GOVERNOR AND EXECUTIVE COUNCIL MINUTES
Salem High School, Salem, New Hampshire
September 19, 2007, 10:00 a.m.

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

The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Shea, accepted the minutes of September 5, 2007.

The Governor and Executive Council, on motion of Councilor Hollingworth, seconded by Councilor Burton approved the appointment of several persons nominated for Civil Commissions from the September 5, 2007 meeting.

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

RESIGNATIONS

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

Adult Parole Board
Cecile B. Hartigan, Concord — Effective: September 19, 2007

Special Justice Plaistow District Court
Peter H. Bronstein, Plaistow — Effective: October 1, 2007

New Hampshire Housing Finance Authority
David Haney, Bow — Effective: September 14, 2007

Associate Justice of the Superior Court
David B. Sullivan, Jaffrey — Effective: October 1, 2007

State Commission on the Status of Women
Sylvia E. Gale, Nashua — Effective: September 10, 2007

CONFIRMATIONS

The Governor and Council confirmed the following:

State Committee on Aging
(Coos County)
Robert A. Loven, (r), Dummer — Effective: September 19, 2007
Succeeding: Margaret McClellan, Berlin (reached term limit) — Term: June 24, 2010

Air Resources Council
(Fuel Oil Industry)
David G. Collins, Bedford — Effective: September 19, 2007
Reappointment — Term: September 6, 2011

Air Resources Council
(Natural Gas Industry)
Debra I. Hale, Hooksett — Effective: October 4, 2007
Reappointment — Term: October 4, 2011

Alcohol and Drug Abuse Prevention, Intervention and Treatment Commission
(Drug Abuse Prevention)
Betsy Abrahams, Merrimack — Effective: September 20, 2007
Reappointment — Term: September 20, 2010

Christa McAuliffe Planetarium Commission
Richard Ashooh, Bedford — Effective: September 19, 2007
Reappointment — Term: September 19, 2010

Christa McAuliffe Planetarium Commission
Karen N. Bianco, Gilford — Effective: September 19, 2007
Reappointment — Term: September 19, 2010

Christa McAuliffe Planetarium Commission
Antoinette B. Galvin, Hampton — Effective: September 19, 2007
Reappointment — Term: September 19, 2010

Christa McAuliffe Planetarium Commission
Daniel I. St. Hilaire, Concord — Effective: September 19, 2007
Reappointment — Term: September 19, 2010

Christa McAuliffe Planetarium Commission
William H. Lambrukos, Concord — Effective: September 19, 2007
Reappointment — Term: September 19, 2010

Director: Division of Historical Resources/Department of Cultural Resources
Nominated by the Commissioner of the Department of Cultural Resources
Elizabeth H. Muzzey, Concord — Effective: September 19, 2007
Succeeding: James McConaha, Concord — Term: October 14, 2010
Salary: DD Maximum $66,830

Current Use Advisory Board
(Forest Landowner)
David W. Tellman, Whitefield — Effective: September 19, 2007
Reappointment — Term: September 9, 2009

Economic Development Matching Grants Program
Nominated by the New Hampshire Association of Counties
Cathy Ann Stacey, Salem — Effective: September 19, 2007
Vacancy — Term: September 19, 2010

Enhanced 911 Commission
Nominated by the New Hampshire Association of Chiefs of Police
James S. Valiquet, Newbury — Effective: September 19, 2007
Reappointment — Term: July 8, 2010

Enhanced 911 Commission
(Police Officer)
George Valliere, Gorham — Effective: September 19, 2007
Reappointment — Term: July 22, 2010

Lakes Management Advisory Committee
(Representing Conservation Community)
Lawrence B. Sunderland, Deering — Effective: September 19, 2007
Reappointment — Term: September 19, 2010

Advisory Committee on Marine Fisheries
David T. Goethel, Hampton — Effective: September 29, 2007
Reappointment — Term: September 29, 2010

Advisory Committee on Marine Fisheries
Esther E. Kennedy, Portsmouth — Effective: September 29, 2007
Reappointment — Term: September 29, 2010

Midwifery Council
(Midwife)
Adrian E. Feldhusen, New Ipswich — Effective: September 28, 2007
Reappointment — Term: September 28, 2011

Municipal Records Board
(Professional Historian)
David R. Proper, Keene — Effective: September 19, 2007
Reappointment — Term: August 18, 2010

New Hampshire Motor Vehicle Industry Board
Archie C. Burnett III, Milford — Effective: September 19, 2007
Reappointment — Term: January 9, 2011

Personnel Appeals Board
(Alternate)
Philip P. Bonafide, Sanbornton — Effective: September 24, 2007
Reappointment — Term: September 24, 2010

Postsecondary Education Commission
(Upon recommendation of the New Hampshire College and University Council)
Daniel M. Nelson, Hanover — Effective: September 19, 2007
Succeeding: Stanley A. Colla, Jr. , Hanover — Term: June 30, 2012

Real Estate Commission
(Non-broker)
Barbara Heath, Hampton — Effective: September 19, 2007
Reappointment — Term: September 15, 2012

New Hampshire Retirement System Board of Trustees
Nominated by the New Hampshire Police Association
Stephen J. Arnold, Portsmouth — Effective: September 19, 2007
Succeeding: David W. Kelley, Hampton — Term: July 1, 2009

Rivers Management Advisory Committee
(Representing Public Water Works)
Robert G. Beaurivage, Auburn — Effective: September 28, 2007
Reappointment — Term: September 28, 2010

Rivers Management Advisory Committee
(Representing the Business and Industry Association)
Allan G. Palmer, Manchester — Effective: September 28, 2007
Reappointment — Term: September 28, 2010

Telecommunications Planning and Development Advisory Committee
(Residential Telecom User)
Nominated by the Commissioner of the Department of Resources and Economic Development
Martha McLeod, Franconia — Effective: September 19, 2007
Vacancy — Term: September 19, 2010

Telecommunications Planning and Development Advisory Committee
(Industry)
Nominated by the Commissioner of the Department of Resources and Economic Development
Maura M. Weston, Concord — Effective: September 19, 2007
Vacancy — Term: September 19, 2010

NOMINATIONS

The Governor placed into nomination the following:

Adult Parole Board
Megan C. DeVorsey, Concord — Effective: Upon confirmation
Succeeding: Cecile Hartigan, Concord (resigned) — Term: March 15, 2010

Assessing Standards Board
Nominated by the Association of Assessing Officials
Scott W. Bartlett, Manchester — Effective: Upon confirmation
Reappointment — Term: September 19, 2009

Assessing Standards Board
(Public Member)
Leonard Gerzon, Amherst — Effective: Upon confirmation
Reappointment — Term: September 19, 2009

Assessing Standards Board
Nominated by the Association of Assessing Officials
(Assessing Official for a City)
Stephan W. Hamilton, Salem — Effective: Upon confirmation
Succeeding: David M. McMullen, Gilmanton — Term: September 19, 2009

