

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
February 8, 2012, 10:00 a.m.

*

The Governor and Executive Council convened at 10:00 a.m. with all members present.

*

Councilor Wheeler offered the prayer and the Pledge of Allegiance was led by the Governor

*

The Governor and Executive Council on motion of Councilor Wiczorek, seconded by Councilor Sununu, accepted the minutes of January 25, 2012.

*

The Governor and Executive Council, on motion of Councilor St. Hilaire, seconded by Councilor Burton, approved the appointment of several persons nominated for Civil Commissions from the January 25, 2012 meeting.

*

The Governor placed in nomination the several persons who applied for Civil Commissions.

*

RESIGNATIONS

The Governor and Council accepted the following resignation:

Board of Nursing

(RN)

Kathleen R. Hartman, Pittsburg

Effective: February 8, 2012

CONFIRMATIONS

The Governor and Council confirmed the following:

Adult Parole Board

Leslie Mendenhall, Nashua

Succeeding: Megan C. DeVorse, Concord (resigned)

Effective: February 8, 2012

Term: July 1, 2013

Artist Laureate

David W. Lamb, Canterbury

Reappointment

Effective: February 18, 2012

Term: February 18, 2014

Community Development Finance Authority

(Small Business)

Christopher Diego, Whitefield

Succeeding: Benoit Lamontagne, Colebrook (resigned)

Effective: February 8, 2012

Term: July 1, 2013

Community Development Finance Authority

(Community Development Organization)

Robert W. Tourigny, Manchester

Succeeding: Ignatius MacLellan, Bow (resigned)

Effective: February 8, 2012

Term: July 1, 2012

Compensatioin Appeals Board

(Labor)

Nominated by the Commissioner of the Department of Labor

Dennis E. E. Adams, Deerfield

Reappointment

Effective: February 9, 2012

Term: February 9, 2015

State Conservation Committee

(Coos/Grafton)

Linda L. Brownson, Wentworth

Succeeding: Christopher R. Hawkins, Lancaster

Effective: February 8, 2012

Term: August 1, 2015

Executive Director of the Fish and Game Commission

Glenn D. Normandeau, Portsmouth

Reappointment

Salary: Grade HH; Maximum Step - \$98,691

Effective: March 5, 2012

Term: March 5, 2016

Joint Promotional Program Screening Committee

Nominated by the Commissioner of the Department of Resources and Economic Development

George C. Pappas, Portsmouth

Reappointment

Effective: February 8, 2012

Term: December 3, 2014

Juvenile Parole Board

(Alternate Member)

Edward B. Boyle, Manchester

Reappointment

Effective: February 8, 2012

Term: January 24, 2017

New Hampshire Land and Community Heritage Authority

(Outdoor Recreation)

Julia Steed Mawson, Pelham

Reappointment

Effective: February 8, 2012

Term: September 6, 2015

Board of Land Surveyors

(Public Member)

Richard W. Bond, Merrimack

Reappointment

Effective: February 8, 2012

Term: February 3, 2017

New Motor Vehicle Arbitration Board

(Alternate –New Car Dealer of NH)

Amanda Osmer, Canterbury

Reappointment

Effective: February 8, 2012

Term: February 1, 2015

State Board for the Licensing and Regulation of Plumbers

(Public Member)

Daniel Duckett, Manchester

Reappointment

Effective: February 8, 2012

Term: February 3, 2017

University System of New Hampshire Board of Trustees

Kenneth Moulton, Bow

Succeeding: Elizabeth M. Tamposi, Nashua

Effective: February 8, 2012

Term: June 30, 2015

Advisory Council on Worker's Compensation

(Representing Self-funded Employers)

Marian Mitchell, Hooksett

Succeeding: Jonathan Steiner, Bradford

Effective: February 8, 2012

Term: October 18, 2013

NOMINATIONS

The Governor placed into nomination the following:

Board of Auctioneers

Gregory J. Walsh, Keene

Succeeding: Jay T. St. Jean, Manchester

Effective: March 1, 2012

Term: March 1, 2017

Chief Operations Officer for the Department of Environmental Services

Susan A. Carlson, Bow Effective: March 10, 2012
Reappointment Term: March 10, 2016
Salary: Grade GG; Maximum Step - \$90,606

Fish and Game Commission

(Carroll County)
David L. Patch, (r), Glen Effective: Upon confirmation
Succeeding: Robert Rowan, (r), Center Sandwich Term: June 29, 2016

