

Minutes February 18, 1998

GOVERNOR AND EXECUTIVE COUNCIL MINUTES

State House, Concord, NH
February 18, 1998
10:30 a.m.
#3

The Governor and Executive Council convened at 10:30 a.m. with all members being present.

The Governor and Executive, on motion of Councilor Streeter, seconded by Councilor Griffin, accepted the minutes of January 28, 1998 and on motion of Councilor Spaulding, seconded by Councilor Streeter, accepted the minutes of February 4, 1998.

The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Griffin, confirmed the appointment of several persons nominated for Civil Commissions from the January 28, 1998 meeting.

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

The Governor and Executive Council confirmed the following appointments:

ALCOHOL AND DRUG ABUSE PREVENTION ADVISORY COMMISSION

Thomas E. Bamberger, Amherst
Reappointment
Effective: February 18, 1998
TERM: October 30, 2000

John F. Bunker, Stratham
Succeeding: Eric Wilson, Nashua
Effective February 18, 1998
TERM: September 12, 2000

Paul H. Dean, Concord
Reappointment
Effective February 18, 1998
TERM: September 12, 2000

Susan W. Haas, Nashua
Reappointment
Effective February 18, 1998
TERM: October 30, 2000

Nancy A. Wiggin, Meredith
Reappointment
Effective February 18, 1998
TERM: September 12, 2000

ARTIST LAUREATE

Gerry Williams, Goffstown
Effective February 18, 1998
TERM: February 18, 2000

NH STATE COUNCIL ON THE ARTS

Carlesta Henderson-Spearman, Nashua
Succeeding Elizabeth Verney, Hancock (resigned)
Effective February 18, 1998
TERM: November 23, 2001

CONNECTICUT RIVER VALLEY RESOURCE COMMISSION

Robert Ritchie, Piermont
(Agriculture)
Reappointment
Effective February 18, 1998
TERM: February 10, 2001

EMERGENCY SHELTER COMMISSION

Maria Skaperdas, Manchester
(Public Member)
Reappointment
Effective February 18, 1998
TERM: December 20, 1999

STATE COORDINATOR OF HIGHWAY SAFETY

Peter M. Thomson, Orford
Reappointment
Effective February 18, 1998
TERM: February 3, 2003

STATE HISTORICAL RECORDS ADVISORY BOARD

Gilbert S. Center, Laconia
Reappointment
Effective February 18, 1998
TERM: January 2, 2001

Philip N. Cronenwett, Ph. D., Enfield
Reappointment
Effective February 18, 1998
TERM: January 2, 2001

Richard E. Winslow III, Rye
Reappointment

Effective February 18, 1998
TERM: December 6, 2000

DIRECTOR: DIVISION OF LIBRARIES (STATE LIBRARIAN)

Kendall F. Wiggin, New Boston
(Nominated by Commissioner)
Reappointment
Effective February 18, 1998
TERM: February 12, 2002

BOARD OF REGISTRATION IN MEDICINE

Kevin R. Costin, Manchester
(Paramedical Professional)
Succeeding Maureen Knepp, Londonderry (resigned)
Effective February 18, 1998
TERM: April 21, 1998

BOARD OF NURSING

Constance E. Theberge, L.P.N., Rochester
Succeeding Elaine M. Holland, Milton
Effective February 18, 1998
TERM: November 16, 2000

OCCUPATIONAL THERAPY GOVERNING BOARD

H. James Forbes, M.D., Concord
(Physician knowledgeable in the practice of occupational therapy)
Effective February 18, 1998
TERM: February 18, 2001

STATE BOARD FOR THE LICENSING AND REGULATION OF PLUMBERS

Alfred Meyer, Hooksett
(Public Member)
Succeeding Theodore W. Bartlett, Milford (resigned)
Effective February 18, 1998
TERM: July 1, 1998

BOARD OF EXAMINERS OF PSYCHOLOGY AND MENTAL HEALTH PRACTICE

Paul E. Finn, Ph. D., Manchester
(Teacher of Psychology)
Succeeding Philip Kinsler, Keene (reached term limit)
Effective February 18, 1998
TERM: August 26, 2000

RESPIRATORY CARE PRACTITIONERS GOVERNING BOARD

D. Thomas Akey, M.D., Concord
(Physician knowledgeable in the practice of respiratory care)
Effective February 18, 1998
TERM: February 18, 2001

SKYHAVEN AIRPORT OPERATION COMMISSION

Richard Jackson, Rochester
Succeeding David Richards, Greenland (resigned)
Effective February 18, 1998
TERM: September 9, 1998

TRAFFIC SAFETY COMMISSION

Marie Kiely, Concord
Succeeding Karin Morin, Litchfield
Effective February 18, 1998
TERM: September 16, 2000

ASSISTANT COMMISSIONER: DEPARTMENT OF TRANSPORTATION

Carol A. Murray, Epsom
(Nominated by Commissioner)
Reappointment
Effective February 18, 1998
TERM: February 18, 2002

The Governor and Executive Council nominated the following:

ALCOHOL AND DRUG ABUSE PREVENTION ADVISORY COMMISSION

A. Margaret Pike, Tilton
Succeeding Ty Gagne, Holderness
Effective Upon Confirmation
TERM: October 30, 2000

APPELLATE BOARD

Scott D. McGuffin, Northfield
(Attorney)
Succeeding Joseph Stewart, Weare
Effective Upon Confirmation
TERM: October 14, 1998

NH STATE COUNCIL ON THE ARTS

Grace F. Freije, Manchester
Succeeding Helen Closson, Manchester
Effective Upon Confirmation
TERM: November 23, 2002

DEFERRED COMPENSATION COMMISSION

Walter C. Carlson, Deerfield
(Public Employee At Large)
Succeeding Roberta Mandrey, Penacook
Effective Upon Confirmation
TERM: October 10, 2000

EMERGENCY SHELTER COMMISSION

Dorothy R. Kasik, Portsmouth
Public Member
Succeeding Cynthia Allard, Manchester
Effective Upon Confirmation
TERM: September 6, 1999

MILK SANITATION BOARD

Sharlene Beaudry, Walpole
Milk Producer
Succeeding Debora Erb, Landaff
Effective Upon Confirmation
TERM: October 11, 2003

OCCUPATIONAL THERAPY GOVERNING BOARD

Linda J. Thyne, Londonderry
(Certified Occupational Therapy Assistant)
Effective Upon Confirmation
TERM: 3yrs. from date of confirmation

OIL FUND DISBURSEMENT BOARD

James E. Connolly, Manchester
Petroleum Dealer
Reappointment
Effective Upon Confirmation
TERM: January 1, 2001

RESPIRATORY CARE PRACTITIONERS GOVERNING BOARD

Mark E. Favorite, Rochester

Effective Upon Confirmation
TERM: 3yrs. from date of confirmation

SPEECH-LANGUAGE PATHOLOGY GOVERNING BOARD

Regina M. Keating, Nashua
(Public Member)
Effective Upon Confirmation
TERM: 2yrs. from date of confirmation

Rita A. Kirk, Nashua
Effective Upon Confirmation
TERM: 1yr. from date of confirmation

Patricia T. Morrell, Bow
Effective Upon Confirmation
TERM: 3yrs. from date of confirmation

Amy S. Plante, W. Nottingham
Effective Upon Confirmation
TERM: 3yrs. from date of confirmation