Assessing Standards Board
(Assessing official for a town with a population of less than 5,000)
Nominated by the New Hampshire Association of Assessing Officials
Todd Haywood, Concord — Effective: Upon confirmation
Succeeding: Gregory Heyn, Milford — Term: September 19, 2009

Assessing Standards Board
Nominated by the New Hampshire Association of Assessing Officials
(Assessing official for a town with a population of more than 5,000)
Joseph W. Lessard, Jr., Salem — Effective: Upon confirmation
Succeeding: James A. Michaud, Hooksett — Term: September 19, 2009

Assessing Standards Board
(Municipal official of a town with a population of less than 5,000)
Eric G. Stohl, Colebrook — Effective: Upon confirmation
Reappointment — Term: September 17, 2009

Assessing Standards Board
(Public Member)
Thomas N. Thomson, Orford — Effective: Upon confirmation
Reappointment — Term: September 19, 2009

Christa McAuliffe Planetarium Commission
Paul A. Burkett, Bow — Effective: Upon confirmation
Succeeding: Gregory G. Carson, Londonderry — Term: September 19, 2010

Board of Court Reporters
Alix M. Godbout, Center Harbor — Effective: Upon confirmation
Vacancy — Term: 3 yrs from confirmation

Board of Court Reporters
Camille M. Palladino-Duffy, Somersworth — Effective: Upon confirmation
Vacancy — Term: 5 yrs from confirmation

Board of Court Reporters
(Attorney)
Thomas H. Richards, Sunapee — Effective: Upon confirmation
Vacancy — Term: 1 yr from confirmation

Board of Court Reporters
Michele R. York, Candia — Effective: Upon confirmation
Vacancy — Term: 2 yrs from confirmation

Economic Development Matching Grants Program Steering Committee
Nominated by the New Hampshire Municipal Association
Robert M. Belmore, Dover — Effective: Upon confirmation
Succeeding: Keith Hickey, Bedford — Term: September 8, 2009

Equalization Standards Board
(Assessing official for a town with a population of less than 5,000)
Nominated by the New Hampshire Association of Assessing Officials
Robert A. Estey, Rochester — Effective: Upon confirmation
Succeeding: Richard A. Vincent, Hill — Term: September 19, 2009

Equalization Standards Board
(Assessing official for a town with a population of more than 5,000)
Nominated by the New Hampshire Association of Assessing Officials
Robert J. Gagne, Manchester — Effective: Upon confirmation
Succeeding: Stephan W. Hamilton, Salem — Term: September 19, 2009

Board of Professional Geologists
John E. Cotton, East Andover — Effective: Upon confirmation
Reappointment — Term: October 4, 2012

New Hampshire Housing Finance Authority
(Public Member)
Amy L. Lockwood, (i), Concord — Effective: Upon confirmation
Succeeding: David Haney, Bow (resigned) — Term: July 1, 2008

Board of Licensure of Interpreters for the Deaf and Hard of Hearing
(Recommended by the New Hampshire Registration of Interpreters for the Deaf)
Terry Linehan, Amherst — Effective: October 10, 2007
Succeeding: Karen Braz, Weare (reached term limit) — Term: October 10, 2010

Board of Licensure of Interpreters for the Deaf and Hard of Hearing
(Recommended by the New Hampshire Registration of Interpreters for the Deaf)
Karen L. Phillips, Londonderry — Effective: October 10, 2007
Succeeding: Jack Hoza, Newburyport, MA (reached term limit) — Term: October 10, 2010

Pharmacy Board
George L. Bowersox, Hudson — Effective: Upon confirmation
Reappointment — Term: September 7, 2012

State Radiation Advisory Committee
(Physical Science)
James J. Cherniack, Derry — Effective: October 14, 2007
Reappointment — Term: October 14, 2011

State Radiation Advisory Committee
(Medical)
Edward J. Farmlett, Laconia — Effective: October 14, 2007
Reappointment — Term: October 14, 2011

State Radiation Advisory Committee
(Industry)
Kenneth E. Mayo, Nashua — Effective: October 14, 2007
Reappointment — Term: October 14, 2011

Real Estate Appraisers Board
(Representative of a New Hampshire Lending Institution)
Richard M. Wallis, Dover — Effective: Upon confirmation
Succeeding: Robert E. Curtis, Laconia — Term: August 12, 2010

Telecommunications Planning and Development Advisory Committee
(Industry)
Nominated by the Commissioner of the Department of Resources and Economic Development
Teresa R. Rosenberger, Concord — Effective: Upon confirmation
Vacancy — Term: 3 yrs from confirmation

BUSINESS FINANCE AUTHORITY

#1 The Governor and Executive Council on motion of Councilor Pignatelli, seconded by Councilor Wieczorek and further on a roll call vote as follows: Councilor Burton – yes, Councilor Shea – yes, Councilor Hollingworth – yes, Councilor Wieczorek – yes, and Councilor Pignatelli – yes, authorized to hold a Public Hearing with respect to the financing of an industrial facility by the Business Finance Authority for Colt Refining, Inc. located in Merrimack, New Hampshire. Action will Authorized a Resolution under RSA 162-I:9 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD SEPTEMBER 19, 2007
AT SALEM HIGH SCHOOL, SALEM, NH

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At 10:40 a.m. the Governor announced that the next matter to be considered would be the financing of an industrial facility project by the Business Finance Authority ("Authority") for Colt Refining, Inc. and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received the written recommendation of the Authority and other documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, briefly explained the project, emphasized that the credit of the State was not involved and indicated that a public hearing had been held earlier that morning in the State Capital and no one had attended. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; [there being none], Councilor Pignatelli introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR COLT REFINING, INC. IN MERRIMACK, NEW HAMPSHIRE" and moved its adoption, which was seconded by Councilor Hollingworth. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Shea, Councilor Hollingworth, Councilor Wieczorek, and Councilor Pignatelli; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE ISSUANCE OF UP TO $1,500,000 REVENUE BONDS BY THE BUSINESS FINANCE AUTHORITY OF THE STATE OF NEW HAMPSHIRE TO FINANCE AN INDUSTRIAL FACILITY FOR COLT REFINING, INC. IN MERRIMACK, NEW HAMPSHIRE

WHEREAS, the Governor and Council have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination under RSA 162-I:9 with respect to the financing of an industrial facility for Colt Refining, Inc. (the "Borrower"), in Merrimack, New Hampshire, by the Authority's issuance of up to $1,500,000 in revenue bonds (the "Bonds") under RSA 162-I:1 et seq. (the "Act"); and

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

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

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

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

(a) Special Findings.

(1) The project to be financed with the proceeds of the Bonds consists of financing or re-financing the acquisition of certain waste incinerating equipment to be owned by the Borrower and located at 12A Star Drive in Merrimack, New Hampshire and possibly financing issuance costs (the "Facility" or the "Project"). The Facility is within the definition of "Industrial Facility" in RSA 162-I:2 and may be financed under the Act.

