

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
 State House, Concord, New Hampshire  
 April 5, 2006, 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 Burton, accepted the minutes of March 22, 2006.

The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Pignatelli approved the appointment of several persons nominated for Civil Commissions from the March 22, 2006 meeting.

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

**RESIGNATIONS**

The Governor and Council accepted the following with regret:

Compensation Appeals Board

(Employer/Insurer)

Edward Walsh, Merrimack

Effective: May 31, 2006

Invasive Species Committee

George Timm, Hancock

Effective: Upon acceptance

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Agricultural Advisory Board

(Grafton County)

Jesse Laflamme, Monroe

Succeeding: Lisa Knapton, Piermont (reached term limit)

Effective: April 5, 2006

Term: January 31, 2011

Aviation Users Advisory Board

(General Aviation)

Joseph R. Brigham, Bow

Reappointment

Effective: April 5, 2006

Term: April 23, 2010

Cannon Mountain Advisory Commission

Rich McLeod, Franconia

Succeeding: Kenneth B. MacLeod, Franconia

Effective: April 5, 2006

Term: January 1, 2009

New Motor Vehicle Arbitration Board

Billie Tooley, Portsmouth

Reappointment

Effective: April 5, 2006

Term: October 16, 2006

Pre-Engineering Technology Advisory Council

(Public Member)

Daniel McGuire, Manchester

Succeeding: Michael Heffron, Bedford

Effective: April 5, 2006

Term: September 4, 2008

Pre-Engineering Technology Advisory Council

(Public Member)

Bruce D. Smith, PE, Hancock

Succeeding: William Johnson, Weare

Effective: April 5, 2006

Term: September 4, 2008

Public Water Access Advisory Board

(Fishing)

Richard Smith, Hancock

Succeeding: John Cowan, Weare

Effective: April 5, 2006

Term: October 27, 2007

Board of Veterinary Medicine

Nominated by the New Hampshire Veterinary Medical Association

Jennifer Sula, DVM, Salisbury

Succeeding: Craig Kelleher, North Hampton (reached term limit)

Effective: April 5, 2006

Term: March 5, 2011

**ITEMS REMOVED FROM TABLE**

The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Wieczorek voted to remove the Confirmation which was tabled at the March 22, 2006 Meeting.

The Governor and Council on motion of Councilor Griffin, seconded by Councilor Wieczorek and with Councilor Spaulding voting **no**, voted to confirm the following:

Department of Education

(District 3)

Daphne A. Kenyon, Ph.D., Windham

Succeeding: William E. Boc, Dover

Effective: April 5, 2006

Term: January 31, 2010

**NOMINATIONS**

The Governor placed into nomination the following:

State Board of Auctioneers

Devin Moisan, Durham

Reappointment

Effective: Upon confirmation

Term: March 1, 2011

Compensation Appeals Board

(Labor)

Dennis Murphy, Jr., Center Harbor

Reappointment

Effective: Upon confirmation

Term: February 9, 2009

Current Use Advisory Board

(Representing assessing official from town with population greater than 5,000)

Normand Pelletier, Hudson

Reappointment

Effective: Upon confirmation

Term: December 23, 2007

Board of Licensed Dietitians

(Public Member)

Merton S. Dyer, Peterborough

Succeeding: Alan Grigsby, Claremont

Effective: Upon confirmation

Term: March 28, 2009

Rochester District Court Special Justice

Susan W. Ashley, Strafford

Vacancy

Effective: Upon confirmation

Term: Until 70 years of age

Marital Master: Administrative Office of the Courts

Robert J. Foley, Saco, ME

Vacancy

Effective: Upon confirmation

Term: 3 yrs from confirmation

Volunteer NH Board of Directors

(Experienced in promoting involvement of adults 55 years of age or older in volunteerism)

Gail S. Merrill, Winchester

Succeeding: Patti Koscielniak, Goshen

Effective: Upon confirmation

Term: October 10, 2009

### OFFICE OF ENERGY AND PLANNING

#1 The Governor and Council on motion of Councilor Spaulding, seconded by Councilor Griffin authorized the request to accept and expend federal funds in the amount of \$1,000 from the US Department of Homeland Security, Federal Emergency Management Agency, for in-state travel related to the National Flood Insurance Program through June 30, 2006. Effective upon G&C approval. **100% Federal Funds.**

### OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#2 Authorized Michael C. Parrinello, Springvale, ME, be nominated for appointment to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#3 Authorized to amend an existing memorandum of agreement with the NH Fish and Game Department (previously approved by G&C on 6-23-04, item #20A), to perform Habitat Management and Monitoring of the Concord Municipal Airport Conservation Zones by extending the term of the contract from April 30, 2006 to June 30, 2006.

### DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#4 Authorized to accept and place on file the Report and Findings of Councilor Peter J Spaulding with regard to the NH Higher Education Loan Corporation – Concord – student loan program.

#5 Authorized to accept and place on file the Report and Findings of Councilor Peter J Spaulding with regard to the Capital Note and Revenue Anticipation Note Program – Statewide project.

#6 Authorized to accept and place on file the list of agency transfers Authorized for Fiscal Year 2006 during the month of February.

