Minutes
March 14, 2001

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
March 14, 2001 10:30 a.m.
#4

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

The Governor and Executive Council, on motion of Councilor Colantuono, seconded by Councilor Spaulding, accepted the minutes of February 14, 2001.

The Governor and Executive Council, on motion of Councilor Colantuono, seconded by Councilor Burton, confirmed the appointment of several persons nominated for Civil Commissions from the February 14, 2001 meeting.

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

The Governor and Executive Council on motion of Councilor Wheeler, seconded by Councilor Colantuono, set June 5, 2001 as the date for the Special Election for State Representative.

RESIGNATIONS

The Governor and Executive Council accepted with regret the following resignations:

AVIATION USERS ADVISORY BOARD David B. Fletcher, Sandown (Aviation Association of NH)
Effective: Upon acceptance of resignation
Reason: Leaving the state

BOARD OF EDUCATION
Ann McArdle, Manchester
At large
Effective: March 21, 2001
Reason: Personal

FIRE STANDARDS AND TRAINING COMMISSION
Karl J. Berardi, Bedford
(NH Permanent Firemen's Association)
Effective: Acceptance of resignation
Reason: Personal

CONFIRMATIONS

The Governor and Executive Council confirmed the following:

AIR RESOURCES COUNCIL
Robert K. McLellan, Stratham
(Practicing Physician)
Succeeding: Christopher D. Tessier, Nashua (resigned)
Effective: March 14, 2001
TERM: October 24, 2002

BOARD OF LICENSING FOR ALCOHOL AND OTHER DRUG ABUSE PROFESSIONALS
Edward W. Gude, Lebanon
(Public member)
Succeeding: Geraldine Sylvester, Dover
Effective: March 14, 2001
TERM: January 28, 2004

Raymond McGarty, Durham
Succeeding: Thomas Jordan, Manchester (resigned)
Effective: March 14, 2001
TERM: January 28, 2002

ATHLETIC TRAINERS BOARD
Carol Burney, Penacook
(Public member)
Reappointment
Effective: March 14, 2001
TERM: February 17, 2004

COMPENSATION APPEALS BOARD
Joseph A. Dickinson, Concord
(Attorney)
Reappointment
Effective: March 14, 2001
TERM: March 17, 2005

David F. Foster, Northfield
(Employers/Insurers)
Reappointment
Effective: March 14, 2001
TERM: February 9, 2005

Dennis Teravainen, Hooksett
(Employer/Insurer)
Reappointment
Effective: March 14, 2001
TERM: February 13, 2005

George T. Wells, Derry
(Employers/Insurers
Reappointment
Effective: March 14, 2001
TERM: February 9, 2005

STATE CONSERVATION COMMITTEE
Jeffry B. Porter, Keene
(Cheshire/Sullivan)
Succeeding: Robert L. Ward, Sunapee (resigned)
Effective: March 14, 2001
TERM: August 1, 2001

JUSTICE ROCHESTER DISTRICT COURT
Franklin C. Jones, Rochester
Succeeding: Robert A. Carignan, Rochester
Effective: March 14, 2001
TERM: Until 70 years of age

STATE BOARD OF FIRE CONTROL
Martin U. Michaelis, Amherst
(Architect)
Reappointment
Effective: March 14, 2001
TERM: July 8, 2005

FIRE STANDARDS AND TRAINING COMMISSION
Les A. Cartier, Candia
(Volunteer Fire Chief)
Succeeding: Harold Harbor, Northfield
Effective: March 14, 2001
TERM: November 12, 2003

Ricky A. Plummer, Portsmouth
(Full-time Fire Chief)
Succeeding: Brian Thibeault, Plymouth
Effective: March 14, 2001
TERM: November 12, 2003

FISH AND GAME COMMISSION
Robert Phillipson, Jr., Keene
Cheshire County
Succeeding: John Hansel, Wolpole
Effective: Upon Confirmation
TERM: June 29, 2005

HAZARDOUS WASTE FACILITY SITING BOARD
Maurice Arel, Nashua
Reappointment
Effective: March 14, 2001
TERM: December 28, 2004

ADVISORY COMMITTEE ON HEATING SYSTEM CERTIFICATION
Andrew Bernier, Nashua
(Rep. of Natural Gas Utility Company)
Vacancy
Effective: March 14, 2001
TERM: September 1, 2002

Alan Davis, Contoocook
(NH Chapter of the National Association of Oil Heating Service Managers)
Vacancy
Effective: March 14, 2001
TERM: September 1, 2002

Robert M. Lundergan, Raymond
(Rep. of Natural Gas Utility)
Vacancy
Effective: March 14, 2001
TERM: September 1, 2002

MARITAL MEDIATORS CERTIFICATION BOARD
Honey Hastings, Milford
Succeeding: Eleanor Therrien, Nashua
Effective: March 14, 2001
TERM: November 21, 2003

MOUNT WASHINGTON COMMISSION
Harold Burns, Whitefield
(Senator)
Succeeding: Leo Fraser, Pittsfield
Effective: March 14, 2001
TERM: July 2, 2004

Gene G. Chandler, Bartlett
(Representative)
Succeeding: Paul LaMott, Haverhill
Effective: March 14, 2001
TERM: July 2, 2004

NEW MOTOR VEHICLE ARBITRATION BOARD
Megan R. Benton, West Lebanon
(Consumer)
Succeeding: Warren A. Weitzman, Nashua
Effective: March 14, 2001
TERM: August 23, 2003

PESTICIDES CONTROL BOARD
William C. Collins, Manchester
(Pesticides Applicator)
Succeeding: Byron L. Kirby, North Hampton
Effective: March 14, 2001
TERM: November 6, 2003

James W. Young, Hillsborough
(Physician)
Reappointment
Effective: March 14, 2001
TERM: January 5, 2004

PHYSICAL THERAPY BOARD
Judith Mary Cote, Newport
Reappointment
Effective: March 14, 2001
TERM: January 8, 2004

PUBLIC WATER ACCESS ADVISORY BOARD
Theodore Miller, Gorham
(Public member-Chairman)
Succeeding: William McAllister, Canterbury
Effective: March 14, 2001
TERM: October 27, 2003

RESPIRATORY CARE PRACTITIONERS
D. Thomas Akey, M.D., Concord
(Physician knowledgeable in the practice of respiratory care)
Reappointment
Effective: March 14, 2001
TERM: February 18, 2004

SPEECH-LANGUAGE PATHOLOGY GOVERNING BOARD
Miriam Dunn, Concord
(Public member)
Succeeding: Regina Keating, Nashua (resigned)

Effective: March 14, 2001
TERM: March 4, 2003

TRAFFIC SAFETY COMMISSION
Marie Kiely, Portsmouth
Reappointment
Effective: March 14, 2001
TERM: September 16, 2005

Joel Nelson, Bow
Reappointment
Effective: March 14, 2001
TERM: September 16, 2005

NOMINATIONS

The Governor nominated the following:

AGRICULTURAL ADVISORY BOARD
John H. Amey, Pittsburg
Coos County
Succeeding: Colin Christie, Lancaster (reached term limit)
Effective: Upon confirmation
TERM: January 31, 2005

William B. Bartlett, Newport
Sullivan County
Succeeding: Fred Sullivan, Cornish
Effective: Upon confirmation
TERM: January 31, 2002

Ellen R. Clement, Westmoreland
Cheshire County
Succeeding: Archie Coll, Jaffrey (reached term limit)
Effective: Upon confirmation
TERM: January 31, 2004

Douglas Cole, Loudon
Merrimack County
Succeeding: Diane Souther, Concord (reached term limit)
Effective: Upon confirmation
TERM: January 31, 2005

Lisa Knapton, Piermont
Grafton County
Succeeding: David Keith, North Haverhill (reached term limit)
Effective: Upon confirmation
TERM: January 31, 2006

Charles Moulton, New Hampton
Belknap County
Succeeding: Martina Howe, Gilford
Effective: Upon confirmation
TERM: August 18, 2002

Benjamin D. Shambaugh, N Sandwich
Carroll County
Succeeding: Eugene Hussey, Conway
Effective: Upon confirmation
TERM: January 31, 2003

Maria Southworth, Madbury
Strafford County
Reappointment
Effective: Upon confirmation
TERM: January 31, 2003

ATHLETIC TRAINERS BOARD
Laura C. Decoster, Manchester
Succeeding: Daniel Sedory, Stratham
Effective: Upon confirmation
TERM: January 8, 2004

Maren C. McElwee, Concord
Succeeding: Mark D. Legacy, Enfield (resigned)
Effective: Upon confirmation
TERM: January 8, 2002

BOARD OF LICENSED DIETITIANS
Alan S. Grigsby, Lebanon
(Public member)
Vacancy
Effective: Upon confirmation
TERM: Two years from date of confirmation

BOARD OF EDUCATION
Chris C. Houpis, Amherst
(at large)
Succeeding: Jeffrey Pollock, Bedford (resigned)
Effective: Upon confirmation
TERM: January 31, 2003

HOOKSETT DISTRICT COURT-SPECIAL JUSTICE
Lucinda V. Sadler, Esq. Concord
Vacancy
Effective: Upon confirmation
TERM: Until 70 years of age

MANCHESTER DISTRICT COURT-SPECIAL JUSTICE
John Emery, Esq. Bedford
Vacancy
Effective: Upon confirmation
TERM: Until 70 years of age

DIRECTOR OF FIRE STANDARDS AND TRAINING
Richard A. Mason, Portsmouth
Reappointment
Effective: Upon confirmation
Salary: Group N, Step 5-$64,036
TERM: March 31, 2005

HUMAN RIGHTS COMMISSION
Nancy Allen, Canaan
Succeeding: Loren Jean, Litchfield
Effective: Upon confirmation
TERM: November 1, 2005

MOORINGS APPEAL BOARD
Melvin Borrin, Center Harbor
Reappointment
Effective: Upon confirmation
TERM: December 16, 2003

MOTOR VEHICLE INDUSTRY BOARD
Robert M. Copeland, Wolfeboro
Reappointment
Effective: Upon confirmation
TERM: January 9, 2005

Charles Frank Yanco, North Hampton
Reappointment
Effective: Upon confirmation
TERM: January 9, 2005

OCCUPATIONAL THERAPY BOARD
Linda J. Thyne, Londonderry
(Certified Occupational Therapy Assistant)
Reappointment
Effective: Upon confirmation
TERM: March 4, 2004

REGIONAL COMMUNITY-TECHNICAL COLLEGES BOARD OF TRUSTEES
Claudette L. Mahar, Amherst
(Health)
Reappointment
Effective: Upon confirmation
TERM: February 3, 2005

David C. Paquette, Suncook
(Labor)
Reappointment
Effective: Upon confirmation
TERM: February 3, 2005

Alan Robichaud, Gilford
(Alumni Member)
Reappointment
Effective: Upon confirmation
TERM: March 3, 2005

Ann M. Torr, Dover
(General Public)
Reappointment
Effective: Upon confirmation
TERM: February 3, 2005

Thomas E. Wilhelmsen, Jr., Hollis
(Business and Industry)
Reappointment
Effective: Upon confirmation
TERM: February 17, 2005

RESPIRATORY CARE PRACTITIONERS BOARD
Mark E. Favorite, Rochester
Reappointment
Effective: Upon confirmation
TERM: March 4, 2004

Barbara St. George, Derry
(Public member)
Reappointment
Effective: Upon confirmation
TERM: March 24, 2004

SPEECH-LANGUAGE PATHOLOGY GOVERNING BOARD
Amy S. Plante, West Nottingham
Reappointment
Effective: Upon confirmation
TERM: March 4, 2004

