

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
March 28, 2012, 10:00 a.m.

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

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Councilor Sununu offered the prayer and led the Pledge of Allegiance.

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The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Burton, accepted the minutes of March 7, 2012.

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The Governor and Executive Council, on motion of Councilor Sununu, seconded by Councilor St. Hilaire, approved the appointment of several persons nominated for Civil Commissions from the March 7, 2012 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignation:

Director of the Division of Air Resources - RSA: 21-O

Robert R. Scott, Bow

Effective: March 28, 2012

State Apprenticeship Advisory Council - RSA: 278-2

(Labor)

Dennis E. Adams, Deerfield

Effective: March 28, 2012

Justice of the Sixth Circuit Court - RSA: 502:1 and 502-A:1, 35

Brackett L. Scheffy, Bradford

Effective: March 31, 2012

Respiratory Care Practitioners Governing Board - RSA: 328-F

Michael H. W. Quinlan, Bedford

Effective: March 28, 2012

Volunteer NH Board of Directors - RSA: 19-H

Lori DeLeo, Nashua

Effective: March 28, 2012

CONFIRMATIONS

The Governor and Council confirmed the following:

Financial Data Manager for the Department of the Administrative Services - RSA: 21-I:5

Nominated by the Commissioner of the Department of Administrative Services

Charles S. Russell, Derry

Effective: April 9, 2012

Reappointment

Expiration: April 9, 2016

Salary: Grade HH; step 4 - \$93,812

Air Resources Council - RSA: 21-O

(General Public)

J. Ryan Bielagus, Amherst

Effective: March 28, 2012

Reappointment

Expiration: December 6, 2015

Advisory Commission for the Department of Resources and Economic Development - RSA: 12-A:5

(Recreation)

Donna J. Kuethe, (d), Gilford

Effective: April 1, 2012

Reappointment

Expiration: April 1, 2017

Advisory Commission for the Department of Resources and Economic Development - RSA: 12-A:5

(Agriculture)

Diane Souther, (r), Concord

Reappointment

Effective: April 1, 2012

Expiration: April 1, 2017

Enhanced 911 Commission - RSA: 106-H

(Rep. Mobile Telecommunications Carriers Industry)

Robert D. Girard, Bedford

Reappointment

Effective: March 28, 2012

Expiration: March 8, 2015

Family Mediator Certification Board - RSA: 328-C

(Public Member)

David S. Phillips, Amherst

Reappointment

Effective: April 10, 2012

Expiration: April 10, 2015

Fish and Game Commission – RSA: 206:2

(Carroll County)

David L. Patch, Glen

Succeeding: Robert Rowan, (r), Center Sandwich

Effective: March 28, 2012

Term: June 29, 2016

Senior Division Director for the Department of Health and Human Services - RSA: 126-A:9

Nominated by the Commissioner of the Department of Health and Human Services

Mary P. Castelli, Chichester

Reappointment

Salary: Grade JJ; Maximum step - \$110,036

Effective: March 28, 2012

Expiration: March 5, 2016

Health Services Planning and Review Board - RSA: 151-C

(Health Care Insurer)

Maria Proulx, Raymond

Succeeding: James R. Tollner, Nashua (resigned)

Effective: March 28, 2012

Expiration: April 19, 2014

Board of Hearing Care Providers - RSA: 137-F:3

(Hearing Aid Dealer)

Cheryl Kenney, Campton

Reappointment

Effective: April 23, 2012

Expiration: April 23, 2014

Board of Mental Health Practice - RSA: 330-A:3,II

(Public Member)

Jane Power Kilcoyne, Portsmouth

Vacancy

Effective: March 28, 2012

Expiration: September 27, 2012

Board of Nursing - RSA: 326-B

(RN)

Tracey L. Collins, Rochester

Succeeding: Kathleen R. Hartman, Pittsburg (resigned)

Effective: March 28, 2012

Expiration: May 11, 2013

Occupational Therapy Governing Board - RSA: 328-F

(Physician knowledgeable in the practice of Occupational Therapy)

Rod J. Chronister, Manchester

Succeeding: Michael S. Huffman, Hollis

Effective: March 28, 2012

Expiration: February 18, 2013

Board of Optometry - RSA: 327

(Public Member)

William L. Egge, Danbury

Succeeding: Joyce E. Egge, Danbury (term limited)

Effective: March 28, 2012

Expiration: January 20, 2017

Racing and Charitable Gaming Commission - RSA: 284:6-a
(Thoroughbred and Harness Horse Racing Interests)
Timothy J. Connors, Newington
Reappointment

Effective: April 9, 2012
Expiration: April 9, 2015

Board of Managers of the New Hampshire Veterans' Home - RSA: 119
(American Legion Auxiliary)
Nominated by the American Legion Auxiliary
Irene A. Lewis, Belmont
Succeeding: Wanda Furbish, Portsmouth (term limited)

Effective: March 28, 2012
Expiration: March 1, 2014

NOMINATIONS

The Governor placed into nomination the following:

Connecticut River Valley Flood Control Committee - RSA: 484
Fred S. Parker, Keene
Reappointment

Effective: May 1, 2012
Expiration: May 1, 2015

Deferred Compensation Commission - RSA: 101-B:2
(Unclassified State Employee)
Kevin P. O'Brien, Concord
Succeeding: Thomas F. Manning, Manchester (resigned)

Effective: Upon confirmation
Expiration: July 15, 2013

State Board of Education - RSA: 21-N
(At-large)
Lucinda Chagnon, Bedford
Succeeding: John E. Lyons, Jr. Portsmouth

Effective: Upon confirmation
Expiration: January 31, 2016

State Board of Education - RSA: 21-N
(District 1)
Gregory Odell, Dalton
Succeeding: William D. Walker, Campton

Effective: Upon confirmation
Expiration: January 31, 2016

Assistant Commissioner of the Department of Environmental Services - RSA: 21-O
Nominated by the Commissioner of the Department of Environmental Services
Vicki V. Quiram, Billerica, MA
Succeeding: Michael J. Walls, Concord (retired)
Salary: Grade II, maximum step - \$104,364

Effective: Upon confirmation
Expiration: January 8, 2015

Health Services Planning and Review Board - RSA: 151-C
(Nominated by the NH Hospital Association)
Lori M. Underwood, New London
Reappointment

Effective: April 19, 2012
Expiration: April 19, 2015

State Historical Resources Council - RSA: 227-C
(Public Member)
Molly Bolster, Portsmouth
Reappointment

Effective: Upon confirmation
Expiration: December 10, 2016

Board of Nursing - RSA: 326-B
(RN)
Karen L. Baranowski, Nashua
Reappointment

Effective: May 10, 2012
Expiration: May 10, 2015

Board of Nursing - RSA: 326-B
(RN)

Robert A. Duhaime, Manchester
Reappointment

Effective: May 10, 2012
Expiration: May 10, 2015

Board of Nursing - RSA: 326-B
(Public Member)

