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STATE OF NEW HAMPSHIRE
DEPARTMENT OF CULTURAL RESOURCES
Division of Arts, Division of Historical Resources,
Division of Libraries, Film and Television Office
Office of Curatorial Services
*American Canadian French Cultural Exchange Commission,
Administratively Attached*
Van McLeod, Commissioner



January 14, 2013

Her Excellency, Governor Margaret Wood Hassan
and the Honorable Council
State House
Concord, New Hampshire 03301

100% Conservation Plate Fund!

REQUESTED ACTION

The Department of Cultural Resources, Division of Historical Resources, respectfully requests permission to award a Conservation Number Plate Grant to Town of Rye (Vendor #177470) in the amount of \$10,000 upon Governor and Council approval through November 30, 2014. Other Funds are available in accounting unit 01-34-340010-6999000-054-500527

EXPLANATION

RSA 261:97- c allows for the use of Conservation Number Plate Trust Funds for the preservation of significant publicly-owned historic properties. Such properties shall be at least 50 years old and listed or eligible for listing in the National Register of Historic Places.

The c. 1797 Goss Barn at 251 Harbor Road is owned by the Town of Rye. The barn remained in the Goss Family since the 1800's and had fallen in disrepair after the house burned in 2009. Current plans for the barn are to hold community events, school events, storage of farm equipment, cold storage of produce, workshops promoting preservation of the barn and the reuse as an agricultural property. The Rye Conservation Commission has begun to use the land to start community gardens and the Rye Junior High School student's have an agricultural plot. In order to hold public events in the barn, the restoration is necessary for public safety. The north foundation wall of the barn needs to be restored, underpinnings replaced and drainage installed. Many years of improper drainage along with yearly freeze and thaw, has continued to push on the foundation walls of the barn. The Conservation License Plate Grant will help them to complete this goal.

Respectfully submitted,

Van McLeod
Commissioner

New Hampshire Division of Historical Resources

This agreement between the State of New Hampshire, Division of Historical Resources (hereinafter "DHR") and Town of Rye (hereinafter "Grantee") is to witness receipt of funds subject to the following conditions:

1. GRANT PERIOD: November 30, 2012 – November 30-2014
2. OBLIGATION OF THE GRANTEE: The Grantee agrees to accept \$10,000. and apply it to the project(s) described in the grant application and approved budget referenced above. In the performance of this grant agreement the Grantee is in all respects an independent contractor and is neither an agent nor employee of the State.

As required by the Conservation License Plate Grant Program and the DHR, Grantee agrees to prominently place a DHR provided grant information sign on site or within the community throughout the project funded by this grant, and to acknowledge support of the DHR and the Conservation License Plate Program on any materials promoting the project.

The Grantee agrees to abide by the limitations, conditions and procedure outlined herein and in the attached appendices. If appropriated funds for this grants program are reduced or terminated, all payments under this grant shall cease.

3. PAYMENT of 50% will be made following review by the NH Attorney General's Office and Governor and Council. Payment of the final 50% will be made upon receipt and approval of the final report documentation.
4. FINAL REPORT: The Grantee agrees to submit a narrative report of progress at the six month point in the grant period. The Grantee agrees to submit a final financial and project report in a format provided by the DHR, no more than 30 days after the end of the grant period.
5. SOVERIGN IMMUNITY: No provision of this contract is to be deemed a waiver of sovereign immunity by the State of New Hampshire.

DIVISION HISTORICAL RESOURCES

Elizabeth Muzzey 11/27/12
Elizabeth Muzzey, Director/SHPO Date

Approved as to form, substance and execution:

Rosemary A. Ad 1-22-13
Office of Attorney General Date

GRANTEE

Name James S. Raynes, Chairman
Rye Conservation Commission
10 Central Road
Rye, NH 03870

James S. Raynes 10/30/12
Authorized Signature Date

STATE OF NEW HAMPSHIRE, COUNTY OF

The foregoing statement was acknowledged before me this 30th day of October 2012

Cynthia L. Gillespie
Signature of Notary Public Commission Expires
Cynthia L. Gillespie
Notary Public
My Commission Expires
February 13, 2013

CERTIFICATE FOR MUNICIPALITIES

I, Elizabeth M. Yeaton, of Rye, do hereby certify to the following assertions:

- 1. I am a duly elected and acting Clerk/Secretary for the Municipality documented above, which is in the State of New Hampshire
2. I maintain and have custody of, and am familiar with, the minute books of the Municipality:
3. I am duly authorized to issue certificates with respect to the contents of such books:
4. The following are true, accurate and complete copies of the resolutions adopted during an official meeting of the Municipality. Said meeting was held in accordance with the laws and by-laws of the State, upon the following date (insert meeting date) 10/22/2012.

