

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House, Concord, New Hampshire  
April 1, 2009 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 Wieczorek, seconded by Councilor Burton, accepted the minutes of March 4, 2009.

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The Governor and Executive Council, on motion of Councilor Shea, seconded by Councilor Burton approved the appointment of several persons nominated for Civil Commissions from the March 4, 2009 meeting.

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

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**RESIGNATIONS**

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

Amusement Ride Safety Advisory Board

Tyler E. Carlisle, Manchester

Effective: April 1, 2009

Deputy Commissioner of the Department of Education

Mary S. Heath, Manchester

Effective: June 30, 2009

Board of Registration of Funeral Directors and Embalmers

(Public Member)

Gregory A. Moffett, Bow

Effective: April 1, 2009

Public Employee Labor Relations Board

(Labor)

Richard E. Molan, Manchester

Effective: April 1, 2009

Waste Management Council

(Rep. Of community which recycles or recovers solid waste)

Fuat Ari, Chichester

Effective: April 1, 2009

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Director : Division of Plant & Property Management: Department of Administrative Services

Nominated by the Commissioner of Administrative Services

Michael P. Connor, Pembroke

Effective: May 1, 2009

Reappointment

Term: May 1, 2013

Salary: HH, Step 5, \$98,691

Attorney General

Kelly A. Ayotte, Nashua

Effective: April 1, 2009

Reappointment

Term: March 31, 2013

Salary: LL, \$116,170

State Advisory Board for the Division for Children, Youth and Families

(Strafford County)

Steven H. Slovenski, Lee

Effective: April 1, 2009

Reappointment

Term: December 2, 2011

Community College System of New Hampshire  
(Business and Industry)  
Harvey D. Hill, Charlestown  
Reappointment

Effective: April 1, 2009  
Term: June 30, 2013

Community College System of New Hampshire  
(Health)  
Claudette L. Mahar, Amherst  
Reappointment

Effective: April 1, 2009  
Term: June 30, 2013

Community College System of New Hampshire  
(Labor)  
David C. Paquette, Hooksett  
Reappointment

Effective: April 1, 2009  
Term: June 30, 2013

Community College System of New Hampshire  
(General Public)  
Ann M. Torr, Dover  
Reappointment

Effective: April 1, 2009  
Term: June 30, 2013

Community Development Finance Authority  
(Community Development Organization)  
Ignatius MacLellan, Bow  
Succeeding: Richard Ingram, North Hampton (resigned)

Effective: April 1, 2009  
Term: July 1, 2012

Connecticut River Valley Resource Commission  
(HydroElectric Concern)  
Cleve P. Kapala, Hopkinton  
Reappointment

Effective: April 1, 2009  
Term: January 22, 2012

Connecticut River Valley Resource Commission  
(Public Member)  
Nominated by the Connecticut River Valley Resource Commission  
William E. Roberts, Hinsdale  
Reappointment

Effective: April 1, 2009  
Term: February 10, 2012

Health Services Planning and Review Board  
(Nominated by the Ambulatory Surgery Association)  
Nicholas Vailas, Bedford  
Reappointment

Effective: April 1, 2009  
Term: December 1, 2011

Board of Hearing Care Providers  
(Public Member)  
A. Hope MacDonald, Wolfeboro  
Reappointment

Effective: April 23, 2009  
Term: April 23, 2011

Board of Home Inspectors  
(Public Member)  
Donald Lavalley, Hampton  
Vacancy

Effective: April 1, 2009  
Term: April 1, 2010

Racing & Charitable Gaming Commission  
(Thoroughbred and Harness Horse Racing Interests)  
Timothy J. Connors, Newington  
Reappointment

Effective: April 9, 2009  
Term: April 9, 2012

Skyhaven Airport Operation Commission

Richard C. Jackson, Rochester  
Reappointment

Effective: April 1, 2009  
Term: August 14, 2011

NOMINATIONS

The Governor placed into nomination the following:

Board of Licensing for Alcohol and Other Drug Use Professionals

(Public Member)

Daniel I. St. Hilaire, Concord  
Succeeding: David M. Pierce, Etna (resigned)

Effective: Upon confirmation  
Term: January 28, 2010

Cannon Mountain Advisory Board

Richard McLeod, Franconia  
Reappointment

Effective: Upon confirmation  
Term: January 1, 2012

State Advisory Board for the Division for Children, Youth and Families

(Sullivan County)

Nominated by the Commissioner of the Department of Health and Human Services

Carmella M. Tsetsi, Charlestown  
Reappointment

Effective: Upon confirmation  
Term: December 16, 2011

Historical Resources Council

(Law)

Carolyn W. Baldwin, Gilmanton  
Succeeding: David H. Watters, Dover (History) (resigned)

Effective: Upon confirmation  
Term: December 10, 2009

New Hampshire Commission for Human Rights

Joshua P. Boynton, Goffstown  
Succeeding: Laura Simoes, Concord (resigned)

Effective: Upon confirmation  
Term: January 1, 2013

Medical Review Subcommittee

(Physician)

Nominated by the Board of Medicine

Richard P. Hockman, Bedford  
Reappointment

Effective: Upon confirmation  
Term: December 3, 2011

Board of Medicine

Robert P. Cervenka, Manchester  
Reappointment

Effective: April 21, 2009  
Term: April 21, 2014

New England Board of Higher Education

(Private Citizen)

Andrew R. Peterson, Peterborough  
Reappointment

Effective: May 18, 2009  
Term: May 18, 2013

Pesticides Control Board

(Public Member)

Timothy J. Fleury, Sunapee  
Reappointment

Effective: Upon confirmation  
Term: April 10, 2012

State Board of Licensing and Regulation for Plumbers

(Public Member)

Brian D. Thomas, Bedford  
Succeeding: John Pendelton, Portsmouth

Effective: Upon confirmation  
Term: July 1, 2013

Postsecondary Education Commission

(Full-Time Student of a 4-year college)  
 Nominated by the NH College and University Council  
 Gregory W. Wallace, Frankestown  
 Vacancy

Effective: Upon confirmation  
 Term: Will expire upon date of graduation

Public Employee Labor Relations Board

(Labor)  
 Kevin E. Cash, Rochester  
 Succeeding: E. Vincent Hall, Nashua (deceased)

Effective: Upon confirmation  
 Term: October 29, 2013

Public Employee Labor Relations Board

(Labor)  
 J. David McLean, Rochester  
 Succeeding: Richard E. Molan, Manchester (resigned)

Effective: Upon confirmation  
 Term: October 2, 2009

Railroad Appeals Board

(General Public)  
 Benjamin E. Clark, North Woodstock  
 Reappointment

Effective: April 23, 2009  
 Term: April 23, 2012

Department of Resources and Economic Development Advisory Commission

(Commerce)  
 Thomas J. Sedoric, Rye Beach  
 Reappointment

Effective: Upon confirmation  
 Term: April 1, 2014

Speech-Language Pathology Governing Board

(Licensed SPL, Clinical Setting)  
 Debra E. Kaufman, Bedford  
 Succeeding: Patricia Stavalone, Bedford

Effective: Upon confirmation  
 Term: March 4, 2012

Board of Veterinary Medicine

Nominated by the NH Veterinary Medical Association  
 Timothy Fallon, Epping  
 Succeeding: Robin C. Hertel, Londonderry (term limited)

Effective: Upon confirmation  
 Term: March 5, 2014

Waste Management Council

(Representative of a community which recycles or recovers solid waste)  
 Nominated by the NH Resource Recovery Association  
 Michael W. Durfor, Sunapee  
 Succeeding: Fuat Ari, Chichester (resigned)

Effective: Upon confirmation  
 Term: September 7, 2011

Commission on the Status of Women

Debra Simmons, Whitefield  
 Succeeding: Pamela B. Remick, Lancaster (resigned)

Effective: Upon confirmation  
 Term: October 20, 2009

**BUSINESS FINANCE AUTHORITY**

#1 The Governor and Executive Council on motion of Councilor Shea, 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 to approve an award of a State Guarantee under RSA 162-A:13 with respect to a loan from Woodside Capital Partners IV, LLC to Pittsfield Weaving Company, Inc. or new company to be named, in Pittsfield, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE  
GOVERNOR AND COUNCIL HELD ON APRIL 1, 2009  
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 10:25 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guarantee Asset Program of the Business Finance Authority in connection with a loan to be made by Woodside Capital Partners, LLC to Pittsfield Weaving Company, Inc., or a new company to be named, and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Jack Donovan, Executive Director of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Shea introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM WOODSIDE CAPITAL PARTNERS, LLC TO PITTSFIELD WEAVING COMPANY, INC. OR NEW COMPANY TO BE NAMED" and moved its adoption, which was seconded by Councilor Pignatelli. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor (s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18 AWARDDING A STATE GUARANTEE  
UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM  
WOODSIDE CAPITAL PARTNERS, LLC TO PITTSFIELD WEAVING COMPANY, INC OR NEW  
COMPANY TO BE NAMED**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to eighty percent (80%) of the principal amount of a loan up to \$1,550,000 from Woodside Capital Partners IV, LLC to Pittsfield Weaving Company, Inc or new company to be named, pursuant to RSA 162-A:13 (the Guaranteed Asset Program or the "GAP Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed eighty percent (80%) of the proposed financing;

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

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

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

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

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

(a) Special Findings.

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

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

(b) General Findings.

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

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

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

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

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

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

Passed and Agreed to April 1, 2009.

