GOVERNOR AND EXECUTIVE COUNCIL MINUTES Manchester Community College, Manchester, New Hampshire August 19, 2009 10:00 a.m.

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

*

The Governor and Executive Council on motion of Councilor Shea, seconded by Councilor Hollingworth, accepted the minutes of July 15, 2009.

*

The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Shea, accepted the minutes of the special meeting held on July 28, 2009.

*

The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Shea approved the appointment of several persons nominated for Civil Commissions from the June 17, 2009 meeting.

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

RESIGNATIONS

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

Board of Barbering, Cosmetology and Esthetics

(Manicurist)

Deborah Booth, Manchester Effective: August 19, 2009

Business Finance Authority

(Elected Official)

Steven Griffin, Berlin Effective: August 19, 2009

Board of Fire Control

(Chief of Municipal Fire Department)

Thomas S. Lambert, Milford Effective: August 31, 2009

Liquor Commission

Patricia Russell, Keene Effective: August 19, 2009

Commission on the Status of Women

Linda Landry, Exeter Effective: August 19, 2009

CONFIRMATIONS

The Governor and Council confirmed the following:

State Committee on Aging

(Strafford County)

Joanne A. Dodge, (d), Dover Effective: August 19, 2009 Reappointment Term: June 24, 2012

State Committee on Aging

(Belknap County)

Judith B. Pilliod, (r), Belmont Effective: August 19, 2009
Reappointment Term: June 24, 2012

Agricultural Advisory Board

(Advertising Industry)

KC S.Wright, Elkins Effective: August 19, 2009 Succeeding: Linda C. Burroughs, N. Hampton (term limited) Term: June 19, 2014 Attorney General

Michael A. Delaney, Manchester Effective: August 19, 2009 Succeeding: Kelly A. Ayotte, Nashua (resigned) Term: March 31, 2013

Salary: Grade LL, \$116,170

Community Development Finance Authority

(Small Business)

Daniel R. Gray, Portsmouth

Reappointment

Effective: August 19, 2009

Term: July 17, 2014

Connecticut River Atlantic Salmon Compact

Richard C. Shelton, Newmarket Effective: August 19, 2009
Reappointment Term: June 20, 2012

Enhanced 911 Commission

(NH Federation of Fire Mutual Aid)

Nominated by the Federation of Fire Mutual Aid Associations of New Hampshire

Paul A. Szoc, Keene Effective: August 19, 2009
Reappointment Term: July 22, 2012

Fire Standards & Training Commission

(NH State Firemen's Association)

Nominated by the New Hampshire State Firemen's Association

Alfred W. Burbank, Jr., Thornton Effective: August 19, 2009
Reappointment Term: August 1, 2012

Board of Registration of Funeral Directors and Embalmers

(Public Member)

Randy S. Gordon, Merrimack Effective: August 19, 2009 Succeeding: Gregory Moffett, Bow (resigned) Term: November 25, 2011

Juvenile Parole Board

Mary Ann Melizzi-Golja, Nashua Effective: August 19, 2009 Reappointment Term: July 1, 2014

Board of Land Surveyors

John W. Myhaver, Jr., Hopkinton

Reappointment

Effective: August 19, 2009

Term: August 12, 2014

Board of Land Surveyors

Tracey T. Sweeney II, Bow Effective: August 19, 2009
Succeeding: Kevin M. McEneaney, Dover (term limited) Term: July 11, 2014

Board of Optometry

John Minteer, Peterborough
Reappointment
Effective: August 19, 2009
Term: July 1, 2014

Ports and Harbors Advisory Council

Richard C. Holt, Rye
Succeeding: Patricia Kelley, Greenland

Effective: August 19, 2009
Term: December 16, 2013

Real Estate Appraisers Board

(Certified General Appraiser)

Brian Underwood, Wolfeboro Effective: August 19, 2009
Reappointment Term: August 12, 2012

New Hampshire Retirement System Board of Trustees

(Non-member Trustee)

Lisa Shapiro, Canterbury Effective: August 19, 2009
Reappointment Term: July 13, 2011

School Building Authority

Donald P. Bliss, Hampton Effective: August 19, 2009

Reappointment Term: July 1, 2012

Transportation Appeals Board

(General Public)

Carl L. Quiram, Goffstown

Effective: August 19, 2009

Succeeding: Shawn M. Donovan, Lebanon

Term: April 23, 2012

University System of New Hampshire Board of Trustees

(Secretary of the Board)

Carol S. Perkins, Plymouth
Reappointment
Effective: August 19, 2009
Term: June 30, 2013

NOMINATIONS

The Governor placed into nomination the following:

Board of Acupuncture Licensing

(Public Member)

Katrine N. Barclay, Franconia Effective: Upon confirmation Reappointment Term: September 8, 2012

Board of Acupuncture Licensing

(Acupuncturist)

Alice G. Meattey, Dover Effective: Upon confirmation Reappointment Term: September 8, 2012

Adult Parole Board

Paul A. Doyon, Londonderry

Succeeding: Paul Emery, Bow (resigned)

Effective: Upon confirmation
Term: September 29, 2011

Alcohol and Drug Abuse Prevention, Intervention and Treatment Commission

(Drug Abuse Treatment)

Amelie Gooding, Keene Effective: Upon Confirmation Reappointment Term: September 20, 2012

Assessing Standards Board

(Public Member)

Leonard Gerzon, Amherst Effective: September 19, 2009 Reappointment Term: September 19, 2011 Assessing Standards Boards

(Municipal Official of town with population of less than 5,000)

Eric G. Stohl, Colebrook Effective: September 17, 2009 Reappointment Term: September 17, 2011

Division for Children, Youth and Families Advisory Board

(Coos County)

Nominated by the Commissioner of Health and Human Services

Michael Adamkowski, Stewartstown Effective: Upon confirmation

Term: June 13, 2010 Vacancy

Division for Children, Youth and Families Advisory Board

(Hillsborough County)

Nominated by the Commissioner of Health and Human Services

Sandra D. Hogan, Nashua Effective: Upon confirmation

Term: July 1, 2012 Reappointment

Division for Children, Youth and Families Advisory Board

(Grafton County)

Nominated by the Commissioner of Health and Human Services

Karen Langley, Campton

Effective: Upon confirmation Succeeding: Melissa A. Gould, Woodsville (resigned) Term: July 1, 2012

Department of Corrections: Director of Security & Training

Nominated by the Commissioner of the Department of Corrections

Christopher H. Kench, Franklin Effective: Upon confirmation

Vacancy Term: Serves at Commissioners pleasure

Salary: Grade GG, Step 2 - \$72,706

Commissioner of the Department of Cultural Resources

Van McLeod, Concord Effective: September 11, 2009 Reappointment Term: September 11, 2013

Salary: HH, Maximum - \$98,691

Board of Dental Examiners

Nilfa E. Collins, Hudson Effective: Upon confirmation

Succeeding: Eliot L. Paisner, Nashua (term limited) Term: July 26, 2014

Board of Dental Examiners

(Dental Hygiene Member)

Carolyn Hartnett, Concord Effective: Upon confirmation

Succeeding: Linda M. Seedner, Lee (term limited) Term: July 15, 2014

Board of Dental Examiners

Arthur D. McKibbin, Jr., Enfield Effective: Upon confirmation

Succeeding: Charles F. Post, Keene (term limited) Term: July 15, 2014

Board of Engineers

Robert A. Cruess, Amherst Effective: Upon confirmation

Term: August 21, 2014 Reappointment

Executive Branch Ethics Committee

Nominated by the Secretary of State

Dale Kuehne, (r), Manchester Effective: Upon confirmation

Term: June 30, 2012 Reappointment

Board of Foresters

(Public Member)

David W. Tellman, Whitefield Effective: Upon confirmation Reappointment Term: August 22, 2014

Health Services Planning and Review Board

Nominated by the New Hampshire Hospital Association

Lori M. Underwood, New London Effective: Upon confirmation

Succeeding: Erin K. Almeda, Nashua (term limited) Term: April 19, 2012

Invasive Species Committee

(Environmental Interests)

Douglas A. Bechtel, Penacook
Reappointment
Effective: Upon confirmation
Term: August 9, 2012

Lakes Management Advisory Committee

Nominated by the New Hampsinre Lakes Association)

Philip O'Brien, New London Effective: Upon confirmation Reappointment Term: August 1, 2012

Lakes Management Advisory Committee

(Municipal Officer of Lakefront Community)

Dennis J. Pavlicek, Newbury

Reappointment

Effective: Upon confirmation
Term: August 1, 2012

Board of Landscape Architects

R. Gordon Leedy, Jr., Amherst Effective: Upon confirmation Reappointment Term: August 23, 2014

Marital Masters

Nominated by the Administrative Judge of the Judicial Branch, Family Division, with the concurrence of the

Supreme Court

Lynn E. Aaby, Esq., Portsmouth
Vacancy

Effective: Upon confirmation
Term: 3 years from confirmation

Commission on the Status of Men

(University System of New Hampshire Representative)

Scott Meyer, Plymouth
Reappointment
Effective: September 25, 2009
Term: September 25, 2012

Board of Mental Health Practice

(Public Member)

W. Thomas Boulter, Concord Effective: September 27, 2009
Reappointment Term: September 27, 2012

Midwifery Council

Kelly A. Collins, Manchester Effective: September 28, 2009 Reappointment Term: September 28, 2013

Board of Nursing

(ARNP)

Kathleen M. Kidder, Andover Effective: Upon confirmation

Succeeding: Mertie Potter, Concord (resigned) Term: May 10, 2010

State Board of Licensing and Regulation of Plumbers

(Journeyman Plumber)

Kim M. Trisciani, Manchester Effective: Upon confirmation

Succeeding: David Rieth, Mt. Vernon, (resigned)

Term: July 1, 2010

Police Commission, Nashua

Thomas A. Maffee, (r), Nashua Effective: Upon confirmation Reappointment Term: September 1, 2012

Postsecondary Education Commission

(Rep. New Hampshire Institute of Art on recommendation from the New Hampshire College and University

Council)

Nominated by the New Hampshire College and University Council

Roger Williams, Greenfield Effective: Upon confirmation

Succeeding: George J. Hagerty, Keene (Rep. Franklin PierceCollege)(resigned) Term: June 30, 2013

Residential Ratepayers Advisory Board

(Rep. interests of small business owners)

Deborah de Moulpied, Bow Effective: Upon confirmation

Succeeding: Nathan Cass, Cornish Term: June 5, 2012

Associate Justice of the Superior Court

Jacalyn A. Colburn, Concord Effective: Upon confirmation

Term: Until 70 years of age

Associate Justice of the Superior Court

David A. Garfunkel, Canterbury Effective: Upon confirmation

Term: Until 70 years of age

Associate Justice of the Superior Court

Richard B. McNamara, Bedford Effective: Upon confirmation

Term: Until 70 years of age

Associate Justice of the Superior Court

Marguerite L. Wageling, Manchester Effective: Upon confirmation

Term: Until 70 years of age

Board of Managers of the New Hampshire Veterans Home

(Member of recognized and chartered Veterans' Service Orgnization)

Anthony J. Romano, Jr., New Hampton Effective: Upon confirmation

Reappointment Term: August 26, 2012

Office of Victim/Witness Assistance

Nominated by the Attorney General

Anne D. Grossi, Bedford Effective: Upon confirmation

Reappointment Term: July 19, 2012

Water Council

(Water Works)

Stephen J. Densberger, Nashua Effective: Upon confirmation

Reappointment Term: July 8, 2013

Water Council

(Industrial Interest)

Christopher Rawnsley, Antrim

Reappointment

Effective: September 17, 2009

Term: September 17, 2013

BUSINESS FINANCE AUTHORITY

The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Shea and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a <u>Public Hearing</u> to approve an award of a State Guarantee under RSA 162-A:13 with respect to a loan from Hampshire First Bank to Pittsfield ID Technologies, LLC located 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 AUGUST 19, 2009 AT THE MANCHESTER COMMUNITY COLLEGE, MANCHESTER, NEW HAMPSHIRE

* * * * * *

At 10:45 a.m. the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guaranteed Asset Program of the Business Finance Authority in connection with a loan to be made by Hampshire First Bank to Pittsfield ID Technologies, LLC and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received the written recommendation of the Authority and other documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Michael Donahue, Senior Credit Officer of the Authority, stated that a hearing had been held in Concord that morning at 8:30 a.m. and no one had attended. He then briefly explained the project and emphasized the credit of the State was not involved. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; [there being none], Councilor Shea introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM HAMPSHIRE FIRST BANK, LLC TO PITTSFIELD ID TECHNOLOGIES, LLC" and moved its adoption, which was seconded by Councilor Shea. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM HAMPSHIRE FIRST BANK, LLC TO PITTSFIELD ID TECHNOLOGIES, LLC

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 \$500,000 from Hampshire First Bank to Pittsfield ID Technologies, LLC, 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. <u>Findings and Determinations.</u> 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. <u>Approval.</u> 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. <u>Effective Date.</u> This resolution shall take effect upon its passage.