(2) The establishment and operation of the Facility will create or preserve employment opportunities directly or indirectly within the State of New Hampshire (the "State") and will likely be of general benefit to the community as a whole.

(b) General Findings.

(1) The Project and the proposed financing of the Project are feasible.

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

(3) The Loan Agreement and the other documents to be executed in connection with the issuance of the Bonds, including the Escrow Agreement (collectively, the "Financing Documents"), contain provisions so that under no circumstances will the Authority be obligated, directly or indirectly, to pay Project costs, debt service or expenses of operation, maintenance and upkeep of the Facility except from proceeds of the Bonds or from funds received under the Financing Documents, exclusive of funds received under the Financing Documents by the Authority for its own use.

(4) The Financing Documents do not purport to create any debt of the State with respect to the Facility, other than a special obligation of the Authority acting on behalf of the State under the Act.

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

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

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

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

Passed and Agreed to: September 19, 2007

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#2 The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Wieczorek authorized the request to enter into an agreement with the County of Cheshire, Keene, NH, for the purpose of supporting the acquisition of a portion of the building in Keene for Southwestern Community Services. Effective upon G&C approval through December 31, 2009. **100% Federal Funds.**

GOVERNOR'S COMMISSION ON DISABILITY

#3 The Governor and Council on motion of Councilor Shea, seconded by Councilor Pignatelli authorized the request to accept a donation of $500 from the NH Developmental Disabilities Council Inc for expenses related to the 2nd Annual Concord/Lakes Region Job Fair. Effective upon G&C approval through June 30, 2008. **100% Other Funds.**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#4 Authorized to enter into a **sole source** contract with Rockingham Community Action Inc., Portsmouth, NH, for the Fuel Assistance Program in the amount of $1,840,597. (2)Further Authorized to advance Rockingham Community Action Inc., $349,477 to operate between monthly reimbursements from the State. Effective October 1, 2007 through September 30, 2008. **100% Federal Funds.**

#5 Authorized to enter into a **sole source** contract with Southern NH Services, Inc., Manchester, NH, for the Fuel Assistance Program in the amount of $4,434,180. (2)Further Authorized to advance Southern NH Services, Inc., $860,147 to operate between monthly reimbursements from the State. Effective October 1, 2007 through September 30, 2008. **100% Federal Funds.**

#6 Authorized to enter into a **sole source** contract with Southwestern Community Services, Inc., Keene, NH, for the Fuel Assistance Program in the amount of $1,715,481. (2)Further Authorized to advance Southwestern Community Services, Inc., $324,670 to operate between monthly reimbursements from the State. Effective October 1, 2007 through September 30, 2008. **100% Federal Funds.**

#7 Authorized to enter into a **sole source** contract with Strafford County Community Action Committee Inc., Dover, NH, for the Fuel Assistance Program in the amount of $1,383,580. (2)Further Authorized to advance Strafford County Community Action Committee Inc, $261,601 to operate between monthly reimbursements from the State. Effective October 1, 2007 through September 30, 2008. **100% Federal Funds.**

#8 Authorized to enter into a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, for the Fuel Assistance Program in the amount of $2,721,120. (2)Further Authorized to advance Tri-County Community Action Program Inc., $519,165 to operate between monthly reimbursements from the State. Effective October 1, 2007 through September 30, 2008. **100% Federal Funds.**

#9 Authorized to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, for the Fuel Assistance Program in the amount of $2,373,087. (2)Further Authorized to advance Community Action Program Belknap-Merrimack Counties Inc., $453,549 to operate between monthly reimbursements from the State. Effective October 1, 2007 through September 30, 2008. **100% Federal Funds.**

OFFICE OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#10 Authorized to accept and expend $64,644.99 in SFY 2008 and $18,493.51 in SFY 2009 of additional other funds available from the NH Department of Employment Security to support the staffing requirements within the Trade Adjustment Assistance Management Information Systems Improvement award. (2)Further Authorized to establish one Business Systems Analyst I position. (3)Further Authorized to enter into a memorandum of agreement with the NH Department of Employment Security in the amount of $64,644.99 in SFY08 and $18,493.51 in SFY09, to support the requirements of the Trade Adjustment Assistance Management Information Systems Improvement award by establishing one Business Systems Analysis I position. Effective upon G&C approval through September 30, 2008. **100% Other Funds. Fiscal Committee approved.**

#10A Authorized to amend a contract between Employment Security and Michael P. Conena, East Sandwich, MA, (previously approved by G&C on 9-21-05, item #63), to provide mainframe software maintenance and support for ADABAS, NATRUAL and PREDICT software, by assigning the contract to OIT. Effective upon G&C approval through September 31, 2008. (2)Further Authorized to amend a **sole source** contract with Michael P. Conena, East Sandwich, MA, to provide mainframe software maintenance and support for software at NH Employment Security, Concord, NH, by increasing the amount by $58,300 from $142,200 to $200,500. Effective September 21, 2007 or upon G&C approval, whichever is later through one year. **100% Other Funds.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#11 Authorized to amend a contract with Marshall Miller & Associates Inc., Ashland, VA, (previously approved by G&C on 9-13-06, item #12), to perform an environmental assessment of the proposed site of new Regional Training Institute, by extending the completion date from September 30, 2007 to May 30, 2008.

#12 Authorized Captain Eric B. Hogancamp, Bradford, NH, be nominated for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to by physically, mentally, and professionally qualified.

#13 Authorized Major Randall F. Dyer, Kittery Point, ME, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to by physically, mentally, morally and professionally qualified.

#14 Authorized Major John W. Pogorek, Strafford, NH, be nominated for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to by physically, mentally, morally and professionally qualified.

#15 Authorized Captain William A. Wilson, Danville, NH, be nominated for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to by physically, mentally, morally and professionally qualified.

#16 Authorized a contract renewal with Waste Management Systems Inc., Rochester, NH, (previously approved by G&C on 10-6-04, item #6), for rubbish removal and disposal at various statewide locations in an amount not to exceed $35,000. Effective October 1, 2007 through September 30, 2008. **30% General, 70% Federal Funds.**

#17 Authorized to enter into a contract with Loureiro Engineering Associates of Merrimack, NH, for the development of a waste analysis plan for hazardous, universal and solid wastes generated at facilities by the NH National Guard in the amount of $11,700. Effective upon G&C approval through December 31, 2007. **100% Federal Funds.**

#17A Authorized to enter into a lease agreement with Gerald P. McCarthy Properties, Wareham, MA, for the lease of 10,317 sq ft of office space in the amount of $134,121. Effective December 1, 2007 through September 30, 2009. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#18 Authorized to accept and place on file the Report and Findings of Councilor John D. Shea with regard to Revenue Anticipation Note-Capital Note program to the financing of certain pre-development expenses in connection with The RiverWoods Company, Exeter, NH.

#19 Authorized to accept and place on file the Report and Findings of Councilor John Shea with regard to the proposal for improvements and refinancing existing indebtedness in participation with Wediko Children's Services Inc., Windsor, NH.

