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

May 6, 2009 10:00 a.m.

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

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

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The Governor and Executive Council, on motion of Councilor Shea, seconded by Councilor Burton approved the appointment of several persons nominated for Civil Commissions from the April 15, 2009 meeting.

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

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The Governor and Executive Council swore into office the following Representative-elect:

Rockingham County, District 4 (Salem, Windham)

Marilinda Garcia, r, Salem (23 School Street) 03079

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CONFIRMATIONS

The Governor and Council confirmed the following:

Adjutant General

William N. Reddel III, Londonderry Effective: May 6, 2009

Succeeding: Kenneth R. Clark, Stratham Term: Until the age of 65 years

Salary: Group II, Step 5 - \$104,364

Assistant Commissioner of Administrative Services

Nominated by the Commissioner of Administrative Services

Joseph B. Bouchard, Concord Effective: June 5, 2009 Reappointment Term: June 5, 2013

Salary: Group II, Step 5 - \$104,364

Amusement Ride Safety Advisory Board

(Water Park Operator)

Thomas M. Brady, Jefferson Effective: May 6, 2009
Reappointment Term: May 16, 2013

Community College System of New Hampshire

(Business and Industry)

Lori B. Hitchcock, Portsmouth Effective: May 6, 2009 Reappointment Term: June 30, 2013

Commissioner of the Department of Education

Virginia M. Barry, PhD, Bridgewater Effective: May 6, 2009 Succeeding: Lyonel B. Tracy, EdD, Portsmouth Term: March 23, 2013

Salary: Grade KK, Max - \$112,861

Commissioner of the Department of Employment Security

Tara Reardon, Concord Effective: May 6, 2009 Succeeding: vacancy Term: April 1, 2014

Salary: Grade II, Step 4 - \$99,202

<u>Independent Investment Commission - New Hampshire Retirement System</u>

Patrick O'Donnell, Concord Effective: May 6, 2009

Vacancy Term: At the pleasure of the G&C

Pesticides Control Board

Nominated by the Horticultural Society of New Hampshire

Jeffrey R. Huntington, Loudon Effective: May 6, 2009
Reappointment Term: November 6, 2011

Board of Registration of Podiatrists

James H. Dolan, North HamptonEffective: May 6, 2009ReappointmentTerm: April 27, 2014

Pre-Engineering Technology Advisory Council

(Public Member)

Greg J. Donald, Manchester Effective: May 6, 2009 Vacancy Term: September 4, 2011

Public Employee Labor Relations Board

(Alternate Member Representing Labor)

Richard J. Laughton, Jr. Durham Effective: May 6, 2009 Succeeding: Kevin Cash, Rochester (resigned) Term: December 6, 2009

Skyhaven Airport Operation Commission

(Public Member)

William S. Richard, Durham Effective: May 6, 2009
Reappointment Term: August 14, 2011

Volunteer NH Board of Directors

Lisa Brown, Concord Effective: May 6, 2009 Vacancy Term: May 6, 2012

Volunteer NH Board of Directors

Nancy D. Nadeau, Boscawen

Vacancy

Effective: May 6, 2009

Term: May 6, 2012

Volunteer NH Board of Directors

(Local Labor)

Thomas D. Noonan, Manchester Effective: May 6, 2009 Succeeding: Frank Emiro, Lodonderry Term: May 19, 2010

Volunteer NH Board of Directors

Lidia Pedro, Bedford Effective: May 6, 2009 Vacancy Term: May 6, 2012

Volunteer NH Board of Directors

Gabriela Walder, Auburn Effective: May 6, 2009 Vacancy Term: May 6, 2012

NOMINATIONS

The Governor placed into nomination the following:

State Committee on Aging

(Sullivan County)

Jack Liberman, (i), NewportEffective: June 24, 2009ReappointmentTerm: June 24, 2012

Division of Children, Youth and Families Advisory Board

(Hillsborough County)

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

Sharon C. Houle, Weare Effective: Upon confirmation

Succeeding: R. Craig Peterson, Merrimack Term: July 1, 2010

Community Development Finance Authority

(Banking)

Janet A. Brewer, Peterborough Effective: Upon confirmation

Reappointment Term: May 7, 2014

Health and Education Facilities Authority

Bruce R. Burns, Hopkinton Effective: June 30, 2009
Reappointment Term: June 30, 2014

Health Services Planning and Review Board

(Consumer)

Debra S. Grabowski, Raymond Effective: Upon confirmation

Succeeding: Ruth Griffin, Portsmouth Term: April 19, 2010

State Lottery Commission

Paul J. Holloway, Rye
Reappointment
Effective: June 29, 2009
Term: June 29, 2012

Marital Mediator Certification Board

(Public Member)

Karen McCall, Nashua Effective: Upon confirmation

Reappointment Term: April 10, 2012

Marital Mediator Certification Board

David S. Phillips, Amherst Effective: Upon confirmation

Reappointment Term: April 10, 2012

Volunteer NH Board of Directors

Dick McIntire, Contoocook
Vacancy

Effective: Upon confirmation
Term: 3 years from confirmation

BUSINESS FINANCE AUTHORITY

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 – no, Councilor Wieczorek – yes, and Councilor Pignatelli – no, 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 Mascoma Savings Bank to USB CEI Investment Fund II, LLC. in Concord, New Hampshire. Action will authorize a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON MAY 6, 2009 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

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At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guaranteed Asset Program of the Business Finance Authority in connection with a loan to be made by Mascoma Savings Bank to Capital Hotel Company III, LLC, and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton 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 MASCOMA SAVINGS BANK TO CAPITAL HOTEL COMPANY III, LLC." and moved its adoption, which was seconded by Councilor Shea. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, and Councilor Wieczorek; those abstaining were Councilor (s): None; and those voting against were: Councilor Hollingworth and Councilor Pignatelli. 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 MASCOMA SAVINGS BANK TO CAPITAL HOTEL COMPANY III, 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 ninety percent (90%) of the principal amount of a loan up to \$1,000,000 from Mascoma Savings Bank to Capital Hotel Company III, 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 ninety percent (90%) 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) <u>General Findings.</u>

- (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 May 6, 2009.

^{#2} 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 – **no**, Councilor Wieczorek – yes, and Councilor Pignatelli – **no**, 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 Mascoma Savings Bank to Capital Hotel Company III, LLC in Concord, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON MAY 6, 2009 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

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At approximately 10:30 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 Mascoma Savings Bank to USB CEI Investment Fund II, LLC, and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton 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 MASCOMA SAVINGS BANK TO USB CEI INVESTMENT COMPANY II, LLC." and moved its adoption, which was seconded by Councilor Shea. There being no discussion, the Governor called for a vote on the motion. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, and Councilor Wieczorek; those abstaining were Councilor (s): None; and those voting against were: Councilor Hollingworth and Councilor Pignatelli. The Governor declared that the resolution was passed.

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A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM MASCOMA SAVINGS BANK TO USB CEI INVESTMENT COMPANY II, 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 ninety percent (90%) of the principal amount of a loan up to \$7,500,000 from Mascoma Savings Bank to USB CEI Investment Fund II, 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 ninety percent (90%) 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) <u>Special Findings.</u>

(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) <u>General Findings.</u>

- (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 May 6, 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> to approve an award of a State Guarantee under RSA 162-A:13 with respect to a loan from Pentucket Bank to RAM Printing, Inc. in East Hampstead, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON MAY 6, 2009 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

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At approximately 10:00 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guarantee Asset Program of the Business Finance Authority in connection with a loan to be made by Pentucket Bank to RAM Printing, Inc., and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Shea introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM PENTUCKET BANK TO RAM PRINTING, INC.." and moved its adoption, which was seconded by Councilor Burton. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor (s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM PENTUCKET BANK TO RAM PRINTING, INC.

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 \$1,100,000 from Pentucket Bank to RAM Printing, Inc., 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 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 insure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) <u>General Findings.</u>

- (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 May 6, 2009.