Susan Wright, Farmington
Effective Upon Confirmation
TERM: 2yrs. from date of confirmation

WATER DIVISION DIRECTOR: DEPARTMENT OF ENVIRONMENTAL SERVICES

Harry T. Stewart, P.E., Londonderry
Succeeding Edward J. Schmidt, Durham (resigned)
Effective Upon Confirmation
TERM: May 23, 2002

BUSINESS FINANCE AUTHORITY

#1 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to hold a Public Hearing with respect to the financing of an industrial facility by the Business Finance Authority for MacNeill Worldwide, Inc. located Laconia, NH. Action will authorize a Resolution under RSA 162-I:9 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

A roll call vote as requested, the results are as follows: Councilor Burton - Yes; Councilor Spaulding - Yes; Councilor Griffin - Yes; Councilor Normand - Yes; Councilor Streeter - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD FEBRUARY 18, 1998 IN THE COUNCIL CHAMBER, STATE HOUSE, CONCORD

At 10:45 a.m. the Governor announced that the next matter to be considered would be the financing of an industrial facility project by the Business Finance Authority for MacNeill Worldwide, Inc. in Laconia and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, stated that the Authority had approved the financing

and recommended that the Governor and Council make the required findings under RSA 162-I:9. He also briefly explained the project, emphasized that the credit of the State was not involved and introduced Don Cragan of MacNeill Worldwide, Inc. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR MACNEILL WORLDWIDE, INC. IN LACONIA" and moved its adoption, which was seconded by Councilor Spaulding. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilors Burton, Spaulding, Griffin, Normand, and Streeter; those abstaining were Councilor(s) None; and those voting against were Councilor(s) None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR MACNEILL WORLDWIDE, INC. IN LACONIA

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the financing of an industrial facility for MacNeill Worldwide, Inc. (the "Borrower") in Laconia by the Authority's issue of up to \$2,500,000 Bonds under RSA 162-I (the "Act");

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

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

IT IS HEREBY RESOLVED THAT:

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

(a) Special findings:

(1) The Project (which when completed will constitute the "Facility") consists of the acquisition of six injection molding machines and related packaging and other equipment to be located at 76 Lexington Drive in the City of Laconia which will be used by the Borrower in the manufacture of plastic golf spikes and other plastic products. The Project is within the definition of "Industrial facility" in RSA 162-I (the "Act") and may be financed under the Act.

(2) The establishment and operation of the Facility will create and preserve employment opportunities directly and indirectly within the State of New Hampshire.

(b) General findings:

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

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

(3) The LOAN AND SECURITY AGREEMENT (which is a combined financing document and security document, hereinafter called the "Agreement") contains provisions so that under no circumstances will the Authority be obligated directly or indirectly to pay project costs, debt service or expenses of operation, maintenance and upkeep of the Facility except from Bond proceeds or from funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use;

(4) The Agreement does not purport to create any debt of the State with respect to the Facility, other than a special obligation of the Authority acting on behalf of the State under the Act; and

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

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

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

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

Passed and Agreed to February 18, 1998.

#2 The Governor and Executive Council, on motion of Councilor Normand, seconded by Councilor Griffin, authorized to hold a Public Hearing with respect to the financing of an industrial facility by the Business Finance Authority for Montgomery Wire Corporation located in Littleton, NH. Action will authorize a Resolution under RSA 162-I:9 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

A roll call vote as requested, the results are as follows: Councilor Burton - Yes; Councilor Spaulding - Yes; Councilor Griffin - Yes; Councilor Normand - Yes; Councilor Streeter - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD FEBRUARY 18, 1998 IN THE COUNCIL CHAMBER, STATE HOUSE, CONCORD

At 10:55 a.m. the Governor announced that the next matter to be considered would be the financing of an industrial facility project by the Business Finance Authority for Montgomery Wire Corporation in Littleton and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, stated that the Authority had approved the financing and recommended that the Governor and Council make the required findings under RSA 162-I:9. He also briefly explained the project, emphasized that the credit of the State was not involved and introduced Dodd Griffin of Gallagher, Callahan & Cantrell, a representative for Montgomery Wire Corporation. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR MONTGOMERY WIRE CORPORATION IN LITTLETON" and moved its adoption, which was seconded by Councilor Griffin. After discussion of the resolution, the Governor called for a vote on the motion.

Those voting in favor were: the Governor and Councilors Burton, Spaulding, Griffin, Normand, and Streeter; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR MONTGOMERY WIRE CORPORATION IN LITTLETON

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the financing of an industrial facility for Montgomery Wire Corporation (the "Borrower") in Littleton by the Authority's issue of up to \$6,500,000 Bonds under RSA 162-I (the "Act");

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

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

IT IS HEREBY RESOLVED THAT:

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

(a) Special findings:

(1) The Project (which when completed will constitute the "Facility") consists of the acquisition of approximately 16 acres of land and the acquisition, renovation and equipping of an approximately 84,400 square foot industrial facility located at 571 Littleton Industrial Park Road in the Town of Littleton which will be used by the Borrower in the manufacture of specialty non-ferrous wire products. The Project is within the definition of "Industrial facility" in RSA 162-I (the "Act") and may be financed under the Act.

(2) The establishment and operation of the Facility will create and preserve employment opportunities directly and indirectly within the State of New Hampshire.

(b) General findings:

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

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

(3) The LOAN AND TRUST AGREEMENT (which is a combined financing document and security document, hereinafter called the "Agreement") contains provisions so that under no circumstances will the Authority be obligated directly or indirectly to pay project costs, debt service or expenses of operation, maintenance and upkeep of the Facility except from Bond proceeds or from funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use;

(4) The Agreement does not purport to create any debt of the State with respect to the Facility, other than a special obligation of the Authority acting on behalf of the State under the Act; and

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

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

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

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

Passed and Agreed to February 18, 1998.

#3 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to hold a Public Hearing with respect to the financing of a loan to Rockingham Economic Development Corporation for the Benefit of The Anthony Galluzzo Corporation located in Londonderry. Action will authorize a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

A roll call vote as requested, the results are as follows: Councilor Burton - Yes; Councilor Spaulding - Yes; Councilor Griffin - Yes; Councilor Normand - Yes; Councilor Streeter - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON FEBRUARY 18, 1998 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

At approximately 10:50 a.m., the Governor announced that the next matter to be considered would be loan made by the Business Finance Authority to Rockingham Economic Development Corporation to finance a building to be leased to The Anthony Galluzzo Corporation located in Londonderry, New Hampshire and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received written material from the Authority with respect to the proposed loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Frank Lass, Senior Credit Officer of the Authority, briefly explained the project and introduced Warren Henderson, Chairman of Rockingham Economic Development Corporation, and Anthony Galluzzo, Jr., of The Anthony Galluzzo Corporation.

The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Normand introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A LOAN UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY TO ROCKINGHAM ECONOMIC DEVELOPMENT CORPORATION" and moved its adoption, which was seconded by Councilor Griffin . There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilors Griffin, Normand Spaulding, Burton, and Streeter; those abstaining were Councilor(s) None ; and those voting against were Councilor(s) None ; The Governor declared that the resolution was passed.

