

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
January 13, 2016 10:00 a.m.

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The Governor and Executive Council convened at 10:00 a.m. with Councilors Kenney, Van Ostern, Sununu and Pappas present, Councilor Wheeler was absent.

Today's pre-meeting ceremonial items included:

- Reading and Pledge of Allegiance led by Councilor Pappas; and
- Music by Brynlee Kimball – student at the Manchester Community Music School

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Pappas, accepted the minutes of December 16, 2015.

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The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Kenney, accepted the minutes of January 4, 2016.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Pappas, approved the appointment of several persons nominated for Civil Commissions from the December 16, 2015 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignations:

Board of Home Inspectors

(Public Member)

Wayne H. Moore, Epsom

Effective: January 13, 2016

Volunteer New Hampshire Board of Directors

(Community-based Organization)

Annmarie J. Woods, Manchester

Effective: January 31, 2016

CONFIRMATIONS

The Governor and Council confirmed the following:

Compensation Appeals Board - RSA 281-A:42

(Labor)

Benjamin C. Baroody, Manchester

Reappointment

Effective: January 13, 2016

Term: January 1, 2019

Compensation Appeals Board - RSA 281-A:42

(Employer/Insurer)

Maureen E. Dwyer-Heinrichs, Kingston

Reappointment

Effective: January 13, 2016

Term: January 1, 2019

Compensation Appeals Board - RSA 281-A:42
(Employer/Insurer)
Harry G. Ntapalis, Manchester
Reappointment
Effective: January 13, 2016
Term: January 1, 2019

Compensation Appeals Board - RSA 281-A:42
(Employer/Insurer)
Thomas F. Parks Jr., Dover
Reappointment
Effective: January 13, 2016
Term: January 1, 2019

Compensation Appeals Board - RSA 281-A:42
(Attorney)
Edward F. Patch, Bow
Reappointment
Effective: January 13, 2016
Term: January 1, 2019

Compensation Appeals Board - RSA 281-A:42
(Attorney)
S. David Siff, Concord
Reappointment
Effective: January 13, 2016
Term: January 1, 2019

Warden of the State Prison for Men for the Department of Corrections - RSA 21-H
Michael A. Zenk, Lyons, OH
Succeeding: Richard M. Gerry, Bow (retired)
Salary: Grade II; Step 3- \$99,793.14
Effective: January 13, 2016
Term: Commissioners pleasure

Electricians' Board - RSA 319-C
(Master Electrician)
Romeo G. Dupuis Jr., Manchester
Succeeding: Raymond R. Hebert, Manchester (resigned)
Effective: January 13, 2016
Term: June 30, 2017

Family Mediator Certification Board - RSA 328-C
(Nominated by the NH Conflict Resolution Assoc.)
Lynn E. Aaby, Exeter
Succeeding: Robert W. Sturke, Concord (retired)
Effective: January 27, 2016
Term: January 27, 2019

Fire Standards and Training Commission - RSA 21-P:25
(Full-time Career Fire Chief)
Robert M. Buxton, Hudson
Reappointment
Effective: January 13, 2016
Term: November 12, 2018

Fire Standards and Training Commission - RSA 21-P:25
(Volunteer Fire Chief)
Stephen M. Carrier, Gilford
Reappointment
Effective: January 13, 2016
Term: November 12, 2018

Board of Home Inspectors - RSA 310-A:186
(Home Inspector)
Joseph M. Griffin, Goffstown
Reappointment
Effective: January 13, 2016
Term: December 18, 2020

Board of Home Inspectors - RSA 310-A:186
(Home Inspector)
Robert A. Porter, Lempster
Succeeding: Carla J. Horne (moved out of state)
Effective: January 13, 2016
Term: December 18, 2020

Lakes Management Advisory Committee - RSA 483-A
(Member Representing the NH Marine Trades Assoc.)
Edmund R. Crawford Jr., Sanbornton
Succeeding: John J. Irwin, Laconia
Effective: January 13, 2016
Term: August 22, 2017

Manufactured Housing Installation Standards Board - RSA 205-D:2
(Installer)
John T. Flanders II, Concord
Succeeding: Craig Therrien, Wolfeboro
Effective: January 13, 2016
Term: October 3, 2018