TRAFFIC SAFETY COMMISSION
Daniel P. Auger, Farmington
Succeeding: Walter Morse, Hillsborough
Effective: Upon confirmation
TERM: September 16, 2005

William C. Simons, Dover
Succeeding: William W. Fenniman, Jr., Dover
Effective: Upon confirmation
TERM: September 10, 2005

ACTING COMMISSIONER: YOUTH DEVELOPMENT SYSTEMS
Joseph Diament, Newfields
Succeeding: Peter Favreau, Manchester
Effective: April 1, 2001
Salary: $76,603
TERM: To serve at the pleasure of the Governor

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 N.H.I., LLC located in Londonderry, New Hampshire. Action will authorize a Resolution under RSA 162-I:9 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.
A roll call vote was requested, the results are as follows:
Councilor Burton - Yes:
Councilor Spaulding - Yes:
Councilor Griffin - Yes:
Councilor Colantuono - Yes:
Councilor Wheeler - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD MARCH 14, 2001 AT THE STATE HOUSE, CONCORD

At 11:00 a.m. the Governor announced that the next matter to be considered would be awarding an unconditional State guarantee of $1,000,000 of principal of a Business Finance Authority Loan which financed an industrial facility for Freudenberg-NOK General Partnership in Northfield and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received the written recommendation of the Authority and other 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, briefly explained the request. 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-I:9 WITH RESPECT TO THE AWARD OF AN UNCONDITIONAL STATE GUARANTEE OF $1,000,000 OF PRINCIPAL OF A FINANCING BY THE BUSINESS FINANCE AUTHORITY FOR FREUDENBERG-NOK GENERAL PARTNERSHIP IN NORTHFIELD" 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, Councilor Burton, Councilor Spaulding, Councilor Griffin, Councilor Colantuono, and Councilor Wheeler; those voting against were: None; those abstaining were: None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE AWARD OF AN UNCONDITIONAL STATE GUARANTEE OF $1,000,000 OF PRINCIPAL OF THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR FREUDENBERG-NOK GENERAL PARTNERSHIP IN NORTHFIELD

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings with respect to the award of an unconditional State guarantee under RSA 162-I: 9-b of $1,000,000 of principal of the financing of an industrial facility for Freudenberg-NOK General Partnership (the "Borrower") by the Authority;

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

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

IT IS HEREBY RESOLVED THAT:

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

(a) The Governor and Council made the required special and general findings with respect to the financing by a resolution adopted on July 21, 1995:

(b) Findings with respect to the State guarantee:

(1) The award of the State guarantee will contribute significantly to the success of the financing; and

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

Section 2. Award of State Guarantee. The Governor and Council hereby award an unconditional guarantee of $1,000,000 principal of the financing pursuant to RSA 162-I: 9-b and authorize the State Treasurer to affix her manual or facsimile signature to evidence such guarantee.

Section 3. Authorization of Guarantee Agreements. The State shall be a party to the Guarantee Agreement among the State, the Authority and the Borrower (the "Guarantee Agreement") and the Governor and State Treasurer are together authorized to execute and deliver the Guarantee Agreement on behalf of the State substantially in the form presented to this meeting (being draft dated February 26, 2001) but subject to such changes as the Governor and State Treasurer may approve, their signatures being conclusive identification of the documents as the Guarantee Agreement (with approved changes, if any), authorized by this resolution.

Section 4. Ultimate Finding and Determination. The Governor and Council find that the proposed award of the State guarantee will serve a public use and provide a public benefit; and the Governor and Council determine that the Authority's financing of the Project and the State's guarantee of $1,000,000 of principal of the financing will be within the policy of, and the authority conferred by, the Act.

Section 5. Approval. The Governor and Council approve the Authority's, the Governor's and the State Treasurer's taking such further action under the Act with respect to the transaction as may be required.

Section 6. Effective Date. This resolution shall take effect upon its passage.

Passed and Agreed to March 14, 2001.

#2 Authorized to hold a Public Hearing with respect to the award of a State Guarantee of $1,000,000 of principal of financing by the Business Finance Authority for Freudenberg-NOK General Partnership located in Northfield, New Hampshire. Action will authorize a Resolution under RSA 162-I:9 to determine the financing will serve a 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 Wheeler - Yes.

EXTRACT FROM THE MINUTES OF THE MEETING OF THE GOVERNOR AND COUNCIL HELD MARCH 14, 2001 IN THE COUNCIL CHAMBER, STATE HOUSE, CONCORD

At 10:50 a.m. the Governor announced that the next matter to be considered would be the financing of an industrial facility project by the Business Finance Authority for N.H.I., LLC in the Town of Londonderry and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received the written recommendation of the Authority and other 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, briefly explained the project, emphasized that the credit of the State was not involved and introduced Kevin Miller of Insulectro, Inc. and David Kubly of N.H.I., LLC. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Colantuono introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR N.H.I., LLC IN THE TOWN OF LONDONDERRY" and moved its adoption, which was seconded by Councilor Griffin. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Burton, Councilor Spaulding, Councilor Griffin, Councilor Colantuono, and Councilor Wheeler; those abstaining were Councilor(s): None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING OF AN INDUSTRIAL FACILITY BY THE BUSINESS FINANCE AUTHORITY FOR N.H.I., LLC IN LONDONDERRY

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the financing of an industrial facility for N.H.I., LLC (the "Borrower") in Londonderry by the Authority's making of up to $2,917,000 in a loan under RSA 162-I (the "Act");

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

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

IT IS HEREBY RESOLVED THAT:

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

(a) Special findings:

(1) The Project (which when completed will constitute the "Facility") consists of the construction and equipping of approximately 38,000 square feet of new manufacturing space located at Ferrotec Industrial Park in the Town of Londonderry, which will be owned by N.H.I., LLC ("Borrower") and leased to Insulectro for use in the manufacture of advanced electronic materials. The Project is within the definition of "Industrial facility" in RSA 162-I (the "Act") and may be financed under the Act.

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

(b) General findings:

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

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

(3) The Loan Agreements and Escrow Agreements (which are combined financing documents and security documents, hereinafter called the "Agreements") 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 Facility except from Loan proceeds or from funds received under the Agreements, exclusive of funds received thereunder by the Authority for its own use;

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

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

Section 2. Ultimate Finding and Determination. The Governor and Council find that the proposed financing, operation and use of the industrial Facility will serve a public use and provide a public

benefit; and the Governor and Council determine that the Authority's financing of the Project will be within the policy of, and the authority conferred by, the Act.

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

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

Passed and Agreed to March 14, 2001.

OFFICE OF STATE PLANNING

The Governor and Executive Council acted as follows:

#3 Authorized to transfer $1,400 as specified in letter dated January 3, 2001. FISCAL COMMITTEE APPROVED

#4 Authorized Governor's Recycling Program in the amount not to exceed $1,750 on Wednesday, April 18, 2001 to conduct a one day facility tour to assist New Hampshire municipal officials with the development and expansion of their recycling programs. (2) Further Authorized to accept funds received as registration fees ($15 per person x 50 estimated attendees=$750) charged to participants to help defray expenses (Account Number 010-002-4099-007-2331).

#5 Authorized to accept $5,000 through June 30, 2001 for maintenance and support of the GRANIT project at the University of New Hampshire.
(2) Further Authorized to enter into a Memorandum of Agreement with the New Hampshire Department of Environmental Services to provide $5,000 for the purpose of maintenance and support of the GRANIT project at the University of New Hampshire through June 30, 2001.
(3) Further Authorized the Director of Accounting Services to amend the budget as specified in letter of February 15, 2001.

#6 Authorized to enter into an Agreement with North Country Council, Cottage at the Rocks, Glessner Road, Bethlehem, NH in the amount of $24,000 through June 30, 2002. Monies to be encumbered in Account Number 025-002-3695-01-090-0415.

#7 Authorized to AMEND an existing Memorandum of Agreement with the University of New Hampshire [Initially approved on July 14, 2000 (Item #2) and January 24, 2001 (Item #7)], to provide increased funding in the amount of $25,000 for a new total of $113,863 for the GRANIT project at the University of New Hampshire effective upon Governor and Council approval. Funds are available in Account Number 025-002-6400-091-0420.

#8 Authorized to RETROACTIVELY AMEND an existing Agreement with the Town of Barrington, 41 Province Lane, Barrington, NH [Initially approved on September 6, 2000 (Item #9)], by extending the completion date from December 31, 2000 to December 31, 2001. No additional state or federal funds are required by this action.

#9 Authorized to RETROACTIVELY AMEND an existing Agreement with the Town of Tamworth, NH [Initially approved on July 21, 1999 (Item #8)], by changing the end date from December 31, 2000 to June 30, 2001. No additional federal funds are required by this action.

#10 Authorized to RETROACTIVELY AMEND an existing Agreement with Merrimack County, NH [Initially approved on February 17, 1999 (Item #7) and July 14, 2000 (Item #13)], by changing the end date from December 31, 2000 to June 30, 2001. No additional federal funds are required by this action.

#11 Authorized to RETROACTIVELY AMEND an existing Agreement with the Town of Hillsborough, NH [Initially approved on March 8, 2000 (Item #5)], by changing the end date from December 31, 2000 to June 30, 2001. No additional federal funds are required by this action.

#12 Authorized to RETROACTIVELY AMEND an existing Agreement with the City of Concord, NH [Initially approved on July 21, 1999 (Item #13) and March 8, 2000 (Item #8)], by extending the completion date from December 30, 2000 to June 30, 2001. No additional state or federal funds are required by this action.

GOVERNOR'S OFFICE OF ENERGY AND COMMUNITY SERVICES

The Governor and Executive Council acted as follows:

#13 Authorized to accept and expend additional funds from the US Department of Health and Human Services Community Services Block Grant in the amount of $900,000.00 through June 30, 2001 and direct the Director, Division of Accounting Services to adjust the budget in account 025-001-7704 as specified in letter of February 26, 2001.

#14 Authorized to enter into a contract with Southwestern Community Services, Inc., 69Z Island Street, PO box 603, Keene, NH as a grant recipient under the Head Start Program in an amount not to exceed $37,262.00 through June 30, 2001 chargeable to Account #025-002-7704-099-0415, Job #02713000.

#15 Authorized to enter into a contract with Strafford County Community Action Committee, Inc., Strafford County Court House, PO Box 160, Dover, NH as a grant recipient under the Head Start Program in an amount not to exceed $37,938.00 through June 30, 2001 chargeable to Account #025-002-7704-099-0415, Job #02713000.

#16 Authorized to enter into a contract with Tri-County Community Action Program, Inc. 30 Exchange Street, Berlin, NH as a grant recipient under the Head Start Program in an amount not to exceed $43,706.00 through June 30, 2001 chargeable to Account #025-002-7704-099-0415, Job #02713000.

#17 Authorized to enter into a contract with Rockingham Community Action, 7 Junkins Avenue, Portsmouth, NH as a grant recipient under the Head Start Program in an amount not to exceed $27,440.00 through June 30, 2001 chargeable to Account #025-002-7704-099-0415, Job #0271300.

#18 Authorized to enter into a contract with Southern New Hampshire Services, 40 Pine Street, Manchester, NH as a grant recipient under the Head Start Program in an amount not to exceed $57,221.00 through June 30, 2001 chargeable to Account #025-002-7704-099-0415, Job #0271300.

#19 Authorized to enter into a contract with Community Action Program Belknap-Merrimack Counties, Inc., 2 Industrial Park Drive, Concord, NH as a grant recipient under the Head Start Program in an amount not to exceed $37,770.00 through June 30, 2001 chargeable to Account #025-002-7704-099-0415, Job #0271300.

