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

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711

(603) 271-3670

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November 10, 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 enter into a **SOLE SOURCE** amendment to a grant agreement with 3Phase Hydro LLC, Ashland, NH**,** Vendor #578519, by increasing the price limitation by $198,000 from $100,000 to $298,000 to replace one hydro turbine, complete repair work, and build a new building, effective upon Governor and Executive Council approval through June 30, 2028. The original grant was approved by the Governor and Executive Council on June 17, 2026, Item #46 in the amount of $100,000. There is no change to the completion date. **Funding is 100% Other (Renewable Energy Fund).**

Funding is available in account Renewable Energy Fund as follows:	FY2027
02-52-52-520010-18900000-073-500579 – Grants Non-Federal	$198,000

EXPLANATION

The Department respectfully requests authority to increase the price limitation by $198,000 with 3Phase Hydro LLC. This amendment is **sole source** because the original grant amount of

$100,000 was awarded based on the funding available. The price limitation increase will allow the Department to fulfill the original funding requested in 3Phase Hydro LLC's proposal. With these funds 3Phase Hydro LLC will replace one turbine unit with a new variable frequency drive, complete refurbishment to steel beam, concrete work to turbine house and install a new power house to provide 800 MWh annually to the town of Ashland, NH. The original grant amount of $100,000 was awarded based on the funding available. The price limitation increase will allow the Department to fulfill the original funding requested in 3Phase Hydro LLC's proposal.

The grant is contingent on sufficient REF funds being available upon the effective date of the grant agreement. The funds have been allocated for this grant and are being held in the fund. In the event that the REF funds are insufficient or are no longer available, General Funds will not be requested to support this program.

Your consideration of this request is appreciated.

Respectfully submitted,

John W. Elliott 01/16

Jared S. Chicoine
Commissioner

Attachment 1

3Phase Hydro LLC

Project and Program Overview

Golden Pond Hydro is owned by 3Phase Hydro LLC, a small existing hydroelectric dam with one generation unit that is registered as a New Hampshire Class IV facility in Ashland, NH. They will replace the turbine unit and the powerhouse, which have been inoperable for multiple years, including concrete work to the turbine house in the water and steel work to the steel beam. The new unit will bring back electric generation to this facility. The new turbine is expected to yield approximately 800 additional New Hampshire Class IV RECs annually.

Facility Size: Hydroelectric Dam 105 kW

Grant Cost Effectiveness[1]: $12.50/REC (over 10 years)

Funding Analysis:

Total Project Cost: $378,000

Leveraged Funds: $80,000

Grant Amount: $298,000

Financial and Environmental Benefits:

Energy Generation: 800,000 kWh/year

Generation Value[2]: $27,992/year REC sales

20-Year LCOE[3]: $0.038/kWh

Life Expectancy: 30 years

CO2 Avoided: 214 tons/year

Renewable Portfolio Standard RSA 362-F:l Criteria:

- Generates 800 additional Class IV renewable energy certificates (RECs) per year
- Supports fuel diversity and keeps energy dollars in state
- Provides energy savings to Ashland's businesses and residents
- Reduces the amount of greenhouse gases, nitrogen oxides and paniculate matter emissions compared to fuel oil; thereby improving air quality and public health

[1] The Department of Energy used a metric defined as the requested grant amount divided by the total number of RECs over 10 years of operation as a key criterion in evaluating and choosing grantees.

[2] Generation value is based on the Alternative Compliance Payment (ACP) value for the project's estimated annual REC generation. The ACP rate for Class IV is $34.99/MWh in 2025; therefore, 800 RECs/year is equivalent to $27,992 in Generation Value.

[3] Simple Levelized Cost of Energy (LCOE) calculated using NREL's calculator at https://www.nlr.gov/analysis/tech-lcoe using assumptions provided by the applicant.

CONTRACT AMENDMENT #1

This Contract Amendment ("Amendment") is entered into by and between the State of New Hampshire, acting by and through the New Hampshire Department of Energy, 21 S. Fruit Street, Concord, NH 03301, (hereinafter referred to as "State") and 3Phase Hydro LLC, Ashland, NH, (hereinafter referred to as "the Contractor"), collectively referred to as ("the Parties").

WHEREAS, the Parties have entered into a contract, approved by the New Hampshire Governor and Executive Council on June 17, 2026, Item #46 (hereinafter referred to as the Contract);

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

WHEREAS, the Contract 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 Contract, and set forth herein, the Parties hereto do hereby agree as follows:

1. G-1 Section 1.8, Grant Limitation: Amend by deleting Section 1.8 in its entirety and replacing with the following: $298,000.

