

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House, Concord, New Hampshire  
March 8, 2017 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Pledge of Allegiance by Councilor Pappas;
- Music by Mike Gallant, Gilmanton NH, Strings and Things-Concord NH; and
- A Proclamation for Ancient Order of the Hibernians, Irish Heritage Month.

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Wheeler voted to approve the minutes of February 15, 2017.

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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 February 15, 2017 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:

Attorney General, NH Department of Justice

Joseph A. Foster

Effective: March 31, 2017

New Hampshire Business Finance Authority

James Halepis, Portsmouth

Effective: March 8, 2017

New Hampshire Board of Pharmacy

Michael D. Bullek, Plymouth

Effective: March 8, 2017

New Hampshire Rail Transit Authority Governance Board

Michael Izbicki, Bedford

Effective: March 8, 2017

State Committee on Aging

Russell A. Armstrong, Peterborough

Effective: March 8, 2017

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Public Water Access Advisory Board - RSA 233-A

(Coastal and Marine Interests)

B. David Bryan, Newmarket

Reappointment

Effective: March 8, 2017

Term: October 5, 2017

Public Water Access Advisory Board - RSA 233-A  
(Governor's Commission on Disability)  
Michele L. Tremblay, Penacook  
Reappointment  
Effective: March 8, 2017  
Term: December 16, 2019

Advisory Council on Unemployment Compensation - RSA 282-A:128  
(Employees)  
Robert E. Martel, Dunbarton  
Reappointment  
Effective: March 8, 2017  
Term: March 26, 2020

Board of Licensing for Alcohol and Other Drug Use Professionals - RSA 330-C  
(Licensed Alcohol and Drug Abuse Counselor)  
Nicholas Pfeifer, Loudon  
Succeeding: Cheryl Wilkie, Concord  
Effective: March 8, 2017  
Term: January 28, 2020

Speech-Language Pathology Governing Board - RSA 328-F  
Carissa J. Magri, Stratham  
Succeeding: Maureen Heckman, Gilford  
Effective: March 8, 2017  
Term: March 4, 2020

Fire Standards and Training Commission, Department of Safety - RSA 21-P:26  
(Rep. Fire Instructors and Officers Association of NH)  
William S. Campbell, Amherst  
Reappointment  
Effective: March 8, 2017  
Term: February 15, 2020

Fire Standards and Training Commission, Department of Safety - RSA 21-P:26  
(Rep. NH Permanent Firefighters Association)  
Chief Richard P. McGahey, Hooksett  
Reappointment  
Effective: March 8, 2017  
Term: February 15, 2020

Electricians Board - RSA 319-C:4  
(Public Member)  
William J. Infantine, Manchester  
Succeeding: James Roberts, Hampton  
Effective: March 8, 2017  
Term: October 28, 2021

Judicial Retirement Plan Board of Trustees - RSA 100-C  
(Business Experience)  
(Chair)  
Deborah B. Butler, Concord  
Reappointment  
Effective: March 8, 2017  
Term: November 19, 2019

Occupational Therapy Governing Board - RSA 328-F  
(Licensed Occupational Therapist)  
Olivia R. Freeman, Hudson  
Succeeding: Wendi Guillette, Auburn  
Effective: March 8, 2017  
Term: January 8, 2020

Recreational Therapy Governing Board - RSA 328-F  
(Public Member)  
Jacqueline Rzasa, Manchester  
Succeeding: Stephany M. Lavallee, Henniker  
Effective: March 8, 2017  
Term: January 24, 2018

## NOMINATIONS

The following nominations were submitted:

Advisory Council on Unemployment Compensation - RSA 282-A:128

(Employers)

Matthew J. Kfoury, Manchester

Reappointment

Effective: Upon Confirmation

Term: March 26, 2020

Pharmacy Board - RSA 318:2

David Rochefort, Littleton

Succeeding: Michael D. Bullek, Plymouth

Effective: Upon Confirmation

Term: September 6, 2021

Business Finance Authority - RSA 162-A:4

Charles F. Withee, Hampton

Succeeding: Edward F. Caron, Hudson

Effective: Upon Confirmation

Term: November 3, 2017

State Board of Education - RSA 21-N:10

(District 2)

Ann Lane, Durham

Succeeding: Emma Rous, Durham

Effective: Upon Confirmation

Term: January 31, 2021

State Board of Education - RSA 21-N:10

(District 1)