#20 Authorized to AMEND contract #620904 [Initially approved on October 4, 2000 (Item #7)] with Tri-County Community Action Program, Inc., 30 Exchange Street, Berlin, NH as a grant recipient under the Community Services Block Grant during the period October 1, 2000 to September 30, 2001 by increasing the contract from $485,248.00 to an amount not to exceed $577,282.00. This increase should be charged to Account #025-002-7704-093-0415, Job #02702000-$25,448.00, Job #02712000-$66,586.00.

#21 Authorized to AMEND contract #620903 [Initially approved on October 4, 2000 (Item #6)] with Strafford County Community Action Committee, Inc., County Farm Road, Dover, NH as a grant

recipient under the Community Services Block Grant during the period October 1, 2000 to September 30, 2001 by increasing the contract from $292,669.00 to an amount not to exceed $348,178.00. This increase should be charged to Account #025-002-7704-093-0415, Job #02702000-$15,349.00, Job #02712000-$40,160.00.

#22 Authorized to AMEND contract #620906 (Initially approved on October 4, 2000 (Item #9) with Southwestern Community Services, Inc. 69Z Island Street, Keene, NH as a grant recipient under the Community Services Block Grant during the period October 1, 2000 to September 30, 2001 by increasing the contract from $307,619.00 to an amount not to exceed $365,964.00. The increase should be charged to Account #025-002-7704-093-0415, Job #0270200-$16,133.00, Job #02712000-$42,212.00.

#23 Authorized to AMEND contract #620908 [Initially approved on October 4, 2000 (Item #11)] with Rockingham County Community Action Inc., 7 Junkins Street, Portsmouth, NH as a grant recipient under the Community Services Block Grant during the period October 1, 2000 to September 30, 2001 by increasing the contract from $391,999.00 to an amount not to exceed $466,347.00. This increase should be charge to Account #025-002-7704-093-0415, Job #02702000-$20,557.00, Job #02712000-$53,791.00.

#24 Authorized to AMEND contract #620907 [Initially approved on October 4, 2000 (Item #10)] with Community Action Program, Belknap-Merrimack Counties, Inc., 2 Industrial Park Drive, Concord, NH as a grant recipient under the Community Services Block Grant during the period October 1, 2000 to September 30, 2001 by increasing the contract from $350,189.00 to an amount not to exceed $416,607.00. This increase should be charge to Account #025-002-7704-093-0415, Job #02702000-$18,365.00, Job #02712000-$48,053.00.

#25 Authorized to AMEND contract #620905 [Initially approved on October 4, 2000 (Item #8)] with Southern New Hampshire Services, Inc., 40 Pine Street, Manchester, NH as a grant recipient under the Community Services Block Grant during the period October 1, 2000 to September 30, 2001 by increasing the contract from $706,207.00 to an amount not to exceed $840,149.00. This increase should be charge to Account #025-002-7704-093-0415, Job #02702000-$37,036.00, Job #02712000-$96,906.00.

OFFICE OF EMERGENCY MANAGEMENT

The Governor and Executive Council acted as follows:

#26 Authorized to RETROACTIVELY hold the "Exercise Design Course" on March 13 and 14, 2001 at the Downtown Dover Days Inn, Dover, NH at a total cost not to exceed $6,200.00.
(2) Further Authorized a contract with Field & Foster, inc. d/b/a the Downtown Dover Days Inn, in the amount of $6,200.00 for the period retroactively effective March 13, 2001 through March 16, 2001.
(3) Further Authorized the Comptroller to encumber funds in the amount of $6,200.00 as specified in letter of February 27, 2001.

#27 Authorized to execute a contract agreement with Eugene F. Elander in the amount of $43,750 through February 28, 2002.
(2) Further Authorized the Administrator of the Bureau of Account to encumber the funds as specified in letter of January 29, 2001.

#28 Authorized to enter into a contract with Northstar Communications, Inc. in the amount of $12,500 through April 30, 2001 for training on Datron equipment.
(2) Further Authorized the Administrator of the Bureau of Accounting to encumber funds as specified in letter of January 31, 2001. SOLE SOURCE

OFFICE OF THE ADJUTANT GENERAL

The Governor and Executive Council acted as follows:

#29 Authorized the confirmation of Captain William J. Salvaggio, 21 Zona Drive, Brewster, MA to the rank of Major, New Hampshire Air National Guard.

#30 Authorized the nomination of Captain David R. Routhier, 420 Milbrook Road, Grafton, NH to the rank of Major, New Hampshire Air National Guard.

#31 Authorized the nomination of Major Peter L. Corey, 38 South Whitefield Road, Whitefield, NH to the rank of Lieutenant Colonel, New Hampshire Army National Guard.

#32 Authorized the nomination of Lieutenant Colonel Stephen C. Burritt, 8 Goss Drive, Henniker, NH to the rank of Colonel, New Hampshire Army National Guard.

#33 Authorized the nomination of Lieutenant Colonel Michael J. Madison, 415 East High Street, Manchester, NH to the rank of Colonel, New Hampshire Army National Guard.

#34 Authorized to AMEND [Initially approved on August 20, 1997 (Item #12)], by replacing the regulations related to the operation of the New Hampshire State Veterans Cemetery at Boscawen, NH with new regulations and a fee schedule which details the fees associated with the use of the cemetery, effective upon Governor and Council approval.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Executive Council acted as follows:

#35 Authorized request to transfer $24,616 as specified in letter dated February 2, 2001. FISCAL COMMITTEE APPROVED

#36 Authorized Surplus Distribution Section, to enter into a RETROACTIVE contract with the Belknap-Merrimack Community Action Program, in the amount not to exceed $117,544 through September 30, 2001 to provide statewide surplus food distribution for the Emergency Food Assistance Program administered by the Department. Funds are to be encumbered in appropriation number 025-014-8175-090-0252.

#37 Authorized to accept and confirm the report of Authorized adjustments to agency's quarterly allotments for the period through January 31, 2001.

#38 Authorized to appoint Peter J. Spaulding as a designee of the Executive Council to hold a hearing on the proposal for the Capital Note and Revenue Anticipation Note Program-Statewide project.

#39 Authorized to appoint Peter J. Spaulding as a designee of the Executive Council to hold a hearing on the proposal for the New Hampshire Higher Education Loan Corporation-Concord-student loan program.

#39A Authorized Working Capital Warrant in the amount of $240,000,000.00 to cover expenditures for the Month of April 2001.

#39B Authorized to appoint Raymond S. Burton with regard to the refinancing of an existing indebtedness project in connection with the Mary Hitchcock Memorial Hospital and Dartmouth Hitchcock Clinic, Lebanon, New Hampshire.

#39C Authorized to appoint Thomas P. Colantuno as a designee of the Executive Council to hold a hearing on the proposal for a construction and equipment project in connection with Southeastern Regional Education Service Center, Bedford, New Hampshire.

#39D Authorized to enter into a Lease/Purchase Agreement with the County of Cheshire for a term of 20 years commencing on the date of completion of construction of a district court building on a tract of land in Jaffrey, NH for the Jaffrey District Court.

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Executive Council acted as follows:

#40 Authorized to transfer and expend $71,390 in excess revenue in the Animal Population Control Program as specified in letter dated January 18, 2001. FISCAL COMMITTEE APPROVED

#41 Authorized to transfer and expend $42,400 in excess revenue in the Product Scale and Testing Fund as specified in letter dated January 18, 2001. FISCAL COMMITTEE APPROVED

#42 Authorized to transfer and expend $17,000 in excess revenue in the Pesticide Control Program as specified in letter dated January 9, 2001. FISCAL COMMITTEE APPROVED

#43 Authorized to enter into a contract with Deborah L. Smith, 66 ½ North State Street, Concord, NH in the amount of $5,914 through June 30, 2001 for development and implementation of Integrated Pest Management educational outreach initiative. Funds in this amount are to be encumbered in Account #010-018-2137-090-0114.

TREASURY DEPARTMENT

The Governor and Executive Council acted as follows:

#44 Authorized to accept and expend $75,000 of Fiscal Year 2001 Unique Plan Administration Fee revenues through December 31, 2001 and direct the Director, Division of Accounting Services to adjust the budget as specified in letter of March 5, 2001.

#45 Authorized automatic extension to March 31, 2002 of the Energy Master Lease Agreement with Citicorp Leasing, Inc. [Initially approved on March 22, 2000 (Item #36A)]. No additional funds are required.

#46 Authorized the Comptroller to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue a check in the amount of $84.16 to Joseph L. Swieznski to be paid out of Account #010-038-1057-090.

#47 Authorized the Comptroller to issue a warrant from funds not otherwise appropriated and the State Treasurer to checks in the amount of $21,746.80.

#48 Authorized to accept and place on file a report relative to the cash position of the State as of December 31, 2000.

#49 Authorized to accept and place on file a copy of the average daily collected balances for the Fourth Quarter of 2000.

ATTORNEY GENERAL

The Governor and Executive Council acted as follows:

#50 Authorized the Department of Justice to employ Don Feith, Esquire as counsel in connection with cases involving allegations of sexual assaults occurring at Hillsborough County House of Corrections as specified in letter dated January 24, 2001. FISCAL COMMITTEE APPROVED

#51 Authorized the Department of Justice to expend up to $35,000 from the general fund to pay unanticipated litigation costs incurred in connection with the litigation matter, In Re Optima Healthcare Corp., Optima Health, Inc., Catholic Medical Center, Elliot Hospital of the City of Manchester and Affiliated Entities, as specified in letter dated January 10, 2001. FISCAL COMMITTEE APPROVED

#52 The Governor and Executive Council on motion of Councilor Spaulding, seconded by Councilor Colantuono, with Councilor Wheeler voting NO, authorized the Department of Justice to conduct a two-day advanced training conference entitled "The Seventh Statewide Conference on Domestic & Sexual Violence", in Bretton Woods on June 7 and 8, 2001 at a cost not to exceed $51,101.00 chargeable to account 025-020-1998-090. (2) Authorized the Department to enter into contract with the Mount Washington Hotel to provide the necessary facilities for said conference in an amount not to exceed $28,301.00 through September 30, 2001 and further Authorized the Director, Bureau of Accounting Services to encumber funds in 025-020-1998-090.

#53 Authorized the Department of Justice to accept and expend a grant in the amount of $381,073 from the US Department of Justice, Office of Justice Programs, Bureau of Justice Statistics through September 30, 2001 and to direct the Director of Accounting Services to deposit this funding with account number 025-020-2010 with the budget of Class 090/Grants/for $381,073 and Class 000/Federal/ for $381,073.
(2) Further Authorized the Department to enter into a sub-grant through September 30, 2001 and further Authorized the Director, Bureau of Accounting Services to encumber same in account 025-020-2010-090 with Administrative Office of the Courts in the amount of $107,726.

#54 Authorized the Department of Justice to enter into a sub-grant from April 1, 2001 to June 30, 2002 and further authorized the Director, Bureau of Accounting Services to encumber same in account 025-020-2002-090 with New Hampshire State Police in the amount of $39,994.

#55 Authorized the Department of Justice to enter into a sub-grant through June 30, 2001 and further authorized the Director, Bureau of Accounting Services to encumber same in account 025-020-2001-090 with Sullivan County Sheriff in the amount of $6,820.

#56 Authorized the Department of Justice to enter into a grant from the period of April 1, 2001 to June 30, 2002 and further authorized the Director, Bureau of Accounting Services to encumber same in account 025-020-2003-090 with Hillsborough County Attorney in the amount of $32,487.

