GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
February 8, 2006, 10:00 a.m.

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

The Governor and Executive Council on motion of Councilor Griffin, seconded by Councilor Spaulding, accepted the minutes of January 26, 2006.

The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding approved the appointment of several persons nominated for Civil Commissions from the January 26, 2006 meeting.

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

The following state representative-elect was sworn into office by the Governor and Executive Council:
Rockingham County District 3 (Auburn, Londonderry)
John Robinson, d, Londonderry (13 Elwood Rd) 03053.

## ITEM REMOVED FROM TABLE

The Governor and Council on motion of Councilor Spaulding, seconded by Councilor Wieczorek voted to remove item #26- which was tabled at the January 26, 2006 Meeting.

### ATTORNEY GENERAL

#26 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Spaulding voted to **deny** the petition of Dale Frederick Gardner requesting a pardon hearing for the offense of Aggravated Felonious Sexual Assault. The petitioner is not eligible for an annulment.

## RESIGNATIONS

The Governor and Council accepted the following with regret:

Ballot Law Commission
Martin Honigberg, Concord — Effective: February 8, 2006

State Board of Licensing and Regulation of Plumbers
(Public Member)
Robert A. Hill, Bow — Effective: February 8, 2006

## CONFIRMATIONS

The Governor and Council confirmed the following:

Athletic Trainers Governing Board
Andrea Lemire St. Onge, Manchester — Effective: February 8, 2006
Succeeding: Robert Merrow, Jr., Keene — Term: January 8, 2009

Cannon Mountain Advisory Commission
Georgie A. Thomas, Thornton — Effective: February 8, 2006
Reappointment — Term: January 1, 2009

Connecticut River Valley Resource Commission
(Hydroelectric Concerns)
Cleve P. Kapala, Hopkinton — Effective: February 8, 2006
Reappointment — Term: January 22, 2009

State Historical Records Advisory Board
Anne T. Packard, Holderness — Effective: February 8, 2006
Reappointment — Term: December 6, 2008

State Historical Records Advisory Board
William E. Ross, Dover — Effective: February 8, 2006
Succeeding: Mark J. Halloran, Plymouth — Term: January 2, 2009

Judicial Council
(Lay person)
Gerald A. Daley, Dover — Effective: February 8, 2006
Reappointment — Term: December 22, 2008

Department of Justice: Deputy Attorney General
Nominated by the Attorney General
Orville B. Fitch II, Concord — Effective: February 8, 2006
Succeeding: Michael A. Delaney, Manchester (resigned) — Term: March 31, 2007
Salary: JJ Step 3- $88,042

Advisory Committee on Marine Fisheries
Peter E. Tilton, Jr., Hampton — Effective: February 8, 2006
Reappointment — Term: December 31, 2008

Moorings Appeals Board
John F. Bridges, Wolfeboro — Effective: February 8, 2006
Reappointment — Term: October 28, 2008

Board of Natural Scientists
(Soil Scientist)
Nancy B. Rendall, Gilmanton — Effective: February 8, 2006
Succeeding: Richard Bond, Merrimack (reached term limit) — Term: June 30, 2010

New Motor Vehicle Arbitration Board
(Consumer)
Robert F. Hamel, Manchester — Effective: February 8, 2006
Reappointment — Term: October 16, 2008

New Motor Vehicle Arbitration Board
(New car dealer)
Peter R. Mans, Sunapee — Effective: February 8, 2006
Reappointment — Term: August 28, 2008

Occupational Therapy Governing Board
(Licensed Occupational Therapist)
Carol Lewis, Amherst — Effective: February 8, 2006
Succeeding: Dennis G. Tobin, Hanover (reached term limit) — Term: January 8, 2009

Physical Therapy Governing Board
Laurel L. Clute, Lempster — Effective: February 8, 2006
Succeeding: Margaret M. Donohue, Canterbury (reached term limit) — Term: January 8, 2009

Ports and Harbors Advisory Council
Michael J. Coffey, Portsmouth — Effective: February 8, 2006
Reappointment — Term: December 16, 2010

Pre-Engineering Technology Advisory Council
(Superintendent)
Michael Ludwell, Manchester — Effective: February 8, 2006
Succeeding: Ralph Minichiello, Henniker — Term: September 4, 2008

Advisory Committee on Travel and Tourism
Nominated by the Commissioner of the Department of Resources and Economic Development
(Member-at-Large)
Nancy F. Kilbride, Bedford — Effective: February 8, 2006
Vacancy — Term: December 1, 2008

**NOMINATIONS**

The Governor placed into nomination the following:

Board of Licensing for Alcohol and Other Drug Abuse Professionals
(Public member)
David M. Pierce, Etna — Effective: Upon confirmation
Succeeding: Bonnie Wrisley, Concord (resigned) — Term: January 28, 2007

Ballot Law Commission
(Alternate)
Gregory T. Martin, Keene (d) — Effective: Upon confirmation
Succeeding: Martin Honigberg, Concord (resigned) — Term: July 1, 2009

Enhanced 911 Commission
Nominated by the New Hampshire Municipal Association
David R. Caron, Belmont — Effective: Upon confirmation
Reappointment — Term: August 12, 2008

Enhanced 911 Commission
(Member of the disabled community)
Deborah J. McKinney, Derry — Effective: Upon confirmation
Vacancy — Term: 3 years from confirmation

Board of Professional Geologists
(Public member)
Ronald E. Cook, Canterbury — Effective: Upon confirmation
Reappointment — Term: February 14, 2011

Board of Hearing Care Providers
(Hearing Aid Dealer)
Herbert J. Hodgdon II, Epsom — Effective: Upon confirmation
Succeeding: Stephen Little, Portsmouth — Term: April 23, 2008

State Historical Resources Council
(Historic Preservation)
Nancy C. Dutton, Wilmot — Effective: Upon confirmation
Succeeding: Sheryl Hack, Canterbury (resigned) — Term: December 10, 2007

New England Board of Higher Education
(Private citizen)
Thomas R. Horgan, Amherst — Effective: Upon confirmation
Vacancy — Term: February 16, 2010

New England Board of Higher Education
(Private College)
Walter R. Peterson, Peterborough — Effective: Upon confirmation
Reappointment — Term: February 16, 2010

Oil Fund Disbursement Board
(Petroleum Distributor)
James E. Robertson, Spofford — Effective: Upon confirmation
Reappointment — Term: January 1, 2009

Oil Fund Disbursement Board
(Public member)
Kevin A. Sheppard, Manchester — Effective: Upon confirmation
Reappointment — Term: January 1, 2009

Pre-Engineering Technology Advisory Council
(Superintendent)
Michele L. Munson, Concord — Effective: Upon confirmation
Succeeding: F. Donald Jones, New London — Term: September 4, 2008

Department of Resources and Economic Development: Commissioner
George M. Bald, Somersworth — Effective: April 1, 2006
Succeeding: Sean O'Kane, Hollis — Term: April 1, 2010
Salary: KK Maximum $100, 358

Rivers Management Advisory Committee
(Rep the NH Municipal Association)
Thomas W. Sutton, Lincoln — Effective: Upon confirmation
Reappointment — Term: November 16, 2008

Skyhaven Airport Operation Commission
(Public member)
Fred Hochgraf, Durham — Effective: Upon confirmation
Reappointment — Term: August 14, 2008

Waste Management Advisory Council
Nominated by the New Hampshire Municipal Association
Charles E. Connell, Moultonborough — Effective: Upon confirmation
Succeeding: Michael Garrity, Manchester (resigned) — Term: December 23, 2009

Wetlands Council
Nominated by the New Hampshire Municipal Association
John S. Cobb, Woodsville — Effective: Upon confirmation
Reappointment — Term: January 3, 2009

**OFFICE OF ENERGY AND PLANNING**

The Governor and Council acted as follows:

#1 Authorized to accept and expend federal funds in the amount of $423,681 from the US Department of Health and Human Services, Administration for Children and Families, Office of Refugee Resettlement, for the Refugee Cash & Medical Assistance program. Effective upon G&C approval through September 30, 2006. **Fiscal Committee approved.**

#2 Authorized with Councilor Pignatelli voting **no,** to **retroactively** amend an agreement with Northern Forest Heritage Park, Berlin, NH, (previously approved by G&C on 12-18-02, item #9), by extending the end date from December 31, 2005 to December 31, 2007.

**OFFICE OF INFORMATION TECHNOLOGY**

#3 The Governor and Council on motion of Councilor Spaulding, seconded by Councilor Burton Authorized the request to accept a gift for conference registration and travel fees from Gartner Inc., Stamford, CT in the sum of $1,500. Effective upon G&C approval through June 30, 2006.

**COMMUNITY DEVELOPMENT FINANCE AUTHORITY**

#4 The Governor and Council on motion of Councilor Burton, seconded by Councilor Spaulding Authorized the request under the Community Development Block Grant program to enter into an agreement with the Town of Ossipee, NH, for the purpose of upgrading the water and wastewater and electrical infrastructure at the Sandy Ridge Estates Cooperative, in the amount of $500,000. Effective upon G&C approval through June 30, 2007. **100% Federal Funds.**

**OFFICE OF THE ADJUTANT GENERAL**

The Governor and Council acted as follows:

#5 Authorized Howard J. Landry, Medway, MA, 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 by physically, mentally, morally, and professionally qualified.