#2 The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Burton and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a Public Hearing with respect to the financing of an industrial facility by the Business Finance Authority for Freudenberg-NOK General Partnership located in Northfield, 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 APRIL 1, 2009  
IN COUNCIL CHAMBERS, THE STATE HOUSE**

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At 10:30 a.m. the Governor announced that the next matter to be considered would be the refinancing of a \$2,200,000 industrial facility project by the Business Finance Authority for Freudenberg-NOK General Partnership in Northfield and awarding an unconditional State guarantee of \$1,000,000 of principal of the refinancing and declared that the public hearing on the subject had commenced. 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 refinancing and recommended that the Governor and Council make the required findings under RSA 162-I:9. He also briefly explained the project, emphasized that the credit of the State was not involved except to the extent of the State guarantee. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Wieczorek introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE REFINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR FREUDENBERG-NOK GENERAL PARTNERSHIP IN NORTHFIELD AND THE AWARD OF AN UNCONDITIONAL STATE GUARANTEE OF \$1,000,000 OF PRINCIPAL OF THE REFINANCING" and moved its adoption, which was seconded by Councilor Burton. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor (s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE REFINANCING  
OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE  
AUTHORITY FOR FREUDENBERG-NOK GENERAL PARTNERSHIP IN NORTHFIELD AND THE  
AWARD OF AN UNCONDITIONAL STATE GUARANTEE OF \$1,000,000 OF PRINCIPAL OF THE  
REFINANCING**

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the refinancing of an industrial facility for Freudenberg-NOK General Partnership (the "Borrower") in Northfield by the Authority's making of a loan up to \$2,200,000 under RSA 162-I (the "Act") and the award of an unconditional State guarantee of \$1,000,000 of principal of the refinancing under RSA 162-I: 9-b;

WHEREAS, the Governor and Council have received all the documentation and information with respect to the transaction that 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 (as completed, the "Facility") consists of an approximately 40,000 square foot manufacturing space located on New Forest Road in the Town of Northfield that is owned by the Authority and used by Freudenberg-NOK General Partnership in the manufacture of axel steel products for the automotive industry. The Project is within the definition of "Industrial facility" in RSA 162-I (the "Act") and may be refinanced under the Act.

(2) The establishment and operation of the Facility creates and preserves employment opportunities directly and indirectly within the State of New Hampshire (the "State").

(b) General findings:

(1) The Project and the proposed refinancing of the Project are feasible;

(2) The Borrower has the skills and financial resources necessary to operate the Facility successfully;

(3) The Loan and Lease Agreement (the "Agreement") contains provisions so that under no circumstances will the Authority be obligated directly or indirectly to pay project costs, debt service or expenses of the operation, maintenance and upkeep of the Facility except from Loan proceeds or from funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use; and

(4) The proposed refinancing of the Project by the Authority and the operation and use of the Facility serve one or more needs and implement one or more purposes set forth in RSA 162-I:1, preserve or increase the social or economic prosperity of the State and one or more of its political subdivisions, and promote the general welfare of the State's citizens.

(c) Findings with respect to the State guarantee:

(1) The award of the State guarantee will contribute significantly to the success of the refinancing; and

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

Section 2. Award of State Guarantee. The Governor and Council hereby award an unconditional guarantee of \$1,000,000 principal of the refinancing pursuant to RSA 162-I: 9-b and authorize the State Treasurer to execute by his manual or facsimile signature the endorsement appearing on the Agreement to evidence such guarantee.

Section 3. Authorization of Guarantee Agreements. The State shall be a party to the Guarantee Agreement among the State, the Borrower and the Authority (the "Guarantee Agreement") and the Governor and State Treasurer are together authorized to execute and deliver the Guarantee Agreement on behalf of the State substantially in the form presented to this meeting but subject to such changes as the Governor and State Treasurer may approve, their signatures being conclusive identification of the documents as the Guarantee Agreement (with approved changes, if any), authorized by this resolution.

Section 4. Ultimate Finding and Determination. The Governor and Council find that the proposed refinancing, operation and use of the Facility and the award of the State guarantee will serve a public use and provide a public benefit; and the Governor and Council determine that the Authority's refinancing of the Project and the State's guarantee of \$1,000,000 of principal of the refinancing will be within the policy of, and the authority conferred by, the Act.

Section 5. Approval. The Governor and Council approve the Authority's, the Governor's and the State Treasurer's taking such further action under the Act with respect to the transaction as may be required.

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

Passed and Agreed to April 1, 2009.



### COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#3 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to enter into an agreement with the Town of Conway, NH, for the purpose of replacing 1,850 feet of water main in the amount of \$500,000. Effective upon G&C approval through Jun 30, 2010. **100% Federal Funds.**

### OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#4 Authorized to accept and expend federal grant funds in the amount of \$100,000 from the US Department of Health and Human Services, Administration for the Children and Families, Office of Refugee Resettlement, for the refugee cash and medical program. (2)Further Authorized to accept and expend federal grant funds in the amount of \$75,000 from the US Department of Health and Human Services, Administration for Children and Families, Office of Refugee Resettlement, for refugee social service programs. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#5 Authorized to accept and expend American Recovery and Reinvestment Act funds in the amount of \$23,218,594 from the US Department of Energy, for the Low Income Weatherization program. Effective upon G&C approval through March 31, 2012. **100% Federal - ARRA Funds. Fiscal Committee approved.**

### HIGHWAY SAFETY AGENCY

#6 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to enter into a **sole source** agreement with the NH Fisher Cats Baseball Team, Manchester, NH, to coordinate a highway-safety related advertisement campaign during the 2009 season home games in the amount of \$30,550. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**

### DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#7 Authorized on behalf of the Department of Corrections to amend a contract with Kalos, Inc., Topeka, KS, for an increased level of software services for the Pharmacy Software System, by increasing the amount by \$1,300 from \$61,124 to \$62,424. (2)Further Authorized to pay from SFY 2009 appropriations, \$1,300 for software programming charges incurred in June 2008, which should have been paid from SFY 2008 funds. Effective upon G&C approval through December 30, 2011. **100% General Funds.**

#8 Authorized to amend a **sole source** agreement with First Data Government Solutions, Cincinnati, OH., for hosting and supporting the Department of Revenue Administration's electronic filing application by increasing the amount by \$214,960 from \$863,560 to \$1,078,520, and by extending the expiration date from June 30, 2009 to June 30, 2011. **100% Other (Class 27) funds: The Agency Class 27 funds used by the Department of Revenue to reimburse DoIT for this expenditure is 100% General Funds.**

#8A Authorized to accept and expend \$33,916.42 in State fiscal year 2009 of additional other funds available from the Department of Safety to support program improvements within the Commercial Driver License Program Improvement Grant, administered by the Federal Motor Carrier Safety Administration. Effective upon G&C approval through June 30, 2009. **100% Other (Agency Class 027) funds: the agency Class 027 used by the Department of Safety to reimburse DoIT for this work is 100% FMCSA funded. Fiscal Committee approved.**

#8B Authorized to renew membership for the State Chief Information Officer in the National Association of State Chief Information Officers, Lexington, KY, for fiscal years 2010, 2011 and 2012 in the amount of \$24,000. Payment of membership fees are due June 30<sup>th</sup> of the prior fiscal years, 2009, 2010 and 2011, in the amount of \$8,000 per year. **98.5% Other, 1.53 % General Funds. DoIT estimates that the 98.5% paid by the agency class 027 appropriations will be funded with 36.1% General Funds.**

### OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#9 Authorized that Lt Col Robert Piotrowslo, Dover, NH, be nominated for appointment 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.

#10 Authorized that Lt Col Peter F. Sullivan Jr., Hampton, NH, be confirmed for promotion to the rank of Colonel, NH Air National Guard.

### DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#11 Authorized an annual salary step increase for Charles Russell from Grade HH, step 3 (\$88,933) to Grade HH, step 4 (\$93,812) effective April 9, 2009.

#12 Authorized the Working Capital Warrant reporting expenditures of \$314,290,584.51 for the Month of February, and the balance of \$85,709,415.49 be lapsed.

#13 Authorized Bureau of Court Facilities to enter into a six month hold over amendment with the Town of Colebrook, NH, for office and courtroom space in an amount not to exceed \$6,035.94. Effective April 1, 2009 through September 30, 2009. **100% Transfer Funds.**

#14 Authorized to accept and place on file the salary and benefit adjustment transfers Authorized for the months of January and February 2009.

#15 Authorized to accept and place on file the list of agency transfers for Fiscal Year 2009 during the month of February 2009.

#16 Authorized Bureau of Public Works Design and Construction to enter into a contract with Pellowe Construction, Alton, NH, for roof replacement and electrical upgrades at the Twitchell Building, Concord, NH, for a total price not to exceed \$213,350. (2)Further Authorized a contingency in the amount of \$32,000 for unanticipated expenses, bringing the total to \$245,350. Effective upon G&C approval through October 30, 2009. **100% General Funds.**

#16A Authorized Division of Plant Property Management to enter into a contract with MTS Services of Londonderry, NH, for Communications Cabling, System Repair and Maintenance Services for a maximum price of \$750,000. Effective upon G&C approval through April 9, 2012.

#16B Authorized Bureau of Public Works Design and Construction to amend a contract with Cyn Environmental Services, Stoughton, MA, (previously approved by G&C 6-25-08, item #57), for removal of underground storage tanks and installation of above ground storage tanks at the Department of Safety in Dover, NH, by increasing the amount by \$22,450 from \$33,625 to \$56,075. (2)Further Authorized \$1,800 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$57,875. Effective upon G&C approval through April 30, 2009. **100% Highway Funds.**

### TREASURY DEPARTMENT

The Governor and Council acted as follows:

#17 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of \$302,300.72 to the rightful owners of abandoned or unclaimed funds.

