GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
October 6, 2004 10:00 a.m.

The Governor and Executive Council convened at 10:00 a.m. all members present.

The Governor and Executive Council on motion of Councilor Spaulding, seconded by Councilor Wheeler, accepted the minutes of September 22, 2004.

The Governor and Executive Council, on motion of Councilor Spaulding, seconded by Councilor Burton approved the appointment of several persons nominated for Civil Commissions from the September 22, 2004 meeting.

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

RESIGNATIONS

The Governor and Council accepted the following:

Judicial Retirement Plan Board of Trustees
Business Experience
Paul R. Ryder, New Boston — Effective: October 6, 2004

Telecommunications Planning and Development Advisory Committee
Long Distance Learning
Francis A. Windsor, Durham — Effective: October 6, 2004

CONFIRMATIONS

The Governor and Council confirmed the following:

State Committee on Aging
Margaret McClellan, Berlin — Effective: October 6, 2004
Reappointment — Term: June 24, 2007

State Committee on Aging
Judith Pilliod, Belmont — Effective: October 6, 2004
Replacing Suzanne R. Keller, Merrimack — Term: June 24, 2006

Agricultural Advisory Board
Advertising
Linda C. Burroughs, North Hampton — Effective: October 6, 2004
Reappointment — Term: June 19, 2009

State Apprenticeship Council
Labor
John P. Jackson, Dover — Effective: October 6, 2004
Reappointment — Term: June 25, 2008

Atlantic States Marine Fisheries Commission
G. Ritchie White, Rye — Effective: October 6, 2004
Reappointment — Term: September 24, 2007

Connecticut River Valley Flood Control Commission

Fred S. Parker, Keene — Effective: October 6, 2004
Reappointment — Term: May 1, 2006

Connecticut River Valley Flood Control Commission
Gregory S. Cloutier, Jefferson — Effective: October 6, 2004
Reappointment — Term: May 1, 2005

Connecticut River Valley Flood Control Commission
Robert Kline, Plainfield — Effective: October 6, 2004
Reappointment — Term: May 1, 2007

Board of Licensure of Interpreters for the Deaf and Hard of Hearing

Consumer of oral interpreting services
Izabella Kantsepelsky, Nashua — Effective: October 6, 2004
Reappointment — Term: October 10, 2007

Board of Licensure of Interpreters for the Deaf and Hard of Hearing
NH Registry of Interpreters for the Deaf
Jack Hoza, Newburyport, MA — Effective: October 6, 2004
Reappointment — Term: October 10, 2007

Board of Licensure of Interpreters for the Deaf and Hard of Hearing
NH Registry of Interpreters for the Deaf
Karen Braz, Weare — Effective: October 6, 2004
Reappointment — Term: October 10, 2007

Equalization Standards Board

NH School Boards Assoc.
Dean Michener, Durham — Effective: October 6, 2004
Replacing Paula Adriance, North Sandwich — Term: October 10, 2005

Board of Professional Geologists

Timothy Allen, Keene — Effective: October 6, 2004
Reappointment — Term: October 4, 2009

Juvenile Parole Board

Ernie Towne, Woodsville — Effective: October 6, 2004
Replacing Gail Paine, Intervale — Term: July 1, 2009

Mental Health Practice Board

Michael R. Mortimer, Manchester — Effective: October 6, 2004
Reappointment — Term: October 31, 2007

Mental Health Practice Board

Barbara Salvatore, Bedford — Effective: October 6, 2004
Filling Vacancy — Term: February 17, 2005

New Motor Vehicle Arbitration Board

Knowledgeable in Auto Mechanics
Robert N. Stephen, Franklin — Effective: October 6, 2004
Filling Vacancy — Term: August 28, 2007

Northeast Interstate Dairy Compact Commission

Deborah A. Erb, Landaff — Effective: October 6, 2004
Reappointment — Term: June 19, 2007

Board of Registration in Optometry

John F. Minteer, Jaffrey — Effective: October 6, 2004
Replacing Douglas Benoit, Concord — Term: July 1, 2009

Penalty Appeal Board

Attorney
Edward F. Patch, Bow — Effective: October 6, 2004
Reappointment — Term: December 20, 2007

Pesticides Control Board

Ecologist
Susan Whittemore, Keene — Effective: October 6, 2004
Reappointment — Term: November 6, 2007