#6 Authorized Paul M. Kell, Enid, OK, 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 by physically, mentally, morally, and professionally qualified. This promotion was approved by a board convened in accordance with the Reserve Officer Personnel Management Act.

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

The Governor and Council acted as follows:

#7 Authorized to accept and place on file the agency's quarterly allotments for the period through September 30, 2005.

#8 Authorized to accept and place on file a list of vendors that agencies have contracted with for the period of October 1, 2005 through December 31, 2005.

#9 Authorized to accept and place on file the quarterly revised schedule and status report of Capital Budget Projects Authorized under Chapter 202, Laws of 2001; Chapter 81, Laws of 2002; Chapter 240, Laws of 2003 and Chapter 259, Laws of 2005.

#10 Authorized to enter into a contract with HCL Technologies, (Mass.), Inc., Quincy, MA, to provide technical support, maintenance, and enhancements for all State FileNet custom application software under contract in the amount of $79,566. Effective upon G&C approval through June 30, 2008 with the option to extend the contract through June 30, 2010.

#11 Authorized to enter into a contract with Pilot Construction Inc., Portsmouth, NH, for construction of the Intervale Overlooks Rest Area Visitor Facility, for the lump sum price of $2,615,000.

**DEPARTMENT OF AGRICULTURE, MARKETS & FOOD**

The Governor and Council acted as follows:

#12 Authorized Division of Animal Industry to accept and expend grant funds from the USDA Animal and Plant Health Inspection Service to provide financial assistance to the State to recognize, respond to, and recover from any Foreign Animal Disease outbreak in the amount of $50,450. Effective upon G&C approval through March 31, 2006. **100% Federal Funds. Fiscal Committee approved.**

#13 Authorized Conservation Committee to enter into a contract with Rockingham County Conservation District, Brentwood, NH, to provide administrative services for the State Conservation Committee in the amount of $17,200. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

**TREASURY DEPARTMENT**

#14 The Governor and Council on motion of Councilor Burton, seconded by Councilor Wieczorek Authorized the request to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of $17,756.97 to the rightful owners of abandoned or unclaimed funds.

**DEPARTMENT OF CULTURAL RESOURCES**

#15 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton Authorized the request to award a Conservation Number Plate Grant in the amount of $10,000 to the Canterbury Historical Society for the Canterbury Cody Negative Project. Effective upon G&C approval through September 30, 2006. **100% Other Funds.**

**ATTORNEY GENERAL**

The Governor and Council acted as follows:

#16 Authorized to designate David M. Hilts as an attorney at a salary of $55,000 effective upon G&C approval.

#17 Authorized to appoint Edith L. Pacillo as an Assistant Attorney General, at a salary level of $59,500. Ms. Pacillo will by occupying a position with a five year term that expires December 6, 2010.

#18 Authorized to appoint Kirsten B. Wilson as an Assistant Attorney General at a salary level of $59,000. Ms Wilson will be occupying a position with a five year term that expires August 31, 2007.

#19 Authorized to reclassify position #41893, from Legal Secretary III, labor grade 13, to Program Assistant II, labor grade 15, within the Victims Compensation Unit. Effective upon G&C approval.

#20 Authorized to enter into a **sole source** contract with Rosemary Swain, Lebanon, NH to provide staffing assistance to the Office of the Chief Medical Examiner in an amount not to exceed $7,656.50. Effective upon G&C approval through June 30, 2006. **91% General, 9% Federal Funds.**

#21 Authorized to enter into a sub-grant with the NH Liquor Commission, Bureau of Enforcement, in the amount of $8,314 to assist the Liquor Commission with expanding the reach of the "Buyers Beware" campaign. Effective upon G&C approval through May 31, 2006. **100% Federal Funds.**

#22 Authorized to expend a sum not to exceed $50,000 from funds not otherwise appropriated for the purpose of carrying out the responsibilities laid out regarding a thorough background investigation into the application of Belmont Gaming, LLC to conduct greyhound racing in Belmont, NH. **Fiscal Committee approved.**

#23 Authorized to enter into a contract in the amount of $50,000 with the accounting firm Brayman, Houle, Keating & Albright, PLLC to provide the Attorney General with accounting and auditing expertise in the investigation into the application of Belmont Gaming, LLC to conduct greyhound racing in Belmont, NH. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

**DEPARTMENT OF CORRECTIONS**

The Governor and Council acted as follows:

#24 Authorized to reclassify position #16294 from Social Worker III, labor grade 19, to Psychological Associate I, labor grade 24. Effective upon G&C approval.

