

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House, Concord, New Hampshire  
October 17, 2012, 10:00 a.m.

\*

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

\*

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

\*

The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor Burton, accepted the minutes of October 3, 2012.

\*

The Governor and Executive Council, on motion of Councilor St. Hilaire, seconded by Councilor Burton, approved the appointment of several persons nominated for Civil Commissions from the October 3, 2012 meeting.

\*

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

\*

**RESIGNATIONS**

The Governor and Council accepted the following resignation:

Advisory Council for the Division of Children, Youth and Families - RSA: 170-G:6

(Rockingham County)

Kathleen M. Olson, Windham

Effective: October 17, 2012

Commissioner of the Department of Information Technology - RSA: 21-R:3

S. William Rogers, Jr., Dover

Effective: November 7, 2012

Medical Review Subcommittee - RSA: 329:17-V-a

Michael Barr, Nashua

Effective: October 17, 2012

**CONFIRMATIONS**

The Governor and Council confirmed the following:

State Council on the Arts - RSA: 19-A

J. Christopher Williams, Nashua

Effective: November 23, 2012

Succeeding: Tim Sappington, Randolph

Expiration: November 23, 2017

Business Finance Authority Board of Directors - RSA: 162-A

(Regional Planning)

Michael J. King, North Haverhill

Effective: November 3, 2012

Reappointment

Expiration: November 3, 2015

Connecticut River Valley Resource Commission - RSA: 227-E

(Public Member)

Nominated by the Connecticut River Valley Resource Commission

James U. McClammer, Jr., Charlestown

Effective: October 17, 2012

Succeeding: John C. Severance, Whitefield

Expiration: January 22, 2014

Dropout Prevention and Dropout Recovery Oversight Council - RSA: 189:60

(Public Member)

Dwight Davis, Newfields

Effective: October 17, 2012

Succeeding: Kevin E. Cash, Rochester

Expiration: September 17, 2013

Fire Standards and Training Commission - RSA: 21-P:25  
(NH Municipal Association)  
Nominated by the NH Municipal Association  
J. Michael Joyal, Jr., Dover  
Vacancy  
Effective: November 16, 2012  
Expiration: November 16, 2015

Fire Standards and Training Commission - RSA: 21-P:25  
(Full-time Career Fire Chief)  
George Klauber, Derry  
Reappointment  
Effective: November 12, 2012  
Expiration: November 12, 2015

Fire Standards and Training Commission - RSA: 21-P:25  
(Prof. Firefighters of NH International)  
David C. Lindh, Jr., Dover  
Reappointment  
Effective: November 12, 2012  
Expiration: November 12, 2015

Judicial Retirement Plan Board of Trustees - RSA: 100-C  
(Business Experience)  
Jack R. Hutton, Concord  
Reappointment  
Effective: October 22, 2012  
Expiration: October 22, 2015

Board of Natural Scientists- RSA: 310-A:81  
Damon E. Burt, Strafford  
Reappointment  
Effective: October 26, 2012  
Expiration: October 26, 2017

Board of Nursing - RSA: 326-B  
(LPN)  
Ann Finn-Waddell, Concord  
Succeeding: Sharon Dyer, Greenfield (term limited)  
Effective: November 16, 2012  
Expiration: November 16, 2015

Physical Therapy Governing Board - RSA: 328-F  
(Public Member)  
Martha B. Aguiar, Campton  
Reappointment  
Effective: October 28, 2012  
Expiration: October 28, 2015

Public Water Access Advisory Board - RSA: 233-A  
(Public Member)  
Jayne E. Spaulding, Bedford  
Reappointment  
Effective: October 27, 2012  
Expiration: October 27, 2015

Recreational Therapy Governing Board - RSA: 328-F  
Bronwyn Dronsfield, Barrington  
Reappointment  
Effective: October 25, 2012  
Expiration: October 25, 2015

Recreational Therapy Governing Board - RSA: 328-F  
(Public Member)  
John J. Preve, Concord  
Reappointment  
Effective: October 25, 2012  
Expiration: October 25, 2015

Acting Commissioner of the Department of Resources and Economic Development - RSA: 12-A:2  
Philip A. Bryce, Deering  
Succeeding: George M. Bald, Somersworth (retired)  
Salary: Grade KK; step 2 - \$90,509 (per RSA 94:1-C)  
Effective: November 1, 2012  
Expiration: Upon conf. of Comm.

Volunteer New Hampshire Board of Directors - RSA: 19-H  
Joanne Dowdell, Portsmouth  
Succeeding: Donna J. Wright, Concord  
Effective: November 18, 2012  
Expiration: November 18, 2015

Volunteer New Hampshire Board of Directors - RSA: 19-H  
Kerri S. Tasker, Penacook  
Succeeding: Joceline D. Champagne, Manchester  
Effective: November 18, 2012  
Expiration: November 18, 2015

Water Council - RSA: 21-O:7  
(Conservation/Environmental Organization)  
Thomas W. O'Brien, Concord  
Succeeding: Joel M. Harrington, Concord  
Effective: October 17, 2012  
Expiration: August 24, 2016

New Hampshire Water Well Board - RSA: 489-B  
(Water Well Contractor)  
Roger Skillings, Hollis  
Reappointment  
Effective: October 17, 2012  
Expiration: September 15, 2015

### **NOMINATION & CONFIRMATION**

Acting Commissioner of the Department of Information Technology - RSA: 21-R:3  
Peter C. Hastings, Derry  
Succeeding: S. William Rogers, Dover (resigned)  
Salary: Grade LL - \$116,170 (Per RSA 94:1-C)  
Effective: October 17, 2012  
Expiration: upon confirm. Comm.

