Minutes November 18, 1998

GOVERNOR AND EXECUTIVE COUNCIL MINUTES

State House, Concord, NH November 18, 1998 10:30 a.m. #20

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

The Governor and Executive Council, on motion of Councilor Normand, seconded by Councilor Burton, accepted the minutes of October 28, 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 October 28, 1998 meeting.

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

LATE ITEM I NEW HAMPSHIRE DEPARTMENT OF STATE

The Secretary of State, pursuant to RSA 660:26, laid before the Governor and Executive Council, at their meeting held on November 18, 1998, the return of votes cast at the biennial election held on November 3, 1998 in the several towns and wards of the State for United States Senator and Representative in Congress from the First and Second Districts, as follows:

For United States Senator:

Judd Gregg, r, Rye - 213,477 George Condodemetraky, d, Belmont - 88,883 Brian Christeson, I, Alexandria - 7,603 Roy Kendel, i.a., Fitzwilliam - 4,733

and Judd Gregg, having the highest number of votes for United States Senator was declared elected.

For Representative in Congress:

First District:

John E. Sununu, r, Bedford - 104,430 Peter Flood, d, Merrimack - 51,783

Second District

Charles Bass, r, Peterborough - 85,740 Mary Rauh, d, Sunapee - 72,217 Paul Werme, I, Plymouth - 3,338

and John E. Sununu, First District, and Charles Bass, Second District, having received the highest number of votes cast in their respective districts for Representative in Congress were declared elected.

Upon motion of Councilor Spaulding, and duly seconded by Councilor Griffin, Her Excellency the Governor was authorized to issue certificates in accordance with the foregoing report.

The Governor and Executive Council accepted the following resignations:

BOARD OF LAND SURVEYORS

Thomas R. Brown, Somersworth

Effective: Upon acceptance of resignation

UNIVERSITY SYSTEM OF NH BOARD OF TRUSTEES

George J. Khoury, Salem

Effective: Upon acceptance of resignation

The Governor and Executive Council confirmed the following appointments:

AGRICULTURAL LANDS PRESERVATION COMMITTEE

Elwin C. Hardy, Hollis Reappointment

Effective: November 18, 1998 TERM: October 10, 2001

AIR RESOURCES COUNCIL

Allan B. Silber, Nashua General Public Reappointment

Effective: November 18, 1998 TERM: November 21, 2002

NEW HAMPSHIRE COUNCIL ON THE ARTS

Gerald Auten, Hanover

Succeeding: Bert Yarborough, Hanover

Effective: November 23, 1998 TERM: November 23, 2003

Mary Christine Dwyer, Portsmouth

Reappointment

Effective: November 18, 1998 TERM: November 23, 2003

James Patrick Kelly, Portsmouth Succeeding: Marie Harris, Barrington

Effective: November 18, 1998 TERM: October 14, 2001

AVIATION USERS ADVISORY BOARD

Joseph R. Alosa, Sr., Concord

Airport Authority

Succeeding: Patrick Duffy, Manchester

Effective: November 18, 1998

TERM: July 25, 2001

NEW HAMPSHIRE COMMISSION FOR HUMAN RIGHTS

Maureen Raiche Manning, Manchester

Reappointment

Effective: November 18, 1998 TERM: November 1, 2003

MARITAL MEDIATOR CERTIFICATION BOARD

Alan I. Cantor, Concord

Reappointment

Effective: November 18, 1998 TERM: October 11, 2001

MILK SANITATION BOARD

Gary Peters, Bath Milk Producer Reappointment

Effective: November 18, 1998 TERM: October 11, 2004

MOORINGS APPEAL BOARD

Walter D. Kilian, Mont Vernon

Reappointment

Effective: November 18, 1998 TERM: October 28, 2001

PESTICIDES CONTROL BOARD

Susan L. Whittemore, Keene

Ecologist

Reappointment

Effective: November 18,1998 TERM: November 6, 2001

PUBLIC WATER ACCESS ADVISORY BOARD

Patricia A. Goodridge, Atkinson

Public Member Reappointment

Effective: November 18,1 998 TERM: October 27, 2001

PUBLIC WATER ACCESS ADVISORY BOARD

Maureen Stimpson, Loudon

Governor's Commission on Disability

Reappointment

Effective: November 18, 1998 TERM: October 27, 2001

The Governor nominated the following:

BOARD OF ACCOUNTANCY

Kevin Howe, Manchester

CPA

Effective: Upon confirmation

TERM: Two years from date of confirmation

Robert A. Lemay, Belmont

CPA

Effective: Upon confirmation

TERM: Three years from date of confirmation

Leon G. Owen, Concord Public Accountant Effective: Upon confirmation

TERM: Five years from date of confirmation

Helaine B. Roberts, Portsmouth

CPA

Effective: Upon confirmation

TERM: Four years from date of confirmation

APPELLATE BOARD

Jeffrey R. Crocker, Peterborough

Attorney

Reappointment

Effective: Upon confirmation TERM: October 14, 2001

CONNECTICUT RIVER VALLEY RESOURCE COMMISSION

Glenn E. English, North Haverhill

Public Member

Succeeding: Richard Fabrizio, North Haverhill

Effective: Upon confirmation TERM: February 10, 2000

CURRENT USE ADIVSORY BOARD

Phyllis Sherman, Center Conway

Public Member/Agriculture

Reappointment

Effective: Upon confirmation TERM: November 16, 2000

AUBURN DISTRICT COURT JUSTICE

David G. LeFrancois, Derry

Vacancy

Effective: Upon confirmation TERM: until 70 years of age

ECONOMIC DEVELOPMENT MATCHING GRANTS PROGRAM

Douglas R. Elliott, Jr., Somersworth

NH Municipal Association

Succeeding: George Bald, Somersworth

Effective: Upon confirmation TERM: September 8, 2000

JUDICIAL COUNCIL

Michael A. Pignatelli, Nashua

Attorney

Succeeding: Joseph M. McDonough, III, Manchester

Effective: Upon confirmation TERM: October 18, 2001

BOARD OF LAND SURVEYORS

Linda Capuchino, Manchester

Public Member

Succeeding: Thomas Brown, Somersworth, (resigned)

Effective: Upon confirmation TERM: February 3, 2002

CHRISTA MCAULIFFE PLANETARIUM COMMISSION

Richard M. Carmody, Portsmouth Pursuant to 1998 Chapter Law 33 Effective: Upon confirmation

TERM: Three years from date of confirmation

MEDICAL REVIEW SUBCOMMITTEE

Wendy Gair Muello, MD, Lancaster Nominated by Board of Medicine

Succeeding: Dana Merrithew, MD, Rumney (resigned)

Effective: Upon confirmation TERM: December 3, 2001

PESTICIDES CONTROL BOARD

Anne D. Krantz, Amherst

Public Member

Succeeding: Howard Rollins, Gilford Effective: November 23, 1998 TERM: November 23, 2001

