GOVERNOR AND EXECUTIVE COUNCIL MINUTES
Town offices, Londonderry, NH
October 5, 2005, 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 Burton, seconded by Councilor Spaulding, accepted the minutes of September 21, 2005.

The Governor and Executive Council, on motion of Councilor Pignatelli, seconded by Councilor Wieczorek approved the appointment of several persons nominated for Civil Commissions from the September 21, 2005 meeting.

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

RESIGNATIONS

The Governor and Council accepted the following with regret:

Lakes Management Advisory Council
(Member of the Fish & Game Commission)
Sharon Guaraldi, Lebanon
Effective: Upon confirmation of new representative of Fish & Game Commission

CONFIRMATIONS

The Governor and Council confirmed the following:

State Committee on Aging
Timothy S. Gormley(i), Bow — Effective: October 5, 2005
Succeeding: Joseph Miller (d), Durham (resigned) — Term: July 24, 2007

Board of Architects
Christopher P. Williams, Meredith — Effective: October 5, 2005
Reappointment — Term: September 9, 2010

Assessing Standards Board – Councilor Griffin voted **no.**
(Nominated by the Association of Assessing Officials)
Scott W. Bartlett, Manchester — Effective: October 5, 2005
Succeeding: David Gomez, Derry — Term: September 19, 2007

Assessing Standards Board – Councilor Griffin voted **no.**
(Public Member)
Leonard Gerzon, Amherst — Effective: October 5, 2005
Reappointment — Term: September 19, 2007

Assessing Standards Board – Councilor Griffin voted **no.**
(Nominated by the NH Association of Assessing Officials – City)
David McMullen, Gilmanton — Effective: October 5, 2005
Reappointment — Term: September 19, 2007

Assessing Standards Board – Councilor Griffin voted **no.**
(Nominated by the NH Association of Assessing Officials – assessing official for a town with population more than 5,000)
James A. Michaud, Hooksett — Effective: October 5, 2005
Succeeding: Thomas Holmes, Center Conway — Term: September 19, 2007

Assessing Standards Board
(Municipal Official of town with population less than 5,000)
Eric G. Stohl, Colebrook — Effective: October 5, 2005
Reappointment — Term: September 17, 2007

Board of Chiropractic Examiners
Victor Bazzani, DC, Nashua — Effective: October 5, 2005
Reappointment — Term: August 24, 2010

State Conservation Committee
(Cheshire/Sullivan)
David L. Grobe, Plainfield — Effective: October 5, 2005
Succeeding: Jeffrey Porter, Keene — Term: August 1, 2009

Justice: Rochester District Court
Daniel M. Cappiello, Barrington — Effective: October 5, 2005
Vacancy — Term: Until 70 yrs of age

Equalization Standards Board – Councilor Griffin voted **no.**
(Nominated by the NH Association of Assessing Officials – assessing official for a town with population greater than 5,000)
Stephan W. Hamilton, Salem — Effective: October 5, 2005
Succeeding: William Ingalls, Manchester — Term: September 19, 2007

Equalization Standards Board – Councilor Griffin voted **no.**
(Nominated by the NH Association of Assessing Officials – assessing official for a town with population less than 5,000)
Richard A. Vincent, Hill — Effective: October 5, 2005
Succeeding: Robert Estey, Rochester — Term: September 19, 2007

Board of Foresters
(Private Forester)
Thomas Hahn, Ashland — Effective: October 5, 2005
Succeeding: Kevin Evans, Berlin (reached term limit) — Term: August 22, 2010

Board of Foresters
(Industrial Forester)
J. Peter Howland, Conway — Effective: October 5, 2005
Succeeding: Donald Windsor, Plymouth (reached term limit) — Term: August 22, 2008

Board of Professional Geologists
Dorothy A. Richter, Windham — Effective: October 5, 2005
Reappointment — Term: October 4, 2010

Board of Hearing Care Providers
(Audiologist)
Peggy Sheets, Nashua — Effective: October 5, 2005
Reappointment — Term: April 23, 2007

Board of Licensure of Interpreters for the Deaf and Hard of Hearing
(Recommended by the NH Registry of Interpreters for the Deaf)
Susan Graesser, Intervale — Effective: October 5, 2005
Succeeding: Nancy Richter, Portsmouth (resigned) — Term: October 10, 2008

Department of Justice: Attorney General
Kelly A. Ayotte, Nashua — Effective: October 5, 2005
Reappointment — Term: March 31, 2009
Salary: LL - $101,303

Nash Stream Forest Citizens Committee
(Representative of snowmobile club)
David Goulet, Stark — Effective: October 5, 2005
Vacancy — Term: October 5, 2008

Pari-Mutuel Commission
Lynn M. Presby, Freedom — Effective: October 5, 2005
Reappointment — Term: September 17, 2008

Passenger Tramway Safety Board
(Surface Lift)
Mark Petrozzi, Gilford — Effective: October 5, 2005
Reappointment — Term: June 20, 2009

Pease Development Authority
Arthur Nickless, Jr., Rochester, Chair — Effective: October 5, 2005
Succeeding: William Bartlett, Kingston — Term: May 23, 2008

Public Water Access Advisory Board
(Coastal/Marine Interests)
B. David Bryan, Newmarket — Effective: October 5, 2005
Vacancy — Term: October 5, 2008

Regional Community-Technical Colleges Board of Trustees
(General Public)
Ned Densmore, Franconia — Effective: October 5, 2005
Vacancy — Term: October 5, 2007

Regional Community-Technical Colleges Board of Trustees
(General Public)
Robert L. Mallat, Jr., Keene — Effective: October 5, 2005
Vacancy — Term: October 5, 2007

New Hampshire Retirement System Board of Trustees
(Nominated by the NH Education Association)
Samuel J. Giarrusso, Amherst — Effective: October 5, 2005
Reappointment — Term: July 1, 2007

New Hampshire Retirement System Board of Trustees – Councilor Griffin voted **no.**
(Non-member Trustee)
Charlton MacVeagh, Jr., Marlborough, Chair — Effective: October 5, 2005
Succeeding: Edward J. Theobald, Rye — Term: July 13, 2007

Right-to-Know Oversight Commission
(Telecommunications Professional)
Kevin M. Shea, Hampstead — Effective: October 5, 2005
Vacancy — Term: November 1, 2010

Volunteer New Hampshire Board of Directors
Susette Costes, Bedford — Effective: October 5, 2005
Vacancy — Term: October 5, 2006

Water Council
(Water Works)
Stephen Densberger, Nashua — Effective: October 5, 2005
Reappointment — Term: July 8, 2009

New Hampshire Water Well Board
(Water Well Contractor)
Peter W. Caswell, Temple — Effective: October 5, 2005
Reappointment — Term: September 15, 2008

New Hampshire Water Well Board
(Pump Installer)
Bart Cushing, Gilsum — Effective: October 5, 2005
Reappointment — Term: September 15, 2008

New Hampshire Water Well Board
(Technical Driller)
Thomas A. Garside, Londonderry — Effective: October 5, 2005
Succeeding: Terrell P. Swain, Dunbarton (reached term limit) — Term: September 15, 2008

NOMINATIONS

The Governor placed into nomination the following:

Board of Accountancy
(Public Accountant)
Owen H. Walton, Jr., Londonderry — Effective: Upon Confirmation
Succeeding: Leon Owen, Concord (resigned) — Term: December 2, 2008

