



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

Thomas S. Burack, Commissioner

FIS 13 166
Burack
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June 14, 2013

The Honorable Mary Jane Wallner, Chairman
Fiscal Committee of the General Court
State House

Her Excellency, Governor Margaret Wood Hassan
And the Honorable Council
State House
Concord, NH 03301

Sutton 7/10/13
Approved by Fiscal Committee Date

REQUESTED ACTION

Pursuant to RSA 14:30-a, VI, authorize the Department of Environmental Services (DES) to **retroactively** amend the acceptance and expenditure of \$50,100.00 in federal funds provided by the U.S. Department of Agriculture (USDA) for implementation of a grant to fund assistance to rural New Hampshire communities regarding use of best management practices for solid waste management, by extending the end date to September 30, 2013 from September 30, 2012, effective upon Fiscal Committee and Governor and Council approval. This award was originally approved by Fiscal Committee on October 28, 2011, Item #FIS 11-297 and Governor and Council on November 9, 2011, Item #58. No additional funding is involved in this time extension. 100% Federal funds.

EXPLANATION

The DES Solid Waste Management Bureau (Bureau) was awarded a federally funded U.S. Department of Agriculture Rural Development Grant for federal fiscal year 2012 to provide technical assistance and training to rural town government officials and solid waste facility operators. On July 12, 2012, the U.S. Department of Agriculture provided a no-cost time extension from September 30, 2012 to September 30, 2013, due to the unexpected loss of personnel in the Bureau that had slowed initiation and completion of the grant related work. This item is **retroactive** due to an erroneous belief that the expiration date previously approved by Fiscal Committee and Governor and Council was September 30, 2013, consistent with the Department of Agriculture extension, rather than the actual expiration date of September 30, 2012. As a result, DES unintentionally failed to request this needed approval before the previous approval expired on September 30, 2012. Therefore, DES is now requesting an extension through September 30, 2013, applied retroactively from September 30, 2012.

No grant monies have yet been expended. In the event that federal funds are no longer available, general funds will not be requested to support this project.

We respectfully request your approval.

Thomas S. Burack
Thomas S. Burack, Commissioner



Rural Development

May 7, 2013

Vermont and New
Hampshire
State Office

87 State Street,
Suite 324
P O Box 249
Montpelier, VT 05601

Voice 802.828.6033
Cell 802.338.2722
Fax 802.828.6018

Sharon A. Yergeau, Supervisor
Solid Waste Compliance Assurance Section
NH Department of Environmental Services
PO Box 95
29 Hazen Drive
Concord, NH 03302-0095



Dear Ms. Yergeau:

This letter will confirm that on July 12, 2012, I approved by e-mail a one-year extension of your Solid Waste Management Grant from September 30, 2012 to September 30, 2013.

This is the only extension that can be allowed under the terms of the Grant Agreement. If you have any questions, please don't hesitate to contact me.

Please note our address change for your records.

Sincerely,

Rhonda L. Shippee
Community Programs Director
Vermont and New Hampshire



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

October 4, 2011

Representative Ken Weyler, Chairman
 Fiscal Committee of the General Court
 State House
 Concord, NH 03301

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

APPROVED G & C
 DATE 11/9/11
 ITEM # 58

APPROVED
 FISCAL COMMITTEE
 DATE 10/28/11
 ITEM # FIS 11-297

REQUESTED ACTION

Pursuant to RSA 14:30-a, VI, authorize the Department of Environmental Services (DES) to accept and expend \$50,100.00 in federal funds awarded by the U.S. Department of Agriculture to assist rural New Hampshire communities with implementing best management practices for solid waste management, effective upon Fiscal Committee and Governor and Council approval through September 30, 2012. 100% federal funds.

