

Minutes November 10, 1999

GOVERNOR AND EXECUTIVE COUNCIL MINUTES

State House, Concord, New Hampshire
November 10, 1999
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 Burton, seconded by Councilor Colantuono, accepted the minutes of October 27, 1999.

The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Burton, confirmed the appointment of several persons nominated for Civil Commissions from the October 27, 1999 meeting.

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

The following representative-elect was sworn into office on this day:

Coos County District No. 7
John Gallus, r, Berlin (292 Prospect St.) 03570

The Governor and Executive Council confirmed the following:

AMERICAN AND CANADIAN FRENCH CULTURAL EXCHANGE COMMISSION

Donald W. Laroche, Berlin
Vacancy
Effective: November 10, 1999
TERM: July 17, 2002

ENHANCED 911 COMMISSION

George F. Valliere, Gorham
(Police Officer)
Reappointment
Effective: November 10, 1999
TERM: July 22, 2001

MIDWIFERY COUNCIL

Monica C. Stevens, New Hampton
Vacancy
Effective: November 10, 1999
TERM: October 27, 2001

NEW HAMPSHIRE RETIREMENT SYSTEM BOARD OF TRUSTEES

Donald B. Goldstein, Auburn
(Nominated by New Hampshire Police Association)
Reappointment
Effective: November 10, 1999
TERM: July 1, 2001

STATE COMMISSION OF THE STATUS OF WOMEN

Phyllis K. Abell, Portsmouth
Reappointment
Effective: November 10, 1999
TERM: October 20, 2002

Katherine Aeschliman, Keene
Reappointment
Effective: November 10, 1999
TERM: October 20, 2002

Judith A. Hynes, Concord
Succeeding: Judy Elliott, Salisbury (resigned)
Effective: November 10, 1999
TERM: October 20, 2000

Christine Latulip, Littleton
Reappointment
Effective: November 10, 1999
TERM: October 20, 2002

Tracy Nudd, Hillsborough
Reappointment
Effective: November 10, 1999
TERM: October 20, 2002

JUSTICE: NEWPORT DISTRICT COURT

Bruce A. Cardello, Plainfield
Vacancy
Effective: November 10, 1999
TERM: Until 70 years of age

SUPERIOR COURT ASSOCIATE JUSTICE

Jean K. Burling, Cornish
Vacancy
Effective: November 10, 1999
TERM: Until 70 years of age

The Governor nominated the following:

COMPENSATION APPEALS BOARD

Timothy S. Wheelock, Portsmouth
(Attorney)
Reappointment
Effective: Upon confirmation
TERM: November 15, 2003

EMERGENCY SHELTER AND HOMELESS COORDINATION COMMISSION

Eleanor H. Amidon, Hancock
Succeeding: Msgr. John Quinn, Manchester (resigned)
Effective: Upon confirmation
TERM: August 26, 2000

HEALTH SERVICES PLANNING AND REVIEW BOARD

Selma R. Pastor, Nashua
(Consumer)

Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Nicholas Vailas, Bedford
(Nominated by the Ambulatory Surgery Association)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

JOINT PROMOTIONAL PROGRAM SCREEN COMMITTEE

Carrie L. French, Concord
(Designee of Commissioner of Department of Resources and Economic Development)
Succeeding: Kristopher Klefos, Concord
Effective: Upon confirmation
TERM: December 3, 2002

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Carol M. Granfield, Derry
(Alternate member representing management)
Vacancy
Effective: Upon confirmation
TERM: December 19, 2003

ADVISORY COMMITTEE ON TRAVEL AND TOURISM

Stephen P. Barba, Dixville Notch
(Nominated by Commissioner of Department of Resources and Economic Development-at large)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Clinton A. Bean, Grantham
(Nominated by Commissioner of Department of Resources and Economic Development-representing)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

William E. Best, Portsmouth
(Nominated by Commissioner of Department of Resources and Economic Development-representing transportation)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Ronald F. Brown, Twin Mountain
(Nominated by Commissioner of Department of Resources and Economic Development-representing camping)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Tarry A. Gallichon, Nashua
(Nominated by Commissioner of Department of Resources and Economic Development-at large)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Richard F. Hamilton, North Woodstock
(Nominated by Commissioner of Department of Resources and Economic Development-representing attractions)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Marjorie M. Hubbard, New Castle
(Nominated by Commissioner of Department of Resources and Economic Development-representing culture, arts and history)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Erick Leadbeater, Contoocook
(Nominated by Commissioner of Department of Resources and Economic Development-at large)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Jeffrey Lyons, Pembroke
(Nominated by Commissioner of Department of Resources and Economic Development-representing statewide trade association)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Peter A. Morgan, New Boston
(Nominated by Commissioner of Department of Resources and Economic Development-representing lodging)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Richard Ober, Hillsboro
(Nominated by Commissioner of Department of Resources and Economic Development-representing environment and wildlife)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Alice Pearce, North Woodstock
(Nominated by Commissioner of Department of Resources and Economic Development-representing recreation)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

William R. Peterson, Bedford
(Nominated by Commissioner of Department of Resources and Economic Development-representing education)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

Ann W. Sprague, Meredith
(Nominated by Commissioner of Department of Resources and Economic Development-representing

retail industry)
Vacancy
Effective: Upon confirmation
TERM: Three years from date of confirmation

WATER COUNCIL

James Varotsis, Portsmouth
(Industrial Interests)
Reappointment
Effective: Upon confirmation
TERM: November 29, 2003

BUSINESS FINANCE AUTHORITY

#1 Authorized to hold a Public Hearing with respect to the proposed loan from US Trust Bank to Kinderworks Corporation and All But Grownups, Ltd. to provide working capital support for manufacturing in Somersworth, New Hampshire. 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 was requested, the results are as follows:

Councilor Burton - Yes:
Councilor Spaulding - Yes:
Councilor Griffin - Yes:
Councilor Colantuono - Yes:
Councilor Streeter - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON NOVEMBER 10, 1999 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

At approximately 10:55 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Working Capital Line of Credit Guarantee Program of the Business Finance Authority in connection with a loan to be made by ADS Financial Corporation to Epoch Corporation and Epoch Associates. 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 and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project and introduced Charles E. Black, Executive Vice President of Applied Cellular Technology Financial Corp. and Patricia Laughlin of Epoch 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 Spaulding introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM APPLIED CELLULAR TECHNOLOGY FINANCIAL CORP. TO EPOCH CORPORATION AND EPOCH ASSOCIATES." 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 Councilor Burton, Councilor Spaulding, Councilor Griffin, Councilor Colantuono, and Councilor 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 AWARING A STATE GUARANTEE UNDER RSA 162-A:13-a WITH RESPECT TO A LOAN FROM APPLIED CELLULAR TECHNOLOGY FINANCIAL CORP. TO EPOCH CORPORATION AND EPOCH ASSOCIATES.