Air Resources Council
(Manufacturing)
Steven Walker, Peterborough — Effective: Upon Confirmation
Succeeding: Muriel Lajoie, Concord (resigned) — Term: November 1, 2006

Advisory Panel on Cancer and Chronic Diseases
(Grafton County)
Judith E. Rocchio, Hanover — Effective: Upon Confirmation
Succeeding: Joseph O'Donnell, Hanover — Term: September 4, 2009

Dropout Prevention and Dropout Recovery Oversight Council
Kelly A. Clark, Webster — Effective: Upon Confirmation
Succeeding: Scott Andersen, Center Harbor — Term: September 17, 2008

Dropout Prevention and Dropout Recovery Oversight Council
George A. Cushing, Milton — Effective: Upon Confirmation
Reappointment — Term: October 8, 2007

Department of Education: Deputy Commissioner
Mary Heath, Manchester — Effective: Upon Confirmation
Vacancy — Term: 4 yrs from confirmation
Salary: II, Step 4 $86,368

Lakes Management Advisory Board
(Member of Fish & Game Commission)
Mitch Kalter, Durham — Effective: Upon Confirmation
Succeeding: Sharon Guaraldi, Lebanon (resigned) — Term: August 22, 2006

NH Land and Community Heritage Authority
(Business)
Craig Welch, Durham — Effective: Upon Confirmation
Succeeding: Jameson French, Portsmouth — Term: September 6, 2009

Marital Mediator Certification Board
(Public Member)
Donald F. Dickey, West Lebanon — Effective: Upon Confirmation
Succeeding: C. Scott Moffett, Glen (resigned) — Term: April 10, 2006

Board of Mental Health Practice
Joan S. Haley, New Boston — Effective: October 31, 2005
Reappointment — Term: October 31, 2008

Public Utilities Commission
Christy Houpis, Amherst — Effective: Upon Confirmation
Succeeding: Michael Harrington, Strafford — Term: July 1, 2011
Salary: JJ, Step 3: $86,316

NH Real Estate Commission
(Public Member)
Pauline Ikawa, Manchester — Effective: Upon Confirmation
Reappointment — Term: September 15, 2010

Residential Ratepayers Advisory Board
(Represents interests of persons of low income)
Lawrence M. Kelly, Berlin — Effective: Upon Confirmation
Reappointment — Term: October 14, 2008

Residential Ratepayers Advisory Board
(Represents interests of residents of low income housing)
Otis Perry, Dover — Effective: Upon Confirmation
Reappointment — Term: October 14, 2008

Department of Revenue Administration: Assistant Commissioner
Nominated by the Commissioner of the Department of Revenue Administration
Margaret L. Fulton, Bedford — Effective: Upon Confirmation
Vacancy — Term: January 1, 2006
Salary: HH, Step 4, $81,622

Department of Revenue Administration: Assistant Commissioner
Nominated by the Commissioner of the Department of Revenue Administration
Margaret L. Fulton, Bedford — Effective: January 2, 2006
Salary: HH, Step 4, $81,622 — Term: January 1, 2010

Commission to Study State Park System
(Cultural Resources)
John W. Merkle, Exeter — Effective: Upon Confirmation
Vacancy — Term: November 30, 2006

Transportation Appeals Board
(Alternate/Professional Engineer)
Todd D. Connors, Manchester — Effective: Upon Confirmation
Vacancy — Term: June 23, 2008

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#1 Authorized to enter into a **retroactive** contract with Tri-County Community Action Program Inc., Berlin, NH, as a grant recipient under the Fuel Assistance Program, in an amount not to exceed $2,295,580. Effective October 1, 2005 to September 30, 2006. **100% Federal Funds.**

#2 Authorized to enter into a contract with Community Action Program Belknap-Merrimack Counties, Inc., Concord, NH, as a grant recipient under the Head Start Program in an amount not to exceed $45,565. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#3 Authorized to enter into a contract with Rockingham Community Action Inc., Portsmouth, NH, as a as a grant recipient under the Head Start Program in an amount not to exceed $26,619. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#4 Authorized to enter into a contract with Southern New Hampshire Services, Manchester, NH, as a grant recipient under the Head Start Program in an amount not to exceed $54,590. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#5 Authorized to enter into a contract with Southwestern Community Services, Inc., Keene, NH, as a grant recipient under the Head Start Program in an amount not to exceed $32,629. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#6 Authorized to enter into a contract with Strafford County Community Action Committee, Inc., Dover, NH, as a grant recipient under the Head Start Program in an amount not to exceed $41,196. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#7 Authorized to enter into a contract with Tri-County Community Action Program Inc., Berlin, NH as a grant recipient under the Head Start Program in an amount not to exceed $40,738. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

#8 Authorized under the Community Development Block Grant program to enter into an agreement with the Town of Raymond, NH, for the purpose of eliminating a threat to public health and safety, in the amount of $170,000. Effective upon G&C approval through December 31, 2006.

#9 Authorized under the Community Development Block Grant program to enter into an agreement with Coos County, Stewartstown, NH, for the purpose of helping Ethan Allen to retain 323 full time jobs currently filled by NH residents, in the amount of $425,000. Effective upon G&C approval through June 30, 2007.

OFFICE OF INFORMATION TECHNOLOGY

#10 The Governor and Council on motion of Councilor Spaulding, seconded by Councilor Wieczorek authorized the request to enter into a contract with BearingPoint Inc., Boston, MA, to provide expert system consultants to maintain and enhance the Department of Safety's Municipal Registration and Titling System, for an amount not to exceed $1,958,570. Effective upon G&C approval through September 30, 2008 with the option to extend through September 2011 at the discretion of the State. **100% Other Funds.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#11 Authorized Andrew A. Bevington, Fairfax, VA, be nominated for promotion to the rank of Lieutenant Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#12 Authorized Thomas C. Blake, Nottingham, NH, be confirmed to the rank of Lieutenant Colonel, NH Air National Guard.

#13 Authorized Robert P. Dubien, Nashua, NH, be confirmed to the rank of Major, NH Air National Guard.

#14 Authorized to accept donations of landscaping materials, engraved bricks, technical services and lawn mower with aerator in the amount of $21,713.77 for the NH State Veterans Cemetery to be used for the betterment of the cemetery.

#15 Authorized to accept and expend additional Federal Funds in the amount of $50,000 from the National Guard Bureau for the purpose of Integrated Training Area Management. Effective upon G&C approval through September 30, 2006. **100% Federal Funds.**

#16 Authorized to enter into an agreement with Lakes Region Environmental of Belmont, NH, to perform underground storage tank piping integrity testing, for $8,160. Effective upon G&C approval through December 31, 2005. **100% General Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#17 Authorized to accept and place on file the Report and Findings of Councilor Raymond S. Burton with regard to financing the construction, furnishing and equipping of new facilities as well as the refinancing of certain of the School's existing indebtedness in connection with Tilton School, Tilton, NH.

#18 Authorized to reclassify positions #41569 & #10117 from Information Technology Manager II (labor grade 30) to Financial Data Specialist II (labor grade 30) and positions #10275 & #10111 from Information Technology Manager I (labor grade 28) to Financial Data Administrator (labor grade 28).

