providing certified Probation/Parole Officer(s) to increase officer presence with the primary focus in the City of Manchester. Effective upon G&C approval through September 30, 2011. **100% Federal Funds.**
- #89 Authorized to pay two **retroactive** invoices in the amounts of \$1,100 & \$1,163 with SFY 2011 funds for arbitration services, from Michael C. Ryan, ESQ., Arbitrator and Mediator, Freeport, ME. Effective upon G&C approval. **100% General Funds.**

BANKING DEPARTMENT

- #90 Authorized to accept and place on file the Annual Report for calendar year ending December 31, 2009.
- #91 Authorized to continue membership and participation in the Conference of State Bank Supervisors, in the amount of \$8,225.60. **100% Other (Bank Exams & Assessments) Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

#92 The Governor and Council on motion of Councilor Burton, seconded by Councilor Hollingworth authorized the request to enter into a **sole source** contract with the University of NH for the sole purpose of providing a research study of the damaging effects of underage drinking on incoming college freshman, for a total contract price of \$5,700. Effective upon G&C approval through May 31, 2014. **100% Other (Underage Drinking Initiative) Funds.**

PUBLIC UTILITIES COMMISSION

The Governor and Council acted as follows:

- #93 Authorized to accept and place on file the Informational Item related to the renewable energy rebate programs.
- #94 Authorized to enter into a **sole source** Cooperative Project Agreement with Carbon Solutions New England, University of NH, to track the environmental and economic results of projects funded by the Greenhouse Gas Emissions Reduction Fund, in the amount of \$116,745. Effective upon G&C approval through December 31, 2011. **100% Other (Greenhouse Gas Emissions Reduction) Funds.**

OFFICE OF THE CONSUMER ADVOCATE

#95 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to enter into a contract with Scott J. Rubin, Bloomsburg, PA, to provide expert testimony and other services related to two pending dockets at the NH Public Utilities Commission, in an amount not to exceed \$19,800. Effective upon G&C approval through June 30, 2011. **100% Public Utility Assessment.**

RACING AND CHARITABLE GAMING COMMISSION

#96 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Shea authorized the request to accept and place on file the report of activities for the fiscal year ending June 30, 2010.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- #97 Authorized to accept and place on file the Division of Travel and Tourism Development report on activity within the Travel and Tourism Revolving Fund.
- #98 Authorized to accept and place on file the report regarding season passes issued for Cannon Mountain during Fiscal Year 2010.
- #99 Authorized to accept and place on file the Division of Travel and Tourism Development's Fund report for the period ending June 30, 2010.
- #100 Authorized Division of Forests and Lands to finalize and enter into a Consent Decree and a boundary settlement regarding a property dispute matter pending for many years in the NH court system. The Parties to the matter have reached a tentative resolution and await approval to proceed.
- #101 Authorized Bureau of Trails to amend a **retroactive sole source** contract with Horizon's Engineering Inc., Littleton, NH, for engineering services of the new visitor center at Jericho Mountain State Park, by increasing the amount by \$14,050 from \$2,498 to \$16,548, and by extending the completion date to October 30, 2010. **100% Federal Funds.**
- #102 Authorized Bureau of Trails to enter into a **retroactive** contract with Milan Excavating LLC, Berlin, NH, to construct a visitor center at Jericho Mountain State Park in the amount of \$81,480. Effective August 26, 2010 through October 30, 2010. **100% Federal Funds.**
- #103 Authorized Bureau of Trails to enter into a **sole source** contract with Berlin Board of Education, Berlin, NH, to construct a visitor center at Jericho Mountain State Park in the amount of \$10,000. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

- #104 Authorized Division of Forests and Lands to enter into a contract with Christopher Kane, Concord, NH, for ecological services in support of the NH Natural Heritage Bureau, in the amount of \$3,200. Effective upon G&C approval through February 15, 2011. **100% Federal Funds.**
- #105 Authorized Division of Forests and Lands to enter into a contract with Bob Ailes Roofing Inc., St. Johnsbury, VT, for roof replacement at the North County Resources Center in Lancaster, NH, in the amount of \$50,500. Effective upon G&C approval through October 29, 2010. 100% Capital General Funds.
- #106 Authorized Bureau of Trails to enter into a **retroactive** Land Use Agreement with Bayroot LLC, Lyme, NH, to provide access to a certain system of groomed snow-traveling vehicle trails and all-terrain vehicle trails for recreational purposes, for a total amount of \$34,500. Effective August 1, 2010 through June 30, 2015. **OHRV Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

- #106A Authorized to budget and expend prior year carry forward funds in the amount of \$25,000, from Water Users to cover unanticipated needs in certain expenditures classes for the Connecticut-Coos Dam Project. Effective upon G&C approval through June 30, 2011. **100% Connecticut-Coos Project Funds.**
- #107 Authorized to award an ARRA Brownfields Revolving Loan Fund cleanup grant totaling \$200,000 to the Town of Jaffrey for addressing environmental contamination. Effective upon G&C approval through September 30, 2011. **100% Federal ARRA Funds.**
- #108 Authorized to award an ARRA Brownfields Revolving Loan Fund cleanup grant totaling \$400,000 to the Troy Redevelopment Group, for addressing environmental contamination. Effective upon G&C approval through September 30, 2012. **100% Federal ARRA Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- #109 Authorized to exercise a contract renewal option with GDS Associates Inc., Marietta, GA and Manchester, NH, (previously approved by G&C on 6-23-10, item #61), for energy efficiency audits, in the amount up to \$153,000. Effective upon G&C approval through June 30, 2012. **100% Federal ARRA Funds.**
- #110 Authorized Office of Workforce Opportunity to **retroactively** accept and expend Workforce Investment Act National Emergency Grant Dislocated Worker funds from The US Department of Labor, Employment and Training Administration, in the amount of \$972,474. Effective June 30, 2010 through June 30, 2012. **100%** Federal ARRA Funds. Contingent upon Fiscal Committee approval on September 21, 2010.
- #111 Authorized Office of Workforce Opportunity to **retroactively** accept and expend additional Senior Community Service Employment Program funds from The US Department of Labor in the amount of \$641,598. Effective July 1, 2010 through June 30, 2011. **100% Federal Funds. Contingent upon Fiscal Committee approval on September 21, 2010.**
- #112 Authorized Office of Workforce Opportunity to enter into a **retroactive sole source** memorandum of understanding with the NH Department of Education, for delivering Workforce Investment Act Youth Program services consistent with Workforce Investment Act regulations in the amount of \$1,858,452.40. Effective July 1, 2010 through June 30, 2012. **95% Federal WIA Youth State Formula, 5% Federal WIA Youth ARRA Funds.**
- #113 Authorized Office of Workforce Opportunity to enter into a **retroactive sole source** memorandum of understanding with the NH Department of Employment Security, for the delivery of performance-related items that must be submitted to the US Department of Labor Employment and Training Administration consistent with Workforce Investment Act regulations, in an amount not to exceed \$584,198.21. Effective July 1, 2010 through June 30, 2012. **100% Federal Funds.**