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 the award of a guarantee of the Authority in an amount equal to seventy-five percent (75%) of the principal amount of a loan up to \$800,000 from

Applied Cellular Technology Financial Corp. to Epoch Corporation and Epoch Associates pursuant to RSA 162-A:13-a (the Working Capital Loan Guarantee Program or the "WAG Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed seventy-five percent (75%) of the proposed financing;

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 award the recommended guarantee upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed award of the Authority's guarantee which they have requested; 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 Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special Findings.

(i) The award of the guarantee as proposed will contribute significantly to the success of the financing.

(ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and to ensure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) General Findings.

(i) The award of the guarantee as proposed will serve a public use and provide a public benefit.

(ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.

(iii) The award of the guarantee as 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 award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the award of the guarantee as may be required and authorize the Authority to take such further action with respect to such proposed execution as is necessary and appropriate to carry out the proposed transaction.

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

Passed and Agreed to November 10, 1999.

#2 Authorized to hold a Public Hearing with respect to the proposed loan from Allied Cellular Technology Financial Corp. to Epoch Corporation and Epoch Associates and to provide working capital

support for manufacturing in Pembroke, New Hampshire. 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 was requested, the results are as follows:

Councilor Burton - Yes:

Councilor Spaulding - Yes:

Councilor Griffin - Yes:

Councilor Colantuono - Yes:

Councilor Streeter - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD ON
NOVEMBER 10, 1999 COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE

At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Working Capital Line of Credit Guarantee Program of the Business Finance Authority in connection with a loan to be made by US Trust Bank to Kinderworks Corporation and All But Grownups, Ltd. 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 and State guarantee. The Governor then said that the meeting Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project and introduced Michael Tager, Vice President of US Trust Bank, Corey Woodward, Vice President of Kinderworks Corporation, and Robin Martin, Accounting Manager of Kinderworks 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 Spaulding introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM US TRUST BANK TO KINDERWORKS CORPORATION AND ALL BUT GROWNUPS, LTD." and moved its adoption, which was seconded by Councilor Griffin. Those voting in favor were: The Governor and Councilor Burton, Councilor Spaulding, Councilor Griffin, Councilor Colantuono, and Councilor 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 AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13-a WITH RESPECT TO A LOAN FROM US TRUST BANK TO KINDERWORKS CORPORATION AND ALL BUT GROWNUPS, LTD.

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 the award of a guarantee of the Authority in an amount equal to seventy-five percent (75%) of the principal amount of a loan up to \$350,000 from US Trust Bank to Kinderworks Corporation and All But Grownups, Ltd. pursuant to RSA 162-A:13-a (the Working Capital Loan Guarantee Program or the "WAG Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed seventy-five percent (75%) of the proposed financing;

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 award the recommended guarantee upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed award of the Authority's guarantee which they have requested; 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 Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special Findings.

(i) The award of the guarantee as proposed will contribute significantly to the success of the financing.

(ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and to ensure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) General Findings.

(i) The award of the guarantee as proposed will serve a public use and provide a public benefit.

(ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.

(iii) The award of the guarantee as 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 award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the award of the guarantee as may be required and authorize the Authority to take such further action with respect to such proposed execution as is necessary and appropriate to carry out the proposed transaction.

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

Passed and Agreed to November 10, 1999.

OFFICE OF STATE PLANNING

The Governor and Executive Council acted as follows:

#3 Authorized to budget and expend prior year federal funds in the amount of \$19,952.11 through June 30, 2000.

#4 Authorized the Department of Transportation to enter into a Memorandum of Agreement with the Office of State Planning for the amount of \$150,000 through June 30, 2001 to carry out the US Route 2 Corridor Study. (2) Authorized the Office to accept and expend these funds through June 30, 2001, to complete US Route 2 Corridor Study and to carry out the technical assistance, analyses and production of maps, data and reports related tasks as detailed in the MOA.

#5 Authorized the Department of Transportation and the Department of Environmental Services to enter into a Memorandum of Agreement with the Office of State Planning for the total amount of \$10,000.00 (\$5,000 from DOT and \$5,000 from DES) through December 31, 2000 to assist in preparation of the statewide sprawl study. (2) Authorized the Office to accept and expend these funds

through December 31, 2000 to complete the statewide sprawl study and provide any technical assistance as detailed in the MOA.

#6 Authorized to enter into an Agreement with RKG Associates, Inc., 277 Mast Road, Durham, NH in the amount of \$40,000.00 through December 31, 2000 to prepare a report which examines the sprawl issue in New Hampshire.

#7 Authorized to enter into an Agreement with Cheshire County, NH in the amount \$125,000 through December 31, 2001. The project will provide funding to Cheshire County, which will use \$14,500 to administer the grant and will sub-grant \$110,500 to the Monadnock Economic Development Corporation.

#8 Authorized to enter into an Agreement with North Country Council, Inc., 107 Glessner Road, Bethlehem, NH for the amount of \$35,000 through June 30, 2001 to carry out the US Route 2 Corridor Study.

#9 Authorized to enter into an Agreement with the Central New Hampshire Regional Planning Commission, 12 Cross Street, Penacook, NH through September 30, 2000 in the amount of \$1,500. The Central New Hampshire Regional Planning Commission will conduct one (1) Community Assistance Visit and assist OSP with conducting regional NFIP workshop.