Harley G. Featherston, Salem
Reappointment

Effective: May 10, 2012
Expiration: May 10, 2015

Board of Nursing - RSA: 326-B
(LPN)

Beth A. Fersch, Milford
Reappointment

Effective: May 10, 2012
Expiration: May 10, 2015

Director of Operations at the Department of Transportation - RSA: 21-L:10

Nominated by the Commissioner of the Department of Transportation

William P. Janelle, Madbury
Succeeding: Lyle W. Knowlton, Northfield
Salary: Grade II, Maximum step - \$104,364

Effective: May 1, 2012
Expiration: January 7, 2016

Advisory Council on Unemployment Compensation - RSA: 282-A:128
(Employers)

Kevin P. Sullivan, Hampton
Reappointment

Effective: Upon confirmation
Expiration: March 26, 2015

Volunteer NH Board of Directors - RSA: 19-H

Richard McIntire, Bow
Reappointment

Effective: May 20, 2012
Expiration: May 20, 2015

Volunteer NH Board of Directors - RSA: 19-H

Gertrude Sutherland, Concord
Succeeding: Lori DeLeo, Nashua (resigned)

Effective: Upon confirmation
Expiration: January 13, 2013

Wetlands Council - RSA: 21-O:5-a
(Member of Conservation District)

Nominated by the NH Association of Conservation Districts
Earle L. Chase, Center Barnstead
Succeeding: David A. Thompson, Lincoln

Effective: Upon confirmation
Expiration: December 6, 2012

#1 **CONSENT CALENDAR - DONATIONS:**

DEPARTMENT OF CULTURAL RESOURCES

- A. Authorized to accept various works of Art and books, from Alma Gilbert-Smith and Peter W. Smith, Plainfield, NH.

ADJUTANT GENERAL'S DEPARTMENT

- B. Authorized to accept donations of baseboard trim, computer services and a loam/soil screener in the amount of \$10,142.75 for the NH State Veterans Cemetery to be used for the betterment of the cemetery.

DEPARTMENT OF INFORMATION TECHNOLOGY

- C. Authorized Bill (Roger) Poulin, Technical Support Specialist V, to attend the IBM Northeast Users Group Conference (NEUGC) to be held April 2-4, 2012 in Framingham, MA. (2)Further authorized to accept complimentary admission in the amount of \$575 from the NEUGC.

#1D **CONSENT CALENDAR - TRAVEL:**

- D. Authorized Paul Connolly, Steve Lemire, and Leo Gerrior, to travel to New York and New Jersey Transportation Management Centers, carpooling over 300 miles one-way in a state-owned vehicle rather than commercial air, in the amount of \$1,000 for the period of April 16-18, 2012. **100% Highway Funds.**

BUSINESS FINANCE AUTHORITY

#2 The Governor and Executive Council on motion of Councilor Sununu, seconded by Councilor Wieczorek and further on a roll call vote as follows: Councilor Burton – yes, Councilor St. Hilaire – yes, Councilor Sununu – yes, Councilor Wieczorek – yes, and Councilor Wheeler – abstained, authorized to hold a Public Hearing to approve an award of a State Guarantee under RSA 162-A:13 with respect to a loan from First Colebrook Bank to New England Dragway, LLC located in Epping, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON MARCH 28, 2012
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guaranteed Asset Program of the Business Finance Authority in connection with a loan to be made by First Colebrook Bank to New England Dragway, LLC, and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Michael B. Donahue, Senior Credit Officer of the Authority who briefly explained the project . The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Sununu introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM FIRST COLEBROOK BANK TO NEW ENGLAND DRAGWAY, LLC." and moved its adoption, which was seconded by Councilor Wieczorek. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Burton, Councilor St. Hilaire, Councilor Sununu, and Councilor Wieczorek; those abstaining were Councilor (s): Councilor Wheeler; and those voting against were: None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE
UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM
FIRST COLEBROOK BANK TO NEW ENGLAND DRAGWAY, LLC**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to eighty percent (80%) of the principal amount of a loan up to \$2,800,000 from First Colebrook Bank to New England Dragway, LLC., pursuant to RSA 162-A:13 (the Guaranteed Asset Program or the "GAP Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed eighty percent (80%) of the proposed financing;

WHEREAS, pursuant to the provisions of RSA Chapter 162-A, the Governor and Council is authorized to approve the recommendation of the Authority and to award the recommended guarantee upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed award of the Authority's guarantee which they have requested; and

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

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. Findings and Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special Findings.

(i) The award of the guarantee as proposed will contribute significantly to the success of the financing.

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

(b) General Findings.

(i) The award of the guarantee as proposed will serve a public use and provide a public benefit.

(ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.

(iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.

(iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the award of the guarantee as may be required and authorize the Authority to take such further action with respect to such proposed execution as is necessary and appropriate to carry out the proposed transaction.

3. Effective Date. This resolution shall take effect upon its passage.

Passed and Agreed to March 28, 2012.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

#3 Authorized to amend a grant agreement with the Town of Northwood, NH, (originally approved by G&C on 4-27-11, item #5), in the amount of \$299,000, to allow for finalization of water and septic improvements at Tower View Cooperative manufactured housing park, by extending the completion date to December 31, 2012 from June 30, 2012. No Additional Funding. **100% Federal Funds.**

#4 Authorized to amend a grant agreement with the Town of Pittsburg, NH, (originally approved by G&C on 3-16-11, item #3), in the amount of \$500,000, to allow for finalization of the town's water system upgrade, by extending the completion date to June 30, 2013 from June 30, 2012. No Additional Funding. **100% Federal Funds.**

#5 Authorized to amend a grant agreement with the Town of Hampton, NH, (originally approved by G&C on 12-8-10, item #5), in the amount of \$400,000, to allow for finalization of the job creation requirements, by extending the completion date to June 30, 2013 from June 30, 2012. No Additional Funding. **100% Federal Funds.**

#6 Authorized to amend a grant agreement with the Town of Rollinsford, NH, (originally approved by G&C on 12-8-10, item #3), in the amount of \$500,000, to allow Green View Technologies, the business, additional time to increase production and create the additional jobs as required, by extending the completion date to June 30, 2013 from June 30, 2012. No Additional Funding. **100% Federal Funds.**

#7 Authorized to award an Emergency grant to the Town of Conway, NH, in the amount of \$119,500 for the purpose of replacing a water distribution line for the Rebecca Lane Association neighborhood. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#8 Authorized to award a Planning grant to the Town of Newport, NH, in the amount of \$12,000, for the purpose of conducting a study to determine the feasibility of locating a grocery store within the downtown area of Newport. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#9 Authorized to award a grant to the Town of Winchester, NH, in the amount of \$225,162 for the purpose of renovating and adding an addition to the Winchester Learning Center. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#10 Authorized to amend a **sole source** contract with Horizon Residential Energy Services NH LLC, Concord, NH, (originally approved by G&C on 12-8-10, item #16A), to assist in performing Quality Assurance inspections for the weatherization assistance program, by increasing the contract by an amount not to exceed \$31,867 from \$38,133 to \$70,000, and by extending the completion date from April 30, 2012 to September 28, 2012. **100% Federal ARRA Funds.**