#7 Authorized to amend a contract with Nortech Systems, Barrington, NH, (previously approved by G&C on 11-10-04, item #12), for fire alarm system testing and maintenance services at 34 state owned facilities located throughout the State, by increasing the amount by \$60,234 from \$335,094 to \$395,328. Effective upon G&C approval through November 30, 2007. **100% Other Funds.**

#7A Authorized to amend a contract with Kang Company Inc., Concord, NH, (previously approved by G&C on 4-5-05, item #22), for Londergan Hall, Johnson Hall, Spaulding Hall and Records and Archives, for janitorial services, by increasing the contract by \$4,000 from \$129,000 to \$133,000.

#7B Authorized to enter into a contract with East Coast Communications of Massachusetts located in Stoughton, MA, for installation and maintenance services for Comdial Telecommunication Systems and Equipment in the amount of \$100,000. Effective upon G&C approval through April 9, 2009.

#7C Authorized Division of Plant and Property Management to enter into a contract with Signet of Norwell, MA, for installation and repair of NEC Telecommunication Systems and Equipment in the amount of \$100,000. Effective April 10, 2006 through April 9, 2009.

#7D Authorized Division of Plant and Property Management to enter into a contract with Alternative Communications Service Corporation of Nashua, NH, for general communication wiring and cabling repairs in the amount of \$800,000. Effective April 10, 2006 through April 9, 2009.

#7E Authorized to enter into a contract with Arcomm Communications Corporation of Hillsboro, NH, for general communication wiring and cabling repairs in the amount of \$800,000. Effective April 10, 2006 through April 9, 2009.

#7F Authorized to exercise the option to renew a current contract with Paymentech, L.P., Salem, NH, for financial card processing services, and enables State Agencies to accept credit cards, debit cards or stored value cards for the purchase or payment of registrations, fees, fines, goods and services as required. Effective **retroactive** to March 1, 2006 through February 28, 2008.

#### DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#8 Authorized NH State Library to accept and expend a grant in the amount of \$5,000 from the National Endowment for the Humanities for Assessing 18<sup>th</sup> and 19<sup>th</sup> Century NH Maps and Atlases. Effective upon G&C approval through June 30, 2008. **100% Federal Funds.**

#9 Authorized Division of Arts to award a Community Arts Project grant to the Vermont Arts Exchange, North Bennington, VT, in the amount of \$6,500. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#10 Authorized Division of Arts to purchase artwork totaling \$13,000 from the artists as detailed in letter dated March 22, 2006. **100% General (Art) Funds.**

#### TREASURY DEPARTMENT

The Governor and Council acted as follows:

#10A Authorized a transfer of appropriated funds in the amount of \$6,600 as detailed in letter dated February 23, 2006. Effective upon G&C approval through June 30, 2006. **Fiscal Committee approved.**

#10B Authorized to accept and expend \$125,000 in Fiscal Year 2006 additional program revenues. Effective upon G&C approval through June 30, 2006. **Fiscal Committee approved.**

#### DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council acted as follows:

#11 Authorized **retroactive** purchase and payment of a new Dell Laptop, Latitude D610 Pentium M740, with MS Office Professional, from Dell Marketing LP in the amount of \$1,747.78. **100% Federal Funds.**

#12 Authorized Bureau of Markets to amend a grant with the University of NH Cooperative Extension, Durham, NH, (previously approved by G&C on 11-10-04, item #19, amended on 8-31-05, item #52A), in the amount of \$5,000, for providing assistance with planning and conducting risk management education training programs for farmers in NH, by extending the completion date to June 30, 2006 from December 30, 2005. **100% Federal Funds.**

#13 Authorized to enter into a contract with Michele L Tremblay, d/b/a naturesource communications, Boscawen, NH, to provide administrative services for the State Conservation Committee, in the amount of \$88,200. Effective upon G&C approval through September 30, 2007. **57% General, 43% Other Funds.**

#### TREASURY DEPARTMENT

#14 The Governor and Council on motion of Councilor Burton, seconded by Councilor Pignatelli authorized the request to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of \$5,090.77 to the rightful owners of abandoned or unclaimed funds. **100% General Funds.**

#### DEPARTMENT OF REVENUE ADMINISTRATION

#15 The Governor and Council on motion of Councilor Wiczorek, seconded by Councilor Spaulding authorized the request to enter into a contract with Robert Half International Inc., Manchester, NH, for temporary personnel services, in the amount of \$63,000. Effective upon G&C approval through June 30, 2007. **100% General Funds.**

### EMPLOYMENT SECURITY

The Governor and Council acted as follows:

#16 Authorized to enter into a memorandum of agreement with the NH Department of Resources and Economic Development to conduct a survey of DRED customers to evaluate the impact of business services in the amount of \$9,400. (2)Further Authorized an advance payment in the amount of \$9,400 to NHES in accordance with the terms of the memorandum of agreement. (3)Further Authorized to accept and expend funds from DRED in the amount of \$9,400 in accordance with the memorandum of agreement between NHES and DRED for the described services. Effective upon G&C approval through September 30, 2006. **100% Transfer Funds.**

#17 Authorized to enter into a contract with Hi-Way Safety Systems Inc, Hanover, MA, for parking lot striping services at NHES offices statewide in an amount not to exceed \$12,780. Effective upon G&C approval through June 30, 2008. **100% Federal Funds.**

#18 Authorized to enter into a contract with The Scott Lawson Group Ltd. Concord, NH, for ergonomic workstation set-up, evaluation and follow-up services at NHES offices statewide in an amount not to exceed \$14,000. Effective upon G&C approval through June 30, 2008. **100% Federal Funds.**