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

Authorized to accept and expend federal funds in the amount of \$2,054,626.73 from the US Department of Energy to fund the Weatherization Assistance Program. Effective upon G&C approval through June 30, 2009. **100% Federal Funds. Fiscal Committee approved.**

- #5 Authorized to enter into a **sole source retroactive** contract with Rockingham Community Action Inc., Portsmouth, NH, for the federal Weatherization Assistance Program in the amount of \$313,170. (2)Further Authorized to advance the vendor \$45,886. Effective April 1, 2009 through March 31, 2011. **100% Federal Funds.**
- Authorized to enter into a **sole source retroactive** contract with Southern New Hampshire Services Inc., Manchester, NH, for the federal Weatherization Assistance Program in the amount of \$610,826. (2)Further Authorized to advance the vendor \$92,955. Effective April 1, 2009 through March 31, 2011. **100% Federal Funds.**
- #7 Authorized to enter into a **sole source retroactive** contract with Southwestern Community Services Inc., Keene, NH, for the federal Weatherization Assistance Program in the amount of \$306,219. (2)Further Authorized to advance the vendor \$44,867. Effective April 1, 2009 through March 31, 2011. **100% Federal Funds.**
- #8 Authorized to enter into a **sole source retroactive** contract with Strafford County Community Action Committee Inc., Dover, NH, for the federal Weatherization Assistance Program in the amount of \$268,633. (2)Further Authorized to advance the vendor \$39,360. Effective April 1, 2009 through March 31, 2011. **100% Federal Funds.**
- #9 Authorized to enter into a **sole source retroactive** contract with Community Action Program of Belknap-Merrimack Counties Inc., Concord, NH, for the federal Weatherization Assistance Program in the amount of \$397,958. (2)Further Authorized to advance the vendor \$59,637. Effective April 1, 2009 through March 31, 2011. **100% Federal Funds.**
- #10 Authorized to enter into a **sole source retroactive** contract with Tri-County Community Action Program Inc., Berlin, NH, for the federal Weatherization Assistance Program in the amount of \$457,029. (2)Further Authorized to advance the vendor \$69,132. Effective April 1, 2009 through March 31, 2011. **100% Federal Funds.**
- #10A Authorized to amend a **sole source** contract with International Institute of Boston, Boston, MA, through its subsidiary the International Institute of New Hampshire (previously approved by G&C on 3-4-09, item #1A), to provide direct services to NH refugees, by increasing the amount by \$74,906 from \$38,764 to \$113,670. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**

HIGHWAY SAFETY AGENCY

#11 The Governor and Council on motion of Councilor Burton, seconded by Councilor Wieczorek authorized the request to enter into a **sole source** contract with the Safety & Health Council of Northern New England, to conduct the "Operation Lifesaver" public relations and education campaign, in the amount of \$25,000. Effective upon G&C approval through September 15, 2009. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

- #12 **WITHDRAWN** The Agency **withdrew** the request for Salary and In-State Travel Fund transfers in the amount of \$124,800 and related revenue adjustments of \$124,800 in Other Funds as detailed in letter dated March 31, 2009. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**
- #13 Authorized on behalf of the Department of Employment Security to amend a contract by the reassignment of the contract from CMB Technologies Inc., to VantiCore LLC, Auburn, NH. (2)Further Authorized to amend the contract with VantiCore LLC to provide a block of 50 professional Service Support hours that will be used to complete the coding and support of converting the current IVR system from the NH Unemployment System to the new development Unemployment Insurance Modernization system, including recent federal law changes to extended benefits resulting from the economic stimulus package and the American Recovery and Reinvestment Act, by increasing the amount by \$9,250 from \$17,500 to \$26,750, and by extending the end date to April 15, 2010 from December 4, 2009. 100% Federal Funds. The Agency Class 027 used by the Department of Employment Security to reimburse DoIT for this maintenance service is 100% Federal Funds.

Authorized on behalf of the NH Department of Transportation to amend a **sole source** contract with Oce North America Inc., Chicago, IL (previously approved by G&C on 4-18-07, item #11), for computer hardware maintenance and support services, by increasing the amount by \$12,125.20 from \$11,140.96 to \$23,266.16. Effective July 1, 2009 through June 30, 2011. **100% Other Funds (NHDOT estimate 100% Highway Funds).**

JUDICIAL COUNCIL

#15 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to receive additional General Funds from funds not otherwise appropriated in the amount of \$326,800. Effective upon G&C approval through June 30, 2009. **100% General Funds. Fiscal Committee approved.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

- #16 Authorized Commander Wayne A. Caroleo, Bath, ME, be confirmed to the rank of Lieutenant Colonel, NH Army National Guard.
- #17 Authorized Colonel Harry E. Miller Jr., Nashua, NH, be nominated for appointment to the rank of Brigadier General, NH Army National Guard. This individual meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

DEPARTMENT OF ADMINISTRATIVE SERVICES

- #18 Authorized Bureau of General Services, to accept one tree to be planted on the grounds of the Department of Environmental Services, 29 Hazen Drive, Concord.
- #19 **TABLED** The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Pignatelli voted to **deny** the petition for Waiver of the State's Workers' Compensation Lien submitted by Timothy Copeland, in the amount of \$241,000, with Councilor Burton, Councilor Shea and Councilor Hollingworth voting **no**, the motion to **deny failed**. The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton then voted to **table** the petition.
- #20 Authorized Bureau of Court Facilities to enter into a six-month hold over amendment with Merrimack County, Concord, NH, for courtroom space in an amount not to exceed \$49,283.16. Effective July 1, 2009 through December 31, 2009. 100% Transfer Funds transfer from AOC, Rent from Other Agencies 100% General Funds.
- #21 **TABLED** The Governor and Council on motion of Councilor Shea, seconded by Councilor Wieczorek, voted to **table** the request of the Bureau of Court Facilities to enter into a nine-month hold over amendment with the City of Keene, NH, for courtroom space in an amount not to exceed \$39,454.65. Effective July 1, 2009 through March 30, 2010. **100% Transfer Funds transfer from AOC, Rent from Other Agencies 100% General Funds.**
- #22 Authorized Bureau of Court Facilities to enter into a two-year lease extension with Merrimack County, for courtroom space in the Merrimack County Superior Court, Concord, NH, in an amount not to exceed \$557,815.20. Effective July 1, 2009 through July 30, 2011. 100% Transfer Funds transfer from AOC, Rent from Other Agencies 100% General Funds.
- #23 **WITHDRAWN** The Agency **withdrew** the request to amend a contract with Anthem Health Plans of NH Inc., d/b/a Anthem Blue Cross and Blue Shield, Manchester, NH, to set forth the required provider network discount guarantee for the third-year of the term and expend certain service requirements. Effective upon G&C approval through December 31, 2010.

- #24 Authorized Division of Plant and Property Management to enter into a contract with Arcomm Communications Corporation of Hillsboro, NH, for Communications Cabling, System Repair and Maintenance Services related to specific telephone switching equipment, for a maximum price of \$500,000. Effective upon G&C approval through April 9, 2012.
- #25 Authorized Division of Plant and Property Management to enter into a contract with Alternative Communications Services Corporation of Nashua, NH, for Communications Cabling, System Repair and Maintenance Services related to specific telephone switching equipment, for a maximum price of \$500,000. Effective upon G&C approval through April 9, 2012.
- #26 Authorized Division of Plant and Property Management to enter into a contract with Lakeside Security & Communications of Freedom, NH, for Communications Cabling, System Repair and Maintenance Services related to specific telephone switching equipment, for a maximum price of \$100,000. Effective upon G&C approval through April 9, 2012.
- #27 Authorized Bureau of Public Works Design and Construction to enter into a contract with Skyline Roofing Inc., Manchester, NH, for Roof Replacement Building "L" Armory, Concord, NH, for a total price not to exceed \$16,800. Effective upon G&C approval through August 14, 2009. (2)Further Authorized a contingency in the amount of \$1,300 for unanticipated expense, bringing the total to \$18,100. (3)Further Authorized the amount of \$1,500 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$19,600. **100% Federal Funds.**
- #28 Authorized to accept and place on file the list of vendors that agencies have contracted with for the period of January 1, 2009 through March 31, 2009.
- #29 Authorized to accept and place on file the Fifty Eighth Annual Report for the Division of Personnel.
- #29A Authorized Bureau of Public Works Design and Construction to enter into an agreement with Oak Point Associates, Portsmouth, NH, for professional services to develop the NH Regional Training Institute, Pembroke, NH, for a total price not to exceed \$3,619,380.87. (2)Further Authorized a contingency in the amount of \$70,736 for additional services that may be required during the development, bringing the total to \$3,690,116.87. (3)Further Authorized the amount of \$343,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$4,033,116.87. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**
- #29B Authorized to accept and place on file the agency transfers for Fiscal Year 2009 during the month of March 2009.
- #29C Authorized to accept and place on file the agency transfers for the month of March 2009.
- #29D Authorized Bureau of General Services to enter into a contract with Johnson Controls Inc., Manchester, NH, for mechanical equipment services and maintenance for a total amount not to exceed \$30,759. Effective May 6, 2009 through June 30, 2010. 10.2% General, 89.8% Fees from Various Agency Rentals.
- #29E Authorized to accept as reimbursement of expenses for overtime and benefits in the current year a total amount of \$3,348.17 from the Department of Safety representing the Federal share of the eligible costs under Disaster-FEMA-1812-DR-NH Ice Storms of December 2008. Effective upon G&C approval through June 30, 2009. **100% Agency Income.**
- #29F Authorized Bureau of Court Facilities to accept and expend \$3,320.54 from the Department of Safety representing the Federal share of the eligible costs under Disaster-FEMA-1799-DR-NH Natural Floods of 2008. Effective upon G&C approval through June 30, 2009. **100% Agency Income.**

STATE TREASURY

The Governor and Council acted as follows:

- #30 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of \$85,995.18 to the rightful owners of abandoned or unclaimed funds.
- #31 Authorized to accept and expend \$2,000, of Unique Plan management fee revenues from the NH Excellence in Higher Education Endowment Trust Fund for the purpose of providing educational scholarships. Effective upon G&C approval through June 30, 2009. 100% Other Funds from Unique Plan management fee revenues. Fiscal Committee approved.