- #114 Authorized Office of Workforce Opportunity to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Inc., Concord, NH, for the provision of Senior Community Service Employment Program services, in the amount of \$622,350. Effective **retroactive** to July 1, 2010 through June 30, 2011. **100% Federal Funds.**
- #114A Authorized to amend a 6-month "Hold-Over" Lease agreement with Pasquale F. Alosa Revocable Trust, Concord, NH, for 3,694 square feet of building space for the Office of Workforce Opportunity, Concord, NH, in the total amount of \$24,010.98, by extending the lease end date to March 30, 2011 from September 30, 2010. **100% Federal Funds.**
- #114B Authorized to enter into a 7-year Lease Agreement with McCarthy Properties, West Wareham, MA, for 29,564 square feet of building space for the Department's headquarters, Concord, NH, in the total amount of \$2,158,112.25. Effective October 1, 2010 through September 30, 2017. **100% General Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

- #115 Authorized to **retroactively** pay the Atlantic States Marine Fisheries Commission, Washington, DC, \$21,077 annual assessment. Effective upon G&C approval through June 30, 2011. **100% Fish & Game Funds.**
- #116 Authorized to enter into a contract with Eastern Analytical Inc., Concord, NH, to perform wastewater monitoring chemical analysis of water samples from six fish hatchery facilities in the amount of \$10,000. Effective upon G&C approval through September 30, 2011. **100% Fish and Game Funds.**
- #117 Authorized to enter into a **sole source** Cooperative Project Agreement under the terms and conditions of the Master Agreement for Cooperative Projects between the State of NH and the University of NH, Durham, NH, in the amount of \$202,671. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**
- #118 NOT USED
- #119 Authorized to enter into a **sole source** agreement with ICF Macro Inc., Burlington, VT, and to reimburse NHFG up to \$29,165 for collection of information on catch by NH marine recreational anglers. (2)Further authorized to accept and expend an estimated \$14,163 for the services above. Effective upon G&C approval through June 30, 2011. **Agency Income (ICF Macro Inc).**
- #120 Authorized to accept and expend a \$13,650 grant award from the NH Charitable Foundation to purchase a new SeaArk 20' boat to enhance the Pittsburg Patrol Area's ability to stock fish, conduct rescue missions and patrol waterways. Effective upon G&C approval through June 30, 2011. 100% Other (NH Charitable Foundation) Funds.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- #121 Authorized to enter into **retroactive** grant agreements with the entities as detailed in letter dated July 28, 2010, totaling \$67,993 to fund Household Hazardous Waste collection projects. Effective July 31, 2010 through June 30, 2011. **100% Hazardous Waste Funds.**
- #122 Authorized to **retroactively** amend the Clean Water State Revolving Fund and Drinking Water State Revolving Fund finalized loan agreements with the entities, by modifying the interest charged to reflect a decrease in interest charges by 1% and an increase in administrative charges by 1%, in accordance with Chapter 144L43, Laws of 2009. Effective July 1, 2009.

- #123 Authorized to amend a **sole source** Joint Funding Agreement with the US Geological Survey, Pembroke, NH, (previously approved by G&C on 2-9-10, item #41), to provide technical services associated with assessing arsenic contamination found in private domestic wells near the Mottolo Superfund Site in Raymond, NH, by increasing the contract by \$20,000 from \$100,000 to \$120,000. Effective upon G&C approval through September 30, 2010.
- #124 Authorized to enter into a Joint Funding Assessment with the US Geological Survey, Pembroke, NH, for streamflow gaging, in the amount of \$180,480. Effective **retroactive** to July 1, 2010 through June 30, 2011. **36.22% Other, 63.78% General Funds.**
- #125 Authorized to pay the 2010 National Environmental Laboratory Accreditation Program Accreditation Body Recognition fee to The NELAC Institute, Weatherford, TX, in the amount of \$6,000. Effective upon G&C approva. 100% Lab Accreditation Fee Funds.
- #126 Authorized DES and Fish & Game to enter into a memorandum of agreement for the repair of Akers Pond Dam spillway in Errol, in the amount of \$219,538. (2)Further authorized advance payment in the amount of \$219,538. Effective upon G&C approval through June 30, 2012.
- #127 Authorized to enter into a **sole source** memorandum of Agreement with the NH Department of Resources and Economic Development, to perform specialty mowing services at State-owned flood control dams at a cost not to exceed \$6,000. Effective upon G&C approval through December 1, 2010. **100% Dam Maintenance Program Funds.**
- #128 Authorized to accept and expend \$16,108 in federal funds from the US Geological Survey for preservation of historic and archival geologic information. Effective upon G&C approval through June 30, 2011.
- #129 Authorized to enter into an agreement with Mirror Lake Protective Association Inc., Mirror Lake, NH, to complete the Mirror Lake Community Watershed Plan project, in the amount of \$65,000. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**
- #130 Authorized to complete necessary repairs to Ossipee Lake Dam, in an amount not to exceed \$34,550. Effective upon G&C approval through June 30, 2011. **100% Dam Maintenance Program Funds.**
- #131 Authorized to award an Aquatic Resource Mitigation Fund grant to the Bear-Paw Regional Greenways, Deerfield, NH, to permanently protect approximately 733+/- acres of high value wildlife habitat in the Clay Pond Headquarters area in Hooksett, in the amount of \$200,000. Effective upon G&C approval through June 30, 2011. **100% ARM Funds.**
- #132 Authorized to enter into an agreement with Trout Unlimited, Concord, NH, to complete the Watershed Management Plan Implementation Phase 2: Culvert Remediation and In-stream Restoration project, in the amount of \$200,356. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**
- #133 Authorized to enter into a contract with J. Fletcher Creamer & Son Inc., to install mechanical seals in the low-level outlet of Deering Reservoir Dam, in the amount of \$28,241. Effective upon G&C approval through December 31, 2010. **100% Capital (General) Funds.**
- #134 Authorized Debbi-Lyn Trager's request to perform work on property having an average of 422 ft of frontage on Lake Winnipesaukee in Gilford (previously approved by G&C on 4-1-09, item #73).
- #135 Authorized Windward Harbor Homeowners Association's request to replace support pilings and increase the width of an existing walkway providing access to a recreational building located over public waters on Lake Winnipesaukee in Moultonborough.
- #136 Authorized Richard & Carleen Green's request to conduct work on Lake Winnipesaukee in Meredith.
- #137 Authorized Michael and Rosemary McElroy's request to perform work on Blaisdell Lake in Sutton.