Pesticides Control Board

Public Member
Anne D. Krantz, Amherst — Effective: October 6, 2004
Reappointment — Term: November 23, 2007

Respiratory Care Practitioners Board

Public Member
Luann Udell, Keene — Effective: October 6, 2004
Filling Vacancy — Term: March 24, 2007

Board of Physical Therapy

Public Member
Margaret Brand, Hopkinton — Effective: October 6, 2004
Replacing Luann Udell, Keene — Term: September 16, 2007

Rivers Management Advisory Committee

Business
Allan Palmer, Manchester — Effective: October 6, 2004
Reappointment — Term: September 28, 2007

Traffic Safety Commission

Robert J. L'Heureux, Merrimack — Effective: October 6, 2004
Replacing Brenda Ferland, Charlestown — Term: September 16, 2009

NOMINATIONS

The Governor placed into nomination the following:

Compensation Appeals Board

Roger E. Gagnon, Manchester — Effective: Upon confirmation
Replacing Richard J Daschbach, Newmarket — Term: February 9, 2007

State Board of Education
District 4
Mary Elizabeth McNeil, Bedford — Effective: Upon confirmation
Filling Vacancy — Term: January 31, 2009

Emergency Shelter and Homeless Coordination Commission
Harold R. Acres, Nashua — Effective: Upon confirmation
Reappointment — Term: August 26, 2006

Emergency Shelter and Homeless Coordination Commission
Eleanor Amidon, Hancock — Effective: Upon confirmation
Reappointment — Term: August 26, 2006

Emergency Shelter and Homeless Coordination Commission
Helen C. Cohen, Kensington — Effective: Upon confirmation
Reappointment — Term: August 26, 2006

Emergency Shelter and Homeless Coordination Commission
Sharon Drake, Concord — Effective: Upon confirmation
Reappointment — Term: August 26, 2006

Historical Resources Council
Architecture
Duffy Monahon, Peterborough — Effective: Upon confirmation
Reappointment — Term: December 10, 2009

Historical Resources Council
History
David H. Watters, Dover — Effective: Upon confirmation
Reappointment — Term: December 10, 2009

Judicial Retirement Plan Board of Trustees
Business Experience
Jack R. Hutton, Concord — Effective: Upon confirmation
Replacing Paul Ryder, New Boston — Term: October 22, 2006

Oil Fund Disbursement Board
Public Member
James E. Connolly Jr., Manchester — Effective: Upon confirmation
Reappointment — Term: January 1, 2008

Personnel Appeals Board
Alternate
John Reagan, Deerfield — Effective: Upon confirmation
Replacing Anthony Urban, Berlin — Term: September 24, 2007

Public Water Access Advisory Board
Roger J. Bellerose Sr., Manchester — Effective: Upon confirmation
Reappointment — Term: October 27, 2007

Department of Safety
Director of the Division of Administration — Effective: Upon confirmation
Wesley J. Colby, Laconia — Term: March 31, 2006
Replacing Timothy H. Mason, Bow — GG Step 4 $77,389

Telecommunications Planning and Development Advisory Commission
Long Distance Learning
Brian Sheppard, Dover — Effective: Upon confirmation
Replacing Francis A. Windsor, Durham — Term: October 18, 2005

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#1 Authorized to accept and expend a grant in the amount of $78,420 from the Department of Homeland Security, Federal Emergency Agency, to upgrade flood hazard data and to create more accurate digital maps that will improve floodplain management across the state. Effective **retroactive** to October 1, 2004 through September 30, 2006.

#2 Authorized to enter into a **sole source** agreement with the University of NH, Complex Systems Research Center, Durham, NH, to provide $58,420 to manage data coordination and data delivery activities for the Federal Emergency Management Agency's flood map modernization program. Effective October 6, 2004 through September 30, 2005. **100% Federal Funds.**

#3 Authorized to enter into a memorandum of understanding with the Department of Resources and Economic Development, for the purpose of monitoring the State of NH's interests in privately owned conservation lands. (2)Further Authorized to accept and expend an additional $4,828 in other funds from DRED, to complete conservation easement monitoring according to the memorandum of understanding in conjunction with monitoring being undertaken through the Conservation Land Stewardship Program. (3)Further Authorized to enter into the memorandum of understanding with the Department of Environmental Services for the purpose of monitoring the State of NH's interests in privately owned conservation lands in the coastal area of NH. (4)Further Authorized to accept and expend $5,000 in federal funds to complete conservation easement monitoring according to the memorandum of understanding in conjunction with monitoring being undertaken through the Conservation Land Stewardship Program. Effective upon G&C approval through June 30, 2005. (5)Further Authorized to accept and expend $600 in other funds from the Center for Land Conservation Assistance for the purpose of supporting travel costs for one CLS staff person to attend a national land trust conference in Providence, RI on October 29-31, 2004. **100% Other, 100% Federal.**