#17A Authorized to transfer appropriated funds in the amount of \$31,000 for an upgrade to the Unclaimed Property Management System. Effective upon G&C approval through June 30, 2009. **100% Other Funds. Fiscal Committee approved.**

#17B Authorized to transfer appropriated funds in the amount of \$1,310,000 for debt service payments. Effective upon G&C approval through June 30, 2009. **100% General Funds. Fiscal Committee approved.**

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

The Governor and Council acted as follows:

#18 Authorized Division of Library to budget and expend prior year unexpended Library Services Technology Act Funds in the amount of \$274,324. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#19 Authorized Division of the Arts to award an Arts in Education Partnership Initiative grant in the amount of \$4,500 and a Community Arts in Healthcare grant in the amount of \$3,000 to the Arts Alliance of Northern NH, Littleton. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#20 Authorized Division of Arts to commission for the artists as detailed in letter dated March 11, 2009, to create various works of art for the Alan Shepard Discovery Center. Effective upon G&C approval. **100% For Arts Funds.**

#21 Authorized to award a Conservation Number Plate Grant to Wakefield's Project Inc., in the amount of \$8,000. Effective upon G&C approval through June 30, 2009. **100% Conservation Plates Funds.**

#### **ATTORNEY GENERAL**

The Governor and Council acted as follows:

#22 Authorized to accept and expend a grant in the amount of \$108,812 from the Administration for Children and Families, US Department of Health and Human Services, entitled Children's Justice Act Grant, to be utilized to improve the criminal justice's response in the handling of actual or suspected cases of child abuse or neglect in the State. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#23 Authorized to amend the FY 2002 Young Offender Initiative Reentry Grant Program sub-grant from the NH Department of Corrections, (previously approved by G&C on 7-18-07, item #44), utilized to provide services to help offenders be more successful during their transition from incarceration to normal society so that the chances of their re-offending were reduced, by extending the end date only from March 31, 2009 to June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#24 Authorized to accept and expend \$833 in a stipend from the Massachusetts College of Pharmacy and Health Sciences, Boston, MA, for a student interning in the Office of the Chief Medical Examiner. Effective upon G&C approval through June 30, 2009. **100% Agency Income.**

#25 Authorized to enter into a subgrant with CASA of NH, in the amount of \$30,000 from the 2008 Victims of Crime Act VOCA Assistance Formula Grant award, to fund programs providing direct services to victims of crime. Effective April 1, 2009 through June 30, 2010. **100% Federal Funds.**

#25A Authorized to establish one part-time consultant for the purpose of continuing the investigator for allegations of elder abuse fraud, violations of the Consumer Protection Act and to assist with other investigative needs. (2)Further Authorized to amend a grant received from the Federal Bureau of Justice Assistance (previously approved by G&C on 10-31-07, item #47), to improve the functioning of the criminal justice system, by reallocating the funds. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#25B Authorized to conduct a two-day advanced conference scheduled for May 14-15, 2009 entitled the Fifteenth Statewide Conference on Domestic and Sexual Violence and Stalking to be held at The Yard Restaurant, Manchester, NH, at a cost not to exceed \$53,217.50 for up to 425 attendees. This amount will be paid in part from registration fees, paid by up to 191 attendees (234) through June 30, 2009. **31% Agency, 69% Federal Funds.** (2)Further Authorized to accept and expend registration fees for the two-day advanced training conference above, in the amount of \$85 from each of an estimated 191 participants, for a total amount not to exceed \$16,235, to help defray the cost of the conference and facility expenses. Effective upon G&C approval through June 30, 2009. **100% Agency Income.** (3)Further Authorized to enter into an agreement with the Yard Restaurant in an amount not to exceed \$40,518.50 for necessary conference facilities and food services for the conference above. Effective upon G&C approval through May 31, 2009. **40% Agency, 60% Federal Funds.**

#25C Authorized to conduct a Child Abuse and Neglect Investigation Protocol training on May 6, 2009 at a cost not to exceed \$4,073.40, which will be paid in part from registration fees, paid by up to 63 attendees. Effective upon G&C approval through June 30, 2009. **39% Agency Income, 61% Federal Funds.** (2)Further Authorized to accept and expend registration fees for the training above in the amount of \$25 from each of an estimated 63 participants, for a total amount not to exceed \$1,575 to help defray the cost of the conference and facility expenses. Effective upon G&C approval through June 30, 2009. **100% Agency Income.** (3)Further Authorized to enter into an agreement with Lafayette Fireside Inn Inc., in an amount not to exceed \$3,973.40 for necessary conference facilities and food services for the conference above. Effective upon G&C approval through May 31, 2009. **40% Agency, 60% Federal Funds.**

#### NEW HAMPSHIRE EMPLOYMENT SECURITY

The Governor and Council acted as follows:

#26 Authorized with Councilor Pignatelli voting **no**, to enter into a **retroactive** agreement with Konica Minolta Business Solutions USA Inc., Slaem, NH, for full service maintenance coverage of one Konica Minolta color and Konica Minolta one black and white copier/printer with accessories in the amount not to exceed \$83,000. Effective July 1, 2008 through June 30, 2010. **100% Federal Funds.**

#27 Authorized to accept and expend \$22,500 from the North Country Council (NCC) Inc., for the purpose of providing business and worker opinion survey services. (2)Further Authorized a memorandum of agreement with the NCC, Bethlehem, NH, in the amount not to exceed \$22,500 whereby NHES will provide the NCC with North Country Business and Worker Opinion Survey services. Effective upon G&C approval through September 30, 2009. **100% Other Funds.**

#28 Authorized with Councilor Pignatelli voting **no**, to enter into a **retroactive** agreement with Casella Waste Management of Massachusetts Inc., Salem, NH, for trash removal at NHES offices in Manchester, Nashua, Portsmouth, and Salem in the amount not to exceed \$32,329. Effective February 1, 2009 through June 30, 2011. **100% Federal Funds.**

#29 Authorized with Councilor Pignatelli voting **no**, to enter into a **retroactive** agreement with IKON Office Solutions Inc., Salem, NH, for full service maintenance coverage of twenty-eight Canon/Richo copier/printers in the amount not to exceed \$27,000. Effective September 1, 2008 through June 30, 2010. **100% Federal Funds.**

#30 Authorized with Councilor Pignatelli voting **no**, to enter into a **sole source** contract with Noblis Inc., a non-profit member of the UI Information Technology Support Center, Falls Church, VA, for a Business Impact Assessment, Business Continuity Plan and Disaster Recovery Plan in the amount not to exceed \$269,100. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**

#31 Authorized to enter into an agreement with Toshiba Business Solutions – New England, Bedford, NH, for full service maintenance coverage of thirteen Toshiba copier/printers with accessories in the amount not to exceed \$26,000. Effective April 1, 2009 through June 30, 2010. **100% Federal Funds.**

#32 Authorized to continue seven Certifying Officer III positions, salary grade 20, on a full time temporary basis for an additional period to end June 30, 2009 at an estimated cost of \$52,989.30. **100% Federal Funds.**

#33 Authorized to make a **retroactive** payment to Lutheran Community Services of NH, Inc., in the amount of \$360 for Language Bank interpretation services provided between May 7, 2008 and June 13, 2008. **100% Federal Funds.**

#33A Authorized to continue one Chairman, UC Appeals Tribunal I, position #8T130, salary grade 27, on a temporary status at an estimated cost of \$10,934. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#33B Authorized with Councilor Pignatelli voting **no**, to amend a lease agreement with Key Road Associates, Keene, NH, (previously approved by G&C on 4-24-04, item #30), for rental of 4,800 square feet of office space for an additional six months at a total cost of \$26,160. Effective **retroactive** to February 1, 2009 through July 31, 2009. **100% Federal Funds.**

#### DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#34 Authorized to accept and expend funds made available through the Federal Prison Rape Elimination Act Grant in the amount of \$174,754 to increase awareness and prevention of Prison rape and sexual misconduct within the NH corrections facilities. (2)Further Authorized to transfer grant funds in the amount of \$64,399.63 within a budgeted federal grant entitled "Prison Rape Elimination Act" for the purpose of increasing awareness and prevention of Prison rape and sexual misconduct within the NH Corrections facilities. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#35 Authorized to exercise a renewal option to contract with The Doctor's Office at Salmon Street P.C., Manchester, NH, (previously approved by G&C on 5-16-07, item #45), for pre-employment and fitness for duty medical examination services in the amount of \$30,000. Effective July 1, 2009 through June 30, 2011. **100% General Funds.**

#36 Authorized to enter into a Cooperative Project Agreement with the University System of NH, acting through the University of NH, Durham, NH, to provide Data Processing Services for the Department of Corrections in the amount of \$13,372. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**

#37 Authorized to enter into a **sole source** contract with NH Coalition Against Domestic and Sexual Violence, Concord, NH, for victim services for NH State inmates who are survivors of sexual assault in the amount of \$20,000. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**

#### LIQUOR COMMISSION

The Governor and Council acted as follows:

#38 Authorized to accept and expend Fatal Choices and Underage Driver Education funds totaling \$10,000 from the National Alcohol Beverage Control Association. Effective upon G&C approval through December 31, 2009.