### **NOMINATIONS**

The Governor placed into nomination the following:

Board of Accountancy - RSA: 309-B  
(Certified Public Accountant)  
Frederick G. Briggs, Jr., Rye  
Reappointment  
Effective: December 2, 2012  
Expiration: December 2, 2017

Board of Acupuncture Licensing - RSA: 328-G  
(Acupuncturist)  
L. Cindy Theroux-Jette, Nashua  
Succeeding: Patty Jensen, Henniker (resigned)  
Effective: Upon confirmation  
Expiration: October 14, 2013

Advanced Manufacturing Education Advisory Council - RSA: 188-E:22  
(Public Member)  
Victor C. Kissell, Westmoreland  
Reappointment  
Effective: December 18, 2012  
Expiration: December 18, 2015

Advisory Board for the Division of Children, Youth and Families - RSA: 170-G:6  
(Belknap County)  
Matthew D. Huot, Laconia  
Vacancy  
Effective: Upon confirmation  
Expiration: July 1, 2014

Community College System of NH Board of Trustees - RSA: 188-F  
(General Public)  
John C. Calhoun IV, Harrisville  
Succeeding: Robert L. Mallot, Jr., Keene (resigned)  
Effective: Upon confirmation  
Expiration: June 30, 2015

Health Exchange Advisory Committee - RSA: 2012 Chapter 231 (HB 1297)  
 (Representing Employers)  
 Scott Baetz, Windham  
 Vacancy  
 Effective: Upon confirmation  
 Expiration: 1 year upon confirm

State Historical Resources Council - RSA: 227-C  
 (Historical Preservation)  
 Nancy C. Dutton, Wilmot  
 Reappointment  
 Effective: December 10, 2012  
 Expiration: December 10, 2017

NH Housing Finance Authority - RSA: 204-C  
 (Public Member)  
 John A. Cuddy, Freedom  
 Vacancy  
 Effective: Upon confirmation  
 Expiration: July 1, 2013

NH Housing Finance Authority - RSA: 204-C  
 (Public Member)  
 Pauline A. Ikawa, Manchester  
 Succeeding: William B. Cashin  
 Effective: Upon confirmation  
 Expiration: July 1, 2016

Board of Natural Scientists - RSA: 310-A:81  
 (Public Member)  
 Mary A. Currier, Kingston  
 Reappointment  
 Effective: December 17, 2012  
 Expiration: December 17, 2017

Board of Nursing - RSA: 326-B  
 (Public Member)  
 James M. Kuras, Frankestown  
 Reappointment  
 Effective: December 21, 2012  
 Expiration: December 21, 2015

Ports and Harbors Advisory Council - RSA: 12-G:44  
 Roger C. Groux, Dover  
 Reappointment  
 Effective: December 16, 2012  
 Expiration: December 16, 2017

Telecommunications Planning and Development Advisory Committee - RSA: 12-A  
 (Industry)  
 Marc A. Violette, Warner  
 Reappointment  
 Effective: Upon confirmation  
 Expiration: October 18, 2015

Volunteer NH Board of Directors - RSA: 19-H  
 (Community-based Organization)  
 Donald E. Chesnel, Rochester  
 Reappointment  
 Effective: Upon confirmation  
 Expiration: October 10, 2015

Volunteer NH Board of Directors - RSA: 19-H  
 Annmarie J. Woods, Manchester  
 Reappointment  
 Effective: November 15, 2012  
 Expiration: November 15, 2015

**BUSINESS FINANCE AUTHORITY**

#1 The Governor and Executive Council on motion of Councilor Sununu, seconded by Councilor St. Hilaire 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 – yes, authorized to hold a Public Hearing with respect to the financing of a loan to Coastal Economic Development Corporation for a project located in Hampton, NH. 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 OCTOBER 17, 2012  
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

\* \* \* \* \*

At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the purchase by the Business Finance Authority of a loan to be made by Coastal Economic Development Corporation 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 loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, briefly explained the project. Councilor Sununu inquired about the loan interest rate and availability of private capital. Joe Haas inquired about the advertising of the public hearing. 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 AWARDDING A LOAN PURCHASE UNDER RSA 162-A:7 WITH RESPECT TO A CERTAIN LOAN TO COASTAL ECONOMIC DEVELOPMENT CORPORATION" and moved its adoption, which was seconded by Councilor St. Hilaire . 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, Councilor Wieczorek and Councilor Wheeler; those abstaining were Councilor (s): None; and those voting against were Councilor (s): None. The Governor declared that the resolution was passed.

\* \* \* \* \*

**A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN  
UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY  
OF THE STATE OF NEW HAMPSHIRE TO COASTAL ECONOMIC  
DEVELOPMENT CORPORATION**

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 a loan by the Authority to Coastal Economic Development Corporation (the "Borrower") in the original principal amount of up to \$600,000 to be reloaned to Foss Manufacturing Co., LLC., of Hampton, New Hampshire for production equipment purchases(the "Loan")

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 authorize and approve the Loan by the Authority upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council will receive all the documentation and information with respect to the proposed Loan by the Authority; 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 Determination. On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:
  - a. Special Findings.
    - (i) The Loan in consistent with local or regional development plans or policies.
  - b. General Findings.

- (i) The Loan that the Authority has proposed will serve a public use and provide a public benefit.
- (ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.
- (iii) The Loan that the Authority has 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 Loan that the Authority has proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. Governor and Council approve the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of the loan documents substantially in the form submitted to Governor and Council and to take such further action as the act with respect to the transaction as may be required.

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

Passed and agreed to October 17, 2012.

#2 The Governor and Executive Council on motion of Councilor Burton, 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 – yes, authorized to hold a Public Hearing with respect to the financing of a loan to Grafton County Economic Development Council for a project located in Plymouth, NH. 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 OCTOBER 17, 2012  
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

\* \* \* \* \*

At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the purchase by the Business Finance Authority of a loan to Grafton County Economic Development Council 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 loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, briefly explained the project. Joe Haas requested a copy of the Authority's latest audit. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Burton introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN PURCHASE UNDER RSA 162-A:7 WITH RESPECT TO A CERTAIN LOAN TO GRAFTON COUNTY ECONOMIC DEVELOPMENT COUNCIL" 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, Councilor Wieczorek and Councilor Wheeler; those abstaining were Councilor (s): None; and those voting against were Councilor (s): None. The Governor declared that the resolution was passed.

\* \* \* \* \*

**A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN UNDER  
RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY OF THE STATE  
OF NEW HAMPSHIRE TO GRAFTON COUNTY ECONOMIC  
DEVELOPMENT COUNCIL**

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 a loan by the Authority to Grafton County Economic Development Council ( the "Borrower") in the original principal amount of up to \$750,000 to provide financing for construction financing for the Enterprise Center at Plymouth, New Hampshire (the "Loan")

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 authorize and approve the Loan by the Authority upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council will receive all the documentation and information with respect to the proposed Loan by the Authority; 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 Determination. On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:
  - a. Special Findings.
    - (i) The Loan in consistent with local or regional development plans or policies.

b. General Findings.