#4 Authorized to enter into a contract with Applied Public Policy Research Institute for Study and Evaluation, Princeton, NJ, to perform an evaluation of the NH Low-Income Furnace Cleaning Initiative, in the amount of $64,636. Effective upon G&C approval through September 30, 2005. **100% Federal.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#5 Authorized Glen B. Swazey, Albuquerque, NM, be confirmed to the rank of Lieutenant Colonel, NH Air National Guard.

#6 Authorized to enter into an agreement with Waste Management Systems Inc., Rochester, NH, to provide rubbish removal and disposal for the State Military Reservation in Concord, NH, State Armories located in Claremont, Franklin, Hillsboro, Littleton, Manchester, Plymouth, and Woodsville, NH; NH National Guard Training Site, Center Strafford; NH Air National Guard-Pease in Newington and the NH State Veterans Cemetery, Boscawen, NH, at a total price not to exceed $35,000. Effective upon G&C approval through September 30, 2005. **38% General, 62% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#7 Authorized to accept and place on file the Report and Findings of Councilor Raymond J. Wieczorek with regard to a certain proposal for the acquisition, construction, renovation and equipping of various facilities and refinancing of existing indebtedness project in connection with Easter Seals NH, Inc., Manchester, NH.

#8 Authorized to accept and place on file the list of agency transfers Authorized for Fiscal Year 2005 during the month of August.

#9 Authorized to exercise the option to renew a current contract with Kang Company Inc., Concord, NH, (previously approved by G&C on 10-24-01, item #20), for janitorial services, by increasing the total contract amount from $77,759.88 to $129,599.80 beginning on November 1, 2004 and ending on October 31, 2006.

#10 Authorized Bureau of Risk Management to enter into an agreement with The Rowley Insurance Agency to furnish automobile liability insurance, for a total amount not to exceed $1,974,000 for the life of the contract to be paid in three equal annual installments of $658,000. Effective November 1, 2004 through November 1, 2007.

#11 Authorized Bureau of Risk Management to enter into an agreement with The Segal Company, Farmington, CT, to provide actuarial, claims audit and employee health benefit consulting services in an amount not to exceed $680,000. Effective October 7, 2004 through September 1, 2006. **100% Other.**

TREASURY DEPARTMENT

#12 The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Griffin, authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of $21,829.25 to the rightful owners of abandoned or unclaimed funds.

NH DEPARTMENT OF AGRICULTURE

#13 The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Griffin, authorized Division of Plant Industry to accept and expend additional grant funds from the US Department of Agriculture, Animal Plant Health Service, Cooperative Agricultural Pest Service to be utilized for pest detection in the amount of $47,620. Effective October 6, 2004 through June 30, 2005. **100% Federal Funds.**

ATTORNEY GENERAL

The Governor and Council acted as follows:

#14 Authorized to enter into a series of subgrants, as detailed in letter dated September 8, 2004, totaling $22,850 targeted at deterring crimes involving violence against women and aiding the victims of those crimes. Effective upon G&C approval through December 31, 2004. **100% Federal Funds.**

#15 Authorized to enter into a subgrant totaling $30,000 for the 2004 Byrne Formula Grant Program, which provides funding for programs to improve the functioning of the criminal justice system. Effective upon G&C approval through September 30, 2007. **100% Federal Funds.**

#16 Authorized to enter into subgrants totaling $251,629 for the 2004 Byrne Formula Grant Program, which provides funding for programs to improve the functioning of the criminal justice system. Effective upon G&C approval through September 30, 2007. **100% Federal Funds.**

NH RETIREMENT SYSTEM

#17 The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Wieczorek, authorized to transfer $153,500, as specified in letter dated September 15, 2004. **Fiscal Committee approved.**

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#18 Authorized Division of Historical Resources to accept and expend funds totaling $17,000 of which $12, 335.65 are carried forward from FY04. The balance of $4,664.35 is anticipated to be earned through donations to the State Conservation and Rescue Archaeology Program received during State Fiscal Year 2005. **100% Other Funds.**