#39 Authorized with Councilors Hollingworth and Pignatelli voting **no**, to amend an agreement with L. Parker's Electric Service, Londonderry, NH (previously approved by G&C on 6-25-08, item #100), for electrical services for various Liquor Commission locations throughout NH, by increasing the price from \$378,900 to \$480,950, an increase of \$102,050. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#40 Authorized to accept and expend NH Liquor Commission "Last Drink Survey" funds totaling \$11,817.14 from the NH Highway Safety Agency through the National Highway Traffic Safety Administration. Effective upon G&C approval through September 15, 2009. **100% Transfer Funds.**

#41 Authorized with Councilor Pignatelli voting **no**, to amend a contract with Thermal Stor Refrigeration Inc., Hooksett, NH, (previously amended by G&C on 5-3-06, item #19), for heating and air conditioning service for various Liquor Commission locations throughout NH, by increasing the price from \$375,145.50 to \$438,145.50, an increase of \$63,000. Effective upon G&C approval through January 31, 2010. **100% General Funds.**

#42 Authorized with Councilor Pignatelli voting **no**, to amend a contract with Northeast Door Corporation, Concord, NH, (previously approved by G&C on 8-22-07, item #92), for automatic door repair and replacement services at various liquor store locations throughout NH, by increasing the price from \$255,277.50 to \$360,276, an increase of \$104,999.10. Effective upon G&C approval through August 31, 2010. **100% General Funds.**

#42A Authorized to amend a contract with Eckhardt & Johnson Inc., Manchester, NH, (previously approved by G&C on 1-30-08, item #22A), for the sole purpose of providing plumbing services at various liquor store locations throughout NH, by increasing the price from \$35,516.25 to \$45,522.50, an increase of \$10,006.25. Effective upon G&C approval through December 31, 2010. **100% General Funds.**

#### **RACING AND CHARITABLE GAMING COMMISSION**

#42B The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea and with Councilors Wieczorek and Pignatelli voting **no**, authorized the request to reclassify position #14418, Program Assistant II, LG 15 to Supervisor II, LG 21. Effective **retroactive** to January 16, 2009. **100% Sweepstakes Fund.**

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

The Governor and Council acted as follows:

#43 Authorized Bureau of Trails to amend contracts with the snowmobile clubs (previously approved by G&C on 12-3-08, item #25), for winter trail grooming and plowing by increasing the amount by \$137,124.50 from \$1,527,566.41 to \$1,664,690.91. Effective upon G&C approval through May 1, 2009. **100% Trails Bureau Funds.**

#44 Authorized Division of Parks and Recreation to name the Moose Lookout Shelter located on The Monadnock Sunapee Greenway Trail, approximately four miles in on the Pillsbury Ridge in Washington, NH, the "Steve Galpin Shelter at Moose Lookout."

#45 Authorized Division of Parks and Recreation to enter into a contract with Scott Blood Excavation LLC, Hampton Falls, NH, for meter pole replacement and straightening at Hampton Beach in the amount of \$11,300. Effective upon G&C approval through April 30, 2009. **100% Park Funds.**

#46 Authorized Division of Parks and Recreation to enter into a contract with Kingdom Construction Inc., Newport, VT, for roof replacement, painting & ADA ramp of the Recreational Hall at Coleman State Park in the amount of \$79,129. Effective upon G&C approval through May 29, 2009. **100% General Funds.**

#47 Authorized Division of Parks and Recreation to enter into a **retroactive** contract with Robertson Transit Inc., Campton, NH, for the transport of groups to Cannon Mt Ski Area for daily skiing in the amount of \$9,750. Effective December 30, 2008 through April 30, 2009. **100% Cannon Mountain Funding.**

#48 Authorized Division of Parks and Recreation to accept a donation in the amount of \$7,700 cash and \$2,300 in equipment from Reach the Beach Relay Inc., Woodville, MA.

#48A Authorized Division of Parks and Recreation, Cannon Mountain to pay the **sole source retroactive** invoice from NH Electric Motors Inc., Laconia, NH, in the amount of \$13,454 for emergency repairs on November 17, 2008 to an electrical motor that operates a coolant pump for the snowmaking compressors. **100% Cannon Mountain Funds.**

#48B Authorized with Councilor Wieczorek voting **no**, Division of Economic Development to reclassify position #40051 Program Assistant I, labor grade 12 to a Program Specialist I, labor grade 19 at an estimated cost of \$1,974. **100% General Funds.**

### FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#49 Authorized to accept and expend \$567,353 in Landowner Incentive Program Funds from the US Fish and Wildlife Service for the purpose of habitat conservation and restoration for species of conservation concern. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#50 Authorized to purchase a conservation easement on 105 acres in Ossipee, NH, from The Nature Conservancy, Concord, NH, in the amount of \$100,000. Effective upon G&C approval through June 30, 2009. (2)Further Authorized to donate \$10,000 to the Land Conservation Endowment Fund for easement monitoring and stewardship on behalf of NH Fish and Game Department. **100% Federal Funds.**

#51 Authorized to enter into a **sole source** contract with Cornell University, Ithaca, NY, on behalf of its Shoals Marine Laboratory, to continue ongoing endangered seabird restoration on the Isles of Shoals for a total of \$50,000. Effective upon G&C approval through December 31, 2009. **50% Federal, 50% Conservation License Plate Funds.**

#52 Authorized to accept and expend \$22,408 in federal funds from the US Fish and Wildlife Service to provide funding for a full time Program Assistant II position #8T141 within the Hunter Education program through June 30, 2009. **100% Federal Funds.**

#52A Authorized to enter into a Grant Agreement with the Town of Lee for the purchase of a conservation easement on the Misty Meadows Farm (62.4 acres) in Lee, NH, in the amount of \$100,000. (2)Further Authorized to accept an executor interest in the conservation easement held by the Town of Lee on the Misty Meadows Farm property in Lee, NH. Effective upon G&C approval through June 30, 2009. **100% Federal from the Landowner Incentive Program.**

#52B Authorized to enter into a memorandum of understanding with the Department of Environmental Services regarding the transfer and use of funds for the monitoring and management of a 273-acre mitigation parcel in Berlin associated with the construction of the federal prison. (2)Further Authorized to accept transfer of 274.71 acres more or less in Berlin made available on August 20, 2008 by the US General Services Administration Surplus Lands Notice as enabled by Title 16 of the US Property Action which allows the transfer of real property for wildlife conservation purposes. (3)Further Authorized to accept \$25,000 from the Department of Environmental Services to be used pursuant to the conditions of the memorandum of understanding. Effective upon G&C approval. **100% Other Funds.**

### DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#53 Authorized to accept and place on file the 2008 annual report.

#54 Authorized to **retroactively** pay dues to the Ground Water Protection Council, Oklahoma City, OK in the amount of \$7,500. Effective upon G&C approval. **100% Federal Funds.**

#55 Authorized to budget and expend prior year carry forward funds from Water Users in the amount of \$10,000. Effective upon G&C approval through June 30, 2009. **100% Newfound Project Funds.**

#56 Authorized to amend a memorandum of agreement with Fish and Game (previously approved by G&C on 6-25-08, item #129), to complete the reconstruction of Alton Power Dam in Alton and Perkins Pond Marsh Dam in Weare on a force account basis, by extending the completion date from June 30, 2009 to June 30, 2011. **100% Other Funds.**

#57 Authorized to **retroactively** pay 2009 membership dues to the Association of State Drinking Water Administrators, Washington, DC, in the amount of \$6,600. Effective upon G&C approval. **100% Federal Funds.**

#58 Authorized to award grants to the entities as detailed in letter dated March 19, 2009, for purposes of used oil collection. Effective upon G&C approval through February 18, 2010. **100% Hazardous Waste Cleanup Funds.**

#59 Authorized to award a Local Source Water Protection grant to the Society for the Protection of NH Foresters, Concord, NH, to complete a project to protect drinking water from contamination in the amount of \$20,000. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**

#60 Authorized to enter into a grant agreement with the Environmental Council of the States, Washington, DC, in the amount of \$480,137 to further the development of the national Environmental Information Exchange Network. Effective upon G&C approval through August 15, 2010. **100% Federal Funds.**

#61 Authorized to enter into agreements with the entities as detailed in letter dated March 19, 2009, to implement water quality planning and outreach programs in the amount of \$37,238. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**

#62 Authorized to amend an agreement with the Rockingham Planning Commission, Exeter, NH (previously approved by G&C on 8-13-08, item #84), for a renewable energy feasibility study for the Hampton Landfill site by increasing the amount by \$10,000 from \$48,350 to \$58,350. **100% Federal Funds.**

#63 Authorized to enter into a grant agreement with the NH Lakes Association Inc., Concord, NH, for the purpose of milfoil prevention activities in the amount of \$123,333. Effective upon G&C approval through May 31, 2010. **100% Lake Restoration Funds.**

#64 Authorized to award a Local Source Water Protection grant to Ossipee Cornerstone Christian Academy Inc., Ossipee, NH, in the amount of \$10,300 to complete a project to protect drinking water from contamination. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**

#65 Authorized to enter into an agreement with the Big Island Pond Corporation, Hampstead, NH, in the amount of \$7,047 for the purpose of milfoil control activities in Big Island Pond, Derry/Hampstead, NH. Effective upon G&C approval through December 31, 2009. **100% Lake Restoration Funds.**

#66 Authorized to enter into a grant agreement with the Town of Winchester, NH, in the amount of \$2,271 for the purpose of milfoil control activities in Forest Lake. Effective upon G&C approval through December 31, 2009. **100% Other Funds.**

#67 Authorized to enter into an agreement with NH Lakes Association Inc., Concord, NH, to complete the Water Quality Mitigation Project and Community Outreach in the Lake Waukewan Watershed project in the amount of \$21,920. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**

#68 Authorized to enter into a grant agreement with the NH Rivers Council, Concord, NH, for the purpose of invasive aquatic algae prevention activities in the amount of \$10,000. (2)Further Authorized to award an advance payment in the amount of \$5,000 to the NHRC. Effective upon G&C approval through December 31, 2009. **100% Lake Restoration Funds.**

#69 Authorized Carylyn Grondin's request to construct a tidal docking structure consisting of a permanent pier connecting to a ramp connecting to a float on frontage on Little Harbor in Portsmouth.