DEPARTMENT OF CULTURAL RESOURCES

#32 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request of the Division of Historical Resources to accept and expend a federal Transportation Enhancement Grant in the amount of \$149,000 from and through the Department of Transportation for the rehabilitation of the Contoocook Covered Rail Bridge. Effective upon G&C approval through June 30, 2009. **100% Transfer (Transportation) Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#33 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea authorized the request to enter into an agreement with Louis Pugliano, Agawam, MA, to provide custodial and general maintenance work at the Eastern States Exposition NH Building, West Springfield, MA, in the amount of \$5,200. Effective upon G&C approval through December 31, 2009. **15.16% General Funds, 84.84% Other (Promotional Agriculture Projects).**

ATTORNEY GENERAL

The Governor and Council acted as follows:

- #34 **DENIED** The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton voted to **deny** the petition of Mark D. Martin requesting a pardon hearing for the offense of Theft by Unauthorized Taking. The petitioner is not eligible for an annulment until January 10, 2012.
- #35 **TABLED** The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton voted to **table** the petition of Ryan C. Murphy requesting a pardon hearing for the offense of Conduct After Accident. The petitioner is eligible for an annulment.
- Authorized to amend a sub-grant to the Administrative Office of the Courts, in the amount of \$70,325, utilized to support the entry of Domestic Violence Protective Orders into the State and National databases so as to protect victims of Domestic Violence, by extending the end date from June 30, 2009 to June 30, 2011. **100% Federal Funding.**
- #36A Authorized to appoint Jacqueline J. Rompre as an Assistant Attorney General at a salary level of \$55,979. Effective May 7, 2009 through August 31, 2012.
- #36B Authorized to enter into a sub-grant totaling \$5,000 to fund the Child Advocacy Center of Grafton and Sullivan Counties at DHMC which handles joint investigations of child abuse and exploitation cases. Effective upon G&C approval through June 30, 2009.

INSURANCE DEPARTMENT

The Governor and Council acted as follows:

#37 Authorized to amend a contract with Windhill Design, Gilford, NH, for the development of a three standard template brochure design for several department consumer brochures and lists, and specialized design for an additional 8 consumer brochures and the Department's annual report, by increasing the price by \$8,200 from \$1,200 to \$9,400. Effective upon G&C approval through June 1, 2009. **100% Insurance Assessment Funds.**

#37A Authorized to amend a contract with Compass Health Analytics, Portland, ME (previously amended by G&C on 2-4-09, item #28A), for the provision of benefit consulting services in connection with the HealthFirst Initiative, by increasing the price by \$26,000 from \$74,000 to \$100,000, and by extending the completion date to December 1, 2009. **100% Insurance Assessment Funds.**

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

- #38 Authorized with Councilor Pignatelli voting **no**, to make a one-time **retroactive** payment of salary and benefits to Corrections Supervisor VI in the amount of \$2,396.88 for the period of December 28, 2006 through December 27, 2007 with current fiscal year funds.
- #39 Authorized with Councilor Pignatelli voting **no**, to make a one-time **retroactive** payment of salary and benefits to Chef II Robert Vaillencourt in the amount of \$2,649.85 for the period of December 19, 2006 through June 5, 2008 with current fiscal year funds.
- Authorized to **retroactively** reimburse \$10,139.60 to the US Department of Justice for unapproved post retirement benefits that have been charged to the Re-Entry Grant for the period beginning June 22, 2005 through January 6, 2006 using SFY09 funds. Effective upon G&C approval. **100% Federal Funds**.
- Authorized to grant a **retroactive** salary increment for William McGonagle, Assistant Commissioner of the NH Department of Corrections, increasing his salary from Group JJ, Step 3 to Group JJ, Step 4, a total increase of \$5,446. Effective February 8, 2009.
- #41A Authorized to enter into a contract with W.R. Bevans Fire Alarm Incorporated, Boscawen, NH, for maintenance, testing and repair of the Fire Protection Equipment connected to the detection, alarm and communications systems at the Corrections Facilities in the amount of \$155,913. Effective May 10, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **100% General Funds.**
- #41B Authorized to **retroactively** accept and expend a grant from the Federal Bureau of Investigation in the amount of \$16,328.75 to support the "New Hampshire Safe Streets Task Force" initiative by providing certified Probation/Parole Officer to increase the officer presence with the primary focus in the City of Manchester. Effective November 2, 2008 through September 30, 2009. **100% Federal Funds.**
- #41C Authorized with Councilor Wieczorek voting **no**, to reclassify position #42281 Victim Witness Specialist, LG 24 Step 8, to an Administrator II, LG 29 Step 4. Effective **retroactive** to March 4, 2009. **100% Agency Income.**
- #41D Authorized to pay \$892,500 in overtime for permanent personnel services out of the Salary Adjustment Fund. **100% General Funds.**

LIQUOR COMMISSION

- 442 Authorized to enter into a **sole source** contract with NH Fisher Cats, Manchester, NH, for the sole purpose of providing a sponsorship agreement in the amount of \$13,000. Effective upon G&C approval through June 30, 2009. **100% Other (Transfer from Justice) Underage Drinking Initiative.**
- Authorized with Councilor Wieczorek voting **no**, to amend a contract with Unifirst Corporation, Nashua, NH, (previously approved by G&C on 8-9-06, item #23), for the sole purpose of providing uniforms for Liquor Commission store employees throughout NH, by increasing the price from \$126,017.81 to \$146,056.85, an increase of \$20,039.04. Effective upon G&C approval through July 31, 2009. **100% General Funds.**

Authorized to amend an agreement with Interstate Electrical Services Corporation, North Billerica, MA, (previously amended by G&C on 6-13-07, item #74), for the sole purpose of providing alarm and security system services for various Liquor Commission locations throughout NH, by increasing the price from \$316,621 to \$336,621.25, an increase of \$20,000.25. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

PUBLIC UTILITIES COMMISSION

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to accept and expend US Department of Transportation grant funds in the amount of \$9,707 in support of the DigSafe program in NH. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**

RACING AND CHARITABLE GAMING COMMISSION

#46 The Governor and Council on motion of Councilor Burton, seconded by Councilor Shea, and with Councilor Wieczorek voting **no**, authorized the request to **retroactively** reclassify position #14549 from Administrator IV, labor grade 33 to Administrator of Racing and Charitable Gaming, labor grade 35. **81% General**, **19% Other Funds**.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- #47 Authorized Division of Economic Development to enter into a contract with Southeast Economic Development Corporation, Dover, NH, for comprehensive economic development strategy for Southeast NH in an amount up to \$9,000. (2)Further Authorized the payment of \$8,100. Effective upon G&C approval through December 31, 2010. **100% General Funds.**
- Authorized Division of Parks and Recreation to enter into a service agreement with Sebastian Septic Service, Milton, NH, for septic pumping and disposal at six state park facilities in the amount of \$11,707. Effective July 1, 2009 through June 30, 2010. **100% Park Funds.**
- #49 Authorized Division of Parks and Recreation to enter into a contract with Dave's Septic Service Inc., Bedford, NH, for septic pumping and disposal at twelve state park facilities in the amount of \$41,349.70. Effective July 1, 2009 through June 30, 2011. **100% Park Funds.**
- #50 Authorized Division of Parks and Recreation to enter into a contract with the Town of Bristol Police Department, Bristol, NH, for traffic control at Wellington Lake State Park in the amount of \$3,300. Effective July 1, 2009 through September 15, 2009. **100% Park Funds.**
- #51 Authorized Division of Parks and Recreation to enter into a contract with Peterborough Police Department, Peterborough, NH, for security coverage and traffic control at Miller State Park in the amount of \$3,060. Effective October 1, 2009 through November 15, 2009. **100% Park Funds.**
- #52 Authorized to enter into a contract with Brookside Mechanical, Manchester, NH, for the installation of a supplemental air conditioning system in DRED headquarters computer lab and utility room in the amount of \$15,500. Effective upon G&C approval through June 19, 2009. **100% Capital Funds.**
- 453 Authorized Division of Parks and Recreation to amend a contract with Cardinal Tracking Inc., Flower Mound, TX, (previously approved by G&C on 3-26-08, item #76), to enhance the TickeTrak System, by increasing the amount by \$6,746.78 from \$150,879.80 to \$157,626.58. **100% Park Funds.**
- #54 Authorized Division of Economic Development to amend a contract with LandCare Associates Inc., Madbury, NH, (previously approved by G&C on 6-27-07, item #93), for spring grounds services at the International Trade Resource Center, by increasing the amount by \$848.50 from \$17,710 to \$18,558.50. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

- #55 Authorized to amend a sublease agreement with the Pease Development Authority, Portsmouth, NH, (previously approved by G&C on 6-25-08, item #114C), for renting the 6,134 square foot facility currently housing the International Trade Resource Center, by decreasing the amount by \$73,608 from \$137,216 to \$63,608, and by amending the end date from June 30, 2010 to June 30, 2009. **100% General Funds.**
- #56 Authorized Bureau of Trails to enter into a contract with J.P.'s Concrete, Newport, NH, for a District 3 Garage Project in Sunapee in the amount of \$17,200. Effective upon G&C approval through May 31, 2009. **100% Trails Bureau Funds.**

FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

- #57 Authorized the transfer of \$25,000 from the NH Fish and Game Fund Reserve to the Fish and Game FY 2009 Operating Budget. **Fiscal Committee approved.**
- #58 Authorized to enter into a grant agreement with the Pemigewasset Chapter of Trout Unlimited, Thorton, NH in the amount of \$52,000 to restore and enhance fish habitat in the Pemigewasset River, Woodstock, NH. Effective upon G&C approval through June 30, 2010. **100% Other (Fisheries Habitat Account).**
- #59 Authorized to enter into a **sole source** contract with the Audubon Society of NH, Concord, NH, for conducting research on state-endangered Upland Sandpipers in the amount of \$43,480. Effective upon G&C approval through March 31, 2011. **100% Nongame Funds**.
- Authorized to enter into a Cooperative Project Agreement with the University of NH to survey and identify butterfly and moth specimens collected from Pine Barrens locations for a cost not to exceed \$20,680. Effective upon G&C approval through March 31, 2010. **100% Other (Non-game) Funds.**
- #61 Authorized to enter into a Wildlife Habitat Improvement Agreement with Smith Great Bay Farm LLC, Greenland, NH, for the management of 78 acres of agricultural land in the Towns of Greenland and Newington. Effective upon G&C approval through June 30, 2018.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- #62 Authorized to accept and expend \$1,730,000 in American Recovery and Reinvestment Act of 2009 federal funds from the US Environmental Protection Agency for purposes of funding retrofits of on and off-road diesel equipment. Effective upon G&C approval through September 30, 2010. 100% Federal Funds. Fiscal Committee approved. ARRA Funds.
- #63 Authorized to accept and expend \$88,400 in federal pass through funds from the Department of Safety for the purpose of purchasing equipment and materials for responding to terrorist incidents. Effective upon G&C approval through June 30, 2009. **100% Pass Thru Federal Funds. Fiscal Committee approved.**
- #64 Authorized to accept and expend \$487,303 in federal funds from the US Environmental Protection Agency for purposes of funding remedial action efforts at Comprehensive Environmental Response, Compensation and Liability Act sites. Effective upon G&C approval through June 30, 2009. 100% Federal Funds. Fiscal Committee approved.
- #65 Authorized to accept and expend \$352,412 in funds from the Department of Transportation to implement chloride reduction relative to the I-93 expansion. Effective upon G&C approval through June 30, 2009. 100% Interagency Transfer Funds Highway Fund. (2)Further Authorized the DES and DOT to amend a memorandum of agreement by increasing the amount by \$705,000 from \$560,000 to \$1,265,000 to implement chloride reduction strategies in the I-93 corridor from Massachusetts to Manchester, NH. Effective upon G&C approval through June 30, 2016. 80% Federal, 20% Highway Funds. Fiscal Committee approved.

- Authorized to accept and expend \$96,750 in court settlement funds from American Electric Power for purposes of funding retrofits of on and off-road diesel equipment. Effective upon G&C approval through June 30, 2009. **100% Other Funds. Fiscal Committee approved.**
- #67 Authorized to accept and expend \$17,398 in federal funds from the US Environmental Protection Agency to administer the Wetlands PPG Grant. (2)Further Authorized to enter into a memorandum of agreement in the amount of \$6,305 for development of a preliminary multi-agency GIS model to integrate the review and protection of flood flow alteration, water quality improvement, and wildlife habitat. Effective upon G&C approval through September 30, 2009. 100% Federal Funds.
- #68 Authorized to accept and expend \$15,515 in federal funds from the National Oceanic and Atmospheric Administration for NH Enhancing North Country Volunteer Program. Effective upon G&C approval through February 28, 2010.
- #69 Authorized to enter into a memorandum of agreement with the NH Department of Transportation to perform drilling and sampling at Perkins Pond Dam and Alton Power Dam at a cost not to exceed \$7,000. Effective upon G&C approval through June 30, 2009. **100% Dam Projects Funds.**
- Authorized to enter into a memorandum of agreement with the Fish and Game Department for study of the Ashuelot River Watershed and training in implementing new stream guidelines in the amount of \$10,000. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**
- #71 Authorized to amend an existing agreement with the University of NH Environmental Research Group (previously amended by G&C on 5-16-07, item #77), to assist in the evaluation of ongoing and future bioremediation proposals for the cleanup of hazardous waste sites, by providing a no-cost time extension from June 30, 2009 to June 30, 2011. **100% Hazardous Waste Cleanup Funds.**
- #72 Authorized to enter into a Cooperative Project Agreement with the University of NH, Office of Sponsored Research, Durham, NH, for the I-93 Chloride Mitigation Project in the amount of \$286,992. Effective upon G&C approval through December 31, 2011. **80% Federal, 20% Highway Funds.**
- #73 Authorized to **retroactively** amend a Cooperative Project Agreement with the University of NH, Office of Sponsored Research, Durham, NH (previously amended by G&C on 9-5-07, item #33), for the purpose of completing the Water Management Plan for the Souhegan Instream Flow Pilot Program, by extending the end date to December 31, 2009 from March 31, 2009. **100% General Funds.**
- #74 Authorized to award a Local Source Water Protection grant to the City of Berlin Water Works, Berlin, NH, in the amount of \$19,978 to complete a project to protect drinking water from contamination. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #75 Authorized to award a Local Source Water Protection grant to the Lakes Region Planning Commission, Meredith, NH, in the amount of \$20,000 to complete a project to protect drinking water from contamination. Effective upon G&C approval through December 31, 2010. **100% Federal Funds.**
- #76 Authorized to award a grant to the Seacoast Science Center Inc., Rye, NH, in the amount of \$40,000 to develop and implement a comprehensive strategy to eradicate invasive plants and restore ecosystem processes at Odiorne Point State Park. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**
- #77 Authorized to enter into a grant agreement with Aquatic Control Technology Inv., Sutton, MA, for the purpose of milfoil research activities in the amount of \$27,243.75. Effective upon G&C approval through April 30, 2010. **100% Lake Restoration Funds.**

- #78 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 a the OK Tool/Savage Well Superfund Site in Milford, NH, by increasing the amount by \$456,500 from \$1,418,089 to \$1,874,589 and by extending the completion date to March 24, 2010 from September 30, 2009. **90% Federal, 10% Capital General Funds.**
- #79 Authorized to amend a **sole source** contract with GeoInsight Inc., Manchester, NH, for site investigation, by increasing the amount by \$100,000 from \$700,000 to \$800,000. Effective July 1, 2009 through June 30, 2011. **100% Federal Funds.** (2)Further Authorized to amend a **sole source** contract with Nobis Engineering, Inc., Concord, NH, for site investigation and monitoring, by increasing the amount by \$294,700 from \$875,000 to \$1,169,700. Effectiv upon G&C approval through June 30, 2011. **24% Brownfields federal grant funds, 34% State Hazardous Waste Cleanup (Other) funds, 42% CERCLA Federal Funds.**
- #80 Authorized to enter into an agreement with Cocheco River Watershed Coalition, Dover, NH, to complete the Introducing LID in the Willow Brook Watershed Project in the amount of \$84,912. Effective upon G&C approval through December 31, 2011. **100% Federal Funds.**
- #81 Authorized to enter into an agreement with the Town of Exeter, NH, to determine the feasibility of replacing the water supply provided by the Great Dam impoundment in the amount of \$106,750. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**
- #81A Authorized to budget and expend \$24,000 in prior year carry forward funds from Wetland Fees to administer mitigation of wetlands. Effective upon G&C approval through June 30, 2009. (2)Further Authorized amend a **retroactive**, **sole source** contract with Vanasse Hangen Brustlin Inc., Bedford, NH, (previously approved by G&C on 5-21-08, item #78A), for the purpose of developing a watershed strategy for wetlands restoration and protection in three additional watersheds, by increasing the amount by \$24,000 from \$56,000 to \$80,000, and by extending the completion date from January 31, 2009 to September 30, 2010. **100% Wetland Fees Funds.**
- #81B 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 continue providing support services to EPA and the Department in the monitoring and evaluation of remedial activities at the OK Tool Superfund Site, by increasing the amount by \$100,000 from \$20,000 to \$120,000, and by extending the completion date to March 24, 2010 from December 31, 2008. **90% Federal, 10% Capital General Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of the Commissioner

#82 Authorized general fund transfers in the amount of \$2,387,741 and increase related revenue adjustments of \$540,672 in Federal Funds and decrease revenue adjustments of \$134,514 in Other Funds as detailed in letter dated March 28, 2009. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**

Bureau of Human Resource Management

#83 Authorized to make a one-time payment from SFY 2009 funds to Gertrude Goodyear, Switchboard Operator I, NH Hospital in the amount of \$388.73 for wages that were not paid for SFY 2008. **69% General, 30% Federal, 1% Other (transfers from other agencies).**

Bureau of Facilities and Assets Management

Authorized to enter into an agreement with Stebbins Spectacular Painting LLC, for interior surface repair, priming and painting at the Thayer Building at Governor Hugh J. Gallen State Office Park, Concord, NH, in an amount not to exceed \$20,500. Effective upon G&C approval through June 30, 2009. **60% General, 40% Federal Funds.**

Division for Children, Youth & Families

Authorized to provide quality child care awards in the amount of \$184,935 to a total of 34 accredited child care programs throughout the State of NH who partner with the Department of Health and Human Services to provide child care services. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#86 Authorized to reclassify position #9T100 Program Specialist II, salary grade 21, to Reimbursement Specialist, salary grade 18. **50% Federal**, **50% Parental Reimbursement**.