Kate Cassady, Littleton

Succeeding: Gregory Odell, Dalton

Effective: Upon Confirmation

Term: January 31, 2020

Board of Septic System Evaluators - RSA 310-A:206

(Sewage Disposal System Installer)

Mark E. McConkey, Freedom

Vacancy

Effective: Upon Confirmation

Term: 5 years from Confirmation

Board of Septic System Evaluators - RSA 310-A:206

(Septage Hauler)

Christopher Kent, Auburn

Vacancy

Effective: Upon Confirmation

Term: 5 years from Confirmation

Fish & Game Commission - RSA 206:2

(Carroll County)

David L. Patch, Glen

Reappointment

Effective: Upon Confirmation

Term: June 29, 2021

Assessing Standards Board - RSA 21-J:14-a

(Municipal Official of a City)

Paul R. Grenier, Berlin

Reappointment

Effective: Upon Confirmation

Term: March 24, 2019

State Board of Auctioneers - RSA 311-B:2

Gregory J. Walsh, Keene

Reappointment

Effective: Upon Confirmation

Term: March 1, 2022

Board of Licensure of Interpreters for the Deaf and Hard of Hearing - RSA 326-I

(Recommended by N.H. Association of the Deaf)

Lori M. Johnstone, Auburn

Succeeding: Glenys Crane-Emerson, Greenland

Effective: Upon Confirmation

Term: October 10, 2018

Commissioner for the Department of Education - RSA 21-N:3  
Frank Edelblut, Wilton  
Reappointment  
Salary: \$93,759.12

Effective: Upon Confirmation  
Term: March 23, 2021

### **CONSENT CALENDAR AGENDA**

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

##### **DEPARTMENT OF EDUCATION**

#A. Authorized to advance \$967.66 in cash to Jennifer Kiley, Education Consultant, to cover anticipated expenses while traveling to Little Rock, AR, to attend the National Association for Career and Technical Education Information 2017 Conference, at the Little Rock Marriott Hotel in Little Rock, AR during the period of May 7-11, 2017. **100% Federal Funds.**

##### **DEPARTMENT OF EDUCATION**

#B. Authorized to advance \$1,373.42 in cash to Courtney Ritchings, Education Consultant, to cover anticipated expenses while traveling to Washington, D.C. to attend the Brustein & Manasvit PLLC Spring 2017 Forum, at the Washington Hilton Hotel in Washington D.C. during the period of May 9-12, 2017. **100% Federal Funds.**

##### **STATE TREASURY**

#C. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, and with Councilor Wheeler voting **no**, authorized to enter Linda Desmond into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in 24 Completed Competencies during the period of March 1, 2017 through August 31, 2017, and to pay said costs in the amount of \$1,500. **100% General Funds.**

##### **STATE TREASURY**

#D. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$114,722 and the State Treasurer to issue checks in the amount of \$114,722.44 to the rightful owners of abandoned or unclaimed funds.

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

##### **THE ADJUTANT GENERAL'S DEPARTMENT**

#A. Authorized to accept donations of engraving on the walkway, computer services and coffee in the amount of \$935.75 for the NH State Veterans Cemetery to be used for the operation, maintenance, and improvement of the cemetery.

##### **DEPARTMENT OF EDUCATION**

#B. Authorized to accept a donation of up to 100 licenses from Google Inc., for Google Apps for Education. The estimated annual value of this donation is \$5,000 per year. Effective upon G&C approval through March 31, 2022.

##### **DEPARTMENT OF ADMINISTRATIVE SERVICES**

#C. Authorized to accept a gift for travel reimbursement, not to exceed \$1,000, from the US Department of Energy to allow one employee to attend and speak at the 2017 Better Buildings Summit May 15017, 2017 in Washington, DC.

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

**NEW HAMPSHIRE LIQUOR COMMISSION**

#A. Authorized to accept and place on file the Annual Report for the period ending June 30, 2016.

**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 January 31, 2017.

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

**THE ADJUTANT GENERAL'S DEPARTMENT**

#A. Authorized the confirmation of Lieutenant Colonel David M. Jaffe, Providence, RI, to the rank of Colonel, NH Air National Guard.