The funds shall be budgeted as follows:

Solid Waste Disposal Outreach and Education Program for Rural Area Officials
03-44-44-444010-87170000
FY 2012

Class Account	Title	Current Budget	Requested Change	Revised Budget
Income				
000-400338	Federal Income	\$0	(\$50,100)	(\$50,100)
Expenditures				
018-500106	Overtime	\$0	\$9,000	\$9,000
020-500200	Current Expenses	\$0	\$37,311	\$37,311
040-500800	Indirect Costs	\$0	\$442	\$442
041-500801	Audit Fund Set Aside	\$0	\$50	\$50
042-500620	Additional Fringe Benefits	\$0	\$893	\$893
060-500601	Benefits	\$0	\$689	\$689
070-500704	In-State Travel	\$0	\$1,715	\$1,715
	Total Expenditures	\$0	\$50,100	\$50,100

DES Web Site: www.des.nh.gov
 P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
 Telephone: (603) 271-2925 Fax: (603) 271-2456 TDD Access: Relay NH 1-800-735-2964

EXPLANATION

The DES Solid Waste Management Bureau was awarded a federally funded U.S. Department of Agriculture Rural Development Grant for federal fiscal year 2012 to provide technical assistance and training to rural town government officials and solid waste facility operators. The education and training will augment existing technical assistance efforts to promote and support best management practices for municipal solid waste management, including waste reduction and recycling strategies for cost savings and environmental benefit.

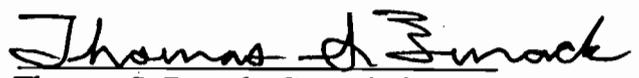
DES is requesting authorization to accept and expend \$50,100 in Federal Funds, and to budget those funds as follows:

- Class 18 (Overtime): budgeted to cover staff time to conduct evening workshops for local officials.
- Class 20 (Current Expense): budgeted to cover publishing costs of 1,000 updateable reference manuals for solid waste facility operators and local municipal officials concerning options and preferred methods for properly managing solid waste at rural transfer stations. The manuals will be provided in this format because the focus of the grant is on rural communities where computers, internet service and electronic library options and skills are often limited. Class 20 will also provide refreshments to the workshop attendees.
- Class 40 (Indirect Costs) and Class 42 (Additional Fringe Benefits): are budgeted based on state guidelines as percentages of overtime costs.
- Class 41 (Audit Fund Set Aside): budgeted at 1/10 of 1% based on state guidelines.
- Class 60 (Benefits): budgeted to cover benefit costs associated with overtime based on state guidelines.
- Class 70 (In-State Travel): budgeted to cover travel to conduct 10 or more regional workshops.

This grant was not included in the FY 12/13 budget request as DES was not aware of the availability of this competitive grant until late spring of 2011. The grant application was not filed until May 31, 2011 and DES did not received notification of approval for funding until July 2011, after the budget had been approved.

In the event that federal funds become no longer available, general funds will not be requested to support this program.

We respectfully request your approval.


Thomas S. Burack, Commissioner

**SOLID WASTE DISPOSAL OUTREACH AND EDUCATION
PROGRAM FOR RURAL AREA OFFICIALS
FISCAL SITUATION FY12
03-44-44-444010-87170000**

Total Federal Authorization	\$50,100.00
Less Expenditures thru 6/30/11	<u>\$0.00</u>
Remaining Authorization to Budget	\$50,100.00
Less Current FY12 Budget Authorization	<u>\$0.00</u>
Total Available for Budgeting	\$50,100.00
Available to Budget at a later date	<u>\$0.00</u>
REQUESTED ACTION	<u>\$50,100.00</u>

Grant Award Number	<u>Award Amount</u>	<u>Expenses to 6/30/11</u>	<u>Balance</u>
RUS Guide 1775-1	\$50,100.00	\$0.00	\$50,100.00
TOTAL	<u>\$50,100.00</u>	<u>\$0.00</u>	<u>\$50,100.00</u>