#11 Authorized to amend a **sole source** contract with Southwestern Community Services Inc., Keene, NH (originally approved by G&C on 4-1-09, late item #E), for the Weatherization Assistance Program, by extending the completion date from March 31, 2012 to September 30, 2012. **100% Federal ARRA Funds.**

#12 Authorized to amend a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH (originally approved by G&C on 4-1-09, late item #C), for the Weatherization Assistance Program, by extending the completion date from March 31, 2012 to September 30, 2012. **100% Federal ARRA Funds.**

#13 Authorized to amend a **sole source** contract with Southern NH Services Inc., Manchester, NH (originally approved by G&C on 4-1-09, late item #F), for the Weatherization Assistance Program, by increasing the amount not to exceed \$165,609.51, and by extending the completion date from March 31, 2012 to September 30, 2012. **100% Federal ARRA Funds.**

#14 Authorized to amend a **sole source** contract with the F/K/A Strafford County Community Action Committee Inc., now named Community Action Partnership of Strafford County, Dover, NH (originally approved by G&C on 4-1-09, late item #D), for the Weatherization Assistance Program, by extending the completion date from March 31, 2012 to September 30, 2012. **100% Federal ARRA Funds.**

#15 Authorized to amend a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH (originally approved by G&C on 4-1-09, late item #H), for the Weatherization Assistance Program, by increasing the amount not to exceed \$207,200 from \$5,005,855 to \$5,213,055, and by extending the completion date from March 31, 2012 to September 30, 2012. **100% Federal ARRA Funds.**

#16 Authorized to enter into a **sole source** contract with Southern NH Services Inc., Manchester, NH, for the federal Weatherization Assistance Program, in the amount of \$337,412. (2)Further authorized to advance to the vendor \$25,112. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#17 Authorized to enter into a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, for the federal Weatherization Assistance Program, in the amount of \$278,561. (2)Further authorized to advance to the vendor \$12,051. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#18 Authorized to enter into a **sole source** contract with Southwestern Community Services Inc., Keene, NH, for the federal Weatherization Assistance Program, in the amount of \$214,273.28. (2)Further authorized to advance to the vendor \$9,641. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#19 Authorized to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, for the federal Weatherization Assistance Program, in the amount of \$100,985. (2)Further authorized to advance to the vendor \$11,248. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#20 Authorized to enter into a **sole source** contract with Community Action Partnership of Strafford County, FKA Strafford County Community Action Committee Inc., Dover, NH, for the federal Weatherization Assistance Program, in the amount of \$91,274. (2)Further authorized to advance to the vendor \$9,641. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#21 Authorized to amend a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, (originally approved by G&C on 9-28-11, item #12), for the Fuel Assistance Program, by increasing the amount by \$600,000 from \$5,956,985 to \$6,556,985. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#22 Authorized to accept the **retroactive** assignment of an agreement with Scientific Technologies Corporation of Tucson, AZ, (originally approved by G&C on 2-4-09, item #65), for the maintenance and support of the NH Electronic Disease Surveillance System, the State's public health disease surveillance software application, in the amount of \$390,000. Effective upon G&C approval through June 30, 2013. **100% DoIT appropriations, which are 100% DHHS federal funds.**

#23 Authorized to amend a contract with Thomson Reuters (Healthcare) Inc., Ann Arbor, MI, (originally approved by G&C on 12-19-01, item #167), to provide for ongoing contractor system maintenance and enhancements for the DHHS Medicaid Decision Support System, by increasing the amount by \$317,500, from \$4,504,782 to an amount not to exceed \$4,822,282, and by extending the end date from March 31, 2012 to March 31, 2013. **100% Other (Agency Class 27) funds: the Agency Class 27 used by DHHS to reimburse DoIT for this contract is 75% Federal and 25% General Funds.**

JUDICIAL COUNCIL

#24 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Wheeler authorized the request to receive additional General Funds from funds not otherwise appropriated in the amount of \$300,000. Effective upon G&C approval through June 30, 2012. **Fiscal Committee approved.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#25 Authorized to transfer appropriated funds in the amount of \$1,051,280 within Air Guard Security, of the appropriation warrant for fiscal year 2012 and 2013, to compensate for expected shortfalls. Effective upon G&C approval through June 30, 2013. **100% Federal Funds. Fiscal Committee approved.**

#26 Authorized the confirmation of Major Michael J. Sanders, Portsmouth, NH, for appointment to the rank of Major, NH Air National Guard.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#27 Authorized to accept and place on file the informational report and recommendation that the Authorized fleet units for each agency which operates motor vehicles is equal to their fiscal year 2011 total.

#28 Authorized to accept and place on file the Report and Findings of Councilor Raymond S. Burton with regard to the financing of certain construction, renovation and equipment and the refinancing of certain outstanding indebtedness in connection with Androscoggin Valley Hospital, Berlin, NH.

#29 Authorized to accept and place on file the Report and Findings of Councilor Raymond S. Burton with regard to the financing of certain construction, renovation and equipment and the refinancing of certain outstanding indebtedness in connection with The Holderness School, Holderness, NH.

#30 Authorized a Working Capital Warrant in the amount of \$400,000,000 to cover the payment of expenditures for the month of April.

#31 Authorized a waiver of classification decisions as detailed in letter dated March 13, 2012. Effective upon G&C approval.

#32 **WITHDRAWN** – The Agency withdrew the request, acting in cooperation with DHHS, to sell the State-owned land, building, and other improvements located at 1164 River Rd, Manchester to Thomas G. and Mary E. Hankins for \$135,000. (2) Further authorized to pay 5% of the gross proceeds to Gallo Realty Group NH LLC, Manchester, for real estate services provided. Effective upon G&C approval. **100% Net Proceeds from Sale (General Funds).**

#33 Authorized to enter into a thirteen month Field License Agreement with the City of Laconia to utilize the Hank Risley Field in Laconia for youth and adult sport practices and as a car parking lot for sporting events at the adjacent Robbie Mills Park, which is home to the Laconia Muskrats of the New England Collegiate Baseball League. The City is not charged for the use of the field. Effective April 11, 2012 through May 10, 2013.

#34 Authorized to amend a contract with T-Mobile USA Inc., Belevue, WA (originally approved by G&C on 10-7-09, item #24), by extending the completion date from June 17, 2012 to March 15, 2013. The maximum price limitation of \$100,000 over the term of the contract is unchanged. Funding shall be provided through individual agency's expenditures contingent upon sufficient appropriated funds.

