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STATE OF NEW HAMPSHIRE  
DEPARTMENT OF CULTURAL RESOURCES

Division of Arts, Division of Historical Resources,  
Division of Libraries, Film and Television Office  
Office of Curatorial Services

*American Canadian French Cultural Exchange Commission,  
Administratively Attached*

**Van McLeod, Commissioner**



October 16, 2012

His Excellency, Governor John H. Lynch  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

*100% GENERAL FUNDS*

**REQUESTED ACTION**

The Department of Cultural Resources, Division of the Arts, requests permission to award a Cultural Facilities Grant in the amount of \$7,200.00 to the Winnepesaukee Playhouse (Vendor Code 172499) effective upon Governor and Council approval through June 30, 2013. General funds are available in 01-34-34-340010-1250-073-0575.

**EXPLANATION**

At a recent meeting, the Arts Council Board unanimously voted to accept the Arts Division's Cultural Facilities review panel's recommendations for the Cultural Facilities Barrier Free Access for All Grants based on its funding priority ranking within a competitive review. The three-member peer panel, facilitated by an Arts Councilor, considered fourteen criteria to arrive at a consensus ranking for each application. Each panelist is advised, both individually and collectively, of their obligation to disclose any conflict of interest and themselves from assessment if a conflict is present. The evaluative criteria range from the cultural significance of facility and the degree of accessibility to the qualifications of the professionals and the quality of the project plan.

The Winnepesaukee Playhouse seeks support for the installation of removable theatre seats to provide wheelchair access, three accessible restrooms and a ramp in their facility, the former Annalee complex.

Respectfully submitted,

Van McLeod  
Commissioner



NEW HAMPSHIRE STATE COUNCIL ON THE ARTS GRANT AGREEMENT

This agreement between the State of New Hampshire, New Hampshire State Council on the Arts (hereinafter "Council") and The Winnepesaukee PlayHouse (hereinafter "Grantee") is to witness receipt of funds subject to the following conditions:

- GRANT PERIOD: FY2013**
- OBLIGATIONS OF THE GRANTEE:**
  - The Grantee agrees to accept \$7,200.00 and apply it to the program(s) described in the grant application and approved budget referenced above. In the performance of this grant agreement, the Grantee is in all respects an independent contractor and is neither an agent nor employee of the State.
  - Funding credit including Council logo must appear in all programs, publicity, and promotional materials. The following wording and Council logo should be used:
- PAYMENT** will be made following the receipt and execution of all required documents and approval of the Governor and Executive Council
- FINAL REPORT:** The Grantee agrees to submit a final financial and narrative report on a form provided by the Council no more than 30 days after the end of the grant period. Failure to submit the final report will render the Grantee ineligible for Council funding for two years.
- SOVEREIGN IMMUNITY:** No provision of this contract is to be deemed a waiver of sovereign immunity by the State of New Hampshire.



The Winnepesaukee PlayHouse is supported in part by a grant from the New Hampshire State Council on the Arts & the National Endowment for the Arts.

- The Grantee agrees to provide up to two (2) complimentary tickets/admissions as requested for site visits by appropriate Council staff/evaluators.
- The Grantee agrees to abide by the limitations, conditions and procedure outlined herein and in the attached appendices. If appropriated funds for this grants program are reduced or terminated, all payments under this grant may cease. That determination rests within the sole discretion of the Council.

COUNCIL APPROVAL

Contracting Officer for State Agency

*Cassandra Mason* 10/18/12  
Signature Date

Name, Title: Lynn Martin Graton, Acting Director

GRANTEE SIGNATURE

Org/ Name: The Winnepesaukee PlayHouse

Address: PO Box 5201 Laconia NH 03247

*BARBARA ZECKHAUSEN*  
Printed Name of Authorized Official for Grantee  
*Barbara Zeckhausen* VICE CHAIR 9/21/12  
Authorized Official's Signature & Title Date

NOTARIZATION REQUIRED:

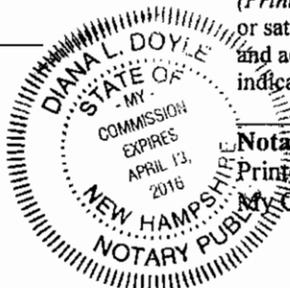
STATE OF NEW HAMPSHIRE, COUNTY OF Bellings

APPROVED BY ATTORNEY GENERAL

as to form, substance and execution:

*Nick Brown* 10/30/12  
Office of Attorney General Date

On the 21 day of Sept 2012 before the undersigned officer, personally appeared Barbara Zeckhausen  
(Print name of person whose signature is being notarized) or satisfactorily proven to be the person whose name appears above, and acknowledged that s/he executed this document in the capacity indicated.



*Diana L. Doyle*  
Notary Public/ Justice of the Peace  
Printed Name: Diana L. Doyle  
Commission expires: 04/13/2016

# State of New Hampshire Department of State

## CERTIFICATE

I, William M. Gardner, Secretary of State of the State of New Hampshire, do hereby certify that The Winnepesaukee Playhouse is a New Hampshire nonprofit corporation formed December 2, 2006. I further certify that it is in good standing as far as this office is concerned, having filed the return(s) and paid the fees required by law.



In TESTIMONY WHEREOF, I hereto  
set my hand and cause to be affixed  
the Seal of the State of New Hampshire,  
this 26<sup>th</sup> day of December, A.D. 2006

A handwritten signature in cursive script, appearing to read "William M. Gardner".

William M. Gardner  
Secretary of State

CERTIFICATION OF BOARD RESOLUTION

Authorization to Enter into Contracts with  
New Hampshire State Council on the Arts

**Important: To expedite your payment these steps must be followed in this order:**

**\* Resolution date must occur on or before the Grant Agreement is signed.**

**\*\* Certificate on bottom of page must be signed and notarized on the same date or after the grant agreement is signed.**

**1. \*Resolution:**

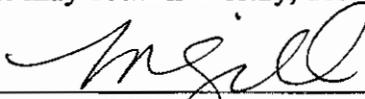
THIS IT TO CERTIFY that the following is a true and correct copy of excerpts from resolutions adopted at a meeting of the Board of Directors

THE WINNIPESAUKEE PLAYHOUSE on SEPTEMBER 19, 2012  
(name of organization)

at which time a quorum was present and voted, and further that said resolution has not been rescinded, altered or amended and is still in full force and effect.

"Be it resolved that BARBARA ZECKHAUSEN is hereby authorized  
(Printed name of authorizing official)

on behalf of this Corporation to enter into contracts with the State of New Hampshire and to execute any and all documents, agreements and other instruments, and any amendments, revisions, or modifications thereto, as (s)he may deem necessary, desirable or appropriate."

Signed:   
(Signature of Clerk/Secretary to the board)  
Printed Name MARIAN GILL

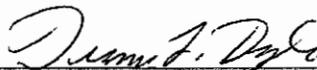
**2. \*\*Certificate**

STATE OF NEW HAMPSHIRE  
COUNTY OF Belknap

On the 21 day of September, 2012 before the undersigned officer, personally appeared Marian Gill, or satisfactorily proven to be the person whose name appears  
(print name of person whose signature is being notarized)

above, and acknowledged s/he executed this document in the capacity indicated.



  
Notary Public/ Justice of the Peace  
Printed Name: Diana L. Doyle  
My Commission Expires 04/13/2016

