

New Hampshire
 Department of Agriculture,
 Markets & Food

Lorraine S. Merrill, Commissioner

May 15, 2013

Her Excellency, Governor Margaret Wood Hassan
 and the Honorable Council
 State House
 Concord, New Hampshire 03301

retroactive

REQUESTED ACTION

Authorize the Department of Agriculture to retroactively amend a grant with New Hampshire Lakes Association, Vendor Code 166610, Concord, NH, for the *Lake Friendly Landscaping to Protect Clough Pond* project by extending the completion date to December 30, 2013 from the original grant end date of December 31, 2012. No additional funding is involved in this time extension. The original grant was approved by the Governor and Council on April 13, 2011, item #16.

EXPLANATION

This grant expired on December 31, 2012. We are requesting approval of this amendment to the grant in order to provide the New Hampshire Lakes Association (NHLA) additional time in which to complete the agreed upon scope of services. The NHLA needs additional time due to unforeseen circumstances in the weather causing the project to be delayed, requiring additional time to complete all project tasks. This request is retroactive as there was some confusion with the final reporting requirements.

We respectfully request your approval.

Respectfully submitted,



for Lorraine S. Merrill
 Commissioner

FY 2011
118982

New Hampshire
Department of Agriculture,
Markets & Food

Lorraine S. Merrill, Commissioner

March 28, 2011

VC-166610

His Excellency, Governor John H. Lynch
And the Honorable Council
State House
Concord NH 03301

FY 2012
RQ# 119008 WU# 122630 BS/LSM

REQUESTED ACTION

FY 13 RQ# 128904 WU# 1591425 BS/LSM

Authorize the New Hampshire State Conservation Committee (SCC) to enter into a grant with New Hampshire Lakes Association, Vendor Code 166610 in the amount of \$12,800.00 for the *Lake Friendly Landscaping to Protect Clough Pond* project in the Town of Loudon, effective upon Governor and Council approval through December 31, 2012.
100% Other Funds – State Conservation Committee.

Funding is available in account, Soil Conservation, as follows with the authority to adjust encumbrances in each of the State fiscal years through the Budget Office if needed and justified, pending FY 12 & 13 budget approval.

Funding is available in the Conservation Number Plate account as follows:

02-18-18-184500-28600000 SOIL CONSERVATION

OBJECT

<u>CLASS</u>	<u>ACCOUNT</u>	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>TOTAL</u>
28600000-073-500581	Grants – State	\$2,574	\$9,726	\$500	\$12,800

EXPLANATION

The State Conservation Committee (SCC) in fulfillment of its responsibilities under the Conservation Number Plate grant program, RSA 261:97-c III(a), wishes to contract with New Hampshire Lakes Association to perform certain tasks as enumerated in Exhibit A for the purposes of training student volunteers to implement lake-friendly best management practices within the Clough Pond watershed to reduce the amount of stormwater runoff into the pond. The SCC is confident that the grantee possesses the necessary staff and resources to effectively carry out the duties imposed by this contract.

Respectfully submitted,



Lorraine S. Merrill
Commissioner

Agreement for Services with the New Hampshire Lakes Association
Amendment No. 1 for Agreement #1015463

This Agreement (hereinafter called the "Amendment") dated this 17 day of April, 2013, is by and between the State of New Hampshire (hereinafter referred to as the "State") and the New Hampshire Lakes Association (hereinafter referred to as the "Vendor").

WHEREAS, pursuant to an Agreement (hereinafter called the "Agreement") approved by the State on April 13, 2011, the Vendor agreed to perform certain services upon the terms and conditions specified in the Agreement and in consideration of payment by the State of certain sums as specified therein; and

WHEREAS, the Vendor and the State have agreed to amend the Agreement in certain respects;

NOW THEREFORE, in consideration of the foregoing, and the covenants and conditions contained in the Agreement and set forth herein, the parties hereto do hereby agree as follows:

- 1) Amendment and Modification of Agreement: The Agreement is hereby amended as follows:
 - i) The Completion Date as set forth in sub-paragraph 1.7 of the Agreement shall be changed from December 30, 2012 to December 30, 2013.
- 2) Effective Date of Amendment: This Amendment shall take effect upon the date of approval of the Governor and Council.
- 3) Continuance of Agreement: Except as specifically amended and modified by the terms and conditions of this Amendment, the Agreement, and the obligations of the parties thereunder, shall remain in full force and effect in accordance with the terms and conditions set forth therein.