*A RESOLUTION UNDER RSA 162-A:18 AWARDING A LOAN UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY OF THE STATE OF NEW HAMPSHIRE TO ROCKINGHAM ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to a loan by the Authority to Rockingham Economic Development Corporation (the "Borrower") in the original principal amount of up to \$1,269,000 to refinance a construction loan to finance construction of a 31,000 square foot building on the Borrower's property situated in Londonderry, New Hampshire (the "Loan")

WHEREAS, pursuant to the provisions of RSA Chapter 162-A, the Governor and Council is authorized to approve the recommendation of the Authority and to authorize and approve the Loan by the Authority upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council will receive all the documentation and information with respect to the proposed Loan by the Authority; and

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

NOW, THEREFORE, it is hereby resolved that:

1. Findings and Determination. On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:

a. Special Findings.

(i) The Loan in consistent with local or regional development plans or policies.

b. General Findings.

(i) The Loan that the Authority has proposed will serve a public use and provide a public benefit.

(ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.

(iii) The Loan that the Authority has proposed will preserve or increase the social welfare or economic prosperity of the State and one or more of its political subdivisions, and will promote the general welfare of the State's citizens.

(iv) The Loan that the Authority has proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. Governor and Council approve the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of the loan documents substantially in the form submitted to Governor and Council and to take such further action as the act with respect to the transaction as may be required.

3. Effective Date. This Resolution shall take effect upon its passage.

OFFICE OF ENERGY AND COMMUNITY SERVICES

The Governor and Executive Council acted as follows:

#4 Authorized to budget and expend previously approved and unspent Petroleum Violation Escrow Funds in the amount of \$303,800, and to accept and expend \$100,000 in additional federal funds from the U.S. Department of Energy, through June 30, 1999, to fund existing programs through the completion of the fiscal year 1998.

#5-10 Authorized to amend the following contracts for the period of April 1, 1997 through March 31, 1998 to correct an error made when initially calculating the administrative cost allocation:

#5 Community Action Program Belknap-Merrimack Counties, Concord, by increasing the contract by \$476.00 for an amount not to exceed \$114,610.00.

#6 Rockingham Community Action, Inc., Portsmouth, by increasing the contract by \$2,538.38 for an amount not to exceed \$147,455.38.

#7 Southern New Hampshire Services, Inc., Manchester, by increasing the contract by \$768.00 for an amount not to exceed \$195,002.00.

#8 Southwestern Community Services, Inc., Keene, by increasing the contract by \$3,638.21 for an amount not to exceed \$99,660.21.

#9 Tri-County Community Action, Inc., Berlin, by increasing the contract by \$2,862.00 for an amount not to exceed \$174,342.00.

#10 Strafford County Community Action Committee, Inc., Dover, by increasing the contract by \$10,306.00 for an amount not to exceed \$90,780.00.

OFFICE OF STATE PLANNING

The Governor and Executive Council acted as follows:

#11-13 Authorized agreements with the following to help municipalities solve development problems:

#11 Town of Salem in the amount of \$11,500.00, through December 31, 1998.

#12 City of Concord in the amount of \$200,000.00, through June 30, 2001.

#13 Grafton County in the amount of \$96,000.00, through June 30, 1999.

#14 Authorized, with Councilor Streeter voting NO, agreement with the Audubon Society of New Hampshire (Seacoast Science Center) in the amount of \$90,699.00, through September 30, 1998 to conduct and coordinate all public education and outreach components of the New Hampshire Estuaries Project. SOLE SOURCE

#15-16 Authorized agreements with the following to help municipalities solve development problems:

#15 City of Lebanon in the amount of \$12,000.00, through June 30, 1999.

#16 City of Concord in the amount of \$285,000.00, through June 30, 1999.

#17 Authorized to enter into Memorandum of Agreement with the NH Department of Environmental Services in the amount of \$38,000.00, through September 30, 1998 to develop a management plan to address the environmental problems affecting the state's estuarine systems.

#18 Authorized to enter into Memorandum of Agreement with the NH Department of Health and Human Services in the amount of \$65,116.00, through September 30, 1998 to develop a management plan to address the environmental problems affecting the state's estuarine systems.

#19 Authorized to amend an existing agreement the University of New Hampshire [initially approved on July 18, 1997, (Item #18) amended September 15, 1997 (Item #12)] to increase amount by \$5,000.00 for a new total of \$27,200.00, through June 30, 1998 to continue a basic level of maintenance of GRANIT, the statewide geographic information system.

#20 Authorized to Retroactively amend an existing agreement with the City of Franklin, [initially approved on November 20, 1996 (Item #9)] by extending the completion date from December 31, 1997 to December 31, 1998.

#21 Authorized to Retroactively amend an existing agreement with the Town of Rye, [initially approved on September 15, 1998 (Item #13)] by extending the completion date from December 31, 1997 to June 30, 1998. No additional funds required.

#22 Authorized to Retroactively amend an existing agreement with the City of Franklin, [initially approved on October 23, 1996 (Item #5)] by extending the completion date from December 31, 1997 to December 31, 1998. No additional funds required.

#23 Authorized to Retroactively amend an existing agreement with the Town of Bristol, [initially approved on March 19, 1997 (Item #14)] by extending the completion date from December 31, 1997 to June 30, 1998. No additional funds required.

COMMISSION ON DISABILITY

#24 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized contract with the Courtyard Banquet Facility of Manchester in the amount of \$7,000.00, for the use of facilities and food services to host a conference on March 2, 1998.

OFFICE OF THE ADJUTANT GENERAL

The Governor and Executive Council acted as follows:

#25 Authorized the transfer of funds from the Emergency Fund in the amount of \$320.20 for State Active Duty mission performed on October 12, 1997.

#26 Authorized the transfer of funds from the Emergency Fund in the amount of \$100.89 for State Active Duty mission performed on August 16, 1997.

#27 Authorized the confirmation of Captain Marc S. Schwartz of Cambridge, MA to the rank of Major, New Hampshire Air National Guard.

#28 Authorized the confirmation of Captain Mark A. McKenzie of Brewster, MA to the rank of Major, New Hampshire Air National Guard.

#29 Authorized the confirmation of Captain Henry H. Brandt of Somersworth to the rank of Major, New Hampshire Air National Guard..

#30 Authorized the confirmation of Captain Robert J. Cordery of Nashua to the rank of Major, New Hampshire Air National Guard.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Executive Council acted as follows:

#30A Authorized Data Center to accept \$1,188,533 of additional revenue from the Department of Health and Human Services in support of the New Heights Program.

#30B Authorized Bureau of Emergency Communications to enter into agreement with Medical Priority Consultants, Inc. in the amount of \$5,200.00 for the purchase of software and training.

#31 Authorized the Bureau of General Services to contract with Walchak's Lawn & Home Care, Inc., Bow in the amount of \$26,100, through May 15, 1998 to provide snow and ice removal services at several state facilities in the Concord area.

#32 Authorized, with Councilor Normand voting NO, consideration of the petition by Mary Bartlett to waive the State's right to recover up to \$256,424 in future workers' compensation medical benefits from Ms. Bartlett's third party settlement.

#33 Authorized Working Capital Warrant in the amount of \$240,000,000 to cover expenditures for the Month of March 1998.

#33A Authorized to accept List of Agency Transfers authorized for FY98 during the month of January 1998.

#33B Authorized to accept Salary and Benefit Adjustment Transfers authorized for the month of January 1998.