Passed and Agreed to: August 19, 2009

#2 The Governor and Executive Council on motion of Councilor Shea, seconded by Councilor Wieczorek and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a <u>Public Hearing</u> to approve an award of a State Guarantee under RSA 162-A:13-a with respect to a loan from Hampshire First Bank to Pittsfield ID Technologies, LLC located 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 AUGUST 19, 2009 AT THE MANCHESTER COMMUNITY COLLEGE, MANCHESTER, NEW HAMPSHIRE

* * * * * *

At 10:47 a.m. the Governor announced that the next matter to be considered the would be the award of a State guarantee under the Working Capital Loan Guarantee Program of the Business Finance Authority in connection with a loan to be made by Hampshire First Bank to Pittsfield ID Technologies, LLC and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received the written recommendation of the Authority and other documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Michael Donahue, Senior Credit Officer of the Authority, stated that a hearing had been held in Concord that morning at 8:30 a.m. and no one had attended. He then briefly explained the project and emphasized the credit of the State was not involved. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; [there being none], Councilor Shea introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13-a WITH RESPECT TO A LOAN FROM HAMPSHIRE FIRST BANK, LLC TO PITTSFIELD ID TECHNOLOGIES, LLC" and moved its adoption, which was seconded by Councilor Wieczorek. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13-a WITH RESPECT TO A LOAN FROM HAMPSHIRE FIRST BANK TO PITTSFIELD ID TECHNOLOGIES, LLC.

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to seventy-five percent (75%) of the principal amount of a loan up to \$600,000 from Hampshire First Bank to Pittsfield ID Technologies, LLC. pursuant to RSA 162-A:13-a (the Working Capital Loan Guarantee Program or the "WAG Program");

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

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

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

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

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

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

(a) Special Findings.

- (i) The award of the guarantee as proposed will contribute significantly to the success of the financing.
- (ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and to ensure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) General Findings.

- (i) The award of the guarantee as proposed will serve a public use and provide a public benefit.
- (ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.
- (iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.
- (iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.
- 2. <u>Approval.</u> 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: August 19, 2009

#3 The Governor and Executive Council on motion of Councilor Shea, seconded by Councilor Burton and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a <u>Public Hearing</u> with respect to the financing of a commercial facility by the Business Finance Authority for The Monadnock Community Hospital located in Peterborough, 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 AUGUST 19, 2009 AT THE MANCHESTER COMMUNITY COLLEGE, MANCHESTER, NEW HAMPSHIRE

* * * * * *

At 10:50 a.m. the Governor announced that the next matter to be considered would be the financing of an commercial facility project by the Business Finance Authority ("Authority") for The Monadnock Community Hospital and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received the written recommendation of the Authority and other documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Michael Donahue, Senior Credit Officer of the Authority, stated that a hearing had been held in Concord that morning at 8:30 a.m. and no one had attended. He then briefly explained the project and emphasized the credit of the State was not involved. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; [there being none], Councilor Shea introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE ISSUANCE OF UP TO \$9,750,000 REVENUE BONDS BY THE BUSINESS FINANCE AUTHORITY OF THE STATE OF NEW HAMPSHIRE TO FINANCE AN EXPANSION PROJECT FOR THE MONADNOCK COMMUNITY HOSPITAL IN PETERBOROUGH, NEW HAMPSHIRE " and moved its adoption, which was seconded by Councilor Burton. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE ISSUANCE OF UP TO \$9,750,000 REVENUE BONDS BY THE BUSINESS FINANCE AUTHORITY OF THE STATE OF NEW HAMPSHIRE TO FINANCE AN EXPANSION PROJECT FOR THE MONADNOCK COMMUNITY HOSPITAL IN PETERBOROUGH, NEW HAMPSHIRE

WHEREAS, the Governor and Council have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination under RSA 162-I:9 with respect to the financing of a commercial facility for The Monadnock Community Hospital ("Borrower"), in Peterborough, New Hampshire, by the Authority's issuance of up to \$9,750,000 aggregate amount of revenue bonds (the "Bonds") under RSA 162-I:1 et seq. (the "Act"); and

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

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

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

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

(a) Special Findings.

- (1) The project to be financed with the proceeds of the Bonds consists of the following: (i) financing the renovation and construction of an expansion project, including the construction of a new emergency room, operating room expansion, construction and renovation of clinic space and renovations to the obstetrical unit that will result in an additional approximately 25,000 square feet of space located at 452 Old Street Road, Peterborough, New Hampshire (the "Property") to be owned and operated by The Monadnock Community Hospital (the "Borrower"); (ii) financing the purchase of equipment, fixtures and medical technology related to the expansion project; and (iii) paying related costs and expenses, including issuance expenses (collectively the "Project"). The Facility is within the definition of "Commercial Facility" in RSA 162-I:2 and may be financed under the Act.
- (2) The establishment and operation of the Facility will create or preserve employment opportunities directly or indirectly within the State of New Hampshire (the "State") and will likely be of general benefit to the community as a whole.

(b) General Findings.

- (1) The Project and the proposed financing of the Project are feasible.
- (2) The Borrower has the skills and financial resources necessary to operate the Facility successfully.
- (3) The Mortgage, Security, Loan and Trust Agreement and the other documents to be executed in connection with the issuance of the Bonds, (the "Financing Documents"), contain provisions so that under no circumstances will the Authority be obligated, directly or indirectly, to pay Project costs, debt service or expenses of operation, maintenance and upkeep of the Facility except from proceeds of the Bonds or from funds received under the Financing Documents, exclusive of funds received under the Financing Documents by the Authority for its own use.
- (4) The Financing Documents do not purport to create any debt of the State with respect to the Facility, other than a special obligation of the Authority acting on behalf of the State under the Act.
- (5) The proposed financing of the Project by the Authority and the proposed operation and use of the Facility will serve one or more needs and implement one or more purposes set forth in RSA 162-I:1, will preserve or increase the social or economic prosperity of the State and one or more of its political subdivisions and will promote the general welfare of the State's citizens.
- <u>Section 2.</u> <u>Ultimate Finding and Determination</u>. The Governor and Council find that the proposed financing, operation and use of the Facility will serve a public use and provide a public benefit and determine that the Authority's financing of the Project will be within the policy of, and the authority conferred by, the Act.
- <u>Section 3</u>. <u>Approval</u>. The Governor and Council hereby approve the Authority's taking such further action under the Act with respect to the transaction involving the Facility, the Project and the Bonds as may be required.

<u>Section 4.</u> <u>Effective Date</u>. This Resolution shall take effect upon its passage.

Passed and Agreed to: August 19, 2009

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

- Authorized to **retroactively** amend a grant to the Town of Greenfield, NH, (previously approved by G&C on 6-27-07, item #3), in the amount of \$190,000 for the purpose of creating an adult day care serving severely disabled adults by extending the completion date to June 30, 2010 from June 30, 2009. **100% Federal Funds.**
- #5 Authorized to award a grant to the Town of Gilsum, NH, in the amount of \$220,000 to assist in the purchase of equipment for a new manufacturing and sales facility for the W.S. Badger Company. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- Authorized to **retroactively** amend an agreement with the Town of Hampton, NH (previously approved by G&C on 3-26-08, item #5), in the amount of \$500,000 for the purpose of supporting the purchase of machinery and equipment, so that Foss Manufacturing can expand its manufacturing capacity, by extending the completion date to June 30, 2010 from June 30, 2009. **100% Federal Funds.**
- #7 Authorized to award a grant to the City of Claremont, NH, in the amount of \$500,000 to renovate the blighted and vacant Sawtooth Mill in downtown Claremont. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #8 Authorized to award a grant to the Town of Whitefield, NH, in the amount of \$500,000 for the purpose of renovating the existing structure to improve privacy and correct health safety deficiencies for the elderly residents. Effective upon G&C approval through December 31, 2011. **100% Federal ARRA Funds.**
- #9 Authorized to award a grant to the City of Concord, NH, in the amount of \$337,598 for the purpose of completing energy efficiency upgrades to two Second Start facilities. Effective upon G&C approval through December 31, 2011. **100% Federal ARRA Funds.**

- Authorized to award a grant to the County of Rockingham, Brentwood, NH, in the amount of \$500,000 for the purpose of completing site work improvements for the Rye Airfield Senior Housing Project. Effective upon G&C approval through December 31, 2011. **100% Federal ARRA Funds.**
- #11 Authorized to award a grant to the Town of Newport, NH, in the amount of \$500,000 to support infrastructure improvements to Flagstone Industrial Park in support of economic development. Effective upon G&C approval through December 31, 2011. **100% Federal ARRA Funds.**

OFFICE OF THE GOVERNOR

#12 The Governor and Council on motion of Councilor Shea, seconded by Councilor Burton authorized the request that Brigadier General William N. Reddel III, Londonderry, NH, be nominated for promotion to the rank of Major General, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

GOVERNOR'S COMMISSION ON DISABILITY

#13 The Governor and Council on motion of Councilor Burton, seconded by Councilor Wieczorek authorized the request to accept settlement funds in the amount of \$319 from Global Education Settlement Administrator. Effective upon G&C approval through June 30, 2010. **100% Other Funds (Public Awareness).**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

- Authorized to enter into a **retroactive sole source** contract with Lutheran Social Services of New England Inc., Concord, NH, through its subsidiary Luther Community Services of NH Inc., to provide preventive health services to NH refugees in the amount of \$33,000. Effective July 1, 2009 through June 30, 2010. **100% Federal Funds.**
- #15 Authorized to conduct a one day conference on Saturday, October 17, 2009 at The Mountain Club on Loon in Lincoln, NH to provide training to local land use board members, for a total not to exceed \$11,700. (2)Further Authorized to accept and expend registration fees from attendees and exhibitors in an amount up to \$11,700 to offset the cost of the conference. (3)Further Authorized to enter into an agreement with Mon-Club Management Inc., d/b/a The Mountain Club on Loon, Lincoln, NH, to provide facility rental, audio/visual equipment, refreshments and lunch at a cost not to exceed \$10,287.20. (4)Further Authorized to make an advance payment in the amount of \$500 to The Mountain Club on Loon as a non-refundable security deposit. Effective upon G&C approval through October 17, 2009. 100% Other (Training) Funds.
- Authorized to enter into a memorandum of agreement with the Department of Resources and Economic Development, Concord, NH, for the expansion of the Business Energy Efficiency Program in the amount of \$750,000. Effective upon G&C approval through June 30, 2012. **100% Federal ARRA Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#17 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request for the benefit of the Department of Health and Human Services and the NH Department of State, to amend a contract with Seneca Corporation, Vienna, VA, for help desk support services, by increasing the amount by \$982,484 from \$1,954,789.20 to \$2,937,273.20, and by extending the contract for two additional years through August 31, 2011. 100% Other (Agency Class 27) Funds: the agency class 27 used by DHHS to reimburse DoIT for this contract is 58% General Funds and 42% Federal Funds, SOS shall reimburse DoIT with 100% Other (Vital Records) Funds.

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

Authorized to enter into a lease extension with Gerald P. McCarthy Properties, Wareham, MA, for the lease of 10,317 square feet of office space located on Regional Drive, Concord, NH, in the amount of \$139,279.51 for up to twelve additional months from October 1, 2009 to no later than September 30, 2010. **100% Federal Funds.**

- #19 Authorized that Captain Erik S. Perreault, Manchester, NH, be confirmed to the rank of Major, NH Army National Guard.
- #20 Authorized that Major Daniel J. Tamburello, Londonderry, NH, be confirmed to the rank of Major, NH Army National Guard.
- #21 Authorized Major Noah C. Conrad, Durham, NH, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade having been found to be physically, mentally, morally, and professionally qualified.
- #22 Authorized Major Sean P. Mooney, Bradford, MA, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade having been found to be physically, mentally, morally, and professionally qualified.
- #23 Authorized to apply for, receive, and administer federal military aid funds in compliance with applicable State and Federal laws and regulations.
- #24 Authorized to accept and expend monetary contributions in the amount of \$255 for the NH State Veterans Cemetery to be used for the betterment of the cemetery. The donations were received during the period of February 9, 2009 through July 14, 2009.
- #25 Authorized to accept donations of computer services, monument engraving, landscaping, flags and blower attachment in the amount of \$8,277.89 for the NH State Veterans Cemetery to be used for the betterment of the cemetery.
- #26 Authorized to accept and expend funds in the amount of \$310,680.53 from the Office of Emergency Management for expenses incurred during the December 2008 ice storm in NH. Effective upon G&C approval through June 30, 2010. 100% Transfer (FEMS) Funds. Fiscal Committee approved.