DEPARTMENT OF REVENUE ADMINISTRATION

#19 The Governor and Council on motion of Councilor Burton, seconded by Councilor Pignatelli authorized the request to reclassify position #14431, Statistician II, labor grade 19, step 1 ($29,737.50) to a Data Processing Supervisor I, labor grade 15, step 1 ($25,213.50) in the Property Appraisal Division.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#20 Authorized with Councilor Pignatelli voting **no,** Division of the Arts to award a **retroactive** Artist in Resident Grant in the amount of $5,000 to the Holderness Central School, Holderness, NH. Effective September 7, 2005 through September 30, 2005. **100% General Funds.**

#21 Authorized Division of Arts to award Art Links Grants totaling $15,000 to Trustees of Dartmouth College, Hanover, NH in the amount of $10,000, and to Family Resource Center, Gorham, NH in the amount of $5,000. Effective upon G&C approval through June 30, 2006. **100% Federal Funds.**

#22 Authorized to award a Conservation Number Plate Grant in the amount of $10,734 to the City of Keene. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

#23 Authorized to award a Conservation Number Plate Grant in the amount of $7,125 to the Derry Public Library. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

#24 Authorized to award a Conservation Number Plate Grant in the amount of $20,000 to the Claremont Opera House. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

#25 Authorized to award a Conservation Number Plate Grant in the amount of $14,000 to the Saint-Gaudens National Historic Site. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

TREASURY DEPARTMENT

The Governor and Council acted as follows:

#26 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue a check in the amount of $29.90 to Martha Taylor. Effective upon G&C approval.

#27 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of $34,259.26 to the rightful owners of abandoned or unclaimed funds.

NH DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#28 The Governor and Council on motion of Councilor Griffin, seconded by Councilor Wieczorek authorized the request to amend a grant with the University of NH Cooperative Extension, Durham, NH, (previously approved by G&C on 8-18-04, amended on 2-9-05), to assist the department in the expansion of its computer website to include a section about farm risk management and crop insurance, along with other information technology improvements such as improvement and expansion of its Internet presence (including acquisition of appropriated equipment and software and website management), by extending the spending period upon G&C approval through June 30, 2006. **100% Other Funds.**

STATE CONSERVATION COMMITTEE

The Governor and Council acted as follows:

#29 Authorized to enter into a grant with the Loon Preservation Committee of NH Audubon, for the Territory Ranking Project Northern NH, in the amount of $26,000. Effective upon G&C approval through June 30, 2007. **100% Other Funds.**

#30 Authorized to enter into a grant with UNH Cooperative Extension, Hillsborough County for the Integrated Landscape Practices, in the amount of $37,000. Effective upon G&C approval through June 30, 2007. **100% Other Funds.**

ATTORNEY GENERAL

The Governor and Council acted as follows:

#31 Authorized to accept a grant in the amount of $113,303 from the Administration for Children and Families, US Department of Health and Human Services entitled Children's Justice Act Grant, to be utilized to improve the criminal justice's response in the handling of actual or suspected cases of child abuse or neglect in the State. Effective upon G&C approval through September 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#32 Authorized to accept and expend a supplemental grant in the amount of $232,197 from the federal Bureau of Justice Assistance, Project Safe Neighborhoods Grant Program, to promote gun safety. Effective upon G&C approval through September 30, 2006. (2)Further Authorized to amend a subgrant to the Hillsborough County Sheriff's Department (previously approved by G&C on 10-22-03, item #20A), to promote gun safety, by extending the termination date from September 30, 2005 to September 30, 2006. (3) Further Authorized to amend a subgrant to the Hillsborough County Attorney's Office (previously approved by G&C on 4-21-04, item #21), to promote gun safety, by extending the termination date from September 30, 2005 to September 30, 2006. (4) Further Authorized to amend a subgrant to the Laconia Police Department (previously approved by G&C on 7-14-04, item #36), to promote gun safety, by extending the termination date from September 30, 2005 to September 30, 2006. (5)Further Authorized to enter into subgrants for programs aimed to promote gun safety, totaling $225,522 with the agencies as detailed in letter dated September 7, 2005. Effective upon G&C approval through September 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

#33 Authorized to accept a grant in the amount of $972,000 from the US Department of Justice, Office of Violence Against Women, to be utilized to improve the state's response to women in NH who are victims of violent crime. Effective upon G&C approval through May 31, 2007. **100% Federal Funds. Fiscal Committee approved.**

#34 Authorized Chief Medical Examiner's Office to take possession of a three-headed teaching microscope being gifted to the State from Dartmouth Hitchcock Medical Center, with a value of approximately $12,000.

#35 Authorized to appoint Esther Bixler Piszczek as an Assistant Attorney General, at a salary level of $59,500. Ms. Piszczek will be occupying a position with a five year term that expires July 31, 2008.

#36 Authorized Chief Medical Examiner's Office to accept donated computer hardware and software totaling $853.94 as well as 100 hours of time from Mr. Ben Herman valued at $2,500.

#37 Authorized to amend the 2002 Safe Havens federal grant award (previously approved by G&C on 11-10-04, item #36), by **retroactively** extending the end date from September 30, 2005 to September 30, 2006. (2)Further Authorized to amend grants with All "R" Kids Supervised Visitation Center in Keene, NH; Merrimack County Visitation Center in Concord, NH; Salem Visitation Center in Salem, NH; and the Greater Nashua Visitation Center in Nashua, NH, (previously approved by G&C on 11-10-04, item #36), by **retroactively** extending the end date from September 30, 2005 to September 30, 2006. **100% Federal Funds.**

#38 Authorized to amend a contract with Alexander Chirkov, MD, Ph.D of Lincoln, RI, (previously approved by G&C on 6-1-05, item #51), as a substitute medical examiner, by increasing the limit from $8,972 to $12,000 an increase of $3,028. Effective **retroactive** to August 11, 2005 through June 30, 2006. **95% General, 5% Federal Funds.**

#39 **DENIED –** The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Griffin voted to **deny** the petition of Carlos Jorge Carela requesting a pardon hearing for the offenses of Sale of a Controlled Drug and Conspiracy to Sale of a Controlled Drug. The petitioner is not eligible for an annulment.

#40 **DENIED –** The Governor and Council on motion of Councilor Spaulding, seconded by Councilor Wieczorek and with Councilor Burton voting **no,** voted to **deny** the petition of Mark W. Coulter requesting a pardon hearing for the offenses of Habitual Offender and DWI Subsequent Offense. The petitioner is not eligible for an annulment.

#41 **DENIED –** The Governor and Council on motion of Councilor Griffin, seconded by Councilor Spaulding voted to **deny** the petition of William Henry Poole requesting a pardon hearing for the offense of Theft by UnAuthorized Taking. The petitioner is not eligible for an annulment.

DEPARTMENT OF LABOR

#42 The Governor and Council on motion of Councilor Griffin, seconded by Councilor Wieczorek authorized the request to accept and expend **retroactive** federal funds of $464,305 from the US Department of Labor's Senior Community Service Employment Program, to support project that provide gainful, part-time community service employment, training opportunities, and unsubsidized employment for persons with low income who are 55 years of age or older. Effective July 1, 2005 to June 30, 2006. (2)Further Authorized to enter into a cooperative agreement with NH Workforce Opportunity Council, Concord, NH, as a grant recipient under the Senior Community Service Employment Program to implement the project as detailed above, in an amount not to exceed $464,305. Effective upon G&C approval through June 30, 2006. **100% Federal Funds. Fiscal Committee approved.**

EMPLOYMENT SECURITY

#43 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Pignatelli authorized the request to accept and place on file the 2004-2005 Biennial Report.