Division of Public Health Services

#87 Authorized with Councilor Wieczorek voting **no**, the Maternal Child Health Section, Family Planning Program to accept and expend federal funds in the amount of \$22,022 from Department of Health and Human Services, Public Health Service to fund the family Planning Program. Effective upon G&C approval through June 30, 2009. **100% Federal Funds**.

Bureau of Elderly & Adult Services

#88 Authorized the transfer of \$5,925,000 in Federal, County and State funds between expenditure classes as detailed in letter dated April 1, 2009. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**

#89 Authorized to amend an agreement with Community Alliance of Human Services Inc., Claremont, NH, (previously amended by G&C on 5-7-08, item #69), to provide Homemaker services, by increasing the amount by \$14,920 from \$147,075.49 to \$161,995.49. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General, 45% Federal Funds.**

Division of Public Health Services

- #90 Authorized Sexually Transmitted Disease/Human Immunodeficiency Virus Section to accept and expend federal funds in the amount of \$378,370 from the Health Resource Services Administration to fund the Ryan White CARE Program. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**
- #91 Authorized Bureau of Prevention Services, Nutrition & Health Promotion Section to transfer funds between classes in the amount of \$60,698 in the Centers for Disease Control and Prevention Obesity Prevention Cooperative Agreement. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**
- #92 Authorized the transfer of \$70,000 in Federal and State funds between expenditure classes as detailed in letter dated March 23, 2009. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**

Bureau of Elderly & Adult Services

- #93 Authorized to amend an agreement with The Homemakers Health Services, Rochester, NH, (previously amended by G&C on 1-16-08, item #131), to provide Homemaker services, by increasing the amount by \$14,920 from \$2,323,977.28 to \$2,338,897.28. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General, 45% Federal Funds.**
- #94 Authorized to amend an agreement with VNA at HCS Inc., Keene, NH, (previously amended by G&C on 5-7-08, item #68), to provide Homemaker services, by increasing the amount by \$35,062 from \$3,749,702.65 to \$3,784,764.65. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General, 45% Federal Funds.**
- #95 Authorized to amend an agreement with Lake Sunapee Community Health Services, New London, NH, (previously amended by G&C on 1-16-08, item #124), to provide Homemaker services, by increasing the amount by \$4,476 from \$108,669.70 to \$113,145.70. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General, 45% Federal Funds.**
- #96 Authorized to amend an agreement with Valley Regional Healthcare Inc., Newport, NH, (previously amended by G&C on 1-16-08, item #140), to provide Homemaker services, by increasing the amount by \$19,716.78 from \$795,150.06 to \$814,866.84. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General**, **45% Federal Funds.**

- #97 Authorized to amend an agreement with Grafton County Senior Citizens Council Inc., Lebanon, NH, (previously amended by G&C on 5-7-08, item #64), to provide Homemaker and Adult In Home Care services, by increasing the amount by \$72,337.50 from \$2,897,303.82 to \$2,969,641.32. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General, 45% Federal Funds.**
- #98 Authorized to amend an agreement with Child and Family Services of NH, Manchester, NH, (previously amended by G&C on 1-16-08, item #101), to provide Homemaker services, by increasing the amount by \$29,840 from \$1,567,217.69 to \$1,597,057.69. Effective **retroactive** to January 1, 2009 through June 30, 2009. **55% General, 45% Federal Funds.**

Division of Public Health Services

- #99 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Health First Family Care Center, Franklin, NH (previously approved by G&C on 8-22-07, item #202), 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. Effective July 1, 2009 or upon G&C approval, whichever is later. **50% Federal, 50% General Funds.**
- #100 Authorized Bureau of Prevention Services, Chronic Disease Prevention and Control Section, Comprehensive Cancer Control Program to amend an agreement with the Foundation for Healthy Communities, Concord, NH (previously amended by G&C on 6-4-08, item #133), to provide professional management, administrative support, and fiscal management to the comprehensive cancer collaboration, by increasing the price by \$11,245 from \$453,900 to \$465,145. Effective upon G&C approval. **100% Federal Funds.**
- #101 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section to enter into an agreement with Rebecca C. Pace, Doctor of Osteopathic Medicine, Wolfeboro Falls, NH, to receive reimbursement for payment of educational loans through the State Loan Repayment Program in an amount not to exceed \$60,000. Effective upon G&C approval through June 30, 2012. **100% General Funds.**
- #102 Authorized Bureau of Community Health Services, Community Public Health Development Section to amend an agreement with Health First Family Care Center, Franklin, NH, (previously approved by G&C on 6-25-08, item #232A), for the purpose of participating in a public health emergency response training exercise, by increasing the price by \$5,000 from \$75,000 to \$80,000. Effective upon G&C approval through June 30, 2009. **74% Federal, 26% General Funds.**
- #103 Authorized Bureau of Disease Control and Health Statistics, Immunization Program to exercise a contract renew and amend option with Breathe NH, formerly the American Lung Association, Bedford, NH, (previously approved by G&C on 5-16-07, item #109A), to provide clerical, administrative, and logistical support to the Granite State Immunization Partnership, by increasing the price by \$40,000 from \$40,000 to \$80,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #104 Authorized Bureau of Prevention Services, Nutrition and Health Promotion Section, Special Supplemental Nutrition Program for Women, Infants, and Children, to amend an agreement with CQuest America Inc., Springfield, IL, (previously amended by G&C on 11-28-07, item #124), to provide technical services intended for modifications to the NH WIC Program's integrated benefits management system, by increasing the price by \$151,716 from \$1,946,505 to an amount not to exceed \$2,098,221. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**
- #105 Authorized Bureau of Disease Control to exercise a **sole source** contract renew and amend option with University of Pittsburgh Of the Commonwealth System of Higher Education, Pittsburgh, PA (previously approved by G&C on 12-8-08), to provide for the National Retail Data Monitor System, a real-time sales tracking system of over-the-counter healthcare products, , by increasing the price by \$4,818 from \$4,488 to \$9,306, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **74% Federal, 26% General Funds.**

- #106 Authorized Bureau of Disease Control, Communicable Disease Control Section, Immunization Program to exercise a renew and amend option with The City of Manchester, NH (previously approved by G&C on 6-13-07, item #235), to provide Immunization Services to the Manchester area, by increasing the price by \$176,800 from \$176,800 to \$353,600, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #107 Authorized Bureau of Community Health Services, Sexually Transmitted Disease and Human Immunodeficiency Virus Section, to exercise a contract renew and amend option with Manchester Health Department, Manchester, NH, (previously amended by G&C on 1-30-08, item #45), to provide voluntary, confidential HIV counseling, testing, and referral services and STD testing and treatment, by increasing the price by \$277,634 from \$277,634 to \$555,268, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **65% Federal, 35% General Funds.**
- #108 Authorized Bureau of Community Health Services, Maternal & Child Health Section to exercise a contract renew and amend option with Child Health Services, Manchester, NH, (previously approved by G&C on 6-13-07, item #193), to provide family planning services, by increasing the price by \$129,623 from \$93,481 to \$223,104, and by extending the completion date to June 30, 2011. Effective upon G&C approval. **92% Federal, 8% General Funds.**
- #109 Authorized with Councilor Pignatelli abstaining, the Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Lamprey Health Care Inc., Newmarket, NH, (previously approved by G&C on 6-27-07, item #238), to provide a school-based and community-based dental program, by increasing the price by \$106,388 from \$106,388 to \$212,776, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **50% Federal, 50% General Funds.**
- #110 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Claremont School District, Claremont, NH (previously approved by G&C on 8-22-07, item #194D), to provide access to preventive and restorative dental treatment for individuals participating in the school-based dental program, by increasing the price by \$40,000 from \$40,000 to \$80,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. 50% Federal, 50% General Funds.
- #111 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Families First of the Greater Seacoast, Portsmouth, NH (previously approved by G&C on 6-13-07, item #257), to provide access to preventive and restorative dental treatment for individuals participating in the school-based and community-based dental program, by increasing the price by \$122,000 from \$122,000 to \$244,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **50% Federal, 50% General Funds.**
- #112 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Greater Nashua Dental Connection Inc., Nashua, NH (previously approved by G&C on 6-27-07, item #236), to provide access to preventive and restorative dental treatment for individuals participating in the community-based dental program, by increasing the price by \$75,600 from \$75,600 to \$151,200, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **50% Federal, 50% General Funds.**
- #113 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Indian Stream Health Center Inc., Colebrook, NH (previously approved by G&C on 10-3-07, item #50), to provide access to preventive and restorative dental treatment for individuals participating in the community-based dental program, by increasing the price by \$40,000 from \$40,000 to \$80,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **50% Federal, 50% General Funds.**

- #114 Authorized Bureau of Community Health Services, Maternal and Child Health Section, Childhood Lead Poisoning Prevention Program to amend an agreement with the City of Nashua, Division of Public Health and Community Services, Nashua, NH (previously amended by G&C on 9-3-08, item #71), to provide community based childhood lead poisoning case management and prevention activities, by increasing the price by \$16,000 from \$16,000 to \$32,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #115 Authorized Bureau of Community Health Services, Maternal and Child Health Section, Childhood Lead Poisoning Prevention Program to amend an agreement with the Manchester Health Department, Manchester, NH (previously approved by G&C on 6-13-07, item #249), to provide community based childhood lead poisoning case management and prevention activities, by increasing the price by \$73,800 from \$73,800 to \$147,600, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. 100% Federal Funds.
- #115A Authorized Bureau of Community Health Services, Rural Health and Primary Care Section, Oral Health Program to exercise a contract renew and amend option with Weeks Medical Center Inc., Lancaster, NH (previously approved by G&C on 6-27-07, item #240), to provide access to preventive and restorative dental treatment for individuals participating in the community-based dental program, by increasing the price by \$40,000 from \$40,000 to \$80,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. 50% Federal, 50% General Funds.