DEPARTMENT OF ADMINISTRATIVE SERVICES

- #27 Authorized to accept the donation of used furniture and equipment from Laconia Savings Bank valued at \$20,000.
- #28 Authorized a Working Capital Warrant reporting expenditures of \$406,615,327.42 for the month of June and recommend the balance of \$6,615,327.42 be lapsed.
- #29 Authorized to accept and place on file the Report and Findings of Councilor Raymond S. Burton with regard to financing the acquisition, construction, renovation, furnishing and equipping of certain facilities as well as the refinancing of certain existing indebtedness relating to LRGHealthcare in Laconia, NH.
- #30 Authorized the Suggestion and Extraordinary Service Award Program to award a net sum of \$2,000 to Nancy Jefferson of the Department of Health and Human Services. Effective upon G&C approval.
- #31 Authorized Bureau of Court Facilities to enter into a six-month holdover amendment with Sal's Kitchen Realty, Salem, NH, (previously approved by G&C on 9-27-06, item #26), for 5,700 square feet of office space in Milford, by increasing the amount by \$38,840.10 from \$219,920.49 a total of \$258,760.59. Effective October 1, 2009 through March 30, 2010. **100% Transfer Funds transfer from AOC, Rent from Other Agencies.**
- #32 Authorized to enter into a **retroactive** memorandum of agreement with the Laconia Police Department, Laconia, NH, for security services, in an amount not to exceed \$11,975.52. **100% General Funds.**

- #33 Authorized to sell by quitclaim deed a .02 acre parcel of state-owned land and a .07 parcel of state-owned land located on the Sanel block in the City of Concord to Duprey Acquisitions, LLC, Concord, NH, for the combined market value of \$82,000 plus an administrative fee of \$1,100. 100% General Funds.
- #34 Authorized Surplus Distribution Section to enter into a service contract with the Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, to coordinate and provide statewide Surplus Food Distribution for the Emergency Food Assistance Program for an amount not to exceed \$639,000. **100% Federal Funds.**
- #34A Authorized Surplus Distribution Section to accept and expend \$68,405 in AARA 2009 federal funds from the US Department of Agriculture for the purpose of distributing USDA commodity foods. Effective upon G&C approval through September 30, 2010. 100% Federal ARRA Funds. Contingent on approval by Fiscal Committee on August 27, 2009.
- #34B Authorized to receive a waiver from the provisions of NH Purchasing Rule 611.07 (g) to increase the number of fleet vehicles allocated to the Department of Administrative Services by five. All of the vehicles shall be assigned to the Bureau of Facility and Asset Management to maintain the buildings and grounds located at the former Correctional facility in Laconia.
- #34C Authorized Bureau of Public Works Design and Construction to enter into a contract with Whitcher Builder Inc., Strafford, NH, for Roof Replacements at White Farm, Concord, NH, for a total price not to exceed \$109,597. (2)Further Authorized a contingency in the amount of \$16,500, bringing the total to \$126,097. (3)Further Authorized the amount of \$6,600 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$132,697, Effective upon G&C approval through April 30, 2010. **100% Agency Income.**
- #34D Authorized Bureau of Public Works Design and Construction to enter into a contract with Englewood Construction Co. Inc., Manchester, NH, for Legislative Office Building Roof Replacements, Concord, NH, for a total price not to exceed \$492,323. (2)Further Authorized a contingency in the amount of \$73,800, bringing the total to \$566,123. Effective upon G&C approval through April 27, 2010. **100% General Funds.**
- #34E Authorized Bureau of Public Works Design and Construction to enter into a contract with Stephens Marquis Associates, Merrimack, NH, for 3-Phase Power Upgrades Littleton and Hillsborough Field Maintenance Shed, NH Army National Guard, Littleton and Hillsborough, NH in an amount not to exceed \$139,590. (2)Further Authorized the amount of \$4,100 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$143,690, Effective upon G&C approval through December 18, 2009. **100% Federal Funds.**

JOINT BOARD OF LICENSURE AND CERTIFICATION

#35 The Governor and Council on motion of Councilor Burton, seconded by Councilor Hollingworth authorized the request to amend the current **sole source** contract with the National Council of Examiners for Engineering and Surveying, Clemson, SC, (previously approved by G&C on 1-16-08, item #19), for the preparation and scoring of the national professional engineering and land surveying examinations by increasing the contract amount not to exceed \$35,000 from \$90,000 to \$125,000 for examinations. (2)Further Authorized to continue unencumbered payments. Effective upon G&C approval through March 31, 2010. **100% General Funds.**

TREASURY DEPARTMENT

- #36 Authorized to continue membership and participation in the National Association of State Treasurers for calendar year 2010 in the amount of \$7,900. 51% Unique Plan Fees, 33% General, 16% Abandoned Property Reserve Funds.
- #37 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of \$242,314.85 to the rightful owners of abandoned or unclaimed funds. **100% Abandoned Property Funds.**

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

- #38 Authorized to amend a contract with Progressive Technology Federal Systems Inc., Bethesda, MD, (previously approved by G&C on 6-25-08, item #26), for digital archiving and capturing solution for born-digital state of NH publications, by increasing the amount by \$23,567.80 to \$66,627.80, and by extending the end date to June 30, 2010, **retroactive** to July 1, 2009. **100% Federal Funds.**
- #39 Authorized Division of Historical Resources to award a federally funded Certified Local Government Grant to the Town of Goffstown, for the project, "Grasmere Town Hall Exterior Doors" in the amount of \$10,177. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**
- Authorized Division of Historical Resources to award a federally funded Certified Local Government Grant to the Town of Amherst, for the project, "Town of Amherst Historical Resource Survey" in the amount of \$12,232. Effective upon G&C approval through September 15, 2009. **100% Federal Funds.**
- Authorized Division of the Arts to enter into service agreements totaling \$26,375 with the artists as detailed in letter dated July 29, 2009, to create various works of art for the Department of Revenue Administration. Effective upon G&C approval. 100% Percent for Arts Funds.
- Authorized Division of Historical Resources to award a federally funded Certified Local Government Grant to the Town of Newington, for the project, "Bloody Point Railroad Station and Fox Point" in the amount of \$7,302. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**
- #43 Authorized Division of Arts to renew membership with the National Assembly of State Arts Agencies, Washington, DC in the amount of \$7,245. Effective October 1, 2009 through September 30, 2010. **100% Federal Funds.**
- #44 Authorized Division of Historical Resources to enter into a contract with Preservation Company, Kensington, NH, for the development of tours of four state owned historic sites in the amount of \$19,000. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**

ATTORNEY GENERAL

- #45 **DENIED** The Governor and Councilor on motion of Councilor Wieczorek, seconded by Councilor Shea, voted to **deny** the petition of Jason R. Trottier requesting a pardon hearing for the offense of Operating Habitual Offender. The petitioner is not eligible for an annulment until June 18, 2019.
- #46 **DENIED** The Governor and Councilor on motion of Councilor Hollingworth, seconded by Councilor Shea, voted to **deny** the petition of James S. Ostroski Jr. requesting a pardon hearing for the offense of Theft by UnAuthorized Taking. The petitioner is not eligible for an annulment until March 22, 2031.
- #47 **DENIED** The Governor and Councilor on motion of Councilor Shea, seconded by Councilor Burton, voted to **deny** the petition of Jeffrey R. Matteau requesting a pardon hearing for the offenses of Operating After Suspension (Newport District Court), Speeding Under +25 (Department of Safety; Claremont District Court, New London District Court). The petitioner is not eligible for an annulment until May 10, 2014.
- #48 **DENIED** The Governor and Councilor on motion of Councilor Hollingworth, seconded by Councilor Shea, voted to **deny** the petition of David S. DeBow requesting a pardon hearing for the offense of Aggravated Felonious Sexual Assault. The petitioner is not eligible for an annulment until February 25, 2019.
- #49 **DENIED** The Governor and Councilor on motion of Councilor Shea, seconded by Councilor Wieczorek, voted to **deny** the petition of Carl A. Fuller requesting a pardon hearing for the offense of DWI. The petitioner is not eligible for an annulment until June 13, 2016.

- #49A Authorized to enter into a new sub-grant with the Hillsborough County Attorney's Office, from the FFY 2007 Edward Byrne Justice Assistance Grant Program, which provides funding for programs to improve the functioning of the criminal justice system in the amount of \$58,181. Effective upon G&C approval through June 30, 2011. 100% Federal Funds.
- #49B Authorized to enter into a new sub-grant with the Keene Police Department, from the FFY 2007 Edward Byrne Justice Assistance Grant Program, which provides funding for programs to improve the functioning of the criminal justice system in the amount of \$13,026. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #49C Authorized to **retroactively** pay Tanya Pitman \$790.65 for annual leave pay from current year appropriations. Effective upon G&C approval. **100% Fees.**
- #49D Authorized to **retroactively** enter into sub-grants with the organizations as detailed in letter dated August 5, 2009, to fund programs providing direct services to victims of crime in the total amount of \$1,428,000. Effective July 1, 2009 through June 30, 2011. **100% Federal Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#50 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to continue one Program Specialist I, position #8T131, salary grade 19 for an estimated cost of \$33,690.53 through August 19, 2010. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

- #51 Authorized to accept retroactive donations of goods and supplies with a total value of \$9,718.30 from various contributors from November 2008 through June 2009. Effective upon G&C approval.
- #51A Authorized to enter into a **retroactive** contract with Symphony Diagnostic Services No. 1 Inc., d/b/a MobilexUSA, Horsham, PA, to provide X-Ray, Electrocardiography & Holter Monitoring services in the amount of \$213,346. Effective August 3, 2009 through August 3, 2011, with the option to renew for up to one additional period for two years. **100% General Funds.**
- #51B Authorized to accept and expend additional grant funds from the Federal Bureau of Investigation in the amount of \$12,428.04 to support the "NH Safe Streets Task Force" initiative by providing certified Probation/Parole Officers to increase officer presence with the primary focus in the City of Manchester. Effective upon G&C approval through September 30, 2010. **100% Federal Funds.**

PUBLIC UTILITIES COMMISSION

- #51C Authorized to award grant funds to Fraser N.H. LLC, for the purpose of reducing oil usage by 729,372 gallons per year in the amount of \$470,000. Effective upon G&C approval through December 31, 2010. **100% Greenhouse Gas Emissions Reduction Fund.**
- #51D Authorized to award grant funds to LighTec Inc., to work directly with NH schools, municipalities, and industrial corporations to increase the delivery of energy efficiency services to ratepayers in the amount of \$316,000. Effective upon G&C approval through March 30, 2011. 100% Greenhouse Gas Emissions Reduction Fund.
- #51E Authorized to award grant funds to the Crotched Mountain Rehabilitation Center, for the purpose of upgrading the heating distribution and control system of the Bromley building which houses low income residents in the amount of \$176,531. Effective upon G&C approval through December 31, 2009. **100% Greenhouse Gas Emissions Reduction Fund.**

- #51F Authorized to award grant funds to Clean Air Cool Planet, for the purpose of assisting 24 to 48 NH towns in developing plans to renovate their most inefficient municipal buildings in the amount of \$400,000. (2)Further Authorized an advance payment of \$100,000. Effective upon G&C approval through December 31, 2010. **100% Greenhouse Gas Emissions Reduction Fund.**
- #51G Authorized to award grant funds in the amount of \$26,000 to the Town of Gorham, for the purpose of installing a high-efficiency oil furnace and pellet-boiler in the Gorham Fire Station. (2)Further Authorized an advance payment of \$13,000. Effective upon G&C approval through December 31, 2009. **100% Greenhouse Gas Emissions Reduction Fund.**
- #51H Authorized to award grant funds to the Merrimack Valley School District, for the purpose of lowering energy costs and reducing CO2 emissions in the amount of \$83,685. (2)Further Authorized to make an advance payment of \$41,842.50. Effective upon G&C approval through December 31, 2009. 100% Greenhouse Gas Emissions Reduction Fund.
- #51I Authorized to award grant funds to Public Services Company of NH, to significantly to increase the delivery of energy efficiency services to ratepayers, thereby reducing emissions of greenhouse gases in the amount of \$7,646,020. (2)Further Authorized to make an advance payment of \$1,911,505. Effective upon G&C approval through June 30, 2011. **100% Greenhouse Gas Emissions Reduction Fund.**

LIQUOR COMMISSION

The Governor and Council acted as follows:

- #52 Authorized **retroactive** pay for Helen S. Blaine, Retail Store Clerk II, in the amount of \$196.35 for the period of April 15, 2009 through June 4, 2009. **100% Liquor Funds.**
- #53 Authorized to utilize the banking services of Ocean Bank, East Hampstead, NH, as the depository of funds for the NH State Liquor Store #78, Hampstead, NH.
- #53A Authorized to accept and expend Enforcing Underage Drinking funds totaling \$20,000 from the United Way of Merrimack County for Capital Region Community Prevention Coalition for the purposes of reducing the progression of substance abuse, including underage drinking. Effective upon G&C approval through June 30, 2010. 100% Agency Income.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- #54 Authorized to name the new warehouse building in Bear Brook State Park the "Alfred E. Grimes Building".
- #55 Authorized the report of transfer of funds for Cannon Mountain Ski area for the quarter ending June 30, 2009.
- #56 Authorized the report of season passes issued for Cannon Mountain during the fiscal year 2009.
- #57 Authorized Division of Economic Development to enter into a contract with the North County Council, Bethlehem, NH, for a Comprehensive Economic Development Strategy for the Economic Development District of Northern NH in the amount of \$30,000. (2)Further Authorized the payment of \$27,000. Effective upon G&C approval through June 30, 2010. **100% Economic Development Funds.**
- #58 Authorized to accept and place on file the report of the Division of Travel and Tourism Development's fund for the period ending June 30, 2009.
- #59 Authorized to accept and place on file the report of the Division of Travel and Tourism Development's activity within the Revolving Fund.

