



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner

February 5, 2025

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Her Excellency, Governor Kelly A. Ayotte
and the Honorable Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

Authorize the New Hampshire Department of Environmental Services (NHDES) to **RETROACTIVELY** amend an American Rescue Plan Act grant (PO#1090398) to the Plymouth Village Water and Sewer District of Plymouth, NH (VC# 159943 B001), by reducing the grant limitation by \$52,500 to \$90,000 from \$142,500 for the Emerson Road Sewer Improvements project, effective **retroactive** to January 1, 2026 upon Governor and Council approval. There is no change to the completion date of January 31, 2026. The original grant was approved by Governor and Council on January 18, 2023, Item #88 and amended on May 7, 2025, Item #5G. 100% federal funds.

EXPLANATION

We are requesting **RETROACTIVE** approval of this amendment in order to reduce the grant amount to the Plymouth Village Water and Sewer District. This request is **retroactive** due to a delay in receiving the grant paperwork that prevented us from meeting the deadline for the January Governor and Executive Council agenda. The District is replacing approximately 1,300 linear feet of sewer main along Emerson Street from Merrill Street to Highland Street; this project is one of three subprojects within a larger improvement initiative. The construction contract amount is significantly less than the expected cost originally anticipated. Therefore, the reduction in the grant allotment coincides with full execution of the scope of work under the current construction contract. Based on the current project schedule, the District will utilize the entire ARPA grant amount, as reduced per this request. To date, \$36,000 of the original \$142,500 grant has been spent.

In the event federal funds become no longer available, general funds will not be requested to support this program. This grant amendment has been approved by the Attorney General's Office as to form, substance and execution.

We respectfully request your approval of this item.

Robert R. Scott
Commissioner

Grant Agreement with the Plymouth Village Water and Sewer District
ARPA Grant CS-334132-11
Amendment No. 2

This Agreement (hereinafter called the Amendment) is by and between the State of New Hampshire acting by and through its Department of Environmental Services (hereinafter referred to as the State), and the Plymouth Village Water and Sewer District acting by and through its Board of Commissioners Chairperson, Christopher Woods (hereinafter referred to as the Grantee).

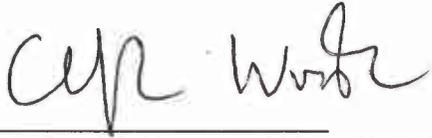
WHEREAS, pursuant to an Agreement (hereinafter called the Agreement) approved by the Governor and Council on January 18, 2023 and amended on May 7, 2025, the Grantee agreed to perform certain services upon the terms and conditions specified in the Agreement and in consideration of payment by the State of certain sums as specified therein; and

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

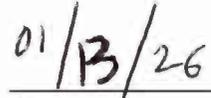
NOW THEREFORE, in consideration of the foregoing, and the covenants and conditions contained in the Agreement and set forth herein, the parties hereto do hereby agree as follows:

1. Amendment and Modification of Agreement: The Agreement is hereby amended as follows:
 - (A) The Grant Limitation as set forth in sub-paragraph 1.8 of the Agreement shall be reduced to \$90,000, from \$142,500.
 - (B) The grant award set forth in the first paragraph of Exhibit C shall be reduced to \$90,000, from \$142,500.
2. Effective Date of Amendment: This Amendment shall take effect upon the date of approval of this Amendment by the Governor and Executive Council of the State of New Hampshire.
3. Continuance of Agreement: Except as specifically amended and modified by the terms and conditions of this Amendment, the Agreement, and the obligations of the parties thereunder, shall remain in full force and effect in accordance with the terms and conditions set forth therein.

Accepted by:



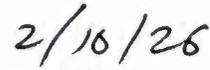
Christopher Woods, Board of Commissioners Chairperson
Plymouth Village Water and Sewer District



Date



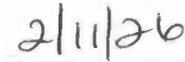
Robert R. Scott, Commissioner
Department of Environmental Services



Date



Assistant Attorney General
Department of Justice
Approved as to form, substance and execution.



Date



CERTIFICATE OF VOTE OF AUTHORIZATION GRANTS ONLY



American Rescue Plan Act (ARPA)

A Certificate of Vote of Authorization (COV) is a certificate that states that a grantee is willing to enter into a grant agreement with the State of NH Department of Environmental Services (NHDES) and that whoever signs the Grant Agreement (provided under separate cover) has the authority to do so. Do not complete this form until you have received a Grant Agreement from NHDES. Follow the steps below:

received a Grant Agreement from NHDES. Follow the steps below:

- 1. Following a funding offer from NHDES, obtain the authority to accept grant funds and assign an Authorized Representative (AR) from the grantees governing body. This will likely require a vote at a meeting of the governing body. A vote may take place any time prior to execution of the Grant Agreement.
2. Once the Grant Agreement has been received from NHDES, someone other than the AR (who can certify actions taken at the referenced meeting) completes and signs the COV. The AR cannot sign the COV. The COV must be signed and notarized on the same date as, or within 30 days of, when the AR signs the Grant Agreement. The 30-day window applies to either side of the execution date.
3. The AR signs the Grant Agreement and initials and dates the bottom of each page including the Exhibits.
4. Mail original COV and Grant Agreement documents to program contact at NHDES.