#10 Authorized to enter into an Agreement with the Stafford Regional Planning Commission, 259 County Farm Road, Unite 1, Dover, NH in the amount of \$1,500 through September 30, 2000. The Strafford Regional Planning Commission is providing assistance to municipalities under the National Flood Insurance Program.

#11 Authorized to enter into an Agreement with the Nashua Regional Planning Commission, 115 Main Street, Nashua, NH in the amount of \$1,500 through September 30, 2000. The Nashua Regional Planning Commission will conduct two (2) Community Assistance Visits and assist OSP with conducting a regional NFIP workshop.

#12 Authorized to enter into an Agreement with the North Country Council, Cottage at the Rocks, 107 Glessner Road, Bethlehem, NH in the amount of \$1,500 through September 30, 2000. The North Country Council will conduct a Community Assistance Visit and assist the Office of State Planning with conducting a regional NFIP workshop.

#13 Authorized to enter into an Agreement with the Southern New Hampshire Planning Commission, 438 Dubuque Street, Manchester, NH in the amount of \$1,500 through September 30, 2000. The Southern New Hampshire Planning Commission will conduct one (1) Community Assistance visit and assist OSP with conducting a regional NFIP workshop.

#14 Authorized to RETROACTIVELY AMEND the end date of an existing Agreement CE #330093, with the Friends of Odiorne Point State Park and the Seacoast Science Center, Rye, NH [Initially approved on June 24, 1998 (Item #10) and amended July 21, 1999 (Item #36)], by changing the completion date from September 30, 1999 to June 30, 2000 and adding a new work task involving the completion of an archaeological survey. No additional state or federal funds are required by this action.

#15 Authorized to AMEND an existing Memorandum of Agreement with the Department of Transportation by changing the completion date from December 31, 1999 to June 30, 2000. [Initially approved on July 15, 1998 (Item #19)] No additional funds are being provided.

#16 Authorized to AMEND an existing Agreement with the Town of Derry, NH [Initially approved on January 20, 1999 (Agenda 2)], by increasing the total Community Development Block Grant awarded by \$17,000, from \$245,400 to \$262,400.

#17 Authorized to AMEND an Agreement with the North Country Council, 107 Glessner Road, Bethlehem, NH [Initially approved on August 12, 1998 (Item #17) and amended on January 6, 1999 (Item #5)], by changing the completion date from December 31, 1999 to June 30, 2000. There is no increase in funding under this Agreement.

OFFICE OF EMERGENCY MANAGEMENT The Governor and Executive Council acted as follows:

#18 Authorized to accept and expend Disaster Assistance funds in the amount of \$1,089,908 from the Federal Emergency Management Agency for the period October 18th, 1999 through September 30, 2003.

#19 Authorized to accept and expend \$70,290.00 from the US Department of Transportation through September 30, 2000.

#20 Authorized to accept and expend Hazard Mitigation Grant Program Funds from the Federal Emergency Agency in the amount of \$93,331 through September 30, 2000.

GOVERNOR'S OFFICE OF ENERGY AND COMMUNITY SERVICES

The Governor and Executive Council acted as follows:

#21 Authorized to accept and expend new grant funds from the US Department of Energy in the amount of \$149,949.00, for the Rebuild America Program, through June 30, 2000.

#22 Authorized to accept and expend prior year unexpended balance from the Congestion Mitigation and Air Quality Program in the amount of \$304,337.51 through June 30, 2001.

#23 Authorized to enter into contract with the Seacoast Science Center in an amount not to exceed \$10,000 to assist with the construction of a solar electric system at the Seacoast Science Center at Ordiorne State Park, Rye, NH.

#24 Authorized to enter into an Agreement with Alternate Energy Corporation, d/b/a NRG dot COM in an amount not to exceed \$173,512 through June 1, 2001. This contract will fund the design, installation, and service of a compressed natural gas refueling station outside the Department of Transportation Building on Stickney Avenue, Concord. This CNG station will service state fleet vehicles operating on compressed natural gas.

#25 Authorized to enter into an contract with the Amoskeag Fishways Learning Center in an amount not to exceed \$3,000 to assist with funding of educational materials and equipment for a solar energy educational program and exhibit at the Learning Center in Manchester.

#26 Authorized to RETROACTIVELY AMEND a contract with the New Hampshire Comparative Risk Project of the Institute and Center for Human Development and Environmental Health Services by extending the completion date from October 31, 1999 to December 31, 1999, and the price limitation by an additional \$1,070.74 from \$16,973.00 to \$18,043.74. [Initially approved on May 25, 1999 (Item #13)].

#27 Authorized to enter into a contract with the Concord Area Trust for Community Housing, in an amount not to exceed \$3,125 through December 31, 2000 to assist with funding a solar hot water heating system at a CATCH owned and managed apartment building in Concord.

#28 Authorized to AMEND the Fuel Assistance Program contract with Strafford County Community Action Committee, Inc., PO Box 160, County Farm Road, Dover, NH [Initially approved on July 21, 1999 (Item #41)], by issuing a cash advance in an amount not to exceed \$273,546 for program and administration. No additional funding is required with this request.

#29 Authorized to AMEND the Fuel Assistance Program contract with Community Action Program Belknap-Merrimack Counties, Inc., PO Box 1016, 2 Industrial Park Drive, Concord, NH [initially approved on July 21, 1999 (Item #40)], by issuing a cash advance in an amount not to exceed \$428,128 for program and administrative costs.

#30 Authorized to AMEND the Fuel Assistance Program contract with Southern New Hampshire Services, Inc., 40 Pine Street, Manchester, NH [initially approved on July 21, 1999 (Item #43)], by issuing a cash advance in an amount not to exceed \$718,654 for program and administration.

#31 Authorized to AMEND the Fuel Assistance Program contract with Rockingham Community Action, Inc., 7 sJunkins Avenue, Portsmouth, NH [Initially approved on July 21, 1999 (Item #39)], by issuing a cash advance in an amount not to exceed \$335,826 for program and administration.

#32 Authorized to AMEND the Fuel Assistance Program contract with Tri-County Community Action Program, Inc., 30 Exchange Street, Berlin, NH [Initially approved on August 18, 1999 (Item #32)], by issuing a cash advance in an amount not to exceed \$659,500 for program and administration.

