

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
May 4, 2016 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:

- Prayer and Pledge of Allegiance led by Councilor Wheeler;
- Music from Bow High School Clarinet Ensemble;
- Proclamation for Community Action Month; and
- Citations for Gianna Ricco and Brittney Livingston of Alvirne High School for their "It's What's Behind the Mirror that Matters" Community Awareness Project.

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The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Kenney, accepted the minutes of April 20, 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 April 20, 2016 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:

Rivers Management Advisory Committee

(Granite State Hydropower Association)

Alan Larter, Franklin

Effective: May 4, 2016

University System of New Hampshire Board of Trustees

Chester E. Homer, Portsmouth

Effective: June 30, 2016

CONFIRMATIONS

The Governor and Council confirmed the following:

Commissioner for the Department of Administrative Services - RSA 21-I:2

Vicki V. Quiram, Bedford

Effective: July 1, 2016

Reappointment

Term: July 1, 2020

Salary: Grade LL - \$125,744.32

Director of Accounting Services for the Department of Administrative Services - RSA 21-I

Gerard J. Murphy, Concord

Effective: June 29, 2016

Reappointment

Term: June 29, 2020

Salary: \$117,306.00

Board of Licensing for Alcohol and Other Drug Use Professionals - RSA 330-C

(Public Member)

Serene M. Eastman, Gilford

Effective: May 4, 2016

Reappointment

Term: January 28, 2019

NH Housing Finance Authority - RSA 204-C:3
(Exp. In Construction of Single-Family Real Estate)
Kendall L. Buck, (r), Wilmot
Reappointment

Effective: July 1, 2016
Term: July 1, 2021

Merrimack River Valley Flood Control Commission - RSA 484
George M. Bald, Somersworth
Reappointment

Effective: May 4, 2016
Term: March 1, 2019

Board of Nursing - RSA 326-B
(ARNP)
Kathleen M. Kidder, Andover
Reappointment

Effective: May 10, 2016
Term: May 10, 2019

Board of Optometry - RSA 327
Joel R. Tuite, Littleton
Succeeding: Susan Haskell, Dover (resigned)

Effective: May 4, 2016
Term: July 1, 2019

New Hampshire Rail Transit Authority Advisory Board - RSA 238-A
(Public Member)
Nicholas J. Lazos, Manchester
Vacancy- position created by 2015 Chapter 178

Effective: May 4, 2016
Term: May 4, 2018

New Hampshire Rail Transit Authority Advisory Board - RSA 238-A
(Public Member)
Paul A. Patti, Nashua
Vacancy- position created by 2015 Chapter 178

Effective: May 4, 2016
Term: May 4, 2018

Real Estate Appraisers Board - RSA 310-B
(Public Member)
Patricia C. Sherman, Nashua
Reappointment

Effective: May 13, 2016
Term: May 13, 2019

Director of Project Development for the Department of Transportation - RSA 21-L:9
Peter E. Stamnas, Windham
Succeeding: Christopher M. Waszczuk, N. Andover (resigned)
Salary: Grade II; Step 6 - \$112,965.32

Effective: May 4, 2016
Term: February 18, 2019

CONFIRMATION FAILED

Councilors Kenney, Sununu and Wheeler voted **NO**, therefore, the following **failed** to be confirmed:

New Hampshire Rail Transit Authority Advisory Board - RSA 238-A
(Public Member)
Peter J. Griffin, Windham
Vacancy- position created by 2015 Chapter 178

Effective: May 4, 2016
Term: 2 years from confirmation

NOMINATIONS

The Governor placed into nomination the following:

State Committee on Aging - RSA 161-F
(Hillsborough County)
Russell A. Armstrong, Peterborough
Reappointment

Effective: June 24, 2016
Term: June 24, 2019

State Committee on Aging - RSA 161-F
(Merrimack County)
Herbert E. Johnson, Epsom
Reappointment
Effective: June 24, 2016
Term: June 24, 2019