NEW HAMPSHIRE STATE PORT AUTHORITY

Wayne M. Burton, Durham

Succeeding: Edward Hause, Lincolnville, ME

Effective: Upon confirmation TERM: December 16, 2000

Robert M. Snover, Portsmouth

Reappointment

Effective: Upon confirmation TERM: August 29, 2003

PUBLIC WATER ACCESS ADVISIORY BOARD

Kathleen C. Paine, Concord

Lakes Association

Succeeding: Virginia Soule, New London

Effective: Upon confirmation TERM: October 27, 2001

RIVERS MANAGEMENT ADIVSORY COMMITTEE

Wesley R. Stinson, Concord

Historic/Archeological-nominated by the NH Historical Society

Succeeding: Victoria Bunker, Farmington

Effective: Upon confirmation

TERM: June 15, 2001

ADVISORY COMMITTEE ON SHORE FISHERIES

David T. Goethel, Hampton

Alternate

Effective: Upon confirmation

TERM: Three years from date of confirmation

NEW HAMPSHIRE COMMISSION ON THE STATUS OF WOMEN

Linda A. Jenkins, Eaton Center

Succeeding: Marjorie Webster, Tuftonboro

Effective: Upon confirmation TERM: October 20, 2001

BUSINESS FINANCE AUTHORITY

#1 Authorized to hold a Public Hearing with respect to the financing of an industrial facility by the Business Finance Authority for Lonza Biologics, Inc. located in Portsmouth, NH. Action will authorize a Resolution under RSA 162-1:9 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 - Not Available.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD NOVEMBER 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, consisting of solid waste collection, treatment and disposal facilities, by the Business Finance Authority for Alusuisse-Lonza America, Inc. and declared the public meeting 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 162-1:9. He also briefly explained the project and emphasized that the credit of the state was not involved. Mr. Donovan then introduced Ms. Leslie Wood, Project Manager for Lonza Biologics, who explained the manufacturing process and answered questions regarding by-products and permitting. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Griffin introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY CONSISTING OF SOLID WASTE COLLECTION, TREATMENT AND DISPOSAL FACILITIES, BY THE BUSINESS FINANCE AUTHORITY FOR ALUSUISSE-LONZA AMERICA INC. IN PORTSMOUTH" and moved its adoption, which was seconded by Councilor Burton. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Spaulding, Councilor Griffin, and Councilor Normand; 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 162-1:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY, CONSISTING OF SOLID WASTE COLLECTION, TREATMENT AND DISPOSAL FACILITIES, BY THE BUSINESS FINANCE AUTHORITY FOR ALUSUISSE-LONZA AMERICA INC. IN PORTSMOUTH

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendations 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, consisting of solid waste collection, treatment and disposal facilities, for Alusuisse-Lonza America Inc. (the "Borrower") in Portsmouth by the Authority's issuance of up to \$34,000,000 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 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 consists of the acquisition, construction and installation of structures, facilities and equipment to be located at the manufacturing complex of Lonza Biologics Inc. (the "Subsidiary"), a wholly owned subsidiary of the Borrower, at 101 Industrial Drive in the City of Portsmouth, which will be used by the Borrower, by and through the Subsidiary, in the collection, treatment and disposal of solid wastes (the "Project"). 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 Project will create and preserve employment opportunities within the State of New Hampshire and will help to protect and enhance the physical environment of the State of New Hampshire.
- (b) General finding:
- (1) The Project and the proposed financing of the Project are feasible;
- (2) The Borrower and the Subsidiary have the skills and financial resources necessary to operate the Project successfully;
- (3) The Loan Agreement dated as of November 1, 1998 (the "Agreement") between the Authority and the Borrower and the Indenture of Trust dated as of November 1, 1998 (the "Indenture") between the Authority and the Regions Bank, as trustee (the "Trustee") contain provisions so that under no circumstances will the Authority be obligated directly or indirectly to pay project costs, debt service or expenses of operation, maintenance and upkeep of the Project except from Bond proceeds or from funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use;
- (4) Neither the Agreement nor the Indenture purport to create any debt of the State with respect to the Project, 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 Project will serve one or more needs and implement one or more purposes set forth in RSA 162-I:1, 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 Project 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 November 18, 1998.

OFFICE OF STATE PLANNING

- #2 Authorize to accept and expend additional funds from the U.S. Environmental Protection Agency in the amount of \$149,523.34 through June 30, 1999.
- #3 Authorized to budget and expend \$15,736 in prior year federal Coastal Zone Management funds through June 30, 1999. Further Authorized the Director of the Division of Accounting Services to adjust the budget as indicated in letter of November 18, 1998.
- #4 Authorized to accept and expend a \$10,000 EPA grant, through June 1, 1999, for a non-point source pollution workshop for municipal officials as further defined in the Assistance Agreement between the Office of State Planning and the U.S. Environmental Protection Agency.
- #5 Authorized to extend a grant from the U.S. Department of Commerce, Economic Development Administration (EDA Grant #01-25-03721) to the Office of State Planning from December 31, 1998 to June 30, 1999.
- #6 Authorized to enter into an agreement with the Town of Northwood, NH in the amount of \$3,550.00 under the provisions of the NH Estuaries Project through March 31, 1999. This project is to complete the evaluation of selected wetlands within the town, to modify the town's ordinances to improve wetland protection, and to propose the designation of the highest value wetlands as prime wetland.
- #7 Authorized to AMEND an existing agreement, CE 210454, with the Town of Warner, NH, [initially approved on July 18, 1997 (Item #6)] by extending the completion date from December 31, 1998 to June 30, 1999. No additional state or federal funds are required by this action.
- #8 Authorized to RETROACTIVELY AMEND an existing agreement CE410800, with the Town of Rumney, NH, [Initially approved on September 6, 1995, (Late Item C)], to extend the time period to complete the project from June 30, 1997 to December 31, 2004 and to extend the loan agreement final payment date from December 31, 2002 to September 30, 2004. No additional state or federal funds are required by this action.
- #9 Authorized to RETROACTIVELY AMEND an existing agreement CE411146, with the City of Claremont, NH, [initially approved on December 6, 1995 (Item #20), by extending the project completion date from June 30, 1998 to December 31, 1998. No additional funds are required. Item #10 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to RETROACTIVELY AMEND an existing agreement with the Audubon Society of New Hampshire, [initially approved on February 18, 1998 (Item #14). The purpose of this amendment is to change the project end date from September 30, 1998 to December 31, 1998, and to modify the work tasks for an additional financial consideration of \$20,805, for a new total of \$111,504. This amendment will be effective upon Governor and Council approval. SOLE SOURCE

OFFICE OF ENERGY AND COMMUNITY SERVICES

- #11 Authorized to enter into a contract with Community Action Program Belknap-Merrimack Counties, Inc. of Concord, NH, as a grant recipient for the Community Food and Nutrition program under the Community Services Block Grant during the period November 18, 1998 to September 30, 1999 in an amount not to exceed \$5,013.00.
- #12 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to enter into a contract in an amount not exceed \$20,000 (to be paid from Petroleum Violation Escrow Funds), with the Institute for Community, Business, and the New Hampshire Economy, to assist the Institute's Current WasteCap NH Project with the start-up of the WasteCap Resource Conservation Network. WasteCap ReCoN will expand the organization's successful, eight-year long, business-to-business, non-regulatory consulting and technical assistance

services into the important areas of efficient business and industrial utilization of energy and water resources. SOLE SOURCE

#13 Authorized to enter into a contract with Northeast by Northwest, through December 31,1999 in an amount not to exceed \$31,120. This purpose of identifying cost-effective approaches to energy efficiency as a tool for lowering energy costs and furthering environmental and economic development goals.

OFFICE OF EMERGENCY MANAGEMENT

The Governor and Executive Council acted as follows:

#14 Authorized to accept and expend \$52,252.00 from the U.S. Department of Transportation through September 30, 1999. (2) Further Authorized an agreement between the NH Office of Emergency Management and the NH Fire Standards and Training Commission in the amount of \$25,587.50 for the period through September 30, 1999.

#15 Authorized to accept and expend the sum of \$50,000 from the Federal Emergency Management Agency for the period through September 30, 1999.