REQUEST FOR OBLIGATION OF FUNDS

INSTRUCTIONS-TYPE IN CAPITALIZED ELITE TYPE IN SPACES MARKED				
Complete Items 1 through 30 and applicable Items 31 through 43. See FMI.				
1. CASE NUMBER ST CO		BORROWER ID		LOAN NUMBER
34 006		*****0618		
2. BORROWER NAME			3. NUMBER NAME FIELDS	
DEPT. OF ENVIRONMENTAL SERVICES, STATE OF			1 1, 2, or 3 from Item 2)	
			4. STATE NAME	
			New Hampshire	
			5. COUNTY NAME	
			Hillsborough Merrimack	
GENERAL BORROWER/LOAN INFORMATION				
6. RACE/ETHNIC CLASSIFICATION		7. TYPE OF APPLICANT		8. COLLATERAL CODE
1 - WHITE 4 - HISPANIC 2 - BLACK 5 - A/PI 3 - AVAN		1 - INDIVIDUAL 2 - PARTNERSHIP 3 - CORPORATION		1 - REAL ESTATE SECURED 2 - REAL ESTATE AND CHATTEL 3 - NOTE ONLY OR CHATTEL ONLY
10. SEX CODE		11. MARITAL STATUS		12. VETERAN CODE
6 1 - MALE 2 - FEMALE		1 - MARRIED 3 - UNMARRIED (INCLUDES WIDOWED/DIVORCED) 2 - SEPARATED		1 - YES 2 - NO
14. DIRECT PAYMENT		15. TYPE OF PAYMENT		17. INTEREST CREDIT
(See FMI)		1 - MONTHLY 3 - SEMI-ANNUALLY 2 - ANNUALLY 4 - QUARTERLY		1 - YES 2 - NO
18. COMMUNITY SIZE		19. DWELLING TYPE/USE OF FUNDS CODE		
1 - 10,000 OR LESS (FOR SFH AND HPG ONLY) 2 - OVER 10,000		(See FMI)		
COMPLETE FOR OBLIGATION OF FUNDS				
20. TYPE OF ASSISTANCE		21. PURPOSE CODE		23. TYPE OF ACTION
120 (See FMI)		1		1 - OBLIGATION ONLY 2 - OBLIGATION/CHECK REQUEST 3 - CORRECTION OF OBLIGATION
24. TYPE OF SUBMISSION		25. AMOUNT OF LOAN		26. AMOUNT OF GRANT
1 1 - INITIAL 2 - SUBSEQUENT				\$50,100
27. AMOUNT OF IMMEDIATE ADVANCE		28. DATE OF APPROVAL		30. REPAYMENT TERMS
		MO DA YR 8/2/01		
COMPLETE FOR SINGLE FAMILY HOUSING ONLY				
31. INCOME CATEGORY CODES		32. LOW INCOME LIMIT-MAX.		33. ADJUSTED FAMILY INCOME
1 - VERY LOW 3 - MODERATE 2 - LOW 4 - ABOVE MODERATE				
34. R.E. INSURANCE		35. R.E. TAXES 1st year		37. NOTE INSTALLMENT INELIGIBLE
38. TYPE OF UNIT		39. PROFIT TYPE		
1 - FARM TRACT 2 - NON-FARM TRACT		1 - FULL PROFIT 2 - LIMITED PROFIT 3 - NONPROFIT		
COMPLETE FOR COMMUNITY PROGRAM AND CERTAIN MULTIPLE-FAMILY HOUSING LOANS				
40. DISASTER DESIGNATION NUMBER		41. TYPE OF SALE		
(See FMI)		1 - CREDIT SALE ONLY 2 - ASSUMPTION ONLY 4 - ASSUMPTION WITH SUBSEQUENT LOAN 3 - CREDIT SALE WITH SUB LOAN		
FINANCE OFFICE USE ONLY		COMPLETE FOR FP LOANS ONLY		
42. OBLIGATION DATE		43. BEGINNING FARMER/RANCHER		
MO DA YR		(See FMI)		

If the decision contained above in this form results in denial, reduction or cancellation of USDA assistance, you may appeal this decision and have a hearing or you may request a review in lieu of a hearing. Please use the form we have included for this purpose.

Position 2

ORIGINAL - Borrower's Case Folder COPY 1 - Finance Office COPY 2 - Applicant/Lender Copy 3 - State Office

CERTIFICATION APPROVAL

For All Farmer Programs

EM, OL, FO, and SW Loans

This loan is approved subject to the availability of funds. If this loan does not close for any reason within 90 days from the date of approval on this document, the approval official will request updated eligibility information. The undersigned loan applicant agrees that the approval official will have 14 working days to review any updated information prior to submitting this document for obligation of funds. If there have been significant changes that may affect eligibility, a decision as to eligibility and feasibility will be made within 30 days from the time the applicant provides the necessary information.