Lakes Management Advisory Committee

(Representative of the Conservation Community)
Nom by Loon Presentation Comm, Society for Protection of NH Forests, Audubon Society of NH and the NH Wildlife Fed
John H. Cooley, Jr. Center Sandwich Effective: Upon confirmation
Succeeding: Lawrence B. Sunderland, Deering Term: September 19, 2013

New Hampshire Motor Vehicle Industry Board

Paula M. Hiuser, Laconia Effective: Upon confirmation
Succeeding: Lindsey Boyd-Robertson, Exeter Term: January 9, 2016

Public Employee Labor Relations Board

(Alt. Member Representing Public)
David J. T. Burns, Concord Effective: Upon confirmation
Succeeding: Charles S. Temple, Concord (resigned from position) Term: February 13, 2016

Public Water Access Advisory Board

(Power Boating)
Scott R. Verdonck, Goffstown Effective: Upon confirmation
Succeeding: Paul F. Blizzard, Laconia Term: October 27, 2013

Real Estate Appraisers Board

(Public Member)
Lee F. Carroll, Gorham Effective: Upon confirmation
Succeeding: Leonard Gerzon, Amherst Term: September 16, 2014

Real Estate Appraisers Board

(Public Member)
Patricia C. Sherman, Newbury Effective: Upon confirmation
Vacancy Term: May 13, 2013

Rivers Managment Advisory Committee

(Representative of Agricultural Community)
Roger F. Noonan, New Boston Effective: March 22, 2012
Reappointment Term: March 22, 2015

Director of the Division of Travel and Tourism Development

Nominated by the Commissioner of the Department of Resources and Economic Development
Lori Harnois, Epsom Effective: March 8, 2012
Reappointment Term: March 8, 2016
Salary: Grade GG; Step 3 - \$81,656

Volunteer NH Board of Directors

Norma M. Milne, Concord Effective: March 8, 2012
Succeeding: Debra A. Paul, Londonderry Term: March 8, 2015

Volunteer NH Board of Directors
Annmarie J. Woods, Manchester
Succeeding: Kyle MacDonald, Manchester

Effective: Upon confirmation
Term: November 15, 2012

Waste Management Council
(Representative of Private Industries that Generate Hazardous Waste)
Daniel P. Sweet, Kingston
Vacancy

Effective: Upon confirmation
Term: August 22, 2014

#1 **CONSENT CALENDAR - DONATIONS:**

NEW HAMPSHIRE EMPLOYMENT SECURITY

- A. Authorized to accept a donation from Comcast in the form of time and services provided in connection with an informational awareness campaign that NHES and Comcast have joined in partnership to create, with an estimated value of \$56,500.

NEW HAMPSHIRE EMPLOYMENT SECURITY

- B. Authorized to accept a donation from US Census Bureau in the form of payment for travel-related expenses for an NHES employee to attend the annual local employment Dynamics Partnership Workshop in Arlington, VA, with a value of \$2,275.

DEPARTMENT OF SAFETY

- C. Authorized the Division of State Police to accept the donation of a four-year-old Bloodhound from the Massachusetts State Police, for the purpose of tracking, with an approximate value of \$800.

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#2 Authorized the nomination of Captain Jeffrey S. Chang, Concord, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#3 Authorized the nomination of Major Jason R. Denton, Stratham, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#4 Authorized the nomination of Captain Christine L.B. Banks, Wells, ME, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#5 Authorized to amend a contract with Securitas Security Services USA Inc., Manchester, NH (originally approved by G&C on 6-9-10, item #8A), for the purpose of enhanced security services, by increasing the amount by \$45,000 from \$1,211,300 to \$1,256,300. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#6 Authorized to accept and place on file the Report and Findings of Councilor Christopher T. Sununu with regard to the financing of certain construction, renovation and equipment and the refinancing of certain outstanding indebtedness in connection with University System of NH, Lee, NH.

#7 Authorized to accept and place on file the Report and Findings of Councilor Christopher T. Sununu with regard to the financing of certain construction, renovation and equipment and the refinancing of certain outstanding indebtedness in connection with Exeter Hospital Inc., Exeter, NH.

#8 Authorized the Division of Personnel's request for a waiver of classification decisions, as detailed in letter dated January 26, 2012. Effective upon G&C approval.