NEW HAMPSHIRE RETIREMENT SYSTEM

#57 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized an additional appropriation of $18,065.00 from funds available in the administrative assessment account to pay projected fringe benefit expenses in excess of available funds for the period ending June 30, 2001 and to direct the Director, Division of Accounting Services, to allocate the increase to the accounts as specified in letter of March 14, 2001.

DEPARTMENT OF STATE

The Governor and Executive Council acted as follows:

#58 Authorized the Division of Records Management and Archives to AMEND the request [Initially approved on February 14, 2001] to establish an Administrative Assistant II position through June 30, 2001, not December 31, 2002, as specified in letter dated February 1, 2001.
(2) Authorized the State Historical Records Advisory Board to accept and expend a grant in the amount of $15,000.00 from the National Historical Publications and Records Commission, Washington,

DC for partial support of the Board's administrative expenses through December 31, 2001 and to direct the Director, Division of Accounting Services to establish account number 010-032-1615 with the budget as specified in letter of February 1, 2001. FISCAL COMMITTEE APPROVED

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Executive Council acted as follows:

#59 TABLED-The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Griffin, voted to TABLE the request to establish a Historical Archaeologist position through June 30, 2001 as specified in letter dated January 16, 2001. FISCAL COMMITTEE APPROVED
(2) Authorized the Division of Historical Resources to accept and expend additional federal grant award funds in the amount of $232,171 in account number 010-034-3420 through June 30, 2001 and direct the Director, Division of Accounting Services to adjust the budget as specified in letter of January 16, 2001.

#60 Authorized Division of Arts to award Opera North, Hanover, NH an Annual Advancement Grant in the amount of $8,000 upon Governor and Council approval funds are to be encumbered in 010-034-1250-093.

EMPLOYMENT SECURITY

The Governor and Executive Council acted as follows:

#61 Authorized to enter into an agreement with Jason E. Treisman for purchase of land and a 10,000 sq. foot office building at 493 Beech Street, Manchester, NH together with associated off-site parking lot, at a cost of $364,500.00 plus prorated property taxes estimated to be under $2,000.00 from available NHES Penalty & Interest funds.
(2) Authorized appropriations to be established and expended from existing NHES Penalty & Interest funds as Authorized under RSA 181-A:140 and specified in letter of February 22, 2001. SOLE SOURCE

#62 Authorized to enter into a Memorandum's of Understanding with the NH Department of Education, Division of Adult Learning and Rehabilitation not to exceed $3,900.00 and with the Workforce Opportunity Council, Inc. not to exceed $7,800.00 for a combined total not to exceed $11,700.00 for services to be provided in support of NHES's One-Stop Career Center Implementation Grant award from the US Department of Labor through June 30, 2001.

#63 Authorized to enter into a Memorandum of Understanding with the NH Workforce Opportunity Council, Inc. in an amount of $92,800.00 through December 31, 2001 for marketing services related to assisting the State of New Hampshire in the implementation of the Workforce Investment Act including the implementation and expansion of the One-Stop System.
(2) Authorized the Director, Division of Accounting Services to encumber available Federal One-Stop funds as specified in letter of February 9, 2001.

#64 Authorized to enter into a service agreement with S & W Construction, Inc., in the amount of $6,700.00 through June 30, 2001 for building trim installation services at NHES's Salem Local Office. Existing funds for this service will be expended as specified in letter of February 7, 2001.

#65 Authorized to enter into a service agreement with Holiday Inn, Concord, NH in the amount not to exceed $3,657.00 for the large ballroom and a small room and a buffet luncheon for 350 NHES employees and their immediate families and One-Stop Partner employees working in our offices for March 24, 2001.
(2) Authorized to expend Federal Funds in an amount not to exceed $3657.00 to hold the 6th Annual Wellness Day Conference for NHES for FY 2000-2001 Biennium and beyond to be held March 24, 2001.

#66 Authorized to enter into a service agreement with Ross Express, Inc. in the amount not to exceed $15,000.00 annually and not to exceed $45,000.00 through June 30, 2004 for motor freight shipping services at the NHES's offices statewide. Existing federal funds for this service will be expended from 025-027-8040-020-0129 Motor Freight Services.

#67 Authorized to enter into a lease agreement with James Tamposi and Shirley Tamposi for rental of 7,140 square feet of office space located at 33 Pine Street, Nashua, NH at a cost of $85,680.00 through April 30, 2004 with the option to extend for 2 year term. The requested approval is subject to conditional approval by the Governor's Commission on disability and air quality certification. Existing federal funds for this agreement will be expended as specified in letter of February 27, 2001.

#68 Authorized to enter into a RETROACTIVELY AMENDED agreement with the North Carolina Employment Security Commission to accept and expend an additional $12,500.00 from NCESC from $25,000.00 to a new total of $37,500.00 as reimbursement for travel and related costs incurred by NHES staff in conjunction with this agreement and extends the termination date of the agreement from December 31, 2000 to December 31, 2001.
(2) Further Authorized the Director, Division of Accounting Services to budget the funds as specified in letter of February 21, 2001.

LIQUOR COMMISSION

The Governor and Executive Council acted as follows:

#69 Authorized to accept and expend a grant totaling $3,000.00 from the National Alcohol Beverage and Control Association for the project entitled "High School and College Awareness Campaign" through March 31, 2002.
(2) Further resolve that the Director of Bureau of Accounting Services be Authorized to adjust the budget in account 012-077-1-10 for Fiscal year 2001 and 2002 as specified in letter of February 28, 2001.

#70 Authorized to transfer $171,622.34 as specified in letter dated January 31, 200. FISCAL COMMITTEE APPROVED

#71 Authorized to RETROACTIVELY enter into an amendment #2 with Unisys Corporation, 3 Burlington Woods Drive, Burlington, MA by extending the termination date for one year, from December 31, 2000 to December 31, 2001 and increase the contract price limitation form $1,030,719.24 to $1,102,857.84, and increase of $71,138.60 for additional computer system maintenance and support
(2) Further Authorized the Director, Bureau of Accounting Services to encumber funds for this purpose as specified in letter of February 28, 2001.

PUBLIC UTILITIES COMMISSION

The Governor and Executive Council acted as follows:

#72 Authorized to do an additional assessment, and allocate unbudgeted assessment fees on utilities in the amount of $58,000 to pay for unanticipated increases in retiree's health insurance as specified in letter dated January 24, 2001.
(2) Further direct the Director, Division of Accounting Services to adjust the budget as specified in letter of January 24, 2001. FISCAL COMMITTEE APPROVED

#73 Authorized to transfer $12,000 as specified in letter dated January 23, 2001.
(2) Further direct the Director, Division of Accounting Services to adjust the budget as specified in letter of January 24, 2001. FISCAL COMMITTEE APPROVED

#74 Authorized the Nuclear Decommissioning Finance Committee to RETROACTIVELY AMEND a contract with Judd Associates, Inc., [Initially approved on April 12, 2000], by increasing the price limitation by $100,000 from $200,000 to $400,000 retroactive effective January 1, 2001 chargeable to Account No. 010-038-8020-003 (Object Code 0252).

#74A Authorized to enter into the lease agreement with the Trustees of the Gloria A. Alosa, Revocable Trust, for property located at 8 Old Suncook Road, Concord, NH for a period of two years, April 1, 2001 to March 31, 2003 at $216,000 per year for a total amount not to exceed $432,000.00. SOLE SOURCE
(2) Further Authorized the Director, Division of Accounting Services to encumber funds as specified in letter of February 23, 2001.

#74B Authorized Office of Consumer Advocate to enter into a lease agreement with the Trustees of Gloria A. Alosa, Revocable Trust, for property located at 117 Manchester Street, Concord, NH for the period of two years April 1, 2001 to March 31, 2003 at $15,000 per year for a total not to exceed $30,00.00. Funds are available in FY01, FY02 and FY03. SOLE SOURCE
(2) Further Authorized the Director, Division of Accounting Services to encumber funds as specified in letter of February 23, 2001.

INSURANCE DEPARTMENT

#75 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Colantuono, authorized to RETROACTIVELY enter into an educational tuition agreement and to pay said costs in the amount of $3,200.00 to Division of Personnel, Bureau of Education & Training for a course entitled "Technical Support Specialist Program" for Dorothy Farland, through April 24, 2001.

HIGHWAY SAFETY AGENCY

#76 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to enter into a contractual agreement with Concord Hospital, Inc., in the amount of $11,999.00 through September 30, 2001 to coordinate and administer the Concord Safe Community Coalition dedicated to reducing traffic-related injuries and fatalities in the City of Concord and funded under appropriation 025 025 3200 090 0415. SOLE SOURCE

DEPARTMENT OF CORRECTIONS

The Governor and Executive Council acted as follows:

#77 Authorized to accept a donation of $25.00 to the NH State Prison for Men from Eleanor Basett in memory of Inmate Chris Wells.

#78 Authorized to accept a donation of a set of 131 books of American Jurisprudence 2d from Devine, Millimet & Branch, Professional Association, Attorneys At Law, Victory Park, 111 Amherst Street, Manchester, NH. The approximate value of the donation is $1,295.00.

#79 Authorized to accept and expend a grant in the amount of $329,299.00 from the US Department of Justice through June 30, 2001 for reimbursement for the care and custody of criminal aliens under the State Criminal alien Assistance Program, and to expend those funds for payment of unanticipated outside medical expense for inmates.
(2) Further direct the Director, Division of Accounting Services to establish Account No. 010-046-8347 with the budget as specified in letter of February 23, 2001 according to the State Fiscal Year with authority to adjust through the Budget Office, if needed and justified, between the State Fiscal Year (s) and the Federal Year.

#80 Authorized to pay $90,000 in overtime for permanent personnel services out of salaries for vacant positions due to pending recruitment for the period October 25, 2000 through February 12, 2001. Funds have been expended from overtime allocation at a greater than anticipated rate and permission to transfer expenditures back to permanent personnel services is requested.

#81 Authorized to reclassify Position #1615, Staff Development and Training Specialist, salary grade 23 (A000) to Corrections Unit Manager, salary grade 23 (A130) effective upon Governor and Council approval.

#82 Authorized to RETROACTIVELY reimburse Warden Bruce Cattell through direct vendor payment to Campstone Transfer, Inc. for the cost of moving expenses from his home in McNeal, Arizona to Berlin, NH and 30 days storage costs as a result of Mr. Cattell being confirmed on February 14, 2001 as the Warden of the Northern NH Correctional Facility in Berlin, NH. Total moving expenses and storage are not to exceed $7,663.80.

#83 Authorized RETROACTIVE request for leave of absence without pay for Correctional Officer Claudia Mosher effective February 14, 2001 through March 14, 2001.

#84 Authorized the AMENDED and approved request to transfer $150,000 of general funds for Correction and Supervision Services to Inmate Medical and Dental Services and authorization of $550,000 not $2,287,000 of additional general funds to cover inmate medical and dental costs through March 14, 2001, not June 30, 2001, as specified in letter dated January 26, 2001. FISCAL COMMITTEE APPROVED

#85 Authorized to enter into amendment #3 to a memorandum of agreement with the Department of Youth Development Services, 1056 North River Road, Manchester, NH to provide Prescriptions and Pharmaceutical Consulting Services through June 30, 2001. This amendment increases the estimated agreement cost by $49,197, from $83,155 to $132,352 for FY'01, for a new grand total of $248,033. (2) Authorized the Comptroller to allow unencumbered payments of billed amounts from Account #010-041- 5815-049 in FY 2001.