#33 Authorized to AMEND the Fuel Assistance Program contract with Southwestern Community Services, Inc., 69 Z Island Street, Keene, NH [Initially approved on July 21, 1999 (Item #42)], by issuing a cash advance in an amount not to exceed \$374,638 for program and administration.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Executive Council acted as follows:

#34 Authorized Bureau of Court Facilities to enter into a lease extension agreement with Hayes W. Sawyer, Jr. Courthouse Square, Box 277, Ossipee, NH in the amount of \$13,976.64 annually.

#34A Authorized Working Capital Warrant in the amount of \$500,000,000.00 to cover expenditures for the Month of December 1999.

#34B Authorized to accept and place on file the 1998-1999 Biennial Report of the New Hampshire Health and Education Facilities Authority, reflecting the period of June 30, 1998 through June 30, 1999.

DEFERRED COMPENSATION COMMISSION

#35 The Governor and Executive Council, on motion of Councilor Spaulding, Councilor Colantuono, authorized to enter into a contract with Aetna Life Insurance & Annuity Co, Hartford, CT to act as the Plan Administrator for the State of New Hampshire Public Employees Deferred Compensation Plan and the marketing agent for the investment options available through the Plan. There is no cost to the State of New Hampshire or to the Plan participants for these contracted services. The completion date for the contract is February 9, 2005.

ADJUTANT GENERAL

The Governor and Executive Council acted as follows:

#36 Authorized to commission as Aide-de-Camp to the Governor, Robert M. McGuire, Major, US Air Force, 114 N. Policy Street, Salem, NH to replace departing Aide-de-Camp Delbert Downing, Major, US Air Force.

#37 Authorized the confirmation of Captain Michael A. Jacques, 22 North Road, East Kingston, NH to the rank of Major, New Hampshire Army National Guard.

#38 Authorized the confirmation of Captain Thomas L. Marsh, Rt. 13, Box 48A, Sheeprock Road, Concord, NH to the rank of Major, New Hampshire Army National Guard.

#39 Authorized the confirmation of Captain Shawn M. O'Brien, 134 Sleeper Circle, Fremont, NH to the rank of Major, New Hampshire Army National Guard.

#40 Authorized the confirmation of Major Dwight D. Kranz, 20 Forest Drive, Hampton, NH to the rank of Lieutenant Colonel, New Hampshire Army National Guard.

#41 Authorized the confirmation of Major Richard T. McKeon, 7 Riverside Farm Drive, Lee, NH to the rank of Lieutenant Colonel, New Hampshire Army National Guard.

TREASURY DEPARTMENT

The Governor and Executive Council acted as follows:

#42 Authorized to accept and expend \$66,094.00 in Fiscal Year 2000 additional program revenues through June 30, 2000 and direct the Director, Division of Accounting Services to adjust the budget.

#43 Authorized adoption of the resolution permitting the State Treasurer to negotiate and issue, from time to time, up to a revolving maximum of \$50,000,000 of Commercial Paper (General Obligation Bond Anticipation Notes) to provide interim financing for ongoing projects in the State's capital program. The issuance of short-term debt is permitted under RSA 6-A:4.

A roll call vote was requested, the results are as follows:

Councilor Burton - Yes:

Councilor Spaulding - Yes:

Councilor Griffin - Yes:

Councilor Colantuono - Yes:

Councilor Streeter - Yes.

#44 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of \$7,902.78 as specified in letter of October 28, 1999.

ATTORNEY GENERAL

The Governor and Executive Council acted as follows:

#45 Authorized to enter into an Agreement with C.R. Sparks, The Event Center, in an amount not to exceed \$5,750.00 through December 31, 1999. This contract is for a one-day advanced training conference entitled Civil Rights/Hate Crimes Training scheduled for December 6, 1999.

#46 Authorized to appoint Simon R. Brown (Position #9U260) as an Assistant Attorney General, effective upon Governor and Council approval, at a salary level of \$55,060, Step 4 in the range for Group M. His commission will expire five years from date of appointment.

#47 Authorized a salary increment of \$2,663 to Assistant Attorney General Kathryn M. Bradley, (Position #9U061), effective RETROACTIVE to November 2, 1999; a salary increment of \$2,663 to Assistant Attorney General Jennifer B. Gavilondo, (Position #9U056), effective RETROACTIVE to October 15, 1999; and a salary increment of \$2,885 to Senior Assistant Attorney General Brian R. Graf, (Position #9U057), effective RETROACTIVE to October 17, 1999 as Authorizedd by RSA 94:1-a (Supp.).

#48 Authorized Department of Justice to accept and expend a grant in the amount of \$520,000 from the Federal Bureau of Justice Statistics through September 30, 2000. (2) Authorized Department of Justice to enter into grants with the NH State Police for \$250,000 for the addition of 2 Livescan

terminals and the purchase of National Institute of Standard Technology Fingerprint Server. The second grant is to the Administrative Office of the Courts in the amount of \$51,192 to continue funding for two personnel positions that were approved last year.

#49 Authorized Department of Justice to accept and expend a grant in the amount of \$163,155 from the Federal Bureau of Justice Assistance through September 30, 2000. (2) Authorized Department of Justice to enter into a grant with the New Hampshire State Policy for equipment and supplies for administering the DNA testing and for training and continuing education for DNA technicians.

#50 Authorized Department of Justice to enter into grants through December 31, 2000 with the Cheshire County House of Corrections in the amount of \$12,980 for the purchase of computer system software and Cheshire County Sheriff's Department in the amount of \$18,097 to hire an additional county deputy sheriff who will be assigned to work with the New Hampshire Drug Task Force.

#51 Authorized Department of Justice to enter into a grant through December 31, 2000 with the Town of Danville in the amount of \$9,000 for National Incident Based Reporting System Software.

#52 Authorized Department of Justice to enter into a grant with the Rockingham County Adult Diversion Program in the amount of \$51,290 to allow the Rockingham County Juvenile Diversion Program to enhance it's program to begin to serve young adult offenders.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Executive Council acted as follows:

#53 Authorized Division of Arts to enter into a contract with Rick Freed, Manchester, NH in the amount of \$14,000 through June 30, 2001 for the design of a new logo and layout of various publications.