**THE ADJUTANT GENERAL'S DEPARTMENT**

#B. Authorized the nomination of Captain Robert J. Burnham, Manchester, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites having been found to be physically, mentally, and professionally qualified.

**THE ADJUTANT GENERAL'S DEPARTMENT**

#C. Authorized the nomination of Captain Giovanni M. Gensale, Pelham, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites having been found to be physically, mentally, and professionally qualified.

**THE ADJUTANT GENERAL'S DEPARTMENT**

#D. Authorized the nomination of Major Justin E. Strevig, Epsom, NH, for promotion to the rank of Lieutenant Colonel, NH Army National Guard. This officer meets all prerequisites having been found to be physically, mentally, and professionally qualified.

**DEPARTMENT OF JUSTICE**

#E. Authorized to appoint Bryan J. Townsend II as an Assistant Attorney General at a salary level of \$68,250. Effective March 17, 2017 or upon G&C approval, whichever is later, through August 15, 2018.

**REGULAR AGENDA**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

The Governor and Council acted as follows:

**Office of the Commissioner**

#5 Authorized to transfer general funds in the amount of \$9,242,574, increase Federal revenues in the amount of \$1,595,073 and increase related Other revenues in the amount of \$16,490. Effective upon G&C approval through June 30, 2017. **Fiscal Committee approved.**

**Bureau of Human Resource Management**

#6 Authorized to make a **retroactive** one-time payment from SFY 2017 funds to Emily Wilcox, Mental Health Worker II at the NH Hospital in the amount of \$3,227.02 to compensate for wages that were not paid for SFY 2016. **32% General, 29% Federal, 39% Agency Income (Provider Fees).**

#### **Office of Minority Health & Refugee Affairs**

#7 Authorized the Office of Health Equity to amend the agreements with the vendors as detailed in letter dated January 23, 2017 (originally approved by G&C on 10-29-14, item #8), to continue to provide services which promote the health and well-being of newly arrived and vulnerable NH refugees, by increasing the price by \$8,055 from \$225,000 to an amount not to exceed \$233,055. Effective upon G&C approval through August 24, 2017. **100% Federal Funds.**

#### **Bureau of Elderly & Adult Services**

#8 Authorized to enter into **retroactive** agreements with the vendors as detailed in letter dated February 6, 2017, for the provision of In Home Care Services, In Home Health Aide Level of Care Services, and In Home Nursing Level of Care Services, in an amount not to exceed \$1,945,983. Effective October 1, 2016 through September 30, 2018. **43% Federal, 57% General Funds.**

#9 Authorized to enter into an agreement with Lamprey Health Care Inc., Newmarket, NH, for the provision of two health promotion programs that promote health and independence opportunities for the citizens in NH, in an amount not to exceed \$90,953. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

#### **Office of Medicaid Services**

#10 Authorized to enter into an agreement with Health Services Advisory Group Inc., Phoenix, AZ, to implement an evaluation plan for NH's Medicaid Premium Assistance Program in an amount not to exceed \$1,597,777. Effective upon G&C approval through December 31, 2019. **50% Federal, 50% Other Funds.**

#### **Division of Public Health Services**

#11 Authorized the Bureau of Population Health and Community Services, Maternal and Child Health Section to accept and expend federal funds in the amount of \$869,020 from the Health Resources and Services Administration to fund the Maternal, Infant and Early Childhood Home Visiting Program. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#12 Authorized the Bureau of Maternal and Child Health Services to accept and expend federal funds in the amount of \$143,198 from The Centers for Disease Control and Prevention to fund the Opioid Surveillance program. Effective upon G&c approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.** (2)Further authorized to establish an Opioid Overdose Surveillance Coordinator, utilizing funds from the CDC, NH Enhanced State Surveillance of Opioid-Involved Morbidity and Mortality grant. Effective upon G&C approval through June 30, 2017.