Certificate of Vote of Authorization

PLYMOUTH VILLAGE WATER AND SEWER DISTRICT
227 Old North Main Street, Plymouth, NH 03264

I, Stephanie Halter, Commissioner of the Plymouth Village Water and Sewer District do hereby certify that at a meeting held on January 13, 2026, the Board of Commissioners voted to apply to submit an amendment request to extend a certain American Rescue Plan Act Fund (ARPA) grant agreement with the New Hampshire of Department Environmental Services to fund a Wastewater improvement project, as approved by the Governor and Council on January 18, 2023 and amended on May 7, 2025.

The Plymouth Village Water and Sewer District further authorized the Chairperson of the Board of Commissioners, Christopher Wood to execute any documents which may be necessary to effectuate this grant agreement.

IN WITNESS WHEREOF, I have hereunto set my hand as Commissioner of the Plymouth Village Water and Sewer District, the 13th day of January 20,2026.

Stephanie Halter Signature: [Handwritten Signature]

On this 13th day of January , 2026, Kim Haines, before me (Notary Public) the undersigned Officer, personally appeared. Stephanie Halter, who acknowledged herself to be the Commissioner of Plymouth Village Water and Sewer District, being authorized so to do, execute the foregoing instrument for the purpose therein contained.

In witness thereof, I have set my hand and official seal. [Handwritten Signature: Kim Haines]

Notary Public Kim Haines My commission expires: May 29, 2029



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29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-3503 • TDD Access: Relay NH 1-800-735-2964



CERTIFICATE OF COVERAGE

The New Hampshire Public Risk Management Exchange (Primex³) is organized under the New Hampshire Revised Statutes Annotated, Chapter 5-B, Pooled Risk Management Programs. In accordance with those statutes, its Trust Agreement and bylaws, Primex³ is authorized to provide pooled risk management programs established for the benefit of political subdivisions in the State of New Hampshire.

Each member of Primex³ is entitled to the categories of coverage set forth below. In addition, Primex³ may extend the same coverage to non-members. However, any coverage extended to a non-member is subject to all of the terms, conditions, exclusions, amendments, rules, policies and procedures that are applicable to the members of Primex³, including but not limited to the final and binding resolution of all claims and coverage disputes before the Primex³ Board of Trustees. The Additional Covered Party's per occurrence limit shall be deemed included in the Member's per occurrence limit, and therefore shall reduce the Member's limit of liability as set forth by the Coverage Documents and Declarations. The limit shown may have been reduced by claims paid on behalf of the member. General Liability coverage is limited to Coverage A (Personal Injury Liability) and Coverage B (Property Damage Liability) only, Coverage's C (Public Officials Errors and Omissions), D (Unfair Employment Practices), E (Employee Benefit Liability) and F (Educator's Legal Liability Claims-Made Coverage) are excluded from this provision of coverage.

The below named entity is a member in good standing of the New Hampshire Public Risk Management Exchange. The coverage provided may, however, be revised at any time by the actions of Primex³. As of the date this certificate is issued, the information set out below accurately reflects the categories of coverage established for the current coverage year.

This Certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not amend, extend, or alter the coverage afforded by the coverage categories listed below.

<i>Participating Member:</i> Plymouth Village Water & Sewer District 227 Old North Main Street Plymouth, NH 03264-1624		<i>Member Number:</i> 559	<i>Company Affording Coverage:</i> NH Public Risk Management Exchange - Primex ³ PO Box 23 Hooksett, NH 03106-9716		
Type of Coverage		Effective Date (mm/dd/yyyy)	Expiration Date (mm/dd/yyyy)	Limits - NH Statutory Limits May Apply, If Not:	
<input checked="" type="checkbox"/>	General Liability (Occurrence Form) Professional Liability (describe) <input type="checkbox"/> Claims Made <input type="checkbox"/> Occurrence	1/1/2026	1/1/2027	Each Occurrence	\$ 2,000,000
				General Aggregate	\$ 10,000,000
				Fire Damage (Any one fire)	
				Med Exp (Any one person)	
<input checked="" type="checkbox"/>	Automobile Liability Deductible Comp and Coll: \$1,000 <input type="checkbox"/> Any auto	1/1/2026	1/1/2027	Combined Single Limit (Each Accident)	\$2,000,000
				Aggregate	\$10,000,000
<input checked="" type="checkbox"/>	Workers' Compensation & Employers' Liability	1/1/2026	1/1/2027	<input checked="" type="checkbox"/> Statutory	
				Each Accident	\$2,000,000
				Disease – Each Employee	\$2,000,000
				Disease – Policy Limit	
<input checked="" type="checkbox"/>	Property (Special Risk includes Fire and Theft)	1/1/2026	1/1/2027	Blanket Limit, Replacement Cost (unless otherwise stated)	Deductible: \$1,000
Description: Proof of Primex Member coverage only. Pollution and hazardous waste related liabilities, expenses and claims are excluded from coverage in the coverage document.					

CERTIFICATE HOLDER:	Additional Covered Party	Loss Payee	Primex³ – NH Public Risk Management Exchange
			By: <i>Mary Beth Purcell</i>
			Date: 12/22/2025 mpurcell@nhprimex.org
State of New Hampshire Department of Environmental Services 29 Hazen Drive, PO Box 95 Concord, NH 03302-0095			Please direct inquiries to: Primex³ Claims/Coverage Services 603-225-2841 phone 603-228-3833 fax