



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner

5C - 10/21/26



August 21, 2026

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

REQUESTED ACTION

Authorize the Department of Environmental Services to amend a New Hampshire Volkswagen Environmental Mitigation Trust – Granite State Clean Fleets grant to the Town of Pembroke, NH (VC# 177458-B003), by extending the completion date to December 31, 2027, from December 31, 2026, effective upon Governor & Council approval through December 31, 2027. No additional funding is involved in this time extension. The original grant was approved by Governor & Council on May 29, 2024, Item #96. 100% Volkswagen Environmental Mitigation Trust funds.

EXPLANATION

We are requesting approval of this no-cost grant amendment in order to provide the Town of Pembroke additional time to complete the agreed upon project to replace one (1) engine model year 1998 refuse truck. Extension of the completion date to December 31, 2027, will allow the Town of Pembroke the time necessary to procure the new refuse truck, whose availability has been negatively impacted due to manufacturer building and supply chain delays.

To date, no funds of the \$683,147 Volkswagen Environmental Mitigation Trust grant have been spent. In the event grant funds become no longer available, general funds will not be requested to support this program. This amendment has been approved by the Office of the Attorney General as to form, substance and execution.

We respectfully request your approval of this item.

Robert R. Scott
Commissioner

AMENDMENT No. 1

Grant Number: NH-VW-2023-01-016

Project Title: NH Volkswagen Environmental Mitigation Trust – Granite State Clean Fleets
Grant Program Agreement with the Town of Pembroke
Subgrant Program for New Hampshire Government Entities to Reduce Diesel Emissions

This Agreement (hereinafter called the Amendment) dated this 5th day of AUGUST, 2026, is by and between the New Hampshire Department of Environmental Services (NHDES) and the Town of Pembroke, NH (hereinafter referred to as the Grantee), 8 Exchange Street, Pembroke, NH 03275.

WHEREAS, pursuant to an Agreement (hereinafter called the Agreement) approved by the Governor and Council on May 29, 2024, the Grantee agreed to undertake the replacement of one (1) diesel refuse truck upon the terms and conditions specified in the Agreement and in consideration of payment by NHDES of a certain sum as specified therein; and

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

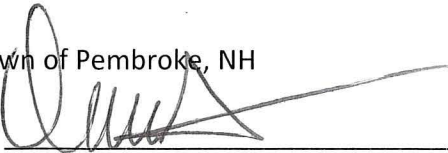
NOW THEREFORE, in consideration of the foregoing, and the covenants and conditions contained in the Agreement and set forth herein, the parties hereto do hereby agree as follows:

1. Amendment and Modification of Agreement: The Agreement is hereby amended as follows:
 - (A) The Completion Date as set forth in sub-paragraph 1.7 of the Agreement shall be changed from December 31, 2026 to December 31, 2027.
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.

IN WITNESS WHEREOF, the parties have hereunto set their hands as of the day and year first above written.

Town of Pembroke, NH

By



(Signature of Certifying Officer)

David Jodoin

Town Administrator

Notarization

State of NEW HAMPSHIRE

County of MERRIMACK

On 8-5-2026, before me, STEPHANIE BALDWIN,
Date Name of Notary or Justice of the Peace

the undersigned officer, personally appeared DAVID JODOIN, who

Printed Name of Certifying Officer

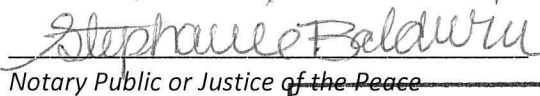
acknowledged him/herself to be the TOWN ADMINISTRATOR of PEMBROKE,

Office/Position

Name of Municipality

and that she/he, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

In witness hereof, I hereunto set my hand and official seal.



Notary Public or Justice of the Peace

STEPHANIE K. BALDWIN
Notary Public, State of New Hampshire
My Commission Expires 11/22/2027

Commission Expires: _____

The State of New Hampshire
Department of Environmental Services

By:



Robert R. Scott, Commissioner

Approved by Attorney General this 26th day of August 2026, as to form, substance and execution.

Office of Attorney General



Assistant Attorney General

Certificate of Authority

(Warrant Article Vote - Municipality))

Warrant Article Vote

Certificate of Vote of Authorization

Grant Recipient: The municipality of Pembroke 311 Pembroke Street Pembroke, NH 03275.

I, Stephanie Baldwin, Deputy Town Clerk, of Town of Pembroke do hereby certify that during a public vote on warrant articles which took place on March 16, 2024, the Town/City of Pembroke voted to enter into a NH Volkswagen Env. Mit. Trust –Granite State Clean Fleets Grant Agreement with the New Hampshire Department of Environmental Services, Air Resources Division, which is a reimbursement project only, David M. Jodoin Town Administrator is duly authorized to enter into said agreement on behalf of the Town of Pembroke, NH and is further authorized to execute any documents which may, in their judgement, be desirable or necessary to effect the purpose of this vote.

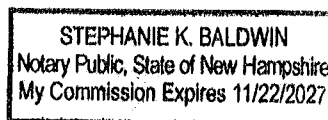
IN WITNESS WHEREOF, I have hereunto set my hand as Deputy Town Clerk of and for the Town of Pembroke, NH.

STEPHANIE BALDWIN
(Printed Name)

Stephanie Baldwin
(Signature)

8/5/2026
(Date of signature)

STATE OF NEW HAMPSHIRE





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: Town of Pembroke 311 Pembroke Street Pembroke, NH 03275		Member Number: 267	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	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)	
☐ Automobile Liability Deductible Comp and Coll: Any auto			Combined Single Limit (Each Accident)	
☒ Workers' Compensation & Employers' Liability	1/1/2026	1/1/2027	☒ 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. 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: 8/7/2026 mpurcell@nhprimex.org Please direct Inquires to: Primex³ Claims/Coverage Services 603-225-2841 phone 603-228-3833 fax
State of NH Department of Environmental Services PO Box 95 Concord, NH 03302			