#16 Authorized to RETROACTIVELY hold an "Exercise Design Course" on November 17 and 18, 1998 and an "Exercise Evaluation Course" on November 19 and 20, 1998 at the Town and Country Motor Inn in Shelburne, NH. The total cost of the courses shall not exceed \$6,500. (2) Further Authorized a contract with the Town and Country Motor Inn for a function room, meals and rooms in the amount of \$6,500.

OFFICE OF THE ADJUTANT GENERAL

The Governor and Executive Council acted as follows:

#17 Authorized the nomination for promotion to the rank of Colonel, New Hampshire Air National Guard, Lt. Col. Michael W. Horne.

#18 Authorized the nomination for promotion to the rank of Major, New Hampshire Air National Guard, Captain Gayle M. Turner.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Executive Council acted as follows:

#19 Authorized Bureau of Court Facilities to RETROACTIVELY enter into the lease agreement with Coos County/Board of Commissioners covering office space located in the Coos County Courthouse on 55 School Street, Lancaster, NH. The term of the lease commenced on September 1, 1998, and ends on August 31, 2001, at a rate of \$84,298.50 per year.

#20 Authorized Surplus Distribution Section out of state travel for two or more employees for the period January 1, 1999 through June 30, 1999.

#20A Authorized Working Capital Warrant No.99-6 be authorized in the amount of \$290,000,000.00 to cover expenditures for the Month of December 1998. (2) Authorized acceptance of Working Capital Warrant No.99-4 reporting expenditures of \$311,628,017.69 for the Month of October and recommends the balance of \$58,371,982.31 is lapsed. (3)

#20B Authorized Bureau of Court Facilities to enter into a RETROACTIVE lease with the City of Laconia covering office and courtroom space located on 26 Academy Street in Laconia, NH. The term of the lease is retroactive to July 1, 1998 and ends on June 30, 2000, at a rate of \$22,000 per year.

#20C Authorized Bureau of Court Facilities to enter into a contract with John Prokop, Atkinson, NH in an amount not to exceed \$19,400 for snow removal services. The term of this contract shall be for the 1998/1999 and 1999/2000 seasons commencing with the first snow storm of each season and ending on April 30, 2000.

TREASURY DEPARTMENT

The Governor and Executive Council acted as follows:

#21 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized the resolution permitting the State Treasurer to negotiate the sale and issue of General Obligation bonds to finance new projects, repay outstanding commercial paper, and refund outstanding bonds to produce net present value debt service savings of at least three percent of the par value of the refunded bonds. 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 - Not Available.

#22 Authorized acceptance of the Quarterly Report relative to the cash position of the State as of September 30, 1998.

DEPARTMENT OF REVENUE ADMINISTRATION

#23 The Governor and Executive Council, on motion of Councilor Normand, seconded by Councilor Burton, authorized to accept and place on file the Annual Report of the Department of Revenue Administration for the year 1998.

DEPARTMENT OF JUSTICE

The Governor and Executive Council acted as follows:

#24 Authorized Michael DeLucia, Director of Charitable Trusts; and Terry Knowles, Registrar of Chaiitable Trusts to RETROACTIVELY travel out of state to the Form 990 Non-Profit Accountability Collaborative Workshop for two days, October 13 through October 14, 1998

#25 Authorized Attorney M. Kristin Spath and Attorney Theresa Capobianco of the Administrative Prosecutions Unit to RETROACTIVELY travel out of state to the Attorney Certification Course in Professional Regulatory Law in Montreal, Quebec for four days, November 5, through November 8, 1998

#26 Authorized to accept and expend a grant of \$360,000 from the U.S. Department of Justice through May 31, 2000.

#27 Authorized to expend \$800,000 from the general fund to pay unanticipated litigation costs incurred in the defense of the Public Utilities Commission Final Plan and interim orders on stranded costs, as specified in their letter dated September 2, 1998. FISCAL COMMITTEE APPROVED

ATTORNEY GENERAL

#28 Authorized to reappoint Ann F. Larney as an Assistant Attorney General, for a term ending October 31, 2003.

#29 Authorized to reappoint Assistant Attorneys General Nancy J. Smith for a term ending September 1, 2003 and Dahlia George for a term ending September 4, 2003.

#30 Authorized a Salary increment of \$2,585 to Assistant Attorneys General Kathryn M. Bradley effective November 2, 1998 and Malinda R. Lawrence effective November 20, 1998.

#31 ITEM NOT USED

INSURANCE DEPARTMENT

The Governor and Executive Council acted as follows:

#32 Authorized the Insurance Commissioner and his staff to attend meetings of the National Association of Insurance Commissioners for actual and necessary travel and related expenses incurred as required by RSA 400-A:28. Permission is requested to cover all meetings called on this basis of the Association, its committees, sub-committees, hearings and other official activities for the period through December 31, 1998.

#33 Authorized to accept and place on file the Annual Report of the Insurance Department for the Fiscal Year 1998.

DEPARTMENT OF LABOR

#34 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Normand, authorized blanket approval for out-of-state travel to and throughout the New England States or adjacent areas to evaluate future Document Imaging Technology. The imaging technology would provide significant benefits to the productivity to the Department of Labor. This permission is being requested so that more than one person at a time may travel out-of-state in connection with the Document Imaging Process from the period December 1, 1998 to February 28, 1999.

EMPLOYMENT SECURITY

#35 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, authorized to enter into a Memorandum of Understanding with NH Job Training Council in the amount of \$1,500.00 for administrative support services and to authorize NHES to enter in a service agreement for technical support services with New Technology Partners, Inc. in the amount of \$16,300.00, both through March 31, 1999. Existing Federal Funds granted through the US Department of Labor, Employment and Training Administration for the One Stop Career Center Implementation Grant would be expended as indicated in letter November 1, 1998.

HIGHWAY SAFETY AGENCY

#36 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to enter into a contractual agreement with the New Hampshire Association of Broadcasters in the amount of \$30,000.00 to conduct a highway safety electronic media campaign throughout the State effective through November 15, 1999. SOLE SOURCE

LIQUOR COMMISSION

#37 Authorized to accept and place on file the New Hampshire Liquor Commission Annual Report for the period ending June 30, 1998.

#38 Authorized to enter into an agreement with FoxFire Management Co., Inc., 29 Green Street, Concord, NH for a total contract price of \$15,000.00, for a one year period beginning December 1, 1998 through November 30, 1999 for the sole purpose of providing Janitorial Services for the New Hampshire State Liquor Commission Office Building located at 50 Storrs Street, Ste 3, Concord, NH.

#39 Authorized to RETROACTIVELY enter into an agreement with Suburban Contract Cleaning, Inc., 32 South Main Street, Penacook, NH in an amount of \$3,504.00, for a one-year period beginning October 1, 1998 through September 30, 1999 for the sole purpose of providing Floor and Carpet Care Services for the New Hampshire State Liquor Commission Office Building located at 50 Storrs Street, Ste 3, Concord, NH.

DEPARTMENT OF CORRECTIONS

The Governor and Executive Council acted as follows:

#40 Authorized to accept a refrigerator with a value of \$100 from Robert Boisvert of Active Contracting Incorporated, 10 Chestnut Drive, Bedford, NH. The residents at the North End House will use the refrigerator to store their personal food.

#41 Authorized to accept 25 poetry books with a value of \$75.00 from Kay Anderson, 5 Huran Avenue, Danvers, Massachusetts. The inmates will use the books in the Chapel at the NHSP for Men.