#25 Authorized to establish one full-time temporary secretary position, labor grade 9, to improve the resources available to the Manchester Domestic Violence Unit in the area of domestic violence cases. (2)Further Authorized to accept and expend funds made available through a grant Authorized by the Violence Against Women Act as administered through the NH Department of Justice in the amount of $35,624 to be allocated in support of a full-time temporary secretary position to aid in the collection, organizing, filing and processing of paperwork pertaining to the domestic violence caseload of the NH Department of Corrections/Division of Field Services Manchester District Office in coordination with the Manchester Domestic Violence Project Unit. Effective upon G&C approval through December 31, 2006. **100% Agency Income. Fiscal Committee approved.**

#26 Authorized to accept and expend a reimbursement in the amount of $127,641 from the US Department of Justice for the care and custody of criminal aliens in the NH Corrections system under the State Criminal Alien Assistance Program to be used for addressing shortfalls in utilities expenses incurred by the Department of Corrections during the state fiscal year 2006. Effective upon G&C approval through June 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#27 Authorized to enter into a contract in an amount not to exceed $151,852 for the rental of temporary medical equipment and supplies specific to oxygen concentrators, C-PAP and Bi-PAP machines and the maintenance of these products with Lincare Inc., Clearwater, FL. Effective upon G&C approval through January 31, 2008. **100% General Funds.**

#28 Authorized Patricia Dupont to **retroactively** enter into an Educational Tuition Agreement with NH Technical Institute, Manchester, NH, to participate in the course entitled Visual Basic.Net from September 9, 2005 through December 20, 2005 and to pay said costs in the amount of $540. **100% Federal Funds.**

**LIQUOR COMMISSION**

#29 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Spaulding Authorized the request to accept and expend Sweepstakes Incentive Award Funds from the Tri-State Lottery Commission, South Barre, VT, in the amount of $950. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

**DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

The Governor and Council acted as follows:

#30 Authorized Division of Parks and Recreation to accept a donation from the NH Recreation and Park Association to pay for a representative from DRED to attend the National Legislative Forum in Washington DC valued at $700.

#31 Authorized Division of Economic Development to accept a donation of four tradeshows from Public Service of NH valued at $26,340. **100% Other Funds.**

#32 Authorized Division of Economic Development to accept a donation of two tradeshows from the NH Economic Development Association valued at $1,285. **100% Other Funds.**

#33 Authorized Design, Development, and Maintenance to **retroactively** amend an existing contract with D&D Restoration, LLC, Londonderry, NH, (previously approved by G&C on 10-5-05, item #80), in order to replace an extra amount of sheathing during the roof replacement on the Pavilion at Hampton Beach State Park, Hampton, NH, and increase the amount by $1,920 from $46,845 to $48,765. **100% Capital – Park Funds.**

#34 Authorized Division of Travel and Tourism Development to award a grant under the Joint Promotional Program to the League of NH Craftsmen in the amount of $1,912 for 2006 Tradeshows. Effective upon G&C approval through February 26, 2006. **100% General Funds.**

**FISH AND GAME DEPARTMENT**

The Governor and Council acted as follows:

#35 Authorized to accept and expend $110,000 in Other Funds in substitution of Federal Funds which will have no impact on the level of appropriation in the budget for lobster trap surveys. Effective upon G&C approval through June 30, 2006. **100% Other Funds. Fiscal Committee approved.**

#36 Authorized to accept and expend an additional $316,425 in federal funds from the National Oceanic and Atmospheric Administration for the purpose of compensating commercial fisherman and the fishing community for losses associated with fishery regulations. Effective upon G&C approval through September 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#37 Authorized to transfer $189,625 of unexpended funds from Excess Registration Fees to the Fish and Game OHRV Fiscal Year 2006 Operating Budget as detailed in letter dated December 6, 2005. (2)Further Authorized to accept and expend $61,901 from the OHRV Education, Training and Enforcement to Fund the Department's OHRV Registration Program for fiscal year 2006 as detailed in letter dated December 6, 2005. **Fiscal Committee approved.**

#38 Authorized to enter into a **sole source** contract with Glen Group Inc., North Conway, NH, to run advertisements in NH Division of Travel and Tourism publication; in an amount not to exceed $5,990. Effective upon G&C approval through June 30, 2006. **100% Fish and Game Funds.**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

The Governor and Council acted as follows:

#39 Authorized to accept and expend $100,797.20 in Federal funds from the US Environmental Protection Agency for emergency preparedness assistance to community water systems. (2)Further Authorized to award a Public Water System Emergency Interconnection grant to the Nashua Regional Planning Commission, Nashua, NH, to complete a project to better protect public water supplies against future potential terrorist attacks by conducting mutual aid studies, in the amount of $75,000. Effective upon G&C approval through December 31, 2006. **100% Federal Funds. Fiscal Committee approved.**

#40 Authorized to enter into a grant agreement with the City of Portsmouth, NH, for the development of a Municipal Pollution Prevention and Illicit Discharge Detection and Elimination Guidelines and Standard Operating Procedures Manual in the amount of $10,000. Effective upon G&C approval through December 31, 2006. **100% Federal Funds**.