#34 Authorized the Bureau of Court Facilities to enter into lease extension agreement with the Town of Exeter in the amount of \$1,601.85 per month, commencing on July 1, 1998 through June 30, 1999 for office and courtroom space located in the Town Hall in Exeter.

#35 Authorized the Bureau of court Facilities to enter into lease extension agreement with Cameron Real Estate, Inc. in the amount of \$5,155 per month commencing July 1, 1998 through June 30, 2000 for office and courtroom space located at the Meeting Place Mall, Amherst.

#35A Authorized approval of quarterly revised schedule and status report of Capital Budget Projects.

#35B Authorized Surplus Distribution Section to transfer within The Federal Emergency Food Assistance Program funds in the amount of \$29,952.00. FISCAL COMMITTEE APPROVED

DEPARTMENT OF CULTURAL AFFAIRS

The Governor and Executive Council acted as follows:

#36 Authorized the Division of Libraries to budget and expend in the amount of \$39,306. From Library Services and Construction Act Title II for programs which improve the quality of school and public library service.

#37 Authorized approval to award grants totaling \$146,306. for Library Services and Construction Act, Title II projects, to the libraries listed in letter dated 12-4-97.

#38 Authorized the Division of the Arts to contract with Thomas Carroll, Pittsburgh, PA in the amount of \$4500.00, through May 30, 1998 to conduct documentary folk and traditional arts fieldwork in New Hampshire for the Traditional Arts Program.

DEPARTMENT OF REVENUE ADMINISTRATION

#39 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Streeter, authorized the Property Appraisal Division to budget and expend prior carry forward funds in the amount of \$6,117.51 to provide training to local municipal and assessing officials regarding assessing duties, timber and gravel tax laws, current use, equalization and state statutes.

TREASURY DEPARTMENT

The Governor and Executive Council acted as follows:

#40 Authorized the annual distribution in the amount of \$440,059.80 received from the United States Treasury representing receipts from National Forest Lands in New Hampshire to be allocated to school districts on the basis of National Forest acreage within the towns.

#41 Authorized to issue a warrant from funds not otherwise appropriated and to issue checks in the amount of \$187,822.38 to pay claims for assets which have previously escheated to the State, as indicated in letter dated 2-4-98.

#42 Authorized to issue a warrant from funds not otherwise appropriated and to issue check to Paul Marshall in the amount of \$10.00.

#43 Authorized to accept Quarterly Report relative to the cash position of the State as of December 31, 1997.

#44 Authorized to accept Report relative to the average daily collected balances for the fourth quarter of 1997.

DEPARTMENT OF JUSTICE

The Governor and Executive Council acted as follows:

#45 Authorized, with Councilors Spaulding and Streeter voting NO, contracts with the University of New Hampshire Institute of Policy and Social Science Research in the amount of \$19,000 to conduct a New Hampshire State Criminal Justice Worker Survey, and with John Doble Research Associates, Inc. in the amount of \$48,500 to conduct a Management Survey on Criminal Justice, both commencing February 18, 1998 through June 30, 1998. SOLE SOURCE

#46 Authorized contract with the Center of New Hampshire Holiday Inn in the amount of \$6,040 and one-day conference on Full Faith & Credit in Manchester on April 16, 1998 at a total cost of \$10,840.

#47 Authorized to grant funds to Adolescent Drug & Alcohol Prevention Tools, Inc., Lincoln (\$21,849); Androscoggin Valley Mental Health Center, Berlin (\$25,000); Appalachian Mountain Teen Project, Wolfeboro (\$23,574); Carroll County Mental Health, Conway (16,940); Carroll County Sheriff's Office, Ossipee (\$32,165); Concord Police Department (\$27,508); Northern N.H. Mental Health & Developmental Services, Colebrook (\$41,000); White Mountain Mental Health & Developmental Services, Littleton(\$25,382); and Youth Services Bureau, Laconia (\$25,000) through September 30, 1999 for projects concerning drugs and violent crime.

INSURANCE DEPARTMENT

The Governor and Executive Council acted as follows:

#48 Authorized to grant an annual salary increment to David Sky, Life, Accident, & Health Actuary, effective February 28, 1998, from step 4, Group P, \$65,690 to step 5, Group P, \$68,768.

#49 Authorized advanced authorization for out-of-state travel for the Insurance Commissioner and his staff to attend meetings of the National Association of Insurance Commissioners through March 31, 1998.

#50 Authorized lease agreement in the amount of \$16,670.00 for an additional 5,000 square feet of office space to provide adequate space for seven new positions acquired through the FY98 budget process. FISCAL COMMITTEE APPROVED

#50A Authorized, with Councilor Streeter voting NO, lease agreement with Pasquale F. Alosa in the amount of \$50,000.00 from March 1, 1998 through February 28, 2003 for an additional 5,000 square feet of office space. FISCAL COMMITTEE APPROVED SOLE SOURCE

LIQUOR COMMISSION

#51 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to enter into an insurance policy agreement with St. Paul Insurance Company, through its agent, Slawsby Insurance Agency, Inc., Nashua in the amount of \$19,062.00, through January 1, 2001 for business income coverage and blanket fire insurance and sprinkler leakage coverage.

PUBLIC UTILITIES COMMISSION

#51A The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to retroactively amend contract with La Capra Associates, Inc., [Initially approved August 28, 1998, amended January 13, 1997 and April 2, 1997] by extending the termination date from December 31, 1997 to June 30, 1998.

OFFICE OF THE CONSUMER ADVOCATE

#52 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized contract with Tellus Institute, Inc of Boston, MA in the amount of \$29,954.00, through June 30, 1998 to provide expert consulting services and expert testimony before the NH PUC.

DEPARTMENT OF CORRECTIONS

The Governor and Executive Council acted as follows:

#52A Authorized Lakes Region Facility Library to accept, with thanks, 26 books with an estimated value of \$199.00 from Mr. Ed Nooney, Nashua to be used by the inmates.

#53 Authorized 2 year contract with Joyce Dental Laboratory, Laconia in the amount of \$62,000 for Dental Laboratory Services at the New Hampshire Prison Facilities.

#54 Authorized to amend contract with Granite State Physical Therapy and Wellness Services, P.C., Candia [initially approved on June 11, 1997 (Item #29)] to increase estimated cost from \$80,000 per year to \$104,000.00, an increase of \$24,000 per year increasing the total estimated contract from \$106,000 to \$208,000, an increase of \$48,000.

#55 Authorized leave of absence without pay for 90 days to Corrections Officer Cathy Maloney commencing March 1, 1998 through May 31, 1998.

COMMISSION FOR HUMAN RIGHTS

#56 The Governor and Executive Council, on motion of Councilor Normand, seconded by Councilor Burton, authorized to accept federal funds in the amount of \$4,000 in order for the Commission to purchase word perfect software for a new computer system that the Equal Employment Opportunity is providing, also additional funds to purchase bookshelves for the office.

FISH AND GAME DEPARTMENT

The Governor and Executive Council acted as follows:

#57 Authorized to accept \$2420.00 from the A. Erland and Hazel N. Goyette Memorial Fund, through June 30, 1999 to provide artificial habitat structures for the largemouth and smallmouth bass populations in Cunningham Pond.