#70 Authorized Robin De Campi's request to construct a tidal docking structure consisting of a permanent pier connecting to a ramp connecting to a float on frontage on Fresh Creek in Dover.

#71 Authorized Michael & Karen Mile's request to perform work on an average of 498 ft of frontage on Lake Sunapee, in New London.

#72 Authorized Maria Patterson's request to perform work on frontage on Cow Island on Lake Winnepesaukee in Tuftonboro.



#73 Authorized Debbi-Lyn Trager's request to perform work on property frontage on Lake Winnepesaukee.

#73A Authorized Oil Fund Disbursement Board to budget and expend prior year carry forward funds in the amount of \$310,000 for the purposes of gasoline ether cleanup. Effective upon G&C approval through June 30, 2009. **100% Gasoline Ether Funds. Fiscal Committee approved.**

#73B Authorized to accept and expend \$196,880 in federal funds from the US Environmental Protection Agency for purposes of funding retrofits of on and off-road diesel equipment. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#### **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

The Governor and Council acted as follows:

##### **Office of the Commissioner**

#74 Authorized General Fund transfers in the amount of \$7,435,519 and increase related revenue adjustments of \$279,092 in Other Funds, as detailed in letter dated March 5, 2009. Effective through June 30, 2009. **Fiscal Committee approved.**

##### **Office of Business Operations**

#75 Authorized to amend a **sole source** agreement with Northeast Record Retention LLC, Hooksett, NH, (previously amended by G&C on 5-21-08, item #81), to provide storage of paper records, by increasing the amount not to exceed \$60,000 from \$335,541.44 to \$395,541.44, and by extending the completion date from June 30, 2009 to June 30, 2010. **34% Federal, 66% General Funds.**

##### **Bureau of Human Resource Management**

#76 Authorized to make a one-time payment from State Fiscal Year 2009 funds to Leo LaClaire, Claims Processor II, in the amount of \$479.55 for wages that were not paid for State Fiscal Year 2008. **66% General, 44% Federal Funds.**

##### **Office of Medicaid Business and Policy**

#77 Authorized to **retroactively** pay a membership fee to the American Public Human Services Association, Washington, DC, in the amount of \$4,049 for annual membership dues. Effective January 1, 2009 through December 31, 2009. **50% Federal, 50% General Funds.**

#78 Authorized to accept and expend additional unrestricted revenue in the amount of \$3,202,468. (2)Further Authorized the transfer of general funds in the amount of \$3,202,468 and accept and expend federal matching funds in the amount of \$3,205,670.47. **Fiscal Committee approved.**

#79 Authorized to accept and expend an additional \$1,607,363.47 federal funds from the Centers for Medicare and Medicaid Services. (2)Further Authorized to transfer general funds in the amount of \$302,231.50 from, and decrease adjustments of federal funds in the amount of \$302,533.73 in Medicaid Administration, Contracts for Program Services class line. (3)Further Authorized to accept and expend an additional \$907,601.19 federal funds from the Centers for Medicare and Medicaid Services. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**

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

#80 Authorized to amend an agreement with the University System of NH, Institute on Disability, Concord, NH (previously amended by G&C on 3-26-08, item #112), to continue to provide BEAS with technical assistance in implementing long-term supports system transformation, by extending the termination date from December 31, 2009 to September 29, 2010. **No Cost Extension. 100% Federal Funds.**

### **Bureau of Developmental Services**

#81 Authorized Special Medical Services Section to pay medical care claims in excess of \$5,000 to the Direct Health Care Services Agencies on behalf of the children with special health care needs in the amount not to exceed \$1,492,894. Effective July 1, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **68% General, 32% Federal Funds.**

### **Division for Children, Youth & Families**

#82 Authorized to **retroactively** pay a subscription fee to Chapin Hall Center for Children at the University of Chicago, IL, in the amount of \$20,000 for annual subscription, to access the Center for State Foster Care and Adoption Data service. Effective March 1, 2009 through March 30, 2010. **100% Federal Funds.**

#83 Authorized to enter into an agreement with the University System of NH, Granite State College, Durham, NH, for Early Child Care Tuition Assistance in an amount not to exceed \$300,000. Effective July 1, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **100% Federal Funds.**

### **Division for Juvenile Justice Services**

#84 Authorized to accept and expend additional funds from the State of NH Department of Education for the Title I Part D, ESEA, Neglected and Disadvantaged grant, Teachers Assisting Most in Need Students in the amount of \$31,683.49. Effective upon G&C approval through June 30, 2009. **100% Other (Federal from Education) Funds. Fiscal Committee approved.**

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

#85 Authorized to accept and expend \$100,000 from the State Treasurer, from funds available to support the provisions of the Housing Security Guarantee Program. (2)Further Authorized to amend a contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH (previously amended by G&C on 6-25-08, item #178), for homeless assistance services by increasing the price by \$100,000 from \$988,178.82 to \$1,088,178.82. Effective upon G&C approval through June 30, 2009. **100% General Funds. Fiscal Committee approved.**

### **Division of Public Health Services**

#86 Authorized Bureau of Community Health Services, Maternal and Child Health Section to exercise a contract renew and amend option with SeaCare Health Services, Exeter, NH, (previously approved by G&C on 6-13-07, item #188), to provide Child and Family Health Support Services, by increasing the price by \$69,600 from \$69,600 to \$139,200, and by extending the completion date to June 30, 2011. **52% General, 48% Federal Funds.**

#87 Authorized Bureau of Community Health Services, Maternal and Child Health Section, Adolescent Health Program to exercise a contract renew and amend option with the NH Coalition Against Domestic and Sexual Violence, Concord, NH (previously amended by G&C on 10-3-07, item #59), to provide sexual assault prevention services, by increasing the price by \$381,000 from \$402,802 to \$783,802, and by extending the completion date to June 30, 2011. **100% Federal Funds.**

#88 Authorized Bureau of Community Health Services, Maternal and Child Health Section, Adolescent Health Program to exercise a contract renew and amend option with Child Health Services, Manchester, NH, (previously approved by G&C on 6-13-07, item #245), to provide adolescent health services, by increasing the price by \$100,000 from \$100,000 to \$200,000, and by extending the completion date to June 30, 2011. **52% General, 48% Federal Funds.**

### **Division of Family Assistance**

#89 Authorized to modify Food Stamp Program eligibility criteria to increase participation in the federal Supplemental Nutrition Assistance Program, formerly the Food Stamp Program, by creating categorical eligibility for families with children with income below 185% of the federal poverty level. Food Stamp benefits are 100% federally funded and are not a budget line item within the DHHS – DFA appropriation. **100% Federal Funds. Fiscal Committee approved.**

#90 Authorized to accept and expend \$165,193 of US Department of Agriculture, Food and Nutrition Services, Food Stamp Program funds and Federal matching funds in the amount of \$16,123 for a total of \$181,316. Effective upon G&C approval through June 30, 2009. **91% Other – Food Stamp Performance Bonus, 9% Federal Funds.**

#91 Authorized to accept and expend \$50,050 in Federal matching funds, and transfer \$1,010,000 of General Funds to be allocated as detailed in letter dated February 2, 2009. **Fiscal Committee approved.**

#92 Authorized to amend a contract with Child and Family Services, Manchester, NH, (previously amended by G&C on 6-4-08, item #78), to eliminate Family Assessment Services at two of the three district offices and reduce the cost of the contract by \$161,260 from \$2,638,641 to \$2,477,381. Effective upon G&C approval through June 30, 2010. **80% Federal, 20% General Funds.**

#### **New Hampshire Hospital**

#93 Authorized to increase for recruitment and retention purposes the Pharmacist and Chief Pharmacist classifications hourly rates by 30% **retroactive** to November 21, 2008 through November 21, 2010. G&C approved a 30% increase on February 7, 2007, item #82, for a period of two years through November 21, 2008 at an estimated cost of \$71,356. **70% General, 30% Federal Funds.**

#### **Glenciff Home**

#94 Authorized to accept a monetary donation from Mary J. & Richard J. Meelia, Walpole, MA, in the amount of \$500.

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

#95 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request an increase of \$5,310.24 in the annual salary of Unclassified Position 9U102, Commandant of NH Veterans Home, Barry E. Conway, salary grade GG, from \$97,008.64 to \$102,888.80. Effective **retroactive** to January 2, 2009.

#### **BOARD OF LICENSING FOR ALCOHOL & OTHER DRUG USE PROFESSIONALS**

#96 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to expend examination fees not otherwise appropriated in the amount of \$3,150. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

#### **NEW HAMPSHIRE BOARD OF ACCOUNTANCY**

#97 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to amend an existing service contract with Donna Robinson, CPA, Litchfield, NH, for the purpose of rendering investigative assistance to review any alleged unprofessional conduct of a CPA firm, by increasing the amount by \$4,900 from \$2,100 to \$7,000. Effective upon G&C approval through June 30, 2010. **100% General Funds.**

#### **POSTSECONDARY EDUCATION COMMISSION**

#98 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to accept and expend additional federal grant funds in the amount of \$119,709 from the US Department of Education for the purpose of providing grants to college students. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#### **DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#99 Authorized to grant funds in the amount of \$13,000 to the NH School Administrators Association, Concord, NH, to support the NHSAA June Conference and Annual Meeting being held June 28, 2009 through July 1, 2009 at the North Country Grand Hotel, North Conway, NH. **100% Federal Funds.**

#100 Authorized Division of Career Technology and Adult Learning to conduct a one day summit focusing on improving the high school graduation rate in NH to be held at the Grappone Conference Center at the Courtyard by Marriott in Concord, NH on April 10, 2009 in an amount not to exceed \$15,000. (2)Further Authorized to enter into a contract with Capital Hotel Co., LLC, Courtyard by Marriott in Concord, NH, to host the one day summit above in an amount not to exceed \$15,000. (3)Further Authorized to make an advance deposit payment after the date of G&C approval in the amount of \$800 for services to be provided. **100% Private Grant Funds.**

#101 Authorized to enter into a contract with the Center for Educational Leadership and Technology, Marlborough, MA, for the design, development and implementation of a comprehensive longitudinal data warehouse and decision support system in an amount not to exceed \$1,348,740. Effective upon G&C approval through June 30, 2011, with the option to extend for up to two additional period of two years each, up to but not beyond June 30, 2015. **100% Federal Funds.**

#102 Authorized to pay the General Educational Development Testing Service for the Authorized use of the GED Option program for secondary school students in the amount of \$20,000. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

#103 Authorized the Division of Career Technology and Adult Learning, Services for Blind and Visually Impaired, to accept donations in the amount of \$215 in memory of Harry LeVie.