#42 Authorized to accept 85 used books whose value is about \$.50 per book for a total value of \$42.50. They are mostly technical books with some fiction mixed in. Joseph Chapline, 2 Frazier Avenue, Newbury, NH, donated the books.

#43 Authorized to accept \$100.00 which will be used at the NHSP for Women in Goffstown for the inmates to make clothing for the needy.

#44 Authorized to accept, with thanks, \$100 to the NH State Prison for Women from Ms. Rosemarie Breining, Church Women United, Manchester Unit, 49 New Merrimack Road, Bedford, NH. These funds will be utilized in the resident's sewing program to provide clothing for needy children.

#45 Authorized to enter into a 3 year lease with David M. Gottesman & Morgan A. Hollis, Attorneys-At-Law, 39 East Pearl Street, Nashua, NH commencing December 1, 1998 until November 30, 2001; for lease of Probation/Parole District Office space located at 33 East Pearl Street, Nashua, NH. The total rental amount for this lease term is \$118,576.50.

#46 Authorized to enter into a one year contract with Jan-Pro Cleaning Services, 45 Stiles Road, Suite 209, Salem, NH for cleaning services at the Nashua District Field Office. Contract amount is \$2,808.00 and the contract period is for one year (12/1/98 to 11/30/99) with the option to renew for one additional term of two years.

#47 Authorized to enter into contract with Computer Management Sciences Inc., 3131 Lonnbladh Road, Tallahassee, Florida to expend up to \$700,000.00 for the purchase and maintenance of a new Probation/Parole Application System. The contract period will commence upon approval of Governor and Council through June 30, 2005. The Department's Probation/Parole System, currently housed on the Health and Human Services DPS 90, must be replaced due to the phase out of that system and the fact it is non-2K compliant.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Executive Council acted as follows:

#48 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized Office of Business and Industrial Development to enter into an agreement with the New Hampshire Small Business Development Center, Manchester, NH in the amount of \$8,500 for the period ending December 31, 1998. This agreement covers services that will be provided for an economic development one-day seminar. SOLE SOURCE

#49 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized Office of Business and Industrial Development to enter into a contract with Softshare Information Services, Santa Barbara, CA in the amount of \$6,500 for bid-matching computer services provided to the New Hampshire Procurement Technical Assistance Program. SOLE SOURCE

#50 Authorized Design, Development, and Maintenance to enter an agreement with P.K. Brown Construction Service, Portsmouth, NH, in the amount of \$3,000.00 for the repairs to 24 to 26 feet of the Rocky Bend Seawall, Hampton, NH.

#51 Authorized Div. of Parks and Recreation to accept a gift of 10 acres of land located on Route 25 in Ossipee abutting Ossipee Lake State Park from George R. Earnshaw.

#52 Authorized Div. of Forests and Lands to accept a Conservation Easement on 76.2 acres of land located in Hinsdale from Charles H. and Nancy E. Butterfield.

#53 Authorized Div. of Forests and Lands to pay the Northeastern Forest Fire Protection Commission \$3,085.63 which is New Hampshire's share assessment for the cost of operating the Northeastern Forest Fire Protection Commission for fiscal year 1998-99.

#54 Authorized Div. of Parks and Recreation to renew Cannon Mountain Aerial Tramway membership for the 1998/99 season with White Mountains Attractions Association in the amount of \$7,500.00.

#55 Authorized Div. of Parks and Recreation to enter into a five year lease with the Mount Washington Summit Road Company, Gorham, New Hampshire for the use of the three existing parking lots on the summit of Mount Washington for the consideration of \$1.00 for the five year term.

#56 Authorized Div. of Parks and Recreation to enter into a cooperative agreement with the Coca Cola Bottling Company of Northern New England of Bedford, NH for the exclusive right to distribute soft drinks and related beverages in New Hampshire State Parks. This agreement provides for a commitment of \$75,000 annually by CCNNE to be used for mutually agreed upon promotion projects. The term of this project is through October 31, 2001. The State has a 3-year option to renew. Approval is also requested to Authorized the Comptroller to establish the necessary accounts to facilitate the receipt and disbursement of the \$15,000 of direct cash support provided in the agreement.

#57 Authorized Office of Travel and Tourism Development contract amendment in order to increase the contract with Plymouth State College, Institute for New Hampshire Studies by \$5,999.79 for a new total of \$74,457.68 to include NH Travel and Tourism Industry Survey and NH Film Bureau Project through June 30, 1999.

#58 Authorized Div. of Parks and Recreation, Bureau of Trails to enter into Grant-in-Aid grooming contracts with the snowmobile clubs as listed in letter of November 2, 1998 in the total amount of \$551,922.75.

FISH AND GAME DEPARTMENT

The Governor and Executive Council acted as follows:

#59 Authorized to accept the donation of a 27.3+/- acre Conservation Easement in Hanover, NH from Dr. Virginia Moister.

#60 Authorized to purchase 4.0 acres of land in the Town of Eaton, NH from Francis E. and Diantha S. Moulton, for the sum of \$27,500.00. This purchase would provide for a public access facility and enhance fishing and boating opportunities on Purity Pond.

#61 Authorized to purchase two parcels of land abutting and adjacent to the Hoit Road Marsh Waterfowl Management Area in the Towns of Concord, and Loudon, NH. The properties will be acquired from Ronald Woods, Et.al, on behalf of Robert Landry and Floyd Bernier. The properties consist of a 56.2-acre tract for \$21,000.00 and a 14-acre tract for \$6,200.00. The total acquisition will be for 70.2 acres at \$27,200.00.

#62 Authorized to enter into a contract with Cantin Design, Inc., 6 Governor's Way, Concord, NH in the amount of \$8,875 through June 30, 1999. The purpose of this contract is for the design of the New Hampshire Fish and Game Department's statewide public access map.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#63 Authorized to accept \$8,741 and extend the expenditure of federal funds from the U.S. Environmental Protection Agency to December 31, 1998.

#64 Authorized to accept an additional \$10,010,000 in federal funds from the U. S. Environmental Protection Agency for the State Revolving Fund Program through June 30, 1999.

#65 Authorized to accept \$1,400,000 in additional funds from the U. S. Environmental Protection Agency under the provisions of the Federal Superfund Program to support the wetlands mitigation acquisitions for the New Hampshire Plating Company Superfund Site.

#66 Authorized the Supplemental Loan Agreement between the Department of Environmental Services and the City of Portsmouth in the principal amount of \$3,605,773.64 under the provisions of RSA 486:14 and NH Admin. Rules Env-C 500 effective upon approval by Governor & Council.

#67 Authorized a State Grant to the Cherry Valley Sewer Extension, Gilford in the amount of \$58,789. Work was completed on the project in November 1997 and has been found to meet the State's overall control program by preventing pollution in various watercourses flowing through the particular areas.

#68 Authorized to enter into an agreement with Lakes Region Planning Commission, 103 Main Street, Suite 3, Meredith, NH for \$6,345 to provide technical assistance through September 30, 1999.

#69 Authorized to enter into an agreement with Southern New Hampshire Planning Commission, 438 Dubuque Street, Manchester, NH for \$5,900 to provide technical assistance through September 30, 1999.

#70 Authorized to enter into an agreement with Central New Hampshire Planning Commission, 12 Cross Street, Penacook, NH, for \$4,000 to provide technical assistance through September 30, 1999.

#71 Authorized to enter into an agreement with North Country Council, Inc., 107 Glessner Road, Bethlehem, NH for \$5,000 to provide technical assistance, through September 30, 1999.