Bureau of Drug and Alcohol Services

- #116 Authorized Prevention Services Unit to exercise a contract renew and amend option with School Administrative Unit SAU #35, Littleton, NH, (previously approved by G&C on 6-13-07, item #282), to provide substance abuse prevention services, by increasing the price by \$69,691 from \$160,746 to \$230,437, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. 100% Federal Funds.
- #117 Authorized Prevention Services Unit to exercise a contract renew and amend option with Nashua Adult Learning Center, Nashua, NH, (previously approved by G&C on 6-13-07, item #217), to provide substance abuse prevention services, by increasing the price by \$26,533 from \$61,200 to \$87,733, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **56% Federal, 44% General Funds.**
- #118 Authorized Prevention Services Unit to exercise a contract renew and amend option with the United Way of Merrimack County, Concord, NH, (previously approved by G&C on 6-13-07, item #291), to provide substance abuse prevention services, by increasing the price by \$90,396 from \$208,502 to \$298,898, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **81% General**, **19% Federal Funds.**
- #119 Authorized Prevention Services Unit to exercise a contract renew and amend option with The Upper Room, a Family Resource Center, Derry, NH, (previously approved by G&C on 6-13-07, item #215), to provide substance abuse prevention services, by increasing the price by \$33,267 from \$76,732 to \$109,999, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **85% General, 15% Federal Funds.**
- #120 Authorized Prevention Services Unit to exercise a contract renew and amend option with the Grapevine Family and Community Resource Center, Antrim, NH, (previously approved by G&C on 6-13-07, item #285), to provide substance abuse prevention services, by increasing the price by \$18,794 from \$43,350 to \$62,144, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**

- #121 Authorized Prevention Services Unit to exercise a contract renew and amend option with Girls Incorporated of New Hampshire, Manchester, NH, (previously approved by G&C on 6-13-07, item #289), to provide substance abuse prevention services, by increasing the price by \$53,736 from \$123,944 to \$177,680, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **84% Federal, 16% General Funds.**
- #122 Authorized Prevention Services Unit to exercise a contract renew and amend option with Seacoast Mental Health Center Inc., Portsmouth, NH, (previously approved by G&C on 6-13-07, item #202), to provide substance abuse prevention services, by increasing the price by \$49,527 from \$114,236 to \$163,763, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% General Funds.**
- #123 Authorized to exercise a contract renew and amend option with Horizon's Counseling Center Inc., (previously approved by G&C on 6-13-07, item #212), to provide outpatient and intensive outpatient treatment services, by increasing the price by \$239,537 from \$529,950 to \$769,487, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **61% General, 38% Federal, 1% Highway Funds.**
- #124 Authorized Prevention Services Unit to exercise a contract renew and amend option with the Community Diversion Program, Greenland, NH, (previously approved by G&C on 6-13-07, item #261), to provide substance abuse prevention services, by increasing the price by \$39,800 from \$91,800 to \$131,600, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **75% Federal, 25% General Funds.**
- #125 Authorized Prevention Services Unit to exercise a contract renew and amend option with Dover Police Department, Dover, NH, (previously approved by G&C on 6-13-07, item #201), to provide substance abuse prevention services, by increasing the price by \$15,608 from \$36,000 to \$51,608, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% General Funds.**
- #126 Authorized Prevention Services Unit to exercise a contract renew and amend option with Makin' It Happen Coalition for Resilient Youth, Manchester, NH, (previously approved by G&C on 6-13-07, item #199), to provide substance abuse prevention services, by increasing the price by \$199,945 from \$461,182 to \$661,127, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **70% Federal, 30% General Funds.**
- #127 Authorized Prevention Services Unit to exercise a contract renew and amend option with New Outlook Inc., Exeter, NH, (previously approved by G&C on 6-13-07, item #290), to provide substance abuse prevention services, by increasing the price by \$30,955 from \$71,400 to \$102,355, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% General Funds.**
- #128 Authorized Prevention Services Unit to exercise a contract renew and amend option with the Cityh of Keene, Youth Services Department, Keene, NH, (previously approved by G&C on 6-13-07, item #283), to provide substance abuse prevention services, by increasing the price by \$45,991 from \$106,080 to \$152,071, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. 22% Federal, 78% General Funds.
- #129 Authorized Prevention Services Unit to exercise a contract renew and amend option with the White Mountain Regional School District, Whitefield, NH, (previously amended by G&C on 10-8-08, item #112), to provide substance abuse prevention services, by increasing the price by \$29,308 from \$67,600 to \$96,908, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**

- #130 Authorized Prevention Services Unit to exercise a contract renew and amend option with the Alliance for Community Supports Inc., Manchester, NH, (previously approved by G&C on 6-13-07, item #219), to provide substance abuse prevention services, by increasing the price by \$48,456 from \$111,766 to \$160,222, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% General Funds.**
- #131 Authorized Prevention Services Unit to exercise a contract renew and amend option with Adolescent Drug and Alcohol Prevention Tools Inc., Lincoln, NH, (previously approved by G&C on 6-13-07, item #277), to provide substance abuse prevention services, by increasing the price by \$51,223 from \$118,148 to \$169,371, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #132 Authorized Prevention Services Unit to exercise a contract renew and amend option with The Pittsfield Youth Workshop, Pittsfield, NH, (previously approved by G&C on 6-13-07, item #204), to provide substance abuse prevention services, by increasing the price by \$37,979 from \$87,600 to \$125,579, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **79% Federal, 21% General Funds.**
- #133 Authorized Prevention Services Unit to exercise a contract renew and amend option with the NH Teen Institute for the Prevention for Alcohol and Other Drug Abuse, Nashua, NH, (previously approved by G&C on 6-13-07, item #286), to provide substance abuse prevention services, by increasing the price by \$147,378 from \$339,934 to \$487,312, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #134 Authorized to exercise a contract renew and amend option with Southern New Hampshire Services Inc., Manchester, NH, (previously approved by G&C on 6-13-07, item #207), to provide substance abuse outpatient counseling treatment services, by increasing the price by \$57,856 from \$128,000 to \$185,856, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% General Funds.**
- #135 Authorized with Councilor Pignatelli abstaining, to exercise a contract renew and amend option with Lamprey Health Care Inc., Newmarket, NH, (previously approved by G&C on 6-13-07, item #208), to provide alcohol and other drug treatment services, by increasing the price by \$62,823 from \$138,990 to \$201,813, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #136 Authorized to exercise a contract renew and amend option with the Mental Health Center of Greater Manchester, NH, (previously approved by G&C on 6-13-07, item #209), to provide substance abuse treatment services, by increasing the price by \$27,120 from \$60,000 to \$87,120, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #137 Authorized to exercise a contract renew and amend option with Odyssey House Inc., Hampton, NH, (previously approved by G&C on 6-13-07, item #218), to provide clinically managed high intensity substance abuse treatment services, by increasing the price by \$384,200 from \$958,380 to \$1,342,580, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #138 Authorized to exercise a contract renew and amend option with Southeastern NH Alcohol & Drug Abuse Services, Dover, NH, (previously approved by G&C on 6-27-07, item #224), to provide comprehensive substance abuse treatment services, by increasing the price by \$1,105,309 from \$2,445,374 to \$3,550,683, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. 55% General, 41% Federal, 4% Highway Funds.