Medical Review Subcommittee - RSA 329:17-V-a
(Public Member)
Nina C. Gardner, Sanbornton
Reappointment
Effective: January 13, 2016
Term: December 3, 2018

New England Interstate Water Pollution Control Commission - RSA 484:19
Thomas P. Ballestero, Madbury
Reappointment
Effective: January 13, 2016
Term: September 30, 2019

New England Interstate Water Pollution Control Commission - RSA 484:19
Frederick J. McNeill, Manchester
Reappointment
Effective: January 13, 2016
Term: August 12, 2019

New England Interstate Water Pollution Control Commission - RSA 484:19
Nelson L. Thibault, Nottingham
Reappointment
Effective: January 13, 2016
Term: September 30, 2019

New England Interstate Water Pollution Control Commission - RSA 484:19
Robert W. Varney, Bow
Reappointment
Effective: January 13, 2016
Term: September 30, 2019

Board of Nursing - RSA 326-B
(Public Member)
Kevin P. Walsh, Rye
Succeeding: James M. Kuras, Frankestown (resigned)
Effective: January 13, 2016
Term: December 21, 2018

Advisory Board on Private Investigative Agencies and Security Services - RSA 106-F:3-a
(General Public)
David R. Place, Amherst
Succeeding: Gary M. Sloper, Concord
Effective: January 13, 2016
Term: April 27, 2017

Telecommunications Planning and Development Advisory Committee - RSA 12-A:46
(Long Distance Learning)
Brian T. Shepperd, Lee
Reappointment
Effective: January 13, 2016
Term: October 18, 2017

NOMINATIONS

The Governor placed into nomination the following:

Board of Auctioneers - RSA 311-B
(Public Member)
Roy W. Tilsley Jr., Lyndeborough
Reappointment
Effective: March 1, 2016
Term: March 1, 2021

Community Development Finance Authority - RSA 162-L
(Labor)
Clayton R. Mitchell, Newmarket
Vacancy
Effective: Upon Confirmation
Term: July 1, 2019

Compensation Appeals Board - RSA 281-A:42
(Employers/Insurers)
Susan A. Jeffery, Manchester
Reappointment
Effective: February 9, 2016
Term: February 9, 2019

Compensation Appeals Board - RSA 281-A:42
(Labor)
Daniel P. Manning, Manchester
Reappointment
Effective: February 9, 2016
Term: February 9, 2019

Compensation Appeals Board - RSA 281-A:42
(Attorney)
Richard A. Mitchell, Candia
Reappointment
Effective: February 13, 2016
Term: February 13, 2019

Compensation Appeals Board - RSA 281-A:42
(Attorney)
Norman J. Patenaude, Portsmouth
Reappointment
Effective: February 15, 2016
Term: February 15, 2019

Compensation Appeals Board - RSA 281-A:42
(Attorney)
William J. Schubert, Manchester
Reappointment
Effective: February 15, 2016
Term: February 15, 2019

Current Use Advisory Board - RSA 79-A
(Public Member)
Thomas N. Thomson, Orford
Reappointment
Effective: Upon Confirmation
Term: November 16, 2016

Fire Standards and Training Commission - RSA 21-P:25
(NH Municipal Association)
J. Michael Joyal Jr., Dover
Reappointment
Effective: Upon Confirmation
Term: November 16, 2018

Board of Licensure of Interpreters for the Deaf and Hard of Hearing - RSA 326-I
(Recommended by NH Registry of Interpreters for the Deaf)
Paula C. Collins, Pembroke
Reappointment
Effective: Upon Confirmation
Term: October 10, 2018

New Motor Vehicle Arbitration Board - RSA 357-D
(Representing Consumers)
Debra Page, Rye
Reappointment
Effective: Upon Confirmation
Term: August 28, 2018

Advisory Board on Private Investigative Agencies and Security Services - RSA 106-F:3-a
(Licensed Investigator)
Dennis M. Davey, Wolfeboro
Reappointment
Effective: Upon Confirmation
Term: April 27, 2017

CONSENT CALENDAR AGENDA

#1 MOP 150, I, B (1): Expenditure Approvals

STATE TREASURY

#A. Authorized to enter Sylvia Yeaton into an education tuition agreement with Franklin Pierce University, Rindge, NH, to participate in the course entitled Human Health & Nutrition, during the period of January 25, 2016 through March 19, 2016 and to pay said costs in the amount of \$1,140. **100% General Funds.**

