

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
Weeks State Park, Lancaster, New Hampshire  
September 5, 2018 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Reverend Lynn Winter of Lisbon offered a prayer;
- White Mountain Regional High School Color Guard presented the colors;
- Pledge of Allegiance was led by Leon Rideout of Lancaster;
- National Anthem was performed by Summer Boutin of Groveton,
- Musical performance by traveling composer, pianist, and multi-instrumentalist artist as well as former White Mountain National Forest artist in residence Ben Cosgrove; and
- Proclamation/Commendation(s):
  - Commendation recognizing the work of the Weeks State Park Association
  - Commendation recognizing the USS John Weeks Association
  - Commendation recognizing the Mt. Prospect Ski Club
  - Commendation recognizing the Lancaster Snow Drifters Club
  - Recognition of Myra Emerson of Lancaster
  - Recognition of Scott Black of Whitefield
  - Recognition of Bob Chapman of Berlin
  - Recognition of Donald Dickson of Colebrook

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Prescott, voted to approve the minutes of August 22, 2018 meeting.

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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 August 22, 2018 meeting.

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

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**CONFIRMATIONS**

The Governor and Council confirmed the following:

Acting Interim Warden, Northern NH Correctional Facility - RSA 21-H

Jeffrey R. Smith, Berlin

Succeeding: Michelle T. Goings-Edmark, Campton

Term: August 30, 2018

Effective: June 13, 2018

Salary: LG HH, \$83,258.76

Ballot Law Commission - RSA 665

(Appointed by Governor and Council)

Robert J. Letourneau, Derry

Succeeding: Roger S. Wellington, Concord

Effective: September 5, 2018

Term: July 1, 2022

Enhanced 911 Commission - RSA 106-H

(Nom. By NH Emergency Dispatchers Association)

Thomas E. Andross, Lisbon

Reappointment

Effective: September 5, 2018

Term: August 22, 2021

New Hampshire Retirement System Board of Trustees - RSA 100-A: 14

(Employer Member Nom. by the Assoc. of Counties)

Christopher C. Coates, Keene

Succeeding: Stephen A. Marro, Concord (no longer a county employee)

Effective: September 5, 2018

Term: July 13, 2019

New Hampshire Water Well Board - RSA 482-B: 3

(Water Well Contractor)  
Peter W. Caswell, Temple  
Reappointment

Effective: September 5, 2018  
Term: September 15, 2021

Pharmacy Board - RSA 318:2

(Hospital Pharmacist)  
John Genovese, Swanzey  
Reappointment

Effective: September 5, 2018  
Term: September 6, 2023

Pharmacy Board – RSA 318:2

(Pharmacist)  
Nicole J. Harrington, Nashua  
Succeeding: Charles J. Fanaras, Bow

Effective: September 7, 2018  
Term: September 6, 2023

Police Commission, Nashua - RSA 105-C:3

Nicholas Dahl, Nashua  
Reappointment

Effective: September 5, 2018  
Term: September 1, 2021

**NOMINATIONS**

The following nominations were submitted:

Appellate Board - RSA 282-A

(Public Member)  
Timothy E. Sanborn, Rye  
Succeeding: Susan Ender, Rye

Effective: October 15, 2018  
Term: October 14, 2022

Board of Acupuncture Licensing - RSA 328-G:3

(Public Member)  
Amy R. Goldstein, Concord  
Reappointment

Effective: Upon Confirmation  
Term: September 8, 2021

Board of Acupuncture Licensing - RSA 328-G:3

(Acupuncturist)  
Diane M. Chase, Merrimack  
Succeeding: Alice G. Meatey, Dover

Effective: Upon Confirmation  
Term: September 8, 2021

Enhanced 911 Commission - RSA 106-H

(N.H. Sheriffs Association)  
Michael Moyer, Belmont  
Reappointment

Effective: Upon Confirmation  
Term: July 22, 2021

Higher Education Commission - RSA 21-N:8-a

(Rep. Private Postsecondary Career Schools)  
(On Recommendation of the NH Council for Professional Education)  
Peter T. Koch, Stratham  
Reappointment

Effective: Upon Confirmation  
Term: August 14, 2023

New Hampshire State Council on the Arts - RSA 19-A

José Manuel Lezcano, Keene  
Succeeding: Billie Tooley, Portsmouth

Effective: Upon Confirmation  
Term: November 23, 2022

Personnel Appeals Board - RSA 21-I: 45

(Alternate)

Christopher R. Nicolopoulos, Bow

Reappointment

Effective: Upon Confirmation

Term: September 24, 2019

State Board of Fire Control - RSA 153:2

(Chemical Engineer)

Steven C. Freitas, Salem

Reappointment

Effective: Upon Confirmation

Term: July 8, 2023

Site Evaluation Committee - RSA 162-H:3

(Public Member)