- #60 Authorized Bureau of Trails to enter into a Land Use Agreement amendment with Yankee Forest LLC, C/o Wagner Forest Management LTD, Lyme, NH (previously approved by G&C on 6-13-07, item #86), for trail use near Jericho Mountain State Park, by increasing the amount by \$500 from \$7,100 to \$7,600. Effective upon G&C approval through June 13, 2012. **100% Trails Bureau Funds**.
- #61 Authorized Division of Parks and Recreation to accept a donation in the amount of \$250 from Centrix Bank of Bedford, NH, for the Great Park Pursuit program.
- #62 Authorized Division of Economic Development to enter into a contract with the Monadnock Economic Development Corporation, Keene, NH, for a Revitalization Feasibility Study for downtown Keene in the amount of \$4,800. (2)Further Authorized the payment of \$4,320. Effective upon G&C approval through June 30, 2010. **100% Economic Development Funds.**
- #63 Authorized Division of Parks and Recreation, Cannon Mountain, to pay the **sole source retroactive** invoice from Stevens Engineering, New London, NH, in the amount of \$4,615.65 for emergency engineering services during May and June 2009 on the Cannon Mountain Aerial Tramway. **100% Ski Area Funds.**
- #64 Authorized Division of Parks and Recreation to accept an in-kind donation in the form of labor and materials for repairs to structures on White Island from the Lighthouse Kids of North Hampton, NH valued at \$25,000.
- #65 Authorized Division of Parks and Recreation to accept a donation of an "Old Man of the Mountain" sign from Stephen T. Lindo.
- #66 Authorized Division of Parks and Recreation to enter into a **sole source** contract with Ricci Construction Inc., Portsmouth, NH, to perform repairs and restorations of the buildings and walkway on White Island in the amount of \$84,690. Effective upon G&C approval through June 30, 2010. **100% Conservation Plate Funds.**
- #67 Authorized Division of Parks and Recreation to enter into a **sole source** contract with Aerial NDT Inspection Inc., Milton, NH, for the magnetic particle testing of the chairlifts at Cannon Mountain Ski Area in Franconia in the amount of \$3,349. Effective upon G&C approval through November 1, 2009. **100% Ski Area Account Funds.**
- #68 Authorized Bureau of Trails to award a Recreational Trail Program reimbursement grant to the Town of Lincoln in the amount of \$30,000. Effective upon G&C approval through August 31, 2010. **100% Federal Funds.**
- #69 Authorized Division of Travel and Tourism Development to award grants to the organizations as detailed in letter dated August 19, 2009, in the total amount of \$357,920.35 for their 2009/2010 in-state and out-of-state marketing projects under the Joint Promotional Program. Effective upon G&C approval through June 30, 2020. **100% General Funds.**
- #70 Authorized Division of Forests and Lands to accept, budget and expend a donation in the amount of \$5,000 from the Town of Peterborough, for the purpose of purchasing a portion of land that abuts Shieling Forest in Peterborough, NH. (2)Further Authorized to budget and expend \$7,000 from the Shieling Trust Fund Control Account for the purpose of purchasing land adjacent to Shieling Forest. (3)Further Authorized to purchase a 4.58 acre parcel of land in Peterborough, NH from the Monadnock Community Hospital, Peterobough, NH, for \$12,000. Effective upon G&C approval through June 30, 2010. **100% Private Local Funds (Shieling Trust Funds).**
- #71 Authorized Division of Forests and Lands to enter into a contract with Heath Appraisal Services, Manchester, NH, for appraisal work for a 266-acre gift, from NORCO Corporation, of unimproved forest land in Orange, NH, in the amount of \$2,800. Effective upon G&C approval through October 15, 2009. **100% Forest Improvement Funds.**
- #72 Authorized Division of Forests and Lands to enter into a contract with Christopher Kane, Concord, NH, for ecological services in support of the NH Natural Heritage Bureau in the amount of \$13,500. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**

- #73 Authorized Division of Forests and Lands to enter into a contract with Dan Sperduto, Canterbury, NH, for ecological services in support of the NH Natural Heritage Bureau in the amount of \$16,250. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #74 Authorized Division of Forests and Lands to enter into a contract with Peter Ellis, Concord, NH, for ecological services in support of the NH Natural Heritage Bureau in the amount of \$13,850. Effective upon G&C approval through October 26, 2009. **100% Agency Income.**
- #75 Authorized Division of Forests and Lands to enter into a contract with the Natural Resource Institute LLC, Barrington, NH, for assistance in the development of the Statewide Forest Resource Strategy (Plan) in the amount of \$12,000. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #76 Authorized Division of Forests and Lands to enter into an Agricultural Lease with Arend R. Tensen of Lyme, NH, for 26.5 acres at Bedell Bridge Historic Site in Haverhill, NH, for an annual fee of \$2,782.50. Effective upon G&C approval through March 31, 2012, with the option to renew for up to an addition three year period.
- #76A Authorized Division of Parks and Recreation to enter into a contract with Glen Group Inc., North Conway, NH, for conservation license plate advertisements in the amount of \$100,000. Effective upon G&C approval through June 30, 2011. **100% Conservation Plate Funds.**

FISH AND GAME DEPARTMENT

- #77 Authorized to enter into a **sole source** contract with The National Wild Turkey Federation for the purpose of providing wild turkey and related wildlife habitat management technical assistance, outreach and coordination functions, and data collection support in Southwest NH and the Connecticut River Valley in the amount of \$240,000. Effective upon G&C approval through June 30, 2012. **75% Federal, 25% Other (Game Management Account).**
- #78 Authorized to enter into a **sole source** contract with Matson's Laboratory LLC, Milltown, MT, for the purpose of providing age data by performing laboratory analysis of teeth collected from captured and/or harvested NH white-tailed deer, moose, black bear and bobcats in the amount of \$13,500. Effective upon G&C approval through June 30, 2011. **100% Other (Game Management Account) Funds.**
- #79 Authorized to enter into a contract with the Wildlife Management Institute, to provide a scope of services that include dues and assessments, as well as, research and management on such wildlife as the Woodcock and Cottontail, in an amount not to exceed \$402,910. Effective upon G&C approval through June 30, 2012. **100% Fish and Game Management Funds.**
- #80 Authorized to pay the Atlantic State Marine Fisheries Commission, Washington, DC, \$20,115 annual assessment. Effective upon G&C approval through June 30, 2010. **100% Fish and Game Funds.**
- #81 Authorized to enter into a Grant Agreement with the City of Rochester, for the purchase of a conservation easement on the LeClair Property, Farmington, NH, in the amount of \$50,000. (2)Further Authorized to accept a contingent right in the conservation easement held by the City of Rochester on the LeClair property in Rochester, NH. Effective upon G&C approval through September 30, 2009. 100% Federal from the Landowner Incentive Program.
- #81A Authorized to accept \$10,000/year for 5 years for a total of \$50,000 from Public Service Company of NH, for construction impacts to endangered New England cottontail habitat.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- #82 Authorized to enter into a Grant Agreement with the City of Manchester Highway Department, Manchester, NH, to support the purchase of a replacement plow/dump truck in an amount not to exceed \$40,000. Effective upon G&C approval through September 30, 2010. **100% ARRA Federal Funds**.
- #83 Authorized to enter into a Grant Agreement with Gorham, Randolph, Shelburne Cooperative School District, Gorham, NH, to support the purchase of two replacement school buses, and to purchase and install eight auxiliary heaters in an amount not to exceed \$110,000. Effective upon G&C approval through September 30, 2010. **100% ARRA Federal Funds.**
- #84 Authorized to enter into a Grant Agreement with the Town of Temple, NH, to support the purchase of a replacement motor grader in an amount not to exceed \$64,000. Effective upon G&C approval through September 30, 2010. **100% Federal ARRA Funds.**
- Authorized with Councilor Shea recusing, to enter into a Grant Agreement with Jalbert Leasing Inc., d/b/a C&J, Portsmouth, NH, to support the purchase of a replacement transit coach, and to purchase and install ten auxiliary heaters in an amount not to exceed \$207,000. Effective upon G&C approval through September 30, 2010. **100% Federal ARRA Funds.**
- #86 Authorized to **retroactively** enter into a lease with NHSC Properties LLC, Newmarket, NH, for office space at The Riverbend Professional Building in Alton, NH, in the amount of \$14,983.68. Effective July 1, 2009 through June 30, 2012. **100% Subsurface Fee Funds.**
- #87 Authorized to amend a **sole source** agreement with the US Geological Survey, Pembroke, NH, (previously approved by G&C on 6-4-08, item #54), to provide additional geophysical maps at the OK Tool/Savage Well Superfund Site by increasing the amount by \$30,000 from \$120,000 to \$150,000. Effective upon G&C approval through March 24, 2010. **90% Federal, 10% Capital (General) Funds.**
- #88 Authorized to accept and expend federal funds in the amount of \$18,000 from the US Department of Labor, Occupational Safety and Health Administration. Effective upon G&C approval through September 30, 2009.
- 489 Authorized to enter into a **sole source** amendment with the Association of US Delegates to the Gulf of Maine Council on the Marine Environment, Portland, ME, (previously approved by G&C on 6-25-08, item #140), for the purposes of sharing data for the Gulf of Maine by increasing the amount by \$12,000 from \$19,202 to \$31,202, and adding additional tasks to the scope of services. Effective upon G&C approval through July 31, 2010. **100% Federal Funds.**
- #90 Authorized to amend a **sole source** agreement with the Stantec Consulting Services Inc., Topsham, ME, (previously amended by G&C on 2-4-09, item #50), for engineering oversight of the Winnicut Dam removal construction project, by increasing the amount by \$103,809 from \$162,015 to \$265,824, and by extending the completion end date to December 31, 2010 from December 31, 2009, and by adding three additional tasks to the scope of services. Effective upon G&C approval. **100% Federal Funds.**
- #91 Authorized loan agreements with the entities as detailed in letter dated August 6, 2009, in the principal amount of \$22,700,000 to finance wastewater improvement projects. Effective upon G&C approval. 100% CWSRF Loan Repayment Funds.
- #92 Authorized to award a grant to the City of Portsmouth, NH, to complete final design, engineering, and permitting necessary to replace an undersized culvert on North Mill Pond in the amount of \$100,000. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**