- (i) The Loan that the Authority has proposed will serve a public use and provide a public benefit.
- (ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.
- (iii) The Loan that the Authority has 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 Loan that the Authority has proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. Governor and Council approve the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of the loan documents substantially in the form submitted to Governor and Council and to take such further action as the act with respect to the transaction as may be required.

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

Passed and agreed to October 17, 2012.

**COMMUNITY DEVELOPMENT FINANCE AUTHORITY**

The Governor and Council acted as follows:

#3 Authorized to amend a grant agreement with the County of Cheshire, Keene, NH (originally approved by G&C on 7-28-10, item #3), in the amount of \$500,000, in order to complete the Second Chance for Success transitional housing facility, by extending the completion date to June 30, 2013. No Additional Funds. **100% Federal Funds.**

#4 Authorized to award a grant to the County of Belknap, Laconia, NH, in the amount of \$140,000 for the purpose of assisting Lakes Region Community College with the purchase of training equipment for its nursing program. Effective upon G&C approval through December 31, 2013. **100% Federal Funds.**

#### **DEPARTMENT OF STATE**

#4A The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to accept and place on file the Annual Report for the period of July 1, 2011 through June 30, 2012.

#### **OFFICE OF ENERGY AND PLANNING**

The Governor and Council acted as follows:

#5 Authorized to enter into a contract agreement with GDS Associates Inc., Marietta, GA, (with a branch in Manchester, NH), for facilitation services and strategic implementation assistance for the NH Building Energy Code Compliance Collaborative, a working group of key energy code compliance stakeholders advancing building energy code compliance in NH, in the amount of \$15,000. Effective upon G&C approval through June 15, 2013. **100% Federal Funds.**

#6 Authorized to grant a 50-foot wide Easement beneath the river bed for the Piscataqua River between Newington and Dover to Granite State Gas Transmission Inc., for an interstate natural gas transmission pipeline. (No Cost to the State). (2)Further authorized to accept \$1,100 in administrative fees.

#7 Authorized to amend a **sole source** contract with the Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, (originally approved by G&C on 3-28-12, item #19), for the Weatherization Assistance Program, by increasing the amount not to exceed \$18,694.43 from \$100,985 to \$119,679.43. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#8 Authorized to amend a **sole source** contract with Southern NH Services Inc., Manchester, NH, (originally approved by G&C on 3-28-12, item #16), for the Weatherization Assistance Program, by increasing the amount not to exceed \$176,553.13 from \$337,412 to \$513,965.13. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#9 Authorized to amend a **sole source** contract with the Community Action Partnership of Strafford County, Dover, NH, (originally approved by G&C on 3-28-12, item #20), for the Weatherization Assistance Program, by increasing the amount not to exceed \$10,992.40 from \$91,274 to \$102,266.40. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#9A Authorized to accept and expend grant funds in the amount of \$46,177 from the Federal Emergency Management Act (FEMA) for the Cooperating Technical Partners Program / Map Modernization Management (MMM) Support. Effective upon G&C approval through September 14, 2013. **100% Federal Funds (FEMA MMMS).**

#### **HIGHWAY SAFETY AGENCY**

#10 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request to enter into a contractual agreement with the Capital Hotel Company II, LLC d/b/a Courtyard Marriott / Grappone Conference Center, to serve as the host site for the 2012 Annual Drunk and Drugged Driving Awareness Month Lunch scheduled for November 19, 2012, in the amount of \$4,387.50. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

## DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#11 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Burton, voted to **table** the request to amend a **sole source** contract with Information Management Corporation d/b/a IMC Solutions of North Grafton, MA, (originally approved by G&C on 6-22-05, item #6A), for software support and maintenance of IMC Public Safety Software required by the NH Liquor Commission, Bureau of Liquor Enforcement in the amount of \$31,350, increasing the total from \$71,285 to \$102,635, and by extending the expiration date from January 31, 2013 to December 31, 2015. **100% Other/Liquor Funds.**

#12 Authorized, for the benefit of the Department of Safety, to exercise a contract renewal option with NIIT Technologies, Atlanta, GA, for technical support services for the Municipal Agent Automation Program, in the amount of \$225,000 from \$1,727,630 to \$1,952,630. Effective December 31, 2013 through June 30, 2014. **100% Other (Agency Class 27) Funds: the agency Class 27 used by DOS to reimburse DoIT for the contract is 100% Highway Funds.**

## NH COUNCIL ON DEVELOPMENTAL DISABILITIES

The Governor and Council acted as follows:

#12A Authorized to enter into an agreement with Donna D. Woodfin, Concord, NH, to conduct data collection, analysis and reporting, utilizing federally-mandated outcome measures, in the amount of \$20,000. Effective upon G&C approval through October 30, 2014. **100% Federal Funds.**

#12B Authorized to enter into an agreement with Susan Covert, Contoocook, NH, to organize statewide and regional associations of employment professionals to expand and improve vocational opportunities for people with disabilities, in the amount of \$20,000. Effective upon G&C approval through October 30, 2014. **100% Federal Funds.**

## OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#13 Authorized the nomination of Richard A. Westhaver, Tewksbury, MA, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#14 Authorized the nomination of Douglas J. Fortier, Farmington, NH, for promotion to the rank of Lieutenant Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#15 Authorized the Confirmation of Major Thaddeus V. Day, North Yarmouth, ME, for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

## DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#16 Authorized a Working Capital Warrant in the amount of \$119,422,896 be lapsed for the months of April (12-10), May (12-11), and June (12-12). (2)Further authorized a Working Capital Warrant in the amount of \$325,000,000 to cover the payment of expenditures for the month of November.

#17 Authorized the Division of Personnel's request for a waiver of classification decisions. Effective upon G&C approval.

#18 Authorized the Bureau of Court Facilities to enter into a lease agreement with the DCC Development Corporation, Hampton, NH, for the Seabrook Circuit Court, comprised of approximately 4,859 square feet of courtroom and office space, in an amount not to exceed \$223,632. Effective November 1, 2012 through October 31, 2015. **100% Transfer Funds – transfer from AOC, Rent from Other Agencies.**

#18A Authorized the Bureau of Public Works Design and Construction to enter into a contract with Pellowe Construction LLC, Alton, NH, for the Replacement of the State House and LOB Tunnel Elevettes, Concord, NH, for a total price not to exceed \$80,750. Effective upon G&C approval through January 15, 2013. **74% General – Capital, 26% General – Transfer Funds (General Services).** (2)Further authorized the amount of \$740 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$81,490. **99.30% Operating – General Funds, .70% General – Transfer Funds.**

#18B Authorized to accept and place on file the quarterly report for transfers processed from July 1, 2012 – September 30, 2012. (2)Further authorized to make transfers from the Salary Adjustment Fund to agency permanent personnel service accounts after approved by the Director of the Division of Personnel, for October 1 – December 31, 2012, and to report transfers made as soon as practical after December 31, 2012 and prior to request for further authority. (3)Further authorized to make transfers from the Benefit Adjustment Funds to agency benefit accounts, for October 1 – December 31, 2012, and to report transfers made as soon as practical after December 31, 2012 and prior to request for further authority.