RESOLVED: That this municipality shall enter into a contract with the State of New Hampshire, acting by and through the Department of Cultural Resources providing for the performance by this Municipality of certain services as documented within the foregoing grant application, and that the official listed, (document the title of the official authorizing the grant, and document the name of the individual filling that position) James. S. Raynes, on behalf of this Municipality, is authorized and directed to enter into the said grant agreement with the State of New Hampshire, and that they are to take any and all such actions that may be deemed necessary, desirable of appropriate in order to execute, seal, acknowledge and deliver any and all documents, agreements and other instruments on behalf of this Municipality in order to accomplish the same.

RESOLVED: That the signature of the above authorized party or parties of this Municipality, when affixed to any instrument of document described in, or contemplated by, these resolution, shall be conclusive evidence of the authority of said parties to bind this Municipality, thereby:

- 5. The foregoing resolutions have not been revoked, annulled, or amended in any manner what so ever, and remain in full force and effect as of the date hereof;
6. The following person or persons have been duly elected to, and now occupy, the Office or Offices indicated: Chair, Rye Cons. Comm.
Municipality Mayor: James S. Raynes
Municipality Clerk: Elizabeth M. Yeaton
Municipality Treasurer:

IN WITNESS WHEREOF: As the Clerk/Secretary of this municipality, I sign below upon this date (insert date of signing) 10/22/2012

Clerk/Secretary (signature) Elizabeth M. Yeaton

In the State and County of: (State and County names) New Hampshire, Rockingham County

NOTARY STATEMENT: As Notary Public and/or Justice of the Peace, REGISTERED IN THE STATE OF: New Hampshire, County of: Rockingham

UPON THIS DATE (insert full date) 10-22-12, appeared before me (print full name of notary)

Donna M. DeCotis, the undersigned officer personally appeared (Insert officers name) Elizabeth M. Yeaton who acknowledged him/herself to be (Insert the name of municipality) Town of Rye and that being authorized to do so, he/she executed the foregoing instrument for the purposes therein contained, by signing by him/herself in the name of the Municipality

In witness whereof I hereunto set my hand and official seal. (provide signature, seal and expiration of commission) Donna M DeCotis

DONNA M. DeCOTIS, Notary Public
My Commission Expires August 8, 2017

CERTIFICATE FOR MUNICIPALITIES

I, Elizabeth M. Yeaton, of Rye, do hereby certify to the following assertions:

1. I am a duly elected and acting Town Clerk/Tax Collector for the Municipality documented above, which is in the State of New Hampshire;
2. I maintain and have custody of, and am familiar with, the minute books of the Municipality;
3. I am duly authorized to issue certificates with respect to the contents of such books;
4. The following are true, accurate and complete copies of the resolutions adopted during an official meeting of the Municipality. Said meeting was held in accordance with the laws and by-laws of the State, upon the following date 10/22/2012:

RESOLVED: That this municipality shall enter into a contract with the State of New Hampshire, acting by and through the Department of Cultural Resources providing for the performance by this Municipality of certain services as documented within the foregoing grant application, and that the official listed, **James. S. Raynes**, Chairman of the Conservation Commission, on behalf of this Municipality, is authorized and directed to enter into the said grant agreement with the State of New Hampshire, and that they are to take any and all such actions that may be deemed necessary, desirable or appropriate in order to execute, seal, acknowledge and deliver any and all documents, agreements and other instruments on behalf of this Municipality in order to accomplish the same.

RESOLVED: That the signature of the above authorized party or parties of this Municipality, when affixed to any instrument of document described in, or contemplated by, these resolutions, shall be conclusive evidence of the authority of said parties to bind this Municipality, thereby:

5. The foregoing resolutions have not been revoked, annulled, or amended in any manner what so ever, and remain in full force and effect as of the date hereof;
6. The following person or persons have been duly elected to, and now occupy, the Office or Offices indicated:

Municipality Chair, Rye Conservation Commission: James S. Raynes

Municipality Town Clerk/Tax Collector: Elizabeth M. Yeaton

Municipality Treasurer: _____

IN WITNESS WHEREOF: As the Town Clerk/Tax Collector of this municipality, I sign below upon this date, 01/29/2013.