- #93 Authorized to approve a Supplemental Loan Agreement with the City of Claremont, NH, which lowers the original loan agreement by \$797,764.46 from \$1,220,304 to \$422,539.54, and finalizes the loan amount used to finance the Water and Main Streets Wastewater Collection System Improvements project. (2)Further Authorized to approve a Supplemental Loan Agreement with the City of Manchester, which lowers the original loan agreement by \$1,152,682.75 from \$5,300,000 to \$4,147,317.25, and finalizes the loan amount used to finance the Poor/Schiller Streets Separation project. Effective upon G&C approval.
- #94 Authorized to amend a loan agreement with the Town of Newbury, NH, (previously approved by G&C on 9-13-06, item #70), by decreasing the loan by \$934,388 from \$1,700,000 to \$765,612 due to decrease in the scope of work for the wastewater system improvements project. Effective upon G&C approval.
- #95 Authorized to award a grant to the University of NH, Office of Sponsored Research, Durham, NH, to conduct a baseline survey of several important ecological resources in the North Mill Pond in the amount of \$54,398. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**
- #96 Authorized to enter into an agreement with the City of Rochester, NH, to complete final design, engineering, and permitting necessary to remove two dams on the Cocheco River, in the amount of \$100,000. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**
- #97 Authorized to amend a **sole source** contract with Weston Solutions Inc., Manchester, NH, (previously approved by G&C on 1-16-08, item #48), to cover additional cleanup activities at the OK Tool/Salvage Well Superfund Site in Milford, NH, by increasing the amount by \$560,000 from \$2,148,729 to \$2,708,729. Effective upon G&C approval. **90% Federal, 10% Capital (General) Funds.**
- #98 Authorized to amend a **sole source** contract with Woodard & Curran Environmental Services Inc., Portland, ME, (previously approved by G&C on 9-3-08, item #51), for the operation and maintenance of the groundwater treatment facility at the Keefe Environmental Services Hazardous Waste Site in Epping, by increasing the amount by \$155,836 from \$4,178,639 to \$4,334,475, and by extending the completion date from September 1, 2009 to August 31, 2010. Effective upon G&C approval. **100% General Funds.**
- #99 Authorized to award a grant to the City of Portsmouth, NH, to reconstruct the deteriorated seawall on Mechanic Street in the amount of \$40,000. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**
- #100 Authorized to award a grant to the University of NH, Office of Sponsored Research, Durham, NH, to provide technical planning assistance to coastal communities in the amount of \$30,000. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**
- #101 Authorized to award a grant to the Rockingham Planning Commission, Exeter, NH, to provide planning technical assistance to member coastal communities in the amount of \$50,000. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**
- #102 Authorized to award a grant to the University of NH, Office of Sponsored Research, Durham, NH, to study the predatory impact of green crabs in both the Great Bay and Hampton-Seabrook estuaries in the amount of \$27,903. Effective upon G&C approval through October 31, 2010. **100% Federal Funds.**
- #103 Authorized to enter into an agreement with the City of Concord, NH, to complete the Watershed Restoration for Horseshoe Pond Project in the amount of \$47,400. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #104 Authorized to enter into a memorandum of agreement with the NH Department of Transportation to perform drilling and sampling at Bunker Pond Dam and UNH Reservoir Dam at a cost not to exceed \$10,000. Effective upon G&C approval through June 30, 2010. **100% Capital (General) Funds.**

- #105 Authorized to enter into an agreement with the City of Portsmouth, NH, to complete the City of Portsmouth Stormwater Utility Feasibility Study Project in the amount of \$27,500. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #106 Authorized to enter into an agreement with the Baboosic Lake Association, Amherst, NH, to complete the Baboosic Lake Watershed Stormwater BMP Implementation, Phase 2 Project, in the amount of \$78,000. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #107 Authorized to award a Local Source Water Protection grant to the Waterville Estates Village District, Waterville, NH, to complete a project to protect drinking water from contamination, in the amount of \$8,850. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #108 Authorized to pay FY 2010 membership dues to the Association of State and Interstate Water Pollution Control Administrators, Washington, DC, in the amount of \$8,302. Effective upon G&C approval. **100% Federal Funds.**
- #109 Authorized to **retroactively** amend an agreement with the Central NH Regional Planning Commission, Concord, NH, (previously approved by G&C on 8-22-07, item #123), for the 2008-2009 Regional Environmental Planning Program project by extending the completion date to June 30, 2010 from June 30, 2009. **100% General Funds.**
- #109A Authorized to enter into contract with the vendors as detailed in letter dated August 6, 2009, for environmental spill response and cleanup totaling \$4,020,000. Effective upon G&C approval through June 30, 2013. 100% Oil, Hazardous Waste, and Gasoline Ether Funds.
- #109B Authorized loan agreements with Pennichuck Water Works Inc., to finance water improvements projects at the public water system projects as detailed in letter dated August 10, 2009, totaling \$2,148,000. Effective upon G&C approval. 50% DWSRF Repayment funds, 50% Federal ARRA Funds.
- #109C Authorized to approve loan agreements with the entities as detailed in letter dated August 10, 2009, to finance wastewater improvement projects in the amount of \$5,472,480. Effective upon G&C approval. 51% Other Loan, 19% ARRA Funds.
- #109D Authorized loan agreements with the Public Water Systems as detailed in letter dated August 10, 2009, to finance water system improvement projects in the amount of \$10,238,377. Effective upon G&C approval. 50% Other Loan, 50% ARRA Funds.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of the Commissioner

#110 Authorized to make an unencumbered **sole source** payment to the New England States' Consortium Systems Organization, Shrewsbury, MA, to provide Medicaid technical support services in an amount not to exceed \$28,500. Effective upon G&C approval through June 30, 2010. **100% General Funds.**

Office of Operations Support

#111 Authorized **retroactive** reimburse to Warren Lindsey from current year funds for in-state travel-related expenses incurred in the performance of official state business during the last fiscal year, in the total amount of \$118.70. **58% General, 42% Federal Funds.**

Bureau of Human Resource Management

#112 Authorized to make a one-time payment from SFY 2010 funds to Elizabeth Thyng, Part Time Mental Health Worker, at the NH Hospital in the amount of \$160, to compensate for wages that were not paid for SFY 08 & 09. **70% General, 30% Federal Funds.**

- #113 Authorized to make a one-time **retroactive** payment from SFY 2010 funds to Paul Casey, Business Administrator IV, Medicaid Administration in the amount of \$5,301.75, to compensate for wages that were not paid for SFY 07 & 08. **50% General**, **50% Federal Funds**.
- #114 Authorized to make a one-time **retroactive** payment from SFY 2010 funds to Kathleen Martins, Part Time Teacher I, Tobey School in the amount of \$6,268.76, to compensate for wages that were not paid for SFY 05, 06, 07, 08 & 09. **30% General, 18% Federal, 52% Other (local schools) Funds.**
- #115 Authorized to make a one-time **retroactive** payment from SFY 2010 funds to Loreal Grey, Secretary II, Claremont District Office in the amount of \$553.54, to compensate for wages that were not paid for SFY 07, 08 & 09. **61% General, 39% Federal Funds.**

Bureau of Licensing & Certification

#116 Authorized Bureau of Health Facilities to **retroactively** continue an increase in hourly rate by 30% for recruitment and retention purposes for 26 positions currently assigned to the Health Facility Licensing Unit and Health Facility Certification Unit (previously approved by G&C on 7-18-07, item #127). Effective June 12, 2009 through G&C approval and to further extend the same until June 29, 2011. **54% Federal, 46% Other (Health Facility Fees) Funds.**

Office of Medicaid Business and Policy

- #117 Authorized to make a single payment of \$10,000 to the NH Dental Society, Concord, NH, to provide comprehensive support and treatment services for oral health care for elderly and disabled adult persons. Effective upon G&C approval through June 30, 2010. **50% Federal, 50% General Funds.**
- #118 Authorized to **retroactively** continue an increase in hourly rate by 30% for recruitment and retention purposes for the Pharmaceutical Service Specialist classification, position #12433 (previously approved by G&C on 5-16-07, item #91). Effective November 21, 2008 through G&C approval and to further extend the same until June 23, 2011. **50% Federal, 50% General Funds.**
- #119 Authorized to amend a **sole source** contract with First Health Services Corporation, Glen Allen, VA, (previously amended by G&C on 6-25-08, item #171), to continue managing pharmacy benefits for the Medicaid Program, by increasing the price limitation by \$3,149,405 from \$16,549,933 to \$19,699,338, and by extending the completion date from September 30, 2009 to December 31, 2010. **72% Federal, 28% General Funds.**
- #120 Authorized to enter into an agreement with Network Medical Review Company Ltd., Rockford, IL, to provide independent clinical review services for the Medicaid medical services and pharmacy program in the amount of \$15,140. Effective upon G&C approval through June 30, 2012. 50% Federal, 50% General Funds.

Bureau of Facilities and Assets Management

- #121 Authorized to make a **sole source**, one-time payment to Office Interiors Limited, Dover, NH, for the disassembly, move and reassembly of systems furniture in the amount of \$5,106. Effective **retroactive** to February 5, 2009. **60% General, 40% Federal Funds.**
- #122 Authorized to amend a **sole source** lease with Cameron Real Estate Inc., Nashua, NH, (previously amended by G&C on 6-25-08, item #168), by increasing the amount by \$413,448 to \$2,559,250.80 from \$2,145,802.80, and by extending the term **retroactively** from June 30, 2009 to June 30, 2010. **60% General, 40% Federal Funds.**

Division for Children, Youth & Families

- #123 Authorized to provide Licensed Plus quality child care awards in the amount of \$5,636 to two Licensed Plus child care providers throughout the State of NH. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**
- #124 Authorized to enter into a **sole source** agreement with CASA NH Inc., Manchester, NH, to provide a statewide program to train court appointed special advocates in an amount not to exceed \$45,053.25. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**

Office of Minority Health

#125 Authorized to enter into an agreement with Lamprey Health Care Inc., Southern NH Area Health Education Center, Raymond, NH, to provide management, coordination and act as fiscal intermediary for a Minority Conference on Diabetes and Cardiovascular Disease and act as coordinator and fiscal intermediary for two minority wellness follow-up focus groups in an amount not to exceed \$23,000. Effective upon G&C approval through June 30, 2010. 100% Federal Funds.

Division of Family Assistance

- #126 Authorized to **retroactively** exercise a contract renewal with Second Start, Concord, NH, (previously amended by G&C on 4-9-08, item #65), to provide job skills instruction for employment training and work experience for NH Employment Program participants, by increasing the amount by \$1,270,043.15 from \$2,296,465.02 to \$3,566,508.17, and by extending the end date from June 30, 2009 to June 30, 2010. **83% Federal, 17% General Funds.**
- #127 Authorized to **retroactively** exercise a contract renewal with Southern NH Services Inc., Manchester, NH (previously approved by G&C on 6-27-07, item #295), to provide Job Club Employment Training and to develop and monitor Work Experience Host Sites for the NH Employment Program in the delivery of employment and training services to recipients of Temporary Assistance to Needy Families and the 2-Parent Needy Families program, by increasing the amount by \$1,873,692.07 from \$4,038,380 to \$5,912,072.07, and by extending the termination date to June 30, 2010. **97% Federal, 3% General Funds.**

Division of Community Based Care Services

#128 Authorized to amend a **sole source** agreement with Easter Seals NH Inc., Manchester, NH, (previously amended by G&C on 4-15-09, item #49), to expand the provision of support services to NH reserve military families and military members deployed or returning from combat, by increasing the price by \$199,800 to an amount not to exceed \$1,198,800. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**

Bureau of Homeless and Housing Services

- #129 Authorized to accept and expend additional Federal Funds from the Department of Housing and Urban Development in the amount of \$4,612,322. Effective upon G&C approval through September 30, 2012. **100%** Federal ARRA Funds. Fiscal Committee approved.
- #130 Authorized to enter into an agreement with Southwestern Community Services Inc., Keene, NH, to provide services to homeless individuals in an amount not to exceed \$682,726. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #131 Authorized to enter into an agreement with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, to provide services to homeless individuals in an amount not to exceed \$720,866. Effective upon G&C approval through June 30, 2011. **55% General, 45% Federal Funds.**
- #132 Authorized to enter into an agreement with Nashua Pastoral Care Center Inc., Nashua, NH, to provide services to homeless individuals in an amount not to exceed \$172,168. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #133 Authorized to enter into an agreement with Community Services Council of NH, Concord, NH, to provide services to homeless individuals in an amount not to exceed \$113,750. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #134 Authorized to enter into an agreement with Roman Catholic Bishop of Manchester/St. John Nuemann Church, Merrimack, NH, to provide services to homeless individuals in an amount not to exceed \$30,690. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #135 Authorized to enter into a **retroactive** agreement with Cross Roads House Inc., Portsmouth, NH, to provide services to homeless individuals in an amount not to exceed \$76,342. Effective January 1, 2009 through December 31, 2009. **100% Federal Funds.**

- #136 Authorized to enter into a **retroactive** agreement with My Friend's Place, Dover, NH, to provide services to homeless individuals in an amount not to exceed \$40,302. Effective January 1, 2009 through December 31, 2009. **100% Federal Funds.**
- #137 Authorized to enter into a **retroactive** agreement with Community Services Council of NH, Concord, to provide services to homeless individuals in an amount not to exceed \$22,404. Effective January 1, 2009 through December 31, 2009. **100% Federal Funds.**
- #138 Authorized to enter into an agreement with Community Improvement Associates Inc., Keene, NH, to provide services to homeless individuals in an amount not to exceed \$129,307. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #139 Authorized to enter into an agreement with The Salvation Army, Laconia, NH, to provide services to homeless individuals in an amount not to exceed \$127,875. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #140 Authorized to enter into an agreement with Cross Roads House Inc., Portsmouth, NH, to provide services to homeless individuals in an amount not to exceed \$203,147. Effective upon G&C approval through June 30, 2011. **100% General Funds.**