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#44 Authorized with Councilor Pignatelli voting **no,** to enter into a memorandum of agreement with the NH Community Technical College, Berlin, NH, to provide instruction in CAD, Studio Design and Culinary Arts to inmates located in the Northern NH Correctional Facility, Berlin, NH, in the amount of $274,000. Effective **retroactive** to July 1, 2005 through June 30, 2007. **100% General Funds.**

#45 Authorized to enter into a contract with Correctional Eyecare Network Services Inc., Troy, NH, for the provision of optometric services for the Northern NH Correctional Facility, Berlin, NH, in the amount of $27,386.20. Effective upon G&C approval through August 31, 2007, and has an option to renew for up to two years upon G&C approval. **100% General Funds.**

#46 Authorized to enter into a contract with Correctional Eyecare Network Services, Troy, NY, for the provision of optometric services for the Southern NH Department of Correction Facilities as detailed in letter dated August 22, 2005, in the amount of $149,901.10. Effective upon G&C approval through August 31, 2007, and has an option to renew for up to two years upon G&C approval. **100% General Funds.**

FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#47 Authorized with Councilor Griffin voting **no,** to accept and place on file the Biennial Report for fiscal years 2004 and 2005.

#48 Authorized with Councilor Griffin voting **no,** to transfer funds between classes as detailed in letter dated September 7, 2005. **100% Fish and Game Funds. Fiscal Committee approved.**

#49 Authorized with Councilor Griffin voting **no,** to enter into a **sole source** contract with Audubon Society of NH, Concord, NH, for the continuation of an urban wildlife education outreach effort from Amoskeag Fishways, in the amount of $22,000. Effective upon G&C approval through June 30, 2007. **100% Other Funds.**

#50 Authorized with Councilor Griffin voting **no,** to enter into a **sole source** Cooperative Project Agreement with the University of NH, to identify moth specimens collected during pervious Lepidopteron surveys for a cost not to exceed $2,617. Effective upon G&C approval through March 31, 2006. **100% Other Funds.**

#51 **FAILED** – The Governor and Council with Councilor Spaulding, Councilor Griffin, and Councilor Pignatelli voting **no, failed** to authorize the request to enter into a **sole source** contract with Glen Group Inc., North Conway, NH, to redesign and update an existing website for a hikeSafe educational initiative, in the amount of $17,500. Effective upon G&C approval through December 31, 2005. **100% Other Funds**.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#52 Authorized to assign the vehicles to the individuals as detailed in letter dated September 22, 2005, on a 24-Hour, 7 days per week basis, to be used for Spill Response and Complaint Investigation Section to respond to hazardous materials spills and complaints. Effective upon G&C approval through June 30, 2007. (2)Further Authorized to assign the vehicles to the individuals as detailed in letter dated September 22, 2005, on a 24-Hour, 7 days per week basis, to be used for the maintenance of state-owned dams. Effective upon G&C approval through June 30, 2007.

#53 Authorized to accept and expend $57,891.14 in grant funds from the US Environmental Protection Agency for continued implementation of the Department's Pollution Prevention Program. Effective upon G&C approval through December 31, 2006. **100% Federal Funds. Fiscal Committee approved.**

#54 Authorized to enter into a grant agreement with the Beaver Lake Improvement Association, East Derry, NH, to develop the Beaver Lake Watershed Management Plan, in the amount of $55,620. Effective upon G&C approval through December 31, 2007. **100% Federal Funds.**

#55 Authorized to enter into a grant agreement with the City of Portsmouth, NH, to construct a new pier at the Peirce Island boat launch facility, in the amount of $22,500. Effective **retroactive** to July 1, 2005 through December 31, 2006. **100% Federal Funds.**

#56 Authorized to enter into a grant agreement with the Town of Seabrook, NH, for the Beach Area Catch Basin Replacement – Phase II, for the replacement of substandard catch basins, in the amount of $7,000. Effective upon G&C approval through December 31, 2006. **100% Federal Funds.**

#57 Authorized to enter into a memorandum of agreement with Pease Development Authority – Division of Ports and Harbors, Portsmouth, NH, for the annual lobster gear cleanup. Effective upon G&C approval through December 31, 2006. (2)Further Authorized to provide $10,000 to the Pease Development Authority – Division of Ports and Harbors for the costs of performing the work specified in the agreement above. **100% Federal Funds.**

#58 Authorized to enter into an agreement with Scrutons Dairy, Inc., Rochester, NH, for the Scrutons Dairy Farm Silage Best management Practice Installation Phase I project for the reduction of nonpoint source pollution by silage leachate, in the amount of $13,387. Effective upon G&C approval through December 31, 2007. **100% Federal Funds.**

#59 Authorized to enter into an agreement with the University of NH, Office of Sponsored Research, Durham, NH, to provide coordination services for the Natural Resources Outreach Coalition, in the amount of $50,000. Effective upon G&C approval through December 30, 2006. **100% Federal Funds.**

#60 Authorized to enter into an agreement with Eckhardt & Johnson Inc., Manchester, NH, for maintenance and repair of dual fuel boilers in the amount of $14,691. Effective upon G&C approval through June 30, 2008. **100% Other Funds.**

#61 Authorized to enter into a contract with Eastern Pipe Service Inc., Merrimack, NH, for videotape pipe inspections at five DES flood control dams in an amount not to exceed $9,000. Effective upon G&C approval through October 30, 2005. **100% Federal Funds.**

#62 Authorized to amend a Loan Agreement with Milton Water District, to finance the development of a second ground water supply and the installation of water meters, by increasing the amount by $650,000 from $1,783,000 to $2,433,000. Effective upon G&C approval.

#63 Authorized John & Lacey Colligan Revocable Trust's request to construct two perched beaches; attach a seasonal dock to an existing seasonal dock with a seasonal walkway over water in a "U-shaped" configuration; and install a separate seasonal dock on frontage on property located at Squam Lake in Moultonborough.

#64 Authorized Michael Thompson's request to construct breakwater in an "I" configuration with a gap at the shoreline, and a cantilevered pier connected to a piling supported dock by a walkway; and install a three piling ice cluster on frontage on property located on Rattlesnake Island on Lake Winnipesaukee in Alton.

#65 Authorized Glenn & Margaret Newell's request to construct breakwater in an "I" configuration with a gap at the shoreline and a cantilevered pier with three tie off piles in the northern slip on frontage on property located at Lake Winnipesaukee in Alton.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#66 Authorized to accept and place on file a report detailing the activities of the Cannon Mountain Capital Improvement Funds for fiscal year 2005.

#67 Authorized Division of Parks and Recreation to accept a donation of a rescue sled for the lifeguard operation at Hampton Beach, valued at $1,300 from the Hampton Area Chamber of Commerce, Hampton, NH.