#58 Authorized agreement with Imes Communications, Inc. (WMUR-TV) to conduct activities facilitating the broadcast of the educational television series Wonders of Wildlife.

#59 Authorized out of state travel to Maine for two Inland Fisheries personnel to attend up to three Saco River Anadromous Coordination Committee meetings through March 31, 1998.

#60 Authorized travel throughout the Northeast for four Fisheries personnel to pick up fish and/or fish eggs for use in our hatcheries and stocking programs through March 31, 1998.

#61 Authorized out of state travel to Massachusetts and/or Connecticut for three Inland Fisheries personnel to attend up to six Connecticut River Technical Committee or special Connecticut River meetings through March 31, 1998.

#62 Authorized out of state travel to Massachusetts for three Inland Fisheries personnel to participate in the Cooperative Program to Restore Atlantic Salmon and American Shad to the Merrimack River through March 31, 1998.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Executive Council acted as follows:

#63 Authorized expansion of the Proclamation Boundary of the White Mountain National Forest to allow the United States of America, through the White Mountain National Forest, to acquire an estimated 2,242 acres of land located in the town of Piermont.

#64 Authorized agreement with Barradas, Yeaton & Wold, Inc., of Portsmouth in the amount of \$100,000 through June 30, 1998, with a one-year option to renew for the development, enhancement, and implementation of foreign marketing and promotional activities.

#65 Authorized to enter into a one year Land/Facility Use Agreement with the Franconia Ski Club through June 30, 1998 to provide various services and activities at Cannon Mountain.

#66 Authorized the Division of Parks and Recreation to enter into agreement with Nahoogaii Display Fireworks in the amount of \$1,500 for fireworks displays at Cannon Mountain and Mt. Sunapee.

#67 Authorized the Division of Parks and Recreation to enter into Memorandum of Understanding with The Student Conservation Association, Inc/NH Parks AmeriCorps in the amount of \$15,000 and for the use of Spruce Pond Camp in Bear Brook State Park through October 1, 1998 for the completion of various projects and assignments as assigned by the Department.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#68 Authorize the Water Division Maintenance Division to budget unallocated Maintenance of Dam funds in the amount of \$212,100 for FY98 by amending the item as follows: Deleting from Page 3 the reference to the Class 048-[Contractual Maint. - Bldg. & Grounds is being established at \$25,000 to cover cost of contracts needed to repair the Sewall's Falls Facility].

#69 Authorized, with Councilor Streeter voting NO, Water Division to amend contract with Dufresne-Henry, Inc., Manchester [initially approved on December 20, 1995 (Item #70) amended on July 18, 1997 (Item #88)] in the amount to \$165,483.38. The total amount of the contract, including the amendment in \$296,302.81. SOLE SOURCE

#70 Authorized to amend loan agreement with the Town of Durham [initially approved on October 13, 1994, amended on August 16, 1995 and March 6, 1996] to adjust the principal loan amount of \$272,000 to \$259,624.80, based on the final eligible costs of the project and interest accrued during construction.

#71 Authorized, with Councilor Streeter voting NO, Water Division to pay Southworth-Milton, Inc., Boston, MA for the amount of \$4,502.42 for emergency repairs to a standby generator and for leasing a generator while the standby generator was being repaired. SOLE SOURCE

#72-73 Authorized grants to the listed municipalities in the amount specified for landfill closure projects:

#72 Town of Sharon in the amount of \$3,034.60.

#73 Town of Ellsworth in the amount of \$4,169.19.

#74 Authorized blanket approval for out of state travel to Massachusetts for more than one person through June 30, 1998 to cover meetings associated with the work of the department.

#75 Authorized Retroactive approval for out of state travel to Portland, Maine for seven employees in the amount of \$20.00 for New England Water Works Trade Show.

#76 Authorized out of state travel to Portland, Maine for one employee in the amount of \$219. from February 11, 1998 to February 13, 1998 to participate in the Conference of the New England Governors and Eastern Canadian Premiers Workshop on Acid Rain and Mercury.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

#77 The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Burton, authorized lease renewal agreement in the amount of \$135,474.12 with 154 Main Street Realty Trust, Salem for office space for its Salem District Office, to end twelve months after Governor and Council approval.

OFFICE OF HEALTH MANAGEMENT

The Governor and Executive Council acted as follows:

#78 Authorized, with Councilor Streeter voting NO, agreement with the New Hampshire Celebrates Wellness Association, Boscawen in the amount of \$46,890, through June 30, 1998 to assist in organizing and providing health promotion workshops at the annual three-day residential New Hampshire Celebrates Wellness Conference in June, 1998. SOLE SOURCE

#79 Authorized agreement with the Town of Merrimack in the amount of \$13,700 through June 30, 1998 to educate the lakefront residents of Baboosic Lake on sound environmental practices.

#80 Authorized agreement with the City of Manchester in the amount of \$39,183 through June 30, 1998 to enable the Health Department, as the contractor, to initiate significant measures to improve the health of the citizens of Manchester.

#81 Authorized to amend an existing contract with the Trustees of Dartmouth College, Norris Cotton Cancer Center, Hanover [initially approved on June 25, 1997 (Item #205)] by increasing the price limitation by \$8,000 from \$257,668. To \$205,668.00, through June 30, 1999.

#82 Authorized Special Medical Services Bureau to amend an existing contract with Trustees of Dartmouth College, Hanover [initially approved on June 25, 1997 (Item #272)] by increasing the price limitation by \$15,000 from \$80,650 to \$95,650 through June 30, 1998.

#83 Authorized, with Councilor Streeter voting NO, Special Medical Services Bureau to award a grant to the Trustees of Dartmouth College, Hanover in the amount of \$15,000 through June 30, 1998 to

foster the development of community -based medical homes for children with chronic health conditions through training of pediatricians, and developing partnerships among pediatric practices, families and community services. SOLE SOURCE

OFFICE OF FAMILY SERVICES

#84 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized Children, Youth and Families to accept and expend federal grant funds in the amount of \$49,060, from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention through June 30, 1998. Grants will be made to local agencies for programs that provide alternatives to school suspension.

ELDERLY AND ADULT SERVICES

#85 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized agreement with Institute on Gero-technology, Jaffrey in the amount of \$24,000.00, through February 17, 1999 to develop and implement an educational program to teach computer literacy skills to seniors.

BEHAVIORAL HEALTH

#86 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized contract with Public Consulting Group, Inc., Boston, MA in the amount of \$58,340. Through June 30, 1998 to provide professional assistance and technical assistance to analyze and implement revenue recouplement , organize financial and statistical data for management reports.

NEW HAMPSHIRE HOSPITAL

The Governor and Executive Council acted as follows:

#87 Authorized to accept donation for the quarter from October 1, 1997 through December 31, 1997, in the amount of \$610.00, and deposit into the New Hampshire Hospital Resident Benefit Fund.

#88 Authorized, with Councilor Streeter voting NO, to amend contract with Granite State Independent Living Foundation, Concord, [initially approved on June 25, 1997 (Item #283)] by increasing the total price limitation from \$15,000. to \$30,000. Through June 30, 1999 to provide a sign language interpreter for deaf patients. SOLE SOURCE

NEW HAMPSHIRE VETERANS HOME

#89 The Governor and Executive Council, on motion of Councilor, seconded by Councilor, authorized to accept monies totaling \$13,905.25 from fundraising drives from various organizations and from personal contributions during the period of October 1, 1997 to December 31, 1997 to be placed in the Veterans Home Benefit Fund.