#35 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Eckhardt & Johnson Inc., Manchester, NH, for the installation of two cooling coils at 29 Hazen Drive, Concord, NH, for a total price not to exceed \$29,710. Effective upon G&C approval through April 9, 2012. **99% General, 1% Transfer from Other Agency (Rental Income) Funds.**

#36 Authorized the Bureau of Facilities and Assets Management to enter into a **retroactive** emergency agreement with Sterling Quality Cleaners & Restorers Inc., Keene, NH, for cleaning the smoke damaged facility at the Thayer Building, Concord, NH, on the Governor Hugh J. Gallen State Office Park, in the amount of \$23,958.37. Effective upon G&C approval through March 31, 2012. **100% Other (Rent from State Agencies) Funds.**

#36A Authorized to name the Department of Environmental Services Limnology Center, located at rooms 163-164 of 29 Hazen Drive, Concord, NH as the Jody Connor Limnology Center. Effective upon G&C approval.

#36B Authorized to amend the current Statewide Contract with Alternative Communications Corporation, Auburn, NH (originally approved by G&C 5-6-09, item #25), for Communications Cabling, System Repair and Maintenance Services, by extending the completion date from April 9, 2012 to April 9, 2013. No Additional Funding.

#36C Authorized to amend the current Statewide Contract with Lakeside Security and Communications Corporation, Freedom, NH (originally approved by G&C 5-6-09, item #65), for Communications Cabling, System Repair and Maintenance Services, by extending the completion date from April 9, 2012 to April 9, 2013. No Additional Funding.

#36D Authorized the Risk Management Unit to waive the lien on Michael Whitaker in the amount of \$104,241.94. Effective upon G&C approval.

#36E Authorized to enter into a **sole source** contract with Lawson Software Americas Inc., St. Paul, MN, for installation and migration services related to the replacement of the computer hardware for the State's Enterprise Resource Planning System, at a cost not to exceed \$350,000. Effective upon G&C approval through December 31, 2012. **100% Capital Funds.**

#36F Authorized to amend the current Statewide Contract with Arcomm Communications Corporation, Hillsborough, NH (originally approved by G&C 5-6-09, item #24), for Communications Cabling, System Repair and Maintenance Services, by extending the completion date from April 9, 2012 to April 9, 2013. No Additional Funding.

STATE TREASURY

#37 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Sununu authorized the request to issue a warrant from funds not otherwise appropriated in the amount of \$169,133 and the State Treasurer to issue checks in the amount of \$169,132.39 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#38 Authorized the Division of Historical Resources to transfer Fiscal Year 2012 appropriations in the amount of \$23,000 between classes. Effective upon G&C approval through June 30, 2012. **100% Federal Funds. Fiscal Committee approved.**

#39 Authorized the Division of Arts to transfer Fiscal Year 2012 appropriations in the amount of \$63,001 between classes. Effective upon G&C approval through June 30, 2012. **100% Federal Funds. Fiscal Committee approved.**

#40 Authorized with Councilor Wheeler voting **no**, the Division of Historical Resources to award a Conservation Number Plate Grant to the Town of Dorchester in the amount of \$5,000. Effective upon G&C approval through October 30, 2013. **100% Conservation Plate Funds.**

#41 Authorized with Councilor Wheeler voting **no**, the Division of Arts to award a General Project Grant in the amount of \$3,010 to the Union Episcopal Church, Claremont. Effective upon G&C approval through June 30, 2012. **100% General Funds.**

#42 Authorized with Councilor Wheeler voting **no**, the Division of Historical Resources to award a Conservation Number Plate Grant to the Town of Chichester in the amount of \$9,850. Effective upon G&C approval through October 30, 2013. **100% Conservation Plate Fund.**

#43 Authorized with Councilor Wheeler voting **no**, the Division of Historical Resources to award a Conservation Number Plate Grant to the Town of Pittsfield in the amount of \$10,000. Effective upon G&C approval through October 30, 2012. **100% Conservation Plate Fund.**

#44 Authorized with Councilor Wheeler voting **no**, to award a Partnership Initiative Grant totaling \$9,000 to Arts Alliance of Northern NH, in the amount of \$4,500, and to Concord Hospital, Concord, in the amount of \$4,500. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS AND FOOD

The Governor and Council acted as follows:

#45 Authorized to enter into a grant with Bow High School, Bow, NH, for the Bow Community Trails Project, in the Town of Bow, Merrimack County, NH, in the amount of \$7,850. Effective upon G&C approval through December 30, 2013. **100% Other Funds – State Conservation Committee.**

#46 Authorized the NH State Conservation Committee to enter into a grant with Cheshire County Conservation District, Walpole, NH, in the amount of \$11,946 for the Cheshire County Skidder Bridge Initiative to be conducted on a county-wide basis. Effective upon G&C approval through December 30, 2013. **100% Other Funds-State Conservation Committee.**

#47 Authorized the NH State Conservation Committee to enter into a grant with the Society for the Protection of NH Forests, Concord, NH, in the amount of \$30,000 for the Stowell Forest and Royce Conservation Easement Acquisition project in the Towns of Marlborough and Jaffrey, Cheshire County, NH. Effective upon G&C approval through December 30, 2013. **100% Other Funds – State Conservation Committee.**

#48 Authorized the NH State Conservation Committee to enter into a grant with the Town of Fremont Conservation Commission, Fremont, NH, in the amount of \$15,000 for the Smith Land Acquisition in the Town of Fremont, Rockingham County. Effective upon G&C approval through December 30, 2013. **100% Other Funds – State Conservation Committee.**

#49 Authorized the NH State Conservation Committee to enter into a grant with the Merrimack County Conservation District, Concord, NH, in the amount of \$11,850 for the Eastern Brook Trout Conservation through Mill Brook Restoration in the Town of Salisbury, Merrimack County, NH. Effective upon G&C approval through April 30, 2014. **100% Other Funds – State Conservation Committee.**

#50 Authorized the NH State Conservation Committee to enter into a grant with The Nature Conservancy, Concord, NH, in the amount of \$23,715 for the Great Bay Estuary Oyster Restoration Expansion in the Town of Newmarket, Rockingham County, NH. Effective upon G&C approval through December 30, 2013. **100% Other Funds – State Conservation Committee.**

#51 Authorized to enter into a Cooperative Project Agreement in the amount of \$62,185 with the University of NH, Office of Sponsored Research, for the advancement of agricultural research in Hillsborough and Merrimack Counties and to assist in the promotion of Integrated Pest Management practices in NH. Effective upon G&C approval through April 1, 2013. **100% Other Funds – Integrated Pest Management Fund.**

ATTORNEY GENERAL – DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#52 Authorized to enter into sub grants with: (1) Strafford County Attorney's Office, in the amount of \$14,200; and (2) Grafton County Attorney's Office, in the amount of \$2,600, from the FFY 2009 ARRA Edward Byrne Justice Assistance Grant Program, which provides funding for programs to improve the functioning of the criminal justice system. Effective upon G&C approval through February 28, 2013. **100% Federal ARRA Funds.**