STATE TREASURY

#B. Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$140,548 and the State Treasurer to issue checks in the amount of \$140,548.30 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF ENVIRONMENTAL SERVICES

#C. Authorized to pay calendar year 2016 membership dues to the Association of State Dam Safety Officials, Lexington, KY, in the amount of \$2,730. Effective upon G&C approval. **26.7% Dam Safety, 73.3% General Funds.**

BANKING DEPARTMENT

#D. Authorized for one employee to travel to Westlake Village, CA, for 5 days of out of state travel from January 25-29, 2016, to perform an examination of an out of state entity, with an estimated cost of \$1,516 for meals/hotel/mileage/misc. This request is being made for Kathleen Sheehan to receive a \$1,036 cash advance to cover anticipated expenses. **100% Other Funds (Agency Income).**

#2 MOP 150, I, B (2): Approval of Acceptances

DEPARTMENT OF CORRECTIONS

#A. Authorized to accept a nonmonetary donation from Glenn K. Currie, Concord, NH, consisting of one hundred and fifty books, with a value of \$2,993 for use by the inmates at the NH State Prison for Men in Concord, the NH Correctional Facility for Women in Goffstown and the Northern NH Correctional Facility in Berlin as needed.

DEPARTMENT OF CORRECTIONS

#B. Authorized to accept a nonmonetary donation from CRVNA Hospice House, Elizabeth DePerry, Operations Assistant, Concord, NH, of one (1) used, Total Care © bed system, with a value of \$3,500, for use as a hospital/hospice bed by the inmates at the NH State Prison for Men in Concord.

#3 MOP 150, I, B (3): Reports and Findings

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#A. Authorized to accept and place on file the biennial report for FY14 and FY15 of the Board of Optometry.

DEPARTMENT OF TRANSPORTATION

#B. Authorized to accept and place on file the Bureau of Mechanical Services' monthly Equipment Acquisition Plan status report for the period ending November 30, 2015.

#4 **MOP 150, I, B (4): Nominations, Confirmations and Appointments**

THE ADJUTANT GENERAL'S DEPARTMENT

#A. Authorized confirmation of Major Jassen L. Bluto, Northfield, VT, for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

THE ADJUTANT GENERAL'S DEPARTMENT

#B. Authorized confirmation of Lieutenant Colonel Paul M. Kell, Durham, NH, for promotion to the rank of Colonel, NH Air National Guard.

DEPARTMENT OF JUSTICE

#C. Authorized to appoint Elizabeth E.D. McCormack as an Attorney at a salary level of \$65,000. Effective upon G&C approval, or January 14, 2016, whichever is the latter.

DEPARTMENT OF JUSTICE

#D. Authorized to appoint Jason A. Casey as an Assistant Attorney General at a salary level of \$63,500. Effective January 22, 2016 to January 22, 2021.

DEPARTMENT OF JUSTICE

#E. Authorized to reappoint Kim K. Fallon as Chief Forensic Investigator at a salary level of \$71,303.66. Effective January 24, 2016 through January 24, 2021.

#5 **MOP 150, I, B (5): Other Items**

THE ADJUTANT GENERAL'S DEPARTMENT

#A. Authorized to execute a no-cost, contract extension with Securitas Security Services USA Inc., Manchester, NH (originally approved by G&C on 3-7-12, item #12), for the purpose of providing armed security services at the Pease Air National Guard Facility in Newington, NH, by extending the date from February 1, 2016 through April 30, 2016. No Additional Funding. **100% Federal Funds.**

DEPARTMENT OF SAFETY

#B. Authorized the Division of State Police, Bureau of Marine Patrol, to amend the **sole source** contract with Kalkomey Enterprises Inc., d/b/a Boat Ed, Dallas, TX (originally approved by G&C on 3-21-07, item #69), for the purpose of adding a Certification Manager module, to function as the system of record for NH boater certification data and provide for online course registration along with initial and replacement certification card printing and mailing. No Additional Funding. Effective upon G&C approval through June 30, 2018. **100% Revolving Funds.**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of the Commissioner

#6 Authorized to enter into a **retroactive sole source** amendment to an existing agreement with the Trustees of Dartmouth College, Hanover, NH (originally approved by G&C on 6-22-11, item #111), to provide the services of physicians and professional technical staff to meet the State's needs to service patients and consumers, by increasing the price by \$207,307 from \$37,930,357.68 to an amount not to exceed \$38,137,664.68. Effective July 1, 2015 through June 30, 2016. **32% General, 28% Federal, 40% Other Funds.**