#9 Authorized the Bureau of Public Works Design and Construction to enter into an agreement with Crozilius, Matuszewski, Krause Architects PA, Manchester, NH, for professional services for the Philbrook Center renovation, State office Park, Concord, NH, for a total price not to exceed \$422,000. Effective upon G&C approval through September 30, 2013. **100% Capital – General Funds.**

#9A **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Wieczorek, voted to **table** the request of the Bureau of Court Facilities to enter into a lease agreement with the Lake Sunapee Group, Newport, NH, providing 4,191 square feet of courtroom and office space for the 6th Circuit Division Courthouse, Hillsborough, NH, for an amount not to exceed \$627,500. Effective March 1, 2012 through May 31, 2022. **100% Transfer Funds – transfer from AOC, Rent from Other Agencies.**

#9B Authorized the Bureau of Court Facilities to enter into a Use of Premises Agreement with Coos County for state owned property located in the Coos County Superior Courthouse, Lancaster, NH, for office space, in the amount of \$154,369.56. Effective June 1, 2012 through May 31, 2015. **100% Agency Income (Rental Income / Court Facilities).** (2)Further authorized to accept a gift from Coos County, with a value of \$85,000, associated with renovations to the Courthouse for office space of the County Attorney.

#9C Authorized a new chapter of the Manual of Procedures (“DAS MOP”), Chapter DAS MOP 300 (“Merchant Payment Cards”). Effective upon G&C approval.

#9D Authorized the Bureau of Public Works Design and Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for North Beach Seawall Repairs, Route 1-A, Hampton, NH, for a total price not to exceed \$835,000. (2)Further authorized a contingency in the amount of \$140,000 to provide repairs to additional sea wall sections at the bid unit prices for North Beach Seawall Repairs, Route 1-A, Hampton, NH, bringing the total to \$975,000. Effective upon G&C approval through June 29, 2012. **100% Capital – General Funds.**

STATE TREASURY

The Governor and Council acted as follows:

#10 Authorized to issue a warrant from funds not otherwise appropriated and the State Treasurer to issue checks in the amount of \$20.84 to Victoria Carr as payment for a witness fee.

#11 Authorized the State Treasurer, as Trustee of the NH Higher Education Savings Plan Trust, to amend the “Restated Investment Management Agreement” relating to the NH College Tuition Savings Plan, as detailed in letter dated January 26, 2012. Effective March 1, 2012.

#12 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$120,301 and the State Treasurer to issue checks in the amount of \$120,300.64 to the rightful owners of abandoned or unclaimed funds.

#12A Authorized the issuance of up to \$80 million of Turnpike System Revenue Bonds, 2012 Refunding Series B (the “Bonds”), the State Treasurer is permitted to proceed with the sale and issuance of these Bonds through a competitive process, negotiated sale or private placement.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#13 Authorized with Councilor Wheeler voting **no**, the Division of Historical Resources to award a Certified Local Government Grant to the City of Somersworth in the amount of \$10,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#14 Authorized with Councilor Wheeler voting **no**, to award a two year operating grant in the amount of \$21,528 to Opera North, Lebanon, NH. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#15 Authorized with Councilor Wheeler voting **no**, to award two year operating grants in the total amount of \$50,028 to Friends of the Music Hall, Portsmouth, NH, and to Colonial Theatre Group, Keene, NH. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOODS

The Governor and Council acted as follows:

#16 Authorized the Division of Plant Industry to enter into a **sole source** agreement with the University of NH, Durham, NH, to conduct public outreach and detection campaign of Asian Long-horned Beetle, in the amount of \$8,500. Effective upon G&C approval through August 30, 2012. **100% Federal Funds.**

#17 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Sununu, voted to **table** the request to enter into a memorandum of understanding with the NH Department of Resources and Economic Development, to continue a marketing project uniting NH agriculture with tourism marketing for the State, in the amount of \$163,585. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

ATTORNEY GENERAL – DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#18 Authorized to enter into a sub grant with the Hillsborough County Attorney's Office in the amount of \$10,000 from the Violence Against Women Formula Grant, for the purpose of providing services for women in NH who are victims of violent crimes. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