Board of Hearing Care Providers - RSA 137-F:3
(Audiologist)
Krista M. Davison, Deering
Succeeding: Mary Louise Brozena, Portsmouth (term limited)
Effective: Upon Confirmation
Term: April 23, 2018

New Hampshire Housing Finance Authority - RSA 204-C:3
(Public Member)
Pauline A. Ikawa (d), Manchester
Reappointment
Effective: July 1, 2016
Term: July 1, 2021

Director of Agency Software for the Department of Information Technology - RSA 21-R:3
(Nominated by the Commissioner of the Department of Information Technology)
Michael W. O'Neil, Hooksett
Reappointment
Salary: Grade HH; Step 5- \$101,543.52
Effective: May 23, 2016
Term: May 23, 2020

Lottery Commission - RSA 284:21-a
Debra M. Douglas, Bow
Reappointment
Effective: June 29, 2016
Term: June 29, 2019

New Hampshire Motor Vehicle Industry Board - RSA 357-C:12
Paula M. Hiuser, Laconia
Reappointment
Effective: Upon Confirmation
Term: January 9, 2020

Board of Nursing - RSA 326-B
(RN)
Nora C. Fortin, Stratham
Reappointment
Effective: Upon Confirmation
Term: May 10, 2019

Special Commissioner for the Public Utilities Commission - RSA 363:20
Michael J. Iacopino, Manchester
Term: Upon final order and order on rehearing, as needed, in Docket No. DE 16-241
Salary: Per Diem: \$458.10 (Grade JJ; Step 6- \$119,105.48, divided by 52 weeks, divided by 5 days= \$458.10)
Effective: Upon Confirmation

Site Selection Committee - RSA 482-A
(Nominated by the NH Association of Conservation Commissions)
Rick Van de Poll, Center Sandwich
Reappointment
Effective: Upon Confirmation
Term: October 11, 2018

Volunteer New Hampshire Board of Directors - RSA 19-H
Janna Hartley Welch, Pembroke
Reappointment
Effective: Upon Confirmation
Term: January 24, 2019

CONSENT CALENDAR AGENDA

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

NEW HAMPSHIRE LOTTERY COMMISSION

#A. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, and with Councilor Wheeler voting **no** and Councilor Van Ostern recusing himself, authorized to enter Sandy Goulet into an Educational Tuition Agreement with Southern NH University, Manchester, NH, to participate in an online course entitled Human Relations in Administration, during the period of June 13, 2016 through August 9, 2016, and to pay said costs not to exceed \$1,110. **Lottery Funds.**

NEW HAMPSHIRE LOTTERY COMMISSION

#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 Sununu, seconded by Councilor Pappas, and with Councilor Wheeler voting **no**, authorized to enter Amir Alic into an Educational Tuition Agreement with Plymouth State University, Plymouth, NH, to participate in an online course entitled Accounting for Managers (Masters Level), during the period of July 1, 2016 through August 25, 2016, and to pay said costs not to exceed \$1,590. **Lottery Funds.**

STATE TREASURY

#C. Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$53,339 and the State Treasurer to issue checks in the amount of \$53,338.82 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF TRANSPORTATION

#D. Authorized the Bureau of Turnpikes to continue membership and participation with the I-95 Corridor Coalition, University of Maryland, College Park, MD, by paying annual membership dues in the amount of \$20,000 for Fiscal Year 2017. Effective upon G&C approval. **100% Turnpike Funds.**

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

NEW HAMPSHIRE VETERANS HOME

#A. Authorized to accept a list of monies totaling \$9,746.95 received during the period of January 1, 2016, to March 31, 2016 as a result of fundraising drives from various organizations and from personal contributions. These monies are placed in the Veterans Home Benefit Fund.

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

#A. Authorized with Councilor Van Ostern recusing himself, to accept and place on file the Report and Findings of Councilor Pappas with regard to a certain project in participation with Southern NH University, Manchester, NH.

DEPARTMENT OF TRANSPORTATION

#B. Authorized to accept and place on file the Bureau of Mechanical Services' Acquisition Plan status report for the period ending March 31, 2016.