#53 Authorized to enter into a sub grant with the Merrimack County Task Force Against Domestic Violence d/b/a Rape and Domestic Violence Crisis Center, in the amount of \$25,000 from a grant received from the US Department of Justice, Office on Violence Against Women, entitled “Enhanced Training and Services to End Violence Against and Abuse of Women Later in Life Program” to provide training to law enforcement and service providers as well as direct services to victims of elder abuse including domestic violence, sexual assault and stalking. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#54 Authorized to enter into a sub grant with the NH Department of Safety, in the amount of \$35,000, utilizing funds from the US Department of Justice’s Bureau of Justice Statistics FFY 2009, Second Chance Act Demonstration Program for the purpose of purchasing instant drug testing cups and related supplies for use at Department of Corrections Field Services Probation and Parole District Offices. Effective upon G&C approval through March 31, 2012. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of the Commissioner

#54A **TABLED** – The Governor and Council on motion of Councilor Burton, seconded by Councilor Wheeler voted to unanimously **table** the request to enter into individual agreements with the Managed Care Organizations as follows: (1)Granite State Health Plan Inc., c/o Centene Corp, St. Louis, MO; (2)Boston Medical Center Health Plan Inc., Boston, MA; and (3)Granite Care – Meridian Health Plan of NH, Detroit, MI, to provide Medicaid Managed Care medical and long-term care services to Medicaid clients at an estimated cost, based on clients’ choices of enrollment into a single Managed Care Organization following program implementation, not to exceed \$2,226,923,030 in the aggregate between all vendors. Effective July 1, 2012 through June 30, 2015. **50.3% Federal, 40.3% General, 9.4% Other (County) Funds.**

Office of Minority Health and Refugee Affairs

#55 Authorized to enter into a **retroactive** contract with Lutheran Community Services Inc., Concord, NH, to provide direct services to NH refugees, in the amount not to exceed \$300,000. Effective February 1, 2012 through September 29, 2013. **100% Federal Funds.**

#56 Authorized to enter into a contract with Kristen A. McCracken, Manchester, NH, to provide coordination and facilitation services of Regional Advisory Boards to the Health Profession Opportunity Project, in an amount not to exceed \$73,500. Effective upon G&C approval through September 29, 2015. **100% Federal Funds.**

Division for Children, Youth and Families

#57 Authorized to pay a subscription fee to Chapin Hall Center for Children at the University of Chicago, IL, in the amount of \$20,000, to access the Center for State Foster Care and Adoption Data service. Effective April 1, 2012 through March 31, 2013. **10% Federal Funds.**

Division of Public Health Services

#58 Authorized the Bureau of Population Health and Community Services, Healthy Eating and Physical Activity Section to enter into an agreement with Limetree Research LLC, Austin, TX, to provide the NH Women, Infants and Children Program an Improved Nutrition Delivery System in an amount not to exceed \$197,450. Effective upon G&C approval through September 30, 2012. **100% Federal (USDA) Funds.**

Bureau of Drug and Alcohol Services

#59 Authorized to amend an agreement with United Way of Massachusetts Bay Inc., Portsmouth, NH, (originally approved by G&C on 10-20-10, item #77), reducing substance abuse prevention services in the Rockingham County Region, by decreasing the price by \$52,332 from \$215,778 to an amount not to exceed \$163,446 for State Fiscal Year 2012. Effective upon G&C approval. (2)Further authorized to continue substance abuse prevention services in the Rockingham County Region, by continuing to fund a Regional Network Coordinator, by increasing the price by \$75,000 from \$215,778 to an amount not to exceed \$290,778, and by extending the completion date from June 30, 2012 to June 30, 2013. **86% Federal, 14% General Funds.**

#60 Authorized to amend an agreement with Health First Family Care Center, Franklin, NH, (originally approved by G&C on 10-20-10, item #73), reducing substance abuse prevention services in the Lower Grafton County Region, by decreasing the price by \$63,903 from \$261,930 to an amount not to exceed \$198,027 for State Fiscal Year 2012. Effective upon G&C approval. (2)Further authorized to continue substance abuse prevention services in the Lower Grafton Region, by continuing to fund a Regional Network Coordinator, by increasing the price by \$75,000 from \$261,930 to an amount not to exceed \$336,930, and by extending the completion date from June 30, 2012 to June 30, 2013. **76% Federal, 24% General Funds.**

#61 Authorized to amend an agreement with Cheshire County, Keene, NH, (originally approved by G&C on 10-20-10, item #75), reducing substance abuse prevention services in the Monadnock Region, by decreasing the price by \$99,652 from \$302,765 to an amount not to exceed \$203,113 for State Fiscal Year 2012. Effective upon G&C approval. (2)Further authorized to continue substance abuse prevention services in the Monadnock Region, by continuing to fund a Regional Network Coordinator, by increasing the price by \$75,000 from \$302,765 to an amount not to exceed \$377,765, and by extending the completion date from June 30, 2012 to June 30, 2013. **74% Federal, 26% General Funds.**

#62 Authorized to amend an agreement with United Way of Greater Nashua, Nashua, NH, (originally approved by G&C on 10-20-10, item #79), reducing substance abuse prevention services in the Greater Nashua Region, by decreasing the price by \$87,862 from \$301,086 to an amount not to exceed \$213,224 for State Fiscal Year 2012. Effective upon G&C approval. (2)Further authorized to continue substance abuse prevention services in the Greater Nashua Region, by continuing to fund a Regional Network Coordinator, by increasing the price by \$75,000 from \$301,086 to an amount not to exceed \$376,086, and by extending the completion date from June 30, 2012 to June 30, 2013. **72% Federal, 28% General Funds.**

#63 Authorized to amend an agreement with North Country Health Consortium Inc., Littleton, NH, (originally approved by G&C on 10-20-10, item #71), reducing substance abuse prevention services in the North County Region, by decreasing the price by \$124,102 from \$371,542 to an amount not to exceed \$247,440 for State Fiscal Year 2012. Effective upon G&C approval. (2)Further authorized to continue substance abuse prevention services in the North County Region, by continuing to fund a Regional Network Coordinator, by increasing the price by \$75,000 from \$371,542 to an amount not to exceed \$446,542, and by extending the completion date from June 30, 2012 to June 30, 2013. **64% Federal, 36% General Funds.**

#64 **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu voted to **table** the request to amend an agreement with Phoenix Houses of New England Inc., Providence, RI, (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$139,759 from \$3,194,498 to an amount not to exceed \$3,054,739. Effective upon G&C approval. **42.6% Federal, 52.9% General, 4.5% Other (Highway) Funds.**

#65 **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu voted to **table** the request to amend an agreement with Easter Seals NH, Manchester, NH, (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$97,698 from \$2,651,504 to an amount not to exceed \$2,553,806. (2)Further authorized to amend the agreement (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$107,455 from \$2,651,504 to an amount not to exceed \$2,544,049. Effective upon G&C approval. **85% Federal, 11% General, 4% Highway Funds.**

#66 **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu voted to **table** the request to amend an agreement with Monadnock Family Services, Keene, NH, (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$41,688 from \$297,774 to an amount not to exceed \$256,086. (2)Further authorized to amend the agreement (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$9,380 from \$297,774 to an amount not to exceed \$288,394. Effective upon G&C approval. **80% Federal, 20% Highway/Other Funds.**