#19 Authorized to accept and expend a grant from the US Department of Justice, Office of Justice Programs, in the amount of \$985,141 for the purposes of establishing a Statewide Automated Victim Information and Notification Program. (2)Further authorized to enter into sub grants with the Department of Corrections, and the Department of Safety, in the total amount of \$973,137 for the Statewide Victim Information and Notification Program, to support activities in the coordination and implementation of this statewide initiative. Effective upon G&C approval through June 30, 2013. **100% Federal Funds. Fiscal Committee approved.**

#20 Authorized to expend a sum not to exceed \$360,000 from funds not otherwise appropriated, for the purpose of covering projected shortfalls in the general litigation expenses incurred in the defense of the State and the prosecution of crimes. Effective upon G&C approval through June 30, 2012. **100% General Funds. Fiscal Committee approved.**

#21 Authorized to enter into a **sole source** agreement with Kevin Becker, PsyD of Concord, NH, to provide technical assistance, training and case consultation to the Network of Trauma Informed Mental Health Clinicians to enhance their capacity to provide psychological trauma services to family members of homicide victims (co-victims), with an emphasis on the North County and Other rural communities, in an amount not to exceed \$5,000. Effective upon G&C approval through October 31, 2012. **100% Federal Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#22 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request to continue two class 59, salary grade 20, full time Certifying Officer III positions for one year beginning February 28, 2012 through February 28, 2013, with an estimated fiscal impact to SFY 2012 of \$29,317.20. **100% Federal Funds.**

INSURANCE DEPARTMENT

#23 The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu authorized the request to enter into a **sole source** contract with Corey Rousseau, Windham, NH, to perform statistical and actuarial services, in an amount not to exceed \$10,000. Effective upon G&C approval through June 29, 2012. **100% Insurance Assessment Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of the Commissioner

#24 Authorized the transfer of funds and additional revenues, in the amount of \$320,265 and decrease related revenue adjustments of (\$12,495) in Federal Funds and increase revenue adjustments of \$12,520 in Other Funds. Effective upon G&C approval. **Fiscal Committee approved.**

#25 Authorized General Fund transfers in the amount of \$1,059,934 and decrease related revenue adjustments of (\$112,480) in Federal Funds and decrease revenue adjustments of (\$7,654) in Other Funds. Effective upon G&C approval through June 30, 2012. **Fiscal Committee approved.**

#26 Authorized General Fund transfers in the amount of \$14,028,231 and increase related revenue adjustments of \$10,397,420 in Federal Funds and decrease revenue adjustments of (\$222,967) in Other Funds. Effective upon G&C approval through June 30, 2012. **Fiscal Committee approved.**

Division of Family Assistance

#27 Authorized to enter into a **retroactive sole source** Cooperative Project Agreement with the University System of NH, Durham, NH, for the purpose of providing nutrition education programs in an amount not to exceed \$1,097,070. Effective October 1, 2011 through September 30, 2012. **100% Federal Funds.**

Division of Public Health Services

#28 Authorized the Bureau of Population Health and Community Services, Health Eating and Physical Activity Section to amend an agreement with Goodwin Community Health, Somersworth, NH, (originally approved by G&C on 5-25-11, item #77), to provide Women, Infants and Children clinic improvements, updated assessment equipment, and training costs, by increasing the price by \$4,650 from \$964,992 to \$969,642. Effective upon G&C approval. **100% Federal Funds.**

#29 Authorized the Bureau of Public Health Protection, Healthy Homes, and Environments Section, Healthy Homes and Lead Poisoning Prevention Program, to enter into an agreement with the City of Nashua, Division of Public Health and Community Services, Nashua, NH, to provide community based childhood lead poisoning case management and healthy homes activities, in an amount not to exceed \$51,806. Effective upon G&C approval through August 31, 2013. **100% Federal Funds.**

Bureau of Behavioral Health

#30 Authorized to enter into a **sole source** agreement with Trustees of Dartmouth College, Hanover, NH, to provide implementation, project management, and evaluation services in support of the NH Wellness Incentive Program to improve the cardiac and metabolic health of individuals with serious mental illness in an amount not to exceed \$1,326,521. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#30A Authorized to hold a series of seven organized meetings, between February 16, 2012 and June 21, 2012, to foster increased employment opportunities for people with mental illness, for a total cost not to exceed \$94,361. (2)Further authorized to enter into a **sole source** agreement with David Lynde, MSW, Bow, NH, to provide training and facilitation services at the meetings above, in an amount not to exceed \$15,300. (3)Further authorized payment of \$1,225 to the Holiday Inn, Concord, NH, for facility room rental; Authorized stipend payments totaling \$1,400 to consumers and family members for participation; and Authorized payments totaling \$76,436 to reimburse Community Mental Health Center for loss of billable staff time and travel. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