#19 Authorized to enter into a contract with Agritec Landscape Services, Concord, NH, to provide sewer line repair services at the NHES Concord Local Office in the amount not to exceed \$4,380. Effective upon G&C approval through August 31, 2006. **100% Federal Funds.**

#20 Authorized to enter into a contract with Country Rose Carpet Cleaning, Atkinson, NH, for carpet and upholstery cleaning services at NHES offices statewide, in an amount not to exceed \$30,000. Effective upon G&C approval through June 30, 2008. **100% Federal Funds.**

### ATTORNEY GENERAL

The Governor and Council acted as follows:

#21 Authorized to **retroactively** accept and expend a grant in the amount of \$25,543.58 from the US Attorney's Office for the District of NH, to be utilized to support a drug enforcement officer position with the NH Drug Task Force. Effective January 16, 2006 through July 16, 2006. **100% Federal Funds.**

#21A Authorized to expend a sum not to exceed \$300,000 from funds not otherwise appropriated for the purpose of covering projected shortfalls in the general litigation expenses incurred in the defense of the State and the prosecution of criminal law. **Fiscal Committee approved.**

### HIGHWAY SAFETY AGENCY

The Governor and Council acted as follows:

#22 Authorized to accept and expend \$33,037.73 in federal highway safety funds from the National Highway Traffic Safety Administration for the development and implementation of a statewide safety program. Effective upon G&C approval through June 30, 2006. **100% Federal Funds.**

#23 Authorized to enter into a **sole source** contractual agreement with the NH Fisher Cats baseball team to coordinate a highway-safety related advertisement campaign during the 2006 season home games in the amount of \$16,000. Effective upon G&C approval through September 15, 2006. **100% Federal Funds.**

### INSURANCE DEPARTMENT

#24 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to enter into a **retroactive** educational tuition agreement with Southern NH University, Manchester, NH, for Christine Wenners to participate in the course entitled Human Resources Management, during the period of March 6, 2006 through April 30, 2006 and to pay such costs in the amount of \$750. **100% Other Funds.**

### **PUBLIC UTILITIES COMMISSION**

#25 The Governor and Council on motion of Councilor Griffin, seconded by Councilor Spaulding authorized the request of intervenor compensation by the NH Public Interest Research Group in the amount of \$10,000. This compensation would be payable to the NH Public Interest Research Group directly from Public Service Company of NH, Granite State Electric Systems at \$2,500 each.

### **LIQUOR COMMISSION**

The Governor and Council acted as follows:

#26 Authorized to accept and expend Sweepstakes Incentive Award Funds from the Tri-State Lottery Commission, South Barre, VT, in the amount of \$462.87. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

#27 Authorized to amend a contract with Griffin Bodi & Krause Inc., Manchester, NH, (previously approved by G&C on 6-25-03, item #91), for the sole purpose of providing advertising, merchandising and communications programs, by increasing the price limitation of \$2,862,715 from \$2,341,350 to \$5,204,065, and by extending the termination date through June 30, 2008. **99% General, 1% Other Funds.**

### **DEPARTMENT OF CORRECTIONS**

The Governor and Council acted as follows:

#28 Authorized to enter into a contract with WR Bevans Fire Alarms Inc., Boscawen, NH, for maintenance, testing and repair of the building service and fire protection equipment connected to the detection, alarm, and communications systems in the amount of \$11,920. Effective May 1, 2006 or upon G&C approval, whichever is later, through April 30, 2008 with the option to renew for an additional period of up to two years upon G&C approval. **100% General Funds.**

#28A Authorized to transfer budgeted grant funds in the amount of \$40,424.07 between PAU classes as detailed in letter dated March 9, 2006 of the appropriation warrant dated July 1, 2005. This adjustment is necessary to update the account classes to match up with the amended amount of the NH Department of Justice grant as amended April 5, 2005. **Fiscal Committee approved.**

### **JOINT BOARD OF LICENSURE AND CERTIFICATION**

#29 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to enter into a **sole source** contract with the National Association of State Boards of Geology, Columbia, SC, for the preparation and scoring of the national Geologist examiners in the amount of \$30,000. Effective May 1, 2006 through April 30, 2008. (2)Further Authorized unencumbered payments under this contract with internal accounting control. **100% General Funds.**

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

The Governor and Council acted as follows:

#30 Authorized Division of Economic Development to award a grant to the City of Manchester, Manchester, NH, for a marketing initiative for the City of Manchester in the amount of \$25,000. Effective upon G&C approval through December 31, 2006. **100% General Funds.**

#31 Authorized Division of Economic Development to award a grant to the City of Franklin, Franklin, NH, for a marketing initiative for the City of Franklin in the amount of \$20,000. Effective upon G&C approval through March 1, 2007. **100% General Funds.**

#31A Authorized Division of Forests and Lands to accept a \$1,970,000 Federal grant and assign the grant directly to The Trust for Public Land to pay the purchase price for acquisition of a Conservation Easement on 557+/- acres in the City of Concord, NH, known as Rossvie Farm. (2)Further Authorized to accept 557+/- acre Conservation Easement, and enter into a Snowmobile Agreement to insure continued access to the properties for this use. (3)Further Authorized to reimburse The Trust for Public Land for the cost of a title policy estimated at \$6,000 for the property on which the conservation easement will be acquired. **Fiscal Committee approved.**

#### **FISH AND GAME DEPARTMENT**

The Governor and Council acted as follows:

#32 Authorized to compensate Daniel A Brooks, Conservation Officer I, **retroactive** pay in the amount of \$2,790.90 for an incremental step effective October 17, 2004 through March 2, 2006 using FY06 funds. **100% Fish and Game Funds.**

#33 Authorized to enter into a Grant Agreement with the Rockingham Land Trust Inc, Exeter, NH, to provide the Rockingham Land Trust Inc. with \$193,363 from the State Wildlife Grants Program to acquire 316 acres of land in the Towns of Newfields and Newmarket, NH. **100% Federal Funds.**

#34 Authorized to enter into a contract with the Town of Seabrook, NH, to construct a sea wall and to repair or upgrade facilities at Yankee Co-Op, Seabrook, NH, for an amount not to exceed \$315,812. Effective upon G&C approval through September 30, 2006. **100% Federal Funds.**

#35 Authorized to amend a memorandum of agreement with the Department of Environmental Services (previously approved by G&C on 7-13-05, item #60), for the development of public water access areas for boating on public water bodies, by extending the end date from June 30, 2006 to June 30, 2007.

#35A Authorized to accept and expend \$45,000 from the US Fish and Wildlife Service to fund the purchase and equipping of an Anadromous fish stocking truck. (2)Further Authorized to accept and expend a \$5,000 donation from the Theodore Roosevelt Conservation Partnership to fund the purchase and equipping of an Anadromous fish stocking truck. (3)Further Authorized to accept and expend a \$10,000 donation from the NH Trout Unlimited Council to fund the purchase and equipping of an Anadromous fish stocking truck. Effective upon G&C approval through September 30, 2006. **Fiscal Committee approved.**

#35B Authorized to accept and expend \$50,000 from State Wildlife Grant Funds received from the US Fish and Wildlife Service for the purpose of assisting towns within the I-93 corridor with future growth and land protection guidance. Effective upon G&C approval through June 30, 2007. **Sole Source. Fiscal Committee approved.**

#### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

The Governor and Council acted as follows:

#36 Authorized to pay membership dues **retroactively** to the Association of US Delegates to the Gulf of Maine Council on the Marine Environment, South Portland, ME, in the amount of \$15,000. Effective upon G&C approval. **50% Federal, 50% General Funds.**

#37 Authorized to enter into a Cooperative Project Agreement with the University of NH – Office of Sponsored Research, Durham, NH, for \$7,500 for intern training and participation in the P2 Program's assistance projects. Effective upon G&C approval through September 30, 2006. **100% Federal Funds.**

#38 Authorized to enter into an agreement with Hydropress LLC, West Hatfield, MA, for digester cleaning and sludge dewatering, in the amount of \$33,944. Effective upon G&C approval through June 20, 2006. **100% Other Funds.**

#39 Authorized to enter into a grant agreement with Strafford Regional Planning Commission, Dover, NH, to conduct water resources planning in Wakefield, NH, in the amount of \$7,000. Effective upon G&C approval through December 30, 2006. **100% Federal Funds.**

#40 Authorized to enter into a grant agreement with the Lake Massasecum Improvement Association Inc., Bradford, NH, for the purpose of variable milfoil control in the northern cove of Lake Massasecum, Bradford, NH, in the amount of \$4,820. Effective upon G&C approval through December 31, 2006. **100% Other Funds.**

#41 Authorized to exercise a one year contract renewal option with PerkinElmer LAS Inc., Shelton, CT, (previously approved by G&C on 6-22-05, item #137), to provide maintenance on two gas chromatographs and one automated thermal desorber in the amount of \$8,088. Effective upon G&C approval through May 31, 2007. **100% Federal Funds.**

#42 Authorized to approve a loan agreement amendment with the City of Franklin, NH, to finance the replacement of the Route 3A and Route 11 Sewers, by increasing the loan by \$6,650 from \$803,350 to \$810,000. Effective upon G&C approval. **100% Other Funds.**

#43 Authorized to approve a loan agreement with the Town of Jaffrey, to finance the upgrade of the Town's Wastewater Treatment Facility in the amount of \$1,307,154.34. Effective upon G&C approval. **100% Other Funds.**

#44 Authorized to approve a loan agreement with the City of Somersworth to finance sewerage system improvements in the amount of \$1,836,616. Effective upon G&C approval. **100% Other Funds.**

#45 Authorized an original loan agreement with Pennichuck Water Works Inc., to finance improvements to the existing surface water treatment facility subject to conditions as outlined in documents substantially in the form presented in the amount of \$3,000,000. Effective upon G&C approval. **83% Federal, 17% Capital General Funds.**

#46 Authorized to award a Local Source Water Protection grant to the City of Franklin Water Department, Franklin, NH, to complete a project to protect drinking water from contamination in the amount of \$15,000. Effective upon G&C approval through June 30, 2007. **100% Federal Funds.**

#47 Authorized to award Household Hazardous Waste grants to the entities as detailed in letter dated February 17, 2006, for the purpose of conducting household hazardous waste collection projects totaling \$42,816.08. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

#48 Authorized James Mooney's request to fill, construct breakwater in an "L" configuration with a gap at the shoreline and a cantilevered pier accessed by a cantilevered walkway and a wharf along the shore on frontage providing 2 boatslips on Lake Winnepesaukee in Alton.

#49 Authorized Richard Wozmak's request to fill, construct breakwater in a "dogleg" configuration with a gap at the shoreline, and a cantilevered pier and drive 2 tie-off pilings on frontage on Lake Winnepesaukee in Alton.