#18C Authorized to accept and place on file the quarterly report listing of agency transfers of funds up to \$25,000 Authorized during the months of July – September 2012.

#18D Authorized to accept and place on file a report containing a list of Executive Branch classified employees that have received retroactive payments relating to prior fiscal year payroll events for the period of July 1, 2012 through September 30, 2012.

#18E Authorized to accept and place on file the Report and Findings of Councilor David K. Wheeler with regard to the refinancing of certain existing indebtedness and financing of certain capital improvements in connection with the Cheshire Medical Center of Keene, NH.

#18F Authorized to accept and place on file the report containing a list of vendors that agencies have contracted with for the period of July 1, 2012 through September 30, 2012.

#### **STATE TREASURY**

The Governor and Council acted as follows:

#19 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$27,105 and the State Treasurer to issue checks in the amount of \$27,104.44 to the rightful owners of abandoned or unclaimed funds.

#20 Authorized to accept and place on file the Annual Report for the fiscal year ended June 30, 2012.

#### **DEPARTMENT OF REVENUE ADMINISTRATION**

#21 The Governor and Council on motion of Councilor Sununu, seconded by Councilor St. Hilaire authorized the request to enter into a **sole source** contract with Real Data Corporation, Manchester, NH, (originally approved by G&C on 11-7-01, item #17A), for computer software maintenance and technical assistance, by increasing the amount by \$192,000 from \$1,727,000 to \$1,919,000, and by extending the end date from September 30, 2012 to September 30, 2013. Effective **retroactive** to October 1, 2012. **100% General Funds.**

#### **DEPARTMENT OF CULTURAL RESOURCES**

#22 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire, and with Councilor Wheeler voting **no**, authorized the request of the Division of Arts to award a Partnership Initiative Grant for the Poetry Out Loud Project, in the amount of \$23,000 to the NH Writers Project, Manchester, NH, for a collaborative partnership initiative for NH Schools. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

### JOINT BOARD OF LICENSURE AND CERTIFICATION

#23 The Governor and Council on motion of Councilor Burton, seconded by Councilor Wieczorek with Councilor Wheeler voting **no**, authorized the request to enter into a **sole source** contract with the National Association of State Boards of Accountancy, Nashville, TN, for membership in NASBA and the administration of the National Certified Public Accountant examinations, in the amount of \$10,840. Effective through July 1, 2014. **100% General Funds.**

### ATTORNEY GENERAL – DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#24 Authorized to reappoint Matthew G. Mavrogeorge as an Assistant Attorney General, at a salary of \$59,000 for a term ending October 20, 2013. Effective upon G&C approval.

#25 Authorized to reappoint Stephen G. LaBonte as an Assistant Attorney General at a salary of \$62,000, for a term effective October 31, 2012 through October 31, 2017.

#26 Authorized to reappoint James T. Boffetti as an Assistant Attorney General, at a salary level of \$80,994.16 for a five year term effective October 31, 2012 to October 31, 2017.

#27 Authorized the nomination of Bonni Schumann, to serve on the NH Victims' Assistance Commission, for a three year term expiring October 17, 2015.

#28 Authorized the nomination of John R. Cantin to serve on the NH Victims' Assistance Commission for the remainder of Teresa Knight's term, which expires March 16, 2014.

#29 **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu, voted to **table** the petition of Joshua D. Brunet (age 27) requesting a pardon hearing for the offenses of Habitual Offender and Operating After Suspension. The petitioner is not eligible for an annulment.

#30 **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu, voted to **table** the petition of Darryl Bickham (age 51) requesting a pardon hearing for the offense of Aggravated Felonious Sexual Assault. The petitioner is not eligible for an annulment.

### NEW HAMPSHIRE EMPLOYMENT SECURITY

#30A The Governor and Council on motion of Councilor Burton, seconded by Councilor Sununu, authorized the request to sell the NHES properties as detailed in letter dated October 9, 2012 and to relocate the employees currently housed in these buildings, to the renovated Tobey Building located in the Hugh Gallen State Office Park, Concord, NH. The Manchester Local Office, will be relocated to another facility in Manchester which has yet to be identified.

### DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

#### Office of Information Services

#31 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, ConnectNH, Durham, NH, for video conferencing services in the amount of \$64,070. Effective upon G&C approval through June 30, 2013. **40% Federal, 60% General Funds.**

#31A Authorized with Councilors Wieczorek and Wheeler voting **no**, to amend a **sole source** contract with HP Enterprise Services LLC, TX, (originally approved by G&C on 4-28-93, item #81), to enable system modifications to NH's legacy Medicaid Management Information System, by increasing the price by an amount not to exceed \$2,355,000 from \$164,761,557 to \$167,116,557, and by extending the completion date from February 28, 2012 to May 31, 2013. **75% Federal, 25% General Funds.**

#31B Authorized to enter into a contract with Broadstreet Data Solutions Inc., Atlanta, GA, to provide a Master Data Repository and Analysis tool to support the Department's Service Delivery System Transformation initiative, in the amount of \$907,854. Effective upon G&C approval through September 30, 2013. **40% Federal, 60% General Funds.**

#### **Bureau of Human Resource Management**

#32 Authorized to finalize the determination made by the Commissioner, that on March 3, 2011, Linnette Browne, a Training and Development Therapist, at NH Hospital sustained an injury in the line of duty and due to hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#### **Bureau of Facilities and Assets Management**

#33 Authorized to amend a **sole source** lease with DESARN LLC, Bedford, NH (originally approved by G&C on 1-16-08, item #62), for office space in Londonderry, NH, by increasing the price in the amount of \$63,432 to \$218,904 from \$155,472 and by extending the term to December 19, 2014. **60% General, 40% Federal Funds.**