Bureau of Homeless and Housing Services

#31 Authorized to enter into a **retroactive** contract renewal option with The Salvation Army, Laconia, NH, (originally approved by G&C on 8-24-11, item #48), to provide services to homeless individuals, in an amount not to exceed \$33,248. Effective January 1, 2012 through December 31, 2012. **100% Federal Funds.**

#32 Authorized to enter into a **retroactive** contract renewal option with The Salvation Army, Concord, NH, (originally approved by G&C on 8-10-11, item #93), to provide services to homeless individuals, in an amount not to exceed \$39,351. Effective January 1, 2012 through December 31, 2012. **100% Federal Funds.**

Bureau of Drug and Alcohol Services

#33 Authorized to amend an agreement with Friends of Recovery – NH, Manchester, NH, (originally approved by G&C on 7-14-10, item #53), to provide recovery support services, by decreasing the price by \$3,763 from \$86,000 to an amount not to exceed to \$82,237. Effective upon G&C approval. **100% Federal Funds.**

#34 Authorized to amend an agreement with West Central Services, Lebanon, NH (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$10,746 from \$245,634, to an amount not to exceed \$234,888. Effective upon G&C approval. **51% Federal, 49% General Funds.**

#35 Authorized to amend an agreement with Families First of the Greater Seacoast, Portsmouth, NH (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$2,773 from \$63,390, to an amount not to exceed \$60,617. Effective upon G&C approval. **50% Federal, 50% General Funds.**

#36 Authorized to amend an agreement with Greater Nashua Council on Alcoholism Inc., Nashua, NH (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$92,930 from \$2,124,124, to an amount not to exceed \$2,031,194. Effective upon G&C approval. **31% Federal, 69% General Funds.**

#37 Authorized to amend an agreement with The Mental Health Center of Greater Manchester, Manchester, NH (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$2,600 from \$59,428, to an amount not to exceed \$56,828. Effective upon G&C approval. **100% Federal Funds.**

#38 Authorized to amend an agreement with Northern Human Services, Conway, NH (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$107,427 from \$651,074, to an amount not to exceed \$543,647. (2)Further authorized to amend an agreement with Northern Human Services, Conway, NH (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$19,085 from \$651,074, to an amount not to exceed \$631,989. Effective upon G&C approval. **24% Federal, 76% Other (Highway) Funds.**

#39 Authorized to amend an agreement with Tri County Community Action Program Inc., Bethlehem, NH (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$10,241 from \$1,361,648, to an amount not to exceed \$1,351,407. (2)Further authorized to amend an agreement with Tri County Community Action Program Inc., Bethlehem, NH (originally approved by G&C on 6-23-10, item #132), to provide substance abuse treatment services, by decreasing the price by \$58,676 from \$1,361,648, to an amount not to exceed \$1,302,972. Effective upon G&C approval. **45% Federal, 50% General, 5% Other (Highway) Funds.**

#40 Authorized to amend an agreement with Southeastern NH Alcohol and Drug Abuse Services, Dover, NH (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$31,665 from \$2,978,040, to an amount not to exceed \$2,946,375. (2)Further authorized to amend an agreement with Southeastern NH Alcohol and Drug Abuse Services, Dover, NH (originally approved by G&C on 6-23-10, item #134), to provide substance abuse treatment services, by decreasing the price by \$127,519 from \$2,978,040, to an amount not to exceed \$2,850,521. Effective upon G&C approval. **20% Federal, 52% General, 28% Other (Highway) Funds.**

New Hampshire Hospital

#41 Authorized to pay the Joint Commission, Oakbrook Terrace, Illinois, annual fees in the amount of \$5,060, for the Accreditation/Certification program. Effective upon G&C approval through June 30, 2012. **68% General, 32% Federal Funds.**

Board of Hearing Care Providers

#42 Authorized to expend examination fees not otherwise appropriated in the amount of \$385. Effective upon G&C approval through June 30, 2012. **100% General Funds.**

DEPARTMENT OF CORRECTIONS

#43 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request to accept and expend funds in the amount of \$135,591 from the US Department of Justice, Bureau of Justice Assistance, State Criminal Alien Assistance Program, for expenses related to the care and custody of criminal aliens in the NH Corrections system. Effective upon G&C approval through June 30, 2012. **100% Federal Funds. Fiscal Committee approved.**