DEPARTMENT OF YOUTH DEVELOPMENT SERVICES

The Governor and Executive Council acted as follows:

#90 Authorized Youth Development Center and Youth Services Center to accept material and monetary donations for the period of October 1, 1997 through December 31, 1997.

#91 Authorized the reclassification of Remedial Teacher, labor grade 15 to a Program Specialist IV, labor grade 24, salary range \$31,726.50 to \$37,849.50.

DEPARTMENT OF EDUCATION

The Governor and Executive Council acted as follows:

#92 Authorized to accept and expend additional funds from the United States Department of Education in the amount of \$5,120,089.60 through June 30, 1998 for the purpose of funding grants to local education agencies.

#93 Authorized to accept and expend additional funds from the United States Department of Education in the amount of \$689,104.85 through June 30, 1998 for the purpose of funding grants to local agencies to improve preschool special education programs and services for children three to five years.

#94 Authorized Division of Adult Learning and Rehabilitation to contract with Kendon Corporation, Deerfield in the amount of \$6,595, through June 30, 1998 to provide home modifications to a client's residence.

#95 Authorized Division of Adult Learning and Rehabilitation to contract with Impact Strategies, Weare in the amount of \$30,000 through December 31, 1998, with encumbrances in FY98 in the amount of \$25,000. and in FY99 in the amount of \$5,000. to conduct acceptance testing of software for the New Hampshire Vocational Rehabilitation Case Management System as developed by System Resource Corporation.

#96 Authorized Division of Adult Learning and Rehabilitation to contract with David Bostic, Pittsfield in the amount of \$2,197. through June 30, 1998 to provide home modifications to a client's residence.

#97 Authorized contract with Carol Davis, Bedford in the amount of \$129,902 through June 30, 1998 with encumbrances in FY98 of \$64,526.00 and FY99 of \$65,376.00 to provide consultant and coordinate services related to New Hampshire's Comprehensive System of Personnel Development.

NH COMMUNITY TECHNICAL COLLEGE SYSTEM

The Governor and Executive Council acted as follows:

#98 Authorized New Hampshire Community Technical College, Nashua to extend service period of Ms. Lisa J. Elefsrud, temporary full-time Secretary II, Grade 8, from March 11, 1998 through March 10, 1999.

#99 Authorized the Department of Regional Community Technical Colleges to extend service period of temporary full-time Program Assistant II Grade 14, from March 20, 1998 through March 19, 1999.

#100 Authorized the Berlin Community Technical College to extend service period of Ms. Maryann Letourneau, temporary full-time Account Clerk III, Grade 8, from May 8, 1998 through May 7, 1999.

#101 Authorized the Department of Regional Community Technical Colleges to extend service period of Richard Jenness, temporary full-time Program Assistant II, Grade 14, from March 20, 1998 through March 19, 1999.

#102 Authorized the Department of Regional Community Technical Colleges to extend service period of Mary Anne Murray, temporary full-time Program Assistant II, Grade 14, from March 20, 1998 through March 19, 1999.

#103 Authorized the Department of Regional Community Technical Colleges to extend service period of Brenda Copp, temporary full-time Program Assistant II, Grade 14, from March 20, 1998 through March 19, 1999.

#104 Authorized the Department of Regional Community Technical Colleges to extend service period of Kathy Guimond, temporary full-time Program Assistant II, Grade 14, from March 20, 1998 through March 19, 1999.

#105 Authorized the Department of Regional Community Technical Colleges to extend service period of Megg Hamm, temporary full-time Program Assistant II, Grade 14, from March 20, 1998 through March 19, 1999.

POLICE STANDARDS & TRAINING COUNCIL

#106 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to accept Annual Report for Fiscal Year July 1, 1996 through June 30, 1997.

CHRISTA MCAULIFFE PLANETARIUM

#107 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized contract with Robert Parker Associates, Inc. in the amount of \$2000, through April 15, 1998 for marketing and public relations services.

DEPARTMENT OF TRANSPORTATION

The Governor and Executive Council acted as follows:

#108 Authorized increase of appropriated funds for the Bureau of Turnpikes in the amount of \$980,000 for the remainder of FY98 to provide maintenance operations on the Central Turnpike South Nashua segment and for the acquisition of 3 million turnpike tokens to replenish current inventories.

#109 Authorized contract with M.J. Murphy & Sons, Inc., Somersworth in the amount of \$12,227 for the purpose of re-roofing State Liquor Store No. 46, Ashland.

#110 Authorized contract with Continental Paving, Inc., Londonderry in the amount of \$10,761,874.29 through October 30, 1999 for the reconstruction and widening of the F.E. Everett Turnpike and Route 130, along with the reconstruction of associated ramps at the Exit j6 interchange.

#111 Authorized contract with Modern Protective Coatings, Inc., Moultonboro in the amount of \$189,311.00 through October 30, 1998 for the repainting of the NH Rte. 142 through-truss bridge over the Ammonoosuc River.

#112 Authorized contract with Kazanas Industrial Maintenance, Inc., Tarpon Springs, FL in the amount of \$1,496,000.00, through November 1, 1999 for removal of existing paint and the repainting of bridges located on I-293 eastbound and westbound over the Merrimack River and Boston and Maine Railroad between the City of Manchester and the Town of Bedford.

#113 Authorized contract with Pike Industries, Inc., Belmont in the amount of \$6,932,481.98, through November 25, 1998 for the rehabilitation of the pavement surface and seven bridge decks along 3.5 miles of interstate 93.

#114 Authorized contract with Thibeault Corporation of N.E., Londonderry in the amount of \$315,000.00, through July 31, 1998 for demolition of approximately 50 wood and concrete block buildings including their concrete foundations and approximately 50 additional concrete structures (foundations, slabs, concourses and pools).

#115 Authorize agreement with Pennoni Associates Incorporated of the Concord Center, Concord in the amount of \$165,986.11 completion date is 12 months from the date of the Notice to Proceed for

final design or replacement of NH Route 12-A bridge over Central Vermont Railroad in Town of Charlestown.

#116 Authorized Memorandum of Agreement with Rockingham Planning Commission in the amount of \$4,000 to produce and distribute a public transportation guide for the Salem-Plaistow-Windham Metropolitan Planning Organization region.

#117 Authorize, with Councilor Streeter voting NO, service agreement with Unisys Corporation in the amount of \$10,000 through April 28, 1998 to upgrade the Department's Unisys mainframe operating system. SOLE SOURCE

#118 Authorized lease with Philip A. Gorman, Trustee of the Philip A. Gorman Revocable Trust of 1985 in the amount of \$450.00 for a period of 5 years with an option for an additional 5 years at the current market value plus an Administrative Fee of \$500.00 for 2,800 square feet of the State owned Concord to Lincoln Railroad Line in the City of Laconia.

#119 Authorized lease with Andy and Barbara Morse for the amount of \$400.00 per year for 5 years with an option of an additional 5 years at the then current market value plus an Administrative Fee of \$500.00 for 1.2 acre parcel of State owned railroad property in Woodstock.

#120 Authorized lease with Richard Mitchell in the amount of \$230.00 per year for 5 years with an option of an additional 5 years at the then current market value plus an Administrative Fee of \$500.00 for 5,150 square feet of the State owned Concord to Lincoln Railroad Line in the City of Laconia.