#53A Authorized Division of Arts to award FY 2000 Annual Advancement Grants in the amount of \$20,000 to the vendors and in the amounts as specified in letter of October 25, 1999.

#54 Authorized Division of Historical Resources to grant a Federal Historic Preservation Fund Grant, to the Town of Hollis, for the "TECHNOLOGY APPLIED TO HISTORICAL SURVEY" project in the amount of \$16,000.00.

INSURANCE DEPARTMENT

#55 Authorized an annual salary increment to Gyda DiCosola, Legal Counsel, effective January 11, 2000 from step 4, Group M, \$55,060 to maximum, Group M, \$57,723.

LIQUOR COMMISSION

The Governor and Executive Council acted as follows:

#55A Authorized to enter into an AMENDMENT #1, to a contract with ACR Systems Inc., 7751 Belford Parkway, Suite 200, Jacksonville, FL, for the sole purpose of adding additional requirements to the existing contract. Amendment #1 raises the contract limitation from \$2,996,395.00 to \$3,084,577.29, an increase of \$88,182.26.

#55B Authorized to enter into an AMENDMENT #2, to a contract with Digital Equipment Corporation, 131 Hartwell Avenue, Lexington, MA, for the sole purpose of adding additional requirements to the existing contract. Amendment #2 raises the contract limitation from \$496,144 to \$503,644, an increase of \$7,500.

PUBLIC UTILITIES COMMISSION

The Governor and Executive Council acted as follows:

#56 Authorized to accept a gift on behalf of the State in the amount of \$500 for travel related expenses. Commissioner Nancy Brockway will be traveling to Ottawa, Canada on November 26, 1999 to attend a Public Interest Advocacy Centre Annual Dinner with the Cost of the travel paid for by PIAC.

#57 Authorized to enter into a contract with Xpedior Incorporated, 2 Executive Park Dr., Suite 8, Bedford, NH in an amount not to exceed \$190,000.00 through December 31, 2000 for the provision of technical assistance in the design of a computer communications system.

EMPLOYMENT SECURITY

The Governor and Executive Council acted as follows:

#58 Authorized to enter into a service agreement with Elf's Landscaping, Inc. in the amount of \$20,000.00 annually through June 30, 2002 for snow plowing and removal services at NHES's Somersworth "NH Works" Job & Information Center.

#59 Authorized to enter into a service agreement with Concord Fire Extinguisher Service in the amount of \$2,000.00 annually through June 30, 2002 for fire extinguisher maintenance services at NHES's offices statewide.

DEPARTMENT OF CORRECTIONS

The Governor and Executive Council acted as follows:

#60 Authorized to accept and expend additional grant funds in the amount of \$2,684.79 from the NH Department of Justice through June 30, 2000.

#61 Authorized to AMEND the existing lease contract with the City of Berlin, City Hall, Main Street, Berlin, NH by extending the expiration date from December 31, 1999 to June 30, 2000. The cost for this amendment is \$707.12 per month.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Executive Council acted as follows:

#62 Authorized Division of Forests and Lands to accept an allotment of federal funds for the federal fiscal year October 1, 1998-September 30, 2001 under the Cooperative Forest Assistance Act of 1978, PL 95-313, Urban Forestry Assistance in the amount of \$45,680.

#63 Authorized Division of Forests and Lands to accept an allotment of federal funds for the federal fiscal year October 1, 1998-September 30, 2001, under the Cooperative Forest Assistance Act of 1978, PL 95-313, Forest Stewardship in the amount of \$22,556.

#64 Authorized Division of Forests and Lands to transfer \$25,000 from the Shieling Trust Fund Control Account into the Shieling Forest Operating Budget for the purpose of building repairs at the Shieling Forest in Peterborough, New Hampshire.

#65 Authorized to accept an allotment of state funds of \$1,421.00 in Pease Development Authority fund through April 30, 2000 for Northern Blazing Star wildflower inventories at the Pease International Tradeport.

#66 Authorized Division of Parks and Recreation, Bureau of Ski Operations, to enter into a aged fleet rotation program agreement for 4 new and used snowgroomers with Bombardier Capital, Inc., Colchester, VT. The first year rental cost is \$128,307.25 and the agreement is through April 1, 2003.

#67 Authorized Division of Forests and Lands to extend the completion date of the Ice Storm Community Forestry Grants [Initially approved on October 14, 1998 (Item #53) and March 24, 1999 (Item #71)], from December 31, 1999 to June 30, 2000.

#68 Authorized to AMEND the contract with Waterville Valley Resort and Conference Center in an amount not to exceed \$1,500.00 for a new total of \$7000.00 for hosting the Economic Development Conference on December 1, 1999.

#69 Authorized Bureau of Trails to enter into a Grant-in-Aid construction contract with the snowmobile club Presidential Range Riders in the amount of \$2,200.00.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#70 Authorized Air Resources Division to budget unallocated Title V Permit Fee funds under the provision of RSA 125-C:12, in the amount of \$33,000.00 effective upon approval by Governor and Council.

#71 Authorized to accept \$25,537 in additional funds from the Office of State Planning through June 30, 2000.

#72 Authorized Waste Management Division to enter into a grant agreement with the City of Concord for an amount not to exceed \$9,481.45 through March 16, 2000 for the purpose of conducting a household hazardous waste collection project.

#73 Authorized to accept \$1,136,189 in federal funds from the US Environmental Protection Agency for the Drinking Water Revolving Fund Program, through June 30, 2001.

#74 Authorized the estimated "not to exceed" grant to the municipality of Landaff in the amount \$16,500.00 for the Town's share of costs associated with the closure by removal of the MSW landfill site know as the Upper Section of the Lisbon Municipal Landfill located in Lisbon, NH.

#75 Authorized approval of the Supplemental Loan Agreement between the Department of Environmental Services and the Town of Hampton in the principal amount of \$1,373,160.87 under the provisions of RSA 486:14 and NH Admin. Rules Env-C 500 effective upon approval by Governor and Council.