#41 Authorized to enter into a grant agreement with the Lake Sunapee Protective Association, Sunapee, NH, to complete the Watershed Management Plan Project in the amount of $35,000. Effective upon G&C approval through December 31, 2007. **100% Federal Funds.**

#42 Authorized to enter into an agreement with Rockingham Planning Commission, Exeter, NH, to provide planning assistance to conservation commissions in the amount of $9,990. Effective upon G&C approval through June 30, 2007. **100% Federal Funds.**

#43 Authorized to enter into an agreement with the University of NH, Office of Sponsored Research, Durham, NH, to determine sources of fecal borne bacteria in a tributary to the Bellamy River in the amount of $24,850. Effective upon G&C approval through June 30, 2006. **100% Federal Funds.**

#44 Authorized to enter into a contract with SEA Consultants Inc., Concord, NH, for professional engineering services associated with the evaluation, design and construction oversight of the rehabilitation of a section of the Gilford force main which is part of the Winnipesaukee River Basin Program sewage collection system in Gilford in the amount of $219,400. Effective upon G&C approval through November 30, 2007. **100% Other Funds.**

#45 Authorized to approve an Original Loan agreement with the Town of Jaffrey, NH, to finance water system improvements in the amount of $1,452,000. Effective upon G&C approval. **100% Other Funds.**

#46 Authorized to approve a Supplemental Loan agreement with the City of Concord, NH, to finance wastewater treatment plan modifications by lowering the amount by $1,501,715.76 from $3,930,000 to $2,428,284.24. Effective upon G&C approval. **80% Federal, 20% State Funds.**

#47 Authorized to approve an amendment to a Loan Agreement with Orford District to finance improvements to the water system by increasing the amount by $100,000 from $200,000 to $300,000. Effective upon G&C approval. **83% Federal, 17% General Funds.**

#47A Authorized Patricia Anderson's request to install a permanent fixed granite block anchoring pad to a seasonal ramp to a seasonal float providing one 20 ft slip on frontage on the Bellamy River in Dover.

#47B Authorized to conduct a four-day conference scheduled for March 26-30, 2006 entitled the 2006 Small Business Ombudsman/Small Business Technical Assistance Program Annual Conference to be held at the Mt. Washington Resort, Bretton Woods, NH, at a cost not to exceed $75,000. (2)Further Authorized to enter into an agreement with the MWH Preservation Limited Partnership (d/b/a the Mt. Washington Resort at Bretton Woods), for the necessary conference facilities and food services for the conference in an amount not to exceed $22,482, and Authorized payment of a $1,000 advance deposit to MWH Preservation Limited Partnership to confirm and hold space and rooms for the conference. (3)Further Authorized to provide scholarships to selected conference registrants to help offset travel and attendance costs to a total amount of $10,000. **100% Federal Funds.**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

### Division for Juvenile Justice Services

#48 Authorized Youth Development Center to accept a monetary donation from the Human Services Affiliate of Strafford County, NH, in the amount of $150. **100% Other Funds.**

#49 Authorized Youth Development Center to accept a monetary donation from the Local Outreach Committee of the First Congregational Church of Manchester, NH in the amount of $1,000. **100% Other Funds.**

### Division of Public Health Services

#50 Authorized Public Health Laboratories to accept and expend federal funds in the amount of $283,012 from the Food and Drug Administration to fund the NH Food Safety, Food Emergency Response Network project. Effective upon G&C approval through June 30, 2007. **100% Federal Funds. Fiscal Committee approved.**

### Division of Family Assistance

#51 Authorized to renew agency membership in the American Public Human Services Association, Washington, DC in the amount of $11,300. Effective **retroactive** to January 1, 2006 through December 31, 2006. **50% Federal, 50% General Funds.**

### Glencliff Home for Elderly

#52 Authorized to accept a monetary donation from Barbara Smith, Littleton, NH, in the amount of $100. **100% Other Funds.**

#53 Authorized to accept a monetary donation from Barbara Welch, Glencliff, NH, in the amount of $650. **100% Other Funds.**

#54 Authorized to accept monetary donations in the amount of $100 as detailed in letter dated January 9, 2006, during the time of October 1, 2005 through December 31, 2005. **100% Other Funds.**