#### **Office of Minority Health and Refugee Affairs**

#34 Authorized to amend a **retroactive** contract with Southern NH University, Manchester, NH, (originally approved by G&C on 5-23-12, item #42, in the amount of \$33,086), to provide Capacity Building as part of the Health Profession Opportunity Project, by extending the end date from September 29, 2012 to March 29, 2013, **retroactive** to September 30, 2012. No Additional Funds. **100% Federal Funds.**

#35 Authorized to amend a **retroactive** contract with Lutheran Community Services, Concord, NH, (originally approved by G&C on 5-23-12, item #39, in the amount of \$83,036), to provide Capacity Building as part of the Health Profession Opportunity Project, by extending the end date from September 29, 2012 to March 29, 2013, **retroactive** to September 30, 2012. No Additional Funds. **100% Federal Funds.**

#36 Authorized to amend a **retroactive** contract with Lewin Services Inc., Falls Church, VA (originally approved by G&C on 6-20-12, item #67, in the amount of \$239,483), to provide Capacity Building as part of the Health Profession Opportunity Project, by extending the end date from September 29, 2012 to March 29, 2013, **retroactive** to September 30, 2012. No Additional Funds. **100% Federal Funds.**

#### **Division of Public Health Services**

#37 Authorized the Bureau of Population Health and Community Services, Healthy Eating and Physical Activity Section, Obesity Prevention Program to exercise a contract renew and amend option with JSI Research and Training Institute Inc., d/b/a Community Health Institute, Bow, NH, (originally approved by G&C on 5-9-12, item #33), to provide nutrition and physical activity assessment to at least ten child care programs, by increasing the price by \$40,000 from \$15,521 to \$55,521, and by extending the completion date to June 30, 2013. Effective **retroactive** to July 1, 2012. **100% Federal Funds.**

#38 Authorized the Bureau of Infectious Disease Control to enter into a grant agreement with Mary Hitchcock Memorial Hospital, Lebanon, NH, under which the Division of Public Health Services will provide five portable ventilators and necessary accessories valued at \$34,950 to enhance respiratory medical capacity in response to a large-scale health emergency, using funding supported by the federal Department of Homeland Security Grant to NH. Effective upon G&C approval and until the grant agreement is terminated by one of the parties. **100% Other Funds.**

#39 Authorized the Bureau of Infectious Disease Control to enter into a grant agreement Upper Connecticut Valley Hospital Association, Colebrook, NH, under which the Division of Public Health Services will provide two portable ventilators and necessary accessories valued at \$13,980 to enhance respiratory medical capacity in response to a large-scale health emergency, using funding supported by the federal Department of Homeland Security Grant to NH. Effective upon G&C approval and until the grant agreement is terminated by one of the parties. **100% Other Funds.**

#### **Bureau of Behavioral Health**

#40 Authorized to hold a series of three trainings between October 25, 2012 and December 19, 2012, for a total cost not to exceed \$82,175. The focus of the trainings is to foster increased employment opportunities for people with mental illness. (2)Further authorized to enter into a **sole source** agreement with David Lynde, Grafton, MA, to provide training and facilitation services in an amount not to exceed \$10,800 at the trainings above. (3)Further authorized payment of \$975 to the Holiday Inn, Concord, NH, for facility room rental. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#### **Bureau of Elderly & Adult Services**

#41 Authorized with Councilor Wheeler voting **no**, the Office of the Long Term Care Ombudsman to hold an organized meeting for the State of NH Abuse Prevention Conference on November 15, 2012 at the Lake Opechee Inn and Spa, Laconia, NH, for a total cost not to exceed \$9,810. (2)Further authorized to enter into an agreement with Clearview Realty Ventures LLC to provide meeting space and parking shuttle service, in an amount not to exceed \$3,310. (3)Further authorized to enter into a **sole source** agreement with G. Allen Power, MD, Rochester, NY, to provide Keynote and Workshop Presentations at the conference, in an amount not to exceed \$4,000. (4) Further authorized to enter into a **sole source** agreement with Carmen Bowman, Brighton, CO, to provide Keynote and Workshop Presentations at the conference, in an amount not to exceed \$2,500. Effective upon G&C approval through January 31, 2013. **100% Federal Funds.**

#### **Bureau of Behavioral Health**

#42 Authorized to amend a **sole source** agreement with the Institute on Disability, University of NH, (originally approved by G&C on 9-14-11, item #102), to expand the public mental health survey of adult consumers, required by the Mental Health Block Grant Program, to include consumers aged 14-17, by increasing the price by \$15,985 from \$89,000 to an amount not to exceed \$104,985, and by extending the completion date to December 31, 2012. Effective upon G&C approval. **100% Federal Funds.**

#### **Bureau of Drug and Alcohol Services**

#43 Authorized with Councilor St. Hilaire recusing himself, to amend agreements with the list of providers (originally approved by G&C on 4-13-11, item #82), by increasing the price by \$3,006,961 from \$6,515,492 to \$9,522,453, and by extending the date from July 1, 2012 through December 31, 2014, as well as the ability to continue to add to the provider list as applicants respond to the request for applications. **100% Federal Funds.**

#44 Authorized to amend an agreement with Granite United Way, Concord, NH, (originally approved by G&C on 3-7-12, item #30), to provide substance abuse prevention services in the Capital Region by continuing to fund a Regional Network Coordinator for State Fiscal Year 2013. Effective upon G&C approval through June 30, 2013. **No Fiscal Impact – Origin 71% Federal, 29% General Funds.**

#44A Authorized to enter into an agreement with The Prevention Certification Board of NH, Manchester, NH, to develop, coordinate and administer an internationally recognized certification procedure for alcohol, tobacco, and other drug prevention practitioners in NH, in an amount not to exceed \$15,000. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#### **NEW HAMPSHIRE BOARD OF NURSING**

#45 The Governor and Council on motion of Councilor Sununu, seconded by Councilor St. Hilaire with Councilor Wheeler voting **no**, authorized the request to pay dues to the National Council of State Boards of Nursing, Chicago, IL, in the amount of \$3,000 for membership dues **retroactive** to October 1, 2012 through September 30, 2013. **100% General Funds.**

#### **BANKING DEPARTMENT**

#45A The Governor and Council on motion of Councilor Sununu, seconded by Councilor Burton with Councilor Wheeler voting **no**, authorized the request to enter into a **sole source** contract agreement with Cannon Financial Institute Inc., Athens, GA, for training services for the Department's Banking Division examiners in an amount not to exceed \$10,000. Effective upon G&C approval through October 26, 2012. **100% Other Funds (Bank fees).**

## DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#46 Authorized the Division of Forests and Lands to enter into a memorandum of agreement with the US Fish and Wildlife Service to cooperate in the management of timber and wildlife habitat on the Umbagog National Wildlife Refuge and Umbagog State Park in the form of a single timber sale on both properties. Effective upon G&C approval, expiring with the conclusion and final close out of the timber sale.