NEW HAMPSHIRE BOARD OF DENTAL EXAMINERS

#76 The Governor and Executive Council, on motion of Councilor Streeter, seconded by Councilor Colantuono, authorized to expend examination fees collected in the amount of \$790.81 to the Current Expense Account.

NEW HAMPSHIRE BOARD OF MEDICINE

#77 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Streeter, authorized the Board to make RETROACTIVE unencumbered payments in the amount of \$1350 to Foxfire Management Company, Inc. from October 1, 1999 through December 31, 1999 in order to continue janitorial services at the Boards of Medicine, Dental Examiners, and Allied Health Professionals pending the approval of a new contract.

NEW HAMPSHIRE BOARD OF PHARMACY

#78 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Colantuono, authorized to elect an extension-of-term option pursuant to a lease agreement with McCarthy Properties, for office space at 57 Regional Drive, Concord, NH through November 30, 2001 at the rate of \$1,914.25 per month.

DEVELOPMENTAL DISABILITIES COUNCIL

#79 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Streeter, authorized to enter into an agreement with the Granite State Independent Living Foundation, 172 Pembroke Road, Concord, NH in the amount of \$7,000.00 through December 31, 1999. The purpose of this contract is to educate and promote a broader understanding to persons with disabilities and their families on the prospective changes in national disability policy and related issues.

DEPARTMENT OF HEALTH AND HUMAN SERVICES Office of Administration

The Governor and Executive Council acted as follows:

#80 Authorized Office of Community and Public Health to reclassify position 40345 from Environmentalist III, salary grade 22, to Supervisor IV, salary grade 24. The position is currently vacant.

#81 Authorized Division of Behavioral Health to reclassify position 15794 from a Computer Operator I, salary grade 10, to Accounting Technician, salary grade 11. The position is currently vacant.

Office of Finance

The Governor and Executive Council acted as follows:

#82 Authorized the Department as administrator of the Social Security Program, to AMEND the agreement between the Secretary of the US Department of Health and Human Services and the State of New Hampshire on behalf of the City of Claremont, for the purpose of adopting the optional exclusion from Social Security and Medicare coverage the services performed by election officials or election workers for each calendar year in which the remuneration paid for such services is less than \$1,000.

#83 Authorized the Department as administrator of the Social Security Program, to AMEND the agreement between the Secretary of the US Department of Health and Human Services and the State of New Hampshire on behalf of the Town of Stratham, for the purpose of adopting the optional exclusion from Social Security and Medicare coverage the services performed by election officials or election workers for each calendar year in which the remuneration paid for such services is less than \$1,000.

#84 Authorized the Department as administrator of the Social Security Program, to AMEND the agreement between the Secretary of the US Department of Health and Human Services and the State of New Hampshire to extend Social Security Medicare only coverage to the employees of the City of Nashua Police Department who were hired prior to April 1, 1986 and whose positions were covered by the New Hampshire Retirement System-Group II. Effective date of coverage is October 1, 1999.

Division of Family Assistance

#85 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Griffin, authorized to AMEND it's existing Agreement with Deloitte Consulting LLP, 2500 One PPG Place, Pittsburgh, PA. [Initially approved on June 22, 1999 (Item #156A)], by increasing the agreement by \$3,000,000.00 from \$6,666,666.00 to \$9,666,666.00.

Office of Community and Public Health

#86 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized Bureau of Health Risk Assessment to enter into a contract with The Trustees of Tufts University, Medford, MA in the amount of \$63,995 through June 30, 2000 for support of the New England Lead Coordinating Committee and it's Lead Safe Home Improvement Campaign.

Office of Family Services Division of Elderly and Adult Services

The Governor and Executive Council acted as follows:

#87 Authorized to enter into an agreement with National Prescription Administrators, Inc., East Hanover, NJ, to develop and implement a two year pilot Senior Discount Prescription Drug Program at no cost to DEAS and consumers, effective date of Governor and Council approval with a termination date two years form date of such approval. All Administrative costs associated with this agreement are the responsibility of NPA.

#88 Authorized to RETROACTIVELY AMEND an existing agreement with Community Services Council of New Hampshire, Concord, NH to continue funding the "Statewide Coalition of State Programs' Health Care Anti-Fraud, Waste and Abuse Community Volunteer Demonstration Project", [Initially approved on January 28, 1998 (Item #93) and amended on June 24, 1998 (Item #165), and further amended on April 28, 1999 (Item #80)], by extending the termination date to June 30, 2000, effective retroactive to July 1, 1999.

#89 The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Colantuono, with Councilor Streeter voting NO, authorized to enter into a Memorandum of Understanding with the The New Hampshire Office of Volunteerism, Concord, NH in the amount of \$5,000 through December 31, 1999 to sponsor the first New Hampshire Leadership Summit on Volunteerism and Older Adults. SOLE SOURCE

#90 Authorized to RETROACTIVELY enter into an Agreement with Manchester Housing & Redevelopment Authority, Manchester, NH in an amount no to exceed \$136,702.00 retroactive to October 1, 1999 through September 30, 2000 to provide Congregate Housing Services.

#91 Authorized to enter into an Agreement with Somersworth Housing Authority, Somersworth, NH in an amount not to exceed \$65,032.00 retroactive to October 1, 1999, through September 30, 2000 to provide Congregate Housing Services.

#92 Authorized to RETROACTIVELY enter into an Agreement with Keene Housing Authority, Keene, NH in an amount not to exceed \$95,373.00 effective retroactive to October 1,1999 through September 30, 2000 to provide Congregate Housing Services.

#93 Authorized to RETROACTIVELY enter into an Agreement with Manchester Housing & Redevelopment Authority, Manchester, NH in an amount not to exceed \$161,182.00 retroactive to October 1, 1999 through September 30, 2000 to provide Congregate Housing Services.

#94 Authorized to RETROACTIVELY enter into an Agreement with Laconia Housing & Redevelopment Authority, Laconia, NH in an amount not to exceed \$83,065.00 retroactive to October 1, 1999 through September 30, 2000 to provide Congregate Housing Services.