#19 Authorized Division of Historical Resources to award a Federal Historic Preservation Fund Grant to the Town of Jaffrey, in the amount of $7,098.96 for the Jaffrey Meeting House Window Restoration project. **60% Federal, 40% Other Funds.**

#20 Authorized Division of Historical Resources to award a Certified Local Government grant to the Town of Newington, in the amount of $9,000. **62% Federal, 38% Other Funds.**

#21 Authorized Division of Arts, to award Organizational Support Project Planning Grants totaling $12,500 to the organizations as detailed in letter dated September 20, 2004. **100% Federal Funds.**

#22 Authorized Division of the Arts to award and Art Links grant to the Family Resource Center at Gorham, in the amount of $10,000. **100% Federal Funds.**

#23 Authorized Division of the Arts to enter into a **retroactive sole source** agreement with Bromelkamp Company, Minneapolis, MN, for technical support maintenance, improvements, and training of the Pearl software system in the amount of $7,500. Effective July 1, 2004 through June 30, 2005. **100% Federal Funds.**

#24 Authorized to award Conservation NumberPlate Grants totaling $37,225 to the vendors as detailed in letter dated September 15, 2004. **74% General, 26% Other Funds.**

LIQUOR COMMISSION

#25 The Governor and Executive Council on motion of Councilor Spaulding, seconded by Councilor Burton, authorized to reclassify position #14325 Warehouseman, labor grade 10 to Attorney II, labor grade 28. Effective upon G&C approval.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#26 Authorized Division of Parks and Recreation, Cannon Mountain to renew our membership for the 2004-2005 season with the Lincoln/Woodstock Chamber of Commerce, Lincoln, NH, in the amount of $1,880. (2)Further Authorized to participate in a co-op promotional program for an amount not to exceed $3,000, distribution program not to exceed $2,300 and local advertising not to exceed $1,100. Total not to exceed $8,280. **100% Other.**

#27 Authorized Division of Parks and Recreation to enter into a **sole source** service agreement amendment with the Town of Tamworth Police Department, Tamworth, NH, for security coverage at White Lake State Park in the amount not to exceed $3,600 for a new total of $6,080. Effective upon G&C approval through June 30, 2005.

#28 Authorized Division of Parks and Recreation, Cannon Mountain to enter into a Sponsor Agreement with Lakes Region Volkswagen, Gilford, NH. Lakes Region VW/Audi is donating the use of a vehicle for one year in return for a promotional partnership with Cannon Mountain. Effective upon G&C approval through November 30, 2005.

#29 Authorized Division of Parks and Recreation, Cannon Mountain to enter into a **sole source** lease agreement in the amount of $176,297.03 for an aged fleet lease rotation program for snowgroomers with Bombardier Capital, Inc., Colchester, VT, through their finance company, Alter Moneta Corporation, Buffalo, NY. **100% Park Funds.**

#30 NOT USED

#31 Authorized Division of Travel and Tourism Development to award the grants as detailed in letter dated September 23, 2004, under the in-state Joint Promotional Program, in the amount of $5,367. Effective upon G&C approval. **100% General Funds.**

#32 NOT USED

#33 Authorized Division of Forests and Lands to accept a $2,499,000 Federal grant and assign the grant directly to New Forestry, LLC to pay the purchase price for acquisition of a Conservation Easement on 7,628 acres and for fee title to 170 acres in the Towns of Washington, Goshen, Bradford, Newbury, Groton and Alexandria, NH, known as "Pillsbury-Sunapee Highlands". (2)Further Authorized to accept the 7,628 acres Conservation Easement and 170 acres Quitclaim Deed from New Forestry, LLC, and enter into a Snowmobile Agreement to insure continued access to the properties for this use. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

#34 Authorized to accept a donation of travel expense reimbursements in the amount of $2,650 from K-Tel Drug Mart of Canada, Manitoba, Canada. Effective **retroactive** to September 1, 2004 to September 2, 2004.

Office of Medicaid Business and Policy

#35 Authorized to amend an existing agreement with Acordia of Oregon, Inc., Portland, OR, (previously approved by G&C on 9-17-03, late item #C), by extending the termination date from September 15, 2004 to March 31, 2005, effective **retroactive** to September 16, 2004.