- #139 Authorized to exercise a contract renew and amend option with Headrest Inc., Lebanon, NH, (previously approved by G&C on 6-13-07, item #196), to provide alcohol and other drug treatment services, by increasing the price by \$251,508 from \$556,434 to \$807,942, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**
- #139A Authorized to exercise a contract renew and amend option with Concord Hospital Inc., Concord, NH, (previously approved by G&C on 6-13-07, item #198), to provide substance abuse outpatient and intensive outpatient counseling services, by increasing the price by \$81,360 from \$184,500 to \$265,860, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **61% General**, **100% Federal Funds.**
- #139B Authorized to exercise a contract renew and amend option with Families First of the Greater Seacoast, Portsmouth, NH, (previously approved by G&C on 6-13-07, item #211), to provide alcohol and other drug treatment services, by increasing the price by \$28,928 from \$64,000 to \$92,928, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **55% Federal, 45% General Funds.**
- #139C Authorized Prevention Services Unit to exercise a contract renew and amend option with the Inter-Laes School District, fiscal agent for CoRe Coalition, Meredith, NH, (previously approved by G&C on 6-13-07, item #280), to provide substance abuse prevention services, by increasing the price by \$27,558 from \$63,564 to \$91,122, and by extending the completion date to June 30, 2010. Effective July 1, 2009 or upon G&C approval, whichever is later. **100% Federal Funds.**

New Hampshire Hospital

- #140 Authorized to amend a **sole source** inter-agency agreement with the NH Technical Institute, Concord, NH, and the Lakes Region Community College, Laconia, NH, (previously amended by G&C on 9-3-08, item #68), to continue to provide tuition for NHH employees who have been accepted into the Registered Nurse Associate Degree Program, by increasing the price by \$70,000 from \$70,000 to \$140,000, and by extending the completion date to June 30, 2011. Effective July 1, 2009 or upon G&C approval, whichever is later. **69% General, 30% Federal, 1% Other (Transfers from Other Agencies) Funds.**
- #141 Authorized to accept donations from January 1, 2009 through March 31, 2009 from contributors as detailed in letter dated April 10, 2009, in the amount of \$14,164.41.
- #142 Authorized to accept nonmonetary donations during the period of January 1, 2009 through March 31, 2009.

Glencliff Home

- #143 Authorized to enter into a contract with Edmund Fournier Funeral Home, North Woodstock, NH, to provide funeral services, in an amount not to exceed \$12,000. Effective July 1, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **100% General Funds.**
- #144 Authorized to accept all monetary donations for the time period of January 1, 2009 through March 31, 2009 in the amount of \$1,715.
- #145 Authorized to enter into a contract with Alarmco Inc., d/b/a A&L Alarmco, Bradford, VT, to provide fire alarm and detection device testing and maintenance services in an amount not to exceed \$7,800. Effective July 1, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **100% General Funds.**
- #146 Authorized to enter into a contract with Milton Cat/Southworth Milton Inc., Hopkinton, NH, for diesel generator maintenance and repair services in an amount not to exceed \$30,000. Effective July 1, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **100% General Funds.**
- #147 Authorized to enter into a contract with Suzanne Appleton, d/b/a Newfound Therapeutic Massage, Hebron, NH, to provide massage therapy services in an amount not to exceed \$18,000. Effective July 1, 2009 or upon G&C approval, whichever is later, through June 30, 2011. **100% General Funds.**

BOARD OF BARBERING, COSMETOLOGY, AND ESTHETICS

#147A The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Burton authorized the request to amend a contract with McCarthy Properties, Warehame, MA, for leased office space of 2,000 sq. feet, by increasing the price by \$22,134 from \$108,500 to \$130,634, and by extending the termination date from June 30, 2009 to June 30, 2010. **100% General Funds.**

NEW HAMPSHIRE VETERANS HOME

The Governor and Council acted as follows:

- #148 Authorized to **retroactively** amend G&C item #95 approved on April 1, 2009, by increasing the annual salary of Unclassified Position 9U102, Commandant of NH Veterans Home, Barry E. Conway, salary grade GG, by \$1,262.56 from \$102,888.80 to \$104,151.36 effective January 2, 2009.
- #149 Authorized to accept monies totaling \$35,668.95 received during the period of January 1, 2009 to March 31, 2009 as a result of fundraising drives from various organizations and from personal contributions.

DEPARTMENT OF EDUCATION

- #150 Authorized to accept and expend grant funds in the amount of \$23,730,633 from the US Department of Education. Effective upon G&C approval through September 30, 2010. **100% Non-Lapsing Federal ARRA Funds. Fiscal Committee approved.**
- #151 Authorized to accept and expend grant funds in the amount of \$808,156 from the US Department of Education. Effective upon G&C approval through September 30, 2010. **100% Non-Lapsing Federal ARRA Funds. Fiscal Committee approved.**
- #152 Authorized to accept and expend additional funds from the US Department of Agriculture to provide funding to Local Education Agencies for the improvement and purchase of equipment to be used in the National School Lunch Program in the amount of \$215,765. Effective upon G&C approval through June 30, 2010. 100% Federal ARRA Funds. Fiscal Committee approved.
- #153 Authorized to budget and expend American Recovery and Reinvestment ACT Stimulus funds in the amount of \$15,473,827. Effective upon G&C approval through December 31, 2011. (2)Further Authorized to establish a class 050 (Personal Service-Temp) position for one Education Consultant for the period of G&C through December 31, 2011. 100% Federal ARRA Funds. Fiscal Committee approved.
- #154 Authorized with Councilor Wieczorek voting **no**, to reclassify position #13265 Secretary II, labor grade 9 to Rehabilitation Technician, labor grade 12, in the Nashua Regional Vocational Rehabilitation Office, Division of Career Technology and Adult Learning. **100% Federal Funds.**
- #155 Authorized to exercise the renewal option and grant fund to the NH Northeast Deaf and Hard of Hearing Services, Concord, NH (previously amended by G&C on 1-30-08, item #69), to improve educational outcomes for students who are deaf and hard of hearing in an amount not to exceed \$50,000. Effective April 20, 2009 through April 16, 2010. (2)Further Authorized unencumbered payment of said grant with internal accounting control. **100% Federal Funds.**
- #156 Authorized to budget and expend grant funds in the amount of \$49,055. Effective upon G&C approval through June 30, 2009. **100% Federal Funds**.
- #157 Authorized to exercise the renewal option to grant funds to the Southeastern Regional Education Service Center Inc., Bedford, NH, (previously amended by G&C on 5-7-08, item #82), to develop and implement a regionally-based statewide Early Childhood Professional Development Technical Assistance Network in an amount not to exceed \$160,000. Effective July 1, 2009 through June 30, 2010. (2)Further Authorized unencumbered payment of said grant with internal accounting control. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

- #158 Authorized Division of Fire Safety to transfer funds in the amount of \$14,000 within the budgeted appropriation titled Fire Safety Administration in order to offset anticipated shortages in FY 2009. Effective upon G&C approval through June 30, 2009. 100% Fire and EMS Funds. Fiscal Committee approved.
- #159 Authorized Division of Homeland Security and Emergency Management to transfer funds in the amount of \$80,000 for existing and anticipated shortages in overtime and benefits for the Fiscal Year 2009. Effective upon G&C approval through June 30, 2009. 30% EMPG, 11% Fire and EMS, 59% Private & Local Funds. Fiscal Committee approved.
- #160 Authorized Division of State Police to transfer grant funds in the amount of \$17,000 within a federal grant entitled "Border Enforcement 09" from the Federal Motor Carrier Safety Administration, to provide enhanced security along the NH borders. Effective upon G&C approval. 100% Federal Funds. Fiscal Committee approved.
- #161 Authorized the transfer of funds from the Highway Surplus account to the Department of Safety for additional funds over budget estimates, in the amount of \$585,000. Effective upon G&C approval through June 30, 2009. 100% Highway Funds. Fiscal Committee approved.
- #162 Authorized Division of Safety Services to accept and expend \$546,689 in additional funds from the financial agreement between the US Department of Homeland Security/US Coast Guard and the State of NH to carry out the State Recreational Boating Safety Program objectives. Effective upon G&C approval through June 30, 2009. 100% Federal Funds. Fiscal Committee approved.
- #163 Authorized to accept and place on file the annual report for the period of July 1, 2007 through June 30, 2008.
- #164 Authorized Division of Homeland Security and Emergency Management to enter into grant agreement with the town as detailed in letter dated March 16, 2009, in the amount of \$31,000 for the purpose of preparing Federal Emergency Management Agency approved updated local multi-hazard mitigation plans. Effective upon G&C approval through September 30, 2009. **100% Federal Funds.**
- #165 Authorized Division of Motor Vehicles to enter into a **sole source** License for Use of Premises with NH Technical Institute Concord's Community College, Concord, NH, to provide parking area and classroom space for the Motorcycle Rider Training Program in an amount not to exceed \$15,750. Effective upon G&C approval through August 31, 2009. **100% Motorcycle Rider Training Program Funds.**

DEPARTMENT OF TRANSPORTATION

- #166 Authorized Bureau of Turnpikes to enter into a contract with Pro Controls Inc., Bow, NH, for providing HVAC Emergency Management & Control System services at the Bureau of Turnpikes Maintenance and Toll Facilities in the amount of \$63,460. Effective July 1, 2009 or upon G&C approval, whichever is later through June 30, 2011. **100% Turnpike Funds.**
- #167 Authorized Bureau of Aeronautics to award a grant to the City of Claremont to conduct a Localizer Precision with Vertical guidance survey, aeronautical study and Storm Water Pollution Prevention Plan at the Claremont Municipal Airport in the amount of \$195,731. Effective upon G&C approval through April 30, 2013. 97.44% Federal, 2.56% General Funds.