**Bureau of Behavioral Health**

#55 Authorized to amend a contract with The Mental Health Center of Greater Manchester, NH, (previously approved by G&C on 6-22-05, item #361), to provide Integrated Illness Management and Recovery Services, by increasing the price by $23,836 from $913,419 to $937,255. Effective upon G&C approval through June 30, 2006. **100% Federal Funds.**

#56 Authorized to enter into a **sole source** agreement with the Trustees of Dartmouth College, Lebanon, NH, to provide Illness Management and Recovery Services in an amount not to exceed $385,120. Effective upon G&C approval through June 30, 2008. **100% Federal Funds.**

**Bureau of Elderly & Adult Services**

#57 Authorized to enter into an agreement with Benthien Associates Inc., Goffstown, NH, to facilitate the development of a strategic plan for implementing long-term supports system transformation project in an amount not to exceed $26,500. Effective upon G&C approval through December 31, 2006. **100% Federal Funds.**

**Division of Child Support Services**

#58 Authorized to accept and expend additional federal child support funds in the amount of $44,903. Effective upon G&C approval through June 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

**Division for Children, Youth & Families**

#59 Authorized to accept and expend $158,770 of federal grant funds available from the US Department of Health and Human Services, Administration for Children and Families. Effective upon G&C approval through June 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#60 Authorized to amend three of nine grants for the provision of Title I programs (previously approved by G&C on 8-31-05, item #163), by increasing the grants in a combined amount not to exceed $5,100. Effective upon G&C approval. **100% Federal Funds.**

#61 Authorized to transfer funds in the amount of $195,000 of federal funds available from the US Department of Health and Human Services through the Independent Living Program under Title IV-E of the Social Security Act. Effective upon G&C approval through June 30, 2007. **100% Federal Funds. Fiscal Committee approved.**

#62 Authorized to enter into an agreement with PlusTime NH, Chichester, NH, for the after school child care technical assistance program for an amount not to exceed $320,000. Effective upon G&C approval through June 30, 2007. (2)Further Authorized to make a prepayment of up to 25% of the contract price at the beginning of the contract period, with subsequent payments to be made on a cost reimbursement basis. The prepayment may be necessary to cover the start-up costs. **100% Federal Funds.**

**DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#63 Authorized to pay the FY 2006 fee to continue participation in the State Collaborative on Assessment and Student Standards to the Council of Chief State School Officers in the amount of $15,000. **100% Federal Funds.**

**HIGHWAY SAFETY AGENCY**

#64 The Governor and Council on motion of Councilor Burton, seconded by Councilor Spaulding Authorized the request to amend an agreement with Edgel E. Crabtree, Bow, NH (previously approved by G&C on 12-4-02, item #32), to continue to serve as the “Join the NH Clique” spokesperson, by extending the termination date from March 31, 2006 to September 30, 2006. Effective upon G&C approval. **100% Federal Funds.**

## DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#65 Authorized to accept and expend additional 25% payment to States funds in the amount of $157,754.73 from the US Department of Agriculture, Forest Service, to be used for the benefit of public schools of the counties in which the White Mountains National Forest is situated. Effective upon G&C approval through June 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#66 Authorized Division of Adult Learning and Rehabilitation to increase Object Class 046 (consultant). Effective upon G&C approval through June 30, 2006. (2)Further Authorized Division of Adult Learning and Rehabilitation to reallocate funds between fiscal years and transfer $93,913.31 between classes. **100% Other Funds. Fiscal Committee approved.**

#67 Authorized to amend a grant with the Parent Information Center, Concord, NH, (Previously approved by G&C on 12-15-04, item #103), providing support networks for parents of children and youth with disabilities and their families, by increasing the amount from $148,980.60 to $215,514. (2)Further Authorized unencumbered payment of said grant with internal accounting control within the Department. Effective through June 30, 2006. **100% Federal Funds.**

#68 Authorized to enter into a **sole source** contract with VERSA Management Systems Inc., Oak Park, IL, for maintenance and enhancements to the existing Disability Determination Services claims management system, in an amount not to exceed $335,000. (2)Further Authorized payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. Effective upon G&C approval through June 30, 2010. **100% Federal Funds.**

#68A Authorized to amend a **sole source** contract with Public Consulting Group Inc., Boston, MA (previously approved by G&C on 2-9-05, item #80A), to exercise the Maintenance and Support provisions to assist the Local Education Agencies with implementation and to receive license updated and support, by increasing the budget by $700,000 to a new total of $2,074,000, and by replacing the annual extension options provided for in the original contract with a contract term extending to June 30, 2010. **100% Federal Funds.**