Thomas R. Eaton, Keene

Vacancy

Effective: Upon Confirmation

Term: 4 years from confirmation

Site Evaluation Committee - RSA 162-H:3

(Public Member)

Robert A. Baines, Manchester

Vacancy

Effective: Upon Confirmation

Term: 4 years from confirmation

**CONSENT CALENDAR AGENDA**

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas acted as follows:

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Bureau of Human Resource Management**

#A. Authorized to enter Denise L. Lee into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in 5 courses in Modules in Public Administration Management: Lead a Team; Interpersonal and Small-Group Communications; Business Law I; Public Administrative Ethics and Theory; and Public Administration, during the period of October 1, 2018 through March 31, 2019, and to pay said costs in an amount of \$1,500. **100% General Funds.**

**INSURANCE DEPARTMENT**

#B. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, and with Councilors Kenney and Wheeler voting **no**, authorized to enter Lisa Cotter into an educational tuition agreement with College for America at Southern NH University, to participate in 24 Completed Competencies during the period of October 1, 2018 through January 31, 2019, and to pay costs not to exceed \$1,500. **100% Other (Administrative Assessment) Funds.**

**NEW HAMPSHIRE LOTTERY COMMISSION**

#C. Authorized to enter Edith Chiasson into an educational tuition agreement with UNH – Carsey School of Public Policy, Manchester, NH, to participate in Human Resource Management in Public and Non-profit Sectors, during the period of October 15, 2018 through December 11, 2018, and to pay costs not to exceed \$1,950. **Lottery Funds.**

**NEW HAMPSHIRE LOTTERY COMMISSION**

#D. Authorized to enter Travis Emerson into an educational tuition agreement with Granite State College, Concord, NH, to participate online in two courses: Legal and Ethical Issues in Business Management; and Managing Conflict, during the period of September 24, 2018 through December 14, 2018 and to pay costs not to exceed \$2,512. **Lottery Funds.**

**STATE TREASURY**

#E. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$67,462 and the State Treasurer to issue checks in the amount of \$67,461.20 to the rightful owners of abandoned or unclaimed funds.

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

**NEW HAMPSHIRE VETERANS HOME**

#A. Authorized to accept the list of monies totaling \$42,991.02 received during the period of April 1, 2018 through June 30, 2018 as a result of fundraising drives from various organizations and from personal contributions. These monies are placed in the Veterans Home Benefit Fund.

**DEPARTMENT OF EDUCATION**

#B. Authorized to accept a stipend to the Department of Education's United States Senate Youth Program in the amount of \$1,000 from the Hearst Foundations. Effective upon G&C approval.

#3 **MOP 150, I, B (3): Reports and Findings** - NONE

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

**THE ADJUTANT GENERALS DEPARTMENT**

#A. Authorized the nomination of Lieutenant Colonel Eric B. Hogancamp, Bradford, NH, for promotion to the rank of Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

**THE ADJUTANT GENERALS DEPARTMENT**

#B. Authorized the confirmation of Lieutenant Colonel Christopher A. Rouse, Auburn, NH, to the rank of Lieutenant Colonel, NH Air National Guard.

#5 **MOP 150, I, B (5): Other Items** - NONE

**REGULAR AGENDA**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Emergency Services**

#6 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized to enter into a **sole source** agreement with Turning Point Counseling & Consultation LLC, Rochester, NH, to provide Disaster Behavioral Health Technical Assistance, in an amount not to exceed \$15,000. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

### **Office of Medicaid Services**

#7 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to amend a **sole source** agreement with Milliman Inc., Brookfield, WI (originally approved by G&C on 6-21-17, item #11A), to expand Actuarial Services and Technical Support relative to Medicaid Care Management, by increasing the price by \$150,000 from \$4,542,000 to an amount not to exceed \$4,692,000. Effective **retroactive** to April 1, 2018 through the original end date of June 30, 2019. **50% Federal, 43% General, 7% Other Funds.**

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

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

#8 Authorized to enter into a **sole source** agreement with PL Medical Co LLC, Bloomfield, CT, to provide services and support for the Panasonic Thermoluminescent Dosimeter Reader UD-716-AGL, in an amount not to exceed \$15,150. Effective upon G&C approval through August 31, 2019. **100% Other Funds.**

#9 Authorized with Councilor Wheeler voting **no**, to exercise a renewal option to an existing agreement with Keene State College of the University System of NH, Keene, NH (originally approved by G&C on 5-2-18, item #22), for the provision of services for the development of a worksite lactation pilot project, by increasing the price by \$145,264 from \$72,632 to \$217,896 and extending the contract completion date from September 30, 2018 to September 30, 2020. **100% Federal Funds.**