Division for Juvenile Justice Services

#36 Authorized to compensate Jason Ellis, a Youth Counselor in the Youth Services Center, for time lost while recovering from a work-related injury in accordance with Compensation for State Employees Injured in Line of Duty.

#37 Authorized to accept and expend $89,675 of the unexpended federal fund balance from the previous fiscal year's Violent Offender Incarceration/Truth in Sentencing Act grant program, as specified in letter dated September 15, 2004. **Fiscal Committee approved.**

Behavioral Health

#38 Authorized to pay the National Association of State Mental Health Program Directors $8,551, annual membership dues for the period **retroactive** to July 1, 2004 through June 30, 2005. **100% General Funds.**

Division of Child Support Services

#39 Authorized to enter into an amended **sole source** agreement with Merrimack County Visitation Center, Concord, NH, (previously approved by G&C on 10-22-03, item #54), by increasing the Price Limitation by $16,200 from $23,440 to $39,640 and by extending the Completion Date from September 30, 2004 to March 31, 2005. **100% Federal Funds.**

Bureau of Elderly & Adult Services

#40 Authorized to pay its membership renewal cost to the "National Association of State Units on Aging" Washington, District of Columbia, in an amount not to exceed $5,049. Effective **retroactive** to July 1, 2004 through June 30, 2005. **65% General, 35% Federal Funds.**

#41 Authorized to enter into a **sole source** agreement with Community Services Council of NH, Concord, NH, to continue the "Health Care Waste, Fraud and Abuse Senior Medicare Patrol Project" in an amount not to exceed $152,626. Effective **retroactive** to July 1, 2004 through June 30, 2005. **100% Federal Funds.**

#41A Authorized to amend an existing **sole source** agreement with Strafford Network, Rochester NH to pilot the ServiceLink Resource Center of Strafford County by increasing the contract amount $125,000 from $257,500.04 to #382,500.04. Effective date of G & C approval through June 30, 2005. **60% Federal Funds, 40% General Funds**

#41B Authorized to amend an existing **sole source** agreement with LRGHealthcare, Laconia NH, acting as fiscal agent for Belknap County ServiceLink, to pilot the ServiceLink Resource Center of Belknap County by increasing the contract amount by $45,000.00 from $197,500.04 to $242,500.04. Effective date of G & C approval through June 30, 2005. **50% Federal Funds, 50% General Funds**

NH FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#42 Authorized to reimburse $415.87 in prior year travel with current year funds to Commissioners for expenses incurred by them in the discharge of their official duties in April, May and June of 2004. **100% Fish and Game Funds.**

#43 Authorized to accept and expend $36,229 in federal funds from the US Department of Agriculture for use in chronic wasting disease monitoring and surveillance in wild white-tailed deer (**sole source**). (2)Further Authorized to enter into a **sole source** contract with Cornell University, College of Veterinary Medicine, Animal Health Diagnostic Laboratory of Ithaca, NY, to perform immunohistochemical testing of wild white-tailed deer obex or retropharyngeal lymph node tissue from approximately 400 (but not to exceed 460 samples), samples from the presence of chronic wasting disease for a cost not to exceed $11,500. Effective upon G&C approval through June 30, 2005.

#44 Authorized to accept and expend $22,000 in National Shooting Sports Foundation funds for a direct mail and advertising campaign to be conducted by the Department. Effective upon G&C approval through March 30, 2005. **100% Other.**

#45 Authorized to amend an existing memorandum of agreement with the University of NH, Office of Sponsored Research, to carry out a detailed study entitled "Moose Habitat Use and Mortality Assessments in NH" (previously approved by G&C on 6-20-01, item #92), by increasing the amount of $259,231 to an amount not to exceed $294,231. Effective upon G&C approval.

#46 Authorized to enter into a **sole source** contract with the Order of Saint Benedict of NH, Inc., dba St. Anselm College, for Conservation Research and habitat mapping for endangered, threatened, and special concern freshwater mussels in NH, for a total of $20,000. Effective upon G&C approval through July 31, 2005. **100% Federal .**

#47 Authorized to enter into a **sole source** contract with Gundalow Company of Portsmouth, NH, for the purpose of conducting fall school programs with the vessel at the Sandy Point Discovery Center, in the amount of $11,000. Effective upon G&C approval through December 15, 2004. **100% Federal.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#48 Authorized to establish one Assistant Planner position and five Intern positions through June 30, 2005, as specified in letter dated September 15, 2004. **Fiscal Committee approved.**