- #138 Authorized Leslie A Molleur's request to construct a tidal docking structure consisting of a permanent pier connecting to a ramp connecting to a float on the Cocheco River in Dover.
- #139 Authorized Bonnie Dunbar Trust's request to dredge material deposited during a flood event from 3608 sq ft of the bed of Lake Winnipesaukee and Beaver Brook, in Alton.
- #140 Authorized NH Dept of Transportation's request to approve the Grant in Right request to place 42,765 sq ft of fill in public water and impact a total of 159,802 sq ft of lacustrine, palustrine and riverine wetlands to reconstruct NH Route 4A and Main Street in Enfield, including overlaying and widening to provide 11 ft lanes with 4 ft shoulders, drainage improvements, bridge replacement and provide a road and drainage upgrade on the adjacent property owned by NH Fish and Game Dept.

PEASE INTERNATIONAL DEVELOPMENT AUTHORITY

#141 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Wieczorek authorized the request to **retroactively** pay Judith Dubois, Secretary II, in the amount of \$2,327.55, for prior years incremental and overtime wages with current fiscal year funds that were not paid from February 1, 2009 to June 30, 2010.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Bureau of Human Resource Management

- #142 Authorized to make a one-time **retroactive** payment from SFY 2011 funds to Sharon Face, in the amount of \$1,532.81, for annual payment which was not paid for the period of May 23, 2009 through May 22, 2010. **56% Federal, 50% General Funds.**
- #143 Authorized to make a one-time **retroactive** payment from SFY 2011 to Gary Smith, Youth Counselor I, Division for Juvenile Justice Services in the amount of \$841.93, to compensate for wages not paid for in SFY 2010. **2% Other Vermont Revenue, 98% General Funds.**
- #144 Authorized to make a one-time **retroactive** payment from SFY 2011 to Beverly Williams, Clerk Interviewer, Division of Family Assistance, in the amount of \$148.25, to compensate for wages not paid for in SFY 2010. 52% General, 48% Federal Funds.
- #145 Authorized to make a one-time **retroactive** payment from SFY 2011 to Arthur Giavroutas, Youth Counselor II, Division for Juvenile Justice, in the amount of \$309.52, to compensate for wages not paid for in SFY 2010. **2% Other Vermont Revenue, 98% General Funds.**

Division for Juvenile Justice Services

#146 Authorized to enter into an agreement with Reverend R. Raymond Gauthier Jr., Boscawen, NH, to provide spiritual services as a Chaplain Assistant at the Sununu Youth Services Center, in an amount not to exceed \$18,750. Effective October 1, 2010 through September 30, 2011. **100% Federal Funds.**

Division of Child Support Services

- #147 Authorized to **retroactively** amend an agreement with CBC Innovis Inc., Bedford, NH, (previously approved by G&C on 6-13-07, item #382), for credit reporting services, by increasing the price by \$16,708 from \$50,624 to \$67,332, and by extending the end date from June 30, 2010 to June 30, 2011. **66% Federal, 25.5% General, 8.5% Other (retained THWF) Funds.**
- #148 Authorized to reclassify 5 vacant positions. 66% Federal, 34% Other Funds.
- #149 Authorized to enter into an agreement for an Enterprise Content Management solution with AMS Imaging LLC, Warwich, RI, in an amount not to exceed \$1,386,649. Effective upon G&C approval through June 30, 2016. 75.5% Agency Income, Child Support Incentive Funds = 16.9% Federal, 7.6% General Funds.

Division for Children, Youth & Families

- #150 Authorized with Councilor Pignatelli voting **no**, to enter into a **sole source** contract with the NH Children's Trust Fund, Fiscal Agent, Concord, NH, for the provision of a Community-Based NH Incentive Fund Program, totaling \$1,544,517. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #151 Authorized to **retroactively** pay a membership fee to the Judge Baker Children's Center, Boston, MA, for annual membership in the New England Association of Child Welfare Commissioners and Directors, in the amount of \$19,000. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #152 Authorized to reimburse Laura E. Cote, from current year funds for in-state travel-related expenses incurred in the performance of official state business during the last fiscal year. 50% General, 50% Federal Funds.
- #153 Authorized to enter into a **sole source** agreement with the Foster and Adoptive Parent Association, Concord, NH, for the provision of recruitment and retention activities for resource family homes in the amount of \$45,000. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2011. **100% Federal Funds.**
- #154 Authorized to award a seed grant totaling \$18,000 to the Family Connections Center, Goffstown Prison for Women, Child and Family Services, Concord, NH, for the provision of parenting classes and support groups. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #155 Authorized Division for Juvenile Justice Services to enter into a **sole source** contract with NFI North, Inc., Contoocook, NH, for the provision of a 15-bed male short-term staff secure shelter care facility known as Midway Shelter, Bradford, NH, in the amount of \$1,022,526.12. Effective October 1, 2010 or upon G&C approval through June 30, 2011. **48% Federal, 26% General, 26% Other (Local Education Agencies) Funds.**
- #156 Authorized Division for Juvenile Justice Services to enter into a **sole source** contract with NFI North, Inc., Contoocook, NH, for the provision of a 15-bed co-ed short-term staff secure shelter care facility known as North Country Shelter Care, Jefferson, NH, in the amount of \$964,433.19. Effective October 1, 2010 or upon G&C approval through June 30, 2011. **44% Federal, 32% General, 24% Other (Local Education Agencies) Funds.**
- #157 Authorized Division for Juvenile Justice Services to enter into a **sole source** contract with Lutheran Social Services of New England, Concord, NH, for the provision of a 15-bed female short-term staff secure shelter care facility known as Antrim Girls Shelter, Antrim, NH, in the amount of \$914,485.53. Effective October 1, 2010 or upon G&C approval through June 30, 2011. **49% Federal, 27% General, 24% Other (Local Education Agencies) Funds.**