2. Exhibit B, Scope of Services: Amend the price limitation to read $298,000.

3. Exhibit C, Grant Amount, Terms and Methods of Payment, Paragraph #2: Amend the not to exceed amount to read $298,000.

4. This Amendment hereunder shall become effective upon approval by the New Hampshire Governor and Executive Council.

5. Except as specifically amended and modified by the terms and conditions of this Amendment, the Contract and the obligations of the Parties hereunder, shall remain in full force and effect with the terms and conditions set forth herein.

3Phase Hydro LLC

By: _____ Date: 9/29/26

Aaron Sliski. Chief Operating Officer

STATE OF NEW HAMPSHIRE

Department of Energy

Date: 10/1/2026

Jared S. Chicoine, Commissioner

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

Date: 10/7/2026

Print Name and Title

Approval by the Governor and Executive Council

G&C Meeting Date: _____

G&C Item #: _____

State of New Hampshire
Department of State

CERTIFICATE

I, David M. Scanlan, Secretary of State of the State of New Hampshire, do hereby certify that 3PHASE HYDRO LLC is a New Hampshire Limited Liability Company registered to transact business in New Hampshire on August 21, 2024. I further certify that all fees and documents required by the Secretary of State's office have been received and is in good standing as far as this office is concerned.

Business ID: **970459**
Certificate Number: **0007903003**

IN TESTIMONY WHEREOF,
I hereto set my hand and cause to be affixed
the Seal of the State of New Hampshire,
this 8th day of April A.D. 2026.

David M. Scanlan
Secretary of State

Certificate of Authority #1 *(Limited partnership or LLC Corporate General Partner or Manager)*

Corporate Resolution

I, ALAN SUSKI, hereby certify that I am duly elected Clerk/Secretary/Officer of
(Name)
3 PHASE HYDRO LLC. I hereby certify the following is a true copy of a vote taken at
(Name of Corporation)
a meeting of the Board of Directors/shareholders, duly called and held on 9/29, 2026
at which a quorum of the Directors/shareholders were present and voting.

VOTED: That AARON SUSKI COO (may list more than one person) is
(Name and Title)
duly authorized to enter into contracts or agreements on behalf of
3 PHASE HYDRO LLC with the State of New Hampshire and any of
(Name of Corporation)
its agencies or departments and further is authorized to execute any documents which may in his/her judgment be desirable or necessary to effect the purpose of this vote.

I hereby certify that said vote has not been amended or repealed and remains in full force and effect as of the date of the contract to which this certificate is attached. I further certify that it is understood that the State of New Hampshire will rely on this certificate as evidence that the person(s) listed above currently occupy the position(s) indicated and that they have full authority to bind the corporation. To the extent that there are any limits on the authority of any listed individual to bind the corporation in contracts with the State of New Hampshire, all such limitations are expressly stated herein.

DATED: 9/29/26 ATTEST: ALAN SUSKI SECRETARY
(Name & Title)

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 04/15/2026

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Doukakis-Corsetti Insurance Agency, Inc. 22 Mill St. #410 Arlington, MA 02476	**CONTACT NAME:** Sandie Pow ell **PHONE (A/C, No, Ext):** (781) 641-3300 **FAX (A/C, No):** (781) 777-1402 **E-MAIL ADDRESS:** spow ell@doukakiscorsetti.com
	INSURER(S) AFFORDING COVERAGE — **NAIC #** **INSURER A :** Evanston Insurance Company
INSURED 3Phase Hydro LLC 47 CAlvary Street Waltham, MA 02453	**INSURER B :** **INSURER C :** **INSURER D :** **INSURER E :** **INSURER F :**

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	☑ **COMMERCIAL GENERAL LIABILITY** ☐ CLAIMS-MADE ☑ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☑ POLICY ☐ PRO-JECT ☐ LOC ☐ OTHER:	Y		3AA997632	04/14/2026	04/14/2027	EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea occurrence) MED EXP (Any one person) PERSONAL & ADV INJURY GENERAL AGGREGATE PRODUCTS - COMP/OP AGG	$ 1,000,000 $ 100,000 $ 5,000 $ 1,000,000 $ 2,000,000 $ included
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)	$ $ $ $
	☐ **UMBRELLA LIAB** ☐ OCCUR ☐ **EXCESS LIAB** ☐ CLAIMS-MADE ☐ DED ☐ RETENTION $						EACH OCCURRENCE AGGREGATE	$ $
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y / N ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? ☐ **(Mandatory in NH)** If yes, describe under DESCRIPTION OF OPERATIONS below	N / A					☐ PER STATUTE ☐ OTH-ER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT	 $ $ $

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Additional Insured: Tow n of Ashland, 20 Highland Street, Ashland, NH 03217

CERTIFICATE HOLDER

Deptartment of Energy
21 S Fruit STreet, Suite 10
Concord, NH 03301

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Sandra R. Powell

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