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

The Governor and Council acted as follows:

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

#50 Authorized to amend an agreement with the Secretary of the US Department of Health and Human Services and the State of NH on behalf of the Town of Ashland, for the purpose of adopting the optional exclusion from Social Security and Medicare coverage for the services performed by election workers for each calendar year in which the remuneration paid for such services is less than \$1,300.

### Office of Operations Support

#51 Authorized to make payment to Aspen Publishers Inc., Frederick, MD, for Loislaw Internet Legal Services, in the amount of \$2,880. Effective upon G&C approval. **50% Federal, 50% General Funds.**

#52 Authorized an increase of \$2,191 in the annual salary of unclassified position #9U415, Manager of the Administrative Appeals Unit, John Dabuliewicz, salary grade EE, from \$69,477 to \$71,668. Effective upon G&C approval.

### Division of Public Health Services

#53 Authorized to enter into a **sole source** contract with Waters Technologies Corporation, Milford, MA, to provide repair and maintenance services for a Waters Liquid Chromatograph and Mass Spectrometer in the amount of \$34,452. Effective upon G&C approval through twenty-four months. **100% Federal Funds.**

#54 Authorized Bureau of Community Health Services/Rural Health and Primary Care Section to enter into an agreement with the Foundation for Healthy Communities, Concord, NH, to assist rural hospitals with patient safety and quality improvement initiatives in the amount totaling \$249,592. Effective upon G&C approval through June 30, 2007. **100% Federal Funds.**

#55 Authorized Bureau of Community Health Services, Rural Health and Primary Care Section to enter into an agreement with Christina M Anderson, MD, Ctr. Tuftonboro, NH, to provide services through the physician loan repayment program in the amount totaling \$20,000. Effective upon G&C approval through June 30, 2007. **100% General Funds.**

### Division of Family Assistance

#56 Authorized to amend a contract with the University System of NH, Office of sponsored Research, Durham, NH, (previously approved by G&C on 6-22-05, item #312), to continue providing the Family Lifeskills Program for participants of the NH Employment Program, by extending the end date from June 30, 2006 to September 30, 2006, and by increasing the amount by \$247,708 from \$947,498 to \$1,195,206. Effective July 1, 2006 or upon G&C approval, whichever is later, through September 30, 2006. **65% Federal, 35% General Funds.**

#57 Authorized to make an unencumbered **retroactive** payment of \$26,189.25 to JP Morgan Electronic Financial Services, Inc., (previously approved by G&C on 9-15-97, item #78, amended on 8-23-00, item #102, amended on 9-17-03, item #83, amended on 4-20-05, item #70), for cost incurred from June 2002 to June 2005 related to the Electronic Benefits Transfer services agreement. **50% Federal, 50% General Funds.**

### Division for Children, Youth & Families

#58 Authorized with Councilor Pignatelli voting **no**, to **retroactively** pay a membership fee to the American Public Human Services Association, Washington, DC for the period January 1, 2006 through December 31, 2006 for annual membership renewal in an amount not to exceed \$6,550. **100% Federal Funds.**

#59 Authorized to amend an agreement with Southeastern Regional Education Services Center Inc., Bedford, NH, (previously approved by G&C on 6-22-05 item #346), for inclusion of children with special needs in pre-school programs, by increasing the amount by \$30,000 to \$340,000. Effective upon G&C approval. **100% Federal Funds.**

### Division of Child Support Services

#60 Authorized to amend a **sole source** cooperative agreement with the Supreme Court of the State of NH, Administrative Office of the Courts, Concord, NH, (previously approved by G&C on 12-3-03, item #45), for the administration of the Marital Masters program by increasing the amount by \$224,775 from \$2,172,000 to \$2,396,775. Effective upon G&C approval through December 31, 2006. **100% Federal Funds.**

### **New Hampshire Hospital**

#61 Authorized to amend the Consultants List as detailed in letter dated March 1, 2006, (previously approved by G&C on 6-22-05, item #441), by adding Ragged Mt. Educational Consulting, LLC, Danbury, NH, as a substitute teacher at the rate of \$45 per hour. Effective upon G&C approval through June 30, 2007. **33% Federal, 66% General, 1% Other Funds.**

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

#62 Authorized to amend a **sole source** agreement with Seacoast Mental Health Center Inc., Portsmouth, NH, (previously approved by G&C on 6-22-05, item #184), to provide counseling services, by increasing the amount not to exceed \$4,241.62 from \$62,000 to \$66,241.62. Effective upon G&C approval through June 30, 2007. **66% Federal, 34% General Funds.**

#62A Authorized to accept and expend additional Nursing Facility Quality Assessment Funds in the amount of \$7,825,000, and additional federal Medicaid funds in the amount of \$7,825,000. Effective upon G&C approval through June 30, 2006. **50% Federal, 50% Other Funds. Fiscal Committee approved.**

### **DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#63 Authorized to budget and expend grant funds in the amount of \$17,620.69 from the Council of Chief State School Officers to continue NH's Statewide Support System for Arts, Integration, and Learning. Effective upon G&C approval through December 30, 2006. **100% Other Funds.**