#72 Authorized to AMEND a contract with Southern New Hampshire Planning Commission, 438 Dubuque Street, Manchester, through December 30, 1998. This is a time extension request and involves no new funds.

#73 Authorized to AMEND a contract [initially approved 1/28/98 (Item #70)], with Susan M. Gouchoe, 325 Pleasant Street, Concord, NH, through March 31, 1999. This is a time extension request only and involves no new funds.

#74 Authorized to AMEND a contract with Comprehensive Environmental Inc., 21 Depot Street, Merrimack, NH, through September 30, 1999. This is a time extension request and involves no new funds.

#75 Authorized to enter into a contract amendment with Unifirst Corporation, 8 Industrial Park Drive, Nashua, NH in the amount of \$22,745.84. This amendment will extend an existing agreement approved by the Governor and Executive Council on December 18, 1996 (Item #91). The original agreement, which expires December 31, 1998, provided for such an extension, and the services during the extension period will be provided at the same costs to the state as the charges specified in the initial agreement. The total amount of the contract, including the amendment is \$45,034.08.

NEW HAMPSHIRE BOARD OF MEDICINE

#76 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Normand, authorized to enter into a contract with Foxfire Management Company for Janitorial Services for the Board of Medicine, Cosmetology, Esthetics, and the Board of Dental Examiners at 2 Industrial Park Drive, Concord. The contract is for a period of one year, in an amount not to exceed \$5,400, commencing upon approval.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF FINANCE

The Governor and Executive Council acted as follows:

#77 Authorized to AMEND the agreement between the Secretary of the United States Department of Health and Human Services and the State of New Hampshire, to extend Social Security and Medicare coverage to the employees of the School Administrative Unit Item #13 whose positions are covered by the New Hampshire Retirement System-Group 1. Effective date of coverage is July 1, 1997.

#78 Authorized to AMEND the agreement between the Secretary of the United States Department of Health and Human Services and the State of New Hampshire, to extend Social Security and Medicare coverage to the employees of the Town of Webster whose positions are covered by the New Hampshire Retirement System-Group1. Effective date of coverage is May 1, 1993.

#79 TABLED-The Governor and Executive Council, on motion of Councilor Normand, seconded by Councilor Spaulding, with Councilor Griffin voting NO, voted to TABLE the request to RETROACTIVELY enter into a janitorial agreement with Systems Management, Inc., 1001 Sampson Street, New Castle, PA, retroactive to November 1, 1998 and to end June 30, 2000, to provide janitorial services for the Department's Concord leasehold property located at 115, 117 and 129 Pleasant Street in Concord, NH.

#80 Authorized Bureau of Disease Control to contract with JSI Research and Training Institute, Inc., of Boston, MA, in the amount of \$92,730, through June 30, 1999 for HIV Testing and Counseling.

#81 Authorized Bureau of Vital Records and Health Statistics to enter into an agreement with the authorized representative of the Town of Rollinsford, through June 30, 2000 in the amount of \$5,939.11.

#82 Authorized Bureau of Vital Records and Health Statistics to enter into an agreement with the authorized representative of the Town of Chester, through June 30, 2000 in the amount of \$6,369.00.

OFFICE OF HEALTH MANAGEMENT

The Governor and Executive Council acted as follows:

#83 Authorized Public Health Laboratories to contract with Roche Diagnostic Systems, Inc., 1080 US Highway 202, Branchburg, NJ, for instrument maintenance effective the date of Governor and Council approval, ending two years from this date in the amount of \$18,816.

#84 Authorized Bureau of Radiological Health to enter into an agreement with AIR CHEK, INC., Box 2000, Naples, NC in the amount of \$10,500 through June 30, 1999. This request is to continue use of AIR CHEK, INC. charcoal radon survey kits.

#85 Authorized Bureau of Health Risk Assessment to AMEND an existing contract with the Town of Merrimack, NH, [initially approved on February 18, 1998 (Item #79) and as amended on August 12, 1998, (Item #133)], by extending the contract completion date from September 30, 1998 to June 30, 1999.

OFFICE OF FAMILY SERVICES

The Governor and Executive Council acted as follows:

#86 Authorized Div. of Behavioral Health to accept and expend a new grant in the amount of \$27,256.00 from the United States Department of Health and Human Services, through August 31, 1999.

#87 Authorized Div. of Behavioral Health to award one-time grants totaling \$38,277.00 to the organizations specified in letter of October 22, 1998, through June 30, 1999.

#88 Authorized Div. of Behavioral Health to award a one-time grant to the City of Keene, 3 Washington Street, Keene, NH, in an amount of \$10,071.00 through June 30, 1999. These funds will assist the Bureau of Substance Abuse Services to operate the Earn-It Program, a victim restitution program for juvenile offenders ages 12-17, referred by the Keene District Court.

#89 Authorized Div. of Behavioral Health to award a one-time grant in the amount of \$7,250.00 to the Lions Youth Development of New Hampshire, PO Box 635, Winnisquam, NH, through June 30, 1999. This grant will allow Lions Youth Department of New Hampshire, via Lions Quest International, to educate and certify instructors, teachers, school administrators, other support and interested community members to track and use the Lions Quest Skills drug abuse resistance programs for kindergarten through eighth grade.

#90 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized Div. of Behavioral Health to AMEND an existing agreement with NH Teen Institute for the Prevention of Alcohol and Other Drug Abuse, Inc., PO Box 951, Concord, NH, [initially approved on July 15, 1998 (Item #109)], by increasing the price limitation in paragraph 1.8 by \$47,939.00 from \$99,720.00 to \$147,659.00, through June 30, 1999. SOLE SOURCE

#91 Authorized Div. of Behavioral Health to RETROACTIVELY extend the completion date of the agreement with the Federal Substance Abuse and Mental Health Administration to undertake a "State Demand and Needs Assessment Studies Alcohol and Other Drugs", from June 30, 1998 to March 14, 2000, [initially approved August 16, 1995 (Item #149)].

#92 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized Children, Youth and Families to enter into an agreement with the New Hampshire Foster and Adoptive Parent Association, Nashua, NH in an amount no to exceed \$19,240.00 through June 30, 1999. This agreement would provide technical assistance to the agency in the development of foster care policies, programs, and training. SOLE SOURCE

#93 Authorized Children, Youth and Families to RETROACTIVELY AMEND an agreement with Lutheran Social Services of New England, Inc. with places of business at Natick, Mass. and Concord, NH, [initially approved on June 11, 1997 (Item #69) and amended on June 24, 1998 (Item #164)], by further increasing the contract amount by \$41,030 to a new Price Limitation of \$2,044,631, effective retro-active to October 1, 1998 through June 30, 1999.

#94 Authorized Children, Youth and Families to RETROACTIVELY AMEND an agreement with Lutheran Social Services of New England, Inc. with places of business at Natick, Mass. and Concord, NH, [initially approved on June 25, 1997 (Item #233) and amended December 17, 1997 (Item #77)], by increasing the contract amount by \$27,598 to a new Price Limitation of \$1,490,708) effective retroactive to October 1, 1998 through June 30, 1999.

#95 Authorized Children, Youth and Families to RETROACTIVELY AMEND an agreement with Eckerd Family Youth Alternatives, Inc., Clearwater, FL, [initially approved on June 25, 1997 (Item #235) and amended on May 13, 1998], by increasing the contract amount by \$75,608 to a new price limitation of \$4,058,557 effective retroactive to October 1, 1998 through June 30, 1999.

NEW HAMPSHIRE HOSPITAL

#96 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Griffin, authorized to accept with thanks a donation in the amount of \$100.00 from the Bow Soccer Club, 6 Wilson Meadow Road, Bow, NH and deposit same into the New Hampshire Resident Benefit Fund.