#13 Authorized the Bureau of Public Health Protection Lead Prevention to accept and expend federal funds in the amount of \$148,543 from the US Department of Health and Human Services, Centers for Disease Control and Prevention to fund the Lead Prevention Program. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#14 Authorized the Bureau of Laboratory Services to accept and expend federal funds in the amount of \$1,035,063 from the US Centers for Disease Control and Prevention to fund the NH Epidemiology, Laboratory, and Health Information System Capacity Program. (2)Further authorized to create eight positions and continue a reclassified position to build capacity for responding to Zika and other infectious disease surveillance and prevention activities in order to protect the health of NH citizens. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#15 Authorized to enter into a memorandum of agreement with the Department of Safety, Concord, NH, for the purpose of improving infection prevention capacity in pre-hospital care settings in NH, in an amount not to exceed \$226,009. Effective upon G&C approval through May 17, 2020. **100% Federal Funds.**

#16 Authorized to enter into an agreement with Mary Jane Sullivan, Hampton, NH, to provide Early Hearing Audiologist Consultant services, in an amount not to exceed \$50,000. Effective July 1, 2017 or upon G&C approval, whichever is later, through June 30, 2019. **100% Federal Funds.**

#17 Authorized to enter into a **sole source** contract with Bi-State Primary Care Association Inc., Bow, NH, to build oral workforce capacity in areas that serve vulnerable populations in an amount not to exceed \$779,832. Effective upon G&C approval through August 31, 2018. **100% Federal Funds.**

#### **Bureau of Drug and Alcohol Services**

#18 Authorized to accept and expend Medication Assisted Treatment federal funds from the Substance Abuse and Mental Health Services Administration in the amount of \$320,015. (2)Further authorized to establish one position utilizing Medication Assisted Treatment grant funds. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#18A Authorized to amend an existing memorandum of understanding (originally approved by G&C on 4-6-16, item #9A), fund the work of the Governor's Office of Substance Use Disorders and Behavioral Health, by increasing the amount by \$56,700 from \$184,375 to \$241,075. Effective upon G&C approval through June 30, 2017. **100% Other Funds.** (2)Further authorized the Office of the Governor to accept and expend an amount of \$56,700 from the Department of Health and Human Services, Bureau of Drug and Alcohol Services, Governor's Commission on Alcohol and Drug Abuse Prevention, Treatment, and Recovery to fund the work of the Governor's Office of Substance Use Disorders and Behavioral Health. Effective July 1, 2016 through June 30, 2017.

#### **Division for Behavioral Health**

#19 Authorized to amend a **sole source** agreement with Community Council of Nashua, NH d/b/a Greater Nashua Mental Health Center at Community Council, Nashua, NH (originally approved by G&C on 6-29-16, item #24), for the provision of a First Episode Psychosis Pilot Program, by increasing the price by \$70,000 from \$1,243,349 to \$1,313,349. Effective upon G&C approval through the original completion date of June 30, 2017. **100% Federal Funds.**

#20 Authorized with Councilor Wheeler voting **no**, to enter into a **sole source** agreement with the NH Interscholastic Athletic Association Inc., Concord, NH, to implement Life of an Athlete programs with NH students, in an amount not to exceed \$500,000. Effective July 1, 2017 or upon G&C approval, whichever is later, through June 30, 2019. **100% Other Funds (Governor's Commission on Alcohol and Other Drug Prevention, Treatment, and Recovery).**

#21 Authorized the Bureau of Drug and Alcohol Services to amend an existing agreement with the Prevention Certification Board of NH, Bow, NH (originally approved by G&C on 10-7-15, item #20A), for the provision of implementing a Prevention Specialist Mentorship Program, by increasing the price by \$44,000 from \$44,000 to \$88,000, and by extending the completion date from June 30, 2017 to June 30, 2019. **98% Federal, 2% General Funds.**

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#22 Authorized the Division of Finance to establish a non-budgeted class in an accounting unit and to transfer \$2,000 between various accounts and classes. Effective upon G&C approval through June 30, 2017. **Fiscal Committee approved.**

#23 Authorized the Division of Turnpikes to transfer \$590,000 between various accounts and classes. Effective upon G&C approval through June 30, 2017. **Fiscal Committee approved.**

#24 Authorized the Bureau of Right of Way to pay property owners \$17,900 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from January 11, 2017 through February 14, 2017. Effective upon G&C approval.

#25 Authorized the Bureau of Environment to **retroactively** amend the **sole source** memorandum of understanding with the Department of Cultural Resources, Division of Historical Resources (originally approved by G&C on 12-20-13, item #94), for preparation of a National Register nomination for the Portsmouth Downtown Historic District, extending the completion date from December 31, 2016 to June 30, 2017. No Additional Funding.