#141-144 NOT USED

- #145 Authorized to enter into an agreement with My Friend's Place, Dover, NH, to provide services to homeless individuals in an amount not to exceed \$93,298. Effective upon G&C approval through June 30, 2011. **100%** General Funds.
- #146 Authorized to enter into a **retroactive** agreement with Helping Hands Outreach Ministries Inc., Manchester, to provide services to homeless individuals in an amount not to exceed \$36,140. Effective January 1, 2009 through December 31, 2009. **100% Federal Funds.**
- #147 Authorized to enter into a **retroactive** agreement with Nashua Pastoral Care Center Inc., Nashua, to provide services to homeless individuals in an amount not to exceed \$24,29. Effective January 1, 2009 through December 31, 2009. **100% Federal Funds.**
- #148 Authorized to enter into an agreement with Strafford County Community Action Committee Inc., Dover, NH, to provide services to homeless individuals in an amount not to exceed \$71,610. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #149 Authorized to enter into an agreement with Veteran Homestead Inc., Fitchburg, MA, to provide services to homeless individuals in an amount not to exceed \$20,460. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #150 Authorized to enter into an agreement with Helping Hands Outreach Ministries Inc., Manchester, NH, to provide services to homeless individuals in an amount not to exceed \$30,002. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #151 Authorized to enter into an agreement with Southwestern Community Services Inc., Keene, NH, to provide services to homeless individuals in an amount not to exceed \$86,390. Effective **retroactive** to April 1, 2009 through March 31, 2010. **100% Federal Funds.**
- #152 Authorized to enter into an agreement with Families in Transition, Manchester, NH, to provide services to homeless individuals in an amount not to exceed \$70,057. Effective **retroactive** to July 1, 2009 through June 30, 2010. **100% Federal Funds.**

Bureau of Behavioral Health

- #153 Authorized to make a one-time unencumbered **retroactive** payment to Attorney Lauren Vallari, Concord, NH, for legal services provided in excess of her contract with the Bureau during SFY 2009 using SFY 2010 funds in the amount of \$2,666. **100% General Funds.**
- #154 Authorized to make a one-time unencumbered **retroactive** payment to Attorney Earl S. Carrel, Manchester, NH, for legal services provided in excess of his contract with the Bureau during SFY 2009 using SFY 2010 funds in the amount of \$1,116. **100% General Funds.**
- #155 Authorized to make a one-time unencumbered **retroactive** payment to Attorney Steven Pl Bunker, Concord, NH, for legal services provided in excess of his contract with the Bureau during SFY 2009 using SFY 2010 funds in the amount of \$464. **100% General Funds.**
- #156 Authorized to amend a **sole source retroactive** contract with The Bristol Observatory Ltd., Bristol, VT, (previously amended by G&C on 6-25-08, item #196), to provide statistical analysis and consulting services on the number of persons in the mental health system that are also served by other government agencies, by increasing the amount by \$35,000 from \$164,089.97 to \$200,089.97, and by extending the completion date from July 1, 2009 through June 30, 2010. **100% Federal Funds.**
- #157 Authorized to amend a **sole source retroactive** contract with the Institute on Disability, University of NH, (previously amended by G&C on 6-25-08, item #199), to conduct public mental health consumer surveys as required by the Mental Health Block Grant Program, by increasing the price limitation by \$218,386 from \$217,928 to \$436,314 and by extending the completion date from July 1, 2009 through June 30, 2011. **100% Federal Funds.**

Bureau of Developmental Services

#158 Authorized to enter into an agreement with the Brain Injury Association of NH, Concord, NH, to support initiatives which increase the capacity to serve persons with brain injuries in the community in an amount not to exceed \$793,478. (2)Further Authorized to make a minimum advance payment up to a maximum of one-twelfth of the contract price. Effective upon G&C approval through June 30, 2011. **87% General, 13% Federal Funds.**

Disability Determination Unit

- #159 Authorized to enter into an agreement with Thomas C. Moroney, Masters in Rehabilitation Counseling, Certified Rehabilitation Counselor, Certified Case Manager, Certified Disability Management Specialist, d/b/a Moroney Rehabilitation Services, Concord, NH, to provide services as a Vocational Expert in an amount not to exceed \$18,800. Effective upon G&C approval through June 30, 2010. 50% Federal, 50% General Funds.
- #160 Authorized to enter into an agreement with Cynthia J. Ward, Masters of Education, Certified Rehabilitation Counselor, Certified Case Manager, Certified Disability Management Specialist, Weare, NH, to provide services as a Vocational Expert in an amount not to exceed \$37,600. Effective upon G&C approval through June 30, 2010. 50% Federal, 50% General Funds.
- #161 Authorized to enter into an agreement with Douglas L. Noordsy, MD, Canaan, NH, to function as a Medical Disability Determination Reviewer in an amount not to exceed \$15,502. Effective upon G&C approval through June 30, 2010. **75% Federal, 25% General Funds.**
- #162 Authorized to enter into an agreement with Suzanne Shea, RN, Franklin, NH, to function as a Disability Determination Reviewer in an amount not to exceed \$11,700. Effective upon G&C approval through June 30, 2010. **75% Federal, 25% General Funds.**
- #163 Authorized to enter into an agreement with Toni S. Paul, RN, Merrimack, NH, to function as a Disability Determination Reviewer in an amount not to exceed \$17,550. Effective upon G&C approval through June 30, 2010. 75% Federal, 25% General Funds.

Bureau of Developmental Services

#164 Authorized to enter into an agreement with the Trustees of Dartmouth College, Hanover, NH, to support a Child Development Program in the amount of \$311,528. Effective upon G&C approval through June 30, 2011. 57% General, 43% Federal Funds.

Division of Public Health Services

- #165 Authorized to enter into an agreement with the Trustees of Dartmouth College, Hanover, NH, to procure the services of a local organization to serve as a regional sponsoring site for NH Public Health Network, in an amount not to exceed \$70,000. Effective upon G&C approval through June 30, 2010. **80% Federal, 20% General Funds.**
- #166 Authorized Bureau of Prevention Services, Chronic Disease Prevention and Control Section, Asthma Control Program to exercise a contract renew and amend option with Lamprey Health Care Inc., Raymond, NH, (previously amended by G&C on 4-9-08, item #72), to provide, coordinate and implement capacity-building interventions for improved asthma health in NH, by increasing the price by \$116,841 from \$230,590 to \$347,431, and by extending the completion date to August 31, 2010. Effective upon G&C approval. **100% Federal Funds.**
- #167 Authorized Bureau of Disease Control, Communicable Disease Section to enter into a **sole source** agreement with Trustees of Dartmouth College, Hanover, NH, to provide an infectious disease medical and epidemiological specialist for support in bioterrorism in an amount not to exceed \$408,610. Effective August 31, 2009 or upon G&C approval, whichever is later, through August 30, 2011. **80% Federal, 20% General Funds.**
- #168 Authorized Bureau of Disease Control, Communicable Disease Control, Immunization Program to exercise a contract renew and amend option with the City of Nashua, NH, (previously approved by G&C on 6-13-07, item #236), to provide Immunization Services to the Nashua area, by increasing the price by \$130,798 from \$119,998 to \$250,796, and by extending the completion date to June 30, 2011, **retroactive** to July 1, 2009. **100% Federal Funds.**
- #169 Authorized to enter into an agreement with the City of Nashua, Division of Public Health and Community Services, Nashua, NH, to provide a broad range of public health emergency preparedness and response activities in an amount not to exceed \$364,000. Effective upon G&C approval through June 30, 2010. **88% Federal, 12% General Funds.**
- #170 Authorized to enter into an agreement with Health First Family Care Center, Franklin, NH, as the fiscal agent for Caring Community Network of the Twin Rivers, to procure the services of a local organization to serve as a regional sponsoring site for the NH Public Health Network in an amount not to exceed \$75,000. Effective retroactive to July 1, 2009 through June 30, 2010. 82% Federal, 18% General Funds.
- #171 Authorized to enter into an agreement with the City of Manchester Health Department, Manchester, NH, to provide a broad range of public health emergency preparedness and response activities in an amount not to exceed \$479,000. Effective upon G&C approval through June 30, 2010. **82% Federal, 18% General Funds.**
- #172 Authorized Office of Health Statistics and Data Management, Environment Public Health Tracking Program to exercise a contract renew and amend option with Katalizt LLC, Portsmouth, NH (previously approved by G&C on 1-16-08, item #56A), to provide staff resources to continue the NH Environmental Public Health Tracking Network development, by increasing the Price by \$198,000 from \$393,474 to \$591,474, and by extending the end date to June 30, 2010, **retroactive** to July 1, 2009. **100% Federal Funds.**
- #173 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Monadnock Community Hospital, Peterborough, NH, (previously approved by G&C on 10-17-07, item #78), to provide access to preventive and restorative dental treatment for individuals participating in the school-based dental program, by increasing the amount by \$40,000 from \$40,000 to \$80,000, and by extending the completion date to June 30, 2011. **61% General, 39% Federal Funds.**

- #174 Authorized with Councilor Wieczorek voting **no**, to enter into an agreement with Sullivan County, Newport, NH, to procure the services of local organizations to serve as a regional sponsoring site for the NH Public Health Network, in an amount not to exceed \$70,000. Effective **retroactive** to July 1, 2009 through June 30, 2010. **80% Federal**, **20% General Funds**.
- #175 Authorized with Councilor Wieczorek voting **no**, Food Protection Section to reclassify position #18998 from License Clerk, salary grade 11, to Program Specialist, salary grade 21. **75% General, 28% Other Funds.**

New Hampshire Hospital

- #176 Authorized to **retroactively** continue an increase in hourly rate by 40% for recruitment and retention purposes for the X-Ray and Electrocardiograph Technologist position #15788(previously approved by G&C on 2-7-07, item #82). Effective November 21, 2008 through G&C approval and to further extend the same until June 23, 2011. **70% General, 30% Federal Funds.**
- #177 Authorized with Councilor Wieczorek voting **no**, to reclassify position #15743 Work Area Coordinator, salary grade 10, to a Training and Development Therapist, salary grade 16. **70% General**, **30% Federal Funds**.
- #178 Authorized to increase the annual salary of Robert M. Vidaver, MD, Physician in Charge by \$3,000 for being board certified in Family Practice.
- #179 Authorized to utilize the banking services of Citizens Bank, Government and Not-for-Profit Banking Division, d/b/a Citizens Bank, Concord, NH as the depository of funds for NHH, Concord, NH.
- #180 Authorized to expend SFY 2010 balance forward of other funds of \$16,191.92 from the NH Hospital Foundation for Healthy Communities to fund NHH emergency preparedness. Effective upon G&C approval through June 30, 2011. **100% Other (Federal Funds through NH Hospital Association).**
- #181 Authorized to accept nonmonetary donations received during the period of April 1, 2009 through June 30, 2009.
- #182 Authorized to accept donations in the amount of \$1,837.34 received during the period of April 1, 2009 through June 30, 2009.

NEW HAMPSHIRE BOARD OF NURSING

#183 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to accept a donation of both the printing services and postage costs for the mailing of the biannual Board of Nursing Newsletter, Fall 2009 issue, from Gemini Concepts, Cedar Falls, IA, valued at \$6,000.

BOARD OF BARBERING, COSMETOLOGY, AND ESTHETICS

#184 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Shea authorized the request to accept and place on file the annual report for FY 08 and FY 09.

NEW HAMPSHIRE VETERANS HOME

#185 The Governor and Council on motion of Councilor Burton, seconded by Councilor Hollingworth authorized the request to accept monies totaling \$61,634.43 received during the period of April 1, 2009 through June 30, 2009 as a result of fundraising drives from various organizations and from personal contributions.

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#186 Authorized to contract with Russell C. Lowrey, Newmarket, NH, to conduct impartial special education complaint investigations in an amount not to exceed \$5,000. Effective September 1, 2009 or upon G&C approval, whichever is later, through June 30, 2010, with the option to renew for up to two additional fiscal years. (2)Further Authorized unencumbered payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. 100% Federal Funds.