#49 Authorized to establish one Hydrogeologist II position through June 30, 2005, as specified in letter dated September 15, 2004. **Fiscal Committee approved.**

#50 Authorized to award Wastewater State Aid Grants in an aggregate amount of $548,593 for water pollution control projects, as detailed in letter dated September 13, 2004. Effective upon G&C approval. **100% General Funds.**

#51 Authorized to enter into a grant in aid agreement with the City of Manchester, NH, for the closure of the City of Manchester's Unlined Municipal Landfill in an amount not to exceed $3,301,884.48. Effective upon G&C approval. **100% General Funds.**

#52 Authorized to enter into an agreement with the Town of Newmarket, NH, for implementation of a comprehensive conservation outreach plan, in the amount of $6,000. Effective upon G&C approval through December 31, 2004. **100% Federal Funds.**

#53 Authorized to **retroactively** amend a contract with LaCapra Associates, Inc., (previously approved by G&C on 5-7-03, Late item #D), for litigation support services, to extend the completion date to June 30, 2005 from December 31, 2003.

#54 Authorized Town of Newbury's request to replace three existing seasonal piers extending from a public dock with three seasonal piers at the town public dock on property located at Lake Sunapee in Newbury.

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#55 Authorized to pay the participation fee FY 2005 to the Council of Chief State Schoo1 Officers, to design a decision support architecture for the Department of Education, in the amount of $15,000. Effective upon G&C approval through June 30, 2005. **100% Federal Funds.**

#56 Authorized to budget and expend carry forward Teacher Quality Enhancement funds in the amount of $268,650 for the US Department of Education to improve teacher quality in NH schools. Effective upon G&C approval through June 30, 2005. **100% Federal Funds.**

#57 Authorized to transfer $12,862.49 and establish Consultants positions through June 30, 2005, as specified in letter dated September 15, 2004. **Fiscal Committee approved. 100% Federal Funds.**

#58 Authorized to grant funds in accordance with the Carl D Perkins Vocational Education Act to Strafford County Department of Corrections to assist in the operation of their approved vocational education programs in the amount of $23,128. Effective upon G&C approval through June 30, 2005. (2)Further Authorized unencumbered payment of said grant with internal accounting control within the Department of Education. **100% Federal Funds.**

#59 Authorized with Councilor Wheeler voting **no,** to enter into a contract with The Education Alliance at Brown University, Providence RI, to conduct the external evaluation of the Comprehensive School Reform Program, for an amount not to exceed $60,000. Effective upon G&C approval through December 31, 2007. (2)Further Authorized payment for services rendered and approved in lieu of the 25% withholding provision in accordance with Administrative Rule 311.07(a) (5). **100% Federal Funds.**

#60 Authorized with Councilor Wheeler voting **no,** to exercise the renewal option and grant funds to the Danbury Community Center, Danbury, NH, to offer extended day programming for youth and their families, in an amount not to exceed $138,146. Effective upon G&C approval through September 30, 2005. (2)Further Authorized unencumbered payment of said grant with internal accounting control within the Department, pending legislative approval of the next biennium budget. **100% Federal Funds.**

#61 Authorized to grant funds to Parent Information Center, Concord, NH, to collaborate with NH Department of Education State Improvement Grant and other key stakeholders to disseminate and gather surveys measuring family involvement and satisfaction with special education supports and services for the National Center for Special Education Accountability Monitoring pilot survey project, for an amount not to exceed $74,961. (2)Further Authorized unencumbered payment of said grant with internal accounting control within the Department. Effective upon G&C approval through January 31, 2005. **100% Federal Funds.**

#62 Authorized to enter into a contract with NH Public Academy of Sciences, Keene, NH, to plan for a charter school, to provide financial resources to study, design a charter school proposal, and advertise said charter in an amount not to exceed $18,544. Effective upon G&C approval through December 31, 2004. (2)Further Authorized an advance payment in the amount of $18,544 to NH Public Academy of Sciences upon G&C approval. **100% Federal Funds.**

NH COMMUNITY TECHNICAL COLLEGE SYSTEM

The Governor and Council acted as follows:

#63 Authorized to pay FY 2004 reimbursement from FY 2005 funding. Connie George was Authorized to travel to Manchester, NH, to attend the "Updated CDC Recommended Infection Control for Dentistry 2003" workshop on June 18, 2004. Effective upon G&C approval. **100% Other Funds.**