#20 Authorized to accept and place on file the Report and Findings of Councilor Raymond J. Wieczorek with regard to the proposal for improvements, refinancing of existing indebtedness, construction, and certain capital equipment purchase in participation with the Manchester Young Men's Christian Association, Manchester, NH.

#21 Authorized to accept and place on file the Report and Findings of Councilor Debora Pignatelli with regard to financing certain capital expenditures and refinancing certain existing indebtedness in participation with St. Joseph Hospital of Nashua, NH, The Surgi-Center at St. Joseph Hospital, Nashua, NH, and Covenant Health Systems, Lexington, MA.

#22 Authorized Bureau of Court Facilities to enter into a sixty day contract with Seal-Tec Asphalt Coatings Inc., Londonderry, NH, for parking lot repair and striping services in five courthouse facilities in an total amount not to exceed $5,208. Effective upon G&C approval through November 5, 2007. **100% Transfer Funds.**

#23 Authorized Bureau of Court Facilities to enter into a contract with Capital City Paving Inc., Concord, NH, for parking lot repair and striping services at five court house facilities in the amount not to exceed $22,800. Effective upon G&C approval through November 5, 2007. **100% Transfer Funds.**

#23A Authorized Bureau of Public Works Design and Construction to enter into a contract with Meridian Construction Corporation, Laconia, NH, for Laconia District Court Addition and Renovations, Laconia, NH, for a total price not to exceed $4,314,582. Effective upon G&C approval through September 26, 2008. (2)Further Authorized a transfer of $21,572.91 to the State Arts Fund within the Department of Cultural Resources for the sole purpose of purchasing art for the new Laconia District Court, Laconia, NH, bringing the total to $4,336,154.91. (3)Further Authorized a contingency in the amount of $231,485.09 for unanticipated expense for the Laconia District Court Addition and Renovations, bringing the total to $4,567,640. **100% General Funds.**

#23B Authorized to amend a contract with CIBER, Inc., Greenwood Village, CO, (previously approved by G&C on 4-19-06, item #25C), for the Enterprise Resource Planning system implementation services by extending the timeline and also reducing the scope of the project in Phase I. Effective upon G&C approval through December 30, 2009.

#23C Authorized a Working Capital Warrant in the amount of $710,000,000 to cover expenditures for the Month of October 2007. (2)Further Authorized a Working Capital Warrant reporting expenditures of $471,185,858.66 for the Month of August and recommends the balance of $48,814,141.34 be lapsed.

#23D Authorized Bureau of Public Works Design and Construction to enter into a contract with KPMB enterprises LLC, Bow, NH, for replacing two boilers at State Armories in Center Strafford and Concord, for a total price not to exceed $172,700. Effective upon G&C approval through June 27, 2008. (2)Further Authorized the amount of $6,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to $178,700.

TREASURY DEPARTMENT

#24 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of $26,384.15 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF REVENUE ADMINISTRATION

#25 The Governor and Council on motion of Councilor Hollingworth, seconded by Councilor Shea authorized the request to reclassify position #14500, Forms Design and Control Clerk, labor grade 15, step one ($27,222) to Tax Auditor I, labor grade 16, step one ($28,372.50) in the Document Processing Division.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#26 Authorized Division of Arts to award two year Operating Grants totaling $26,800 to the NH Writers Project, Manchester, and Pontine Tehatre, Portsmouth, NH. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

#27 Authorized Division of Arts to award an Operating Grant in the amount of $11,900 to Colonial Theatre Group inc., Keene, NH. Effective upon G&C approval through September 30, 2007. **100% Federal Funds.**

#28 Authorized with Councilor Pignatelli voting **no,** to **retroactively** amend a **sole source** contract with Bromelkamp Company, Minneapolis, MN, (previously approved by G&C on 7-19-06, item #32), for technical support maintenance, improvements, and training of the Pearl software system by increasing the amount by $8,000 to $16,000, and by extending the end date from June 30, 2007 to June 30, 2008. **12.5% General, 87.5% Federal Funds.**

#29 Authorized Division of the Arts to award two year Operating Grants totaling $78,200 to the organizations as detailed in letter dated August 15, 2007. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

#30 Authorized Division of the Arts to award two year Operating Grants totaling $137,400 to the organizations as detailed in letter dated August 30, 2007. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

#31 Authorized Division of the Arts to award two year Operating Grants totaling $85,600 to the organizations as detailed in letter dated August 29, 2007. Effective upon G&C approval through June 30, 2009. **100% Federal Funds.**

ATTORNEY GENERAL

The Governor and Council acted as follows:

#32 Authorized to accept and expend a grant in the amount of $932,446 from the US Department of Justice, Office on Violence Against Women, to be utilized to improve the state's response to women in NH who are victims of violent crime. Effective upon G&C approval through February 28, 2009. **100% Federal Funds. Fiscal Committee approved.**

#33 Authorized to accept a grant in the amount of $51,254 from the federal Bureau of Justice Assistance, Residential Substance Abuse Treatment Grant Program, for funding residential substance abuse treatment for adult and juvenile state offenders. Effective upon G&C approval through June 30, 2009. **Fiscal Committee approved.**

#34 Authorized to accept a grant in the amount of $350,000 from the federal Office of Juvenile Justice and Delinquency Prevention for the Enforcing Underage Drinking Laws Grant Program. Effective upon G&C approval through May 31, 2009. **Fiscal Committee approved.**

#35 Authorized to extend the full-time temporary unclassified Attorney (Traffic Safety Resource Prosecutor) (previously approved by G&C on 7-18-07, item #57), position through September 30, 2008. (2)Further Authorized to accept and expend a grant from the NH Highway Safety Agency in the amount of $65,126.05 for the purpose of fund the Traffic Safety Resource Prosecutor position. (3)Further Authorized to accept and expend a grant from the National Association of Prosecutor Coordinators in the amount of $37,383.52 for the purpose of funding the Traffic Safety Resource Prosecutor position. **Fiscal Committee approved.**

#36 Authorized to designate Jason D. Reimers as an attorney at a salary of $57,000. Effective upon G&C approval.