#64 Authorized to grant funds in the amount of \$5,000 to the NH School Administrators Association, Concord, NH, to support the NHSAA June Conference and Annual Meeting being held June 25-28, 2006 at the Best Western Red Jacket Mountain View Hotel, North Conway, NH. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#65 Authorized transfers in the amount of \$12,600 from the Benefits Adjustment Fund to cover appropriation shortfalls for Fiscal 2006 as detailed in letter dated March 9, 2006. **100% Other Funds.**

#66 Authorized to contract with RMC Research Corporation, Portsmouth, NH, to perform independent evaluations on projects supported by the Department of Education, Bureau of Special Education and the State Improvement Grant project in an amount not to exceed \$199,056.96. Effective upon G&C approval through June 30, 2007. (2)Further Authorized subject to G&C and the contractor's acceptable performance of the terms herein, to exercise a renewal option on this contract for up to one additional fiscal year, pending legislative approval of the next biennium budget. **100% Federal Funds.**

#66A Authorized to accept and expend grant funds in the amount of \$215,250 from the US Department of Education for hurricane emergency impact aid for displaced students. Effective upon G&C approval through July 31, 2006. **100% Federal Funds. Fiscal Committee approved.**

### **NH COMMUNITY TECHNICAL COLLEGE SYSTEM**

The Governor and Council acted as follows:

#67 Authorized to increase the size of its fleet by six vehicles from 78 to 84. **42% General, 58% Other Funds.**

#68 Authorized to accept and place on file the Biennial Report for July 1, 2003 through June 30, 2005.

### **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#69 Authorized Division of Administration to reclassify a vacant Secretary II position #10497, labor grade 9, to an Auditor II, labor grade 12. Effective upon G&C approval. **100% Highway Funds.**

#70 Authorized Division of State Police to reclassify an Executive Secretary position #10405, labor grade 11, to a Program Assistant II, labor grade 15. Effective upon G&C approval. **81% Highway, 19% Turnpike Funds.**

#71 Authorized Division of Emergency Services, Communications and Management, Bureau of Emergency Management to hold a workshop titled Basic Public Information Officers on April 18-20, 2006 at The Red Jacket Mountain View LLC, North Conway, NH, for a total cost not to exceed \$8,181. (2)Further Authorized a contract with The Red Jacket Mountain View LLC, North Conway, NH, for a function room, meals, and rooms in the amount of \$8,181. **100% Federal Funds.**

#72 Authorized Division of Motor Vehicles to amend the \$494,739 grant received from the US Department of Justice (previously approved by G&C on 11-10-047, item #30), entitled FY2004 BJA Award, by extending the grant end date from September 30, 2006 to September 30, 2008. **100% Federal Funds.**

#73 Authorized Division of Fire Standards & Training and Emergency Medical Services to amend a lease with 22 Main Street LLC, Berlin, NH, (previously approved by G&C on 8-13-05, item #157), to include a one time payment of \$3,000 upon completion of the renovations agreed upon. The total of the contract will now be \$111,898.32 from the original \$108,898.32. Effective upon G&C approval. **100% EMS Funds.**

#74 Authorized with Councilor Pignatelli voting **no**, Division of Motor Vehicles to enter into a **sole source** memorandum of agreement with the NH Technical Institute in Concord, NH, to provide parking and classroom space for the Motorcycle Rider Training Program in an amount not to exceed \$26,250. Effective upon G&C approval through December 31, 2006. **100% Motorcycle Ryder Training Program.**

#75 Authorized with Councilor Pignatelli voting **no**, Division of Motor Vehicles to enter into a **sole source** memorandum of agreement with the NH Community Technical College, Laconia, NH, to provide parking and classroom space for the Motorcycle Rider Training Program in an amount not to exceed \$22,500. Effective upon G&C approval through December 31, 2007. **100% Motorcycle Ryder Training Program.**

#76 Authorized Division of Motor Vehicles to amend the lease with REL Commons LLC, Rye, NH, (previously approved by G&C on 4-23-97, item #171, amended on 11-13-02, item #185, amended on 10-20-04, item #105), to house the Motor Vehicle sub-station in Rochester in the total amount of \$8,920. Effective April 30, 2006 through October 31, 2006. **100% Highway Funds.**

#77 Authorized Division of State Police to enter into a **sole source** contract with ASCLD/Lab (American Society of Crime Laboratory Directors Laboratory Accreditation Board), Garner, NC for the audit and inspection of the Toxicology Section of the Forensic Laboratory scheduled to take place in May of 2006 in the amount of \$4,000. Effective upon G&C approval through June 30, 2006. **100% Federal Funds.**

#78 Authorized Bureau of Emergency Management to enter into agreements with the communities as detailed in letter dated March 16, 2006 for a total amount of \$73,932.10 for activities associated with enhancing local all-hazard planning. Effective upon G&C approval through September 30, 2006. **50% Federal, 50% Match Funds.**

#79 Authorized the application permit of Lake Forest Property Owners' Association located on Squam Lake in Holderness, NH, for a congregate mooring field, for a total of 16 moorings.