#64 Authorized to pay FY 2004 reimbursement from FY 2005 funding. Rachel Leo was Authorized to travel to Boston to attend the Dentrix Training Seminar on June 18-19, 2004. Effective upon G&C approval. **100% Other Funds.**

#65 Authorized NHCTC Manchester/Stratham to establish one Consultant position, one Lab Assistant position and two TI/C Associate Professor positions through June 30, 2005, as specified in letter dated September 15, 2004. **Fiscal Committee approved. 100% Other Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#66 Authorized Division of Motor Vehicles to accept and expend a $23,968 grant titled "New Entrant Supplemental". Effective upon G&C approval through September 30, 2005.

#67 Authorized Division of Motor Vehicles to accept and expend additional grant funds in the amount of $209,802.69 from the Federal Motor Carrier Safety Administration. Effective upon G&C approval through September 30, 2005.

#68 Authorized Division of Motor Vehicles to accept and expend a $10,358 Incentive Grant for FY 2004 from the Federal Motor Carrier Safety Administration for the purpose of Traffic and Seatbelt Enforcement. Effective upon G&C approval through September 30, 2005. **100% Federal.**

#69 Authorized Division of State Police to enter into a **sole source** agreement with E Video Systems Inc. to service and repair State Police Video Surveillance Systems around the state, in the amount of $10,000. Effective upon G&C approval through June 30, 2005.

#70 Authorized Division of Motor Vehicles to enter into a **sole source** contract with North East Scale Company, Inc., Auburn, NH, for the purpose of providing preventative maintenance, certification and repair to the scale systems located at the Windham Weigh Station Facility on Interstate 93 in the town of Windham, NH, in the amount of $104,689. Effective upon G&C approval through June 30, 2008.

#71 Authorized Division of Motor Vehicles to establish one Word Processor Operator I position, one Highway Patrol Sergeant position and two Highway Patrol Officer I positions through June 30, 2005, not September 30, 2005, as specified in letter dated September 15, 2004. **Fiscal Committee approved.**

#72 Authorized Division of Emergency Services, Communications and Management to accept and expend a $165,576 grant from The Public Safety Foundation of America, Inc., Daytona Beach, FL, to acquire the appropriate hardware and software required to provide emergency call-takers the ability to geographically locate wireless callers. Effective upon G&C approval through August 17, 2005.

#72A Authorized the Grants Management Unit, to grant $352,000 to Volunteer NH! for carrying out the requirements of the memorandum of understanding completed on September 1, 2004. Effective upon G&C approval through November 30, 2005.

#72B Authorized Division of Emergency Services, Communications, and Management, Bureau of Emergency Management to hold a workshop titled "Exercise Program Manager" on October 19, 20, and 21, 2004 a the Centennial Inn in Concord, NH, for a total not to exceed $8,897.67. (2)Further Authorized a contract with Centennial Inn, Concord, NH, the low bidder, for a function room, meals, and rooms in the amount of $8,897.67. Effective upon G&C approval through October 21, 2004.

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#73 Authorized Bureau of Highways and Bridge Maintenance to host the American Association of State Highway Transportation Officials annual Highway Maintenance meeting at the Mountain Club on Loon in Lincoln, NH during the period of July 17-21, 2005, for an estimated cost will be $29,700. (2)Further Authorized to accept registration fees from the participants and other donations as they become available on behalf of AASHTO and to expend these funds for related expenses. (3)Further Authorized to assign and utilize department employees in planning and conducting this conference.

#74 Authorized to accept and place on file the Bureau of Right of Way's Contemplated Award List for the period of September 3, 2004 through September 20, 2004.

#75 Authorized Division of Aeronautics to accept Federal Funds in the amount of $95,000 for this AIP-28 project to perform airfield pavement maintenance at the Lebanon Airport.

#76 Authorized Bureau of Rail and Transit to pay the sum of $26,892.10 to the City of Nashua, NH, to provide a portion of the funds required to match Federal Transit Administration grant funds for bus replacement.

#77 Authorized Bureau of Bridge Design to enter into an agreement with Fay, Spofford & Thorndike LLC, for a Time and Materials Fee not to exceed $500,000.