Bureau of Homeless and Housing Services

#67 Authorized to enter into an agreement with Families in Transition, Manchester, NH, to provide services to homeless individuals, in an amount not to exceed \$184,038. Effective April 1, 2012 or upon G&C approval, whichever is later, through March 31, 2014. **100% Federal Funds.**

#68 Authorized to enter into an agreement with CLM Center for Life Management, Derry, NH, to provide services to homeless individuals, in an amount not to exceed \$231,226. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#69 Authorized to enter into an agreement with Harbor Homes Inc., Nashua, NH, to provide services to homeless individuals, in an amount not to exceed \$192,112. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#70 Authorized to enter into an agreement with CLM Center for Life Management, Derry, NH, to provide services to homeless individuals, in an amount not to exceed \$241,391. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#71 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 July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#72 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 \$78,720. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#73 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 April 1, 2012 or upon G&C approval, whichever is later, through March 31, 2013. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

#74 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request of the renewal option to contract with Eric Joyce d/b/a Joyce Dental Laboratory, Laconia, NH, (originally approved by G&C on 3-24-10, item #44), for the provision of Dental Laboratory Services, by increasing the amount by \$72,000 from \$123,876 to \$195,876. Effective April 4, 2012 through April 4, 2014. **100% General Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#75 Authorized to accept a conservation easement from John F. and Elinor J. Olson for approximately 99.4 acres in the Town of Charlestown, NH, as part of wetlands mitigation requirement for the expansion of Whelen Engineering Inc., at its manufacturing facility in Charlestown. Mr. Olson is President and CEO of Whelen Engineering Inc. (2)Further authorized to accept a donation of \$12,000 from Whelen Engineering Inc., to endow easement monitoring in perpetuity. The funds will be deposited into the Land Conservation Endowment Fund to be used for easement monitoring and stewardship on behalf of DRED.

#76 Authorized the Division of Economic Development to enter into a **retroactive sole source** Cooperative Project Agreement with the University of NH, Durham, NH, for the continued funding of the Innovation Research Center, in the amount of \$400,000. Effective July 1, 2011 through June 30, 2013. **100% General Funds.**

#77 Authorized the Division of Economic Development to amend a **retroactive sole source** Cooperative Project Agreement with the University of NH, Durham, NH, (originally approved by G&C on 6-17-09, item #67), for continued support of the Innovation Research Center, by extending the completion date to June 30, 2013 from June 30, 2011. No Additional Funding. **100% General Funds.**

#78 Authorized the Division of Parks and Recreation to enter into a contract with DLP Restaurant Corporation, Portsmouth, NH, to provide catering services at the Oceanfront Pavilion and South Pavilion Conference Room at Hampton Beach State Park in Hampton, NH. (2)Further authorized to accept monthly commission payments at a rate of 20% of 15% based on the origin of reservations, to be paid by DLP. Effective upon G&C approval through March 31, 2013.

#78A Authorized the Division of Economic Development to enter into a **sole source** contract agreement with Granite State District Export Council Inc., West Lebanon, NH, to provide financial administration, oversight and reporting services in compliance with the State Trade Export Promotion grant awarded by the US Small Business Administration, in the amount of \$188,358. (2)Further authorized a disbursement in the amount of \$131,493 for initial management of the Aerospace Sector initiative. Effective upon G&C approval through September 29, 2012. **100% Federal Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#79 Authorized the transfer of \$91,148 from the NH Fish and Game Fund Reserve to the Fish and Game FY 2012 Operating Budget. (2)Further authorized to budget \$16,148 for part-time personnel to assist with business office functions. Effective upon G&C approval through June 30, 2012. **Fiscal Committee approved.**

#80 Authorized Fish and Game and the Department of Resources and Economic Development, to enter into a memorandum of agreement to jointly administer the revenues from the endowment funds established for management of the Connecticut Lakes Headwaters Tracts. Effective upon G&C approval through February 6, 2018.

#81 Authorized to enter into a contract with Holden Engineering & Surveying, Bedford, NH, to conduct Differential Global Positioning System survey and boundary maintenance work on the Enfield Wildlife Management Areas, Enfield, NH, for \$24,820. Effective upon G&C approval through November 30, 2013. **25% Wildlife Habitat Funds and 75% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#82 Authorized to accept and expend \$3,027 from the Governor's Office of Energy and Planning to support continued operation of the Granite State Clean Cities Coalition, provide OEP with assistance reporting on state energy operations, and host the annual State Energy Conference for state employees. Effective upon G&C approval through June 30, 2012. **100% Interagency Funds.**

#83 Authorized to amend the memorandum of agreement between with the NH Fish and Game Department (originally approved by G&C on 6-25-08, item #129), to finish the remaining repairs to Alton Power Dam, Alton, NH, by changing the completion date to June 30, 2014 from June 30, 2012. No Additional Funding. **100% Dam Project Funds.**

#84 Authorized to enter into a memorandum of agreement with the Department of Resources and Economic Development to complete a drawdown impact study at Scott Bog, at a cost not to exceed \$6,539. Effective upon G&C approval through June 30, 2016. **100% Capital (General) Funds.**

#85 Authorized to enter into an agreement with Eckhardt & Johnson Inc., Manchester, NH, for maintenance and repair of dual fuel boilers and hot air furnaces at the Winnepesaukee River Basin Program Franklin Wastewater Treatment Plant, in the amount of \$28,805. Effective upon G&C approval through June 30, 2014. **100% WBRP Funds.**

#86 Authorized to enter into a **sole source** Cooperative Project Agreement with the US Geological Survey, Pembroke, NH, to conduct detailed temperature measurements in ten deep bedrock wells as part of the NH Geothermal Energy Assessment project, in the amount of \$10,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#87 Authorized to enter into an agreement with Ossipee Mountain Electronics Inc., Moultonborough, NH, for relocation and installation of radio equipment on Belknap Mountain, in the amount of \$5,875. Effective upon G&C approval through June 30, 2012. **100% WBRP Funds.**

#88 Authorized to enter into an agreement with the New York State Energy Research and Development Authority, Albany, NY, to support a regional electric vehicle planning document, in the amount of \$25,000. Effective upon G&C approval through December 31, 2012. **100% Other Funds NYSERDA.**

#89 Authorized to amend a **sole source** contract with Weston Solutions Inc., Concord, NH, (originally approved by G&C on 7-13-11, item #53), to cover additional cleanup activities at the Savage Well/OK Tool Superfund Site in Milford and the Gilson Road Superfund Site in Nashua, by increasing the contract by \$700,000 from \$3,957,000 to \$4,657,000. Effective upon G&C approval through June 30, 2015. **57% Federal, 43% General Funds.**

#90 Authorized to enter into a grant agreement with the Namaske Lake Association, Manchester, NH, for the purpose of milfoil control activities in Namaske Lake, Manchester, in the amount of \$6,305. Effective upon G&C approval through December 31, 2012. **100% Lake Restoration Funds.**

#91 Authorized to enter into a grant agreement with the Town of Lyme, NH, for the purpose of milfoil control activities in Post Pond, Lyme, in the amount of \$3,212.50. Effective upon G&C approval through December 31, 2012. **100% Lake Restoration Funds.**