#26 Authorized the Bureau of Right of Way to sell a 0.26 +/- of an acre parcel of State owned land located on the southerly side of NH Route 25 in the Town of Rumney, to the Heirs of John F. Patterson for \$5,100 which includes a \$1,100 Administrative Fee. Effective upon G&C approval. Originally purchased with 100% Highway Funds.

#27 Authorized the Bureau of Right of Way to sell a 0.66 +/- of an acre parcel of State owned land improved with a single-family residence located at 296 Thompson Road in the Town of Conway to Black Diamond Real Estate Trust for \$146,100 plus a \$1,100 Administrative Fee. (2)Further authorized to compensate Badger Realty LLC from the proceeds of the subject sale in the amount of \$7,305 for real estate services. The net proceeds are \$138,795 (\$146,100 - \$7,305 = \$138,795). Effective upon G&C approval. Originally purchased with 94.08% Federal, 5.92% Highway Funds.

#28 Authorized the Bureau of Human Resources (Training) to **retroactively** increase FY 2017 membership dues in the amount of \$7,000 from \$7,000 to \$14,000 to the American Association of State Highway and Transportation Officials, Washington, DC (originally approved by G&C on 9-16-15, item #21), for continued membership in the national transportation organization. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#29 Authorized the Bureau of Planning and Community Assistance to enter into agreements with the Littleton School District SAU #84, to provide funding under the Federal Safe Routes to School Program through a local project administration process to engage in non-infrastructure activities for Lakeway Elementary School in the Town of Littleton, totaling \$9,860. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#29A Authorized the Division of Operations to amend item #16, originally approved by G&C on February 15, 2017, by increasing the amount to be transferred from Highway Surplus by \$2,840,750 from \$6,265,000 to \$9,105,750 for additional winter maintenance. Effective upon G&C approval through June 30, 2017. **100% Highway Funds.**

#### **COMMUNITY DEVELOPMENT FINANCE AUTHORITY**

#30 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to award a grant to the Town of Tamworth, NH, in the amount of \$350,000 to support emergency repairs to the community's wastewater treatment system. Effective March 8, 2017 through December 31, 2018. **100% Federal Funds.**

#### **DEPARTMENT OF CULTURAL RESOURCES**

The Governor and Council acted as follows:

#31 Authorized the Division of Historical Resources to **retroactively** renew membership with the National Conference of State Historic Preservation Officers, Washington, DC, in the amount of \$5,027. Effective January 1, 2017 through December 31, 2017. **100% Federal Funds.**

#31A Authorized with Councilor Wheeler voting **no**, to place a permanent memorial to Governor John Gilbert Winant, with an estimated value of \$250,000, at the State Library. Funding to design, construct and maintain the memorial shall be from private donations.

#### **THE ADJUTANT GENERAL'S DEPARTMENT**

The Governor and Council acted as follows:

#32 Authorized to execute a **sole source** amendment to a contract with Jacobs Engineering Group Inc., Bedford, NH (originally approved by G&C on 6-10-15, item #39), for professional civil/environmental engineering and master planning services for planning and design of various projects as necessary and required by the Department, by increasing the amount by \$150,000 from \$400,000 to an amount not to exceed \$550,000. Effective upon G&C approval through June 30, 2017.

#33 Authorized to accept and expend additional Federal Funds in the amount of \$3,363,360 from the National Guard Bureau as part of the five-year Federal-State Master Cooperative Agreement to cover the costs of additional construction projects & designs, electronic security systems and equipment. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#### **INSURANCE DEPARTMENT**

The Governor and Council acted as follows:

#34 Authorized to enter into a contract with Public Consulting Group Inc., Boston, MA, for consulting services, in the amount of \$330,390. Effective upon G&C approval through December 31, 2017. **100% Other Funds.**

#35 Authorized to accept and expend federal grant funds in the amount of \$583,603 for FY 2017 from the US Department of Health and Human Services for the purpose of enhancing the States' ability to effectively enforce the consumer protections under Part A of title XXVII of the PHS Act. The primary focus of the Department's efforts will be to expand its review of parity in mental health and substance use disorder benefits, as well as some work to ensure that health insurance issuers do not include discriminatory benefit designs that discourage people with potentially high-cost medical conditions from enrolling in those plans and to enhance review of issuer form filings to ensure coverage of preventive health services without cost sharing. (2)Further authorized to establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#36 Authorized to transfer \$145,320 between various accounts and classes. Effective upon G&C approval through June 30, 2017. **100% Other Funds. Fiscal Committee approved.**