NEW HAMPSHIRE LIQUOR COMMISSION

#44 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Sununu authorized the request to establish an entrance salary of \$77,181, salary group GG, Step 2 for Mr. Richard Gerrish, Director of the Division of Marketing, Merchandising, and Warehousing. **100% Liquor Funds.**

PUBLIC UTILITIES COMMISSION

#45 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request to amend the existing allocation of \$516,000 from the Office of Energy and Planning (originally approved by G&C on 4-14-10, item #36), for work to be accomplished as part of the ARRA – State Energy Efficient Appliance Rebate Program, by decreasing \$7,000 in the remaining SFY 2012 administrative appropriations and increasing \$7,000 in the grants federal appropriation. Effective upon G&C approval through March 20, 2012. **100% Transfer from Other Agencies (ARRA-SEEARP). Contingent upon Fiscal Committee approval on February 17, 2012.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#46 Authorized the Office of Workforce Opportunity to amend a contract for services with Southern NH Services Inc., Manchester, NH, (originally approved by G&C on 9-14-11, item #54), for the delivery of Workforce Investment Act WIA Dislocated Worker Program Rapid Response services, by increasing the contract amount from \$13,450,688 to \$13,750,688 an increase of \$300,000, and by amending the end date from June 30, 2015 to June 30, 2013. **100% Federal Funds.**

#47 Authorized the Division of Forests and Lands to enter into a contract with Bailey's Auto Repair & Towing, Merrimack, NH, to refurbish a 1989 Chevrolet C-70 truck, in the amount of \$9,973. Effective upon G&C approval through March 12, 2012. **100% Federal Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#48 Authorized to accept and expend \$2,765 from Powderhouse Productions Inc., Somerville, MA, for purchase of video stock footage provided by the NH Fish and Game Department for a Travel Channel production featuring moose viewing opportunities in NH. Effective upon G&C approval through June 30, 2012. **100% Agency Income.**

#49 Authorized to enter into a memorandum of agreement with the Albany Pine Bush Preserve Commission to conduct inter-state translocation and propagation of Karner blue butterflies. Effective upon G&C approval through April 1, 2013.

#50 Authorized to acquire the fee title to 108+/- acres in Columbia, NH, from WeLog Inc., Colebrook, NH, for the amount of \$60,000. Effective upon G&C approval through June 30, 2012. **100% Other (Wildlife Conservation Habitat) Funds.**

#51 Authorized to accept and expend \$339,038 in federal funds through a grant from the US Fish and Wildlife Service to conserve New England cottontail. Effective upon G&C approval through June 30, 2013. **100% Federal Funds. Fiscal Committee approval.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#52 Authorized to transfer FY 2012 appropriations in the amount of \$33,551 within accounting unit, State Dam Safety Grant Program. Effective upon G&C approval through June 30, 2013. **100% Federal Funds. Fiscal Committee approval.**

#53 Authorized to complete repairs to Pine River Pond Dam in Wakefield in an amount not to exceed \$26,800. Effective upon G&C approval through June 30, 2013. **100% Dam Maintenance Program Funds.**

#54 Authorized an Allonge to the Promissory Note with High Mowing School (originally approved by G&C on 9-23-09, item #58), finalizing the loan amount used to finance the water system improvements project, by decreasing the amount of the loan from \$44,000 to \$42,666.16. Effective upon G&C approval. **50% ARRA, 50% Drinking Water State Revolving Loan Fund Repayment Funds.**

#55 Authorized a Supplemental Loan Agreement with Windy Acres Cooperative Inc., finalizing the loan amount used to finance the water system improvements, in the amount of \$190,750. Effective upon G&C approval. **50% ARRA, 50% Drinking Water State Revolving Loan Fund Repayment Funds.**

#56 Authorized to amend a contract with Weston Solutions Inc., Concord, NH, (originally approved by G&C on 7-13-11, item #53), to oversee remediation at contaminated Brownfields sites, by increasing the contract value by \$50,000 from \$3,907,000 to \$3,957,000. Effective upon G&C approval through June 30, 2015. **100% Hazardous Waste Cleanup Fund.**