### **Division for Children, Youth and Families**

#10 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to enter into a **sole source** agreement with Jessica L. Greenlow, Belmont, NH, for the facilitation of the Family Assessment and Inclusive Reunification Program, in an amount not to exceed \$83,241.60. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**

### **New Hampshire Hospital**

#11 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized to enter into a **sole source** amendment to an existing agreement with Granite State Automation LLC, Manchester, NH, to provide preventative maintenance, repairs and improvements on the Building Automation System located at the NH Hospital Acute Psychiatric Services Building, by increasing the price by \$25,315 from \$32,000 to \$57,315. Effective upon G&C approval. **26% Federal, 69% General, 5% Other (provider fees) Funds.**

### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas acted as follows:

#12 Authorized the Bureau of Highway Design to enter into an Interstate Agreement with the State of Vermont to allow the Department to bill Vermont for costs associated with work to improve the pavement surface of the roadway and existing bridge (NH Br. Nos. 029/206 and Connecticut River Br. No. 29) carrying US 3/VT 105 over the Connecticut River between Stratford, NH, and Bloomfield, VT. Effective upon G&C approval and continuing through construction, inspection, and final acceptance of the completed project, in accordance with the Department's 10-Year Transportation Improvement Plan.

#13 Authorized to accept and place on file the Bureau of Right of Way's Contemplated Award List for amounts less than \$5,000 for the sum total of \$29,766.07 for the period extending from April 1, 2018 through June 30, 2018. These awards are paid from various Transportation Funds.

#14 Authorized the Bureau of Right of Way's request to pay property owners \$67,100 as documented in the Contemplated Damage Awards List, for amounts greater than \$5,000 for the period extending from July 17, 2018 through August 6, 2018.

#15 Authorized the Bureau of Bridge Design to enter into an agreement with Greenman-Pedersen Inc., Portsmouth, NH, for on-call engineering services for various bridge projects located throughout the State, for a total amount not to exceed \$1,000,000. Effective upon G&C approval through December 30, 2021.

#16 Authorized the Bureau of Bridge Design to enter into an agreement with HEB Engineers Inc., North Conway, NH, for on-call engineering services for various bridge projects located throughout the State, for a total amount not to exceed \$1,000,000. Effective upon G&C approval through December 30, 2021.

#17 Authorized the Bureau of Bridge Design to enter into an agreement with Stantec Consulting Services Inc., Auburn, NH, for the final design for the rehabilitation of the bridge carrying East Thetford Road over Connecticut River between the Towns of Lyme, NH and Thetford, VT, for a total not to exceed \$390,308.99. Effective upon G&C approval through June 30, 2021. **100% Federal Funds.**

#18 Authorized the Division of Operations Public Works Committee to accept as a gift to the State, and expend funds in the amount of \$25,523 to cover expenditures for the Public Works Memorial. Effective upon G&C approval through June 30, 2019. **100% Private Local Funds (Public Works Employee Memorial).**

#19 Authorized the Bureau of Construction to enter into a contract with GMI Asphalt LLC, Belmont, NH, for permanent pavement repairs to damage due to October 29, 2017 storm event in the District 2 area, on the basis of a low bid of \$570,401.60. (2)Further authorized a contingency in the amount of \$28,520.08 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 12, 2018. **100% Other Funds – FEMA.**

#20 Authorized the Bureau of Construction to enter into a contract with R. S. Audley Inc., Bow, NH, for bridge preservation efforts for the bridges carrying I-293 EB & WB over the Merrimack River, on the basis of a low bid of \$4,648,329.50. (2)Further authorized a contingency in the amount of \$464,832.96 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 18, 2019. **100% Federal Funds.**

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

#21 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized, under the Community Development Block Grant program, to award a grant to the Town of Derry, NH, in the amount of \$12,000 to support a feasibility study to determine the maximum development capacity of up to four parcels of Town-owned land in the Abbott Court area of Derry, NH. Effective upon G&C approval through September 5, 2018 through December 30, 2019. **100% Federal Funds.**

#### **NEW HAMPSHIRE COUNCIL ON DEVELOPMENTAL DISABILITIES**

#22 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to accept funds in the amount of \$1,000 from the University of NH, Durham, NH, for the participation of the Council on Developmental Disabilities in a series of project meetings associated with the Disability Community Planning Group of the UNH Institute on Disability, Disability and Public Health Project, in the State Fiscal Year 2019 and through June 30, 2019. **100% Other (UNH Grant) Funds.**

#### **THE ADJUTANT GENERALS DEPARTMENT**

#23 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to enter into a contract with Northeast Archaeology Research Center Inc., Farmington, ME, for the purpose of a Cultural Resources Services, in an amount not to exceed \$250,000. Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

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

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas acted as follows:

#24 Authorized to pay Woodstock Inn Again Ltd, Woodstock, NH, \$4,035 to provide facilities and buffet dinner for the Let's Go Fishing Volunteer Recognition and Training Seminar at Woodstock Inn, Station and Brewery, Woodstock, NH on September 16, 2018. **100% Federal Funds.**