#68 Authorized Design, Development, and Maintenance to reclassify position #18738, Design Drafter II, salary grade 20, to the Public Works Manager II, salary grade 24. **55% Park, 45% General Funds.**

#69 Authorized Trails Bureau to enter into a Lease Agreement with Bickford's Sport Center, Epsom, NH, for a two year lease of 8 snowmobiles in the amount not to exceed $32,300. (2)Further Authorized advance payment of $16,150 by December 1st of each year. Effective December 1, 2005 through March 31, 2006 and December 1, 2006 through March 31, 2007. **100% Other Funds.**

#70 Authorized Division of Forests and Lands to accept a $988,000 Federal grant and assign the grant directly to The Society for the Protection of NH Forests to pay the purchase price for acquisition of a Conservation Easement on 2,197+/- acres in the Towns of Middleton and Brookfield, NH, known as "The Moose Mountains Conservation Project". (2)Further Authorized to reimburse The Society for the Protection of NH Forests for costs associated with acquisition of the Easement in the amount of $3,437.50. (3)Further Authorized to accept the 2,197 acre Conservation Easement, and enter into a Snowmobile Agreement with the Society for the Protection of NH Forests to insure continued access to the properties for this use. **100% Federal Funds. Fiscal Committee approved.**

#71 Authorized Division of Forests and Lands to accept and expend $115,986 of federal funds for maintaining and enhancing the Forest Health Program ($90,000 within Forest Health Monitoring, and $25,986 within Insect and Disease). Effective upon G&C approval through September 30, 2007. **100% Federal Funds. Fiscal Committee approved.**

#72 Authorized with Councilor Spaulding voting **no,** Division of Economic Development to enter into a contract with Glen Group Inc., North Conway, for domestic and international advertising, marketing and promotional services, in the amount up to $210,305. Effective upon G&C approval through June 30, 2006 with a one-year extension option at the discretion of the State. **100% General Funds.**

#73 Authorized with Councilor Pignatelli voting **no,** Division of Parks and Recreation to enter into a **sole source** service agreement with the Town of Nottingham Police Department, Nottingham, NH, for security coverage and traffic control at Pawtuckaway State Park, in the amount not to exceed $8,100. Effective **retroactive** to July 1, 2005 through June 30, 2006. **100% Park Funds.**

#74 Authorized with Councilor Pignatelli voting **no,** Division of Parks and Recreation to enter into a **sole source** service agreement with the Town of Tamworth Police Department, Tamworth, NH, for security coverage and traffic control at White Lake State Park, in the amount not to exceed $6,000. Effective **retroactive** to July 1, 2005 through September 30, 2005. **100% Park Funds.**

#75 Authorized with Councilor Pignatelli voting **no,** Division of Parks and Recreation to enter into a **sole source** service agreement with the Deerfield Police Department, Deerfield, NH, for security coverage and traffic control at Bear Brook State Parks in the amount not to exceed $9,000. Effective **retroactive** to July 1, 2005 through September 30, 2005. **100% Park Funds.**

#76 Authorized Division of Parks and Recreation to pay an invoice for emergency vehicle repairs from Hampton Hyundai Ford, North Hampton, NH, in the amount of $4,442.59. **100% Other Funds.**

#77 Authorized to contract with P.M. Mercier & Son, Portsmouth, NH, for the North Beach Bathhouse landscape plan, Hampton Beach State Park, Hampton, NH, on the basis of a low bid of $5,490. Effective upon G&C approval through October 31, 2005. **45% General, 55% Other Funds.**

#78 Authorized Division of Parks and Recreation to enter into **retroactive** service agreements with septic tank pumping and disposal service companies for various State Parks, as detailed in letter dated September 21, 2005, in the total amount of $38,173.20. **100% Other Funds.**

#79 Authorized Design, Development, and Maintenance to enter into a contract with Durell Enterprises, Inc., Kensington, NH to provide guardrail replacement on Ocean Blvd., Hampton Beach State Park, in the amount of $5,975. Effective upon G&C approval through October 31, 2005. **100% Other Funds.**

#80 Authorized Design, Development, and Maintenance to contract with D&D Restoration, LLC, Londonderry, NH, for the roof replacement of the Pavilion and Bathroom building at Hampton Beach State Park, Hampton, NH, on the basis of a low bid of $46,845. Effective upon G&C approval through October 31, 205. **100% Capital Other Funds.**

#81 Authorized Division of Travel and Tourism Development to award a $5,000 grant under the Joint Promotional Program, for a Dover Tourism Brochure. Effective upon G&C approval through June 30, 2006. **100% General Funds.**

#82 Authorized Division of Travel and Tourism Development to award grants, as detailed in letter dated October 5, 2005, under the Joint Promotional Program**,** in the amount of $114,980.96. Effective upon G&C approval. **100% General Funds.**

#83 Authorized Division of Forests and Lands aerial detection contracts with the NH aircraft companies, as detailed in letter dated September 21, 2005, for flying forest fire detection patrol routes in the amount of $18,000. Effective upon G&C approval through June 30, 2007. **95% General, 5% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of Business Operations

#84 Authorized **retroactive** reimbursement to Francia Roy, Internal Auditor, in the amount of $143.55 from current year funds for in-state travel expenses incurred while in the performance of official state business during the last state fiscal year.

Division for Juvenile Justice Services

#85 Authorized **retroactive** reimbursement to Michael Torch in the amount of $738.93 from current year funds for out-of-state travel expenses incurred with in performance of official state business during the last state fiscal year. **100% Federal Funds.**

Division of Child Support Services

#86 Authorized to accept and expend additional federal child support funds in the amount of $155,449. Effective upon G&C approval through June 30, 2006. (2)Further Authorized to allocate these funds in SFY 2006 as detailed in letter dated August 19, 2005. **100% Federal Funds. Fiscal Committee approved.**

Division for Children, Youth & Families

#87 Authorized to enter into an agreement with A. Hurd Consultant, LLC, Kingston, NH, to provide adoption search services, for an amount not to exceed $23,880. Effective October 5, 2005 or upon G&C approval, whichever is later, through September 30, 2007. **100% Federal Funds.**

Bureau of Developmental Services

#88 Authorized Karen Kimball to **retroactively** enter into an Educational Tuition Agreement with Franklin Pierce College, Concord, NH to participate in the course entitled Operations Management for Leaders from September 8, 2005 through December 1, 2005, and to pay said costs in the amount of $1,091.40. **100% General Funds.**

Glencliff Home for Elderly

#89 Authorized to enter into a contract with Alarmco, Inc., d/b/a A&L Alarmco, Bradford, VT to provide fire alarm and detection device testing and maintenance services, in an amount not to exceed $7,600. Effective upon G&C approval through June 30, 2007. **100% General Funds.**

New Hampshire Hospital

#90 Authorized Tina Newcomb to receive tuition assistance under the agreement with the NH Technical Institute for Enhanced Nurse Development and Training (previously approved by G&C on 8-3-05, item #133), in an amount not to exceed $10,089, effective **retroactive** to September 1, 2005 through the completion of all course requirements for the Institute's Registered Nurse Associate Degree Program.