#121 Authorized lease with Craig O. Weed in the amount of \$100.00 per year for 5 years with an option of an additional 5 years at the then current market value plus and Administrative Fee of \$500.00 for 2,280 square feet of the State owned Ashuelot Branch Railroad in the Town of Hinsdale.

#122 Authorized Petition for a Hearing on alteration to N.H. Route 11 in the City of Claremont.

#123 Authorized Petition for a Hearing on alterations to N.H. Route 12 in the Town of Troy. The Governor named the Special Committee as follows: Councilor Streeter as Chairman, Councilor Spaulding and Councilor Griffin committee members.

#124 Authorized to Quitclaim whatever interest the State of New Hampshire may have in the old Route 108 highway easement, also known as Old Rochester Road, beyond the current Limited Access Right-of-Way of the Sixth Street Connector Road and Central Avenue in the City of Dover to Prime Circle, L.L.C. where it abuts other land and said Prime Circle, L.L.C.

#125 Authorized to participate in the American Association of State Highway and Transportation Officials Snow and Ice Pooled Fund Cooperative Program in the amount of \$4,000.00, to establish a start-up fund for implementation.

#126 Authorize to accept the Contemplated Award List for the period January 7, 1998 through January 27, 1998.

#127 Authorized retroactively amend the completion date of an out-of-state travel request [initially approved on May 28, 1997 (Item #142A)] from August 31, 1997 to January 5, 1998.

#127A Authorized retroactive tuition cost in the amount of \$497.00 for courses attended by two employees through the Departments Tuition Assistance Program which provides for 50% tuition assistance.

STATE PORT AUTHORITY

#128 The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Burton, authorized contract with Yankee Fishermen's Cooperative in the amount of \$2,775.00 to be completed 18 months from the date of Governor and Council approval to comply with federally mandated food safety regulations imposed by the U.S. Food and Drug Administration.

DEPARTMENT OF SAFETY

The Governor and Executive Council acted as follows:

#129 Authorized to amend lease agreement with Debra Cheney for office space in Laconia for the period of one year beginning March 1, 1998 through February 28, 1999.

#129A Authorized retroactively to extend lease agreement with Larry L. Cook in the amount of \$1,304 per month from November 1, 1997 through May 31, 1998 for office space at the Rivermill Shopping Center, Lebanon.

#129B Authorized Division of State Police to transfer \$35,148 from highway surplus to the State Police Traffic Bureau for the purchase of protective vests. FISCAL COMMITTEE APPROVED

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#130 Authorized request of Winnisquam Marine to replace in-kind an existing gas dock, remove and replace three existing docks with three finger piers and install a waste pump-out on property located on Winnisquam Lake in Belmont.

#131 Authorized request of David Hills to construct a fixed timber pier on pilings attached to a seasonal ramp and float on property located on the Oyster River in Durham.

#132 TUITION REQUESTS

The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Normand, approved the following Tuition Request:

A. COMMUNITY TECHNICAL EDUCATION - Requests permission to pay Lesley College, Cambridge, MA, the sum of \$1,245.00 for the sole purpose of enrolling Diane Chin, Professor, in the course entitled "Thesis Project."

B. EDUCATION - Requests permission to pay Franklin Pierce Law Center, Concord, NH, the sum of \$750.00 for the sole purpose of enrolling Gary Guzouskas, Administrator, in the course entitled "Education Law - Current Topics".

C. ENVIRONMENTAL SERVICES - Requests permission to pay New Hampshire College, Gilford, NH, the sum of \$870.00 for the sole purpose of enrolling Pauline Doucette, Accounting Technical, in the courses entitled "Microeconomics", and "Introduction to Information Systems."

D. HEALTH AND HUMAN SERVICES, Office of Family Services - Requests permission to pay New Hampshire College, Gilford, NH, the sum of \$435.00 for the sole purpose of enrolling Cynthia Morin Gould, Program Specialist, in the course entitled "Public Speaking."

E. HEALTH AND HUMAN SERVICES, Office of Information Systems - Requests permission to pay New Hampshire College, Manchester, NH, the sum of \$891.00 for the sole purpose of enrolling John O'Neal, Information Technology Manager, in the course entitled "Advanced Computer Information Systems."

F. HEALTH AND HUMAN SERVICES, Office of Finance - Requests permission to pay Franklin Pierce College, Concord, NH, the sum of \$456.00 for the sole purpose of enrolling Wendy L. Dufresne, Accountant, in the course entitled "Statistics."

G. MEDICINE, BOARD OF - Request permission to pay New England College, Henniker, NH, the sum of \$490.00 for the sole purpose of enrolling Karen Lamoureux, Administrator, in the course entitled "Strategy: Case Studies."

H. TRANSPORTATION - Requests permission to pay New Hampshire Community Technical College, Laconia, NH, the sum of \$336.00 for the sole purpose of enrolling Michael Curley, Engineer, in the courses entitled "College Algebra", and "Principals of Management" and ALSO request permission to pay New Hampshire College, Manchester, NH, the sum of \$235.50 for the sole purpose of enrolling Michael Brown, Accountant, in the course entitled "Managerial Economics."

I. TRANSPORTATION - Requests permission to pay New Hampshire College, Manchester, NH, the sum of \$892.00 for the sole purpose of enrolling Jeremy Masette, Civil Engineer, in the courses entitled "Quantitative Analysis", "Micro Economics", and "Macro Economics."

#133 TRAVEL REQUESTS

The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, approved the following Travel Request:

A. ADMINISTRATIVE SERVICES, Bureau of Emergency Communications - Requests permission for Bruce Cheney, Executive Director, and Peter Denutte, Administrator, or designee, to travel to Orlando FL, on February 28-March 6, 1998 to attend the National Emergency Number Association 911 Technical Development Conference. Total Cost: \$2,523.00. Source of Funds: 100% Surcharge.

B. COMMUNITY TECHNICAL COLLEGE - Requests permission for Rhonda Bergman, Asst. Professor, Jane Cooke, Professor, and Rebecca Hebert-Sweeney, Director, or designee, to travel to Atlanta, GA, on March 4-8, 1998 to attend the National Association for Developmental Education (NADE) Conference. Total Cost: \$3,158.01. Source of Funds: 17% General Funds & 83% Grants.

C. EDUCATION - Requests permission for Judith Fillion, Director, Ron Leclerc, and Sandy Hyslop, Systems Development Specialist, or designee, to travel to San Antonio, TX, on February 28-March 4, 1998 to attend the Management Information Systems conference. Total Cost: \$4,029.70. Source of Funds: 100% Federal Funds.

D. EMPLOYMENT SECURITY - Requests permission for Joseph Weisenburger, Deputy Commissioner, and Darrell Gates, Administrator, or designee, to travel to Tucson, AZ, on February 21-26, 1998 to attend the Unemployment Insurance Meeting. Total Cost: \$2,820.00. Source of Funds: 100% Federal Funds.

E. ENVIRONMENTAL SERVICES - Requests permission for Jody Connor, Director, Stephen Landry, Stephanie Bowser, Amy Pervanas, Angela Archer, Biologists, Hilary Snook, Robert Baczynski, Environmentalists, and Beth Malcolm, Coordinator, or designee, to travel to Kennebunk, ME, on March 11-13, 1998 to attend the New England Association of Environmental Biologist (NEAEB) Annual Conference. Total Cost: \$1,680.00. Source of Funds: 100% Federal Funds.