NEW HAMPSHIRE VETERANS HOME

#97 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Griffin, authorized to accept with thanks the list of monies as specified in letter of October 19, 1998 totaling \$3,630.48 received during the period of July 1, 1998 to September 30, 1998, as a result of fundraising drives from various organizations and from personal contributions. These monies are placed in the Veterans Home Benefit Fund.

DEPARTMENT OF EDUCATION

The Governor and Executive Council acted as follows:

#98 Authorized New Hampshire School Building Authority to award a state guarantee of bonds or notes to be issued by the Pittsburg School District in the amount not to exceed \$1,541,919 which is 37% of the total authorized principal borrowing of \$3,010,000 plus and anticipated interest amount of \$426,919.

#99 Authorized New Hampshire School Building Authority to award a state guarantee of bonds or notes to be issued by the Dover School District in the amount not to exceed \$9,321,176 which is 37% of the total authorized principal borrowing of \$15,741,027 plus an anticipated interest amount of \$3,496,176.

#100 Authorized New Hampshire School Building Authority to award a state guarantee of bonds or notes to be issued by the Dover School District in the amount not to exceed \$2,638,708 which is 37%

of the total authorized principal borrowing of \$4,700,000 plus an anticipated interest amount of \$888,708.

#101 Authorized grant to Ruth Johnson, Bedford, NH, in the amount of \$33,307 through June 30, 1999. Ruth Johnson was selected as the recipient of the Christa McAuliffe Fellowship Program for 1997.

#102 Authorized Div. of Adult Learning and Rehabilitation to enter into contract with Diane Aseltine Grzyb, Brookline, NH, in an amount not to exceed \$6,000 through September 30, 1999 to provide for the coordination of interpreter services for the deaf and hard of hearing.

#103 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Griffin, authorized to enter into a contract with Greater Laconia Community Services, Inc., 635 Main Street, Laconia, NH, at a total cost not to exceed \$99,326.77 through September 30, 1999. This contract would provide services and long-term support to developmentally disabled individuals. SOLE SOURCE

#104 Authorized to enter into a contract with the University of New Hampshire, Industrial Research and Consulting Center, Durham, NH in the amount of \$10,800 through September 30, 1999 to provide rehabilitation-engineering services to severely disabled clients of the Div. of Adult Learning and Rehabilitation Services.

#105 Authorized to renew the lease with Tana Properties LP d/b/a Manchester Shopping Center, 40 Temple Street, Nashua, NH for 3,502 square feet of office space located at 361 Lincoln Street, Manchester, NH, for period January 1, 1999 to December 31, 2000 for a total not to exceed \$61,635.20.

NH COMMUNITY TECHNICAL COLLEGE SYSTEM

The Governor and Executive Council acted as follows:

#106 Authorized to accept and expend federal funds on behalf of the NH Job training Council in the amount of \$908,284 from the Corporation for National and Community Service.

#107 Authorized to enter into an agreement with Capital City Paving Inc., 26 S. Main St., Concord, NH, in an amount not to exceed \$6,985.00 for the purpose of paving the access road.

POLICE STANDARDS & TRAINING COUNCIL

#108 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Normand, authorized to accept and place on file the Annual Report of the NH Police Standards & Training Council for the fiscal year July 1, 1997-June 30, 1998.

POSTSECONDARY EDUCATION COMMISSION

#109 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Normand, authorized to award a \$21,000.00 grant to Franklin Pierce College under the provisions of RSA 188-D:33-35 for the purpose of granting scholarships to New Hampshire residents who have completed their freshman year and who will be selected for scholarships by the college on the basis of financial need or merit.

DEPARTMENT OF SAFETY

- #110 Authorized Div. of State Police to enter into a grant #98-DD-BX-0069 through the US Department of Justice. The name of the grant is "DRUGFIRE" Equipment Program". The amount of the grant is \$36,000 and the funds are 100% federal.
- #111 Authorized Div. of State Police to enter into a grant #98CKWX0061 under the COPS Technology Program through the US Department of Justice. The amount of the grant is \$500,000 and the funds are 100% federal.
- #112 Authorized to extend the temporary full-time positions of Trooper I, Position No. 8T007 and 8T008, from December 1, 1998 to December 1, 1999.
- #113 Authorized to extend the temporary full-time position of Criminal Records Entry Clerk, Position No. 8T850, November 9, 1998 to November 8, 1999. DEPARTMENT OF TRANSPORATION The Governor and Executive Council acted as follows:
- #114 Authorized to reclassify position of Radio Dispatcher, Salary Grade 07, Position Number 20014 to Clerk IV, Salary Grade 11, in the Bureau of Highway Maintenance.
- #115 Authorized the Contemplated Award List for the period October 7, 1998 through October 26, 1998.
- #116 Authorized to accept, per RSA 228:71, X, Mass Transportation Powers, an award of Federal Funds from the United States Department of Transportation, Federal Transit Administration, in the amount of \$2,459,500.00.
- #117 Authorized to enter into a weather forecasting service agreement with North Winds Weather of 222 Diamond Ledge Road, Center Sandwich, NH for a sum total of \$7,350.00.
- #118 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to RETROACTIVELY enter into a licensing renewal agreement with the American Association of State Highway and Transportation Officials, 444 N Capitol St., NW Suite 249, Washington, DC for use of AASHTO's Bridge Management Computer Software for the period July 1, 1998 through June 30, 1999. SOLE SOURCE
- #119 Authorized to modify the Department's Agreement for engineering services with Normandeau Associates, Inc., 25 Nashua Road, Bedford, NH by increasing the total amount payable under the Agreement by \$32,612.84, from \$298,060.43 to \$330,673.27.
- #120 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to pay Federal Highway Administration Finance Division, National Highway Institute, 400 7th Street SW, Washington, DC, in an amount of \$3,500.00 for a training course entitled "On the Road to Equality: Women in Construction". SOLE SOURCE
- #121 Authorized to enter into an agreement with the communities of Dover, and Durham in cooperation with the University of New Hampshire, and Exeter, to provide services for completing Transportation Enhancement and Congestion Mitigation and Air Quality Projects to construct railroad platforms for stops on the Portland-Boston rail service.
- #122 Authorized to enter into an agreement with the Town of Londonderry to provide services for laying out and constructing a Town Road using State forces.
- #123 Authorized to modify the Department's Agreement for archeological services with Carini Associates of 78 Sandy Lane, Norwich, CT by increasing the total amount payable under the Agreement by \$20,000.00, from \$49,500.00 to \$69,500.00.

#124 Authorized to enter into an agreement with the State of Vermont for the rehabilitation of the bridge carrying Bridge Street over the Connecticut River between Stratford, NH and Bloomfield, VT. The agreement covers the engineering design phase of the project.

#125 Authorized to increase the contract contingency by an amount of \$28,000.00, with D. R. Cassidy Electric Co., 146 Londonderry Tpke. Hooksett, NH for a total contingency of \$46,000.00 for the purpose of a Fire Alarm System and City Connection, Health & Human Services Building, Concord, NH.

#126 Authorized contract with E.D. Swett, Inc., Concord, NH, on the basis of a low bid of \$8,793,494.80. This contract provides for rehabilitation of Interstate 93 and the reconstruction and widening of US3/NH 132 and NH 140 in the vicinity of Exit 20 and bridge replacement over Interstate 93.