#37 Authorized to enter into a contract with Gorman Actuarial Inc., Marlborough, MA, for consulting services, in the amount of \$36,300. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#### **DEPARTMENT OF CORRECTIONS**

#38 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to transfer \$360,000 among accounts. Effective upon G&C approval through June 30, 2017. **100% General Funds. Fiscal Committee approved.**

#### **NEW HAMPSHIRE COMMISSION FOR HUMAN RIGHTS**

#39 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, 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, 2017. **100% Federal Funds.**

#### **OFFICE OF CONSUMER ADVOCATE**

#40 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to amend on a **sole source** basis, a contract with Strategen Consulting LLC, Berkeley, CA (originally approved by G&C on 8-24-15, item #42), for expert services to support participation in the Net Energy Metering proceeding, by increasing the amount by \$22,900 from \$75,000 to \$97,900. **100% Special Utility Assessment. Fiscal Committee approved.**

#### **DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

The Governor and Council acted as follows:

#41 Authorized to accept and place on file the report of transfers of funds for the quarter ending December 31, 2016.

#42 Authorized the Division of Forests and Lands to accept and expend a Federal Grant Award in an amount up to \$5,715,000 for the acquisition of Conservation Easements on 23,728 +/- acres in the Unincorporated Townships of Success in Coos County, NH, known as the "Mahoosuc Gateway Forest Legacy Project". Effective upon G&C approval through June 30, 2017. (2)Further authorized to enter into subsequent Snowmobile Agreements on the 23,728 +/- acres in the Project for an amount not to exceed \$5,715,000 for the purpose of protecting natural resources and ensuring continued access to the properties. **100% Federal Funds. Fiscal Committee approved.**

#43 Authorized with Councilor Volinsky voting **no**, the Division of Forests and Lands to enter into a memorandum of agreement with the NH Department of Safety for the purpose of providing Operation Stonegarden Detail Patrols. Effective upon G&C approval through August 31, 2019. (2)Further authorized to accept and expend \$4,957.20 from the NH Department of Safety to offset the personnel expenditures for providing Operation Stonegarden Detail Patrols. **100% Other Funds.**

#### **NEW HAMPSHIRE FISH AND GAME DEPARTMENT**

The Governor and Council acted as follows:

#44 Authorized the transfer of \$203,995 of unexpended funds from Excess Registration Fees to the Fish and Game OHRV Fiscal Year 2017 Operating Budget. **Fiscal Committee approved.**

#45 Authorized to extend three positions in a temporary status through October 2017. The estimated fiscal impact to SFY 2017-2018 to extend these positions is \$60,000.

#### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

The Governor and Council acted as follows:

#46 Authorized to accept and expend funds in the amount of \$92,530 from the federal Environmental Protection Agency diesel emissions reduction program for the purpose of funding projects to reduce emissions from diesel vehicles in NH. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

#47 Authorized to enter into a grant agreement with Olde Port Tours LLC, Portsmouth, NH, in the amount not to exceed \$45,992 to partially fund the installation of two diesel marine engines. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

#48 Authorized to award an Aquatic Resource Mitigation Fund grant to the Ammonoosuc Conservation Trust, Franconia, NH, in the amount of \$100,000 for the purpose of acquiring a conservation easement on land owned by Asa Brebner on Blaney Road in Bethlehem. Effective upon G&C approval through December 31, 2017. **100% Aquatic Resource Mitigation Funds.**

#49 Authorized a loan agreement with the City of Rochester, NH, in the amount not to exceed \$540,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#50 Authorized a loan agreement with the Wright Farm Condominium Association, Atkinson, NH, in the amount not to exceed \$203,400 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#51 Authorized to enter into a **sole source** agreement with Great Bay Stewards Inc., Greenland, NH, to fund the Spring 2017 coastal trap and fishing gear cleanup along the NH coastline, totaling \$4,015. Effective upon G&C approval through May 30, 2017. **100% Federal Funds.**

#52 Authorized to award a grant to the Town of Durham, NH, in the amount of \$28,332 to complete a second phase of work to collect data, monitor, plan, design, and begin permitting for an erosion control project at Wagon Hill Farm. Effective upon G&C approval through June 30, 2018. **100% Federal Funds.**

#53 Authorized Ellen U. Mulligan Revocable Trust and William H. Blaine Revocable Trust's request to perform work on Lake Winnepesaukee in Gilford.