#57 Authorized to **retroactively** enter into a memorandum of agreement with the University of NH, Sponsored Programs Administration, Durham, NH, to carry out activities to implement portions of the Piscataqua Region Estuaries Partnership Management Plan, in the amount of \$160,000. Effective January 1, 2012 through December 31, 2012. **100% Other Funds.**

#58 Authorized to award grants to the municipalities as detailed in letter dated January 9, 2012, for the purpose of used oil collections, totaling \$18,650. Effective upon G&C approval through February 22, 2013. **100% Hazardous Waste Cleanup Funds.**

#58A Authorized as **amended**, the Ossipee Realty Corporation's request to perform work on a property on Ossipee Lake, Freedom, NH. **Amendment: Authorized subject to the condition that no construction shall begin prior to February 28, 2012, upon which date the 30 day appeal period on the permit shall have expired, and further provided that if an appeal is filed prior to that date, that no construction shall begin until the appeal has been resolved pursuant to applicable laws and regulations.**

NEW HAMPSHIRE VETERANS HOME

#59 The Governor and Council on motion of Councilor Burton, seconded by Councilor Sununu authorized the request to accept and place on file the Annual Report for Fiscal Year 2011.

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#60 Authorized to accept and expend Child and Adult Care Food Program Reallocation grant funds in the amount of \$272,204 from the US Department of Agriculture. Effective upon G&C approval through September 30, 2012. **100% Federal Funds. Fiscal Committee approved.**

#61 Authorized the Division of Career Technology and Adult Learning to enter into a Holdover amendment for up to two months with Gemini Investment Properties LLC, Nashua, NH, (originally approved by G&C on 2-7-07, item #97), for office space housing the Nashua area Vocational Rehabilitation staff comprised of 2,948 square feet, Nashua, NH, for an amount not to exceed \$13,603.90. (2)Further authorized to amend the price to increase by \$13,603.90 from \$381,017.88 to \$394,621.78. Effective March 1, 2012 through April 30, 2012. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#62 Authorized the Division of State Police to accept and expend \$153,300 of federal funds from the NH Highway Safety Agency entitled NHSP Laser Radars for the purpose of purchasing 63 laser radars. Effective upon G&C approval through September 15, 2012. **100% Agency Income. Fiscal Committee approved.**

#63 Authorized the Division of State Police to accept and expend \$440,840 of federal funds from the Highway Safety Agency entitled Highway Safety Equipment and Training Grants for the purpose of contracting with a communications/public relations firm for the creation of Highway Safety messages. (2)Further authorized to accept and expend \$384,286 of federal funds from the NH Highway Safety Agency entitled Highway Safety Equipment and Training Grants to convert the mobile data terminals from an embedded PC to a laptop PC. Effective upon G&C approval through June 30, 2013. **100% Agency Income. Fiscal Committee approved.**

#64 Authorized the Division of State Police to accept and expend an additional \$65,635 of federal funds from the NH Highway Safety Agency entitled Enforcement Patrols for the purpose of motor vehicle enforcement on the State's interstate systems. Effective upon G&C approval through June 30, 2012. **100% Agency Income. Fiscal Committee approved.**

#65 Authorized the Division of State Police to accept and expend an additional \$113,790 of federal funds from the NH Highway Safety Agency entitled DWI Patrols, for the purpose of combating the DWI problem statewide. Effective upon G&C approval through June 30, 2012. **100% Agency Income. Fiscal Committee approved.**

#66 Authorized to enter into an agreement with the Lakes Region Community College, Laconia, NH, for the purpose of providing a training range for the Division of Motor Vehicles, Motorcycle Rider Education Program, in an amount not to exceed \$16,375. Effective upon G&C approval through December 31, 2013. **100% Agency Income.**

#67 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend the grant agreement for the Town of Allenstown (originally approved by G&C on 6-3-09, item #196), by extending the completion date only from December 15, 2011 to December 31, 2012. Effective upon G&C approval. **100% Federal Funds.**

#68 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Chesterfield in the amount of \$5,996, for the purchase of 26 Minitor V pagers. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#69 **WITHDRAWN** – The Agency withdrew the request of the Division of Homeland Security and Emergency Management to amend a grant agreement with North Country Council, (originally approved by G&C on 5-11-11, item #68), by changing the scope of work and reduce the amount of funding by \$10,000 from \$25,000 to \$15,000. Effective upon G&C approval through September 9, 2013. **100% Federal Funds.**