Division of Family Assistance

- #158 Authorized the acceptance of \$3,763 of Community Services Block Grant funds available from the US DHHS, Administration for Children and Families, Office of Community Services through the ARRA 2009. (2)Further authorized the transfer of \$1,238 of Community Services Block Grant funds available from the US DHHS, Administration for Children and Families, Office of Community Services through the ARRA 2009. 100% Federal ARRA Funds. Contingent upon Fiscal Committee approval on September 21, 2010.
- #159 Authorized to accept and expend \$260,700 of Supplemental Nutrition Assistance Program high performance bonus funds. (2)Further authorized to transfer General Funds in the amount of \$554,138 and the decrease of related federal revenue of \$(\$261,000). Contingent upon Fiscal Committee approval on September 21, 2010.
- #160 Authorized to amend a **sole source** contract with Deloitte Consulting LLP, Pittsburgh, PA, (previously amended by G&C on 6-23-10, item #115), to provide enhancements to the New HEIGHTS public assistance eligibility system, by increasing the price by \$932,235 from \$48,706,305 to \$49,638,540. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2013. **46% Federal, 54% General Funds.**

- #161 Authorized to enter into a **sole source** contract with Rockingham Community Action Inc., Portsmouth, NH, as a grant recipient under the Community Services Block Grant, to provide nutritional services, community based services, and anti-poverty programs to low-income families, in an amount not to exceed \$549,727. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2011. **100% Federal Funds.**
- #162 Authorized to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, as a grant recipient under the Community Services Block Grant, to provide nutritional services, community based services, and anti-poverty programs to low-income families, in an amount not to exceed \$491,093. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2011. **100% Federal Funds.**
- #163 Authorized to enter into a **sole source** contract with Southwestern Community Services Inc., Keene, NH, as a grant recipient under the Community Services Block Grant, to provide nutritional services, community based services, and anti-poverty programs to low-income families, in an amount not to exceed \$441,895. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2011. **100% Federal Funds.**
- #164 Authorized to enter into a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, as a grant recipient under the Community Services Block Grant, to provide nutritional services, community based services, and anti-poverty programs to low-income families, in an amount not to exceed \$680,496. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2011. **100% Federal Funds.**
- #165 Authorized to enter into a **sole source** contract with Southern New Hampshire Services, Inc., Manchester, NH to provide nutritional services, community based services and anti-poverty programs to low-income families effective October 1, 2010 through September 30, 2011, in an amount not to exceed \$1,045,360. Further authorized an advance payment of \$156,397 to the grantee. **100% Federal Funds**
- #166 Authorized to enter into a **sole source** contract with Strafford County Community Action Committee, Inc., Dover, NH, to provide nutritional services, community based services and anti-poverty programs to low-income families effective October 1, 2010 through September 30, 2011, in an amount not to exceed \$410,430. Further authorized an advance payment of \$64,815 to the grantee. **100% Federal Funds**

Division of Public Health Services

- #167 Authorized to enter into an agreement with Mollen Immunization Clinics II, LLC, Scottsdale, AZ to provide school-based influenza vaccination clinics for public and private non-residential primary and secondary students in the NH Public Health Regions of North Country; Laconia/Meredith; Greater Plymouth; Franklin/Bristol/Greater Manchester; and Upper Valley effective upon G&C approval through June 30, 2011, in an amount not to exceed \$62,000. 100% Federal Funds
- #168 Authorized with Councilor Wieczorek voting **no**, the agreement with Concord Hospital, Inc., Concord, NH (originally approved 6/27/7 Item #250, amended 6/3/9 Item #110) by increasing the price limitation by \$22,079 from \$718,117 to \$740,196 to provide family planning services, effective upon G&C approval. **100% Federal Funds**
- #169 Authorized with Councilor Wieczorek voting **no**, to amend agreement with Coos County Family Health Services, Inc., Berlin, NH, (originally approved 6/27/7 Item #251, amended 6/3/9 Item #105) by increasing price limitation by \$15,331 from \$336,503 to \$351,834 to provide family planning services, effective upon G&C approval. **100% Federal Funds.**
- #170 Authorized with Councilor Wieczorek voting **no**, to amend an agreement with Community Action Program Belknap and Merrimack Counties, Concord, NH (originally approved 6/13/7 Item #222; amended 6/3/9 Item #111) by increasing the price limitation by \$24,238 from \$1,245,116 to \$1,269,354 to provide family planning services, effective upon G&C approval. **100% Federal Funds.**