#47 **WITHDRAWN** – The Agency withdrew the request of the Division of Parks and Recreation, Cannon Mountain to renew a 2012/2013 Membership and Radio Agreement with the New England Ski Areas Council, Lebanon, NH, in the amount of \$11,531.92 for the upcoming ski season. Effective upon G&C approval through June 30, 2013. **100% Ski Area Funds.**

#48 Authorized the Division of Parks and Recreation to make a **retroactive** payment to Peter Hoyt's Repair Services, Lee, NH, in the amount of \$2,819.45 for repairs to the Case Tractor located at Hampton Beach State Park on September 3, 2012. **100% Agency Income (Park Account Fund).**

#49 Authorized the Division of Parks and Recreation to amend a memorandum of agreement with The Old Man of the Mountain Revitalization Fund Inc., d/b/a Old Man of the Mountain Legacy Fund of Concord, NH, (originally approved by G&C on 2-7-07, item #48), to work cooperatively to memorialize the Old Man of the Mountain at Franconia Notch State Park, by extending the end date to December 31, 2015 from December 31, 2012. No Additional Funds.

#50 Authorized the Bureau of Trails to award Recreational Trails Program reimbursement grants to the organizations as detailed in letter dated September 27, 2012, in the total amount of \$463,200.46 for the development and maintenance of recreational trails and trail related safety and educational projects. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

## DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#51 Authorized an Allonge to Note and amendment to loan agreement with Olde Towne Homeowners Cooperative Inc., Allenstown, NH, which finalizes the loan amount used to finance the water system improvements project, by reducing the original amount of \$394,600 by \$1,129.58 for a final amount of \$393,470.42. **50% ARRA, 50% Drinking Water State Revolving Loan Fund (DWSRF) Repayment Funds.**

#52 Authorized a Supplemental Loan agreement with the Town of Hooksett (originally approved by G&C on 7-15-09, late item B), which finalizes and lowers the Original Loan agreement by \$11,435.42 from \$6,224,375 to \$6,212,939.58. Effective upon G&C approval. **41.5% Clean Water State Revolving Fund, 8.5% Capital (General) Funds, 50% Federal ARRA Funds.**

#53 Authorized a Supplemental Loan agreement with Berlin Water Works (originally approved by G&C on 6-17-09, late item A-7), in the amount of \$3,000,000, which finalizes the loan amount used to finance the water system improvements project. Effective upon G&C approval. **50% ARRA, 39.6% Federal, 10.4% Capital (General) Funds.**

#54 Authorized a Supplemental Loan agreement with the Town of Hinsdale (originally approved by G&C on 8-19-09, item #109C), which finalizes and lowers the Original Loan agreement by \$38,173.94 from \$687,000 to \$648,826.06. Effective upon G&C approval. **47% CWSRF Repayment Funds, 53% Federal ARRA Funds.**

#55 Authorized a Supplemental Loan Agreement with the City of Portsmouth (originally approved by G&C on 7-15-09, item #53), which finalizes the original loan agreement in the amount of \$3,000,000. Effective upon G&C approval. Effective upon G&C approval. **42% Clean Water State Revolving Fund, 8% Capital (General), 50% Federal ARRA Funds.**

#56 Authorized an Allonge to Note and amendment to loan agreement with Catamount Hill Cooperative Inc., Allenstown, NH, (originally approved by G&C on 9-23-09, item #58), by reducing the original amount of \$792,000 by \$16,820.24 for a final amount of \$775,079.76, which finalizes the amount used to finance the water system improvements project. **50% ARRA, 50% Drinking Water State Revolving Loan Fund (DWSRF) Repayment Funds.**

#57 Authorized a Clean Water State Revolving Fund (CWSRF) loan agreement with the City of Keene in the amount of \$6,469,354 to finance the Wastewater Treatment Facility Nutrient Removal Upgrade Project. Effective upon G&C approval. **100% CWSRF Repayment Account Funds.**

#58 Authorized a Clean Water State Revolving Fund (CWSRF) loan agreement with the Town of Hampton in the amount of \$4,850,000 to finance the Church Street Pump Station Upgrades Project. Effective upon G&C approval. **83% Clean Water State Revolving Fund, 17% Capital (General) Funds.**

#59 Authorized a Clean Water State Revolving Fund (CWSRF) loan agreement with the North Conway Water Precinct in the amount of \$2,050,000 to finance the WWTF Aeration System Improvements Project. Effective upon G&C approval. **83% Clean Water State Revolving Fund, 17% Capital (General) Funds.**

#60 Authorized a Clean Water State Revolving Fund (CWSRF) loan agreement with the Town of Hampton in the amount of \$1,385,000 to finance the Sludge Handling Improvements to the Wastewater Treatment Plant Project. Effective upon G&C approval. **83% Clean Water State Revolving Fund, 17% Capital (General) Funds.**

#61 Authorized a Supplemental Loan agreement with the City of Claremont (originally approved by G&C on 6-9-10, item #73), which finalizes and lowers the Original Loan Agreement by \$689,249.43 from \$1,500,000 to \$810,750.57. Effective upon G&C approval. **100% CWSRF Repayment Account Funds.**

#62 Authorized to enter into a **sole source** contract with Carol T. Hildreth, Holliston, MA, in the amount of \$21,450, and with Emery & Garrett Groundwater Inc., Meredith, NH, in the amount of \$24,926, a total of \$46,376 for surficial geologic mapping services. Effective upon G&C approval through September 14, 2013. **100% Federal Funds.**

#63 Authorized to enter into a **sole source** agreement with the University of NH, Complex Systems Research Center, Durham, NH, to digitize seven 1:24,000-scale surficial geology maps and convert five surficial geologic map datasets from digital CAD format to GIS, in the amount of \$14,937. (2)Further authorized an advance payment in the amount of \$3,734 to enable UNH-CSRC to hire student staff. Effective upon G&C approval through September 14, 2013. **100% Federal Funds.**

#64 Authorized to amend an existing contract with Weston Solutions Inc., Concord, NH (originally approved by G&C on 7-13-11, item #53), for additional cleanup activities at the Savage Municipal Water Supply Well Superfund Site, by increasing the amount by \$284,000 from \$4,787,000 to \$5,071,000. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#65 Authorized to enter into a **sole source** contract with Environmental Canada, Moncton, NB, Canada, for laboratory analysis of mussel samples collected by the NH Gulfwatch Program, for a total of \$9,750. Effective upon G&C approval through December 31, 2012. **100% General Funds.**

#66 Authorized Craig R. Sutherland's request to perform work on Lake Winnepesaukee in Wolfeboro.