#25 Authorized with Councilor Kenney voting **no**, to lease a 1+/- acre lot located on Greenough Pond in Wentworth's Location to Donald Couture with the terms and conditions of the Long Range and Capital Planning and Utilization Committee. (2) Further authorized to lease a 3 +/- acre lot located on Greenough Pond in Wentworth's Location to Elmer Lange of the North Country Outing Club with the terms and conditions of the approval of the Long Range and Capital Planning and Utilization Committee. Effective **retroactive** to July 1, 2018 through June 30, 2028. Fee schedule as detailed in letter dated August 21, 2018.

#### **DEPARTMENT OF NATURAL AND CULTURAL RESOURCES**

The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky acted as follows:

#26 Authorized the Office of the Commissioner to accept and place on file the Report on Federal Landholdings.

#27 Authorized the Division of Historical Resources to award a **retroactive** Conservation License Plate (Moose Plate) Grant to the Town of Enfield for drainage improvements and moisture mitigation at the Enfield Center Town House in the amount of \$10,000. Effective October 1, 2017 through September 30, 2019. **100% Agency Income.**

#28 Authorized the Division of Parks and Recreation to make a **retroactive sole source** payment to Lee T. Corrigan LLC, Gorham, NH, in the amount of \$49,375 for emergency repairs to 3 concrete stairwells damaged by coastal storms at North Beach in Hampton, NH. This damage was recently declared under FEMA Disaster DR-4370-NH. **100% Agency Income.**

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

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas acted as follows:

#29 Authorized to enter into a **sole source** agreement with the University of NH, Office of Sponsored Research, Durham, NH, to perform laboratory analysis of shellfish samples for *Vibrio parahaemolyticus* presence and genetic characteristics, in the amount of \$14,649. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#30 Authorized to enter into an agreement with the Cobbetts Pond Improvement Association Inc., to complete the *Cobbett's Pond Watershed Restoration Plan Implementation Phase IV-Bella Vista Area Stormwater BMP's* in the amount of \$100,000. Effective upon G&C approval through March 31, 2021. **100% Federal Funds.**

#### **DEPARTMENT OF EDUCATION**

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas acted as follows:

#31 Authorized to **retroactively** pay membership dues to the Council for the Accreditation of Educator Preparation, Washington, DC, in the amount of \$7,330. Effective July 1, 2018 through June 30, 2019. **100% Other (Credentialing Fees) Funds.**

#32 Authorized the Bureau of Credentialing to **retroactively** pay the 2019 membership dues to the National Association of State Directors of Teacher Education & Certification, Washington, DC, in the amount of \$4,500. Effective July 1, 2018 through June 30, 2019. **100% Other (Credentialing Fees) Funds.**

#33 Authorized a salary increment for the Director of Program Support, Caitlin Davis, from salary grade GG, Step 4 (\$91,505.96) to salary grade GG, Step 5 (\$96,521.36). Effective September 13, 2018.

#### **DEPARTMENT OF SAFETY**

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas acted as follows:

#34 Authorized the Division of State Police to accept and expend \$100,000 of federal pass-through funds from the NH Department of Transportation to support the administration of State of NH's Highway Truck Weight Safety Program. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#35 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Londonderry to purchase and outfit an emergency management trailer for a total amount of \$12,601. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#### **DEPARTMENT OF JUSTICE**

#36 **TABLED** – The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Kenney voted to **table** consideration of whether the petition of Gary Place (age 70) requesting a pardon hearing for the offense of First Degree Murder should be granted. The petitioner is not eligible for an annulment.

#36A The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized to enter into a **sole source** contract with Brown & Meyers Inc., Scarborough, ME, for the purpose of providing forensic medical transcription services for the Office of Chief Medical Examiner, in an amount not to exceed \$56,000. Effective upon G&C approval through June 30, 2020. **100% General Funds.**

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

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas acted as follows:

#37 Authorized a Working Capital Warrant in the amount of \$650,000,000 to cover the payment of expenditures for the month of October 2018.

#38 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, and with Councilors Volinsky and Pappas voting **no**, voted to **table** position #41260. The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas authorized the remainder of item #38, the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval.

#39 Authorized the Division of Public Works Design and Construction to enter into a contract with J. Parker & Daughters Construction Inc., Pittsfield, NH, for the Ellacoya Retaining Wall, Gilford, NH, for a total price not to exceed \$328,000. (2)Further authorized the amount of \$8,956 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$336,956. Effective upon G&C approval through November 16, 2018. **100% General – Capital Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Thursday September 20, 2018, at Castle in the Clouds, Moultonborough, New Hampshire.

Honorable Board then Adjourned at 12:15 p.m.