#70 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Southern NH Planning Commission, to provide planning assistance to three communities with their local hazard mitigation plans, for a total amount of \$15,000. Effective upon G&C approval through September 18, 2014. **100% Federal Funds.**

#71 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Littleton, for the purchase and installation of an emergency generator at the Fire Station/Emergency Operations Center, for a total amount of \$23,177. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#72 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Chester, for implementation of projects identified through the evaluation of natural hazards, for a total amount of \$29,958. Effective upon G&C approval through November 15, 2014. **100% Federal Funds.**

#73 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the City of Dover, to upgrade and enhance the City's emergency public information broadcasting capabilities for a total amount of \$21,450. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#73A Authorized the Division of State Police to **retroactively** pay Jeffrey Ladieu, for hours worked from April 30, 2010 through June 2, 2011, in the amount of \$9,730.25 for both salaries and benefits using SFY12 funds for services provided in SFY10 and SFY11. Effective upon G&C approval. **81% Highway, 19% Turnpike Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#74 Authorized the Bureau of Turnpikes to transfer \$1,200,000 of appropriation between projects as detailed in letter dated January 18, 2012. Effective upon G&C approval. **100% Turnpike Funds.**

#75 Authorized the Bureau of Right of Way to pay various owners \$37,071.93 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from January 5, 2012 through January 18, 2012. Effective upon G&C approval.

#76 Authorized with Councilor Wheeler voting **no**, the Bureau of Planning and Community Assistance to enter into an agreement with Merrimack Valley School District to provide funding and services under the Federal Safe Routes to School Program through a local project administration process, totaling \$35,500. Effective upon G&C approval, for fiscal year 2012. **100% Federal Funds.**

#77 Authorized the Bureau of Finance & Contracts to enter into a **retroactive** full service maintenance agreement with Konica Minolta Business Solutions USA Inc., Atlanta, GA, based upon a single bid received in the amount of \$.00462 per copy, in an amount not to exceed \$40,000. Effective October 1, 2011 through September 15, 2013. **100% Highway Funds.**

#78 Authorized the Bureau of Construction to enter into three individual agreements with the firms of Greenman-Pedersen Inc., Nashua, NH; Hoyle, Tanner & Associates Inc., Manchester, NH; and Parsons Brinckerhoff Inc., Manchester, NH, to provide on-call construction engineering and inspection services for various transportation projects statewide, in the amount of \$1,500,000 each, a combined total of \$4,500,000. Effective upon G&C approval through January 31, 2015.

#79 Authorized the Bureau of Rail & Transit to amend a contract with Jalbert Leasing Inc., Portsmouth, NH, (originally approved by G&C on 10-20-10, item #114), to rebuild five state-owned commuter coaches used in intercity bus service, by extending the completion date **retroactively** from December 31, 2011 to December 31, 2012. No Additional Funding.

#80 Authorized the Bureau of Construction to enter into a contract with Gemstone LLC d/b/a Gemstone Painting, Key West, FL, for maintenance painting of steel bridges in Berlin and Shelburne, on the basis of a low bid of \$311,400. Effective upon G&C approval through December 7, 2012. **100% Federal Funds.**

*

ITEM REMOVED FROM TABLE

The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu, voted to remove item #46- which was tabled at the January 11, 2012 Meeting.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of Information Services

#46 The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Burton, voted to authorize the request to enter into a **sole source retroactive** contract with the NH Health Information Organization Corporation, Concord, NH, to develop and operate a state level Health Information Exchange in NH, in the amount of \$3,774,640. Effective December 1, 2011 through June 30, 2012. **100% Federal Funds.**

*

ITEM REMOVED FROM TABLE

The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Sununu, voted to remove item #70- which was tabled at the January 25, 2012 Meeting.

DEPARTMENT OF EDUCATION

#70 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton, voted to authorize the request of the Division of Career Technology and Adult Learning to enter into a contract with New England Farm Workers' Council, Springfield, MA, to provide youth services, employment, and training, in the greater Manchester Area, in an amount not to exceed \$315,759. (2)Further authorized to make advanced monthly payments for services. Effective upon G&C approval through December 31, 2012. **100% Transfer – Federal Funds.**

*

Next regular Governor and Executive Council meeting is scheduled for Wednesday, February 22, 2012, at the State House, Concord, NH.

The Honorable Board then Adjourned at 12:00 p.m.