Bureau of Human Resource Management

#7 Authorized the determination made by the Commissioner that on November 17, 2015 Eric Leitner, an Assistant House Leader at the Sununu Youth Services Center sustained an injury in the line of duty due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

Bureau of Homeless and Housing Services

#8 Authorized to amend an existing **sole source** agreement with Center for Life Management, Derry, NH (originally approved by G&C on 8-5-15, item #14), to provide permanent housing services through the Federal Continuum of Care program by increasing the price by \$10,322 from \$243,745 to \$254,067 with no change to the current contract end date of June 30, 2016. **100% Federal Funds.**

Office of Minority Health and Refugee Affairs

#9 Authorized to enter into a **sole source** agreement with The International Institute of Boston, for the provision of services for NH refugees 60 years of age or older which promote community integration, naturalization, health and mental health by providing case management and the development of culturally and linguistically appropriate activities in an amount not to exceed \$52,000. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

Office of Medicaid Business and Policy

#10 Authorized to enter into a **sole source** agreement with Myers and Stauffer LC, Owings, MD, to conduct independent certified audits of the NH Medicaid Disproportionate Share Hospital payments in an amount not to exceed \$536,116. Effective upon G&C approval through December 31, 2018. **50% Federal, 50% Other Funds.**

#11 Authorized the Bureau of Behavior Health to enter into an agreement with JSI Research & Training Institute Inc., Boston, MA, to conduct NH's Public Mental Health Consumer Survey, in an amount not to exceed \$150,000. Effective upon G&C approval through December 31, 2017. **100% Federal Funds.**

Bureau of Elderly and Adult Services

#12 Authorized to enter into a **retroactive** amendment with Valley Regional Healthcare Inc., Claremont, NH (originally approved by G&C on 6-18-14, item #110), to change the In Home Health Aide Level of Care Services rate to July 1, 2015, and to provide additional In-Home Care Services by increasing the price by \$74,126.25 from \$979,994 to \$872,120.25. Effective upon G&C approval through September 30, 2016. **45% Federal, 55% General Funds.**

Division for Children, Youth and Families

#13 Authorized to **retroactively** pay a membership fee to the University of Kansas Center for Research Inc., Youngsberg Hall, Lawrence, KS, for an annual subscription to the Results Oriented Management software reporting application, in the amount of \$45,000. Effective July 1, 2015 through June 30, 2016. **32% Federal, 68% General Funds.**

Division of Public Health Services

#14 Authorized the Bureau of Population Health and Community Services to accept and expend federal funds in the amount of \$120,522 from the Centers for Disease Control and Prevention to further fund the NH State Cancer Registry. Effective upon G&C approval through June 30, 2016. **100% Federal Funds. Fiscal Committee approved.**

#15 Authorized to exercise a renewal option and amend a **sole source** contract with BioMerieux Inc., Durham, NC (originally approved by G&C on 1-16-13, item #21), to provide repair and service of laboratory instruments in the Public Health Laboratories, by increasing the price by \$82,556 from \$88,157.04 to \$170,713.04, and by extending the completion date from January 16, 2016 to January 16, 2019. **100% Federal Funds.**

#16 Authorized to exercise an amendment to an agreement with Trustees of Dartmouth College, Hanover, NH (originally approved by G&C on 6-6-12, item #72), to enhance the operation of the state cancer registry system, by

increasing the price by \$93,026 from \$2,464,546 to \$2,557,572. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

#17 **WITHDRAWN** – The Agency withdrew the request to exercise a renewal option and amend an existing agreement with the JSI Research and Training Institute Inc., d/b/a Community Health Institute, Bow, NH (originally approved by G&C on 3-25-15, item #10), to continue managing a media campaign that targets adults at high risk for type 2 diabetes and conduct a Diabetes Self-management Education Program workshop by increasing the price by \$265,998 from \$223,998 to \$489,996, and by extending the completion date from June 30, 2016 to June 30, 2018. **100% Federal Funds.**