DEPARTMENT OF STATE

#C. Authorized to accept and place on file the Annual Report for the period of July 1, 2014 through June 30, 2015.

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorized the nomination of Captain Matthew B. Turk, Portsmouth, NH, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally and professionally qualified.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorized the nomination of Colonel Shawn M. O'Brien, Fremont, NH, for promotion to the rank of Brigadier General, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally and professionally qualified.

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

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division for Children, Youth and Families

#A. Authorized to amend an existing agreement with Southern NH Services Inc., Manchester, NH (originally approved by G&C on 5-27-15, item #21), for the provision of statewide Child Care Resource and Referral services by adjusting certain budget line items for State Fiscal Year 2016 in order to meet specific needs, with no change to the price or the contract end of June 30, 2017. No Additional Funding.

DEPARTMENT OF ENVIRONMENTAL SERVICES

#B. Authorized to amend an agreement with the North Country Council Inc., Bethlehem, NH (originally approved by G&C on 1-14-15, item #27), for the *Campton Village Water Precinct Infrastructure Protection Project* by changing the language in two Task descriptions, eliminating five Tasks, and reallocating grant funds among Tasks. Effective upon G&C approval through December 31, 2016. No Additional Funding. **100% Federal Funds.**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Bureau of Human Resource Management

#6 Authorized to finalize the determination made by the Commissioner that on March 9, 2016 Stewart McPhee, a Mental Health Worker II at the NH Hospital sustained an injury in the line of duty 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.

#7 Authorized to finalize the determination made by the Commissioner that on March 9, 2015 Anita Eastman, a Nursing Coordinator at the NH Hospital sustained an injury in the line of duty 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.

#8 Authorized to transfer general funds in the amount of \$18,968,333, decrease Federal revenues in the amount of \$1,393,110, and decrease related Other revenues in the amount of \$26,941. Effective upon G&C approval through June 30, 2016. **Fiscal Committee approved.**

#9 Authorized to accept, and expend federal Designated State Health Program funds related to the NH Building Capacity for Transformation 1115 Waiver program in the amount of \$7,460,754 for SFY 2016 and \$14,921,509 for SFY 2017, **retroactive** to January 5, 2016 through June 30, 2017. (2)Further authorized to transfer general funds and agency funds in the amount of \$6,628,814 and \$831,940 respectively for a combined total of \$7,460,754 in SFY 2016 and \$13,257,629 and \$1,663,880 respectively for a combined total of \$14,921,509 in SFY 2017, from the accounting unit called the Integrated Delivery Network Fund. (3)Further authorized to accept and expend federal Delivery System Reform Incentive Payment funds related to the NH Building Capacity For Transportation 1115 Waiver program in the amount of \$7,460,754 for SFY 2016 and \$14,921,509 for SFY 2017 **retroactive** to January 5, 2016 through June 30, 2017. **Fiscal Committee approved.**

Division of Behavioral Health

#10 Authorized to amend an existing **sole source** agreement with Purcell Law Office, PLLC, Portsmouth, to provide legal services, by increasing the price by \$11,966 from \$9,920 to \$21,886. Effective upon G&C approval through the original completion date of June 30, 2017. **100% General Funds.**

#11 Authorized to enter into an agreement with Mary Hitchcock Memorial Hospital, Lebanon, NH, to provide a training program for the Community Mental Health Centers which will enable delivery of evidence-based Coordinated Specialty Care services for First Episode Psychosis patients, in an amount not to exceed \$90,161. Effective upon G&C approval through September 30, 2016. **100% Federal Funds.**

Division of Child Support Services

#12 Authorized to enter into a **sole source** amendment to an existing agreement with Xerox State & Local Solutions Inc., Fairfax, VA (originally approved by G&C on 6-20-12, item #70), for State Disbursement Unit services, by increasing the completion date from June 30, 2016 to December 31, 2016. **66% Federal, 34% General Funds.**

Division of Public Health Services

#13 Authorized to enter into a **sole source** agreement with Gen-Probe Sales and Service, San Diego, CA, for the purchase of reagents and other consumable system supplies needed to perform laboratory testing of diseases employing the Hologic Luminometer 50 Leader Equipment System in an amount not to exceed \$82,218. Effective upon G&C approval through June 30, 2018. **59% Federal, 41% General Funds.**