IN WITNESS WHEREOF, the parties have hereunto set their hands as of the day and year first above written.

New Hampshire Lakes Association

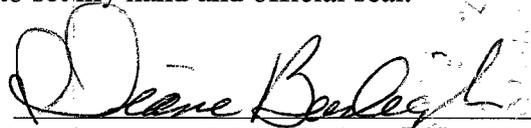
By: 
Signature

President
Printed name, Title

STATE OF NEW HAMPSHIRE
COUNTY OF Merrimack

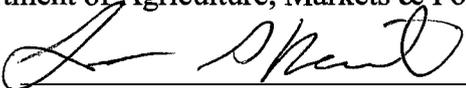
On this the 17th day of April, 2013, before the undersigned officer,
personally appeared Sharon O'Brien who acknowledged
himself/herself to be the person who executed the foregoing instrument for the purpose
therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.


DIANE T. BURLEIGH, Notary Public
My Commission Expires April 13, 2016
(seal)

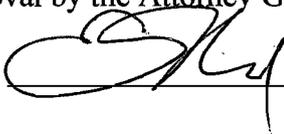
My Commission Expires:

THE STATE OF NEW HAMPSHIRE
Department of Agriculture, Markets & Food

By: 
Lorraine S. Merrill, Commissioner

5-16-13
Date

Approval by the Attorney General

By: 

5-17-13
Date

CERTIFICATE of AUTHORITY

I, Susan Goodwin, Chairman of the New Hampshire Lakes Association, do hereby certify that:

- 1. I am the duly elected Chairman;
- 2. At the meeting held on this date, February 9, 2011, the New Hampshire Lakes Association voted to accept State Conservation Committee funds and to enter into a contract with the State Conservation Committee;
- 3. The New Hampshire Lakes Association authorized on this date, April 15, 2013, the President to execute any documents which may be necessary for this contract;
- 4. This authorization has not been revoked, annulled, or amended in any manner whatsoever, and remains in full force and effect as of the date hereof; and
- 5. The following person has been appointed to and now occupies the office indicated in (3) above:

Thomas O'Brien NH LAKES President
[Print name of Officer Authorized to Sign] Title

IN WITNESS WHEREOF, I have hereunto set my hand as the Chairman of the New Hampshire Lakes Association, on this date 04-17-13.

Susan R. Goodwin Chairman of NH LAKES Association
[Signature of Certifying Officer] Title

STATE OF NEW HAMPSHIRE

County of Merrimack
On this the 17th day of April, before me Diane Burleigh
(Notary Public)

the undersigned officer, personally appeared Susan Goodwin [Printed Name of Certifying Officer] who acknowledged ~~him~~/herself to be the Chairman [Office Title] of the Organization being authorized so to do, executed the foregoing instrument for the purpose therein contained.

In witness whereof, I have set my hand and official seal.

Diane Burleigh
(Notary Public Signature)

Commission Expiration Date:
(Seal)

DIANE T. BURLEIGH, Notary Public
My Commission Expires April 13, 2016



State of New Hampshire Department of State

CERTIFICATE

I, William M. Gardner, Secretary of State of the State of New Hampshire, do hereby certify that NEW HAMPSHIRE LAKES ASSOCIATION, INC. is a New Hampshire nonprofit corporation formed August 9, 1984. I further certify that it is in good standing as far as this office is concerned, having filed the return(s) and paid the fees required by law.



In TESTIMONY WHEREOF, I hereto set my hand and cause to be affixed the Seal of the State of New Hampshire, this 11th day of April A.D. 2013

A handwritten signature in cursive script, appearing to read "William M. Gardner".

William M. Gardner
Secretary of State