Bureau of Behavioral Health

#18 Authorized to make a **retroactive** payment of semi-annual membership dues to the National Association of State Mental Health Program Directors, Alexandria, VA, in the amount of \$4,489.50. Effective January 1, 2016 through June 30, 2016. **66% General, 34% Federal Funds.**

Bureau of Developmental Services

#19 Authorized Special Medical Services to hold a conference “Children & Families Collaboration 2016” for Department staff and contractors who serve children and families with various special health care needs and complex conditions, on May 9, 2016 at the Courtyard by Marriott, Grappone Conference Center in Concord, NH, for a total conference cost not to exceed \$9,990. (2)Further authorized an advance payment of \$1,000 to the Courtyard by Marriott, Grappone Conference Center, Concord, NH, to secure the date and facility. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

New Hampshire Hospital

#19A Authorized to implement a 15% base hourly wage enhancement to nursing staff currently paid under the Institutional Nurse pay scale for recruitment and retention purposes. This request is projected to increase funding by \$465,127 for the balance of FY 16 and \$1,164,798.96 in FY 17. Effective upon G&C approval through January 13, 2018 or period of 24 months from date of such approval, whichever is later.

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#20 Authorized the Division of Operations to establish various non-budgeted classes in various accounting units and to transfer \$25,600 between various accounts and classes. (2)Further authorized to establish a consultant class to pay towards an existing Consultant contract for services to be performed on data collection. Effective upon G&C approval through June 30, 2016. **Fiscal Committee approved.**

#21 Authorized the Bureau of Right of Way to pay property owners \$128,000 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from November 5, 2015 through November 18, 2015. Effective upon G&C approval.

#22 Authorized the Bureau of Materials and Research to continue **sole source** participation in the American Association of State Highway and Transportation Officials Materials Reference Laboratory accreditation program, Washington, DC, in the amount of \$20,000. Effective upon G&C approval. **59% Federal, 33% Highway, 8% Other Funds.**

#23 Authorized the Bureau of Highway Maintenance, Well Section to enter into a contract with Wragg Brothers of Vermont, Inc., Ascutney, VT, for a 6-inch drilled well and pump on the property of Brad Little, Stratham, NH, in the amount of \$20,450. Effective upon G&C approval through June 24, 2016. **100% Highway Funds.**

#24 Authorized the Bureau of Materials and Research to enter into a **sole source** service agreement with Malvern Instruments Inc., Westborough, MA, for the purpose of providing repair, calibration, maintenance, and services required to support the Department’s use of two Malvern Kinexus Dynamic Shear Rheometers, in the amount of \$67,032. Effective upon G&C approval through December 31, 2020. **73% Federal, 11% Other, 16% Highway Funds.**

#25 Authorized the Bureau of Construction to enter into a contract with R.M. Piper Inc., Plymouth, NH, for rehabilitating the bridge that carries US 3 and NH 25 over Owl Brook in the Town of Ashland, on the basis of a low bid of \$1,064,870.50. (2)Further authorized a contingency in the amount of \$106,487.05 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 26, 2016. **100% Federal Funds.**

#26 Authorized the Bureau of Construction to enter into a contract with CPM Constructors Inc., Freeport, ME, for construction of a new multi-use trail bridge in the City of Keene, on the basis of a low bid of \$1,536,742.75. (2)Further authorized a contingency in the amount of \$76,837.14 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 28, 2016. **100% Federal Funds.**

#27 Authorized the Bureau of Materials and Research to enter into three agreements with John Turner Consulting Inc., Dover, NH; Terracon Consultants Inc., Manchester, NH; and R.W. Gillespie & Associates Inc., Portsmouth, NH, for the purposes of providing materials testing and construction inspection services, for combined total fees not to exceed \$1,200,000. Effective upon G&C approval through December 31, 2017. **100% Federal Funds.**

#27A Authorized the Bureau of Highway Design to enter into a State/Local Project agreement for the Derry-Londonderry, I-93, Exit 4A project with the Towns of Derry and Londonderry; and Authorized to seek reimbursement for project costs through the Towns of Derry and Londonderry. Effective upon G&C approval.