Division of Public Health Services

#91 Authorized Rural Health and Primary Care Section to enter into an agreement with Kristin H. Schmidt, PA, Manchester, NH, to provide services through the State Loan Repayment Program, totaling $20,000. Effective upon G&C approval through June 30, 2008. **50% Federal, 50% General Funds.**

#92 Authorized Rural Health and Primary Care Section to enter into an agreement with Bruce D. Latham, DO, Salisbury, NH, to provide services through the State Loan Repayment Program, totaling $40,000. Effective upon G&C approval through June 30, 2008. **50% Federal, 50% General Funds.**

#93 Authorized Bureau of Disease Control, Food Protection Section to accept and expend other funds from Stonyfield Farm Inc., Londonderry, NH, to fund the New Zealand Milk Inspections Project in the amount of $60,000. Effective October 5, 2005 or upon G&C approval, whichever is later, through June 30, 2006. **100% Other Funds. Fiscal Committee approved.**

#94 Authorized to amend an agreement with the City of Manchester Health Department, Manchester, NH, (previously approved by G&C on 10-9-02, item #81, amended on 10-22-03, item #64), to provide a broad range of public health emergency preparedness and response activities, by increasing the price by $1,421,492 from $2,289,087 to $3,710,579, and extending the completion date to August 30, 2007 **retroactive** to August 30, 2005. **100% Federal Funds.**

#94A Authorized Bureau of Community Health Services, Maternal and Child Health Section to amend an agreement with Trustees of Dartmouth College, Lebanon, NH, (previously approved by G&C on 6-25-03, item #205), to provide injury prevention services statewide, by increasing the price by $185,000 from $221,000 to $406,000, and by extending the completion date to June 30, 2007. **42% Federal, 58% General.**

#95 Authorized Bureau of Community Health Services, Community Public Health Department Section to enter into an agreement with Trustees of Dartmouth College, Hanover, NH, to educate, train, and prepare NH's public health workforce to respond to a public health emergency, whether caused by bioterrorism, disease outbreak or some other natural or man-made event, totaling $81,186. Effective upon G&C approval through August 30, 2007. **100% Federal Funds.**

#96 Authorized Bureau of Community Health Services, Community Public Health Department Section to enter into an agreement with North Country Health Consortium, Littleton, NH, to educate, train, and prepare NH's public health workforce to respond to a public health emergency, and provide Ten Essential services of Public health, totaling $108,410. Effective upon G&C approval through August 30, 2007. **100% Federal Funds.**

#97 Authorized Bureau of Community Health Services, Community Public Health Department Section to enter into an agreement with Lamprey Health Care Inc., d/b/a Southern NH Area Health Education Center, Raymond, NH, to educate, train, and prepare NH's public health workforce to respond to a public health emergency, and provide Ten Essential services of Public health, totaling $110,920. Effective upon G&C approval through August 30, 2007. **100% Federal Funds.**

#98 Authorized Bureau of Prevention Services, Alcohol, Tobacco, and Other Drug Prevention Section to enter into an agreement with Inter-Lakes School District, fiscal agent for CoRe, Meredith, NH, to provide substance abuse prevention services in an amount not to exceed $31,782. Effective upon G&C approval through June 30, 2006. **100% Federal Funds.**

#99 Authorized Bureau of Prevention Services, Alcohol, Tobacco, and Other Drug Prevention Section to enter into an agreement with The Community Diversion Program, Greenland, NH, to provide substance abuse prevention services in an amount not to exceed $45,000. Effective upon G&C approval through June 30, 2006. **74% Federal, 26% General Funds.**

#100 Authorized Bureau of Prevention Services, Alcohol, Tobacco, and Other Drug Prevention Section to enter into an agreement with New Outlook Inc., Exeter, NH, to provide substance abuse prevention services in an amount not to exceed $35,000. Effective upon G&C approval through June 30, 2006. **22% Federal, 78% General Funds.**

Office of Homeless, Housing and Transportation Services

#101 Authorized with Councilor Pignatelli voting **no,** to enter into an agreement with The Salvation Army, Concord, NH, to provide services to homeless individuals in an amount not to exceed $137,500. Effective **retroactive** to July 1, 2005 through June 30, 2007. **100% General Funds.**

#102 Authorized with Councilor Pignatelli voting **no,** to enter into an agreement with The Salvation Army, Laconia, NH, to provide services to homeless individuals in an amount not to exceed $125,000. Effective **retroactive** to July 1, 2005 through June 30, 2007. **100% General Funds.**

#103 Authorized with Councilor Pignatelli voting **no,** to enter into an agreement with Seacoast Mental Center, Portsmouth, NH, to provide services to homeless individuals in an amount not to exceed $13,817. Effective **retroactive** to July 1, 2005 through June 30, 2006. **100% Federal Funds.**

#104 Authorized to enter into an agreement with Community Partners, Dover, NH, to provide services to homeless individuals in an amount not to exceed $41,095. Effective **retroactive** to July 1, 2005 through June 30, 2006. **100% Federal Funds.**

#105 Authorized to enter into an agreement with Southwestern Community Services Inc., Keene, NH, to provide services to homeless individuals in an amount not to exceed $86,390. Effective **retroactive** to April 1, 2005 through March 31, 2006. **100% Federal Funds.**

Office of Medicaid Business and Policy

#106 Authorized Margaret M. Snow, DMD, to **retroactively** enter into an Educational Tuition Agreement with the University of NH, Manchester, NH to participate in the course entitled Public Health Advanced Survey Methods from September 12, 2005 through December 12, 2005, and to pay said costs in the amount of $1,335.

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#107 Authorized to establish a Full Time – Temporary position for one Program Specialist II, labor grade 21. Effective upon G&C approval through June 30, 2007. (2)Further Authorized to transfer in FY 2006, the amount of $60,788 and in FY 2007 the amount of $63,320 from the US Department of Education to fund the position during the biennium ending June 30, 2007. **100% Federal Funds. Fiscal Committee approved.**

#108 Authorized to accept and expend additional funds in the amount of $84,256 from the US Department of Education for a total appropriation of $171,914 in FY06 and $130,062 in FY07. Effective upon G&C approval through June 30, 2007. **100% Federal Funds. Fiscal Committee approved.**

#109 Authorized to enter into a contract with SchoolWorks, LLC, Beverly, MA, to provide technical assistance in the design, and development of tools to be used in the evaluation process of NH's Charter School Program in an amount not to exceed $24,000. Effective upon G&C approval through December 30, 2005. **100% Federal Funds.**

#110 Authorized to utilize the services of the individuals as detailed in letter dated August 24, 2005, to conduct Special Education Impartial Due Process Hearings, State Board of Education Hearings, Vocational Rehabilitation Hearings and Alternative Dispute Resolution sessions at an amount not to exceed $247,906. Effective upon G&C approval through June 30, 2007. (2)Further Authorized unencumbered payment for services rendered and approved in lieu of withholding at least 25% of the total value of the contract. (3)Further Authorized to exercise a renewal option on this contract for up to two additional fiscal years, pending legislative approval of the next biennium budget. **94% General, 6% Other Funds.**

#111 Authorized to grant funds to Southeastern Regional Education Service Center, Bedford, NH, to provide tutorial services to those who qualify for special education services and who are incarcerated in NH's various correctional facilities, for an amount not to exceed $238,802.04. Effective upon G&C approval through June 30, 2007. (2)Further Authorized unencumbered payment of said grant with internal accounting control. **100% Federal Funds.**

#112 Authorized to grant funds to North Country Education Services, Gorham, NH, to provide tutorial services to those who qualify for special education services and who are incarcerated in NH's various correctional facilities, for an amount not to exceed $238,802.04. Effective upon G&C approval through June 30, 2007. (2)Further Authorized unencumbered payment of said grant with internal accounting control. **100% Federal Funds.**