- #168 Authorized to enter into an agreement with the University of NH, Complex Systems Research Center, through the University of NH's Office of Sponsored Research, Durham, NH, to provide Geographic Information System services for needs assessment to develop technical requirements and specifications for a statewide aerial image acquisition initiative for a fee not to exceed \$32,670. Effective upon G&C approval through October 31, 2009. **80% Federal, 20% Highway Funds.**
- #169 Authorized Bureau of Construction to enter into a contract with R.S. Audley Inc., for replacing approximately 2 miles of existing, double-faced median beam guardrail with concrete barrier and reconstructing the median drainage structures on I-93 beginning at the median crossover located approximately 4 miles north of the Hooksett Toll Plaza on the basis of a low bid of \$1,699,18. (2)Further Authorized a contingency in the amount of \$169,918.20 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 16, 2009. **100% Turnpike Funds.**
- #170 Authorized to transfer \$675,000 between accounts and classes as detailed in letter dated March 31, 2009. (2)Further Authorized to accept and expend agency income and expenditures for the Mechanical Services Bureau in the amount of \$2,305,000. (3)Further Authorized to transfer \$640,000 from Turnpike Retained Earnings Fund as detailed in letter dated March 31, 2009. **Fiscal Committee approved.**
- #171 Authorized to accept and expend Federal Aviation Administration funds in the amount of \$1,881,153 to conduct an airport master plan and noise contour update at the Manchester-Boston Regional Airport. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**
- #172 Authorized to accept and place on file the Monthly Equipment Acquisition Plan Status report for the period ending March 31, 2009.
- #173 Authorized to accept and expend funds in the amount of \$10,000 for engineering services performed by State personnel for review and inspection of private and highway work on the NH state owned railroad property. Effective upon G&C approval through June 30, 2009. **100% Other Agency Income Funds.**
- #174 Authorized Bureau of Aeronautics to enter into a contract with Sealcoating Inc., Hingham, MA, to seal and repair pavement cracks at Concord Municipal Airport in the amount not to exceed \$73,774. Effective upon G&C approval through June 30, 2013. **95% Federal, 5% General Funds.**
- #175 Authorized Bureau of Highway Design to amend a contract with The Louis Berger Group Inc., Manchester, NH and East Orange, NJ, (previously approved by G&C on 8-9-06, item #110), for the preliminary engineering design for the replacement of the I-95 Turnpike System bridge over the Taylor River in Hampton Falls and Hampton, by extending the completion date from June 26, 2009 to June 25, 2010. Effective upon G&C approval.

#176 NOT USED

- #177 Authorized Bureau of Turnpikes to renew a contract with Gemini Electric Inc., Auburn, NH, (previously approved by G&C on 9-5-07, item #85), for generator inspections, maintenance and emergency repair in the amount of \$56,950. Effective July 1, 2009 through June 30, 2011. **100% Turnpike Funds.**
- #178 Authorized Bureau of Turnpikes to renew a contract with Eckhardt & Johnson Inc., Manchester, NH, (previously approved by G&C on 6-27-07, item #404), for annual boiler and H.V.A.C. system inspections in the amount of \$87,544. Effective July 1, 2009 through June 30, 2011. **100% Turnpike Funds.**
- #179 Authorized to renew a contract with Howard Systems Voice, Data and Video Wiring LLC, Barrington, NH (previously approved by G&C on 3-26-08, item #180), for security cameras and related equipment services in the amount of \$31,000. Effective July 1, 2009 through June 30, 2011. **100% Turnpike Funds.**
- #180 Authorized Bureau of Right of Way to pay various owners \$595,100 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from March 27, 2009 through April 21, 2009. **Funding is available based on the funding source for each particular project.**

- #181 Authorized Bureau of Right of Way to sell a 8.6+/- acre parcel of State owned land in Brentwood to Sig Sauer Inc., for \$152,000 which includes an Administrative fee of \$1,100. Effective upon G&C approval. 100% Unrestricted Highway Funds.
- #182 Authorized Bureau of Right of Way to sell a State owned homestead on a 0.22 acre-parcel of State owned land improved with a single-family residence in Pembroke to James P. Walsh, Pauline M. Walsh, and Kathleen M. Walsh for \$108,000 plus \$1,100 administrative fee. (2)Further Authorized to compensate Coldwell Banker Residential Brokerage from the proceeds of the subject sale in the amount of \$5,400 for real estate services. Effective upon G&C approval. 100% Highway Funds.
- #183 Authorized Bureau of Right of Way to transfer to Maurice M. Brock, Trustee of the Maurice M. Brock Revocable Trust, and Maurice M. Brock and Scott A. Brock, Trustees of the Anne P. Brock Revocable Trust, a parcel of State owned property purchased for the purpose of constructing the Rochester 10620D project in the City of Rochester, for the amount of \$1,000. Effective upon G&C approval. 100% Turnpike Funds.
- #184 Authorized Bureau of Rail & Transit to amend a contract with Advance Transit Inc., Wilder, VT, (previously approved by G&C on 1-10-07, item #112C), to provide coordinated public transportation services for the general public and elderly and disabled citizens in the Upper Valley region of NH and VT, by extending the completion date to December 31, 2010 from January 10, 2010. **89% Federal, 11% General Funds.**
- #185 Authorized Bureau of Rail & Transit to enter into an agreement with the Upper Valley Lake Sunapee Regional Planning Commission, Lebanon, NH, for the purpose of evaluating the feasibility of constructing a multimodal transportation center in the Upper Valley region for an amount not to exceed \$245,000. Effective upon G&C approval through July 30, 2010. **80% Federal, 20% Highway Funds.**
- #186 Authorized Bureau of Construction to enter into agreements with the firms of Greenman-Pedersen Inc., Nashua, NH; Hoyle, Tanner & Associates Inc., Manchester, NH; and McFarland-Johnson Inc., Concord, NH, and Binghamton, NY, to provide on-call construction engineering and inspection services for various transportation projects statewide in the amount of \$1,500,000 each and a combined total of \$4,500,000. Effective upon G&C approval through December 30, 2011.
- #187 Authorized Bureau of Construction to enter into a contract with George R. Cairns and Sons Inc., Windham, NH, for roadway reconstruction of I-93 (new northbound barrel), through the Exit 3 interchange area in Windam on the basis of a low bid of \$25,969,102.80. (2)Further Authorized a contingency in the amount of \$1,298,455.14 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through November 1, 2011. **100% Federal Stimulus Funds.**

ITEMS REMOVED FROM TABLE

The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Pignatelli, voted to remove item #68 which was tabled at the April 15, 2009 Meeting

DEPARTMENT OF TRANSPORTATION

#68 **WITHDRAWN** – The Agency **withdrew** the request of the Bureau of Construction to enter into a contract with Modern Protective Coatings Inc., Hudson, NH, for maintenance repainting of one toll plaza canopy on the F.E. Evertt Turnpike (I-93) in Hooksett and two toll plaza canopies on the F.E. Everett Turnpike at Exit 11 in Merrimack on the basis of a low bid of \$362,600. (2)Further Authorize a contingency in the amount of \$36,260 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 30, 2009. **100% Turnpike Funds.**

LATE ITEMS

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A. Authorized the department to enter into a contract with Continental Paving, Inc. of Londonderry, NH on the basis of a low bid of \$1,296,204.75 for pavement rehabilitation of approx. 2.4 miles of NH 111 in Salem, Derry and Atkinson from the date of G&C approval though Sept. 18, 2009. 2) Further Authorized that a contingency in the amount of \$129,620.48 be approved for payment of latent conditions, which may appear during the construction of the project. 80% Federal Funds and 20% Highway funds.

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B. Authorized the department to enter into a contract with Brox Industries, Inc. of Dracut, MA on the basis of a low bid of \$2,715,000.00 for roadway resurfacing of 40.63 miles in maintenance District IV in Cheshire and Hillsborough Counties, from the date of G&C approval though Sept. 25, 2009. **100% Federal Stimulus Funds.** ARRA Funds.

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C. Authorized the department to enter into a contract with Brox Industries, Inc. of Dracut, MA on the basis of a low bid of \$3,081,447.00 for roadway resurfacing of 35.32 miles in maintenance District V in Hillsborough, Merrimack, and Rockingham Counties, from the date of G&C approval though Sept. 25, 2009. 100% Federal Stimulus Funds. ARRA Funds.

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D. Authorized the department to enter into a contract with The Gorman Group, LLC. of Albany, NY on the basis of a low bid of \$1,146,498.00 for pavement rehabilitation of I-89 northbound and southbound in New London, Sunapee, Springfield and Grantham, from the date of G&C approval though Sept. 25, 2009. 2) Further Authorized that a contingency in the amount of \$114,649.80 be approved for payment of latent conditions, which may appear during the construction of the project. 100% Federal Stimulus Funds. ARRA Funds.

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E. Authorized the department to enter into a contract with Pike Industries, Inc. of Belmont, NH on the basis of a low bid of \$3,223,970.75 for roadway resurfacing of 35.32 miles in maintenance District VI in Strafford and Rockingham Counties, from the date of G&C approval though Sept. 25, 2009. **100% Federal Stimulus Funds.**

Next Governor and Executive Council meeting is scheduled for Wednesday, May 20, 2009 at 10:00 a.m. at the State House, Concord, New Hampshire.

The Honorable Board then Adjourned at 1:45 p.m.