NEW HAMPSHIRE HOSPITAL

#95 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to AMEND the Consultants List [Initially approved on June 22, 1999 (Item #251)], by adding the individuals as specified in letter of October 8, 1999.

NEW HAMPSHIRE VETERANS HOME

#96 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Streeter, authorized to accept, with thanks, the list of monies, as specified in letter of October 25, 1999, totaling \$8,438.44 received during the period of July 1, 1999 to September 30, 1999, 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 YOUTH DEVELOPMENT SERVICES

The Governor and Executive Council acted as follows:

#97 Authorized Youth Development Center and Youth Services Center to accept material and donations according to the list attached to letter of October 8, 1999, for the period of 7/1/00-9/30/99.

#98 Authorized to accept and expend donated funds to establish a non-expendable trust fund through the State Treasurer's Office. This account will be known as the Matthew Elliott Memorial Trust Fund.

#99 Authorized to extend the leave of absence without pay for Albert McDonald, a Youth Counselor II at the Department of Youth Development Services, Youth Development Center, from December 1, 1999 through December 31, 1999.

#100 Authorized to extend the leave of absence without pay for Dorice Meyer, a Youth Counselor III at the Department of Youth Development Services, Youth Development Center, from November 26, 1999 to December 31, 2000.

COMMISSION ON THE STATUS OF WOMEN

#101 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Colantuono, authorized to accept and place on file the New Hampshire Commission on the Status of Women's Biennial Report for the period of July 1, 1997-June 30, 1999.

DEPARTMENT OF EDUCATION

The Governor and Executive Council acted as follows:

#102 Authorized to accept and expend \$119,020.00 from the US Department of Education in Account No. 025-056-6103 through September 21, 2000.

#103 Authorized to enter into a contract with Bernard R. Davis, Contoocook, NH in an amount not to exceed \$15,750 through June 30, 2001 for a statewide qualitative study to determine the adequacy and condition of all New Hampshire Public School Facilities and a review of the current method for distributing school building aid.

#104 Authorized Division of Adult Learning and Rehabilitation to enter into a contract with John B. Willard, 351 Poocham Road, West Chesterfield, NH in an amount not to exceed \$26,000 through September 30, 2001 to provide construction consultant services

#105 Authorized Division of Adult Learning and Rehabilitation to enter into a contract with Jody Leford, Manchester, NH in an amount not to exceed \$5,000 through September 30, 2000 to provide the coordination of interpreter services for the deaf and hard of hearing.

#106 Authorized Division of Adult Learning and Rehabilitation to enter into contract with RKM Research and Communications, Inc., Portsmouth, NH in an amount not to exceed \$35,951 through September 30, 2001 to develop an assessment tool to measure quality service.

POLICE STANDARDS & TRAINING COUNCIL

#107 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Streeter, authorized to enter into a service agreement with the New Hampshire State Police to provide a staff member for the 12 weeks of 120th and 121st New Hampshire Police Academy, and the 9 weeks of the 122nd Session of the New Hampshire Police Academy falling within FY 2000, at a cost not to exceed \$4,900.00 per academy session (prorated for the 122nd), for a total of \$13,475.00.

DEPARTMENT OF SAFETY

The Governor and Executive Council acted as follows:

#108 Authorized to accept and expend a grant from the Attorney General's Office in the amount of \$250,000.00 to provide funding for interfacing The State Finger Printing Management System to The Federal Bureau of Investigation.

#109 Authorized to pay travel expenses for fiscal year 1999 out of FY2000 funds for the following two members of the NH Motor Vehicle Industry Board: Erling R. Roberts for \$271.78, and R.M. Copeland for \$96.52.

#110 Authorized to extend the temporary full-time position of Criminal Records Entry Clerk, Position No.8T850, from November 9, 1999 to November 8, 2000.

#111 Authorized to extend the temporary full-time positions of Trooper I, Position No. 8T007 and 8T008, from December 1, 1999 to December 1, 2000.

#112 Authorized to AMEND an existing contract between the State Police and Nelson Communications, Inc., Tamworth, NH by increasing the price by \$20,000.00 from \$150,000 to \$170,000. [Initially approved on September 16, 1998 (Item #156) and extended on July 21, 1999 (Item #233)].

DEPARTMENT OF TRANSPORTATION

The Governor and Executive Council acted as follows:

#113 Authorized the Contemplated Award List for the period October 6, 1999 through October 19, 1999.

#114 Authorized to reclassify the position of Secretary II, Salary Grade 8, Position Number 21319, located in the Bureau of Right-of-Way to Right-of-Way Appraiser IV, Salary Grade 26.

#115 Authorized to enter into an agreement with Advance Transit, Inc, Billings Commerce Park, Wilder, VT for an amount not to exceed \$45,000.00 in Federal Highway Administration Statewide Planning and Research Program Funds through September 30, 2001 for the purpose of administering the Upper Valley Rideshare Program.

#116 Authorized to enter into consultant agreements with Louis Berger & Associates, Inc., Needham, MA, Lisa B. Mausolf, Reading, MA, and Preservation Company, Kensington, NH for a combined fee not to exceed \$90,000.00.

#117 Authorized to enter into a contract with Meridian Construction Corporation, PO Box 759, Laconia, NH for a lump sum price of \$80,488.00 for the purpose of sill and roofing work, Bridges House, Concord, NH.

#118 Authorized to expend an amount not to exceed \$7,500.00 for the purchase of new railroad bridge timbers and other track materials to repair railroad bridge #P-1.47 in Plymouth, and for the purchase of railroad crossties that will also be installed on the State-owned Concord to Lincoln Railroad Line.

#119 Authorized to transfer ownership of a 1.10 acre remnant parcel to Jan G. Filip, et al, as partial compensation and final settlement of the associated eminent domain acquisition as part of the Bartlett P-4370-Legal Settlement for parcel 33.

#120 Authorized to modify the Department's Agreement for engineering services with CLD Consulting Engineers, Inc., 540 Commercial Street, Manchester, NH by increasing the total amount payable under the Agreement by \$81,610.00 from \$253,194.00 to \$334,804.00.