#92 Authorized to enter into a grant agreement with the NH Lakes Association Inc., Concord, NH, for the purpose of milfoil prevention activities, in the amount of \$200,000. (2)Further authorized to award an advance payment in the amount of \$75,000 to NH Lake Association Inc. Effective upon G&C approval through December 31, 2012. **100% Lakes Restoration Funds.**

#93 Authorized a Supplemental Loan Agreement with the Town of Amherst, (originally approved by G&C on 8-19-09, item #109C), which finalizes and lowers the Original Loan Agreement by \$166,961.10 from \$425,000 to \$258,038.90. Effective upon G&C approval. **100% CWSRF Loan Repayment Funds. ARRA Project.**

#94 Authorized a Supplemental Loan Agreement with the City of Nashua, (originally approved by G&C on 7-15-09, late item #B), which finalizes and lowers the Original Loan Agreement by \$204,942.06 from \$1,550,000 to \$1,345,057.94. Effective upon G&C approval. **41.5% Clean Water State Revolving, 8.5% Capital (General), 50% Federal ARRA Funds.**

#95 Authorized a Clean Water State Revolving Fund loan agreement with the Town of Newport, in the amount of \$5,400,000 to finance the Newport Wastewater Treatment Plant Upgrade project. Effective upon G&C approval. **83% Clean Water State Revolving, 17% Capital (General) Funds.**

#96 Authorized a Clean Water State Revolving Fund loan agreement with the City of Berlin, in the amount of \$6,666,667 to finance the Wastewater Treatment Plant Upgrade Phase 2B project. Effective upon G&C approval. **83% Clean Water State Revolving, 17% Capital (General) Funds.** (2)Further authorized to amend a Clean Water State Revolving Fund loan agreement (originally approved by G&C on 6-4-08, item #58), at the request of the City of Berlin, to decrease funding by \$4,466,667 from \$15,000,000 to \$10,533,333. Effective upon G&C approval. **100% Repayment Account Funds.**

#97 Authorized a loan agreement with Bela Brook Corporation, in the amount of \$200,000 to finance water system improvements. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#98 Authorized a loan agreement with the City of Franklin, in the amount of \$3,030,000 to finance water system improvements. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#99 Authorized a loan agreement with Pennichuck East Utility Inc., in the amount of \$525,000 to finance water system improvements. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#100 Authorized a loan agreement with Theresa M. Dube and Eugene E. Lonergan, owners of Hillcrest Candia Apartments LLC, in the amount of \$100,000 to finance water system improvements. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#101 Authorized Quinby's Point Boat Club's request to perform work on Lake Winnepesaukee in Laconia.

BOARD OF BARBERING, COSMETOLOGY, AND ESTHETICS

#102 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to amend a **sole source** lease agreement with McCarthy Properties, West Wareham, MA, to extend the lease of approximately 2,000 square feet of office and meeting space, Concord, NH, for an amount not to exceed \$29,512 from \$174,902 to \$204,414. Effective July 1, 2012 through no later than October 31, 2013. **100% General Funds.**

NEW HAMPSHIRE BOARD OF MEDICINE

#103 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Burton authorized the request of the Board of Medicine, Board of Nursing Home Administrators, Board of Podiatry, Board of Optometry, Board of Dental Examiners and Office of Allied Health Professionals to enter into a **sole source** holdover amendment with McCarthy Properties, Wareham, MA, for office space housing the six boards, comprised of 3,500 square feet, Concord, NH, by increasing the amount not to exceed \$50,166.72 from \$259,000.32 to \$309,167.04, and by extending the lease from July 1, 2012 through October 31, 2013. **99% General, 1% Other (Impaired Physician Program/Xeroxing Fees) Funds.**

NEW HAMPSHIRE VETERANS HOME

#104 The Governor and Council on motion of Councilor Burton, seconded by Councilor Sununu authorized the request to transfer appropriation funding in the total amount of \$82,000, for fiscal year 2012 to compensate for unexpected shortfalls and to adjust the budget between existing expenditure lines. Effective upon G&C approval through June 30, 2012. **100% General Funds. Fiscal Committee approved.**

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#105 Authorized to transfer appropriated funds for FY12 and carry-forward grant funds from prior fiscal years between classes in the amount of \$964,704 in order to maximize the use of federal funds and to significantly increase expenditures in Class 604. Effective upon G&C approval through June 30, 2012. **100% Social Security Administration Federal Funds. Fiscal Committee approved.**

#106 Authorized with Councilor Wheeler voting **no**, to contract with Creative Educational Consulting LLC, Hollis, NH, to provide technical assistance to districts regarding implementation of the NH Preschool Outcomes Measurement System, in an amount not to exceed \$110,000. Effective July 1, 2012 through June 30, 2014. **100% Federal Funds.**

MCAULIFFE-SHEPARD DISCOVERY CENTER

#107 The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Burton authorized the request to **retroactively** amend a contract with Tidewater Catering Group, Manchester, NH, (originally approved by G&C on 5-20-09, item #106), by extending the completion date from March 5, 2012 to December 31, 2012, and modifying certain operating policies and procedures as detailed in letter dated February 28, 2012. This is a no-cost contract with will produce annual revenue estimated at \$5,000.

POLICE STANDARDS & TRAINING COUNCIL

#108 **AMENDED** - The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request for a waiver of Administrative Rule 611.07 (G) to increase the number of fleet vehicles allocated to PSTC by one for Fiscal Year 2012 and one for Fiscal Year 2013 for a total increase of 2 vehicles. **Amendment: Authorized subject to the condition that use of the added vehicles shall not exceed 4 years from date of Governor and Council approval.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#109 Authorized the Division of Fire Standards and Training and EMS to transfer funds within Fire Standards and EMS Administration, in the amount of \$40,000 to replace two vehicles. Effective upon G&C approval through June 30, 2012. **100% Revolving Funds. Fiscal Committee approval.**

#110 Authorized to accept and expend "Disaster FEMA 3333-EM-NH" funds in the amount of \$106,619 from the State of NH, Department of Safety, Homeland Security and Emergency Management for cost incurred during the declared event of Tropical Storm Irene. Effective upon G&C approval through June 30, 2012. **100% Agency Income. Fiscal Committee approved.**

#111 Authorized the Division of Fire Safety to **retroactively** enter into a memorandum of understanding with the Division of Fire Standards and Training and EMS in the amount of \$50,000 for the continued statewide hazardous material required training. Effective **retroactive** to October 1, 2011 through September 30, 2012. **100% Federal Funds.**

#112 Authorized the Division of State Police to accept and expend an additional \$37,555 of federal pass-through funds from the NH Department of Justice for the purpose of reimbursing the cost for equipment and continuing training requirements needed by the Forensic Lab. Effective upon G&C approval through June 30, 2012. **100% Agency Income.**

#113 Authorized the Division of State Police to accept and expend \$35,000 of federal pass-through funds from the NH Department of Justice for the purpose of purchasing instant drug testing specimen needed by the Forensic Lab. Effective upon G&C approval through March 31, 2012. **100% Agency Income.**