#37 Authorized to amend a grant from the Bureau of Justice Assistance, (previously approved by G&C on 8-23-06, item #36), to support law enforcement and justice efforts in NH, by extending the end date to September 30, 2008. (2)Further Authorized to amend funding to the NH Department of Corrections (previously approved by G&C on 8-23-06, item #36), to support the implementation of a new computer system in the amount of $463,021, by extending the end date from September 30, 2007 to September 30, 2008. **100% Federal Funds.**

#38 Authorized to amend a federal grant from the Bureau of Justice Assistance (previously approved by G&C on 6-2-04, item #56), to support law enforcement and justice efforts in NH, by extending the end date from September 30, 2007 to September 30, 2008. (2)Further Authorized to amend Drug Task Force subgrants (previously approved by G& Con 6-27-07, item #61), in support of Drug Task Force operations, by extending the end date from September 30, 2007 to September 30, 2008. **100% Federal Funds.**

#39 Authorized to enter into subgrants for residential substance abuse treatment programming with the agencies as detailed in letter dated September 4, 2007. (2)Further Authorized to enter into a subgrant for residential substance abuse treatment programming with the agencies as listed. Effective October 1, 2007 to September 30, 2008. **100% Federal Funds.**

#39A Authorized to enter into a **sole source** contract with Attorney Jill A. Desrochers, Bow, NH, for legal services to assist the Secretary of State in implementing provisions of the Help America Vote Act, in the amount of $37,492. Effective upon G&C approval through June 30, 2008. **100% Other Funds.**

EMPLOYMENT SECURITY

#40 The Governor and Council on motion of Councilor Shea, seconded by Councilor Burton authorized the request to transfer $64,644.99 in State fiscal year 2008 and $18,493.51 in State fiscal year 2009. **Fiscal committee approved.**

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#41 Authorized to assign vehicle, plate #912 114 on a 24-hour, seven day a week basis to Corrections Commissioner William Wrenn. Effective upon G&C approval.

#42 Authorized with Councilor Pignatelli voting **no,** a **retroactive** renewal contract with Concord Hospital (previously approved by G&C on 9-21-05, item #66), for the provision of x-ray/electrocardiography services in the amount of $229,857.75. Effective August 2, 2007 through August 2, 2009. **100% General Funds.**

#42A Authorized with Councilor Pignatelli voting **no,** to **retroactively** reclassify position #41472 Secretary II, labor grade 9 ($26,227.50) to a Program Assistant II, labor grade 15 ($27,222). Effective April 27, 2007. (2)Further Authorized to make a one-time **retroactive** payment to Carol St. Hilaire in the amount of $133.66 for salary due to Ms. St. Hilaire as a result of the reclassification. **100% General Funds.**

BANKING DEPARTMENT

#43 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to accept and place on file the Annual Report for calendar year ending December 31, 2006.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#44 Authorized Division of Parks and Recreation, Cannon Mountain, to renew membership with the New England Ski Areas Council, Lebanon, NH, in the amount of $2,656.92 for the 2007 – 2008 ski season. (2)Further Authorized to enter into an agreement for distribution of ski reports for an amount not to exceed $7,970. **100% Ski Area Funds.**

#45 Authorized Division of Parks and Recreation, Cannon Mountain, to renew membership with Ski New Hampshire Inc., North Woodstock, NH, in the amount of $5,485.02 for the 2007-2008 and 208-2009 ski seasons. (2)Further Authorized to expend an amount not to exceed $5,000 for alpine marketing and news clipping services. **100% Ski Area Funds.**

#46 Authorized Division of Parks and Recreation, Cannon Mountain, to renew membership with the White Mountains Attractions Association, Woodstock, NH, in the amount of $17,000 for the 2007-2008 and 2008-2009 ski seasons. (2)Further Authorized to participate in an co-op promotional program for an amount not to exceed $20,000. **100% Ski Area Funds.**

#47 Authorized Division of Parks and Recreation to renew membership with the White Mountains Attractions Association, Woodstock, NH, in the amount of $17,000 for the 2007-2008 and 2008-2009 seasons. **100% Park Funds.**

#48 Authorized with Councilor Pignatelli voting **no,** Division of Parks and Recreation to make a **retroactive** payment to Grainger, Robbinsville, NJ, in the amount of $525.60 for an air compressor purchased April 9, 2007. **100% Park Funds.**

#49 Authorized Division of Travel and Tourism Development to exercise a **retroactive** contract renewal with Yankee Publishing Inc., Dublin, NH, (previously approved by G&C on 8-23-06, item #51), for online reservation services through the State's tourism website . Effective August 23, 2007 through August 23, 2008.

#50 Authorized Trails Bureau to enter into a **sole source** contract with Monadnock Archaeological Consulting LLC, Stoddard, NH, for the report production of a Phase IA Archaeological Sensitivity Assessment of Jericho Mountain State Park in the amount of $2,024.25. Effective upon G&C approval through October 31, 2007. **100% Federal Funds.**

#51 Authorized Trails Bureau to amend a Recreational Trails Program Grant to the Mascoma Valley Snow Travelers, Grafton, NH, (previously approved by G&C on 7-13-05, item D), for trail reconstruction in Gile State Forest by extending the completion date to December 31, 2007. **100% Federal Funds.**

#52 Authorized Division of Parks and Recreation to enter into a contract with R. G. Langlois, Electric of Raymond, NH, to provide electrical utilities to the day use area of Odiorne State Park, Rye, NH, in the amount of $84,400. Effective upon G&C approval through November 15, 2007. **100% General Funds.**

#53 Authorized Division of Parks and Recreation to enter into a contract with A. W. Therrien Company Inc., Manchester, NH, for roof replacement at Fox State Forest in the amount of $36,489. Effective upon G&C approval through October 27, 2007. **100% General Funds.**

#54 Authorized Division of Parks and Recreation to amend a **sole source** contract with White Mountain Communications Corp., Randolph, NH, (previously approved by G&C on 6-22-05, item #112, amended on 6-13-07, item #101), for installing electrical conduit to the summit of Mt. Washington by increasing the amount by $161,372 from $180,636 to $342,008. Effective upon G&C approval through June 30, 2009. **100% General Funds.**

#55 Authorized Division of Parks and Recreation to enter into a **sole source** contract with Aerial NDT Inspection Inc., Milton, NH, for the magnetic particle testing of the chairlifts at Cannon Mountain Ski Area in Franconia in the amount of $2,994. Effective upon G&C approval through November 1, 2007. **100% Ski Area Funds.**

#56 Authorized Division of Parks and Recreation to amend a **retroactive** contract with Handy House Inc., Foxboro, MA, (previously approved by G&C on 5-16-07, item #60), to add portable toilet services at Webster Birthplace, by increasing the amount by $210 from $4,130 to $4,340. Effective July 1, 2007 through June 30, 2008. **100% Park Funds.**

#56A Authorized with Councilor Pignatelli voting **no,** Division of Economic Development to enter into a **sole source** agreement with Workforce Opportunity Council Inc., Concord, NH, for management of the Job Training Grant Program in the amount of $1,000,000. Effective upon G&C approval through June 30, 2008. (2)Further Authorized the payment of $40,000 upon G&C approval. **100% General Funds.**

NH FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#57 Authorized to amend a memorandum of agreement with the Department of Resources and Economic Development (previously approved by G&C on 8-9-06, item #33), for the purpose of providing additional private landowners with technical guidance on conservation of plants and natural communities at risk as a component of the NH Landowner Incentive Program, by increasing the amount by $50,500 from $77,000 to $127,500. Effective upon G&C approval through June 30, 2008. **100% Federal Funds**

#58 Authorized to **retroactively** amend the federal award received from the National Oceanic and Atmospheric Administration (previously approved by G&C on 12-7-05, item #40), for the completion of the Hugh Grant Coastal Conservation Center in Stratham, NH, by extending the end date to June 30, 2009. **Fiscal Committee approved.**