#79A Authorized Division of Fire Standards & Training and Emergency Medical Services to enter into a contract amendment with L.A.D. Welding & Fabrication Inc., Concord, NH, to complete additional welding projects, by increasing the amount by \$6,625 from \$15,000 to \$21,625. Effective upon G&C approval through June 30, 2006. **100% EMS Funds.**

#79B Authorized Division of Emergency Services, Communications and Management, Bureau of Emergency Communications to transfer \$293,350 as detailed in letter dated February 16, 2006. **Fiscal Committee approved.**

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#80 Authorized Bureau of Rail and Transit to pay the City of Nashua \$240,000 to match Federal and City funds to construct a transit maintenance facility in Nashua. Effective upon G&C approval. **100% Capital General Funds.**

#81 Authorized with Councilor Pignatelli voting **no**, Bureau of Turnpikes to **retroactively** continue its membership and participation with the International Bridge, Tunnel and Turnpike Association, Washington, DC, by paying the annual membership dues in the amount of \$17,591. **100% Turnpike Funds.**

#82 Authorized Bureau of Rail & Transit to grant an easement to the NH Electric Cooperative for overhead and underground electrical distribution and transmission lines and current laterals on the State-owned Concord to Lincoln railroad corridor in the Towns of Thornton and Woodstock, for a one-time fee of \$5,000.

#83 Authorized Bureau of Environment to enter into a qualification-based contract with Jacques Whitford Company Inc., Portsmouth, NH, to develop and manage a Statewide Underground Storage Tank Management Program in the amount of \$600,000. Effective upon G&C approval through June 30, 2011 with the option to renew for an additional three year period subject to G&C approval. **100% Highway Funds.**

#84 Authorized Public Information Office to enter into a **sole source** contract with the NH Association of Broadcasters, Manchester, NH, for the airing of radio announcements to increase public awareness on motorcycle safety, work zone safety, and seat belt usage between April 10, 2006 and September 30, 2006 in the amount of \$75,000. Effective upon G&C approval through September 30, 2006. **80% Federal, 20% Highway Funds.**

#85 Authorized Bureau of Construction to amend a contract with R.D. Edmonds & Sons Inc., Franklin, NH, (previously approved by G&C on 10-20-04, item #125), for reconstruction of approximately 1.5 miles of NH Route 11 west of 3A and the reconstruction of the intersection of Routes 3A and Route 11 in Franklin, NH, by increasing the contract by \$218,000 from \$2,549,214.10 to \$2,767,214.10. **80% Federal, 20% Highway Funds.**

#86 Authorized Bureau of Construction to amend a contract with Weaver Bros. Construction Co. Concord, NH, (previously approved by G&C on 10-20-04, item #120, amended on 8-31-05, item #218), for pavement rehabilitation and safety work along 2.4 miles of Route 11 in the Town of Andover and the City of Franklin, by increasing the amount by \$63,000 from \$3,264,870.75 to \$3,327,870.75. **80% Federal, 20% Highway Funds.**

#87 Authorized Bureau of Construction to amend a contract with S.U.R. Construction Inc., Rochester, NH, (previously approved by G&C on 5-18-05, item #95), for additional work associated with interim safety improvements within the Spaulding Turnpike, Newington, by increasing the amount by \$190,000 from \$4,010,000.01 to \$4,200,000.01. **80% Federal, 20% Highway Funds.**

#88 Authorized Bureau of Construction to enter into a contract with L.A Brochu Inc., Concord, NH, for the landscaping of US 3, Kilton Road and associated areas in Bedford on the basis of a low bid of \$165,500. Effective upon G&C approval through August 31, 2007. **80% Federal, 20% Highway Funds.**

#89 Authorized Bureau of Construction to enter into a contract with DeLucca Fence Company Inc., Methuen, MA for guardrail replacement and other incidental work along NH Route 101 west of the intersection with Optical Avenue in Keene, proceeding east to the intersection with NH Route 101A in Milford, on the basis of a low bid of \$1,844,594.40. Effective upon G&C approval through June 22, 2007. **80% Federal, 20% Highway Funds.**

#90 Authorized Bureau of Construction to enter into a contract with East Coast Signals Inc., Deerfield, NH, for replacing the existing span wire signal system including new mast arms, control cabinet, fire preemption, pull boxes and conduit at the intersection of NH Route 10, NH Route 199 and Elm Street in Winchester on the basis of a low bid of \$116,135. Effective upon G&C approval through November 17, 2006. **100% Highway Funds.**

#91 Authorized Bureau of Construction to enter into a contract with NES Traffic Safety LP, Avon, MA, for the removing and replacing of signs, sign posts and sign bases on Interstate 89 from Exit 12 to Exist 14 including all ramps/side roads in New London, Grantham and Enfield on the basis of a low bid of \$239,541.62. Effective upon G&C approval through July 21, 2006. **80% Federal, 20% Highway Funds.**

#92

#### **TUITION REQUESTS**

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

- A. **COMMUNITY TECHNICAL COLLEGE** - Request permission to pay Granite State College, Berlin, NH, the sum of \$750.00 for the sole purpose of enrolling Norine Van Leuven, Professor of Nursing, in the course entitled "Forensic Psychology".
- B. **EDUCATION** - Request permission to pay Granite State College, Concord, NH, the sum of \$845.00 for the sole purpose of enrolling Sharon B. DeAngelis, Business Administrator II, in the course entitled "Introduction to Psychology".
- C. **EDUCATION** - Request permission to pay Granite State College, Concord, NH, the sum of \$845.00 for the sole purpose of enrolling Lillian Lee, Program Planner I, in the course entitled "Software Tools".
- D. **EDUCATION** - Request permission to pay Granite State College, Rochester, NH, the sum of \$845.00 for the sole purpose of enrolling Barbara Romanos, Case Technician, in the course entitled "Fiction of Madness".
- E. **ENVIRONMENTAL SERVICES** - Request permission to pay Franklin Pierce College, Rindge, NH, the sum of \$705.00 for the sole purpose of enrolling Marion Greenlaw, Accountant IV, in the course entitled "20<sup>th</sup> Century".
- F. **HEALTH & HUMAN SERVICES, Division of Community Based Care Services** - Request permission to pay the California College for Health Sciences, Salt Lake City, UT, the sum of \$488.00 for the sole purpose of enrolling Joyce Butterworth, Program Planning & Review Specialist, in the correspondence course entitled "Health Program Evaluation".
- G. **HEALTH & HUMAN SERVICES, Division of Community Based Care Services** - Request permission to pay Granite State College, Concord, NH, the sum of \$780.00 for the sole purpose of enrolling Lorna J. Landry, RN, Public Health Nurse Coordinator, in the course entitled "Financial Accounting".

