

STATE OF NEW HAMPSHIRE

COMMISSIONER
Jared S. Chicoine

DEPUTY COMMISSIONER
Joshua W. Elliott



DEPARTMENT OF ENERGY

21 S. Fruit St., Suite 10
Concord, N.H. 03301-2429

TDD Access
Relay NH
711

(603) 271-3670

Website:
www.energy.nh.gov

September 16, 2026

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

REQUESTED ACTION

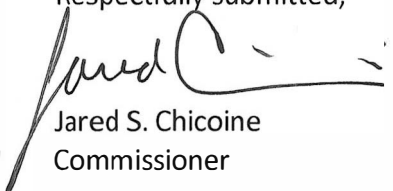
Authorize the New Hampshire Department of Energy (Department) to **amend** a grant agreement with Berlin Public Schools, Berlin, NH, Vendor #177267, by amending the grant agreement language with Berlin Public School to include a 5% match requirement for the implementation of energy efficiency projects and upgrades through a grant from the U.S. Department of Energy through the State Energy Program Bipartisan Infrastructure Law (SEP BIL), effective upon Governor and Executive Council approval through June 30, 2028. The grant was originally approved May 20, 2026, Item # 63 in the amount of \$150,000 . There is no funding being added to this contract at this time. **100% Federal Funds.**

EXPLANATION

The Department respectfully requests authority to **amend** the grant agreement with Berlin Public Schools to support Berlin Elementary School to include the 5% match (\$7,500) that was not included in the original contract but is a requirement as part of the Request for Proposal. The project being undertaken is replacement of the existing non-LED interior lighting with LED fixtures and installation of advanced wireless controls to reduce school energy consumption.

In the event of Federal Funds are no longer available, General Funds will not be requested to support this program.

Respectfully submitted,


Jared S. Chicoine
Commissioner

AGREEMENT FOR GRANT FUNDS

STATE OF NEW HAMPSHIRE

and

Berlin Public Schools

Amendment No. 1

This Amendment (Amendment) is entered into by and between the State of New Hampshire, acting by and through the New Hampshire Department of Energy (Department), 21 S. Fruit Street, Concord, NH 03301, and Berlin Public Schools, Berlin, NH, (Grantee), (collectively the Parties).

WHEREAS, the Parties have entered into an Agreement, approved by the Governor and Executive Council on May 20, 2026, Item #63 as amended by (Agreement);

WHEREAS, the Parties desire to extend and amend the Agreement as provided in this Amendment; and

WHEREAS, the Agreement allows for amendments by an instrument in writing executed by both Parties;

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. Exhibit C, Paragraph #3, of the existing Agreement is hereby deleted in its entirety and replaced with the following: The Grantee shall provide no less than 5% in matching funds of the Contracted Amount (minimum \$7,500). The Grantee must demonstrate satisfactory payment of the matching funds before the disbursement of any grant funds and must provide documentation to the Department showing the source of the matching funds.
2. This Amendment shall become effective upon approval by the New Hampshire Governor and Executive Council.
3. 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 with the terms and conditions set forth herein.

U.S. DOE Award # DE-EE0010086; Federal Award Date: 7/1/2022
SEP BIL ALN #81.041
Berlin Public Schools

Grantee Initials: TF
Date: 7/21/24
Page 1 of 2

IN WITNESS WHEREOF, the Parties hereto have set their hands on the dates written below.

Berlin Public Schools

Tammy Fautoux

By: Tammy Fautoux, Superintendent Date: 7/31/26

Print Name and Title

STATE OF NEW HAMPSHIRE

Department of Energy

Jared S. Chicoine
Jared S. Chicoine, Commissioner

Date: 8/3/2026

Approval by the Attorney General's Office (Form, Substance and Execution)

Joshua Harrison

Date: 8/26/2026

Print Name and Title

Joshua Harrison, Assistant Attorney General

Approval by the Governor and Executive Council

G&C Meeting Date: _____

G&C Item #: _____

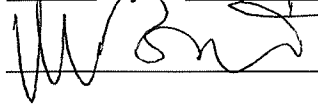
CERTIFICATE OF VOTE

I, **Matt Buteau**, School Board Chair hereby certify that:

1. I am a duly elected Officer of **Berlin School District**;
2. The following is a true copy of the resolution duly adopted at a meeting of the Board of Directors of the **Berlin School District** duly held on **April 2nd, 2026**:
RESOLVED: That the Superintendent of Schools is hereby authorized on behalf of this Agency to enter into the said contract with the State and to execute any and all documents, agreements and other instruments, and any amendments, revisions, or modifications thereto, as he/she may deem necessary, desirable or appropriate;
3. The foregoing resolutions have not been amended or revoked.
4. **Tammy Fauteux** is the duly appointed **Superintendent** of Schools for the **Berlin School District** and Supervisory Administrative Union (SAU) **3**.

IN WITNESS WHEREOF, I have hereunto set my hand as an Officer of the School District the

30th day of July, 2026.



(Signature of Officer)

NOTARY ACKNOWLEDGEMENT

STATE OF NEW HAMPSHIRE COUNTY OF [County Name]

On this 30th day of July, 2026, before me, Marion R Moore, the undersigned Officer, personally appeared **Matt Buteau**, who acknowledged her/himself to be an officer of the **Berlin School District**, a nonprofit organization, and that she/he as such being authorized to do so, executed the foregoing instrument for the purposes therein contained.

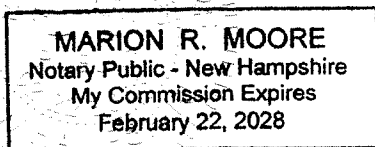
IN WITNESS WHEREOF, I hereunto set my hand and official seal.



Notary Public/Justice of the Peace

Marion R Moore NOTARY PUBLIC State of New Hampshire

My Commission Expires: 2/22/2028



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.

Participating Member: Berlin School District SAU #3 183 Hillside Avenue Berlin, NH 03570		Member Number: 904	Company Affording Coverage: NH Public Risk Management Exchange - Primex ³ PO Box 23 Hooksett, NH 03106-9716	
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Type of Coverage	Effective Date (mm/dd/yyyy)	Expiration Date (mm/dd/yyyy)	Limits - NH Statutory Limits May Apply, If Not:	
☒ General Liability (Occurrence Form) Professional Liability (describe) ☐ Claims Made ☐ Occurrence	7/1/2026	7/1/2027	Each Occurrence	\$ 2,000,000
			General Aggregate	\$ 10,000,000
			Fire Damage (Any one fire)	
			Med Exp (Any one person)	
☐ Automobile Liability Deductible Comp and Coll: Any auto			Combined Single Limit (Each Accident) Aggregate	
☒ Workers' Compensation & Employers' Liability	7/1/2026	7/1/2027	☒ Statutory	
			Each Accident	\$2,000,000
			Disease – Each Employee	\$2,000,000
			Disease – Policy Limit	
☐ Property (Special Risk includes Fire and Theft)			Blanket Limit, Replacement Cost (unless otherwise stated)	

Description: Proof of Primex Member coverage only.

CERTIFICATE HOLDER: State of NH Department of Energy 21 S. Fruit Street, Suite 10 Concord, NH 03301	Additional Covered Party	Loss Payee	Primex³ – NH Public Risk Management Exchange By: <i>Mary Beth Purcell</i> Date: 6/29/2026 mpurcell@nhprimex.org Please direct inquires to: Primex³ Claims/Coverage Services 603-225-2841 phone 603-228-3833 fax
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