#127 Authorized contract with R.M. Piper, Inc., Plymouth, NH on the basis of a low bid of \$946,007.20. This contract provides for pavement rehabilitation and expansion joint elimination and/or replacement at eight (8) bridges on I-93.

#128 Authorized contract with Park Construction Corp., Fitzwilliam, NH on the basis of a low bid of \$1,935,630.00. This contract provides for roadway widening and overlay, traffic signals, drainage, guardrail installation and other incidental work on Route 101-A, a segment of Townsend West and a segment of Continental Boulevard.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#129 Authorized request of John and Donna Jolin to 1) remove an existing breakwater and dock; 2) construct breakwater; 3) construct a cantilevered pier with a walkway to shore; 4) install a stone lined ditch along top of bank from driveway; 5) rip-rap outlet of footing drain on property located at Lake Winnipesaukee in Guilford.

#130 Authorized request of Richard & Alane Barrett to construct a rock breakwater with an attached cantilevered dock on property located at Lake Winnipesaukee in Moultonborough.

#131 Authorized request of Fred Langley to construct a fixed timber pier on pilings with a ramp leading to a moored seasonal float on property located on Great Bay in Greenland.

#132 Authorized request of Robert and Maryjo Brady to replace and remove fender pilings; install tie-off piling on property located at Lake Winnipesaukee in Laconia.

#133 Authorized request of Carol and Philip Maria to amend permit to provide a surface water diversion ditch behind the existing beach area. Remove non-conforming dock, boathouse and rock jetty. Construct a piling dock; a two slip dug-in boathouse. Dredge 79 cu. yds.; construct 26 linear feet of retaining wall and stabilize slopes of 22 linear feet of approach channel with stone for access to the boathouse on property located at Nineteen-Mile Bay on Lake Winnipesaukee in Tuftonboro.

#134 Authorized request of Mirror Lake Property Owners to hydro-rake in front of 12 different properties on Mirror Lake in Tuftonboro.

Item #135 TUITION REQUESTS

A. ADMINISTRATIVE SERVICES, Office of the Commissioner - Request permission to pay New Hampshire College Graduate School, Manchester, NH, the sum of \$945.00 for the sole purpose enrolling Eileen Bernard, Administrator, in the course entitled "Financial Management."

- B. ENVIRONMENTAL SERVICES Request permission to pay New Hampshire Technical Institute, Concord, NH, the sum of \$504.00 for the sole purpose of enrolling Gerald Curran, Wastewater Treatment Plant Operator, in the course entitled "Chemistry."
- C. HEALTH AND HUMAN SERVICES, Office of Family Services Requests permission to pay the University of New England, Biddeford, ME, the sum of \$1,005.00 for the sole purpose of enrolling Karen Tremblay, CPSW II, in the course entitled "Comparative Clinical Theories."
- D. HEALTH AND HUMAN SERVICES, Office of Family Services Requests permission to pay Fitchburg State College, Fitchburg, MA, the sum of \$895.00 for the sole purpose of enrolling Pamela Sullivan, Juvenile Services Officer II, in the course entitled "Applications in Criminal Justice."
- E. HEALTH AND HUMAN SERVICES, Office of Operations Analysis Requests permission to pay New Hampshire College, Manchester, NH, the sum of \$945.00 for the sole purpose of enrolling Barbara Hoover, Senior Analyst, in the course entitled "Operating Systems."
- F. TRANSPORTATION Requests permission to pay New Hampshire College, Manchester, NH, the sum of \$472.50 for the sole purpose of enrolling Diana Smestad, Accountant IV, in the course entitled "Current Literature", ALSO to pay New Hampshire College, Manchester, NH, the sum of \$472.50 for the sole purpose of enrolling Jeremy Marsette, Civil Engineer, in the course entitled "Managerial Accounting", ALSO to pay Hesser College, Manchester, NH, the sum of \$226.50 for the sole purpose of enrolling Beth Sedita, Secretary II, in the course entitled "Principles of Management", ALSO to pay New Hampshire College, Manchester, NH, the sum of \$472.50 for the sole purpose of enrolling Nickie Hunter, Civil Engineer, in the course entitled "Managerial Economics."
- G. TREASURY Requests permission to pay Franklin Pierce College, Concord, NH, the sum of \$200.00 for the sole purpose of enrolling Cheryl Murphy, Accountant IV, in the course entitled "Investment Analysis."
- H. YOUTH DEVELOPMENT SERVICES Requests permission to pay Notre Dame College, Manchester, NH, the sum of \$897.00 for the sole purpose of enrolling Violetta Lortie, Teacher Assistant, in the course entitled "Educational Assessment."

#136 TRAVEL REQUESTS

- A. ADMINISTRATIVE SERVICES, Bureau of Emergency Communications Requests permission for Bruce Cheney, Executive Director, and Pete DeNutte, GIS Administrator, or designee to travel to Atlanta, GA, on December 2-4, 1998 to attend the 9-1-1 Reality and Disaster Readiness Forum. Total Cost: \$965.00. Source of Funds: 100% Surcharge.
- B. CORRECTIONS Request to AMEND Governor and Council Item #52 that was previously approved on September 16, 1998, for an increase of \$584.70. Change the total from \$2.207.48 to \$2,792.18. One individual's hotel room was inadvertently not included on the original request.
- C. CORRECTIONS Requests permission for Henry Risley, Commissioner, Patricia Kovacs, Coordinator, John Kovacs, Manager, Larry Blaisdell, Administrator, Laura Paquette, and Tanja Cloutier, Secretaries, or designees, to travel to Nashville, TN, on January 15-20, 1999 to attend the American Correctional Association 1999 Winter Conference. Total Cost: \$5,850.00. Source of Funds: 93% General Funds & 7% Federal Funds.
- D. EMERGENCY MANAGEMENT Requests permission for Richard Tuck, Deputy Director and John Shaughnessy, Hazard Mitigation Planner, or designee, to travel to Washington, DC on December 8-11, 1998 to attend the Project Impact Summit. Total Cost: \$2,600.00. Source of Funds: 100% Federal Funds.