#104 Authorized to enter into a **sole source** contract with Nimble Assessment Systems Inc., Newton, MA, to design and deliver computer-based accommodation software and secure online test procedures, allowing the New England Common Assessment Program tests to be administered online to students who need more meaningful access to statewide academic assessments in the amount of \$1,662,274. (2)Further Authorized payment for services rendered and approved on the basis of invoices which are supported by a summary of activities that have taken place in accordance with the terms of the contract, along with a detailed listing of expenses incurred in lieu of withholding 25% of the total value of the contract. Effective upon G&C approval through March 31, 2010. **100% Federal Funds.**

#105 Authorized to exercise a renewal option to grant funds to the NH Assistive Technology Center, Concord, NH, (previously amended by G&C on 1-30-08, item #68), to improve educational outcomes for students who are blind and visually impaired in an amount not to exceed \$49,950. Effective upon G&C approval through February 5, 2010. **100% Federal Funds.**

#106 Authorized to grant funds to Hillsborough County Department of Corrections, Manchester, NH, in the amount of \$12,150, to assist in the operation of their approved career and technical education programs. Effective upon G&C approval through November 30, 2009. **100% Federal Funds.**

#### **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#107 Authorized Division of Fire Standards & Training and Emergency Medical Services to accept and expend a \$131,578.86 grant from the NH Highway Safety Agency entitled "TEMSIS Improvements FY09" for the purpose of making improvements to the Trauma and Emergency Medical Services Information System. Effective upon G&C approval through June 30, 2009. **100% Transfers from Other Agencies. Fiscal Committee approved.**

#108 Authorized to accept and expend \$499,720 from federal grants entitled "FY 2006 Homeland Security Grant Program" and "FY 2007 Homeland Security Grant Program" from the US Department of Homeland Security, Preparedness Directorate, Office of Grants and Training for the purpose of executing the mission of the Homeland Security Grant Programs. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#109 Authorized Division of Motor Vehicles to amend a federal grant known as "Commercial Driver License Program Improvement Grant" (previously approved by G&C on 10-8-08, item #156), by reallocating the funds from the Federal Motor Carrier Safety Administration. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#110 Authorized Director of the State Police to restore 231 hours and 10 minutes of sick leave to Trooper First Class John A. Encarnacao for an injury suffered in the line of duty and the inability to perform his normal or routine duties during the period of January 2, 2007 through March 18, 2007.

#111 Authorized Director of State Police to restore 294 hours and 37 minutes of sick leave to Captain Christopher M. Colitti for an injury suffered in the line of duty and the inability to perform his normal or routine duties during the period of July 5, 2005 through October 24, 2005.

#112 Authorized Director of State Police to restore 363 hours and 17 minutes of sick leave to Lieutenant James W. White for an injury suffered in the line of duty and the inability to perform his normal or routine duties during the period of August 2, 2006 through December 3, 2006 and March 28, 2007 through May 3, 2007.

#113 Authorized Director of State Police to restore 93 hours and 00 minutes of sick leave to Trooper Michael P. Berntsen and 79 hours and 41 minutes to the State Police Sick Bank for an injury suffered in the line of duty and the inability to perform his normal or routine duties during the period of July 26, 2007 through September 7, 2007.

#114 Authorized Division of Homeland Security and Emergency Management to enter into grant agreements with the towns as detailed in letter dated February 24, 2009, in the amount of \$30,000 for the purpose of preparing Federal Emergency Management Agency approved updated local multi-hazard mitigation plans. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#115 Authorized Division of State Police to accept and expend a \$33,156.14 grant from the NH Highway Safety Agency entitled NHSP "Join the NH Clique" the purpose of funding a campaign to enforce the state's child passenger safety law. Effective May 1, 2009 or upon G&C approval, whichever is later, through June 30, 2009. **100% Transfers from other Agencies.**

#116 Authorized Division of Homeland Security and Emergency Management to **retroactively** pay the Town of Greenland the amount of \$600 for activity under the NH RERP for services provided by Kenneth Fernald provided in SFY 2008 using SFY 2009 funds. **100% Seabrook Assessment.**

#117 Authorized the permit application of Bristol Shores Association located on Newfound Lake in Bristol, NH, for a congregate mooring field renewal of 14 moorings.

#118 Authorized the permit application of Cedar Cove Association located on Lake Winnepesaukee in Alton, NH, for a congregate mooring field renewal of 14 moorings.

#119 Authorized the permit application of Follansbee Cove Beach Association located on Newfound Lake in Alexandria, NH, for a congregate mooring field renewal of 9 moorings.

#120 Authorized the permit application of Fay's Boar Yard located on Lake Winnepesaukee in Gilford, NH, for a public mooring field renewal of 16 moorings.

#121 Authorized the permit application of Long Bay Homeowners Association II located on Lake Winnepesaukee in Laconia, NH, for a congregate mooring field of 20 moorings.

#121A Authorized Division of Homeland Security and Emergency Management to enter into a **retroactive** memorandum of Agreement with the NH Developmental Disabilities Council for the purpose of activities associated with the 2<sup>nd</sup> NH State Working Conference Capacity Building to Address Functional Needs Populations in Disasters held October 14, 2008 in the amount of \$7,150.22. Effective upon G&C approval. **91% Federal, 9% General Funds.**

#121B Authorized Division of Motor Vehicles to enter into a second of two one-year extensions with the Motorcycle Safety Foundation, Irvine, CA, (previously amended by G&C on 4-23-08, item #82), for the purpose of providing motorcycle rider training liability insurance. Effective upon G&C approval through December 15, 2009. **100% Motorcycle Rider Education Program.**

#121C Authorized Division of State Police to accept and expend an \$18,946.37 grant from the NH Highway Safety Agency entitled "NH State Police DWI Patrols" for the purpose of conducting sobriety checkpoints in an effort to combat the DWI problem throughout the State. Effective upon G&C approval through September 15, 2009. **100% Federal Funds.**

#121D Authorized Division of Fire Standards & Training and Emergency Medical Services to enter into a **sole source** agreement with Lakes Region Fire Apparatus Inc., West Ossipee, NH, to provide repair services to the Division's ladder truck in the amount of \$7,310. Effective upon G&C approval through June 30, 2009. **100% Fire and EMS Funds.**

#121E Authorized with Councilor Pignatelli voting **no**, the Division of Motor Vehicles to enter into a **retroactive sole source** contract with Penton Business Media Inc., Kansas, (previously approved by G&C on 1-12-05, item #70A), to continue a license agreement for motor vehicle data files needed for the Municipal Agent Automation Project in an amount not to exceed \$299,595. Effective January 1, 2008 through December 31, 2010. **100% Revolving (Plate Fees) Funds.**

#### DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#122 Authorized to accept and expend federal American Recovery and Reinvestment Act funds in the amount of \$135,700,000 for various state transportation projects. Effective upon G&C approval through February 17, 2012. **ARRA Funding. Fiscal Committee approved.**

#123 Authorized to transfer \$320,100 between accounts and classes as detailed in letter dated March 12, 2009. (2)Further Authorized to transfer \$5,265,000 from Highway Surplus. **Fiscal Committee approved.**

#124 Authorized Bureau of Rail and Transit to budget and expend revenue in the amount of \$494,651 and anticipated revenue in the amount of \$255,349 from the Special Railroad Fund for maintenance and repair of active State-owned railroad lines. (2)Further Authorized to expend an amount not to exceed \$750,000 for maintenance and repairs to active state-owned railroad lines. Effective upon G&C approval. **100% Other (Special Railroad) Funds. Fiscal Committee approved.**

#125 Authorized Bureau of Aeronautics to accept and expend Federal Aviation Administration funds in the amount of \$2,132,678 (AIP 40 & 41) to purchase snow removal equipment and to conduct an airport master plan update at the Portsmouth International Airport at Pease. (2)Further Authorized to provide funding to the Pease Development Authority, AIP 40 & 41, to purchase snow removal equipment and to conduct a master plan update at the Portsmouth International Airport at Pease in the amount of \$2,132,678. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#126 Authorized Bureau of Aeronautics to accept and expend Federal Aviation Administration funds in the amount of \$666,219 (AIP 39, 40 & 41) to install airfield lighting control system, purchase snow removal equipment, and conduct the first phase of an environmental assessment at the Lebanon Airport. (2)Further Authorized to provide funding to the City of Lebanon, AIP 39, 40 & 41, to install airfield lighting control system, purchase snow removal equipment, and conduct the first phase of an environmental assessment at the Lebanon Airport in the amount of \$666,219. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