F. ENVIRONMENTAL SERVICES - Requests permission for Robert Varney, Commissioner, and George Dana Bisbee, Assistant Commissioner, or designee, to travel to New Orleans, LA, on March 24-26, 1998 to attend the Environmental Council of the States 1998 Annual Spring Meeting. Total Cost: \$3,537.00. Source of Funds: 50% General Fund & 50% Title V Fees.

G. ENVIRONMENTAL SERVICES - Requests permission for Jimmy Leung, Grace Levergood, and Nancy McGrath, Engineers, or designee, to travel to Marlborough, MA , on March 3, 1998 to attend the Geosynthetics and Bioengineering Seminar. Total Cost: \$351.00. Source of Funds: 100% General Funds.

H. ENVIRONMENTAL SERVICES - Requests permission for Grace Levergood, and Jimmy Leung, Engineers, or designee, to travel to Cocoa Beach, FL, on March 16-20, 1998 to attend the Shallow Foundations - Including Structural Design of Footings course. Total Cost: \$4,980.00. Source of Funds: 100% General Funds.

I. ENVIRONMENTAL SERVICES - Requests permission for Terri Aabbia, PC Specialist, Tracey Boisvert, Resources Manager, Jane Donovan, Supervisor, Robin Lampron, MIS Analyst, and Parker Morgan, Principal Planner, or designee, to travel to Boston, MA, on February 23, 1998 to attend the Reporting with Foxfire training session. Total Cost: \$1,640.00. Source of Funds: \$630.00 General Funds, \$315.00 Federal Funds, & \$695.00 Permit Fees.

J. FISH AND GAME - Requests permission for Kevin Jordan, Wayne Saunders and David Eskeland, Conservation Officers, or designee, to travel to Oswego, NY, on March 9-12, 1998 to attend Critical Incident Training. Total Cost: \$200.00. Source of Funds: 100% Search & Rescue Funds.

K. FISH AND GAME - Requests permission for Douglas Grout, Marine Biologist, and Shannon Fogarty, Laborer, or designee, to travel to Silver Spring, MD, on March 4-6, 1998 to attend the NMFS Marine Recreational Statistical Survey Wave Meeting. Total Cost: \$2,200.00. Source of Funds: 100% Federal Funds.

L. FISH AND GAME - Requests permission for Jon Greenwood, and Kenneth Sprankle, Biologists; Duncan McInnes, Administrator, and Steve Pageau, Laborer, or designee, to travel to Providence, RI, on March 6-8, 1998 to attend the National Fly Fishing and Wing Shooting Show. ALSO A CASH ADVANCE OF \$950.00 IS REQUESTED FOR Duncan McInnes. Total Cost: \$950.00. Source of Funds: 100% Salmon Fees.

M. FISH AND GAME - Requests permission for Jon Greenwood, Biologist, Duncan McInnes, Administrator, Hailey Thatcher, and June Cosselman, Business Staff, or designee, to travel to Wilmington, MA, on March 13-15, 1998 to attend the World Fly Fishing Expo. Total Cost: \$610.00. Source of Funds: 100% Salmon Fees.

N. HEALTH AND HUMAN SERVICES, Division of Behavioral Health - Requests permission for Patricia Lilly, Coordinator, and Lynn Winterfield, Program Specialist, or designee, to travel to Baltimore, MD, on February 22-24, 1998 to attend the Welfare to Work: Dealing with Substance Abusing Populations ALSO A CASH ADVANCE OF \$600.00 IS REQUESTED FOR Patricia Lilly.. Total Cost: \$1,380.00. Source of Funds: 100% Federal Substance Abuse Block Grant Funds.

O. INSURANCE - Requests permission for Charles Blossom, Commissioner, Monica Ciolfi, Deputy Commissioner, Steven Lauwers, Assistant Commissioner, Thomas Burke, Director, David Sky, Actuary, and Steven Olson, Manager, or designee, to travel to Salt Lake City, UT, on March 13-18, 1998 to attend the National Association of Insurance Commissioners. Total Cost: \$6,280.00. Source of Funds: Insurance Assessment Funds.

P. PUBLIC UTILITIES COMMISSION - Requests permission for Bruce Ellsworth, Commissioner, Susan Geiger, Commissioner, Richard Marini, Administrator, or designee, to travel to Washington, DC, on February 28-March 4, 1998 to attend the National Association of Regulatory Utility Commissioners meeting. Total Cost: \$3,966.00. Source of Funds: 84% Utility Assessment & 16% Federal Funds.

Q. REVENUE - Requests permission for George Blatsos, Team Leader, and John Lighthall, Tax Auditor, or designee to travel to St. Louis, MO, on March 7-11, 1998 to attend the FTA Compliance and Education Workshop. Total Cost: \$2,385.00. Source of Funds: 100% General Funds.

R. SAFETY - Requests permission for Richard Flynn, Commissioner, and Virginia Beecher, Director, or designee, to travel to San Diego, CA, on March 13-16, 1998 to attend the American Association of Motor Vehicles Administrators Workshop. Total Cost: \$2,000.00. Source of Funds: 100% Highway Funds.

S. SAFETY - Requests permission for Charles Degrace, Manager, and Patricia West, Systems Development Specialist, or designee, to travel to Tampa, FL, on April 16-19, 1998 to attend the AAMVANet/NHTSA Driver Systems Users Workshop. ALSO A CASH ADVANCE OF \$500.00 IS REQUESTED FOR Charles Degrace, AND ALSO A CASH ADVANCE OF \$500.00 IS REQUESTED FOR Patricia West. Total Cost: \$2,100.00. Source of Funds: 100% Highway Funds.

T. STATE PLANNING - Requests permission for David Hartman, and Marcia Thunberg, Planners, or designee, to travel to Washington DC, on March 7-12, 1998 to attend the Annual Coastal Program Managers and Coastal States Organization Meetings. Total Cost: \$2,590.00. Source of Funds: 100% Federal Funds.

U. TRANSPORTATION - Requests permission for William Cass, Chief; Douglas DePorter, William Janelle, Pamela Mitchel, and Richard Morneau, Engineers; Douglas Graham, Alan Rawson, James Moore, and Linda Hodgdon, Administrators; Michelle Juliano, Project Manager; and Amy Connell, Training Coordinator, or designee, to travel to Stowe, VT, on March 15-20, 1998, to attend the Tri-State Leadership Conference 1998. Total Cost: \$15,185.00. Source of Funds: 100% Highway Funds.

LATE ITEMS

A. Department of Transportation: Bureau of Public Works

The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Spaulding, authorized agreement with Tennant/Wallace Architects, Manchester for a Lump Sum Price of \$82,000.00, for the purpose of design of Stratham Campus Library.

B. Department of Transportation: Bureau of Public Works

The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Spaulding, authorized contract with Burnham Associates, Salem for a Lump Sum Price of \$583,863.60, for the purpose of maintenance dredging in Hampton/Seabrook Harbor, Hampton.

The next Governor and Executive Council meeting is scheduled for Wednesday, March 4, 1998 at 10:30 a.m. in Concord at the State House.

The Honorable Board then Adjourned