#67 Authorized Don B. & Sharon M. Brown Revocable Trust's request to perform work on Lake Winnepesaukee in Gilford.

#67A Authorized Pease Development Authority's request to perform work on the Atlantic Ocean in Hampton.

## DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#68 Authorized **sole source retroactive** payment to the College Board, New York, NY, for fee reduction waivers on Advanced Placement exams taken in NH by eligible low-income students in the amount of \$25,334. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#69 Authorized to enter into a contract with the Brain Injury Association of NH, Concord, NH, to provide independent living services, in an amount not to exceed \$65,650. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**

#70 Authorized the Division of Instruction to contract with Institutional Effectiveness LLC, Sanbornton, NH, to oversee Pre-K – 12 Assessment and Accountability functions for the State, in an amount not to exceed \$100,000. Effective upon G&C approval through August 30, 2013, with the option to contract for up to one additional fiscal year. **100% General Funds.**

#70A Authorized to enter into a contract with Two Revolutions LLC, New Rochelle, NY, to take the lead in the development, implementation and improvement of Regional Technical Assistance Networks, in an amount not to exceed \$139,625. Effective upon G&C approval through June 30, 2013, with the option to renew for up to one additional fiscal year. **100% Federal (53% ARRA, 47% Other) Funds.**

#70B Authorized to enter into a contract with Assistive Technology for Education LLC, to provide school districts with audio versions of textbooks and provide an audio lending service to all NH school districts (K-12) for special education students with certified print disabilities (at no cost to the district), in an amount not to exceed \$200,000. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

## NEW HAMPSHIRE LOTTERY COMMISSION

#71 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to accept and place on file the Annual Report for the fiscal year ended June 30, 2012.

## DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#72 Authorized the Division of State Police to accept and expend two grants for a total of \$331,048 of federal funds from the NH Highway Safety Agency, one entitled NH State Police Crash Reduction Management System in the amount of \$164,413 for the continued development of software for the Crash Records Management System and one entitled NH State Police E- Ticketing in the amount of \$166,635 for the integration of those programs into the Statewide J-One System. (2) Further authorized to establish class 046 consultant positions for the purpose of creating a citation interface and a crash records management system to add to the existing J-One System. Effective upon G&C approval through June 30, 2013. **100% Agency Income. Contingent upon Fiscal Committee approval on October 26, 2012.**

#73 Authorized the Division of State Police and the Department of Administrative Services, Risk Management to enter into a contract with Ferdinando Insurance Associates Inc., Manchester, NH, for the provision of insurance coverage on the State Police Aircraft, in an amount not to exceed \$11,172. Effective November 1, 2012 through November 1, 2013. **81% Highway, 19% Turnpike Funds.**

#74 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend a grant agreement with the Town of New Hampton (originally approved by G&C on 3-28-12, item #121), by extending the completion date from September 30, 2012 to September 30, 2013. **100% Federal Funds.**

#75 Authorized the Division of Homeland Security and Emergency Management to amend a grant agreement with the Town of Stratford, NH (originally approved by G&C on 5-11-11, item #61), by extending the completion date from December 31, 2012 to October 6, 2013. **100% Federal Funds.**

#76 Authorized the Director of the State Police to restore 158 hours and 6 minutes of sick leave to Trooper Jimmy W. Crossley who suffered a line of duty injury and was unable to perform his normal or routine duties from October 13, 2010 through December 20, 2010.

#77 Authorized the Division of State Police to accept and expend \$98,057 of a grant known as “NH – SORNA Compliance Unit Grant” from the US Department of Justice, Office of Justice Programs for the purpose of developing a more comprehensive, multi-jurisdictional Sex Offender Unit. Effective upon G&C approval through March 31, 2013. **100% Federal Funds.**

#78 Authorized to enter into grant agreements with the Department of Environmental Services, in the amount of \$18,100, and with the Department of Information Technology, in the amount of \$295,000, for a total of \$313,100 for the State Homeland Security Program portion of the Federal Fiscal Years 2011 Homeland Security Grant Program. Effective upon G&C approval through August 31, 2014. **100% Federal Funds.**

#79 Authorized to enter into grant agreements with the Department of Environmental Services, in the amount of \$14,700, and with the Department of Information Technology, in the amount of \$220,200, for a total of \$338,400 for the State Homeland Security Program portion of the Federal Fiscal Years 2010 Homeland Security Grant Program. Effective upon G&C approval through July 31, 2013. **100% Federal Funds.**

#80 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend the grant agreement with the Town of Amherst (originally approved by G&C on 4-18-12, item #125), to purchase an additional emergency generator using the remaining funds from the grant, and by extending the completion date from September 30, 2012 to September 30, 2013. **100% Federal Funds.**

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#81 Authorized the Bureau of Right of Way to pay various owners \$21,453 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from September 11, 2012 through September 24, 2012. Effective upon G&C approval.

#82 Authorized the Bureau of Turnpikes Robert Christensen to travel outside the 300 mile radius by train to Wilmington, DE, for the **retroactive** period of May 16-17, 2012. (2)Further authorized to **retroactively** reimburse Robert Christensen, Weare, NH, for the out of state travel expenses incurred in the amount of \$336. (3)Further authorized Robert Christensen to travel outside the 300 mile radius by train to Wilmington, DE, for the period of November 7-8, 2012, at a cost not to exceed \$545. Effective upon G&C approval. **100% Turnpike Funds.**

#83 Authorized the Bureau of Aeronautics to award a grant to the City of Lebanon, AIP-48, to design an addition to the existing snow removal equipment building at the Lebanon Municipal Airport, in the amount of \$150,155. Effective upon G&C approval through October 31, 2016. **97.30% Federal, 2.70% General Funds.**

#84 Authorized the Bureau of Aeronautics to award a grant to the Pease Development Authority, AIP-55, to upgrade the airfield markings and signage at the Portsmouth International Airport at Pease in the amount of \$414,220. Effective upon G&C approval through October 31, 2016. **97.30% Federal, 2.70% General Funds.**