#113 Authorized to grant funds to the Southeastern Regional Education Service Center, Inc., Bedford, NH, for on-site evaluations for programs designed for children and youth with disabilities, for an amount not to exceed $1,500,417. Effective upon G&C approval through June 30, 2007. (2)Further Authorized unencumbered payment of said grant with internal accounting control. (3)Further Authorized to exercise a renewal option on this grant for up to four additional fiscal years, pending legislative approval of the next two biennium budgets. **100% Federal Funds.**

#114 Authorized 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, for an amount not to exceed $103,750. Effective upon G&C approval through September 30, 2006. (2) Further Authorized unencumbered payment of said grant with internal accounting control. (3)Further Authorized to renew the grant from October 1, 2006 through December 31, 2007. **100% Federal Funds.**

NH COMMUNITY TECHNICAL COLLEGE SYSTEM

The Governor and Council acted as follows:

#115 Authorized to pay membership dues to NH College & University Council, Concord, NH, in the amount of $20,600. Effective upon G&C approval through June 30, 2006. **46% General, 54% Other (Tuition)Funds.**

#116 Authorized to pay membership dues to New England Association of Schools and Colleges, Bedford, MA, in the amount of $28,050. Effective upon G&C approval through June 30, 2006. **43% General, 57% Other (Tuition) Funds.**

#117 Authorized NHCTC – Nashua, to enter into a contract with Chamberlin Enterprises, LLC, Hudson, NH, in the amount of $10,000 for the purpose of providing electrical repairs when needed. Effective upon G&C approval through June 30, 2006. **43% State, 57% Tuition Funds.**

#118 Authorized NHCTC – Laconia to enter into an agreement with the Franklin School District, Franklin, NH, for the use of classroom space, in the amount of $9,630. Effective upon G&C approval through June 30, 2008. **44% General, 64% Other (Tuition) Funds.**

POLICE STANDARDS & TRAINING COUNCIL

The Governor and Council acted as follows:

#119 Authorized to enter into a service agreement with Shiloh Trail, Inc., Greenbelt, MD, to provide instruction in a two-day session of Property and Evidence Room Management and a two-day session of Contemporary Gangs in the US, to be held at the NH Police Standards and Training Facility in Concord at a cost of $7,770. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

#120 Authorized to enter into a service agreement with the Institute of Police Technology and Management of the University of North Florida in Jacksonville, FL, to provide instruction in five specialized in-service classes as detailed in letter dated September 8, 2005, to be held at the NH Police Standards and Training Facility in Concord, NH, at a cost of $61,000. Effective upon G&C approval through June 30, 2006. **100% Other Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#121 Authorized to reimburse local public safety and public health organizations, as well as the National Guard, for the actual costs of participating in the statewide pandemic influenza exercises this fall, as a cost not to exceed $150,000. **100% Other Funds.**

#122 Authorized Division of Emergency Services, Communications and Management, Bureau of Emergency Management to accept and expend additional Emergency Assistance funds in the amount of $1,282,000 from the Federal Emergency Management Agency (previously approved by G&C on 5-18-05, item #71). Effective upon G&C approval through December 31, 2005. **100% Federal Funds. Fiscal Committee approved.**

#123 Authorized Division of Emergency Services, Communications and Management, Bureau of Emergency Management to accept and expend additional Emergency Assistance funds in the amount of $430,000 from the Federal Emergency Management Agency (previously approved by G&C on 6-22-05, item #483). Effective upon G&C approval through December 31, 2005. **100% Federal Funds. Fiscal Committee approved.**

#124 Authorized Division of Motor Vehicles to **retroactively** accept and expend $198,555.05 from the Federal Motor Carrier Safety Administration for the purpose of improving safety on our roads. Effective June 1, 2005 through September 30, 2005. **100% Federal Funds. Fiscal Committee approved.**

#125 Authorized Division of Motor Vehicles to accept and expend a federal grant known as "Northern Border Truck Inspection Program", from the Federal Motor Carrier Safety Administration program in the amount of $438,824 to provide security along NH's borders. (2)Further Authorized to establish three Highway Patrol and Enforcement Officer positions and one Highway Patrol Corporal. Effective upon G&C approval through September 30, 2006. (3)Upon approval of the above requests, Authorized to increase the current Highway Patrol fleet with the addition of four Chevrolet Tahoe or like kind SUV vehicles, required to carry out the duties and responsibilities of this border protection grant. **100% Federal Funds. Fiscal Committee approved.**

#126 Authorized Division of Motor Vehicles to accept and expend $113,547 grant known as "New Entrant Grant – MCSAP FY05" from the Federal Motor Carrier Safety Administration Program for the instruction and training of commercial drivers in NH. (2)Further Authorized to establish one Highway Patrol and Enforcement Officer position within the Division of Motor Vehicles under this grant. Effective upon G&C approval through September 30, 2006. (3) Upon approval of the above requests, Authorized to increase the current Highway Patrol fleet with the addition of one equipped vehicle to carry out the duties and responsibilities of this grant. **100% Federal Funds. Fiscal Committee approved.**

#127 Authorized Division of Motor Vehicles to amend a grant received from the NH Highway Safety Agency (previously approved by G&C on 3-9-05, item #68), entitled "Division of Motor Vehicles School Bus Safety Zone Enforcement" by reallocating the remaining balance of $2,937.72. **100% Other Funds.**

#128 Authorized Division of State Police to enter into a four-year contract with Pat's Peak, Inc., Henniker, NH, for the rental of a tower antenna, totaling $5,601.89. Effective upon G&C approval through June 30, 2009.

#129 Authorized Division of Motor Vehicles to **retroactively** extend and end date of a $98,068.34 grant from the Federal Motor Carrier Safety Administration entitled "Risk-Based Commercial Vehicles Crash Reporting System." Effective upon G&C approval through September 30, 2006. **100% Federal Funds.**

#130 Authorized Division of Administration to **retroactively** extend and end date of a grant received from the Federal Highway Administration for the Federal/State Motor Fuel Tax Compliance Project. Effective September 30, 2005 to September 30, 2006. **100% Federal Funds.**

#131 **WITHDRAWN** – The agency withdrew the request of the Division of State Police to enter into a **sole source** contract with Computer Projects of Illinois, Inc., Westmont, IL, for the purpose of installing and integrating updated/new software to the State Police Online Telecommunications System. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#132 Authorized to accept and place on file the Bureau of Right of Way's Contemplated Award List for the period of September 2, 2005 through September 15, 2005.

#133 Authorized Bureau of Right of Way to sell a 1 ½ story, wood-frame house, which requires removal from State owned property located in the Town of Lancaster to David Rexford for $500. **90% Federal, 8% Highway, 2% Other Funds.**

#134 Authorized Bureau of Right of Way to sell a 0.19 acre parcel of State owned land located in the Town of Seabrook to Azoury Family, LLC, for $101,000.