DEPARTMENT OF CULTURAL RESOURCES

#28 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized the NH State Library to **retroactively** renew membership with the Chief Officers of State Library Agencies, Lexington, KY, in the amount of \$4,400. Effective January 1, 2016 through December 31, 2016. **100% Federal Funds.**

DEPARTMENT OF REVENUE ADMINISTRATION

The Governor and Council acted as follows:

#29 Authorized to place Mr. Keen Wong at Step 4 of unclassified salary grade DD, earning \$72,268.04 annually, for the position of Field Audit Leader (Multi State Tax Auditor) position #9U262. Effective upon G&C approval. **100% General Funds.**

#30 Authorized to place Ms. Lisa A. Qualter at Step 2 of unclassified salary grade CC, earning \$61,138.48 annually, for the position of Lead Tobacco Auditor (Multi State Tax Auditor) position #9U291. Effective upon G&C approval. **100% General Funds.**

#31 Authorized to place Mr. Jacob W. Thom at Step 2 of unclassified salary grade CC, earning \$61,138.48 annually, for the position of Multi State Tax Auditor, position #9U585. Effective upon G&C approval. **100% General Funds.**

THE ADJUTANT GENERAL'S DEPARTMENT

#32 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Van Ostern, authorized to execute a contract amendment with Securitas Security Services USA Inc., Manchester, NH (originally approved by G&C on 6-4-14, item #5), for the purpose of providing increased security at the State Military Reservation in Concord, NH, by increasing the amount from \$1,303,937.68 to \$1,761,334.18. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

#33 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized to transfer \$1,401,683 among accounts to reallocate appropriations and cover overtime shortfalls. Effective upon G&C approval through June 30, 2016. **100% General Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS AND FOOD

#34 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized to enter into a **retroactive** grant with Northeast Organic Farming Association – New Hampshire, Concord, NH, for the *Organic Specialty Crop Cast of Production: Assessment and Education*, in the amount of \$41,886. Effective July 1, 2015 through September 29, 2017. **100% Federal Funds – Specialty Crop Block Grant.**

INSURANCE DEPARTMENT

#35 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized to hire John Gasaway Jr into the position of Fraud Attorney, position #9U525 (an unclassified position at labor grade FF) at Step 3 with an annual salary of \$77,383.80. Effective February 19, 2016. **100% Agency Income.**

NEW HAMPSHIRE COMMISSION FOR HUMAN RIGHTS

#36 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Van Ostern, authorized to accept and expend federal revenues received from the US Equal Employment Opportunity Commission, in the amount of \$250. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

The Governor and Council acted as follows:

#37 Authorized to **retroactively** extend the temporary full-time position of Information Technology Manager IV for one year from November 7, 2015 to November 6, 2016 to continue to support the PCI Compliance Program. **100% Liquor Funds.**

#38 Authorized to **retroactively** extend the temporary full-time position of Liquor Investigator for one year from December 17, 2015 to December 16, 2016 to continue support of the Loss prevention Program. **100% Liquor Funds.**

#38A Authorized to extend the temporary full-time position of Attorney IV, (8T2867) for one year from January 18, 2016 to January 17, 2017 to continue providing legal advice to the Liquor Commission. **100% Liquor Funds.**

#38B Authorized to extend the temporary full-time position of Retail Store Manager III, (8T2868) for one year from January 14, 2016 to January 13, 2017 to continue leading the Elm Street, Manchester Liquor Store. **100% Liquor Funds.**

PUBLIC UTILITIES COMMISSION

#39 **TABLED** - The Governor and Council on motion of Councilor Kenney, seconded by Councilor Sununu, voted to **table** the request to award grant funds in the amount of \$450,000, to the City of Portsmouth to install, own and operate two solar photovoltaic systems – the first of 265 kilowatts at Portsmouth High School and the second of 330 kilowatts at the City's Madbury Water Treatment Plant. Effective upon G&C approval through December 31, 2016. **100% Renewable Energy Fund, a non-lapsing special fund continually appropriated to the Commission.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#40 Authorized the Division of Travel and Tourism Development to **retroactively** renew a 1-year membership with the US Travel Association located in Washington DC, in the amount of \$12,000 for the 2016 calendar year. Effective upon G&C approval through December 31, 2016. **100% General Funds.**

#41 Authorized to convey by quitclaim deed, an undeveloped 1.5-acre portion of "Greenfield State Park" in the Town of Greenfield, to Vestige Properties Inc., d/b/a New England Forest Products (NEFP). **0% State Funds.** (2)Further authorized to accept a warranty deed to an undeveloped 1.5-acre parcel that abuts the Park from Barbara C. Harris Camp, also in the Town of Greenfield. **0% State Funds.** (3)Further authorized to accept the \$1,100 administrative fee from NEFP for deposit in the account "Forest Improvement Fund".