#85 Authorized the Bureau of Aeronautics to award a grant to the City of Lebanon, AIP-47, for Phase II, to permit, design and construct the removal of airport obstruction lights and to install hazard beacons at the Lebanon Municipal Airport, in the amount of \$480,630. Effective upon G&C approval through October 31, 2016. **97.30% Federal, 2.70% General Funds.**

#86 Authorized the Bureau of Aeronautics to enter into a contract with Sealcoating Inc., Hingham, MA, to seal and repair pavement cracks at Claremont Municipal Airport, Dean Memorial Airport (Haverhill), and the Dillant-Hopkins Airport (Keene), as part of a statewide pavement maintenance program, in the amount not to exceed \$141,510.34. Effective upon G&C approval through October 31, 2013. **90% Federal, 10% General Funds.**

#87 Authorized the Bureau of Rail & Transit to enter into an agreement with the Cooperative Alliance for Seacoast Transportation, Dover, NH, to support a Seacoast Commuter Options rideshare initiative in the Seacoast region, for an amount not to exceed \$80,483. Effective upon G&C approval through December 31, 2015. **100% Turnpike Funds.**

#88 Authorized the Bureau of Bridge Design to enter into an agreement with McFarland-Johnson Inc., Concord, NH, and Binghamton, NY, for preliminary design for the rehabilitation and widening of the bridges carrying I-89 Southbound & Northbound over the Connecticut River and the New England Central Railroad between the City of Lebanon, NH and the Town of Hartford, VT, for a total fee not to exceed \$755,835.76. Effective upon G&C approval through December 31, 2014. **76% Federal (NH's share) and 24% Other (State of VT) Funds.**

#89 Authorized the Bureau of Bridge Design to enter into an agreement with HDR Engineering Inc., Boston, MA, for the preliminary design for the rehabilitation or replacement of the Red List bridge carrying NH Route 1B over Little Harbor between the Towns of New Castle and Rye, for a fee not to exceed \$932,762.34. Effective upon G&C approval through December 31, 2014. **100% Federal Funds.**

#90 Authorized the Bureau of Bridge Design to enter into a contract with Stearns Engineering Company, Rockville, MD, for the underwater inspection of bridges in NH, in the amount of \$180,000. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**

#91 Authorized the Bureau of Highway Maintenance, Well Section, to enter into a contract with Skillings & Sons Inc., Amherst, NH, for a 6-inch drilled well and pump on the property of Richard Healey, Barnstead, NH, in the amount of \$22,345. Effective upon G&C approval through November 14, 2012. **100% Highway Funds.**

#92 Authorized the Bureau of Highway Maintenance, Well Section, to enter into a contract with Skillings & Sons Inc., Amherst, NH, for a 6-inch drilled well and pump on the property of Nilufer Harris, Derry, NH, in the amount of \$21,045. Effective upon G&C approval through October 17, 2012. **100% Highway Funds.**

#93 Authorized the Bureau of Planning and Community Assistance to enter into agreements with Merrimack, in the amount of \$13,200; Bradford, in the amount of \$14,500; Concord, in the amount of \$15,000; and Seabrook, in the amount of \$22,800, for a total of \$65,500 to provide funding and services under the Federal Safe Routes to School Program through a local project administration process. Effective upon G&C approval, for fiscal year 2013. **100% Federal Funds.**

#94 Authorized the Bureau of Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for roadway rehabilitation and widening on I-93 southbound mainline through the Exit 3 area in the towns of Windham and Salem, on the basis of a low bid of \$32,997,604.58. (2)Further authorized a contingency in the amount of \$1,649,880.23 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through June 3, 2016. **100% Other Funds.**

#95 Authorized the Bureau of Construction to enter into a contract with Republic Intelligent Transportation Services Inc., Billerica, MA, for replacing signal cabinets and the associated equipment housed inside the cabinets at 10 locations throughout the State, on the basis of a low bid of \$207,700. Effective upon G&C approval through June 28, 2013. **100% Betterment Funds.**

#96 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for construction of two roundabouts on NH 111A (Marsh Road / Windham Road) in the Pelham Town center, on the basis of a low bid of \$2,793,117.63. (2)Further authorized a contingency in the amount of \$195,518.23 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 17, 2014. **100% Federal Funds.**

#97 Authorized the Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA, for resurfacing of 4.7 miles of NH 101A in Milford from just west of the intersection with NH 101 to the Nashua City line, on the basis of a low bid of \$2,345,972.50. (2)Further authorized a contingency in the amount of \$117,298.63 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 19, 2013. **100% Federal Funds.**

#98 Authorized the Bureau of Construction to enter into a contract with Weaver Bros. Construction Co., Inc., Concord, NH, for installation of median barrier at a number of locations on Interstate 93 interchange in Bow and the Exit 5 interchange in Hopkinton, on the basis of a low bid of \$1,915,786.72. (2)Further authorized a contingency in the amount of \$95,789.34 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 23, 2013. **100% Federal Funds.**

#99 Authorized the Bureau of Highway Maintenance to amend a contract with Busby Construction Inc., Atkinson, NH (originally approved by G&C on 6-6-12, item #159), for rehabilitation of 2 miles of Old Rochester Road in Somersworth, NH, by increasing the amount by \$26,470.01 from \$410,415 to \$436,885.01. Effective upon G&C approval through November 30, 2012. **100% Betterment Funds.**

#100 Authorized the Bureau of Materials & Research to execute a **sole source** agreement with Northeastern University, Boston, MA, for an assessment and optimization study of the Department's Bureau of Mechanical Services and its fleet management operation, for a fee not to exceed \$137,425. Effective upon G&C approval through March 31, 2013. **80% Federal, 20% Turnpike Funds.**

\*

The Governor and Council met in non-public session, pursuant to notice under RSA 91-A, following the breakfast meeting for the purpose of reviewing and approving the minutes of non-public meetings held on June 13, 2012, Jun3 20, 2012, July 11, 2012, August 8, 2012, August 22, 2012 and October 3, 2012. Upon motion made and seconded, Councilors Burton, St. Hilaire, Sununu, Wieczorek and Wheeler all voted to approved the draft minutes of these non-public sessions as final and to continue to maintain them under seal. There was no other business transacted at the non-public session.

\*

The Next regular Governor and Executive Council meeting is scheduled for Wednesday, November 14, 2012, at the State House, Concord, NH.

Honorable Board then Adjourned at 12:25 p.m.