BOARD OF BARBERING, COSMETOLOGY, AND ESTHETICS

#86 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Wheeler, authorized to expend examination fees collected from 010-000-0000-UUU-1322 Cosmetology License $5,358.79 to 010-074-7445-020 Current Expense $5,358.79.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Executive Council acted as follows:

#87 Authorized to accept and place on file the Bureau of Ski Operations report of package plan programs and season passes issued for Cannon Mountain for the quarter ending December 31, 2000 as specified in letter of February 23, 2001.

#88 Authorized Division of Forests and Lands to convey an easement at Russell Abbott State Forest to the Town of Wilton for a turn-around at the end of Brown Road, subject to a reversionary interest of the State, should the Town discontinue use of the easement area.

#89 Authorized Division of Forests and Lands to acquire 1.8 acres of land at Sculptured Rocks Geologic Site in Groton, NH from Robert J. Blanchard, Jr., for a purchase price of $11,000.00. Account code 025-035-3505-091-0208-$9,500.00/Account code 015-035-7200-003-0208-$1,500.00.

#90 Authorized to enter into a contract with Foriter Consulting in an amount not to exceed $3,100.00 through June 30, 2001. This contract entails designing 2 management reports from the Office of

Business and Industrial Development's ACT! 2000 Database, training for the Division's Technical Support Specialist, and technical support. Funds are available in account number 010-035-3610-090-115.

#91 Authorized to enter into an agreement with CTM Brochure Display, Inc., Woburn, MA in the amount of $17,952.00 through June 30, 2001 for distribution of the New Hampshire Guidebook. Funds in the amount of $10,000.00 are available under code 010-035-3620-090-0247 (Printing, Advertising and Promotion), and $7,952.00 is available under code 010-035-3625-003 (Revolving Fund).

#92 Authorized Division of Parks and Recreation to AMEND the current service agreement with Schofields Septic Tank Service through June 30, 2001. The amendment amount is $2,700.00, bringing the total contract to $11,400.00. Funds are available in account 025-035-3703-020, object code 0261.

#93 Authorized Division of Parks and Recreation, Bureau of Trails to enter into a Grant-in-Aid Equipment Contract with the Presidential Range Rider OHRV Club in the total amount of $17,690.00 through May 1, 2001.

FISH AND GAME DEPARTMENT

The Governor and Executive Council acted as follows:

#94 Authorized the Director of Accounting Services to budget private donation funds as specified in letter of February 7, 2001.

#95 Authorized to RETROACTIVELY pay an invoice from Jerry Breton & Sons, Inc., PO Box 6654, Laconia, NH in the amount of $4,207.70 for services provided to the Department on October 13, 2000. Funds are available this amount from account number 020-075-2117-047-0240.

#96 Authorized to enter into an agreement with James Verra and Associates, Inc., Portsmouth, NH for a cost not to exceed $13,000.00 through June 31, 2001 for a complete boundary survey, witness of boundary lines and corners of the Currier Wildlife Management Area.
(2) Further Authorized the Comptroller to encumber funds as Organization Code: 020-075-2150-098 for $13,000.00.

#97 Authorized to enter into a contract with ITP Exhibit and Display, 407 Sheffield Drive, Wallingford, PA in an amount not to exceed $40,000.00 through June 30, 2001 for the purpose of fabricating sculptural units for the renovation of the New Hampshire Fish & Game Discovery Room Exhibits. Funds are available for this purpose in account 030-075-0174-090.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#98 Authorized to reclassify Position #19724 from a Plant Maintenance Engineer IV, Labor Grade 23, to an Environmentalist IV, Labor Grade 26, within the Operations Section, Wastewater Engineering Bureau, Water Division.

#99 Authorized to reclassify Position #9T689 from an Environmental I, salary grade 15, to a Technical Support Specialist II, salary grade 20. The increased cost associated with this reclassification will be approximately $1,546 in the first year and will increase to approximately $8,670 per year at the maximum salary step.

#100 Authorized to establish and Environmentalist IV position through June 30, 2001 as specified in letter dated January 25, 2001.
(2) Authorized to enter into a Memorandum of Agreement with the Office of State Planning in the

amount of $120,654 through December 31, 2002 for the purpose of carrying out activities under the provisions of the NH Estuaries Project. Further Authorized the Director, Division of Accounting Services to encumber funds from account 025-002-3671-01-092-0294.
(3) Further Authorized the Director of Accounting Services to establish a budget in the Department of Environmental Services as specified in letter dated January 25, 2001. FISCAL COMMITTEE APPROVED

#101 Authorized Air Resources Division to establish and Environmentalist III position and an Electronic Technician position through June 30, 2001 as specified in letter dated January 2, 2001.
(2) Authorized the NHDES to accept funds in the amount of $48,990 from the US Environmental Protection Agency as Authorized under Section 103 of the federal Clean Air Act through April 16, 2002. Further Authorized the Director of Accounting Services to budget as specified in letter of January 2, 2001. FISCAL COMMITTEE APPROVED

#102 Authorized Air Resources Division to establish an Environmental Program Manager position through June 30, 2001 as specified in letter dated December 28, 2000.
(2) Authorized the DES to budget unallocated State Permit Fee funds under the provisions of RSA 125-C:12, effective upon Governor and council approval in the amount of $28,246 in FY 01. Authorized the Controller to allocate said funds as specified in letter of December 28, 2000 and to budget between the fiscal years if necessary. FISCAL COMMITTEE APPROVED

#103 Authorized to enter into a contract agreement with Lycott Environmental Services, Inc., for the purpose of aquatic weed control effective upon approval. Further Authorized the Comptroller to encumber $13,370.00 from Account #010-044-1430-090-0515 (Lake Restoration Fund).

#104 Authorized to enter into a contractual agreement with Research Triangle Institute, 3040 Cornwallis Road, PO Box 12194, Research Triangle Park, NC through September 30, 2001 in an amount not to exceed $12,000.00 to provide all staff, facilities and equipment to accomplish the preparation and gravimetric analysis of environmental samples, specifically, PM2.5 filters, collected by the New Hampshire fine particle sampling network. Further authorized the comptroller to encumber $12,000.00 from Account 025-044-9025-090-0515. SOLE SOURCE

#105 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Wheeler, with Councilor Colantuono voting NO, authorized to enter into a contract with Sushi S. Dixit, 630 Forest Hill Drive, Kingston, Ontario, Canada in the amount of $16,000.00 through April 30, 2002. Further Authorized the Director of Accounting Services to encumber the funds as follows: $5500.00 in account 010-044-1430-090 and $10,500.00 in account 025-044-2345-090.

#106 Authorized to RETROACTIVELY AMEND a contract with the New Hampshire Foundation for Sustainable Communities, 221 Stark Highway South, Dunbarton, NH retroactive to December 31, 2000 through December 31, 2001. This is a time extension request and involves no new funds.

#107 Authorized to AMEND the existing agreement with the University of New Hampshire Office Sponsored Research, Service Building, Room 109, 51 College Road, Durham, NH [Initially approved on October 18, 2000 (Item #63)], by extending the completion date from October 1, 2001 to March 15, 2002. No additional state funds are required by this action.

#108 Authorized to RETROACTIVELY AMEND a contract with Lake Sunapee Protective Association, PO Box 683, Sunapee, NH retroactive from December 31, 2000 through December 31, 2001. This is a time extension request and involves no new funds.

#109 Authorized to RETROACTIVELY AMEND a contract with North Country Resource Conservation & Development Area, Inc., 719 North Main Street, Room 220, Gilford, NH retroactive from December 31, 2000 through December 31, 2001. This is a time extension request and involves no new funds.

#110 Authorized to RETROACTIVELY AMEND a grant agreement with Pennichuck Water Works, 4 Water Street, Nashua, NH through June 1, 2001. This is a time extension request and involves no new funds.

#111 Authorized to enter into a matching grant agreement with Stanyon Road Association for the purpose of the aquatic weed control effective upon approval. Further Authorized the Comptroller to encumber $6,275.00 from account 010-044-1430-090-0415 (Lake Restoration Fund).

#112 Authorized to enter into the Memorandum of Agreement with the Office of State Planning in the amount of $233,733 in federal funds through December 31, 2002.
(2) Further Authorized to accept and expend these funds in the amount of $233,733 through December 31, 2002. Further Authorized the Director, Division of Accounting Services to establish the budget in the 2003. Department as specified in letter of March 1, 2001.

#113 Authorized Waste Management Division to enter into a grant agreement with the City of Portsmouth for an amount not to exceed $6,670.00 through July 15, 2001 for the purpose of conducting a household hazardous waste collection project and further Authorized the Director of Accounting Services to encumber the monies in FY 2001 from account 025-044-5392-090-0415.

#114 Authorized Waste Management Division to enter into a grant agreement with the City of Keene for an amount not to exceed $13,231.75 through July 15, 2001 for the purpose of conducting a household hazardous waste collection project and further Authorized the Director of Accounting Services to encumber the monies in FY 2001 from account 025-044-5392-090-0415.

#115 Authorized Waste Management Division to enter into a grant agreement with the Southeast Regional Refuse Disposal District for an amount not to exceed $6,310.00 through September 20, 2001 for the purpose of conducting a household hazardous waste collection project, and further Authorized the Director of Accounting Services to encumber the monies in FY 2001 from account 025-044-5392-090-0415.

#116 Authorized Waste Management Division to enter into a grant agreement with the Nashua Regional Planning Commission for an amount not to exceed $33,000.00 through September 20, 2001 for the purpose of conducting a household hazardous waste collection project and further Authorized the Director of Accounting Services to encumber the monies in FY 2001 from account 025-044-5392-090-0415.

#117 Authorized Waste Management Division to enter into a grant agreement with the City of Concord for an amount not to exceed $9,500.00 through September 20, 2001 for the purpose of conducting a household hazardous waste collection project and further Authorized the Director of Accounting Services to encumber the monies in FY 2001 from account 025-044-5392-090-0415.

#118 Authorized to enter into a grant agreement with the Town of Hampton, 100 Winnacunnet Road, Hampton, NH in the amount of $34,775.00 through December 31, 2001 for the purpose of conducting a household hazardous waste collection project and further Authorized the Director of Accounting Services to encumber the monies in FY 2001 from account 025-044-2035-090-0515.

#119 Authorized to enter into a grant agreement with the Henniker Conservation Commission, 2 Depot Hill Road, Henniker, NH in the amount of $7,245.00 through December 31, 2002. Further Authorized the Director of Accounting Services to encumber $7,245.00 from Federal Funds in Account #025-044-2025-090-0515.

#120 Authorized to enter into a grant agreement with the Nashua Regional Planning Commission, PO Box 847, 115 Main Street, Nashua, NH in the amount of $13,170.00 through December 31, 2002. Further Authorized the Director of Accounting Services to encumber $6,585.00 from Federal Funds in Account #025-044-2025-090-0515, and $6,585.00 from Federal Funds in Account #025-044-4718-092-0515.

#121 Authorized to enter into a grant agreement with the Town of Durham, 15 Newmarket Road, Durham, NH in the amount of $29,200.00 through October 31, 2002. Further Authorized the Director of Accounting Services to encumber $29,200.00 from Federal Funds in Account #025-044-2035-090-0515.

#122 Authorized the resolution for State grants under the provisions of RSA 486:1, III for the Municipalities of Meredith for Plymouth St./Route 3 Sewer Improvements in the amount of $362,492, Meredith for Neal Shore Road Sewer Extension in the amount of $55,420, Hillsborough for Grit Handling Improvements in the amount of $14,377 and Haverhill for Sewer System Extension in the amount of $187,963.

#123 Authorized the Allonge to a Promissory Note between the Department and Rockhouse Mountain Property Owners Association in the principle amount of $56,581.10 under the provisions of RSA 486:14 and NH Admin. Rules Env-C 500 effective upon approval by the Governor and Council.