#127 NOT USED

#128 Authorized Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for pavement rehabilitation of NH Route 101 beginning as the east side of the Lamprey bridge in the town of Epping and proceeding just east of Exit 9 in Exeter on the basis of a low bid of \$7,818,845.12. (2)Further Authorized a contingency in the amount of \$390,942.26 for payment of latent conditions, which may appear during the execution of the project. Effective upon G&C approval through August 28, 2009. **100% Federal Stimulus Funds. ARRA Funds.**

#129 Authorized to enter into an agreement totaling \$641,173 with the University of NH Resource Computing Center through the University of NH's Office of Sponsored Research, Durham, NH, for a fee not to exceed \$446,657, to develop Phase-II of the Crash Reporting Management System and for a fee not to exceed \$194,516 to provide maintenance and support services for CRMS. Effective upon G&C approval through October 31, 2010. **100% Federal (\$194,516 in Safety Incentive Grant Funds), and 100% Federal (\$446,657 in NH Highway Safety Agency Grant Funds).**

#130 Authorized Bureau of Right of Way to transfer to Bruce and Melody Viel a parcel of State owned property purchased for the purpose of constructing the Rochester 10620D project in the City of Rochester. Effective upon G&C approval. **100% Turnpike Funds.**

#131 Authorized Bureau of Highway Maintenance to amend a contract with Killings & Sons Inc., Hollis, NH, (previously approved by G&C on 10-8-08, item #174), to replace the water supply on the property of Douglas McCarthy, Harrisville, NH, by increasing the amount by \$7,446 from \$17,530 to \$24,976. **100% Highway Funds.**

#132 Authorized to accept and place on file the Monthly Equipment Acquisition Plan status report for the period ending February 28, 2009.

#133 Authorized Bureau of Traffic to reclassify position #20589, Civil Engineer IV, LG 27, to Systems Development Specialist IV, LG 26 at an estimated cost reduction of \$2,047.50. **100% Highway Funds.**

#134 Authorized with Councilor Wieczorek voting **no**, to reclassify position #21059 Toll Attendant I, labor grade 9 to Program Specialist IV, labor grade 25, an increase of \$19,459.70. **100% Turnpike Funds.**

#135 Authorized to continue its membership and participation with the International Bridge, Tunnel and Turnpike Association, Washington, DC, by paying **retroactive** annual membership dues in the amount of \$19,505 for calendar year 2009. **100% Turnpike Funds.**

#136 Authorized Bureau of Aeronautics to amend a grant to provide additional funding to the City of Manchester for AIP-62 to cover costs for additional work on utility repairs and navigational aids as part of the reconstruction of Runway 6-24 in the amount of \$126,414.93. Effective upon G&C approval through July 31, 2013. **93.75% Federal, 6.25% General Funds.**

#137 Authorized to enter into a **sole source** contract with Ledge Light Technologies, New London, CT, to develop the Section 408 Third Year grant application in the amount of \$27,539.92. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#138 Authorized Bureau of Traffic to enter into an agreement for professional services with Resource Systems Group Inc., White River Junction, VT, for the evaluation and optimization of 64 signalized intersections in the amount of \$316,355. Effective upon G&C approval through March 31, 2011. **80% Federal, 20% Highway Funds.**

#139 Authorized Bureau of Right of Way to sell an 8,147 square foot parcel of State owned land in Rye to Bluestone Properties LLC for \$57,029. Effective upon G&C approval.

#140 Authorized Bureau of Right of Way to transfer a 30 acre parcel of land, more or less, located along NH Route 115 in the Town of Jefferson to the US Fish and Wildlife Services for wetland mitigation as part of the Jefferson-Randolph, 13602 project. Effective upon G&C approval.

#141 Authorized Bureau of Right of Way to pay various owners \$268,030.91 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from February 1, 2009 through March 12, 2009. Effective upon G&C approval.

#142 Authorized Bureau of Right of Way to sell a State owned homestead on a 0.21 acre parcel of State owned land improved with a historic single-family residence located at 431 Main Street in Keene to George Xanthopoulos for \$160,000 plus \$1,100 Administrative Fee. (2)Further Authorized to compensate Better Homes and Gardens / The Masiello Group & Associates from the proceeds of the subject sale in the amount of \$8,000 for real estate services. Effective upon G&C approval.

#143 Authorized Bureau of Right of Way to sell a 0.02 acre parcel of State owned land in the City of Manchester to Spiros G. Athanas for \$4,250 which includes a \$1,100 Administrative Fee. Effective upon G&C approval.

#144 Authorized Bureau of Right of Way to sell a 26 +/- acre parcel of State owned land in New Hampton to J. Stewart Paquette for \$46,200 which includes an Administrative Fee of \$1,100. Effective upon G&C approval.

#145 Authorized Bureau of Right of Way to sell a parcel of State owned land totaling 0.38 of an acre in Londonderry to Workplace Systems Inc., and Zohl Holdings LLC as it abuts their parcels for \$22,100 which includes a \$1,100 Administrative Fee. Effective upon G&C approval.

#146 Authorized Bureau of Construction to amend a contract with Pike Industries Inc., Belmont, NH, (previously approved by G&C on 5-7-08, item #99), for three individual projects along NH 16 involving intersection improvements, widening and overlaying at the intersections of Governor's Road, Gage Hill Road, Old Wakefield Road, and Stoneham Road, by increasing the amount by \$246,000 from \$1,684,416.45 to \$1,930,416.45. Effective upon G&C approval. **100% Bonded Betterment Funds.**

#147 Authorized Bureau of Construction to amend a contract with Weaver Bros. Construction Co., Inc., Concord, NH (previously approved by G&C on 6-4-08, item #205A), for pavement rehabilitation along NH 106 south of Asby Road in Loudon proceeding north to Perkins Road in Belmont, by increasing the amount by \$740,000 from \$4,412,163.25 to \$5,152,163.25. Effective upon G&C approval. **64% Federal, 36% Bonded Betterment/State Highway Funds.**

#148 Authorized Bureau of Construction to amend a contract with Brox Industries Inc., Dracut, MA, (previously amended by G&C on 7-16-08, item #102), for pavement rehabilitation and bridge rehabilitation along I-93/I-293/NH 101 in the Town of Bedford, by increasing the amount by \$450,000 from \$4,458,701 to \$4,908,701. Effective upon G&C approval. **90% Federal, 10% State Highway Funds.**

#149 Authorized Bureau of Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for reconstruction and widening of the northbound and southbound barrels of the Spaulding Turnpike at Exit 13 in Rochester on the basis of a low bid of \$22,843,849.72. (2)Further Authorized a contingency in the amount of \$1,142,192.49 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 14, 2011. **100% Turnpike Funds.**

#150 Authorized Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway resurfacing of 5.2 barrel miles of the Blue Star Turnpike (I-93) in Portsmouth and the Spaulding Turnpike in Dover, Rochester, and Milton on the basis of a low bid of \$1,759,733.75. (2)Further Authorized a contingency in the amount of \$175,973.38 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through August 28, 2009. **100% Turnpike Funds.**

#151 Authorized Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA, for roadway resurfacing of 24.0 miles in maintenance District VI and in Carroll, Strafford and Rockingham Counties on the basis of a low bid of \$1,538,600. (2)Further Authorized a contingency in the amount of \$153,860 for payment of latent conditions, which may appear during the execution of the project. Effective upon G&C approval through August 21, 2009. **100% Betterment Funds.**

#152 Authorized with Councilor Shea abstaining, Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for pavement rehabilitation and bridge rehabilitation between Exits 5 and 7 on I-89 in Hopkinton on the basis of a low bid of \$3,133,279. (2)Further Authorized a contingency in the amount of \$219,329.53 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through September 18, 2009. **90% Federal, 10% Highway Funds.**



#153 Authorized Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway resurfacing of 33.19 miles in maintenance District II in Grafton, Merrimack and Sullivan Counties and the town of Andover on the basis of a single bid of \$2,725,225. (2)Further Authorized a contingency in the amount of \$190,765.75 for payment of latent conditions, which may appear during the execution of the project. Effective upon G&C approval through September 11, 2009. **100% Betterment Funds.**

#154 Authorized Bureau of Construction to enter into a contract with Bazin Brothers Trucking Inc., Westminster, VT, for culvert replacement on NH Route 63 in Chester and NH Route 10 in Gilsum on the basis of a low bid of \$169,967. (2)Further Authorized a contingency in the amount of \$25,495.05 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through August 14, 2009. **80% Federal, 20% Highway Funds.**

#155 Authorized Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway resurfacing of 28.25 miles in maintenance District III and in Grafton, Belknap, and Carroll Counties on the basis of a single bid of \$2,098,326.25. (2)Further Authorized a contingency in the amount of \$146,882.84 for payment of latent conditions, which may appear during the execution of the project. Effective upon G&C approval through August 14, 2009. **100% Betterment Funds.**

#156 Authorized Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway resurfacing of 27.52 miles in maintenance District I in Coos, Carroll and Grafton Counties on the basis of a single bid of \$1,819,837.50. (2)Further Authorized a contingency in the amount of \$181,983.75 for payment of latent conditions, which may appear during the execution of the project. Effective upon G&C approval through August 21, 2009. **100% Betterment Funds.**

#157 Authorized Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway rehabilitation and guardrail work on NH 118 in Dorchester north of the Canaan-Dorchester town line on the basis of a low bid of \$1,344,016.25. (2)Further Authorized a contingency in the amount of \$134,401.63 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through July 31, 2009. **80% Federal, 20% Highway Funds.**

#158 Authorized Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA for roadway resurfacing of 28.14 miles in maintenance District IV in Cheshire and Hillsborough Counties on the basis of a low bid of \$1,920,210. (2)Further Authorized a contingency in the amount of \$192,021 for payment of latent conditions, which may appear during the execution of the project. Effective upon G&C approval through August 21, 2009. **100% Betterment Funds.**