#54 Authorized Archer Realty Trust's request to perform work on Lake Winnepesaukee in Alton.

#55 Authorized the 2011 Kroon Family Irrevocable Trust's request to perform work on Lake Winnepesaukee in Alton.

#55A Authorized to budget and expend prior year carry forward funds in the amount of \$29,650 for purposes of covering staff salaries for work performed associated with the settlement with American Electric Power. Effective upon G&C approval through June 30, 2017. **100% Other Funds.**

#55B Authorized to enter into a **sole source** contract with the Northeast Waste Management Official's Association, Boston, MA, to provide funding for the Northeast Regional Pollution Prevention Information Center, in the amount of \$171,828. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

#### **DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#56 Authorized to accept and expend System of Care Grant funds in the amount of \$3,000,000 from the US Department of Health and Human Services to support the NH Families and Systems Together Forward 2020 program. (2)Further authorized to establish two full-time temporary positions in class 059 for the purpose of supporting program activities. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#57 Authorized to enter into a contract with Strong Foundations Charter School, Pembroke, NH, for screening and intervention for dyslexia and related disorders based on House Bill 1644, in an amount not to exceed \$100,000. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#### **POLICE STANDARDS & TRAINING COUNCIL**

#58 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, authorized to accept and expend funds received through two grant awards entitled "NH Police Standards and Training Driving Simulator" in the amount of \$110,500 and "NH Police Standards and Training (Training Manuals & Supplies)" in the amount of \$4,288.14 for a combined total of \$114,788.14 from the National Highway Traffic Safety Administration through the Department of Safety – Office of Highway Safety. Effective upon G&C approval through June 30, 2017. **100% Agency Income. Fiscal Committee approved.**

#### **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#59 Authorized the Division of Motor Vehicles to accept and expend revenue over estimates of \$132,410 in Agency Income – Cost of Collections to fund additional part-time hours for existing staff to assist with customer service during the implementation of the new driver licensing system. Effective upon G&C approval through June 30, 2017. **100% Agency Income (Cost of Collections). Fiscal Committee approved.**

#60 Authorized the Division of Homeland Security and Emergency Management to accept and expend \$230,000 from the Prior Year Carry Forward Balance of the NH nuclear planning and response fund. Effective upon G&C approval through June 30, 2017. **100% Private/Local Funds. Fiscal Committee approved.**

#61 Authorized the Division of Fire Safety to accept and expend federal funds from the US Department of Homeland Security entitled Assistance for Firefighters Grant Program – Fire Prevention and Safety Grant in the amount of \$680,320 to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards. (2)Further authorized to establish one temporary part-time, class 050 position to support and educate members of the fire service community with their public outreach of fire prevention education and to provide them with the tools to effectively teach their local residents. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#62 Authorized the Division of State Police to transfer among accounts within State Police Traffic Bureau and Aircraft Traffic Surveillance in the amount of \$397,000 for anticipated shortages in current expenses, overtime, and contracts for operational services for the Fiscal Year 2017. Effective upon G&C approval through June 30, 2017. **52.17% General, 25% Highway, 22.83% Turnpike Funds. Fiscal Committee approved.**

#63 Authorized the Division of Motor Vehicles to enter into a lease renewal agreement with One Wall Street LLC, and Brickwater LLC, c/o Brady Sullivan Properties LLC, Manchester, NH, providing 4,900 square feet of space for the Division of Motor Vehicles offices located on the second floor of 377 South Willow Street, Manchester Commons, Manchester, NH, and shall not exceed \$460,845. Effective April 1, 2017 through March 31, 2022. **100% Agency Income (Cost of Collections).**

#### DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#64 Authorized to enter into a **sole source retroactive** contract with Dr. Jeremy Stuelpnagel, New York, NY, as an additional medical examiner to aid the Chief Medical Examiner and the Deputy Chief Medical Examiner, for a total fee not to exceed \$13,000. Effective March 6, 2017 through March 10, 2017. **100% General Funds.**