- E. ENERGY AND COMMUNITY SERVICES Requests permission for MaryAnn Manoogian, Asst. Director, and Shannon Dole, Program Manager, or designee, to travel to Augusta, ME, on November 19-20, 1998 to attend Region One's Annual LIHEAP Meeting. Total Cost: \$165.00. Source of Funds: 24% Federal Funds & 76% State of Maine.
- F. ENVIRONMENTAL SERVICES Requests permission for Stephanie D'Agostino, Coordinator, and Thomas Niejadlik, Supervisor, or designee, to travel to Montreal, Quebec, Canada, on November 19-21, 1998 to attend the Meeting of the New England Governors and Eastern Canadian Premiers Mercury Task Force Meeting. Total Cost: \$450.00. Source of Funds: 50% Air Permit Fees & 50% Federal Funds.
- G. ENVIRONMENTAL SERVICES Requests permission for Carl Baxer, Administrator, John Regan, Supervisor, Anthony Giunta, Coordinator, Gary Lynn, Supervisor, and Joe Donovan, Project Manager, or designee, to travel to Wells, ME, on December 2-4, 1998 to attend the New England Site Assessment Conference. Total Cost: \$2,125.00. Source of Funds: 100% Federal Funds.
- H. ENVIRONMENTAL SERVICES Requests permission for Tim Prospert, and Wendy Waskin, Waste Mgmt. Specialists, Tammy Calligandes, Environmentalist, David Degler, Environmental Technician, Waste Mgmt. Specialist, or designee, to travel to Hartford, CT, on December 1-4, 1998 to attend the Basic Environmental Crimes Investigations Training Course. Total Cost: \$1,200.00. Source of Funds: Northeast Environmental Enforcement Project will reimburse all cost.
- I. FISH AND GAME Requests permission for Anne Hewitt, and Lt. Timothy Acerno, Coordinators, or designee, to travel to Reno, NV on June 8-13, 1999 to attend the International Association of Snowmobile Administrators Annual Conference. Total Cost: \$2,900.00. Source of Funds: 100% Fish & Game Funds.
- J. FISH AND GAME Requests permission for Peter Wellenberger, Manager, Kelle Mackenzie, and Rachel Stevens, Coordinators, or designee, to travel to Fairhope, AL, on November 6-12, 1998 to attend the 1998 National Estuarine Research Reserve System Annual Meeting. Total Cost: \$2,000.00. Source of Funds: 100% Federal Funds.
- K. INSURANCE Requests permission for Charles Blossom, Commissioner, Monica Ciolfi, Deputy Commissioner, Steven Lauwers, Assistant Commissioner, Thomas Burke, Director, David Sky, Acting Director, Alex Feldvebel, Analyst, Roy Gutowski, Analyst, and Steven Olson, Manager, or designee, to travel to Orlando, FL, on December 3-9, 1998 to attend the National Association of Insurance Commissioners Meeting. Total Cost: \$7,900.00. Source of Funds: 100% Admin. Assessment.
- L. JUSTICE Requests permission for Brian Tierney, Financial Analyst, and Martha Nickerson, Paralegal II, to travel to Hartford, CT, on November 30-December 4, 1998 to attend the Environmental Crimes Investigation Training. Total Cost: \$750.00. Source of Funds: 57% General Funds & 43% Agency Income.
- M. JUSTICE Requests permission for 3 members of Drug Task Force, Detective, Salem Police Dept., Detective, Dover Police Dept. and Detective, Merrimack Police Dept., to travel to New Braintree, MA, on December 7-18, 1998 to attend the Drug Enforcement Agency Basic School. Total Cost: \$1,640.00. Source of Funds: 100% Federal Funds.
- N. REGIONAL COMMUNITY TECHNICAL COLLEGE Requests permission for Amy Simkins, Paula Marsh, and Elaine Scovill, Financial Aid Program Assistants, or designee, to travel to Washington, DC, on November 30-December 4, 1998 to attend the U.S. Department of Education, Electronic Access Conference. Total Cost: \$2,760.10. Source of Funds: 37% Tuition, 39% Federal, & 24% General Funds.
- O. REGIONAL COMMUNITY TECHNICAL COLLEGE Requests permission for Barry Emmert, MIS Director, Pamela Murphy, Program Analyst, Sharon Dubois, Student Systems Manager, Richard Dockery, Data Base Systems Manager, Diane Johnson, Accounts Receivable, Patrick Way, Technical

Support Specialist, Paula Marsh, Co-Director, Marie Frisina, Assistant, Lynne Birsdsall-Bennett, Director, Nikki Blodgett, Assistant Registrar, Patricia Shay, Director, Elaine Scovill, Director, Robert Beaulac, Accountant, and Wendy Parent, Accountant, or designee, to travel to Orlando, FL, on March 27-April1, 1998 to attend the Annual Systems and Computer Technologies Technical Competency Program Conference. Total Cost: \$22,591.70. Source of Funds: 40% General Funds & 60% Tuition.

- P. RESOURCES AND ECONOMIC DEVELOPMENT Requests permission for Jack McGurin, Director and Nat Putnam, Assistant Director, or designee, to travel to Stratton Mountain, VT, on November 30-December 2, 1998 to attend the PSIA Ski School Directors Seminar. Total Cost: \$1,105.00. Source of Funds: 100% Tuition Charges.
- Q. SAFETY Requests permission for Paul Therrien, and Susan Ryan, Road Toll Auditors, or designee, to travel to Lowell, MA, on December 14-18, 1998 to perform an audit of MacLellan Concrete. Total Cost: \$80.00. Source of Funds: 100% Highway Funds.
- R. SAFETY Requests permission to AMEND Item #118 approved on the October 14, 1998 Governor and Council agenda. The requested registration fees should have been \$715.00, an increase of \$265.00. The registration fees were incorrectly calculated.
- S. SAFETY Requests permission for Sergeants, Michael Doucette, Richard D'Auria, Robert Quinn, Michael Carroll, Corporals William Magee, and David Cargill, or designee, to travel to New Braintree, MA, on November 30-December 11, 1998 to attend the NESPAC NCO Academy. Total Cost: \$1,080.00. Source of Funds: 100% Highway Funds.
- T. SAFETY Requests permission for Sergeant Kelly McClare, or designee, to travel to San Diego, CA, on December 2-6, 1998 to attend the State Missing Children's Clearinghouses and Non-Profit Organizations Seminar. Total Cost: \$1,175.00. Source of Funds: 100% Revolving Funds.
- U. TRANSPORTATION Requests permission for Leon Kenison, Commissioner, Carol Murray, Asst. Commissioner, Stephen Gray, and James Moore, Administrators, or designee, to travel to Washington, DC, on January 9-14, 1999 to attend the Transportation Research Board 78th Annual Meeting. Total Cost: \$6,346.00. Source of Funds: 51% Federal & 49% Highway Funds.

LATE ITEMS

A. BUREAU OF EMERGENCY COMMUNICATIONS

Authorized the Enhanced 911 Commission to enter into an agreement with Medical Priority Consultants, Inc. for \$6,000.00 to provide a one-day National Executive Certification Course on December 9, 1998 and a one-evening National Executive Management Seminar on January 28, 1999 for Police, Fire and Emergency Medical Service (EMS) Emergency Dispatch Administrators.

B. DEPARTMENT OF SAFETY

Authorized to enter into a contract with Joel Buckman in the amount of \$14,000.00 to replace the roof of the Troop E State Police Barracks in Tamworth, NH.

C. DEPARTMENT OF SAFETY

Authorized to enter into a contract in the amount of \$8,050.00 with Tasker Landscaping of Loudon, NH, for snow plowing for the NH Fire Training Academy for the 1998-1999 winter season.

D. DEPARTMENT OF ENVIORNMENTAL SERVICES

Authorize the Department of Environmental Services to enter into a Vehicle Loan Agreement with General Motors for nine electric-powered pickup trucks to the utilized by designated State Agencies as indicated in letter of November 2, 1998.

E. DEFERRED COMPENSATION COMMISSION

Authorized to implement a trust declaration which would place the assets of the State Deferred Compensation Plan (\$118,063,516.00 as of June 30, 1998) in trust for the benefit of the individual employees participating in the Plan.

F. OFFICE OF STATE PLANNING

Authorized an exemption to Administrative Rule Adm 607.03 (c) to enable the Office of State Planning to increase it's fleet by one vehicle for a new total of three.

G. DEPARTMENT OF TRANSPORTATION: Bureau of Public Works authorized to enter into a contract with J. Parker & Daughters Construction, Inc., Pittsfield, NH, for \$14,550.00 to provide a water entrance into the State Library for the installation of a sprinkler system.

H. DEPARTMENT OF TRANSPORTATION: Bureau of Right-of-Way Authorized the Commissioner of the Department of Transportation to sell a mobile home that requires removal from State owned property in the Town of Bath.

I. See page 1

NO PARDON HEARINGS

The Governor and Executive Council on motion of Councilor Normand, seconded by Councilor Burton, voted to recess to the next Governor and Executive Council meeting on December 2, 1998 at 10:30 a.m. at the State House, Concord, NH.