#114 Authorized the Division of Motor Vehicles to enter into an agreement with the Motorcycle Safety Foundation, Irvine, CA, to provide liability insurance for the Motorcycle Rider Education Program, for an amount not to exceed \$21,588. Effective upon G&C approval through December 15, 2012. **100% Agency Income.**

#115 Authorized to enter into an agreement with Key Electrical Construction Corporation, Nashua, NH, for light fixture removal and replacement, for an amount not to exceed \$15,251.50. Effective upon G&C approval through September 30, 2012. **100% Highway Funds.**

#116 Authorized the Division of Homeland Security and Emergency Management to conduct the 8th Annual Emergency Preparedness training conference on June 26, 2012, and to enter into a contract with JPA III Management Co Inc., d/b/a The Radisson Hotel Manchester, NH, for the purpose of providing conference facilities and food service, for a price not to exceed \$29,275. (2)Further authorized a contingency in the amount of \$1,728 to cover expenses with more people attending than originally anticipated bringing the total to \$31,003. **100% Federal Funds.**

#117 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Dorchester, NH, for implementation of projects identified through the evaluation of natural hazards, in the amount of \$79,638. Effective upon G&C approval through December 31, 2013. **100% Federal Funds.**

#118 Authorized the Division of Fire Standards and Training and Emergency Medical Services to enter into a **sole source** agreement with The National Association of EMS Educators, Pittsburgh, PA, to provide training to the EMS instructors, in an amount not to exceed \$22,000. Effective upon G&C approval through June 30, 2012. **100% Fire and EMS Funds.**

#119 Authorized the Division of Fire Safety to enter into a grant agreement with Central NH HazMat, for activities associated with training of hazardous material handling emergency plans under the Emergency Planning and Right to Know Act, in the amount of \$5,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#120 Authorized the Division of Fire Safety to enter into a grant agreement with Central NH HazMat, for activities associated with the development and implementation of emergency plans under the Emergency Planning and Right to Know Act, in the amount of \$11,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#121 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of New Hampton for the purchase of approved equipment and furnishings to support the community's new Local Emergency Operations Center, for a total amount of \$40,012. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#122 Authorized the Division of Fire Safety to enter into a grant agreement with the Southeastern NH Hazardous Material District, for activities associated with the development and implementation of emergency plans under the Emergency Planning and Right to Know Act, in the amount of \$13,500. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#123 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of New Hampton Falls for the purchase and installation of a back-up generator for the community's Public Safety Building, in the amount of \$11,300. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#124 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Groton for updating their local hazard mitigation plan, for a total amount of \$5,000. Effective upon G&C approval through September 18, 2014. **100% Federal Funds.**

#125 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the County of Cheshire for a regional communications upgrade project to benefit the communities of Fitzwilliam, Marlborough, Swanzey and Troy for a total amount of \$23,393. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#126 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with Gunstock Area Commission for the purchase and installation of a generator for back-up power at the Gunstock Mountain Resort facility, for a total amount of \$49,125. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#127 Authorized the Division of Motor Vehicles to enter into a lease agreement with 154 Main Street LLC, Salem, NH, for interior fit up and 4,800 square feet of space, in an amount not to exceed \$448,000. Effective March 28, 2012 through June 30, 2017. **100% Highway Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#128 Authorized to transfer \$1,320,000 between Highway Funds accounts. Effective upon G&C approval through June 30, 2012. **Fiscal Committee approved.**

#129 Authorized the Bureau of Planning and Community Assistance to enter into an agreement with the City of Rochester to provide funding and services under the Federal Highway Safety Improvement Program through a local project administration process, totaling \$450,000. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#130 Authorized the Bureau of Rail and Transit to renew an Operating Agreement with NH Central Railroad Inc., North Stratford, NH, (originally approved by G&C on 5-12-93, item #171). Effective May 1, 2012 through December 31, 2021.

#131 Authorized the Bureau of Right of Way to transfer a 1.87+/- acre parcel of land located along NH Route 16 / Spaulding Turnpike in the Town of Newington, to the City of Portsmouth, in exchange for a 1.93 acre parcel of land along the NH Route 16 / Spaulding Turnpike in Newington as part of the Newington-Dover 11238 project. Effective upon G&C approval. No Cost transaction.

#132 Authorized the Bureau of Right of Way to pay various owners \$288,459.64 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from February 15, 2012 through March 5, 2012. Effective upon G&C approval.

#133 Authorized the Bureau of Right of Way to enter into a contract with the firm of The Scott Lawson Group Ltd., Environmental, Health & Safety Consultants, Concord, NH, for preliminary site examinations to sample and quantify suspect Asbestos-Containing Building Materials, and visually identify and quantify other hazardous or regulated wastes associated with the statewide acquisition program based on unit bid prices for a total cost not to exceed \$300,000. (2)Further authorized to adjust encumbrances in each of the State fiscal years through the Budget Office if needed and justified. Fiscal year 2014-2016 funding is contingent upon the availability and continued appropriation of funds. Effective upon G&C approval through April 30, 2016. **100% Federal Funds.**

#134 Authorized the Bureau of Construction to amend a contract with E.D. Swett Inc., Concord, NH, (originally approved by G&C on 7-14-10, item #112), for the replacement of bridge decks on the I-93 bridges over the Merrimack River, rehabilitation of the I-93 bridges over NH Route 3A at Exit 10, and pavement rehabilitation in the City of Manchester and the Town of Hooksett, by increasing the amount by \$690,000 from \$11,980,055.85 to \$12,670,055.85 **100% Federal Funds.**

#135 Authorized the Bureau of Construction to enter into a contract with Northeast Earth Mechanics Inc., Pittsfield, NH, for replacement of 1.3 miles of median box beam guardrail with median barrier located along the F.E. Everett Turnpike (I-293) in Bedford and Manchester, on the basis of a low bid of \$1,577,907. Effective upon G&C approval through September 28, 2012. **100% Turnpike Funds.**

#136 Authorized the Bureau of Construction to enter into a contract with Continental Paving, Inc., Londonderry, NH, for resurfacing of approximately 23.4 miles in District V and in Hillsborough, Merrimack and Rockingham Counties and reclaiming approximately 1.6 miles of West Road in Canterbury, on the basis of a low bid of \$1,683,575. Effective upon G&C approval through September 28, 2012. **100% Betterment Funds.**

#137 Authorized the Bureau of Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for converting the I-93 Toll Plaza in the Town of Hooksett to an Open Road Tolling facility, on the basis of a low bid of \$22,934,303.57. (2)Further authorized a contingency in the amount of \$1,146,715.18 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 4, 2013. **100% Turnpike Funds.**

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The Governor and Executive Council will meet on Friday, April 13, 2012 at the State House, Concord, NH, regarding the tabled Medicaid Managed Care Contracts.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday, April 18, 2012, at the State House, Concord, NH.

The Honorable Board then Adjourned at 12:40 p.m.