#59 Authorized to enter into a grant agreement with the Harris Center for Conservation Education, Hancock, NH, to cover costs associated with the Robb Reservoir Conservation Initiative in the amount of $150,000. Effective upon G&C approval through December 31, 2007. **33% Other (Dedicated Game Management and Habitat Funds), 67% Federal Funds.**

#60 Authorized to enter into a **sole source retroactive** contract with Information Station Specialists of Zeeland, MI, (previously approved by G&C on 5-16-07, item #66), to provide turnkey installation for a 10 Watt low frequency radio station in Pittsburg, NH, for the purpose of providing visitor information about moose viewing and the Connecticut Lakes Natural area. Effective upon G&C approval through June 30, 2008. **100% Dedicated Moose Funds.**

#61 Authorized to enter into a contract with Waste Management of NH Inc., to provide dumpster pick up at Twin Mountain, Warren and New Hampton State Fish Hatcheries in the amount of $6,704. Effective upon G&C approval through June 30, 2009. **100% Fish and Game Funds.**

#62 Authorized to enter into a **sole source** contract with Donald L. Stevens, d/b/a Atlantic Aquasport, Rye, NH, to provide SSI Advanced Open Water Scuba training and certification to five new members of the Law Enforcement Division Dive Team in the amount of $3,000. Effective upon G&C approval through June 30, 2008. **100% Other (Search and Rescue Funds.**

#63 Authorized to enter into a contract with Milan Excavating Inc., Berlin, NH, to provide dumpster pick up at Berlin State Fish Hatchery and Barry Conservation Camp in the amount of $4,140. Effective upon G&C approval through June 30, 2009. **100% Fish and Game Funds.**

#64 Authorized to assign vehicle F1 to Donald S. Clarke on a 24-hour, 7 days per week basis. Effective upon G&C approval through June 30, 2008.

#65 Authorized to accept and expend $10,000 in Other Funds which are from the Connecticut Lakes Endowment Funds to be used in substitution of Fish and Game Funds. (2)Further Authorized to accept and expend $15,500 in Other Funds which are from the Connecticut Lakes Endowment Funds to be used in substitution of Fish and Game Funds and to increase the expenditures. Effective upon G&C approval through June 30, 2008. **100% Connecticut Lakes Endowment Funds.**

#66 Authorized to acquire a Conservation Easement on 193 +/- acres of forest land in the Town of Hancock, NH, from the Town of Hancock for the sum of $220,000. Effective upon G&C approval. **100%Other (Dedicated Habitat and Game Management Funds).**

#67 Authorized to accept and place on file the Biennial Report for fiscal years 2006 and 2007.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#68 Authorized to **retroactively** amend a grant agreement with the US Department of Agriculture, Natural Resources Conservation Service (previously approved by G&C on 6-21-06, item #94), for safety assessments and reports on ten flood control dams, by extending the completion date to September 1, 2007. **Fiscal Committee approved.**

#69 Authorized to enter into a grant agreement with the Oyster River Cooperative School District, Durham, NH, to support the use of biodiesel in their school bus fleet in an amount not to exceed $10,000. Effective upon G&C approval through June 30, 2008. **100% Other Funds.**

#70 Authorized to enter into a grant agreement with the entities as detailed in letter dated August 23, 2007, to fund Household Hazardous Waste collection projects totaling $28,617.29. Effective upon G&C approval through June 30, 2008.

#71 Authorized to amend an agreement with the Rockingham Planning Commission, Exeter, NH, (previously approved by G&C on 11-15-06, item #87), for the implementation of recommendations set forth in the Exeter River Corridor and Watershed Management Plan project by amending the number of tasks to be performed and amount of payment by task.

#72 Authorized Alfred E. Mitchell's request to amend the existing permit to permanently remove two existing seasonal docks and construct three piling piers connected by a walkway in a "W" configuration accessed by a piling supported walkway, install three 3 piling ice clusters, four tie off piles, two seasonal canopies over the center slips, and two seasonal PWC lifts along the shoreline on Lake Winnipesaukee in Laconia (previously approved by G&C on 9-13-06, item #85).

#73 Authorized Dean Puzzo's request to remove an existing curved breakwater and fill lakebed to construct breakwater in an "dog-leg" configuration, with a gap at the shoreline, a cantilevered pier extending from a cantilevered pier, install 2 boat lifts and drive 3 bumper pilings on frontage on Lake Winnipesaukee in Alton.

#74 Authorized Robert & Joanne Dempsey's request to amend the existing permit to permanently remove an existing permanent piling supported dock and fill to construct breakwater, in an "I" configuration, with a gap at the shoreline, and a cantilevered pier with two piling supported docks in a "W" configuration, install one 3 pile ice cluster and a seasonal canopy over the center two slips on frontage on Lake Winnipesaukee in Wolfeboro (previously approved by G&C on 8-9-06, item #56).

#75 Authorized George and Georgette Abdulla's request to dredge 24 cubic yards of material from 1000 sq ft of lake bed adjacent to an existing commercial-use, major docking structure on Lake Winnipesaukee in Laconia.

#76 NOT USED

#77 NOT USED

#78 NOT USED

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Division for Children, Youth & Families

#79 Authorized to reimburse the individuals, as detailed in letter dated August 29, 2007, from current year funds for in-state travel expenses (mileage and tolls) incurred while in the performance of official state business during the last state fiscal year. **96% Federal, 4% General Funds.**

Division for Juvenile Justice Services

#80 Authorized with Councilor Hollingworth and Councilor Pignatelli voting **no,** to pay the New England Council on Crime and Delinquency, Lynnfield, MA, registration fees for training in the amount of $8,750. (2)Further Authorized to pay the Red Jacket Mountain View Hotel, North Conway, NH, lodging fees of $8,502. Effective upon G&C approval through October 31, 2007. **40% Federal, 60% General Funds.**

Office of Medicaid Business and Policy

#81 **TABLED** – The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Hollingworth and with Councilor Shea and Councilor Wieczorek voting **no,** voted to **table** the request to amend a **sole source** contract with McKesson Health Solutions LLC, Broomfield, CO, (previously approved by G&C on 9-8-04, item #108, amended on 9-27-06, item #77), to continue administration of the NH Medicaid Disease Management Program, by increasing the amount by $2,733,864 from $3,885,701 to $6,619,565, and by extending the completion date from September 30, 2007 to June 30, 2009. **50% General, 50% Federal Funds.**

New Hampshire Hospital

#82 Authorized to amend the Consultant List (previously approved by G&C on 6-13-07, item #420), by adding Dr. David J. Schopick, Portsmouth, NH, to provide evaluation services of sexually violent predators at the rate of $250 per hour. Effective upon G&C approval through June 30, 2009. **66% General, 33% Federal, 1% Other Funds.**