## NH COMMUNITY TECHNICAL COLLEGE SYSTEM

The Governor and Council acted as follows:

#69 Authorized to reclassify position #42364 from Secretary II, labor grade 9, to a Program Assistant I, labor grade 12. **100% Other Funds.**

#70 Authorized to transfer $963,000 for the purpose of purchasing equipment and consulting services necessary to complete the current information technology conversion. Effective upon G&C approval through June 30, 2007. **100% Other Funds. Fiscal Committee approved.**

#71 Authorized to enter into an agreement with Crown Linen Service, Nashua, NH, for the purpose of laundry/linen service in the amount of $15,950.70. Effective upon G&C approval through June 30, 2007. **41% General, 59% Other Funds.**

## POLICE STANDARDS & TRAINING COUNCIL

The Governor and Council acted as follows:

#72 Authorized a salary increment for Director Keith H. Lohmann from salary grade GG, step 4 ($74,861), to salary grade GG, step 5 ($78,800) effective **retroactive** December 17, 2005. **100% Other Funds.**

#73 Authorized to accept and expend federal grant funds in the amount of $13,126 from the NH Highway Safety Agency entitled PS&TC Rollover Convincer Demonstrations. Effective upon G&C approval through September 30, 2006. **100% Federal Funds.**

#74 Authorized to **retroactively** amend a federal grant from the US Department of Justice, Community-Oriented Policing Office (previously approved by G&C on 11-10-04, item #119A), to implement the technology project, by extending the end date from August 19, 2005 to June 30, 2006. **100% Federal Funds.**

#75 Authorized to amend a federal grant from the US Department of Justice, Community-Oriented Policing Office (previously approved by G&C on 1-26-05, item #64), to implement the technology project, by extending the end date from June 30, 2006 to January 22, 2007. **100% Federal Funds.**

#76 Authorized to accept and place on file the report for the operations for the fiscal year July 1, 2003 through June 30, 2004.

#77 Authorized to accept and place on file the report for the operations for the fiscal year July 1, 2004 through June 30, 2005.

**NH LOTTERY COMMISSION**

#78 The Governor and Council on motion of Councilor Spaulding, seconded by Councilor Burton Authorized the request to reclassify position #16635 from Data Control Clerk I, labor grade 7 to Secretary II, labor grade 9. **100% Other Funds.**

**DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#79 Authorized Division of Emergency Services, Communications and Management, Bureau of Emergency Management to hold a workshop titled Incident Command System/Emergency Operations Center Interface on February 22 – 23, 2006 at The Best Western Sovereign Hotel, Keene, NH, for an amount not to exceed $5,160.18. (2)Further Authorized a contract with The Best Western Sovereign Hotel, Keene, NH, the low bidder, for a function room, meals, and rooms in the amount of $5,160.18. Effective through February 23, 2006.

#80 Authorized with Councilor Pignatelli voting **no,** Division of Motor Vehicles to enter into a **sole source** contract with Grafton County, North Haverhill, NH, to provide classroom and parking area space for the Motorcycle Rider Training Program, for an amount not to exceed $6,000. Effective upon G&C approval through December 31, 2007. **100% Motorcycle Rider Training Funds (Other).**

#81 Authorized Division of Fire Standards & Training and Emergency Medical Services to enter into a **sole source** agreement with Interstate Emergency Unit, Stratham, NH, to provide one Firefighter I certification course in Rockingham County in the amount of $21,096. Effective upon G&C approval through June 30, 2006. **100% Fire and EMS Funds.**

#82 Authorized Division of Emergency Services, Communications, and Management, Bureau of Emergency Management to accept and expend additional Emergency Assistance funds in the amount of $10,000,000 from the Federal Emergency Management Agency, increasing the total available funding from $10,000,000 to $20,000,000. Effective upon G&C approval through October 31, 2007. **Fiscal Committee approved.**

#83 Authorized Division of Fire Standards and Training & EMS to accept and expend a $106,013 federal grant from the US Department of Transportation, Pipeline and Hazardous Materials Safety Administration for the Hazardous Materials Emergency Preparedness, Planning and Training Activities in NH. Effective upon G&C approval through September 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#84 Authorized Division of Fire Standards and Training & EMS to accept and expend a $129,843 federal grant from the US Department of Health and Human Services Health Resources and Services Administration for the purpose of increasing access to defibrillation in rural areas and to develop sustainability of AED programs in rural NH. Effective upon G&C approval through August 31, 2006. **100% Federal Funds. Fiscal Committee approved.**

#85 Authorized Division of State Police to accept and expend a $22,649.70 grant entitled "NH State Police Laser Radar" from the NH Highway Safety Agency, to purchase six laser radar units with one unit being assigned to each of the six troop areas. Effective upon G&C approval through July 31, 2006.