#42 Authorized the Division of Forests and Lands to enter a **retroactive** lease agreement with Massachusetts Institute of Technology, Lincoln Laboratory of the Commonwealth of Massachusetts for building, equipment and antenna space in a designated area at Pack Monadnock Mountain located within Miller State Park. Effective October 1, 2015 through September 30, 2020, with the option to renew for three additional 5-year periods. (2)Further authorized to accept annual rental payments of \$20,158.74 for 2015, \$20,763.50 for 2016, \$21,386.41 for 2017, \$22,028 for 2018, and \$22,688.84 for 2019 amounting to \$107,025.49 in revenue over the 5 year period of the lease.

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#43 Authorized the deposit of \$15,000 in the NH Land Conservation Endowment held at the Department of Treasury by ABJEH Realty LLC, to permanently endow conservation easement monitoring and stewardship by the Office of Energy and Planning, Conservation Stewardship Program on behalf of the Fish and Game Department and enabled by a MOA with the Council on Resources and Development approved by G&C on July 24, 2013, item #37. (2)Further authorized the deposit of \$20,000 in the NH Land Conservation Endowment held at the Department of Treasury by Bear-Paw Regional Greenways to permanently endow conservation easement monitoring and stewardship by the Office of Energy and Planning, Conservation Stewardship Program on behalf of the Fish and Game Department and enabled by a MOA with the Council on Resources and Development approved by G&C on July 24, 2013, item #37.

#44 Authorized to enter into a **sole source** contract with Engel Entertainment Inc., New York, NY, to develop and produce television programming. Effective upon G&C approval.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#45 Authorized to enter into a **sole source** contract with Riverside Technology Inc., Fort Collins, CO, for the purpose of upgrading the Rivertrak watershed modeling and flood forecasting system, in the amount of \$100,000. Effective upon G&C approval through December 31, 2016. **100% Capital (General) Funds.**

#46 Authorized to amend a contract with Keymont Construction Inc., Laconia, NH (originally approved by G&C on 9-16-15, item #59), for additional clarifier turntable repairs at the Franklin Wastewater Treatment Facility, by increasing the amount by \$7,073.65 to \$56,073.75 from \$49,000, and by extending the contract period to March 31, 2016 from December 31, 2015. **100% WRBP Funds.**

#47 Authorized to amend a **sole source** agreement with Sawyer's Mill Associates Inc., Dover, NH (originally approved by G&C on 1-29-14, item #44), for removal of the Upper and Lower Sawyer's Mill Dams, by increasing the amount by \$565,000 from \$105,000 to \$670,000; by extending the end date to December 31, 2018 from December 15, 2016; and by modifying the scope of work to include additional tasks. Effective upon G&C approval. **100% Federal Funds.**

#48 Authorized Vincent Taccetta III Revocable Trust of 1998's request to perform work on the Piscataqua River in New Castle.

#49 Authorized Sandra L. Cleary Revocable Trust's request to perform work on Lake Winnepesaukee in Gilford.

#50 Authorized Silver Star 44 LLC's request to perform work on Lake Winnepesaukee in Tuftonboro.

#51 Authorized Camp Bernadette Inc.'s request to perform work on Wentworth Lake in Wolfeboro.

#52 Authorized Town of Lyme's request to perform work on Post Pond in Lyme.

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#53 Authorized to accept and expend the E³ Teen Fatherhood Program (grant) funds in the amount of \$763,462, received from the US Department of Health and Human Services. (2)Further authorized to establish the full time position of Education Consultant I, labor grade 26, salary \$49,588-\$67,060.50. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#54 Authorized the Division of Educational Improvement to **retroactively** amend an existing agreement with the American Institutes for Research in the Behavioral Sciences, Washington, DC (originally approved by G&C on 1-28-15, item #56), to administer the Smarter Balanced Assessment Consortium English Language Arts and Mathematics assessments in grades 3 through 8, by increasing the price by \$1,820,198 from \$2,108,551 to \$3,928,749. Effective July 1, 2015 through June 30, 2016. **51% State, 49% Federal Funds.**