#121 Authorized to increase the contingency for Contract #336250 with Kidder Building & Wrecking, Inc., Plaistow, NH by \$19,100.00 (from \$6,900.00 to \$26,000.00). This changes the July 8, 1999 original resolution encumbrance of \$52,900.00 to a revised amount of \$72,000.00.

#122 Authorized contract with Michael Hansen Construction, LTD, New London, NH on the basis of a low bid of \$106,200.52 for the demolition of the Boscawen-Canterbuy Bridge located on Hannah Dustin Drive over the Merrimack River.

#123 Authorized contract with Smith Pump Company, Inc., Hooksett, NH on the basis of a low bid of \$23,550.00. This contract provides for the construction of drilled wells and pumps on the property of Kristin Burnett, Canaan Street, Canaan, NH.

#124 Authorized contract with Larry G. Cushing & Sons, Inc., Walpole, NH on the basis of a low bid of \$10,080.00 for a drilled well and pump for the Lempster Patrol Facility.

#125 Authorized contract with J&M Donahue, Inc., Lincoln, NH on the basis of a low bid of \$405,075.00 for construction of a paved multi-use path/sidewalk along NH Route 12.

#126 Authorized to enter into an AMENDED Agreement with Team Design, Inc., 40 Harvey Road, Londonderry, NH to increase the Lump Sum Fee by \$40,000.00 from \$45,600.00 to \$85,600.00 for architectural services at the Glenclyff Home for the Elderly, Benton, NH.

#126A The Governor and Executive Council, on motion of Councilor Streeter, seconded by Councilor Griffin, authorized confirmation of telephone poll to remove tabled Item #136 from the October 27, 1999 Governor and Executive Meeting, request to accept Federal Funds in the amount of \$94,500.00 for a Nashua Airport, Boire Field, property acquisition project. AIP-1.

The results of the poll are as follows:

Councilor Burton Yes:

Councilor Spaulding - Yes:

Councilor Griffin - No Contact:

Councilor Colantuono- Yes:

Councilor Streeter - Yes.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#127 Authorized to change name of owner to Gary J. and Pamela S. Lindsay, 197 Spur Road, Dover, NH. The proposed project is to construct a fixed pier to a ramp and floating dock on property located on the Bellamy River in Dover.

#128 Authorized request of Howard J. Ludington to AMEND permit to construct a 40ft. x 32ft. dug-in boathouse providing 4 additional boat slips on an average of 463 ft. on Pine River Pond in Wakefield.

#129 **TUITION REQUESTS**

The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, with Councilor Colantuono voting NO on Item B, approved the following tuition requests:

B. COMMUNITY TECHNICAL COLLEGE - Request permission to pay Franklin Pierce College, Concord, NH, the sum of \$894.00 for the sole purpose of enrolling Scott Westover, Director of Public Information, in the course entitled "Organizational Behavior".

B. HEALTH & HUMAN SERVICES, Office of Finance - Request permission to pay Correspondence and Online Program United States Department of Agriculture Graduate School, Washington, DC, the sum of \$312.00 for the sole purpose of enrolling Teresa Commeau, Internal Auditor I, in the course entitled "Internal Auditing I".

C. TRANSPORTATION - Request permission to pay New Hampshire College, Nashua, NH, the sum of \$499.50 for the sole purpose of enrolling Kyle Fox, Civil Engineer III, in the course entitled "Managerial Economics".

#130 **TRAVEL REQUESTS**

The Governor and Executive Council approved the following travel requests:

A. CULTURAL RESOURCES, Division of the Arts - Request permission for (5) employees, Christine Dwyer, Arts Council Chair and Carlesta Spearman, Arts Council Member and Rebecca Lawrence, Director and David Snyder, Grants and Information Officer and Catherine O'Brian, Arts in Education Coordinator, or designee, to travel to Louisville, KY, on November 16-21, 1999, to attend the National Assembly of State Arts Agencies conference. ALSO A CASH ADVANCE OF \$700.00 IS REQUESTED FOR Rebecca Lawrence. ALSO A CASH ADVANCE OF \$700.00 IS REQUESTED FOR David Snyder. ALSO A CASH ADVANCE OF \$700.00 IS REQUESTED FOR Catherine O'Brian. Total Cost: 6,070.00. Source of Funds: 100% Federal Funds. Registration Fee: 1,700.00.

B. SAFETY, Division of State Police - Request permission for (1) employee, Linda Denoble, Criminalist I, Lab, or designee, to travel to Quantico, VA, on December 5-10, 1999, to attend a Forensic Chemist Seminar. ALSO A CASH ADVANCE OF \$960.00 IS REQUESTED FOR Linda Denoble. Total Cost: 1,510.00. Source of Funds: 81% Highway & 19% Turnpike Funds. No Registration Fee.

ITEM REMOVED from TABLE

DEPARTMENT OF ADMINISTRATIVE SERVICES

LATE ITEM

A. The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, voted to remove Late Item #A which was tabled at the October 27, 1999 Governor and Executive Council Meeting. Councilor Burton, seconded by Councilor Streeter, with Councilor Spaulding voting NO, the Report and Findings of Councilor Raymond S. Burton with regard to a certain

refinancing of existing indebtedness project with the Dartmouth Educational Loan Corporation, Hanover, New Hampshire.

LATE ITEMS:

B. NEW HAMPSHIRE COMMISSION FOR HUMAN RIGHTS

Authorized the Commission to budget and expend federal funds from prior year unexpended revenues in the amount of \$440.00 through June 30, 2000.

B. DEPARTMENT OF HEALTH N AND HUMAN SERVICES

Authorized Department to enter into an agreement with Tactical Security Specialists, Inc., Barrington, NH, effect RETROACTIVE to September 1, 1999 through June 30, 2001, to provide one unarmed, uniformed security guard for the Nashua District Office.

B. ADMINISTRATIVE SERVICES

Authorized reclassification of a vacant position #10078, Source Document Examiner, Labor Grade 14, to Supervisor III, Labor Grade 11.

Governor set the next meeting of Governor and Executive Council for Wednesday, December 1, 1999 at 10:30 a.m. at the State House, Concord, New Hampshire.

The Honorable Board then adjourned.