- #171 Authorized to enter into a **retroactive** agreement with the New Hampshire Minority Health Coalition, Manchester, NH to provide home visiting services for at-risk, linguistically isolated and minority pregnant women and children, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,532. **98% Federal and 2% General Funds.**
- #172 Authorized to enter into an agreement with JSI Research and Training Institute, Bow, NH to provide healthcare workforce and primary care access data which includes identification and re-designation of health shortage areas, provider surveys, creation of a Rural Health clinic designation policy and assessment of barriers to primary care access. Effective upon G&C approval through June 30, 2012, in an amount not to exceed \$71,260. **100% Federal Funds**
- #173 Authorized to amend an agreement with CQuest America, Inc., Springfield, IL(originally approved 6/27/7 Item #237; amended 11/28/07 Item #124; and amended 5/6/9 Item #104) to add Standard Exhibit I and by increasing the price limitation by \$40,000 from \$2,098,221 to \$2,138,221 to provide technical services intended for modifications to the NH WIC Program's integrated management system. Effective upon G&C approval through June 30, 2012. **100% Federal Funds**
- #174 Authorized to enter into a **retroactive** agreement with Visiting Nurse Association Hospice of Southern Carroll County and Vicinity, Inc., Wolfeboro, NH., to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #175 Authorized to enter into a **retroactive** agreement with Families First of the Greater Seacoast, Portsmouth, NH., to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #176 Authorized to enter into a **retroactive** agreement with Ammonoosuc Community Health Services, Inc., Littleton, NH., to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #177 Authorized to enter into an agreement with Sullivan County Oral Health Collaborative, Inc., Claremont, NH, to provide access to preventive and restorative dental treatment for individuals participating in the school-based dental program, effective upon G&C approval through June 30, 2011, in an amount not to exceed \$20,000. 50% **Federal and 50% General Funds.**
- #178 Authorized to enter into a **retroactive** agreement with Monadnock Family Services, Keene, NH., to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #179 Authorized to enter into a **retroactive** agreement with Weeks Medical Center, Lancaster, NH., to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #180 Authorized to enter into a **retroactive** agreement with Community Action Program Belknap and Merrimack Counties, Inc., to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #181 Authorized to enter into a **retroactive** agreement with The Family Resource Center at Gorham, Gorham, NH, to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**

- #182 Authorized to enter into a **retroactive** agreement with Child and Family Services of New Hampshire, Manchester, NH, to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$156,760. **52% Federal and 48% General Funds**.
- #183 Authorized to enter into a **retroactive** agreement with Good Beginnings of Sullivan County, Claremont, NH, to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #184 Authorized to enter into a **retroactive** agreement with VNA at HCS, Inc., Keene, NH, to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**
- #185 Authorized to enter into a **retroactive** agreement with The HUB Family support Center Health Universal Beginnings, Dover, NH, to provide home visiting services for pregnant women and their infants that support and educate families about prenatal health, child development, and health and safety issues, to be effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$30,352. **100% Federal Funds**

Division of Community Based Care Services

#185A Authorized to amend an existing agreement with Easter Seals NH Inc., Manchester, NH, (previously approved by G&C on 3-24-10, item #88), to continue to manage the statewide Deployment Cycle Support Program, in an amount not to exceed \$1,805,000. Effective October 1, 2010 or upon G&C approval, whichever is later, through June 30, 2011. 100% Other (Federal Funds from the Adjutant General) Funds.

Bureau of Behavioral Health

#186 Authorized to **retroactively** pay the National Association of State Mental Health Program Directors, Alexandria, VA, \$8,979.00 in annual membership dues to cover the period of July 1, 2010 through June 30, 2011. **100% General Funds**

#187 Authorized to enter into a **sole source, retroactive** amendment (previously approved at 6/9/10 G&C Item #119) with Seacoast Consumer Alliance Peer Support Center, Inc., Portsmouth, NH, to provide peer support warmline services for geographic Regions VIII, IX and X by increasing the price limitation by \$23,812 from \$188,106 to \$211,918 from July 1, 2010 through June 30, 2011.**66% Federal and 34% General Funds.**

Bureau of Drug and Alcohol Services

#188 Authorized to **retroactively** exercise a **sole source** contract renew and amend option with The Prevention Certification Board of new Hampshire, Manchester, NH, by increasing the price limitation by \$13,000 from \$29,868 to \$42,868, to maintain a certification procedure for alcohol, tobacco, and other drug prevention practitioners in New Hampshire, and extend completion date to June 30, 2012. (Contract originally approved on 8/22/7, Item \$205 and amended on 6/3/09, Item #133, and 1/13/10 Item #92). **100% Federal Funds**

Disability Determination Unit

#189 Authorized to enter into an agreement with Lorraine M. Giroux, RN, Bedford, NH, to provide services as a Disability Determination Reviewer, in an amount not to exceed \$33,280, effective September 22, 2010, or date of G&C through June 30, 2011. **75% Federal and 25% General Funds**

Bureau of Developmental Services

#190 Authorized to amend purchase order 10000484 (originally approved 8/13/8 Item #115) with the Health & Disability Associates, Chicago, IL, to provide technical assistance services to the State of New Hampshire's Medicaid Infrastructure Grant by increasing the price limitation by \$30,000 from \$87,500 to \$117,500, effective July 1, 2010 or date of G&C approval through December 31, 2011. **100% Federal Funds**

New Hampshire Hospital

#191 Authorized to **retroactively** compensate Mr. Phillip Grillo, a Registered Nurse III for wages lost during State FY 2010 while recovering from a work-related injury, in an amount not to exceed \$45,054.33. **70% General and 30% Federal Funds.**

#192 Authorized to amend an agreement (originally approved on 4/14/10 Item #73) with Dr. Douglas L. Epperson, Moscow, ID, to conduct a training class in sexually violent predators current risk assessment methods in the amount of \$3,850 and changing the completion date from September 30, 2010 to October 30, 2010.

Bureau of Homeless and Housing Services

#193 Authorized to enter into a **retroactive** contract renewal option (originally approved 8/19/9 Item #136) with My Friend's Place, Dover, NH, to provide services to homeless individuals, in an amount not to exceed \$40,302 from January 1, 2010 through December 31, 2010. **100% Federal Funds**

#194 Authorized to enter an **retroactive** agreement with Southwestern Community Services, Inc., Keene, NH to provide services to homeless individuals in the amount of \$86,390 from April 1, 2010 through March 31, 2011. **100% Federal Funds**.

#194A Authorized to amend purchase order with Harbor Homes, Inc., Nashua, NH (originally approved on 5/12/10 Item #71) for homeless assistance services by increasing the price limitation by \$227 from \$20,248 to \$20,475 effective date of G&C approval through December 31, 2010. **100% Federal Funds**.

Bureau of Drug and Alcohol Services

#195 Authorized to exercise a contract renew and amend option with Geovision, Inc., Watertown, MA, (originally approved 12/9/9 Item #114) by increasing the price limitation by \$21,100 from \$100,000 to \$121,1000, to continue website hosting, maintenance and support, and extend the completion date to June 30, 2011. **83% Federal and 17% General Funds.**

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#196 Authorized to contract with Maryclare Heffernan, Candia, NH to provide improvement support and technical assistance to New Hampshire title I schools and districts as part of the Statewide System of Support to improve student achievement. Effective from G&C approval through June 30, 2011, in an amount not to exceed \$40,000. 100% Federal ARRA Funds

#197 Authorized to contract with Karen Laba, Dover, NH to provide improvement support and technical assistance to New Hampshire title I schools and districts as part of the Statewide System of Support to improve student achievement. Effective from G&C approval through June 30, 2011, in an amount not to exceed \$40,000.