#55 Authorized the Bureau of Special Education to amend a **sole source** contract with Strafford Learning Center, Somersworth, NH (originally approved by G&C on 3-20-13, item #68), to continue to develop and provide training and technical assistance to local education agencies in their region under the State Personnel Development Grant, by increasing the price by \$22,679.14 from \$133,954.12 to \$156,633.26. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

#56 Authorized the Division of Educational Improvement to **retroactively** amend a **sole source** contract with the University of Kansas Center for Research Inc., Lawrence, KS (originally approved by G&C on 2-25-15, item #56), to administer the Dynamic Learning Maps alternate assessment in English language arts and mathematics, by increasing the price by \$87,750 from \$27,000 to \$114,750. Effective July 1, 2015 through June 30, 2016. **51% General, 49% Federal Funds.**

#57 Authorized to amend an existing agreement with Belknap County Department of Corrections, Laconia, NH (originally approved by G&C on 10-7-15, item #56), to provide additional training services to inmates, by increasing the price by \$4,000 from \$26,900 to \$30,900. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#58 Authorized the Division of State Police to accept and expend \$165,975 of federal funds from the NH Highway Safety Agency entitled NH State Police Virtual Private Network Installation to provide assistance to departments in designing, configuring, and deploying a VPN solution. (2)Further authorized to establish class 046 consultant positions for the purpose of providing assistance to departments in designing, configuring, and deploying a VPN solution. Effective upon G&C approval through September 30, 2016. **100% Agency Income. Fiscal Committee approved.**

#59 Authorized the Division of State Police to transfer funds within various accounting units, in the amount of \$2,257,582 for SFY 2016 and \$2,295,067 for SFY 2017 to properly align the funding of accounting units based on federal requirements for Uniform Carrier Registration revenues. Effective upon G&C approval through June 30, 2017. **100% Highway Funds. Fiscal Committee approved.**

#60 Authorized the Division of State Police to enter into a contract with Joe Brigham Inc., d/b/a Craig Avionics, Concord, NH, for the purpose of providing systems upgrade to the State Police Bell 407 helicopter, in an amount not to exceed \$1,254,995. Effective upon G&C approval through June 30, 2016. **79% General, 20% Highway, 1% Turnpike Funds.**

#61 Authorized the Division of Fire Safety to **retroactively** pay Sheryl Nielsen the amount of \$1,230.22 for increment pay during SFY 2015 with SFY 2016 funds. Effective upon G&C approval. **100% Revolving Funds.**

DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#62 Authorized to accept and expend a grant from the US Department of Justice, Office for Victims of Crime, in the amount of \$142,145 to provide trainings and resources to public and non-profit agencies providing victim services. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#63 Authorized to accept and expend a grant in the amount of \$500,000 from the Federal Bureau of Justice Assistance, Office of Justice Programs, to be utilized to continue and enhance the Prescription Drug Monitoring Program. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#64 Authorized to conduct a two-day advanced training conference for victim advocates scheduled for April 12-13, 2016 entitled "2016 Tri-State Advanced Victim Assistance Academy" to be held at the Holiday Inn, Concord, NH, at a cost not to exceed \$6,750. Effective upon G&C approval through June 30, 2016. **74% Agency Income, 26% Federal Funds.** (2) Further authorized to accept and expend registration fees for the victim advocate training conference in the amount of \$50 from each of an estimated 100 attendees for a total of \$5,000, to help defray the cost of the conference and facility expenses. Effective upon G&C approval through June 30, 2016. **100% Agency Income.**

#65 Authorized to enter into a subgrant with the Greater Nashua Mental Health Center, in the amount of \$51,531 to support the enhancement of the Greater Nashua Mental Health Supervised Visitation Center. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#66 Authorized a Working Capital Warrant in the amount of \$375,000,000 to cover expenditures for the month of February, 2016.

#67 Authorized the Division of Personnel's request for waiver of classification decisions.

#68 Authorized the State Suggestion and Extraordinary Service Award Evaluation Committee to award a net sum of \$250 to John Avlas from the Department of Health and Human Services. Effective upon G&C approval.

#69 Authorized the State Suggestion and Extraordinary Service Award Evaluation Committee to award a net sum of \$175 each to Deborah Nixon and Spiro Millios from the Department of Revenue Administration. Effective upon G&C approval.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday January 27, 2016, at the State House, Concord, New Hampshire.

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