#78 Authorized Bureau of Construction contract with Continental Paving, Inc., Londonderry, NH, on the basis of a low bid of $3,144,235.50, for pavement rehabilitation and safety work along US Route 3 in the Towns of Merrimack and Bedford beginning at a pavement joint north of Bedford Road in Merrimack and proceeding north to North Hawthorne Drive in Bedford. Effective upon G&C approval through September 2, 2005.

#79 **TUITION REQUESTS**

The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Burton, Authorized the requests:

A. **COMMUNITY TECHNICAL COLLEGE -** Request permission to pay the University of New Hampshire, Durham, NH, the sum of $750.00 for the sole purpose of enrolling Patricia Finnigan-Allen, Associate Professor, in the course entitled "College Teaching Praxis".

B. **COMMUNITY TECHNICAL COLLEGE -** Request permission to pay Plymouth State University, Plymouth, NH, the sum of $1,021.00 for the sole purpose of enrolling Janet Paddack, Professor, in the course entitled "Social Behavior in a Diverse Society".

C. **EDUCATION -** Request permission to pay New England College, Henniker, NH, the sum of $936.00 for the sole purpose of enrolling Rosanne Curry, Internal Auditor III, in the course entitled "Financial Accounting".

D. **INSURANCE -** Request permission to pay Southern New Hampshire University, Manchester, NH, the sum of $1,440.00 for the sole purpose of enrolling Mary Verville, Financial Records Auditor, in the distance education courses entitled "Microeconomics" and "Human Relations in Administration".

#80 **TRAVEL REQUESTS**

The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Spaulding, Authorized the requests:

A. **EDUCATION** - Request permission for (1) employee, Lynda Thistle-Elliott, Education Consultant II, or designee, to travel to St. Paul, MN, on October 15 – 19, 2004, to attend the National Association for the Education of Homeless Children and Youth "Moving Every Child Ahead" 16th Annual Conference. ALSO REQUEST AN ADVANCED PAYMENT OF $510.76, THIS REQUEST IS FOR One Room Reservation at the Radisson Riverfront Hotel, 11 E Kellogg Blvd., St. Paul, MN 55101, Vendor Code #122724. ALSO REQUEST AN ADVANCED PAYMENT OF $415.00, THIS REQUEST IS FOR One Registration made payable to NAEHCY (National Association for the Education of Homeless Children and Youth), PO Box 26274, Minneapolis, MN 55426, Vendor Code #122725. Total Cost: $1,595.76. Source of Funds: 100% Federal Funds. Registration Fee: $415.00.

B. **HEALTH & HUMAN SERVICES, Division of Public Health** - Request permission for (2) employees, Mathew Cahillane, Supervisor V, and Laura Holmes, Program Specialist III, or designee, to travel to San Francisco, CA, on October 11 – 15, 2004, to attend the Environmental Public Health Tracking (EPHT) Program Bi-Annual Grantee Meeting and Training Session. ALSO A CASH ADVANCE OF $800.00 IS REQUESTED for Laura Holmes. Total Cost: $2,166.63. Source of Funds: 100% Federal Funds. No Registration Fees.

LATE ITEMS

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

A. Authorized Department of Resources and Economic Development, Division of Parks and recreation, Bureau of Trails to enter into the attached Equipment Lease Agreement with HK Powersports Inc., vendor code 20703 for 3 ATV's for a two year period beginning with Governor and Council approval. Amount of lease is not to exceed $7,220.00 per year for a total of $14,440.00.

B. Authorization is requested to award the following grant under the out of state Joint Promotional Program. The starting date of this grant is upon G&C approval and completion date is listed below. Funds in the amount of $43,470.46 are available for this grant.

C. Authorization is respectfully requested to award the included grants under the out of state Joint Promotional Program. The starting date of these grants is upon G&C approval and completion date is listed below. Funds for these grants total $59,095.42.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

D. Authorized the Bureau of Behavioral Health to enter into an agreement with Southwestern Community Services, Inc. Keene, NH.to provide services to homeless individuals in an amount not to exceed $488,720.00.

DEPARTMENT OF SAFETY

E. The Department of Safety, Division of State Police, respectfully requests approval of an all expense paid trip for Jeffrey Kellet, Administrator of Criminal Records, to attend the 25th annual Printrak User's Conference in Costa Mesa, California from October 9th through October 14th 2004. The approximate cost of the trip is $2000-$2500.

Next Governor and Executive Council meeting is scheduled for Wednesday, October 20, 2004 at 10:00 a.m. at The State House, Concord, NH.

The Honorable Board then Adjourned