#14 Authorized a memorandum of agreement with the Department of Insurance, to allow the Department of Insurance to provide funding for the Uniform Health Facilities Discharge Data System contract in the amount of \$250,000 to use hospital discharge data to prepare an annual report concerning premium rates in the health insurance market and the factors that have contributed to rate increases during prior years. (2)Further authorized to enter into an agreement with the NH Hospital Association, Concord, NH, to provide Uniform Health Facilities Discharge Data System for the collection of health care facilities discharge date, in an amount not to exceed \$550,000. Effective upon G&C approval through September 30, 2020. **45% Federal, 55% Other Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#15 Authorized the Division of Finance to transfer \$265,000 between Highway Fund accounts and classes. Effective upon G&C approval through June 30, 2016. **Fiscal Committee approved.**

#16 Authorized the Bureau of Right of Way and the Bureau of Highway Maintenance's request to pay property owners \$11,000 as documented in the Contemplated & Damage Awards List for amounts greater than \$5,000 for the period of March 24, 2016 through March 25, 2016.

#17 Authorized the Bureau of Right of Way's request to pay property owners \$45,739 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period of March 22, 2016 through April 4, 2016.

#18 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 \$38,585.50 for the period extending from January 1, 2016 through March 31, 2016. These awards are paid from various Transportation Funds.

#19 Authorized the Office of Federal Compliance to enter into two individual **sole source** Cooperative Project Agreements with the University of NH, Durham, NH, for Cooperative National Summer Transportation Institute with UNH Tech Camps in Fiscal Year 2017, for a total of \$19,996. Effective upon G&C approval through October 1, 2016. **100% Federal Funds.**

#20 Authorized the Bureau of Rail & Transit to amend a **sole source** agreement with HB Software Solutions Inc., Lowell, MA (originally approved by G&C on 5-15-13, item #96), to complete the regional implementation of a statewide Transportation Coordination System and extend the software maintenance; to amend other certain aspects of the agreement, and to change the completion date from June 30, 2016 to June 30, 2019. No Additional Funding.

#21 Authorized the Division of Finance to accept and expend a Transportation Infrastructure Finance and Innovation Act loan in the amount of \$200,000,000. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Fiscal Committee approved.**

#22 Authorized the Bureau of Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for the reconstruction of I-93 mainline, beginning in the vicinity of the Exit 5 interchange ramps in Londonderry and ending near the I-293 interchange in Manchester, on the basis of a low bid of \$45,922,044.90. (2)Further authorized a contingency in the amount of \$918,440.90 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 25, 2019. **100% Federal Funds.**

#23 Authorized the Bureau of Construction to enter into a contract with L&D Safety Marking Corporation, Barre, VT, for milling rumble stripes in the shoulders and along the centerline of NH Route 3A, 9, 28, and 102, on the basis of a low bid of \$384,700. Effective upon G&C approval through July 8, 2016. **100% Federal Funds.**

#24 Authorized the Bureau of Aeronautics to provide funding to the Pease Development Authority, to procure and implement an identity management system for airport security at the Portsmouth International Airport at Pease, in the amount of \$372,584. Effective upon G&C approval through May 31, 2020. **90% Federal, 5% General, 5% Local Funds.**

#25 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for 5.0 miles of pavement maintenance in the Towns of Belmont, Gilford and the City of Laconia on US Route 3 (Laconia Bypass), on the basis of a single bid of \$2,068,207. (2)Further authorized a contingency in the amount of \$82,728.28 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 213, 2016. **100% Federal Funds.**