100% Federal ARRA Funds

#198 Authorized to enter into a contract with Plymouth State University, Plymouth, NH to implement the Math Science Partnership Project entitled *Teacher as Researcher* to improve the teaching and learning of science among K-5 students. Effective from G&C approval through October 29, 2011, pending legislative approval of the next biennium budget, in an amount not to exceed \$75,000. **100% Federal Funds**

#199 Authorized to grant funds in accordance with the Carl D. Perkins Career and Technical Education Ct of 2006 to the Strafford County Department of Corrections, Dover, NH, to assist in the operation of their approved career and technical education programs for male offenders. Effective from G&C approval through August 17, 2011, in the amount of \$20,010. 100% Federal Funds.

#200 Authorized to grant funds in accordance with the Carl D. Perkins Career and Technical Education Ct of 2006 to the Strafford County Department of Corrections, Dover, NH, to assist in the operation of their approved career and technical education programs for female offenders. Effective from G&C approval through August 17, 2011, in the amount of \$15,020. 100% Federal Funds.

- #201 Authorized contract with Campus Compact for New Hampshire, to provide on-site technical assistance in the area of service learning. Effective from G&C approval through June 30, 2011, in an amount not to exceed \$4,770. Further authorized the payment for services rendered and approved on the basis of invoices with a detailed listing of expenses incurred. **100% Federal Funds**.
- #202 Authorized contract with Oklahoma Scoring Service, Inc., Norman, OK to score and report the scores of the GED tests from G&C approval to June 30, 2012, not to exceed \$21,060. **100% Testing Fee Revenue**
- #203 Authorized to grant funds in the amount of \$346,156 from G&C approval to June 30, 2011 to Plymouth State University College of Graduate Studies to support the NH Department of Education Title IIA State Agency for Higher Education initiative to support Rural School Districts in NH. 100% Federal Funds.
- #203A Authorized Division of Instruction to contract with Janet Chamberlin, Durham, 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 two additional fiscal years. 100% Federal Funds.
- #203B Authorized Division of Instruction to contract with Patricia Bradley Ewen, Sharon, NH, to provide content support and technical assistance to districts/schools and the Department of Education and Early Childhood Education, 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 two additional fiscal years. **100% General Funds.**
- #203C Authorized Division of Instruction to contract with Edward Hendry, Dunbarton, NH, to provide technical assistance to NH schools and districts in the areas of science and mathematics, 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 two additional fiscal years. 100% Federal Funds.
- #203D Authorized Division of Instruction to contract with Laura Zahn, Bow, NH, to provide improvement support and technical assistance to districts/schools participating in the Title I, Part A, Section 1003 (g) School Improvement Grant, 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 one additional fiscal year. 100% Federal ARRA Funds.

MCAULIFFE-SHEPARD DISCOVERY CENTER

The Governor and Council acted as follows:

- #204 Authorized to enter into a **sole source** contract with Edquist-David Exhibits, Inc., Seattle, WA, in an amount not to exceed %5,250 for design services. Effective from G&C approval through December 31, 2010. **100% Federal Funds.**
- #205 Authorized to enter into a contract with Northeast Landscape and Garden Center LLC, Chichester, NH for landscaping services, in an amount not to exceed \$14,688. Effective from G&C approval through June 30, 2011. 41.5% Center Revenue, 23.5% General Funds, 35% Capital Funds.

POLICE STANDARDS AND TRAINING COUNCIL

#206 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to accept and place on file the annual report for July 1, 2009 through June 20, 2010.

DEPARTMENT OF SAFETY

- #207 Authorized to transfer \$27,206 to allow for full utilization of the grant awarded by Federal Motor Carrier Safety Administration. Effective upon G&C approval through June 30, 2011. **Contingent upon Fiscal Committee approval on September 21, 2010. 100% Federal Funds.**
- #208 Authorized to **retroactively** pay Stacey Lewis, \$565.20 for past due increment for services provided from January 4, 2010 through June 3, 2010.
- #209 Authorized to accept and expend \$712,545 from federal grants entitled "FY 2007 Homeland Security Grant Program" for the purpose of executing the mission of the Homeland Security Grant funding at the local and state level. Effective upon G&C approval through June 30, 2011. **Contingent upon Fiscal Committee approval on September 21, 2010. 100% Federal Funds.**
- #210 Authorized Division of State Police to transfer \$3,108 for the purpose of re-aligning appropriated funds that will be used for the investigation and eradication of illicit cannabis located in New Hampshire. Effective upon G&C approval through December 31, 2010. Contingent upon Fiscal Committee approval on September 21, 2010. 100% Federal Funds.
- #211 Authorized to amend Fiscal Item FIS09-342 (originally approved 10/20/09 and by G&C on 11/4/09 Item #72) by reallocating federal pass-through American Recovery and Reinvestment Act funds in the amount of \$120,901.96 for the purpose of funding an Auxiliary trooper. Effective upon G&C approval through June 30, 2012. Contingent upon Fiscal Committee approval on September 21, 2010. 100% Federal Funds.
- #212 Authorized Fire Standards and Training and Emergency Medical Services to pay sole source annual licensing fees to the International Association of Firefighters, Washington DC, in an amount not to exceed \$5,000. Effective upon G&C approval through June 30, 2011. **100% Agency Income.**
- #213 Authorized Division of State Police to pay annual dues of \$6,500. to SEARCH Group, Inc., the National Consortium for Justice Information and Statistics, Sacramento, CA to cover dues for the period October 1, 2010 through September 30, 2011. **100% Revolving Fund.**
- #214 Authorized Fire Standards and Training and Emergency Medical Services to enter into an agreement with Precision Temperature Control, Inc., Bedford, NH, in an amount not to exceed \$8,158. Purpose is to provide maintenance services for HVAC and mechanical systems, with the option to renew for two (2) additional one-year extensions. Effective upon G&C approval through June 30, 2011. 100% Fire and EMS Fund.
- #215 Authorized Division of Motor Vehicles to pay **sole source** annual membership dues to IRP, Inc., Arlington, VA, for an amount not to exceed \$14,800. Effective October 1, 2010 through September 30, 2011. **100% Highway Funds.**
- #216 Authorized Division of State Police to accept and expend an additional \$31,952 of federal pass-through funds from the NH Department of Justice for the purpose of reimbursing the cost for equipment and continuing training requirements needed by the Forensic Lab. Effective upon G&C approval through June 30, 2011. 100% Agency Income.
- #217 Authorized Division of State Police to enter into a **retroactive** amendment to the existing maintenance contract (approved by G&C 12/9/9 Item #144) with MorphoTrak, Inc., Anaheim, CA, to increase the total amount of the contract by \$8,416. from \$836,654 to \$845,070 for the maintenance and support and cost of relocating two LiveScans from the NH Dept of Health and Human Services. Effective from July 1, 2010 through June 30, 2011. **100% Revolving Funds.**