#86 Authorized Bureau of Emergency Management, to accept and expend Pre-Disaster Mitigation competitive grant funds from the Federal Emergency Management Agency for the purpose of developing cost effective hazard mitigation activities that complement a comprehensive mitigation program in the amount of $854,472.50. Effective upon G&C approval through October 31, 2008. **Fiscal Committee approved.**

#87 Authorized the application permit of Squam Lakes Association located on Squam Lake in Holderness, NH, for a congregate mooring field, for a total of 12 moorings.

#88 Authorized the application permit of Boulderwood Trust located on Squam Lake in Holderness, NH, for a congregate mooring field, for a total of 9 moorings.

#89 Authorized the application permit of Lake Shore Park Association located on Lake Winnipesaukee in Gilford, NH, for a congregate mooring field, for a total of 36 moorings.

#90 Authorized the application permit of Newbury Station Boat Club located on Sunapee Lake in Newbury, NH, for a public mooring field, for a total of 10 moorings.

**DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#91 Authorized with Councilor Griffin voting **no,** to accept and place on file the Bureau of Right of Way's Contemplated Award List for the period of January 6, 2006 through January 19, 2006.

#92 Authorized to reclassify position #20004, Systems Development Specialist III, labor grade 23 to Business Systems Analyst I, labor grade 28. Effective **retroactive** to December 23, 2005. **100% Highway Funds.**

#93 Authorized Bureau of Right of Way to sell a two-story wood framed house and detached barn, which requires removal from State owned property, located in the Town of Conway to Paul D. Whitaker for $21,619.

#94 Authorized to enter into an agreement with the University of NH to delineate duties and responsibilities for a project to renovate the Durham rail station and provide improved access for intermodal bus service in the Town of Durham.

#95 **TUITION REQUESTS**

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

**A. ADMINISTRATIVE SERVICES -** Request permission to pay Franklin Pierce College, Concord, NH, the sum of $1,167.90 for the sole purpose of enrolling James Ramanek, Associate Professor, in the course entitled "Database Technologies".

**B.** **ADMINISTRATIVE SERVICES -** Request permission to pay Franklin Pierce College, Concord, NH, the sum of $1,167.90 for the sole purpose of enrolling James Ramanek, Associate Professor, in the course entitled "Seminar in Leadership".

**C.** **COMMUNITY TECHNICAL COLLEGE -** Request permission to pay Wellesley College, Wellesley, MA, the sum of $700.00 for the sole purpose of enrolling Joan Acorace, Administrator, in the course entitled "Management Institute for Women in Higher Education Administration".

**D.** **EDUCATION -** Request permission to pay Plymouth State University, Plymouth, NH, the sum of $1,137.00 for the sole purpose of enrolling Patricia Tormey, Program Specialist, in the course entitled "Transforming the Educational Agenda".

**E.** **ENVIRONMENTAL SERVICES -** Request permission to pay Franklin Pierce College, Concord, NH, the sum of $705.00 for the sole purpose of enrolling Marion Greenlaw, Accountant IV, in the course entitled "Investment Analysis".

**F.** **HEALTH & HUMAN SERVICES, Office of Medicaid Business and Policy -** Request permission to pay Southern New Hampshire University, Manchester, NH, the sum of $1,365.00 for the sole purpose of enrolling Thomas Desrosiers, Program Specialist IV, in the course entitled "Strategic Management".

**G.** **NH HOSPITAL -** Request permission to pay the University of New Hampshire, Manchester, NH, the sum of $1,368.00 for the sole purpose of enrolling Diane Viger, Infection Control Practitioner, in the course entitled "Independent Study: The Role of the Nurse in Disasters".

Requested Tuition Total - $7,610.80

## LATE ITEMS

### DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

A. Authorized Division of Forests and Lands to budget prior years carry forward funds in the amount of $7,918 from the Unincorporated Towns and Unorganized Places Forest Conservation Fund for the purpose of funding carpet replacement in the North Regional Headquarters Complex in Lancaster. (2)Further Authorized to contract with Colebrook Carpet Center, Inc., Colebrook, NH, in the amount of $7,918 for the installation of new flooring in the North Region Complex. **100% Other Funds.**

### DEPARTMENT OF CORRECTIONS

B. Authorized to enter into a **sole source** contract with Norment Security Group Inc, Hanover, MD, in the amount of $12,099 to make functional the electronics security control room system in the Special Housing Unit at the NH State Prison for Men. **100% General Funds.**

Next Governor and Executive Council meeting is scheduled for Wednesday, February 22, 2006 at 10:00 a.m. at the State House, Concord, NH.

The Honorable Board then Adjourned