#82A Authorized an increase of $4,971 in annual salary of unclassified position #9U408, Superintendent of NH Hospital, Chester G. Batchelder, salary grade HH, from $90,382 to $95,353. Effective December 28, 2007. (2)Further Authorized an increase of $3,266 in the annual salary of unclassified position #9U408, Superintendent of NH Hospital, Chester G. Batchelder, salary grade HH, from $95,353 to $98,619. Effective January 4, 2008. **70% General, 29% Federal, 1% Other Funds.**

Division of Community Based Care Services

#83 Authorized to enter into a **sole source** agreement with Easter Seals NH Inc., Manchester, NH, to provide support services to NH reserve military families and military members deployed or returning from combat in an amount not to exceed $299,700. Effective September 20, 2007 or upon G&C approval, whichever is later, through September 30, 2008. **100% Other (Federal) Funds.**

Office of the Commissioner

#84 Authorized the transfer of $100,000 in State General Funds between the accounts as detailed in letter dated August 30, 2007. Effective upon G&C approval through June 30, 2008. **Fiscal Committee approved.**

Bureau of Elderly & Adult Services

#85 Authorized to amend a **retroactive sole source** agreement with Pilot Health LLC, Keene, NH, (previously amended by G&C on 6-27-07, item #300), acting as BEAS' fiscal intermediary for staff training, by extending the completion date of BEAS' Long Term Care competency/training to June 30, 2008. **100% Federal Funds.**

NEW HAMPSHIRE VETERANS HOME

#86 The Governor and Council on motion of Councilor Burton, seconded by Councilor Wieczorek authorized the request to **retroactively** pay Hill Rom Company Inc., Pittsburgh, PA, the amount of $17,463.85 for the rental of special air mattresses for several residents of the Veterans' Home from January 2005 through August 2007. **43% Agency, 30% Federal, 27% General Funds.**

POSTSECONDARY EDUCATION COMMISSION

The Governor and Council acted as follows:

#87 Authorized to enter into a lease agreement with Granite State Management & Resources, for 1,373 sq ft of office space in the amount of $82,860.72. (2)Further Authorized funds for this purpose for fiscal year 2008 through fiscal year 2012. Effective October 1, 2007 through September 30, 2012. **85% General, 15% Federal Funds.**

#88 Authorized to award a $13,000 grant to Franklin Pierce University for the purpose of granting scholarships to NH residents who have completed their freshman year and who will be selected for scholarships by the college on the basis of financial need or merit. Effective upon G&C approval through June 30, 2008. **100% General Funds.**

#89 Authorized to award a $27,500 grant to Plymouth State University for the purpose of granting scholarships to NH residents who have completed their freshman year and who will be selected for scholarships by the college on the basis of financial need or merit. Effective upon G&C approval through June 30, 2008. **100% General Funds.**

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#90 Authorized Services for the Blind and Visually Impaired to enter into an agreement with the NH Department of Transportation to provide vending services at the Springfield Rest Area facility on I-89 for a period of two years for and in consideration of a flat monthly fee of $646. **100% Other Funds.**

#91 Authorized to contract with Inspiration Holistic Center, Pembroke, NH, to provide tutorial services to those who qualify for special education services and who are incarcerated in NH's various correctional facilities in an amount not to exceed $164,379.20. (2)Further Authorized to exercise a renewal option on this grant for up to one additional fiscal year. (3)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. **100% Federal Funds.**

#92 Authorized to budget and expend prior year carry forward federal grant funds in the amount of $226,739. Effective upon G&C approval through June 30, 2008. **100% Federal Funds. Fiscal Committee approved.**

POLICE STANDARDS & TRAINING COUNCIL

The Governor and Council acted as follows:

#93 Authorized to accept and expend $250,000 from the NH Department of Safety, to create and provide homeland defense training to NH law enforcement officers, including training on chemical, biological, radiological and nuclear threats in order to better protect the citizens of NH. Effective upon G&C approval through June 30, 2008. **100% Other Funds. Fiscal Committee approved.**

#94 Authorized to enter into a service agreement with Forensic Consulting Associates of Nottingham, NH, to provide instruction in four three-day sessions of Dust and Bust and a three-day sessions of Digital Photography to be held at the Arthur D. Kehas Law Enforcement Training Facility and Campus in Concord in the amount of $12,000.

#95 Authorized to amend a federal grant from the US Department of Justice, Office of Justice Programs (previously approved by G&C on 5-17-06, item #114, amended on 6-27-07, item #342), to build the Gregg Public Safety Academy in Littleton and connect via interactive videoconferencing technology to the NH Police Standards & Training Council, the Fire Standards and Training Council, and the Department of Transportation, by extending the end date from September 30, 2007 to June 30, 2008.

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#96 Authorized Division of Fire Standards & Training and Emergency Medical Services to enter into an agreement with Robert Murgallis, Sabillasville, MD, to provide instructional services for a program offered in NH, for NH Fire Instructors, on a date ye to be determined in the amount of $3,422. Effective upon G&C approval through June 30, 2008. **100% Federal Funds.**

#97 Authorized Division of Motor Vehicles to amend a **retroactive** lease agreement with Windalier Miracle Mile LLC, Portland, ME, (previously amended by G&C on 4-18-07, item #94), to house the Lebanon Motor Vehicle sub-station through August 31, 2007, by extending the end date from August 31, 2007 to November 30, 2007. **100% Highway Funds.**

#98 Authorized with Councilor Pignatelli voting **no,** Division of Motor Vehicles to amend a **sole source** contract with Digimarc Corporation, Beaverton, OR, (previously amended by G&C on 11-15-06, item #152), for the production of driver licenses, special identification cards and non-driver identification cards, by extending the end date from December 3, 2007 to September 3, 2008. **100% Highway Funds.**

#99 Authorized Division of Motor Vehicles to **retroactively** accept and expend federal grant funds known as "Basic MCSAP Grant for 2007" in the amount of $253,939.61 from the Federal Motor Carrier Safety Administration for the purpose of improving motor carrier safety for the period of July 1, 2007 through September 30, 2008. (2)Further Authorized to amend G&C item #100 approved 8/23/06, to **retroactively** extend a Program Specialist IV, labor grade 25 from July 1, 2007 through June 30, 2008. **100% Federal Funds. Fiscal Committee approved.**

#100 Authorized to **retroactively** extend the end date of the Paralegal I position to provide additional support to the prosecutors in the Bureau of Hearings to September 30, 2008. (2)Further Authorized to amend G&C item #129 approved on 3/8/07, by extending the end date of the federal award received from the NH Highway Safety Agency, utilized in support of funding the Paralegal I, labor grade 17 position, to September 30, 2007. (3)Further Authorized to accept and expend a $49,547.36 grant from the NH Highway Safety Agency entitled "NH DOS Prosecuting Paralegal" to continue the services of a Paralegal I position through September 30, 2008. **100% Transfers from Other Agencies. Fiscal Committee approved.**