- H. HEALTH & HUMAN SERVICES, Division of Community Based Care Services** - Request permission to pay the University of Phoenix, Phoenix, AZ, the sum of \$1,239.00 for the sole purpose of enrolling Rebekah Keysar, Associate Nursing Director, in the internet course entitled “Interdisciplinary Capstone Course”.
- I. HEALTH & HUMAN SERVICES, Division of Community Based Care Services** - Request permission to pay Slippery Rock University, Slippery Rock, PA, the sum of \$612.00 for the sole purpose of enrolling Sarah Lester, Nurse Coordinator, in the internet course entitled “Statistical Methods”.
- J. HEALTH & HUMAN SERVICES, Division of Community Based Care Services** - Request permission to pay the Pennsylvania State University, University Park, PA, the sum of \$1,947.00 for the sole purpose of enrolling Michelle Oakes, Executive Secretary, in the internet courses entitled “Introduction to World Religions” and “Human Development and Family Studies Interventions”.
- K. HEALTH & HUMAN SERVICES, Office of Operations Support** - Request permission to pay Springfield College, St. Johnsbury, VT, the sum of \$846.00 for the sole purpose of enrolling Jennifer Daniels, Administrative Assistant, in the course entitled “Building Multicultural Organizations”.
- L. HEALTH & HUMAN SERVICES, Office of Operations Support** - Request permission to pay Springfield College, St. Johnsbury, VT, the sum of \$1,269.00 for the sole purpose of enrolling Jennifer Daniels, Administrative Assistant, in the course entitled “Research and Evaluation”.
- M. HEALTH & HUMAN SERVICES, Division of Public Health Services** - Request permission to pay the University of New Hampshire, Manchester, NH, the sum of \$749.00 for the sole purpose of enrolling Bonnie R. Wrisley, Program Specialist IV, in the course entitled “Social Welfare Policy II”.
- N. NH HOSPITAL** - Request permission to pay Granite State College, Concord, NH, the sum of \$780.00 for the sole purpose of enrolling Elizabeth Jewell, Human Resource Assistant III, in the course entitled “Readings in World Literature”.
- O. NH HOSPITAL** - Request permission to pay the Professional Career Development Institute, Ashworth College, Norcross, GA, the sum of \$198.80 for the sole purpose of enrolling Linda L. Turner, Accounting Technician, in the internet courses entitled “Business Ethics” and “Introduction to Accounting”.
- P. NH HOSPITAL** - Request permission to pay St Joseph’s College of Maine, Windham, ME, the sum of \$1,025.00 for the sole purpose of enrolling Winnona Vachon, Administrator, in the internet course entitled “Leadership in Health Care Administration”.
- Q. TRANSPORTATION** - Request permission to pay Granite State College, Rochester, NH, the sum of \$780.00 for the sole purpose of enrolling Kathryn Dow, Account Clerk III, in the courses entitled “Earth Planet” and “Introduction to Ethics”.

Requested Tuition Total - \$14,703.80

#93

**TRAVEL REQUESTS**

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

- A. COMMUNITY TECHNICAL COLLEGE** - Request permission for two (2) employees, Michael Therrien, Plant Maintenance Engineer I and Robert Lavoie, Electrician Supervisor or designee, to travel to Pulaski, NY, on April 23 – 26, 2006, to attend Fulton Boiler School. Permission is also requested for a waiver to exceed the 300-mile radius by state vehicle. Total Cost: \$791.00. Source of Funds: 36% State and 64% Tuition Funds. No Registration Fees.

**LATE ITEMS****FISH AND GAME DEPARTMENT**

- A. Authorized the Department to budget and expend prior year carry forward funds in the amount of \$40,000.00 for continued endangered seabird restoration on the Isles of Shoals effective upon Governor and Council approval through June 30, 2006; further, authorize the Department of enter into a SOLE SOURCE contract with the Shoals Marine Laboratory, Cornell University, Ithaca, NY, to continue ongoing endangered seabird restoration on the Isles of Shoals for a total of \$38,500.00 from date of Governor and Council approval through December 31, 2006. **100% other funds**

**FISH AND GAME DEPARTMENT**

- B. Authorized Department to enter into a contract with Hong Environmental, Inc. Portsmouth, NH, in the amount of \$86,521.00 to provide building demolition services at the proposed Water Street Boat Access Facility in Laconia, NH, from Governor and Council approval through August 15, 2006. **100% other funds**

Next Governor and Executive Council meeting is scheduled for Wednesday, April 19, 2006 at 10:00 a.m. at the State House, Concord, NH.

The Honorable Board then Adjourned