If this is a loan approval for which a lien and/or title search is necessary, the undersigned applicant agrees that the 15-working-day loan closing requirement may be exceeded for the purposes of the applicant's legal representatives completing title work and completing loan closing.

44. COMMENTS AND REQUIREMENTS OF CERTIFYING OFFICIAL

~~Approval of financial assistance is subject to availability of funds and to the terms of the Letter of Conditions dated _____ and any amendments thereto prior to closing.~~

Approval for financial assistance is subject to the terms of the Grant Agreement

45. ~~I HEREBY CERTIFY that I am unable to obtain sufficient credit elsewhere to finance my actual needs at reasonable rates and terms, taking into consideration prevailing private and cooperative rates and terms in or near my community for loans for similar purposes and periods of time. I agree to use the sum specified herein, subject to and in accordance with regulations applicable to the type of assistance indicated above, and requested payment of such sum. I agree to report to USDA any material adverse changes, financial or otherwise, that occur prior to loan closing. I certify that no part of the sum specified herein has been received. I have reviewed the loan approval requirements and comments associated with this loan request and agree to comply with these provisions.~~

(For SFH & FP loans at eligible terms only) If this loan is approved, I elect the interest rate to be charged on my loan to be the lower of the interest rate in effect at the time of approval or loan closing. If I check "NO", the interest rate charged on my loan will be the rate specified in Item 29 of this form.

_____ Yes _____ No

WARNING: Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined under this title or imprisoned not more five years, or both."

Date 7/27/11

By: Susan Carlson
NH DEPARTMENT OF ENVIRONMENTAL SERVICES
SUSAN A. CARLSON, CHIEF OPERATIONS OFFICER

46. I HEREBY CERTIFY that all of the committee and administrative determinations and certifications required by regulations prerequisite to providing assistance of the type indicated above have been made and that evidence thereof is in the docket, and that all requirements of pertinent regulations have been complied with. I hereby approve the above-described assistance in the amount set forth above, and by this document, subject to the availability of funds, the Government agrees to advance such amount to the applicant for the purpose of and subject to the availability prescribed by regulations applicable to this type of assistance.

Molly Lambert
MOLLY LAMBERT (Signature of Approving Official)
STATE DIRECTOR VT/NH

Date Approved: 8/2/11

47. TO THE APPLICANT: As of this date 8/10/2011, this is notice that your application for financial assistance from the USDA has been approved, as indicated above, subject to the availability of funds and other conditions required by the USDA. If you have any questions contact the County Supervisor or District Director. *Info processed via terminal*



**United States Department of Agriculture
Rural Development
Vermont/New Hampshire**

August 10, 2011

Susan Carlson, Chief Operations Officer
NH Department of Environmental Services
PO Box 95
Concord, NH 03302

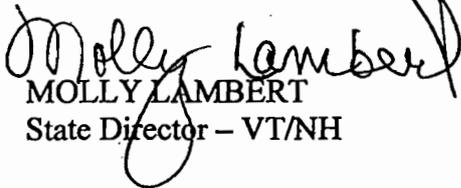
Re: NH Department of Environmental Services
\$50,100 Solid Waste Management Grant

Dear Ms. Carlson:

Enclosed please find your copy of Form 1940-1, Request for Obligation of Funds. This is your notification that the above grant has been approved subject to the conditions stated in our Letter of Conditions.

If you have any questions, please don't hesitate to contact Rhonda Shippee our Montpelier State Office at 802-828-6011.

Sincerely,


MOLLY LAMBERT
State Director - VT/NH

Attachment

cc: Montpelier State Office

City Center 3rd Floor • 89 Main Street • Montpelier, VT 05602 • 802-828-6080
802-828-6018 Fax • 802-828-6035 TTY • molly.lambert@vt.usda.gov
<http://www.rurdev.usda.gov/vt>
Committed to the future of rural communities

"USDA is an equal opportunity provide, employer and lender."

To file a complaint of discrimination write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W.
Washington, DC 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD).