#101 Authorized to **retroactively** amend a grant from the NH Department of Justice, for the purpose of conducting an annual maintenance review of the labs protocols and procedures, by extending the end date to September 30, 2007. (2)Further Authorized to **retroactively** amend G&C item #103 last amended on 2/7/07 a grant received from the NH Department of Justice, for the purpose of conducting an annual maintenance review of the labs protocols and procedures by extending the end date to September 30, 2007. **100% Transfers from Other Agencies. Fiscal Committee approved.**

#102 Authorized Division of Motor Vehicles to **retroactively** amend a federal award received from the Federal Motor Carrier Safety Administration, utilized in support of protecting all of the State's borders, by extending the end date to September 30, 2007. (2)Further Authorized Division of Motor Vehicles to **retroactively** amend the end date of the six Highway Patrol and Enforcement Officers, one Highway Patrol Corporal and one Word Processor I, for the protection of the State's borders and to process a wide variety of documents and data for reports for the implementation and maintenance of the Boarder Enforcement Unit to September 30, 2007. (3)Further Authorized to amend a federal award received from the Federal Motor Carrier Safety Administration, (previously approved by G&C approved on 11/15/06, item #145), utilized in support of protecting all of the State's borders, by extending the end date to September 30, 2007. **100% Federal Funds. Fiscal Committee approved.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#103 Authorized to accept and place on file the Monthly Equipment Acquisition Plan status report for the period ending June 30, 2007.

#104 Authorized Bureau of Highway Maintenance to enter into a contract with Waste Management of NH Inc., Hampton, NH, for waste disposal at seventeen patrol shed and the Conway and Sanbornton Information Centers in the amount of $79,587.76. Effective upon G&C approval through June 30, 2009. **100% Highway Funds.**

#105 Authorized Bureau of Right of Way to pay various owners $443,000 as documented in the Contemplated Awards List for amounts greater than $5,000 for the period extending from August 15, 2007 through August 28, 2007.

#106 Authorized to amend a contract with the Lakes Region Planning Commission, Meredith, NH, (previously approved by G&C on 11-15-06, item #156), to carry out eligible planning activities, by extending the completion date to April 30, 2008. **100% Federal Funds.**

#107 Authorized Bureau of Finance and Contracts to pay Small Claims for individual amounts less than $600 for the period of October 1, 2007 through December 31, 2007. **100% Highway Funds.**

DEPARTMENT OF LABOR

#108 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to reclassify position #10980 Word Processor Operator I, labor grade 9 to a Claims Processor II, labor grade 12; and position #19286 Data Entry Operator III, labor grade 8 to Claims Processor II, labor grade 12. Effective **retroactive** to September 14, 2007. **100% Worker's Comp.**

#109 **TUITION REQUESTS**

The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Hollingworth, authorized tuition requests A, B and D:

A. **EDUCATION -** Request permission to pay Antioch University, Yellow springs, OH,, the sum of $4,918.75 for the sole purpose of enrolling Susan McKevitt, Education Consultant III, in the on-line courses entitled "Proseminar III Phase 2" and "Individualized Learning Agreement B".

B. **GOVERNOR'S COMMISSION ON DISABILITY -** Request permission to pay Franklin Pierce University, Rindge, NH, the sum of $655.00 for the sole purpose of enrolling Gayle P. Baird, Senior Accounting Technician, in the course entitled "Accounting II".

C. **WITHDRAWN BY AGENCY - DEPARTMENT OF HEALTH & HUMAN SERVICES - Children, Youth & Families** - Request permission to pay Southern New Hampshire University, Manchester, NH, the sum of $1,476.00 for the sole purpose of enrolling Rebekah Dougherty, Fiscal Specialist, in the courses entitled "Managing Quality" and "Business Systems Analysis and Design".

D. **DEPARTMENT OF HEALTH & HUMAN SERVICES – Children, Youth & Families** - Request permission to pay University of New Hampshire, Manchester, NH, the sum of $1,518.00 for the sole purpose of enrolling Jessica Fricker, Child Protective Services Worker, in the course entitled "Direct Practice III: Clinical Assessment and Intervention".

Requested Tuition Total : $8567.75

#110 **TRAVEL REQUESTS**

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

A. **FISH AND GAME** - Request permission for (3) employees, Colonel Jeffrey M. Gray, Major Timothy J. Acerno and Captain Martin S. Garabedian or designees, to travel to Angola, Delaware to attend the Northeast Conservation Law Enforcement Chief's Association Fall Conference. Permission is also requested for a waiver to exceed the 300-mile radius by State vehicle. Total Cost: $930.00 Source of Funds: 64% Conservation Law Enforcement Funds, 36% OHRV Funds. Registration Fees: $375.00.

B. **FISH AND GAME** - Request permission for (2) employees, John Magee, Fish. Bio. II, and Scott Decker, Supervisor, or designees, to travel to Fredericton, New Brunswick, Canada to attend the 33rd Annual Meeting of Atlantic International Chapter of the American fisheries Society. Permission is also requested for a waiver to exceed the 300-mile radius by State vehicle. Total Cost: $506.00 Source of Funds: 25% F&G Funds, 75% General Funds. Registration Fees: $40.00.

C. **FISH AND GAME** - Request permission for (1) employee, Steven Weber, Chief of Wildlife, or designee, to travel to Wolfville, Nova Scotia, Canada to attend the Northeast Association of fish & wildlife Agency Fall Director's Meeting. Permission is also requested for a waiver to exceed the 300-mile radius by State vehicle. Total Cost: $1,166.00 Source of Funds: 49% Federal Funds, 5% Agency funds, 46% F&G Funds. No Registration Fees.

LATE ITEMS

DEPARTMENT OF ENVIRONMENTAL SERVICES

A. Pursuant to RSA 21-I:56, Reclassification of Position #1029, Sanitarian I to an Environmentalist III; reclassification of Position #12062, Sanitarian II, to an Environmentalist III; reclassification of Position # 17368, Sanitation II, to an Environmentalist III. **100% General Funds**

DEPARTMENT OF ENVIRONMENTAL SERVICES

B. Approved request to reconstruct the boat launch ramp/marine railway and replace winch mount structure impacting a total of 1,000 square feet in the intertidal zone and tidal buffer zone to provide safe boat launching and hauling at White Island, Isles of Shoals. This project is the alternative with the least adverse impact to the area.

ITEMS REMOVED FROM TABLE

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton, voted to remove item #108 - which was tabled at the September 5, 2007 Meeting

OFFICE OF THE CONSUMER ADVOCATE

#108 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton voted to approve the request to enter into a contract with Rolka Loube Saltzer Associates, Silver Spring, MD, to provide expert testimony and other services related to a pending docket at the NH Public Utilities Commission in the amount not to exceed $17,500. Effective upon G&C approval through February 30, 2008. **100% Utility Assessment Funds.**

Next Governor and Executive Council meeting is scheduled for Wednesday, October 3, 2007 at 10:00 a.m. at the Division of Children, Youth & Families, Manchester, NH.

The Honorable Board then Adjourned