- #187 Authorized to contract with Dennis J. Pope, Concord, NH, to conduct impartial special education complaint investigations in an amount not to exceed \$10,000. Effective September 1, 2009 or upon G&C approval, whichever is later, through June 30, 2010, with the option to renew for up to two additional fiscal years. (2)Further Authorized unencumbered payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. 100% Federal Funds.
- #188 Authorized to exercise a renewal option with The National Center for the Improvement of Educational Assessment Inc., Dover, NH, (previously amended by G&C on 11-19-08, item #156), to provide technical assistance for the NH state assessment and accountability systems in an amount not to exceed \$231,690. Effective upon G&C approval through June 30, 2010. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. **50% General, 50% Federal Funds.**
- #189 Authorized Division of Developmental Services to exercise the renewal option to grant funds to the Early Education and Intervention Network, (previously amended by G&C on 8-13-08, item #141), to provide professional development to those who specialize in early childhood activities in an amount not to exceed \$33,000. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #190 Authorized to enter into a contract with Keene State College, Keene, NH, to implement the Math Sceince Partnership Project entitled Science: Inquiring Minds Want to Know, to provide professional development to increase teacher content knowledge and confidence in teaching science in the classroom in an amount not to exceed \$100,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #191 Authorized to contract with Bugden Solutions Inc., Manchester, NH, to provide review services for the Child Nutrition Programs that are sponsored by the US Department of Agriculture and overseen by the State of NH, Department of Education, Division of Program Supports, Bureau of Nutrition Programs and Services in an amount not to exceed \$4,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2010. 100% Federal Funds.
- #192 Authorized to exercise a renewal option with Measurement Incorporated, Albany, NY (previously amended by G&C on 6-25-08, item #258), to collect parent involvement survey's from parents of students with disabilities in an amount not to exceed \$125,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C japproval through June 30, 2010. **100% Federal Funds.**
- #193 Authorized with Councilor Wieczorek voting **no**, to reclassify the positions as detailed in letter dated June 19, 2009. **100% Federal Funds.**
- #194 Authorized Division of Career Technology and Adult Learning, Services for Blind and Visually Impaired, to accept donations in the amount of \$625 in memory of Lawrence Stevens.
- #195 Authorized to enter into a contract with the University of NH, Durham, NH, to implement the Math Science Partnership Project entitled Advancing Science: Teacher Instrumentation Training to Enhance Classroom Inquiry to provide Professional development to increase and enhance teacher content knowledge and ability to use scientific instrumentation in the classroom in an amount not to exceed \$17,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #196 Authorized to pay the General Education Developmental Testing Service Annual Per Person Fee in the amount of \$20,580. Effective upon G&C approval through June 30, 2010. **100% General Funds.**

- #197 Authorized to enter into a contract with NH Coalition for Citizens with Disabilities d/b/a Parent Information Center, Concord, NH, to develop regional support networks to connect families, schools, and communities throughout NH in an amount not to exceed \$224,997. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2010, with an option to renew for up to three additional fiscal years. 100% Federal Funds.
- #198 Authorized to enter into a contract with Measured Progress, Dover, NH, to implement the Math Science Partnership Project entitled Seacoast Assessment Literacy Collaborative by providing a professional development experience for early career, middle school teachers looking to strengthen their knowledge and application of effective classroom assessment practices in mathematics and science in an amount not to exceed \$75,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2010. 100% Federal Funds.
- #199 Authorized to process out of state travel reimbursement payment to Ruth Littlefield for FY 2009 in the amount of \$615.49 from FY 2010 funds. 100% Federal Funds.
- #200 Authorized to utilize the services of the individuals as detailed in letter dated June 19, 2009, to provide transcription service in an amount not to exceed \$12,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **100% General Funds.**
- #201 Authorized to utilize the services of the individuals as detailed in letter dated July 14, 2009, to conduct Special Education Impartial Due Process Hearings, State Board of Education Hearings, Vocational Rehabilitation Hearings, and Alternative Dispute Resolution sessions at an amount not to exceed \$158,416. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2011. **91% General, 9% Federal Funds.**
- #202 Authorized Division of Program Support: Bureau of Nutrition Programs and Services to amend an existing contract with Kyran Research Associates Inc., Middletown, RI (previously amended by G&C on 10-8-08, item #141), for development, maintenance, and enhancement services for the suite of Child Nutrition Programs, by increasing the amount by \$35,926 to \$837,652. Effective upon G&C approval through September 30, 2010. **100%** Federal Funds.

POLICE STANDARDS & TRAINING COUNCIL

#203 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Shea authorized the request to enter into a service agreement with David Crawford of Center Harbor, NH, to provide instruction for three, five-day sessions of Interview and Interrogation to be held a the Arthur D. Kehas Law Enforcement Training Facility and Campus in Concord and regional training sites at a cost of \$10,500. Effective upon G&C approval through June 30, 2010. **100% Penalty Assessment Funds.**

NEW HAMPSHIRE LOTTERY

- #204 Authorized to exercise the second of two one-year options to renew the contract with Johnson & Hill Staffing Services Inc., Springfield, MA, (previously approved by G&C on 8-22-07, item #254), for temporary staffing services at the Lottery booth at the Eastern States Exposition for a maximum cost of \$8,435.70. Effective September 18, 2009 through October 4, 2009. **100% Lottery Funds.**
- #205 Authorized payment of Fiscal Year 2010 membership dues in the amount of \$16,000 to the North American Association of State and Provincial Lotteries. **100% Lottery Funds.**

DEPARTMENT OF SAFETY

- #206 Authorized Division of State Police to accept and expend a sub-grant from the NH Department of Justice in the amount of \$390,780 to purchase additional digital livescan fingerprint stations to be distributed to the State Police and localities to support automated fingerprinting of arrestees and fingerprinting of applicants for positions requiring a criminal records check. Effective upon G&C approval through September 30, 2009. 100% Transfers from Other Agencies. Fiscal Committee approved.
- #207 Authorized to enter into a **sole source** contract with NH Association of Broadcasters, Manchester, NH, for Non-Commercial Sustaining Announcements on emergency management and preparedness in the amount of \$66,000. Effective upon G&C approval through March 31, 2010. **30% Federal, 59% Private & Local Funds, 11% Fire & EMS Funds.**
- #208 Authorized Division of State Police to **retroactively** pay Trooper Stefan J. Czyzowski at Troop B, \$1,415.11 for military differential pay using SFY 10 funds. Effective April 25, 2009 through May 21, 2009. **81% Highway, 19% Turnpike Funds.**
- #209 Authorized Division of Homeland Security and Emergency Management to enter into grant agreements with the sub-grantees as detailed in letter dated July 27, 2009, for a total amount of \$843,464 for the implementation of projects identified through the evaluation of natural hazards. Effective upon G&C approval through May 30, 2010. **100% Federal Funds.**
- #210 Authorized to renew a **sole source** contract with the NH Hospital Association, Concord, NH, for hospital emergency preparedness planning services in the amount of \$1,899,872. Effective August 31, 2009 or upon G&C approval, whichever is later, through August 30, 2011. **100% Other (Federal funds from DHHS).**
- #211 Authorized Division of State Police to accept and expend \$11,622.79 of federal pass-through funds from the NH Department of Justice for the purpose of reimbursing the cost for equipment and continuing training requirements needed by the Forensic Lab. Effective upon G&C approval through September 30, 2009. 100% Transfers from other agencies.
- #212 Authorized to enter into a **retroactive** contract with B.W.C.P. LLC, Pembroke, NH, for the purpose of renting storage units in the amount for \$5,016. Effective July 1, 2009 through June 30, 2010. **42.27% Federal, 29.50% Private & Local, 5.50% Revolving, 22.73% Agency Income Funds.**
- #213 Authorized Division of Homeland Security and Emergency Management to **retroactively** pay the Town of Chesterfield, NH, for services provided under the NH Radiological Emergency Response Plan in SFY 2008 using SFY 2010 funds, in the amount of \$6,395.60. Effective upon G&C approval. **100% Vermont Yankee Assessment.**
- #214 Authorized Division of Homeland Security and Emergency Management to **retroactively** pay the Town of Richmond, NH, for services provided under the NH Radiological Emergency Response Plan in SFY 2008 using SFY 2010 funds, in the amount of \$15,806.19. Effective upon G&C approval. **100% Vermont Yankee Assessment.**
- #215 Authorized Division of State Police to enter into a contract with Ossipee Mountain Electronics Inc., Moultonborough, NH, for the removal and reinstallation of E/Z rider K9 compartments and Hotdog units in State Police cruisers in an amount not to exceed \$2,999.92. Effective upon G&C approval through June 30, 2011, with the option to renew for up to two additional terms. **81% Highway, 19% Turnpike Funds.**
- #216 Authorized Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Bath, NH, for implementation of a project identified through the evaluation of natural hazards in the total amount of \$96,893. Effective upon G&C approval through August 31, 2011. **100% Federal Funds.**

- #217 Authorized Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hanover, NH, for implementation of a project identified through the evaluation of natural hazards in the total amount of \$62,400. Effective upon G&C approval through May 30, 2010. **100% Federal Funds.**
- #218 Authorized to amend a **sole source retroactive** contract with Eastman Kodak Co., Rochester, NY (previously approved by G&C on 6-4-08, item #162), to provide preventive maintenance, service and repairs to equipment located in the Department, for an amount not to exceed \$21,517. Effective July 1, 2009 through June 30, 2010. **100% Highway Funds.**
- #219 **WITHDRAWN** The Agency withdrew the request of the Division of State Police to enter into a contract with Banks Chevrolet Cadillac Inc., Concord, NH, for the reconditioning and transport of cruisers, before auction, in an amount not to exceed \$37,080. Effective upon G&C approval through June 30, 2011. **87.33% Highway, 12.67% Turnpike Funds.**
- #220 Authorized Division of Homeland Security and Emergency Management to make unencumbered payments to reimburse local public safety and public health organizations for the actual costs of participating in a series of public health emergency preparedness exercises in October 2009, at a cost not to exceed \$55,000. 100% Transfer from Other Agency.
- #220A Authorized Division of Homeland Security and Emergency Management to expend the State Matching funds for Federal Emergency Management Agency Public Assistance Grants in the amount of \$17,987.08. Effective upon G&C approval. 100% General Funds.
- #220B Authorized Division of Homeland Security and Emergency Management to expend State Matching Funds for Federal Emergency Management Agency Public Assistance Grants in the amount of \$41,878.47. Effective upon G&C approval. 100% General Funds.
- #220C Authorized Division of Emergency Services, and Communications to modify the existing fleet, by purchasing a 1-ton van with an eight cylinder engine or similar vehicle. This vehicle will service emergency telecommunications equipment throughout the State and carry communication supplies. Effective upon G&C approval. 100% Agency Income.
- #220D Authorized to enter into a contract with Psychotherapy Associates Inc., Rochester, NH, for the provision of pre-employment psychological exams of law enforcement personnel in an amount not to exceed \$12,800. Effective upon G&C approval through June 30, 2011. 28% Highway, 6% Turnpike, 33% Transfers from other Agency, 33% Navigation Safety Funds.

DEPARTMENT OF TRANSPORTATION

- #221 Authorized to enter into a **retroactive** lease agreement with Raymond A. Spinosa, Woburn, MA, on the State-owned Concord to Lincoln Railroad Line in Laconia for \$1,300 per year. Effective June 13, 2009 through June 12, 2010.
- #222 Authorized Bureau of Rail & Transit to enter into a contract with VNA at HCS Inc., Keene, NH, to purchase miscellaneous capital equipment for an amount not to exceed \$96,000. Effective upon G&C approval through December 31, 2010. **100% Federal Stimulus Funds.**
- #223 Authorized Bureau of Rail & Transit to enter into a Special Agreement with the St. Lawrence & Atlantic Railroad Company for improvements on the St. Lawrence & Atlantic Railroad in Coos County in an amount not to exceed \$392,000. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**
- #224 Authorized Bureau of Rail & Transit to enter into a **retroactive** lease agreement with William P. Ratcliffe, Lowell, MA, for a parcel of land on the State-owned Concord to Lincoln Railroad Line in Laconia, for \$1,300 per year. Effective June 1, 2009 through May 31, 2010.