#65 Authorized to enter into a subgrant agreement with the NH Department of Safety Forensic Laboratory in the amount of \$39,229 utilizing funds from the US Department of Justice's National Institute of Justice Paul Coverdell National Forensic Science Improvement Act ("Coverdell") Grant Program for the purpose of providing training for laboratory personnel and to maintain accreditation for both the testing and calibration laboratories. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#66 Authorized to conduct a one day training for leaders in NH law enforcement. This training, entitled "Leadership – Liability – Lessons Learned: Domestic Violence, Sexual Assault, and Stalking", will be held at the Police Standards and Training Academy, Concord, NH, at a cost not to exceed \$3,858. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#### DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#67 Authorized a Working Capital Warrant in the amount of \$400,000,000 to cover the payment of expenditures for the month of April 2017.

#68 Authorized the Division of Public Works Design and Construction to budget and expend \$46,279 of revenue in excess of expenditures. Effective upon G&C approval through June 30, 2017. **100% Other Funds.**

#69 Authorized the Division of Public Works Design and Construction to enter into a **retroactive** contract amendment with Samyn D'elia Architects, PA, Ashland, NH (originally approved by G&C on 6-4-15, item #16), for the NH Marine Patrol Headquarters Redesign, Gilford, NH, by increasing the amount by \$21,695 from \$775,577 to \$797,272. Effective October 1, 2016 through February 28, 2017. **100% Capital – Other Funds (Navigation Safety).**

#70 Authorized to amend a contract with W.B. Mason Co., Brocton, MA (originally approved by G&C on 12-16-15, item #108), for janitorial supplies – miscellaneous, by increasing the price by \$184,000 from \$91,000 to \$275,000. Effective upon G&C approval through the original completion date of January 31, 2018.

#71 Authorized to amend a contract with W.B. Mason Co., Brocton, MA (originally approved by G&C on 12-16-15, item #112), for janitorial supplies – can liners, by increasing the price by \$267,000 from \$103,000 to \$370,000. Effective upon G&C approval through the original completion date of January 31, 2018.

#72 Authorized to amend a contract with W.B. Mason Co., Brocton, MA (originally approved by G&C on 12-16-15, item #111), for janitorial supplies – paper products, by increasing the price by \$64,000 from \$871,000 to \$935,000. Effective upon G&C approval through the original completion date of January 31, 2018.

#73 Authorized to amend a contract with W.B. Mason Co., Brocton, MA (originally approved by G&C on 12-16-15, item #109), for janitorial supplies – gloves, by increasing the price by \$86,500 from \$8,500 to \$95,000. Effective upon G&C approval through the original completion date of January 31, 2018.

#74 Authorized to amend a contract with W.B. Mason Co., Brocton, MA (originally approved by G&C on 12-16-15, item #110), for janitorial supplies – food service products, by increasing the price by \$253,000 from \$117,000 to \$370,000. Effective upon G&C approval through the original completion date of January 31, 2018.

#75 Authorized to amend a contract with W.B. Mason Co., Brocton, MA (originally approved by G&C on 12-16-15, item #107), for janitorial supplies – hand soap, by increasing the price by \$259,000 from \$21,000 to \$280,000. Effective upon G&C approval through the original completion date of January 31, 2018.

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#### **ITEM REMOVED FROM THE TABLE**

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas voted to remove item #5B - which was tabled at the February 15, 2017 Meeting.

Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to table item #5B - which was originally tabled at the February 15, 2017 Meeting. With Councilors Volinsky, Prescott, and Pappas voting no, the motion to table failed.

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

##### **DEPARTMENT OF SAFETY**

#B. The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, and with Councilors Kenney and Wheeler voting **no**, authorized the request of the Division of Motor Vehicles to amend a contract with Gordon-Darby, Louisville, KY (originally approved by G&C on 4-5-12, item #114), for intelligent test equipment and network for continued support of the State's motor vehicle inspection and maintenance program, by extending the end date from June 30, 2017 to June 30, 2019. **No Additional Funding. Funding for services will be paid by the licensed inspection stations.**

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#### **LATE ITEM**

##### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

#A. The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler authorized Bay Shore Yacht Club's request to perform work on Lake Winnepesaukee in Meredith.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday March 22, 2017, at the State House, Concord, New Hampshire

Honorable Board then Adjourned at 12:55 p.m.