#159 Authorized Bureau of Construction to enter into a contract with John H. Lyman & Sons Inc., Gilford, NH, for expansion of an intermodal Park & Ride facility off I-89 at Exit 12, on NH Route 103A approximately 300 feet from the intersection of NH Routes 11 and 103 in New London on the basis of a low bid of \$295,862. (2)Further Authorized a contingency in the amount of \$29,586.20 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through June 26, 2009. **100% Betterment Funds.**

#160 Authorized Bureau of Construction to enter into a contract with Salmon Falls Nursery Inc., Berwick, ME, for landscaping on NH Route 111 in Windham on the basis of a low bid of \$151,547. (2)Further Authorized a contingency in the amount of \$22,732.05 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through August 27, 2010. **80% Federal, 20% Highway Funds.**

#161 Authorized Bureau of Construction to enter into a contract with R.D. Edmunds & Sons Inc., Belmont, NH, for box culvert replacement on NH 3A north of the Pine Street intersection in Hooksett on the basis of a low bid of \$356,560. (2)Further Authorized a contingency in the amount of \$35,656 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through August 21, 2009. **100% Betterment Funds.**

#162 Authorized Bureau of Construction to enter into a contract with Weaver Bros. Construction Co., Inc., Concord, NH, for removing a 6 span bridge that carries NH 11 over US 4 and the abandoned railroad/recreation trail and constructing US 4 and NH 11 to an at-grade intersection in the town of Andover on the basis of a low bid of \$2,541,377.10. (2) Further Authorized a contingency in the amount of \$177,896.40 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through September 24, 2010. **80% Federal, 20% Highway Funds.**

## LATE ITEMS

### DEPARTMENT OF TRANSPORTATION

A. Authorized the Department of Transportation to enter into a contract with Pike Industries, Inc. of Belmont NH on the basis of a low bid of \$6,224,047.25 for pavement rehabilitation of I-89 in the Towns of New London, Sunapee, Springfield and Grantham between exits 11 and 12, from the date of G&C approval through August 27, 2019. 2) Further Authorized that a contingency in the amount of \$311,202.36 be approved for payment of latent conditions, which may appear during the construction of the project. **100% Federal Stimulus Funds. ARRA Funds.**

### DEPARTMENT OF TRANSPORTATION

A-1 Authorized the Department of Transportation to enter into a contract with Pike Industries, Inc. of Belmont NH on the basis of a single bid of \$3,259,050.00 for roadway resurfacing in maintenance district I in Coos, Carroll, and Grafton Counties from G&C approval through Sept. 11, 2009. 2) Further authorizing that a contingency in the amount of \$228,133.50 be approved for payment of latent conditions, which may appear during construction of the project. **100% Federal Stimulus Funds. ARRA Funds.**

### DEPARTMENT OF TRANSPORTATION

A-2 Authorized the Department of Transportation to enter into a contract with Pike Industries, Inc. of Belmont NH on the basis of a single bid of \$3,162,580.00 for roadway resurfacing in maintenance district II in Grafton, Merrimack and Sullivan Counties from G&C approval through Sept. 11, 2009. 2) Further authorizing that a contingency in the amount of \$221,380.60 be approved for payment of latent conditions, which may appear during construction of the project. **100% Federal Stimulus Funds. ARRA Funds.**

### DEPARTMENT OF TRANSPORTATION

A-3 Authorized with Councilor Shea abstaining, the Department of Transportation to enter into a low bid contract with Continental Paving, Inc. of Londonderry NH for \$1,576,481.25 for roadway resurfacing of 18.27 miles in maintenance district V and in Hillsborough, Merrimack and Rockingham Counties from G&C approval through Aug. 21, 2009. 2) Further authorizing that a contingency in the amount of \$157,648.13 be approved for payment of latent conditions, which may appear during execution of the project. **100% Betterment Funds**

### DEPARTMENT OF TRANSPORTATION

A-4 Authorized the Department of Transportation to enter into a contract with Pike Industries, Inc. of Belmont NH on the basis of a low bid for \$1,220,032.50 for roadway resurfacing and guardrail replacement on NH Route 10 in Lebanon and Hanover from G&C approval through Aug. 21, 2009. 2) Further authorizing that a contingency in the amount of \$122,003.25 be approved for payment of latent conditions, which may appear during construction of the project. **80% Federal Funds and 20% Highway Funds.**

**DEPARTMENT OF TRANSPORTATION**

- A-5 Authorized with Councilor Shea abstaining, the Department of Transportation to enter into a contract with Continental Paving, Inc. of Londonderry NH on the basis of a low bid for \$1,884,400.00 for roadway resurfacing of 9.64 miles of the F.E. Everett Turnpike in the City of Nashua, connector to Rte. 3A in the Town of Hudson, and the F.E. Everett/I-293 in the City of Manchester and Town of Hooksett from G&C approval through Aug. 28, 2009. 2) Further authorizing that a contingency in the amount of \$188,440.00 be approved for payment of latent conditions, which may appear during construction of the project. **100% Turnpike Funds**

**DEPARTMENT OF TRANSPORTATION**

- A-6 Authorized the Department of Transportation to enter into contract with Pike Industries, Inc. of Belmont NH on the basis of a single bid for \$6,433,810.00 for pavement rehabilitation and bridge work in various locations in District I from G&C approval through Aug. 28, 2009. 2) Further authorizing that a contingency in the amount of \$321,690.00 be approved for payment of latent conditions, which may appear during construction of the project. **80% Federal Funds and 20% Highway Funds.**

**DEPARTMENT OF TRANSPORTATION**

- A-7 Authorized the Department of Transportation to enter into a contract with C.L.H. & Son, Inc of Auburn ME on the basis of a low bid for \$475,340.49 for culvert replacement on I-93 in Ashland, NH Route 104 in Alexandria, NH Rte.11 in New London and NH Rte. 25 in Meredith from G&C approval through Aug. 14, 2009. 2) Further authorizing that a contingency in the amount of \$47,534.05 be approved for payment of latent conditions, which may appear during construction of the project. **80% Federal Funds and 20% Highway Funds.**

**DEPARTMENT OF TRANSPORTATION**

- A-8 Authorized the Department of Transportation to enter into a contract with Weaver Bros Construction Co, Inc. of Concord NH on the basis of a low bid for \$12,408,611.88 for Manchester Airport Access Road (MAAR) improvements consisting of reconstruction and widening of US 3 and a bridge to carry the MAAR over US 3 from G&C approval through Oct.28, 2011. 2) Further authorizing that a contingency in the amount of \$620,430.60 be approved for payment of latent conditions, which may appear during construction of the project. **80% Federal Funds and 20% Highway Funds.**

**DEPARTMENT HEALTH AND HUMAN SERVICES****New Hampshire Hospital**

- B. Authorized the Department of Health and Human Services enter into a **SOLE SOURCE** contract amendment with The Pharmacist Connection of Manchester NH by increasing the price limitation by \$210,000 from \$210,000 to \$420,000 and to extend the end date from April 10, 2009 to October 10, 2009 effective upon G&C approval. The contract was originally approved by G&C on October 22, 2008, late item #E. **66% General Funds, 33% Federal Funds and 1% Other Funds (reimbursement from school districts).**

**OFFICE OF ENERGY AND PLANNING**

- D. Authorized the Office of Energy and Planning to enter into a **SOLE SOURCE** contract with Strafford County Community Action Committee, Inc of Dover NH in the amount of \$2,282,440.00 for the Weatherization Assistance Program effective upon G&C approval through March 31,2012. **100% Federal Stimulus Funds. ARRA Funds.**

**OFFICE OF ENERGY AND PLANNING**

- C. Authorized the Office of Energy and Planning to enter into a **SOLE SOURCE** contract with Tri-County Community Action Program, Inc of Berlin NH in the amount of \$4,008,896.00 for the Weatherization Assistance Program effective upon G&C approval through March 31,2012. **100% Federal Stimulus Funds. ARRA Funds.**

**OFFICE OF ENERGY AND PLANNING**

- E. Authorized the Office of Energy and Planning to enter into a **SOLE SOURCE** contract with Southwestern Community Services, Inc of Keene NH in the amount of \$2,601,788.00 for the Weatherization Assistance Program effective upon G&C approval through March 31,2012. **100% Federal Stimulus Funds. ARRA Funds.**

**OFFICE OF ENERGY AND PLANNING**

- F. Authorized the Office of Energy and Planning to enter into a **SOLE SOURCE** contract with Southern New Hampshire Services, Inc of Manchester NH in the amount of \$5,390,392.00 for the Weatherization Assistance Program effective upon G&C approval through March 31,2012. **100% Federal Stimulus Funds. ARRA Funds.**

**OFFICE OF ENERGY AND PLANNING**

- G. Authorized the Office of Energy and Planning to enter into a **SOLE SOURCE** contract with Rockingham Community Action, Inc of Portsmouth NH in the amount of \$2,660,850.00 for the Weatherization Assistance Program effective upon G&C approval through Mach 31,2012. **100% Federal Stimulus Funds. ARRA Funds.**

**OFFICE OF ENERGY AND PLANNING**

- H. Authorized the Office of Energy and Planning to enter into a **SOLE SOURCE** contract with Community Action of Belknap-Merrimack Counties, Inc of Concord NH in the amount of \$3,661,355.00 for the Weatherization Assistance Program effective upon G&C approval through March 31,2012. **100% Federal Stimulus Funds. ARRA Funds.**

Next Governor and Executive Council meeting is scheduled for Wednesday, April 15, 2009 at 10:00 a.m. at the State House, Concord, New Hampshire.

The Honorable Board then Adjourned at 11:55 a.m.