- #218 Authorized Division of State Police to amend an existing Memorandum of Understanding with the Administrative Office of the Courts (originally approved by G&C 8/13/8 Item #155, extended by G&C 7/15/09 Item #139 and G&C 5/26/10 Item #90) by increasing the total by \$103,600 from \$868,753 to \$972,353. Effective G&C approval through June 30, 2011. **100% Federal Funds.**
- #219 Authorized to approve the permit application for the Town of Bristol, located on Newfound Lake, as recommended by the Department of Safety for a congregate mooring field. The Town is requesting an increase of two moorings for a total of 21. It is recommended that the application be approved for a total of 21 moorings.

DEPARTMENT OF TRANSPORTATION

- #220 Authorized to accept and place on file the Monthly Equipment Acquisition Plan status report for the period ending August 31, 2010.
- #221 **WITHDRAWN** The Agency withdrew the request to establish a class 046 Consultant in order to contract with a consultant to assist NHDOT with TIGER II freight rail and port applications. (2)Further authorized to award a grant in the amount of \$50,000 to NHDOT for the preparation of applications for Tiger II Grants to be issued by the US DOT. (3)Further authorized to accept and expend a grant award in the amount of \$50,000 from the Office of Economic Stimulus for the preparation of applications for Tiger II Grants to be issued by the US DOT. Effective upon G&C approval through December 31, 2010. **100% Other Income ARRA pass-through Funds. Contingent upon Fiscal Committee approval on September 21, 2010.**
- #222 Authorized with Councilor Wieczorek voting **no**, to reclassify position #21698 Toll Attendant I, labor grade 9, to Civil Engineer III, labor grade 24, Division of Operations, Bureau of Turnpikes. **100% Turnpike Funds.**
- #223 Authorized to award a grant to the City of Manchester, for AIP-82 to develop an Airport Geographic Information System and Electronic Airport Layout Plan for the Manchester-Boston Regional Airport, in the amount of \$710,526. Effective upon G&C approval through September 30, 2013. **95% Federal, 5% General Funds.**
- #224 Authorized Bureau of Aeronautics to provide funding to the City of Keene, NH, to construct airfield lighting improvements at the Dillant-Hopkins Airport, in the amount of \$337,350. Effective upon G&C approval through September 30, 2014. **95% Federal, 2.5% General Funds.**
- #225 Authorized Bureau of Rail & Transit to enter into a **retroactive** lease agreement with the South Down Boat Club, Laconia, NH, for the use of State-owned railroad property along Paugus Bay in Laconia, in the amount of \$30,000. Effective May 1, 2010 through April 30, 2015.
- #226 Authorized Bureau of Rail & Transit to enter into an agreement with the University of NH, Durham, NH, for transit center equipment and transit facility upgrades, in an amount not to exceed \$23,467. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #227 Authorized Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Charles Sonja Dockham, Laconia, NH, for the use of State-owned railroad property in Laconia along Paugus Bay, in the amount of \$11,500. Effective July 1, 2010 through June 30, 2015.
- #228 Authorized Bureau of Rail & Transit to enter into a **retroactive** lease agreement with William P. Ratcliffe, Lowell, MA, for the use of State-owned railroad property in Laconia along Paugus Bay, in the amount of \$8,000. Effective July 1, 2010 through June 30, 2015.
- #229 Authorized Bureau of Rail & Transit to enter into a **sole source** agreement with the Plymouth & Lincoln Railroad Corporation to perform repairs to the state-owned Flying Yankee train, in an amount not to exceed \$61,400. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**