#124 Authorized the loan agreement between the Department and the City of Portsmouth in the amount of $3,000,000 under the provisions of RSA 486:14 and NH Admin. Rules Env-C 500 effective upon approval by Governor and Council.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

#125 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Colantuono, authorized to accept and expend $165,921 in federal funds and transfer $1,797,805 as specified in letter dated January 26, 2001. FISCAL COMMITTEE APPROVED

Office of Administration

The Governor and Executive Council acted as follows:

#126 Authorized to reclassify position 19632 from Environmental Technician II, salary grade 11, to Program Specialist I, salary grade 18. The position is currently vacant.

#127 Authorized Office of Information Systems to reclassify Position #41137 from Program Specialist IV, salary grade 24, to Systems Development Specialist V, salary grade 27. The position is currently filled.

#128 Authorized to enter into an agreement with Pelmac Industries, Inc., 12 Commercial Court, Auburn, NH in the amount of $7,290 effective April 1, 2001 and to end 27 months thereafter for monitoring services of intrusion and panic alarm systems. Funding is available in the Office of Administration account 010-095-5685-020-0225, current expense and should be encumbered by the Director of Account Services as specified in letter of February 20, 2001. SOLE SOURCE

Office of Information Systems

The Governor and Executive Council acted as follows:

#129 Authorized Division of Child Support Services to AMEND an existing agreement [Initially approved on January 6, 1999 (Item #85)] to increase the agreement amount from $198,217.00 to $273,217.00 through February 28, 2004 as prescribed in Exhibit A, Section 1.1 for voice response services with GovConnect and further Authorized the Comptroller to allocate these funds as specified in letter of February 16, 2001.

#129A Authorized Networking Unit to make RETROACTIVE tuition reimbursements to John Conroy, Technical Support Specialist V, and Allen Fraser, Technical Support Specialist IV, each in the amount of $389 for a total of $778 effective upon approval.

Office of Knowledge Management and Decision Support

#130 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Burton, authorized to enter into an Agreement with Maximus, Inc., 10200 E. Girard Avenue, Building B, Suite 223, Denver, Co in an amount not to exceed $40,320 through September 30, 2001 to provide technical cost allocation random moment sampling services. Funds are available and should be encumbered in the account number 010-095-5000-020-0230. SOLE SOURCE

Office of Community & Public Health

#131 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Colantuono, authorized to accept and expend $47,240 in federal funds and establish a Program Specialist II position through June 30, 2001 as specified in letter dated January 9, 2001. FISCAL COMMITTEE APPROVED

Office of Family Services

The Governor and Executive Council acted as follows:

#132 Authorized to accept and expend $42,662 in federal funds, as specified in their letter dated January 21, 2001. FISCAL COMMITTEE APPROVED

#133 Authorized to accept and expend $355,246 from the Boston Public Health Commission and $147,723 in federal funds as specified in letter dated January 3, 2001. FISCAL COMMITTEE APPROVED

#134 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized Division of Disease Prevention and Health Promotion to award nine month contract totaling $25,000 for renewal for one year pending acceptable performance and receipt of anticipated federal funding, to the New Hampshire Soccer Association, 1600 Candia Road, Suite 2, Manchester, NH through December 31, 2001 to develop a statewide Smoke Free Kids and Soccer Program. Funds are available in account 025-090-5608-092-0415.
(2) Authorized an advance payment up to a maximum of one-quarter of the grant award, $6,250.

#135 TABLED-The Governor and Executive Council, on motion of Councilor Wheeler, seconded by Councilor Burton, voted to TABLE the request of the Bureau of Maternal and Child Health to AMEND an existing agreement with Dartmouth Hitchcock Clinic, Indian Stream of Colebrook, NH [Initially approved on June 21, 2000 (Item #120)], by increasing the dollar amount by $2,303 from $41,511 to $43,814 through June 30, 2001 to provide additional family planning services.

#136 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilors Colantuono and Wheeler voting NO, authorized the request of the STD/HIV Prevention Bureau to AMEND an existing agreement with The Feminist Health Center of Portsmouth, located in Greenland, NH [Initially approved on June 22, 1999 (Item #184) and amended on April 26, 2000 (Item #84)], by increasing the dollar amount by $2,834, from $52,280 to $55,114 through June 30, 2001 to provide additional sexually transmitted disease services.

#137 Authorized to AMEND its existing contract with Southern New Hampshire Services, Inc., Manchester, NH [Initially approved on April 12, 2000 (Item #84) and amended on July 14, 2000 (Item #96)], by increasing the price limitation by $7,430.00 from $49,100.00 to $56,530.00 effective the date of Governor and Council approval. Funds should be encumbered in the account as specified in letter dated December 28, 2000.

#138 Authorized to accept and expend $13,311 in federal funds as specified in letter dated December 14, 200. FISCAL COMMITTEE APPROVED

#139 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized Division of Children, Youth and Families to AMEND an agreement with NFI North Inc., Concord, NH [Initially approved on June 9, 1999 (Item #73) and amended on June 21, 2000 (Item #135)], by increasing the contract amount by $22,800.00 to a new Price Limitation of $961,612.00 through June 30, 2001 for DCYF Staff and provider training.

#140 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized Division of Children, Youth and Families to award stipends in the amount of $1,500.00 per center to the 13 center-based child care programs for a total amount not to exceed $19,500.00 as specified in letter of February 23, 2001. Funds for this purpose are available in the account 025-040-5689-090-0252 (40130550).

#141 Authorized Division of Developmental Services to AMEND contract #620169 with the Area Agency for Developmental Services of Greater Nashua, Inc., 144 Canal Street, First Floor, Nashua, NH [initially approved on June 21, 2000 (Item #147)], by increasing the price limitation by $95,853 from $624,872 to $721,725 through June 30, 2001. Funds are available for this purpose in account number 025-093-7852-090-0415-Grants & Contracts.

#142 Authorized Division of Developmental Services to enter into an Agreement with the Brain Injury Association of New Hampshire, 107 North State Street, Concord, NH in an amount not to exceed $249,197 through June 30, 2001 to support initiatives which increase the capacity to serve persons with brain injuries in the community. Funds are available for this purpose in the following accounts: 010-093-7100-097-0415-Acquired Brain Disorder/$50,000 and 025-093-7855-091-0415-Contracts/$199,197.

#143 Authorized Division of Elderly and Adult Services to AMEND an existing Agreement with Franklin Pierce Law Center Corporation, Concord, NH in the amount of $304,326.00 by increasing the contract amount by $5,700.00 to $310,026.00 through September 29, 2001 to provide project management activities for the "Nursing Home Transition Project", funded by a grant from the Health Care Financing Administration. Funds for this service are available in the accounts as specified in letter of January 24, 2001.

#144 Authorized Division of Elderly and Adult Services to AMEND an existing agreement with Community Services Council of New Hampshire, Concord, NH [Initially approved on June 22, 1999 (Item #271) and amended on September 15, 1999 (Item #152) and further amended on June 21, 2000 (Item #182)], by increasing the contract by $29,477.00 with funds form the Health Care Financing Administration and $9,000.00 from the Administration on Aging for an increase of $38,477.00 from $169,189.46 to $307,666.46 through June 30, 2001. SOLE SOURCE

DEPARTMENT OF YOUTH DEVELOPMENT SERVICES

The Governor and Executive Council acted as follows:

#145 Authorized to extend the leave of absence without pay for Elizabeth Descar, a Youth Counselor I at the Department of Youth Development Services, Youth Development Center from April 20, 2001 through December 31, 2001.

#146 Authorized to pay overtime in the amount of $19,233.77 for permanent personnel from Class 10 appropriations for positions that are vacant due to sickness, extended leaves of absence or pending recruitment.

#147 Authorized to accept and expend funds in the amount of $4,000 from the Manchester School to Careers Partnership/US Department of Labor through September 30, 2001 for the creation of curriculum and career development tools that will enhance school-to-careers activities. Further Authorized the Budget Director to establish the budget as specified in letter of March 1, 2001.

DEVELOPMENTAL DISABILITIES COUNCIL

#148 The Governor and Executive Council, on motion of Councilor Griffin, seconded by Councilor Burton, authorized to enter into an agreement with the University of New Hampshire, Durham, NH in the amount of $10,000.00 through May 32, 2001. The purpose of this request is to provide the Institute with partial funding to conduct the 2000/2001 New Hampshire Leadership Series. Funds to support his request are available in Account #025-095-7135-091-0415.

POSTSECONDARY EDUCATION COMMISSION

#149 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Colantuono, authorized to hire Dr. Kathryn G. Dodge, Peterborough, NH, as Executive Director at Step 4 of Group L ($52,143 annual salary), effective March 14, 2001 or date of Governor & Council approval, whichever is later.

DEPARTMENT OF EDUCATION

The Governor and Executive Council acted as follows:

#150 Authorized to accept and expend additional grant funds from the US Department of Education in the amount of $213,343.00 through June 30, 2001 in Account No. 025-056-6101 and direct the Director of Accounting Services to adjust the budget as specified in letter of February 26, 2001.

#151 Authorized to pay the FY 2001 Council of Chief State School Officer's annual dues and assessments in the amount of $21,659.00 chargeable to the accounts as specified in letter of February 13, 2001.

#152 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to conduct a two-day training session for the Best Schools Leadership Institute Cohort 3 facilitators to be held at the Radisson Hotel & Conference Center at a total cost not to exceed $6,053.72 to be charged to account number 010-056-6019-097.
(2) Authorized to enter into a contract with Radisson Hotel & Conference Center, Merrimack, NH to provide appropriate meeting space and meals for said training sessions on March 21 and March 22, 2001 in an amount not to exceed $5,253.32 which is part of the total cost in above item.

#153 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to enter into a contract with Martha (Marty) Williams, South Hampton, NH in an amount not to exceed $9,500.00 through June 30, 2001 to provide facilitation services chargeable to Account Number 010-056-6019-097-0415.
(2) Subject to Governor and Council approval and the contractor's acceptable performance of the terms herein, authorized the Department to exercise a renewal option of this contract for up to two additional fiscal years.
(3) Authorized the payment for services rendered and approved in lieu of withholding 25% of the total value of the contract. SOLE SOURCE

#154 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to enter into a contract with High Point Communications Group, Inc., Bow, NH in an amount not to exceed $50,000.00 through June 30, 2001 to provide public information assistance to the NH Best Schools Initiative chargeable to account 010-056-6019-097.

#155 Authorized to AMEND the existing grant to ALPHA Alliance-Alianza/Southern New Hampshire Services, Inc., Manchester, NH [Initially approved on September 6, 2000 (Item #77)], by increasing the grant amount from $7,856.00 by $2,633.00 to an amount not to exceed $10,489.00 through June 30, 2001 chargeable to Account No. 025-056-6400-090.

#156 Authorized to AMEND the existing grant to the Nashua Adult Learning Center, Nashua, NH [Initially approved on June 21, 2000 (Item #226)], by increasing the grant amount from $256,343.00 by $8,321.00 to an amount not to exceed $264,664.00 through June 30, 2001 chargeable to Account No. 025-056-6400-090.

#157 Authorized to AMEND existing grants for Adult Basic Education/ESL AND Staff Development services to Second Start, Concord, NH [Initially approved on June 21, 2000 (Item #225)], by increasing the amount as specified in letter of February 7, 2001 through June 30, 2001 chargeable to Account No. 025-056-6400-090. Further Authorized unencumbered payment of said grants with internal accounting control within the Department.