- #225 Authorized Bureau of Rail & Transit to amend an agreement with the Plymouth & Lincoln Railroad Corporation, Lincoln, NH, (previously approved by G&C on 11-21-01, item #120), to allow year-round recreational use and recreation trails to be constructed within the State-owned corridor adjacent to an active railroad line.
- #226 Authorized Bureau of Rail & Transit to amend a contract with Community Action Programs Belknap-Merrimack Counties Inc., Concord, NH (previously approved by G&C on 6-3-09, item #212), to fund a comprehensive service analysis of Concord Area Transit, by increasing the amount by \$40,000 from \$1,268,887 to \$1,308,887. Effective upon G&C approval through June 30, 2011. **100% Federal Funds.**
- #227 Authorized Bureau of Traffic to exercise a contract renewal option with Delcan Corporation, Atlanta, GA (previously approved by G&C on 8-23-06, item #119), for the development of Phase I of the Transportation Management Center, by extending the end date from August 21, 2009 to August 31, 2011.
- #228 Authorized with Councilor Wieczorek voting **no**, the Bureau of Traffic to reclassify position #'s 21796 & 21798 Survey Team Technician I, LG 10, and position #17253 Survey Team Technician II, LG 12 to create three positions, all Transportation Management Communications Specialist II, LG 16.
- #229 Authorized Bureau of Planning and Community Assistance to enter into agreements with Allenstown, Boscawen, Bristol, Concord, Hillsborough, Hopkinton, Rochester, and Warner to provide services under the Safe Routes to School program through the municipal-manages process totaling \$739,517. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**
- #230 Authorized Bureau of Right of Way to pay various owners \$1,010,342.16 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from June 27, 2009 through July 30, 2009. Effective upon G&C approval.
- #231 Authorized Bureau of Right of Way to quitclaim to the Town of Littleton, a 2,500 square foot parcel of state owned land in Littleton that is currently used as a turnaround for Old Dells Road as Class V highway. Effective upon G&C approval.
- #232 Authorized Bureau of Right of Way to sell a 1.5+/- acre parcel of State owned land improved with a salt shed in Littleton to James F. McMahon Jr., for \$90,000 which includes an Administrative Fee of \$1,100. Effective upon G&C approval.
- #233 Authorized Bureau of Right of Way to sell a 3,000 square foot parcel and quitclaim whatever interest the State may have in the Old US Route 3 Highway Easement as it abuts land owned by David Dixon located in the Town of Lincoln to David Dixon for \$9,100 which includes a \$1,100 Administrative Fee. Effective upon G&C approval.
- #234 Authorized Bureau of Right of Way to sell a 0.2 of an acre parcel of State owned land in Plymouth to The Vuong Family LLC, in exchange for a 10,600 square foot permanent drainage easement plus \$45,100 which includes a \$1,100 Administrative Fee. Effective upon G&C approval.
- #235 Authorized Bureau of Right of Way's Contemplated Award List for amounts less than \$5,000 for the sum total of \$23,779.19 for the period extending from April 1, 2009 through June 30, 2009.
- #236 Authorized Bureau of Right of Way to quitclaim whatever interest the State of NH may have in the 1824 highway layout of NH Route 16, and being easterly of a line measured 66 feet easterly of the NH Route 16 construction center line, and being westerly of a line measured 66 feet westerly of the NH Route 16 construction center line, as now traveled in Pinkham's Grant, and as shown on a Plan of Pinkham's Grant, to the US of America Forest Service. Said conveyance is in exchange for a Highway Easement deed to be granted by the US of America Federal Highway Administrative to the Department of Transportation. Effective upon G&C approval.
- #237 Authorized Bureau of Aeronautics to award a grant to the Laconia Airport Authority, to rehabilitate, light, sign and mark Taxiway "C" at the Laconia Municipal Airport in the amount of \$677,838. Effective upon G&C approval through July 31, 2013. **97.44% Federal, 2.56% General Funds.**

- #238 Authorized Bureau of Aeronautics to provide funding to the City of Keene, NH, to construct a snow removal equipment storage building expansion at the Dillant-Hopkins Airport in the amount of \$340,275. Effective upon G&C approval through July 31, 2013. **97.44% Federal, 2.56% General Funds.**
- #239 Authorized Bureau of Aeronautics to award a grant to the Nashua Airport Authority, to design and permit the reconstruction or Runway 14-32 at Boire Field, Nashua in the amount of \$1,238,055. Effective upon G&C approval through July 31, 2013. **97.44% Federal, 2.56% General Funds.**
- #240 Authorized Bureau of Aeronautics to award a grant to the Berlin Airport Authority to acquire snow removal equipment with attachments in the amount of \$248,625. Effective upon G&C approval through August 31, 2013. 97.44% Federal, 2.56% General Funds.
- #241 Authorized Bureau of Construction to amend a contract with Liddle Bros., Inc., Atkinson, NH, (previously approved by G&C on 12-3-08, item #65), for replacing three aluminum traffic structures and associated signs on I-93 and I-393 in Concord, by increasing the amount by \$40,000 from \$453,959 to \$493,959. Effective upon G&C approval. **100% Non-participating Funds.**
- #242 Authorized to accept and place on file the Bureau of Construction's quarterly summary through June 30, 2009 of active projects that may require contingencies use.
- #243 Authorized to amend a contract with CHA, Inc., Keene, NH, (previously approved by G&C on 11-10-04), for design review services for the Salem-Manchester I-93 widening project by increasing the total amount payable by \$500,000 from \$2,500,000 to \$3,000,000 to allow for the continuation of project management and design assistance services, and by extending the completion date from August 31, 2009 to June 30, 2010. Effective upon G&C approval. **80% Federal, 20% Highway Funds.**
- #244 Authorized to enter into an agreement with HNTB Corporation, Westbrook, ME and Kansas City, MO, for on-call Turnpike-related consulting services in the amount of \$1,000,000. Effective upon G&C approval through August 31, 2012. **100% Turnpike Funds.**
- #245 Authorized Bureau of Highway Maintenance Well Section to enter into a contract with Green Mountain Well Company of Putney, VT, for a 6-inch drilled well and pump on the property of John Moller, Newfield, NH, in the amount of \$33,190. Effective upon G&C approval through October 2, 2009. **100% Highway Funds.**
- #246 Authorized Bureau of Construction to enter into a contract with John H. Lyman & Sons Inc., Gilford, NH, for reconstruction of the intersection of NH Route 175 & NH Route 175A in Holderness on the basis of a low bid of \$141,079. (2)Further Authorized a contingency in the amount of \$21,161.85 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 26, 2009. **90%** Federal, 10% match/Turnpike Toll Credit.
- #247 Authorized Bureau of Construction to enter into a contract with Evroks Corporation, Winnisquam, NH, on the basis of a low bid of \$474,662.60 for rehabilitation of the existing bridge carrying D.W. Highway over the F.E. Everett Turnpike NB on-ramp in the City of Nashua. (2)Further Authorized a contingency in the amount of \$74,766.26 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 15, 2010. **100% Turnpike Funds.**
- #248 Authorized Bureau of Construction to enter into a contract with A.R. Couture Construction Corp., for reconstruction of a section of US Route 2 in the town of Randolph on the basis of a low bid of \$2,127,113. (2)Further Authorized a contingency in the amount of \$148,897.91 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.**

- #249 Authorized Bureau of Construction to enter into a contract with Busby Construction Co., Inc., Atkinson, NH, for culvert sliplining on Interstate 93 north of Exit 18 in Northfield on the basis of a low bid of \$259,414. (2)Further Authorized a contingency in the amount of \$25,941.40 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 30, 2009. **80%** Federal, 20% match/Turnpike Toll Credit.
- #250 Authorized Bureau of Construction to enter into a contract with DeLucca Fence Company Inc., Methuen, MA, for guardrail replacement along sections of median of NH Route 101 in the Towns of Auburn and Candia between the bridge over King Road and a point just west of Exit 3 (NH Route 43) on the basis of a low bid of \$626,583.50. (2)Further Authorized a contingency in the amount of \$62,658.35 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through November 20, 2009. **100% Federal Funds.**
- #251 Authorized with Councilor Shea recusing, the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for construction of a portion of the roadway improvements as part of the overall Hampton Toll Plaza Open Road Tolling Project in the Towns of Hampton and North Hampton on the basis of a low bid of \$4,346,050. (2)Further Authorized a contingency in the amount of \$304,223.50 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through December 1, 2009. **100% Turnpike Funds.**
- #252 Authorized the Equipment Acquisition plan for Fiscal Year 2010-2011. Effective upon G&C approval.
- #253 Authorized Bureau of Finance & Contract to pay membership dues & training fees in the amount of \$215,840 to the American Association of State Highway and Transportation Officials, Washington, DC, for Fiscal Years 2010 and 2011. (2)Further Authorized to pay various program and licensing costs in the amount of \$60,000 to the American Association of State Highway and Transportation Officials, Washington, DC, for Fiscal Years 2010 and 2011. Effective upon G&C approval.
- #254 Authorized to reclassify position #21155 Civil Engineer III, LG 24 to Program Specialist II, LG 21, Bureau of Mechanical Services, Fuel Distribution.
- #255 Authorized Bureau of Turnpikes to enter into a contract with Telvent Caseta Inc., Austin, TX, for installation and maintenance of Open Road Tolling at Hampton Mainline Toll Plaza in the amount of \$1,987,205. Effective upon G&C approval through June 30, 2012. **100% Turnpike Funds.**

#256

TUITION REQUESTS

The Governor and Council on motion of Councilor Burton, seconded by Councilor Hollingworth authorized the requests:

- **A. ENVIRONMENTAL SERVICES** Request permission to pay White Mountain Community College, Berlin, NH the sum of \$600.00 for the sole purpose of enrolling Alan Kjellander, Treatment Plant Operator I, in the course entitled "Water & Wastewater Math". Source of funds: 100% Winnipesaukee River Basin Funds
- **B. ENVIRONMENTAL SERVICES** Request permission to pay White Mountain Community College, Berlin, NH the sum of \$600.00 for the sole purpose of enrolling Timothy Pelletier, Treatment Plant Operator I, in the course entitled "Water & Wastewater Math". Source of funds: 100% Winnipesaukee River Basin Funds

Requested Tuition Total: \$1200.00

#257

TRAVEL REQUESTS

The Governor and Council on motion of Councilor Shea, seconded by Councilor Burton authorized the requests:

A. LOTTERY - Request permission for (3) employees, Lisa Nadeau, Lottery District Supervisor, Karen Catsoulis-O'Brien, Lottery Sales Representative & Kim Parker, Lottery Sales Representative, or their designees, to travel to Springfield, MA for 20 days during the period of September 19, 2009 through October 5, 2009 to attend the Eastern States Exposition. A CASH ADVANCE OF \$2,698.00 for Lisa Nadeau, a CASH ADVANCE OF \$1,561.00 for Karen Catsoulis-O'Brien, a CASH ADVANCE OF \$1,137.00 for Kim Parker is requested. Total Cost: \$5,396.00. Source of Funds: 100% Lottery. No Registration Fees.

ITEMS REMOVED FROM TABLE

The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Wieczorek, voted to remove item #23 - which was tabled at the February 18, 2009 Meeting

DEPARTMENT OF CULTURAL RESOURCES

#23 The Governor and Council on motion of Councilor Pignatelli, Seconded by Councilor Wiczorek voted to approve the request of the Division of Arts to accept and expend \$10,000 from the Nashua Community College for the Percent for Arts program. Effective upon G&C approval. **100% Donated Funds.**

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Hollingworth, voted to remove item #154 - which was tabled at the July 15, 2009 Meeting

DEPARTMENT OF TRANSPORTATION

#154 **WITHDRAWN** - The Agency withdrew the request Bureau of Right of Way to transfer to Sovereignty Family Investments LLC, a triangular 5,450 square foot parcel of State owned surplus property in the City of Rochester. Effective upon G&C approval.

The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton, voted to remove item #163 - which was tabled at the July 15, 2009 Meeting

DEPARTMENT OF TRANSPORTATION

#163 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton voted to approve the request Bureau of Rail & Transit to renew a **sole source** Operating Agreement dated August 1, 2009 with the Milford-Bennington Railroad, Milford, NH, (previously approved by G&C on 7-21-99, late item #U), to provide rail freight service on the State-owned portion of the Hillsboro Branch railroad line. Effective upon G&C approval through July 31, 2019.

LATE ITEMS

ENVIRONMENTAL SERVICES

A. Authorized the Department of Environmental Services to enter into an agreement with FIAI, Inc. Manchester NH to purchase property insurance coverage for the Winnipesaukee River Basin Program for a total cost not to exceed \$112,373. Effective September 1, 2009 through August 31, 2010. 2) Further authorize a waiver the requirement for purchase of liability insurance for the period of September 1, 2009 through June 30, 2010. **100% WRBP Funds.**

HEALTH AND HUMAN SERVICES

B. Authorized the Department of Health and Human Services, Division of Public Health Services to enter into an agreement with Northern Strafford County Health and Safety Council to procure the services of a local organization to serve as a regional sponsoring site for the New Hampshire Public Health Network to be effective **retroactive** to July 1, 2009, through June 30, 2010 in an amount not to exceed \$86,882. **91% Federal funds. 9% General Funds**

Next Governor and Executive Council meeting is scheduled for Wednesday, September 9, 2009 at 10:00 a.m. at the Jaffrey Meetinghouse, Jaffrey, New Hampshire.

The Honorable Board then Adjourned at 12:07 p.m.