Town Clerk/Tax Collector Elizabeth M. Yeaton
In the State of NEW HAMPSHIRE and County of ROCKINGHAM:

NOTARY STATEMENT: As Notary Public and/or Justice of the Peace, registered in the STATE OF NEW HAMPSHIRE, County of ROCKINGHAM, upon this date, 01/29/2013, appeared before me, Robin Baker, the undersigned officer, personally appeared Elizabeth M. Yeaton, who acknowledged herself to be Town Clerk/Tax Collector for the Town of Rye and that being authorized to do so, she executed the foregoing instrument for the purposes therein contained, by signing by herself in the name of the Municipality.

In witness whereof I hereunto set my hand and official seal.

Robin Baker





CERTIFICATE OF COVERAGE

The New Hampshire Public Risk Management Exchange (Primex³) is organized under the New Hampshire Revised Statutes Annotated, Chapter 5-B, Pooled Risk Management Programs. In accordance with those statutes, its Trust Agreement and bylaws, Primex³ is authorized to provide pooled risk management programs established for the benefit of political subdivisions in the State of New Hampshire.

Each member of Primex³ is entitled to the categories of coverage set forth below. In addition, Primex³ may extend the same coverage to non-members. However, any coverage extended to a non-member is subject to all of the terms, conditions, exclusions, amendments, rules, policies and procedures that are applicable to the members of Primex³, including but not limited to the final and binding resolution of all claims and coverage disputes before the Primex³ Board of Trustees. The Additional Covered Party's per occurrence limit shall be deemed included in the Member's per occurrence limit, and therefore shall reduce the Member's limit of liability as set forth by the Coverage Documents and Declarations. The limit shown may have been reduced by claims paid on behalf of the member. General Liability coverage is limited to Coverage A (Personal Injury Liability) and Coverage B (Property Damage Liability) only, Coverage's C (Public Officials Errors and Omissions), D (Unfair Employment Practices), E (Employee Benefit Liability) and F (Educator's Legal Liability Claims-Made Coverage) are excluded from this provision of coverage.

The below named entity is a member in good standing of the New Hampshire Public Risk Management Exchange. The coverage provided may, however, be revised at any time by the actions of Primex³. As of the date this certificate is issued, the information set out below accurately reflects the categories of coverage established for the current coverage year.

This Certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not amend, extend, or alter the coverage afforded by the coverage categories listed below.

<i>Participating Member:</i> Town Of Rye 10 Central Road Rye, NH 03870		<i>Member Number:</i> 284	<i>Company Affording Coverage:</i> NH Public Risk Management Exchange - Primex ³ Bow Brook Place 46 Donovan Street Concord, NH 03301-2624		
Type of Coverage		Effective Date (mm/dd/yyyy)	Expiration Date (mm/dd/yyyy)	Limits - NH Statutory Limits May Apply, if Not:	
<input checked="" type="checkbox"/>	General Liability (Occurrence Form) Professional Liability (describe) <input type="checkbox"/> Claims Made <input type="checkbox"/> Occurrence	1/1/2012	1/1/2013	Each Occurrence	\$ 5,000,000
				General Aggregate	\$ 5,000,000
				Fire Damage (Any one fire)	\$
				Med Exp (Any one person)	\$
<input checked="" type="checkbox"/>	Automobile Liability Deductible Comp and Coll: \$1,000 <input type="checkbox"/> Any auto	1/1/2012	1/1/2013	Combined Single Limit (Each Accident)	\$5,000,000
				Aggregate	\$5,000,000
<input checked="" type="checkbox"/>	Workers' Compensation & Employers' Liability	1/1/2012	1/1/2013	<input checked="" type="checkbox"/> Statutory	
				Each Accident	\$2,000,000
				Disease – Each Employee	\$2,000,000
				Disease – Policy Limit	\$
<input checked="" type="checkbox"/>	Property (Special Risk includes Fire and Theft)	1/1/2012	1/1/2013	Blanket Limit, Replacement Cost (unless otherwise stated)	Deductible: \$1,000
Description: Proof of Primex Member coverage only.					

CERTIFICATE HOLDER:	Additional Covered Party	Loss Payee	Primex³ – NH Public Risk Management Exchange		
NH Division of Historic Resources Attn: Debra Gagne 19 Pillsbury St Concord, NH 03301			By: <i>Tammy Denver</i>		
			Date: 10/30/2012 tdenver@nhprimex.org		
			Please direct inquires to: Primex³ Risk Management Services 603-225-2841 phone 603-228-3833 fax		