#157A The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to enter into a contract with the UNH Office of Sponsored Research, Durham, NH in an amount not to exceed $29,340.00 through September 30, 2001 to provide management training to increase the skills of the Department of Education's middle managers.

#157B The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to enter into a contract with Terry Lochhead, Canterbury, NH in an amount not to exceed $8,500.00 through June 30, 2001 to conduct an early childhood learning project for the Best Schools Initiative, chargeable to account 010-056-6019-097.
(2) Authorized to exercise a renewal option on this contract for up to two additional fiscal years, subject to the contractor's acceptable performance of the terms herein.
(3) Authorized the payment for services rendered and approved in lieu of withholding 25% of the total value of the contract.

NH COMMUNITY TECHNICAL COLLEGE SYSTEM

The Governor and Executive Council acted as follows:

#158 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to reclassify the position of Teacher Assistant #40300, Labor Grade 10, A000 to a Program Assistant II (Child Care Coordinator), Labor Grade 14, A000, at the Berlin Community Technical College.

#159 The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Spaulding, with Councilor Wheeler voting NO, authorized to enter into an agreement with Instep Knowledge Systems, Inc., 15 Constitution Drive, Suite 149, Bedford, NH for the purpose of providing consulting services through June 30, 2001.
(2) Further Authorized the comptroller to establish a contract encumbrance for this agreement in the amount of $30,600.00. Funds for this contract are available in account 5800-010-6340-046-0114.

#160 Authorized NHCTC-Nashua to enter into an agreement with Chamberlain Electric, 11-A Rebel Road, Hudson, NH for the purpose of providing electrical work at the old library space through June 31, 2001 and encumber $13,975.00 in the account 010-058-6330-048-0226.

#161 Authorized to enter into an agreement with DManes & Associates, 10201 S. Highway 281, Pratt, KS for the purpose of providing consultant services to develop a five-year System goal to increase enrollment through June 30, 2001 and encumber $24,600.00 in the account 010-058-6340-046-0114.

#162 Authorized NHCTC-Manchester to RETROACTIVELY enter into a contract with Waste Management of New Hampshire, 26 Liberty Drive, Londonderry, NH in an amount not to exceed $34,740.00 effective November 1, 2000 through November 30, 2003 for the purpose of rubbish removal at the campus and encumber the funds in account 5810-010-058-6060-020-0261.

#163 Authorized NHCTC-Manchester to enter into an agreement with Good Idea, 254 Walnut Street, Suite 2R, Manchester, NH in an amount not to exceed $5,365.00 through April 15, 2001 for the purpose of redesigning the summer 2001 College Course Schedule and encumber the funds in account 010-058-6060-091-0247.

CHRISTA MCAULIFFE PLANETARIUM

The Governor and Executive Council acted as follows:

#164 Authorized to increase its fleet, with a vehicle donated by Savings Bank Life Insurance Company of Massachusetts, for a total fleet of two vehicles. The second vehicle would be used for educational outreach and routine Planetarium business.

#165 Authorized to RETROACTIVELY AMEND contract with The Troupe, a division of Orth Tec Corporation, PO Box 67, 3 Industrial Drive, Windham, NH to extend the deadline for completion of services as outline in the original contract by 60 days, from February 28, 2001 to April 28, 2001.

POLICE STANDARDS & TRAINING COUNCIL

#166 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to accept and expend federal funds in the amount $3,358.08 in federal funds from the NH Highway Safety Agency under a grant entitled "DRE Annual Conference on Drugs", and to utilize these funds to send the DRE state coordinator and a DRE instructor to the Annual DRE Instructor/Coordinator Training Seminar in Long Beach, CA.
(2) Authorized the Comptroller to budget the funds as specified in letter of February 13, 2001.

DEPARTMENT OF SAFETY

The Governor and Executive Council acted as follows:

#167 Authorized the Director of the Division of State Police to restore 229.06 hours sick leave to Trooper James Lagace.

#168 Authorized Division of Motor Vehicles to reclassify the follow three positions: SP Lieutenant, Labor Grade 24, Position #30058 to Motor Vehicle Inspector II, Labor Grade 19/Trooper I, Labor Grade 17, Position #10693, to Motor Vehicle Inspector II, Labor Grade 19 and Data Entry Opr. III, Labor Grade 7, Position #19212, to Motor Vehicle Inspector II, Labor Grade 19.

#169 Authorized to accept and expend a grant from the NH Highway Safety Agency entitled "Drugs, Alcohol and Impaired Driving Conference" in the amount of $3,347.34 through June 30, 2001. The funds are to be budgeted as specified in letter of February 20, 2001.

#170 Authorized to accept and expend a grant from the NH Highway Safety Agency entitled "State Police DWI Patrols" in the amount of $21,394.61 through September 15, 2001. The funds are to be budgeted as specified in letter of February 8, 2001.

#171 Authorized to accept and expend a grant form the NH Highway Safety Agency entitled "State Police Enforcement Patrols" in the amount of $48,650.75 through September 15, 2001. The funds are to be budgeted as specified in letter of February 8, 2001.

#171A Authorized Division of Motor Vehicles to accept and expend an additional $19,296.00 from the Department of Transportation Safety Agency for the continuing grant entitled "Fatal Accident Reporting System" through December 31, 2001. Funds are to be budgeted as specified in letter of February 26, 2001.

DEPARTMENT OF TRANSPORTATION

The Governor and Executive Council acted as follows:

#172 Authorized a RETROACTIVE three-month extension on a leave of absence (without pay) for Michael F. Brady, effective February 28, 2001 to May 31, 2001.

#173 Authorized to accept and place on file the Informational Item "Equipment Acquisition Plan Status Report" for the period ending January 31, 2001.

#174 Authorized the Contemplated Award List for the period January 24, 2001 through February 20, 2001.

#175 Authorized to accept and place the Informational Item "Contemplated Awards for Amounts Less Than $5,000" for the period October 1, 2000 to December 31, 2000.

#176 Authorized to enter into an agreement with Ossipee Valley Aviation, LLC, 66 Moultonville Road, Center Ossipee, NH as a fix base operator and airport manager at the state owned Skyhaven Airport in Rochester, NH.

#177 Authorized to accept additional Federal Funds in the amount of $162,850.00.
(2) Further Authorized to grant state assistance to the City of Lebanon, NH in the amount of $9,074.22 (5%) to be matched with Federal Funds $162,850.00 (90%) and Local Funds $9,047.22 (5%) totaling $180,944.44 for this amendment to the airport development project to reconstruct the general aviation north ramp.
(3) Further Authorized the Comptroller to budget the Federal Funds as specified in letter of February 23, 2001.

#178 Authorized to sell a 2.15 acre parcel of State owned land in Merrimack to Monahan-Fortin Properties II, LLC for the amount of $18,600.00.

#179 Authorized to sell a 1.83 acre residential lot improved with a one and one-half story wood frame single family house in Concord to Leicia A. Allegra for $82,000.00.

#180 Authorized to lease a 10,000 square foot parcel of State owned land located in Nashua to Congress Supply Inc., for $1,150.00 per year.

#181 Authorized to enter into an agreement with The Louis Berger Group, Inc., 1001 Elm Street, Suite 300, Manchester, NH for a total fee not to exceed $411,356.85.
(2) Further to encumber the sum of $411,356.85 against the Department's Bridge Replacement Account No. 015-096-3078-090-0104, with a final completion date of 12 months from the date of Notice to Proceed.

#182 Authorized to enter into an agreement with McFarland-Johnson, Inc., 10 Ferry Street, Unit 11, Suite 210, NH and 49 Court Street, Metrocenter Binghamton, NY for a total lump-sum fee of $122,234.11.
(2) Further to encumber the sum of $122,234.11 against the Department's Consolidated Federal Aid Account No. 015-096-3054-090-0104, with a final completion date of 6 months from the date of the Notice to Proceed.

#183 Authorized to increase the contingency for contract #336065 with Moores Marine Construction Corp., Dover, NH by $1,044,800.00 from $243,755.26 to $1,288,555.26.
(2) Further to increase contingency amount to $1,288,555.26 and revise contract encumbrance to $4,770,773.20 for approach roadway reconstruction and widening of the Edna Proctor Bridge in Henniker, NH.

#184 Authorized to increase the contingency for contract #336301 with Thibeault Corp of NE, Londonderry, NH by $150,000.00 from $153,644.00 to $303,644.00.
(2) Further to increase reference contingency amount to $303,644.00 and revise contract encumbrance to $2,498,558.24 for roadway realignment, widening and reconstruction along three intersection approaches and reconstruction of NH Route 108 Bridge over Beard's Creek.

#185 Authorized to modify the agreement with Normandeau Associates, Inc., 25 Nashua Road, Bedford, NH by increasing the total amount payable under the agreement by $25,000.00 from $49,500.00 to $74,500.00 for wetland services.
(2) Further to increase the previously authorized encumbrance by $25,000 from $49,500.00 to $74,500.00 against the Department's Fiscal Year 2001 Consolidated Federal-Aid Account 015-096-3054-090-0104.

#186 Authorized to modify the agreement with SEA Consultants, Inc., 10 Ferry Street, Suite 137, Concord, NH by increasing the total amount payable under the agreement by $32,272.50 from $238,631.92 to $270,904.42 for engineering services.
(2) Further to increase the previously authorized encumbrance by $32,272.50 from $238,631.92 to $270,904.42 against the Department's State Aid Bridge Fund No. 015-096-3012-090-0104.

#187 Authorized to modify the agreement with the University of New Hampshire, Durham, NH for State Project No. 12467 in Rollinsford, NH by increasing the total amount payable under the agreement by $32,500.00 from $150,000 to $182,500.00.
(2) Further to increase the previously Authorized encumbrance by $32,500.00 from $150,000.00 to $182,500.00 against the Department's Bridge Replacement Account 015-096-3078-090-0104. SOLE SOURCE

#188 TABLED-The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor Wheeler, voted to TABLE the request to enter into a new lease agreement with The Grouse Point Club Community Association, 45 Grouse Hollow Road, Meredith, NH on the State-owned Concord to Lincoln Railroad Line in Meredith for $500.00 per year for 5 years plus a one-time administrative fee of $300.00.

#189 Authorized Bureau of Rail and Transit to expend an amount not to exceed $17,000 for the purchase of additional new bridge ties and other track materials to complete repairs to Bridge #P-20.41 in Woodstock on the State-owned Concord to Lincoln Railroad Line as specified in letter dated January 9, 2001. FISCAL COMMITTEE APPROVED

#190 Authorized Bureau of Rail and Transit to expend an amount not to exceed $34,000 to reimburse the Plymouth & Lincoln Railroad Corp. for the cost of hiring a contractor to surface, line and dress the State-owned Concord to Lincoln Railroad Line as specified in letter dated January 22, 2001. FISCAL COMMITTEE APPROVED

#191 Authorized Bureau of Rail and Transit to expend an amount not to exceed $137,000 for the purchase of new railroad crossties and other track materials for the continued maintenance of active State-owned railroad lines as specified in letter dated January 23, 2001. FISCAL COMMITTEE APPROVED

#192 Authorized Bureau of Rail and Transit to expend an amount not to exceed $44,000 to reimburse the New Hampshire Central Railroad for the cost of hiring a contractor to surface, line and dress the State-owned Berlin and Groveton Branch Railroad Line between Groveton and Lancaster as specified in letter dated January 24, 2001. FISCAL COMMITTEE APPROVED

#193 Authorized Bureau of Rail and Transit to expend an amount not to exceed $14,400 to reimburse the New England Southern Railroad for the cost of hiring a contractor to cut trees and brush along the State-owned Concord to Lincoln Railroad Line between Concord and Northfield a specified in letter dated February 1, 2001. FISCAL COMMITTEE APPROVED

#194 Authorized Bureau of Rail and Transit to expend an amount not to exceed $26,000 for the purchase of additional new bridge ties, spacers, crossties and other track materials to be installed on railroad bridge #17.76 in Wilton on the State-owned Hillsboro Branch Railroad Line as specified in letter dated January 9, 2001. FISCAL COMMITTEE APPROVED

#195 Authorized contract with Alvin J. Coleman & Son, Inc., Conway, NH on the basis of a low bid of $1,518,905.00 for bridge and roadway rehabilitation on NH 153 over the Ossipee River.
(2) Further Authorized to encumber the amount of $1,518,905.00 from Bridge Replacement Appropriation Account #015-096-3078-090-0309, with a final completion date of September 27, 2002.