- #230 Authorized to accept and place on file the Bureau of Rail & Transit's Contemplated Award List for amounts less than \$5,000 for the sum total of \$42,131.85 for the period extending from April 1, 2010 through July 31, 2010.
- #231 Authorized Bureau of Right of Way to sell a 7.99-acre parcel of State owned land in Keene and Swanzey to Franklin Buffum, Sr., and Judy Buffum for \$10,100 which includes a \$1,100 Administrative Fee. Effective upon G&C approval.
- #232 Authorized Bureau of Right of Way to sell a 0.09+/- acre parcel of State owned land improved with a commercial building located in Plymouth to the Grafton County Economic Development Council for \$180,000, and in addition, charge a \$1,100 Administrative Fee. Effective upon G&C approval.
- #233 Authorized Bureau of Right of Way to sell a 1.36-acre parcel of State owned land improved with a single family residence located on Roulston Road in the Town of Windham to Eric C. Nickerson for \$200,000 plus a \$1,100 Administrative Fee. (2)Further authorized to compensate Century 21 D'Amico and Munoz from the proceeds of the subject sale in the amount of \$8,000, for real estate services. Effective upon G&C approval.
- #234 Authorized Bureau of Highway Design to amend a contract with The Louis Berger Group Inc., Manchester, NH, and Morristown, NJ, (previously amended by G&C on 10-21-09, item #121), for the final design for the Southern Section of the reconstruction and widening of I-93 from Salem to Manchester, by increasing the amount by \$570,874.02 from \$20,267,064.17 to \$20,837,938.19, and by extending the end date from September 30, 2010 to April 29, 2011. **100% Federal Funds.**
- #235 Authorized Bureau of Highway Design to enter into two individual agreements with the firms of Vanasse Hangen Brustlin Inc., Bedford, NH, and Telvent USA Corporation, Burlington, MA, for on-call engineering and support services for Intelligent Transportation Systems initiatives statewide, for an amount not to exceed \$750,000. Effective upon G&C approval through September 30, 2013.
- #236 Authorized Bureau of Highway Design to enter into an agreement with Cambridge Systematics Inc., Cambridge, MA, to maintain and update the Department's Travel Demand Model, for an amount not to exceed \$400,000. Effective upon G&C approval through October 31, 2013. **100% Federal Funds.**
- #237 Authorized Bureau of Turnpikes to exercise a contract renewal option with ACS State and Local Solutions Inc., Germantown, MD, (previously approved by G&C on 9-22-04, late item F), for operation of NH E-ZPass Customer Service Center, in an amount not to exceed \$5,975,000. Effective October 1, 2010 through September 30, 2011. **100% Turnpike Funds.**
- #238 Authorized Bureau of Bridge Maintenance to reclassify position #20374, Bridge Construction Foreman, labor grade 18, to Bridge Maintainer III, labor grade 15.
- #239 Authorized Bureau of Traffic to enter into a contract with TransCore ITS LLC, New York, NY, with corporate offices in Hummelstown, PA, for full implementation and maintenance of a wireless microwave communications backbone/network (hardware and software) and development of Intelligent Transportation System field devices along the I-95, Spaulding Turnpike, RT 101 corridors, on the basis of a best value of an amount not to exceed \$4,784,729.60. Effective upon G&C approval through October 7, 2016. 71% Federal, 29% Turnpike Funds.
- #240 Authorized Bureau of Construction to enter into a contract with Surface Preparation Technologies Inc., Mechanicsburg, PA, on the basis of a single bid of \$416,268.50 for milling rumble strips in the shoulders and centerline at various locations within the State. Effective upon G&C approval through November 19, 2010. 82% Federal, 18% Turnpike Funds.

- #241 Authorized Bureau of Construction to enter into a contract with A.R. Couture Construction Corp., Berlin, NH, for stabilization of a previously failed slope and final paving along NH Route 16 in the Town of Dummer, on the basis of a low bid of \$281,780. (2)Further authorized a contingency in the amount of \$28,178 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through July 8, 2011. 100% Betterment Funds.
- #242 Authorized Bureau of Construction to enter into a contract with E.D. Swett Inc., Concord, NH, for construction of a portion of the roadway, plaza, and building improvements as part of the overall Hampton Toll Plaza Open Road Tolling project and Turnpike Renewal and Replacement program in the Towns of Hampton and North Hampton, on the basis of a low bid of \$3,681,235. (2)Further authorized a contingency in the amount of \$257,686.45 for payment of latent conditions, which may appear during the construction of the project. (3)Further authorized the amount of \$4,700 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided. Effective upon G&C approval through May 20, 2011. 100% Turnpike Funds.

LATE ITEMS

DEPARTMENT OF ADMINISTRATIVE SERVICES

- A. Approval of the Report and Findings of Councilor Raymond S. Burton with regard to the refinancing of certain existing indebtedness and the financing of certain capital expenditures in connection with The New Hampton School, New Hampton, New Hampshire.
- B. Authorize the Department of Administrative Services to amend Master Statewide Contract, 3003-908B, Professional License Management, with System Automation, Inc. (SA) of Calverton, MD, by increasing the contract \$600,000 from \$1,201,664 to \$1,801,664, for upgrading licensing software, maintenance and support services for the Department of Information Technology. The contract is effective upon Governor and Council approval through June 30, 2013 unless extended in accordance with the contract terms. Funding shall be provided through individual agency expenditures, none of which shall be permitted unless there are sufficient appropriated funds in a specific accounting unit to cover the requested service.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

- C. Authorize the Office of Operations Support to accept and expend federal funds in the amount of \$645,709 of which \$554,918 comes from Title XVII (Medicare) funds from Centers for Medicare and Medicaid Services to fund the Replatform Licensing and Certification Application (RLCA) and Health Facility salary enhancements, additional Title XIX (Medicaid) in the amount of \$90,791 for RLCA and other funds from Health Facilities Licensing Fees in the amount of \$22,675 also for support of the RLCA initiative, effective upon date of Fiscal Committee and Governor and Council approval through June 30, 2011, and the further authorize the funds to be allocated as outlined in the item. **97% Federal. 3% Other (Licensing Fees). Contingent upon Fiscal Committee approval on September 21, 2010.**
- D. Authorize the Department of Health and Human Services (DHHS), Division of Community Based Care Services, Bureau of Drug & Alcohol Services to accept and expend additional federal funds in the amount of \$825,000 from the DHHS, Substance Abuse and Mental Health Services Administration to fund the NH Strategic Prevention Framework Program effective upon date of approval by the Fiscal Committee and Governor and Council, through September 29, 2010 and further authorize the funds to be allocated as outlined in the item. Contingent upon Fiscal Committee approval on September 21, 2010.

DEPARTMENT OF TRANSPORTATION

E. Authorize to pay various owners \$419,250 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from July 28, 2010 through September 2, 2010, effective upon approval by Governor and Council. Funding is available based on the source of funds for each particular project.

- F. Authorize to transfer \$2,990,000 from Highway Surplus to fund the Department's supplemental equipment purchases effective upon Fiscal Committee and Governor and Council Approval. 100% Highway Funds. Contingent upon Fiscal Committee approval on September 21, 2010.
- G. Authorize to establish a class 046 Consultant in order to contract with a consultant to assist NHDOT with TIGER II freight rail and port applications. (2) Further authorize to award a grant in the amount of \$50,000 to NHDOT for the preparation of applications for Tiger II Grants to be issued by the US DOT. (3) Further authorize to accept and expend a grant award in the amount of \$50,000 from the Office of Economic Stimulus for the preparation of applications for Tiger II Grants to be issued by the US DOT. Effective upon G&C approval through December 31, 2010. 100% Other Income ARRA pass-through Funds. Contingent upon Fiscal Committee approval on September 21, 2010.

Next regular Governor and Executive Council meeting is scheduled for Wednesday, October 6, 2010, at the Portsmouth City Hall, Portsmouth, NH.

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