#135 Authorized Division of Aeronautics to disburse the sum of $195,000 to the City of Lebanon, NH, for preliminary design and permitting for the south apron (general aviation parking) and connecting taxiway. State and Federal participation in the amount of $195,000. Effective upon G&C approval. **95% Federal, 5% General Funds.**

#136 Authorized Division of Aeronautics to disburse the sum of $6,868,661 to the Pease Development Authority to design and reconstruct the general aviation apron at the Pease International Tradeport. State and Federal participation in the amount of $6,868,661. Effective upon G&C approval. **95% Federal, 5% General Funds.**

#137 Authorized Bureau of Rail & Transit to expend a Federal Highway Administration Statewide Planning and Research Program funds and enter into an agreement with Advance Transit, Inc., Wilder, VT, to administer the Upper Valley Rideshare Program, for an amount not to exceed $120,000. Effective upon G&C approval through September 30, 2007. **90% Federal, 8% Highway, 2% Other Funds.**

#138 Authorized Bureau of Materials & Research to enter into a contract with NH Boring Inc., Londonderry, NH, to provide geotechnical subsurface explorations (soil and rock core test borings) with a total fee not to exceed $200,000. Effective upon G&C approval through September 30, 2007.

#139 Authorized Bureau of Rail & Transit to expend Federal Highway Administration Statewide Planning and Research Program funds and enter into an agreement with Southern NH Planning Commission, Manchester, NH, to undertake a study of the feasibility of bus service between Manchester and Portsmouth, for an amount not to exceed $20,320. Effective upon G&C approval through June 30, 2007. **90% Federal, 8% Highway, 2% Other Funds.**

#140 Authorized Bureau of Materials & Research to execute Cooperative Project Agreements with the University of NH on an on-call basis for transportation services, for a fee not to exceed $300,000. Effective upon G&C approval through December 31, 2008. **90% Federal, 8% Highway, 2% Other Funds.**

#141 Authorized Division of Operations to enter into a contract with R&R Communications, Inc., Swanzey, NH, for the purpose of providing statewide radio maintenance and service for the Department's mobile radio system, on the basis of a low bid of $142,320. Effective upon G&C approval through June 30, 2007.

#142 Authorized Division of Aeronautics to award a State grant to the Town of Newport, owner of Parlin Field, in the amount of $6,400 for taxiway paving Phase II. Effective upon G&C approval.

#143 Authorized Bureau of Construction to amend a contract with New England Systems Inc., Northwood, NH, (previously approved by G&C on 8-3-05, item #167), for upgrading signal and equipment and coordinating three traffic signals on NH Route 111 in Windham, by increasing the amount by $25,000 from $158,361.50 to $183,361.50. **90% Federal, 8% Highway, 2% Other Funds.**

#144 Authorized Bureau of Construction to amend a contract with Weaver Bros. Construction Co., Concord, NH, (previously approved by G&C on 4-20-05, item #111), for ledge removal along the northbound barrel of I-89 in Sutton, by increasing the amount by $145,000 from $1,598,390.50 to $1,743,390.50. **90% Federal, 8% Highway, 2% Other Funds.**

#145 Authorized Bureau of Construction to enter into a contract with F.L. Merrill Construction Inc., Pembroke, NH, for widening and reconstructing US Route 3 at the intersection of Clark Road and re-alignment of the intersection, on the basis of a low bid of $1,655,711.28. Effective upon G&C approval through September 22, 2006. **90% Federal, 8% Highway, 2% Other Funds.**

#146 Authorized Bureau of Construction to enter into a contract with R.J. Olszak Construction, Inc., d/b/a All-Ways Wrecking, Bridgewater, NH, for the demolition of eight residential structures on Troley Way, which is located off of NH 3A (Brown Ave) in the City of Manchester and four residential structures along US 3 in the Town of Bedford, on the basis of a low bid of $131,551.25. Effective upon G&C approval through December 23, 2005. **90% Federal, 8% Highway, 2% Other Funds.**

#147 Authorized Bureau of Construction to enter into a contract with Jay-Mor Enterprises, Inc., Pelham, NH, for multiple building demolitions on NH 106 in Concord-Laconia and NH 28, Route 111 and Fairmont Road in Salem-Manchester, on the basis of a low bid of $197,030.04. Effective upon G&C approval through December 23, 2005. **90% Federal, 8% Highway, 2% Other Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#148 Authorized to enter into a contract agreement with Arcomm Communications Corporation of Hillsboro, NH, for fiber cable installation, for a total cost of $94,970. Effective upon G&C approval through December 1, 2005.

#149 Authorized Bureau of Court Facilities to enter into a **retroactive** lease renewal with the Town of Hooksett, NH, providing 6,093 square feet of space for use as the "Hooksett District Court", Hooksett, NH. Effective July 1, 2005 through June 30, 2007. (2)Further Authorized to waive compliance with RSA 10:B. The non-budgeted financial burden imposed on the State to test and comply with RSA 10:B to obtain clean air certification is beyond the resources of this agency.

#150 Authorized to enter into a statewide contract with SegTEL, Inc., Enfield, NH, to provide internet connection services to State Agencies in an amount not to exceed $249,570. Effective upon G&C approval.

DEPARTMENT OF SAFETY

#151 The Governor and Council on motion of Councilor Griffin, seconded by Councilor Spaulding authorized the request of the Division of State Police to enter into a $8,888.88 contract with Blue Ribbon Property Improvements, LLC, Hooksett, NH, for the purchase and installation of perimeter fencing at the State Police Explosives Disposal Unit storage facility at Bear Brook State Park in Allenstown. Effective upon G&C approval through October 31, 2005.

#152 **TUITION REQUESTS**

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

A. **EDUCATION -** Request permission to pay Granite State College, Littleton, NH, the sum of $390.00 for the sole purpose of enrolling Lillian Emerson, Grants and Contracts Technician, in the course entitled "Civil Trial Practice & Procedure".

LATE ITEMS

DEPARTMENT OF CORRECTIONS

A. Authorized the Department to exercise the option to amend a contract with Tri County Community Action Programs, Inc., Berlin, NH, for Guardianship Services beginning retroactively from July 1,2005 through June 30, 2007, increasing the price limitation to $51,100.00. **100% General Funds.**

NEW HAMPSHIRE VETERANS HOME

B. Authorized to enter into an agreement with Lakes Region General Healthcare Foot Clinic, Laconia, NH, to provide Foot Clinic services to the Home's residents in the amount of $25,500 per year for a two-year period not to exceed $51,000.00. **40% Federal Funds, 38% Other Funds, 21% General Funds.**

ITEMS REMOVED FROM TABLE

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton, voted to remove item #34A- which was tabled at the September 21, 2005 Meeting.

DEPARTMENT OF ADMINISTRATIVE SERVICES

#34A The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton, voted to approve the request to enter into a statewide contract with HCL Technologies, Inc., Quincy, MA, to provide reselling of FileNet Licenses and to provide technical support for all State FileNet software under contract, for a capped price of $1,000,000. Effective upon G&C approval through June 30, 2008.

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton, voted to remove item #60- which was tabled at the September 21, 2005 Meeting.

EMPLOYMENT SECURITY

#60 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton, voted to approve the request to enter into a service agreement with Bedrock Paving and Construction, Inc., for paving services at NHES's Manchester local office, in the amount of $7,890. Effective upon G&C approval through October 31, 2005. **100% Federal Funds.**

Next Governor and Executive Council meeting is scheduled for Wednesday, October 21, 2005 at 10:00 a.m. at Nashua High School North, Nashua, NH.

The Honorable Board then Adjourned