#196 Authorized contract with Nicom Coatings, Corp., Barre, VT on the basis of a low bid of $108,300.00 for crack sealing on I-89.
(2) Further Authorized to encumber the amount of $108,300.00 from Interstate Federal Aid appropriation Account #015-096-3023-090-0309, with a final completion date of June 1, 2001.

#197 Authorized contract with R.S. Audley, Inc., Bow, NH on the basis of a low bid of $3,783,992.40 for hazard elimination and capacity improvements at the US Route 1/NH Route 107 intersection and US Route 1/Railroad Avenue intersection.
(2) Further to encumber the amount of $3,783,992.40 from Consolidated Federal Aid Appropriation Account #015-096-3054-090-0309, with a final completion date of July 1, 2003.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Executive Council acted as follows:

#198 Authorized request of William & Edith Spencer to construct a breakwater with associated structures on property located at Long Island on Lake Winnipesaukee in Moultonborough.

#199 Authorized request of Robert L. & Carolyn H. Seaman to construct a breakwater with associated structures on property located at Cow Island on Lake Winnipesaukee in Tuftonboro.

#200 Authorized request of Elizabeth B. Strough to AMEND permit to construct a breakwater with associated structures on property located at Tuftonboro Neck on Lake Winnipesaukee in Tuftonboro.

#201 Authorized request of Mary Smith to construct a breakwater with associated structures on property located at Long Island on Lake Winnipesaukee in Moultonborough.

#202 Authorized request of NH Dept. Resources & Economic Development to replenish existing beach with reclaimed sand on property located at Mount Sunapee State Park on Lake Sunapee in Newbury.

#202A Authorized request of National Gypsum Company to repair shoreline and repair and replace shoreline structures on property located on the Piscataqua River in Portsmouth.

#203 **TUITION REQUESTS**

The Governor and Executive Council approved the following tuition requests:

A. ADMINISTRATIVE SERVICES - Request permission to pay New Hampshire College Graduate School, Manchester, NH, the sum of $1,188.00 for the sole purpose of enrolling Eileen M. Bernard, Administrator, in the course entitled "Computer Information Systems".

B. COMMUNITY TECHNICAL COLLEGE - Request permission to pay Nova Southeastern University, Fort Lauderdale, FL, the sum of $810.00 for the sole purpose of enrolling Ruth M. Heath, Computer Learning Lab Coordinator, in the distance learning course entitled "Data Base Systems".

C. COMMUNITY TECHNICAL COLLEGE - Request permission to pay University of New Hampshire, Durham, NH, the sum of $475.00 for the sole purpose of enrolling Marie Lutz, Associate Professor, in the course entitled "Teaching Science in Higher Education".

D. COMMUNITY TECHNICAL COLLEGE - Request permission to pay Plymouth State College, Plymouth, NH, the sum of $495.00 for the sole purpose of enrolling Janet Paddack, Professor, in the course entitled "Using the internet as a Professional Support Tool".

E. COMMUNITY TECHNICAL COLLEGE - Request permission to pay Plymouth State College, Plymouth, NH, the sum of $495.00 for the sole purpose of enrolling Fran Seigle, Professor, in the course entitled "Using the internet as a Professional Support Tool".

F. EDUCATION - Request permission to pay University of Sarasota, Sarasota, FL, the sum of $1,221.00 for the sole purpose of enrolling Chrys Bouvier, Educational Technology Consultant, in the distance learning course entitled "Organizational Communications Systems".

G. EDUCATION - Request permission to pay College for Lifelong Learning, Bow, NH, the sum of $668.00 for the sole purpose of enrolling Scott Fifield, Executive Secretary Stenographer, in the course entitled "The Creative Word".

H. EDUCATION - Request permission to pay Plymouth State College, Plymouth, NH, the sum of $786.00 for the sole purpose of enrolling Cathy Higgins, Educational Technology Consultant, in the course entitled "Legal Issues in Policy Making (EP706.UB)".

I. EDUCATION - Request permission to pay Boston University, Tyngsboro, MA the sum of $1,305.00 for the sole purpose of enrolling Art Sweed, Disability Examiner, in the course entitled "Adult Psychopathology".

J. EMERGENCY MANAGEMENT - Request permission to pay New Hampshire College Graduate School, Manchester, NH, the sum of $1,188.00 for the sole purpose of enrolling Jennifer Harper, Field Representative II, in the course entitled "Training and Development in Organizations".

K. HEALTH & HUMAN SERVICES, Office of Community & Public Health - Request permission to pay College for Lifelong Learning, Bow, NH, the sum of $668.00 for the sole purpose of enrolling Constance S. Cascini, Public Health Nurse, in the course entitled "Legal and Ethical Issues in Health and Human Services".

L. HEALTH & HUMAN SERVICES, Office of Community & Public Health - Request permission to pay College for Lifelong Learning, Bow, NH, the sum of $644.00 for the sole purpose of enrolling Sandra J. Kelsey, Program Assistant II, in the course entitled "Interpersonal Communication".

M. HEALTH & HUMAN SERVICES, Office of Finance - Request permission to pay Franklin Pierce College, Concord, NH, the sum of $549.00 for the sole purpose of enrolling Margaret Curtis, Accounting Technician, in the course entitled "Accounting II".

N. HEALTH & HUMAN SERVICES, Office of Program Support - Request permission to pay Hesser College, Concord, NH, the sum of $555.00 for the sole purpose of enrolling Denise Sherburne, Administrative Assistant I, in the course entitled "Accounting II".

O. RETIREMENT- Request permission to pay College for Lifelong Learning, Concord, NH, the sum of $703.00 for the sole purpose of enrolling Kate McGovern, Public Information Officer, in the course entitled "Strategy and Dynamics of Investments".

P. SAFETY - Request permission to pay New Hampshire College, Portsmouth, NH, the sum of $1,069.20 for the sole purpose of enrolling Scott Bryer, Chief of Road Toll Operations, in the course entitled "Object Oriented Systems Analysis".

Q. TRANSPORTATION - Request permission to pay New Hampshire College, Manchester, NH, the sum of $1839.00 for the sole purpose of enrolling Donald Lasell, Project Manager, in the courses entitled "Financial Management", "Computer Information Systems" and Research Methods".

#204 **TRAVEL REQUESTS**

The Governor and Executive Council approved the following travel requests:

A. AGRICULTURE - Request permission for (1) employee, Victoria Smith, Agricultural Inspector, or designee, to travel to Falls of Rough, KY, on April 17 - 20, 2001, to attend the National Association of State Organic Programs. ALSO A CASH ADVANCE OF $650.00 IS REQUESTED FOR Victoria Smith. Total Cost: $650.00. Source of Funds: 100% Registration Fees, Product and Scales. Registration Fee: $75.00

B. BANKING - Request permission for (1) employee, Matthew Welch, Bank Examiner I, or designee, to travel to Arlington, VA, on April 1 - 13, 2001, to attend the Loan Analysis School. Permission is also requested for a waiver to exceed the 300-mile radius by personal vehicle. ALSO A CASH ADVANCE OF $600.00 IS REQUESTED FOR Matthew Welch. Total Cost: $758.50. Source of Funds: 100% Other, Bank Fees. No Registration Fees.

C. EDUCATION - Request permission for (2) employees, John Flannery, Disability Unit/Quality Assurance Supervisor and Mary Lou Mion, Disability Specialist, or designee, to travel to Biloxi, MS, on March 19 - 23 2001, to attend the National State Agency Systems Users (SASUS) Meeting. ALSO A CASH ADVANCE OF $745.00 IS REQUESTED FOR John Flannery AND A CASH ADVANCE OF $800.87 IS REQUESTED FOR Mary Lu Mion. Total Cost: $2,275.87. Source of Funds: 100% Federal Funds. Registration Fees: $200.00

D. FISH AND GAME - Inland Fisheries Division - Request permission for (1) employee, Jay Hendee, Hatchery Biologist, or designee, to travel to Shepardstown, WV, on April 23 - 27, 2001, to attend the 26th Annual Eastern Fish Health Workshop. Permission is also requested for a waiver to exceed the 300-mile radius by state vehicle. Total Cost: $412.00. Source of Funds: 25% Fish & Game, 75% Federal Aid. Registration Fees: $130.00.

E. SAFETY - Division of State Police - Request permission for (2) employees, Trooper Robert Estabrook, Computer Crimes and Trooper William Cantwell, Computer Crimes, or designee, to travel to Leesburg, VA on March 19 - 23, 2001, to attend the Encase Software Training Program. ALSO A CASH ADVANCE OF $1,320.00 IS REQUESTED FOR Robert Estabrook. Total Cost: $5,320.00. Source of Funds: 100% Federal Funds. Registration Fees: $3,000.00.

LATE ITEMS

DEPARTMENT OF ADMINISTRATIVE SERVICES: New Hampshire Health and Education Facilities Authority:

A. Authorized the Report and Findings of Councilor Raymond Burton on the undertaking by the Authority of a certain project in participation with the Taylor Home of Laconia, NH.

B. Authorized the Report and Findings of Councilor David Wheeler on the undertaking by the Authority of a certain project in participation with Bishop Guertin High School, Inc. of Nashua, NH.

C. Authorized the Report and Findings of Councilor David Wheeler on the undertaking by the Authority of a certain project in participation with Daniel Webster College of Nashua, NH.

D. Authorized the request for the Administrative Services Financial Data Management to enter into an agreement with RCN Corporation, 105 Carnegie Center, Princeton, NH in the amount of $93,880 for the term 3/14/2001 through 2/13/2003 for Internet Service.

Items removed from Tabled

#34 The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton, voted to remove Item #34 which was tabled at the February 14, 2001 Governor and Executive Council Meeting. Councilor Spaulding, seconded by Councilor Burton, voted to approve the request of the Department of Justice to RETROACTIVELY enter into a sub-grant with the Strafford County Attorney in the amount of $18,000 retroactive from July 1, 2000 to June 30, 2001 and Authorized the Director, Bureau of Accounting Services to encumber same in account 025-020-1992-090. This sub-grant provides funding for a part-time prosecutor at the Strafford County Attorney's Office to prosecute drug-related cases arising from successful New Hampshire Drug Task Force investigations.

#116 The Governor and Executive Council, on motion of Councilor Wheeler, seconded by Councilor Burton, voted to remove Item #116 which was tabled at the February 14, 2001 Governor and Council meeting. Councilor Wheeler, seconded by Councilor Griffin, voted to approve the request of the Division of Motor Vehicles to accept and expend a grant from the NH Highway Safety Agency entitled "State Police Sobriety Checkpoints" in the amount of $27,947.16 and should be budgeted as specified in letter of January 31, 2001.

The Governor set the next Governor and Executive Council Meeting on Wednesday, March 28, 2001 at 10:30 a.m. at the State House, Concord, NH.

The Honorable Board then Adjourned