#26 Authorized the Bureau of Construction to enter into a contract with Busby Construction Co., Inc., Belmont, NH, for improvements along NH Route 101 (Elm Street), from Wilton Road approximately 2,750 feet east towards NH Route 101 Bypass, on the basis of a single bid of \$1,267,762. (2)Further authorized a contingency in the amount of \$101,420.96 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 Construction to enter into a contract with M.E. Latulippe Construction Inc., Ashland, NH, for the removal of the bridge that formerly carried NH Route 25 over Baker River, and modifications of the existing bridge abutments to accommodate a future bridge by others, on the basis of a low bid of \$241,900. (2)Further authorized a contingency in the amount of \$12,095 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 29, 2016. **100% Federal Funds.**

#28 Authorized the Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA, for resurfacing of approximately 75 miles in District IV in Cheshire, Hillsborough and Sullivan Counties, on the basis of a single bid of \$6,140,962.50. Effective upon G&C approval through September 30, 2016. **37% Betterment, 63% Agency Income Funds.**

#28A Authorized an annual salary step increase for Marie A. Mullen, from Grade HH, Step 5 (Salary \$101,543.52) to Grade HH, Step 6 (Salary \$106,824.64). Effective May 8, 2016.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#29 The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, authorized to award a grant to the Town of Durham, NH, in the amount of \$500,000 for the purpose of providing funds to the Strafford Economic Development Corporation to assist Harmony Homes LLC with its real estate acquisition project. Effective May 4, 2016 through December 31, 2017. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#30 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Van Ostern, authorized, on behalf of the Department of Corrections, to enter into a **sole source** contract amendment with Kalos Inc., Topeka, KS (originally approved by G&C on 11-15-06, item #10A), for ongoing support and maintenance services for the Pharmacy Software System, by increasing the amount by \$37,189.98 from \$160,446 not to exceed \$197,635.98, and by extending the expiration date from June 30, 2016 to June 30, 2018. **100% Other (Agency Class 27) funds: the Agency Class 027 used by the Department of Corrections to reimburse DoIT for this maintenance service is 100% General Funds.**

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#31 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized the Division of Medical Professions, Board of Dental Examiners to enter into a one year contract with NH Professionals Health Program, Amherst, NH, to manage and administer the Dental Professional Assistance Program for FY 2017, for an amount not to exceed \$17,500. Effective July 1, 2016 through June 30, 2017. **100% Dental Effectiveness Program Funds.**

STATE TREASURY

#32 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized to proceed with the sale and issuance of up to \$10 million of general obligation bonds through a private placement with the NH Municipal Bond Bank (NHMBB) should the NHMBB choose to proceed. Effective upon G&C approval through August 31, 2016.

DEPARTMENT OF REVENUE ADMINISTRATION

#33 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized to place Attorney Carolynn Ward at the maximum step for the position of Tax Policy Analyst, position #9U609, unclassified salary grade FF, earning \$90,832.56. Effective upon G&C approval. **100% General Funds.**

JUDICIAL COUNCIL

The Governor and Council acted as follows:

#34 Authorized to receive an additional appropriation from funds not otherwise appropriated in the amount of \$40,000. Effective July 1, 2015 through June 30, 2016. **100% General Funds. Fiscal Committee approved.**

#35 Authorized to receive an additional appropriation from funds not otherwise appropriated in the amount of \$70,000. Effective July 1, 2015 through June 30, 2016. **100% General Funds. Fiscal Committee approved.**

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#36 Authorized to transfer \$2,114,300 among accounts to reallocate appropriations and cover overtime shortfalls. Effective upon G&C approval through June 30, 2016. **100% General Funds. Fiscal Committee approved.**

#37 Authorized to exercise a contract renewal option and amendment with Office of Public Guardian, Concord, NH (originally approved by G&C on 6-5-13, item #115), for the provision of Guardianship Services for the NH Department of Corrections, by increasing the amount by \$214,977.70 from \$253,426.30 to \$468,404. Effective July 1, 2016 through June 30, 2018. **100% General Funds.**

#38 Authorized to enter into a **retroactive sole source** contract amendment with Worldwide Travel Staffing Limited, Tonawanda, NY (originally approved by G&C on 5-6-15, item #41), for the provision of Temporary Nursing Services, by increasing the amount by \$218,000 from \$66,396 to \$284,396. Effective December 18, 2015 through June 30, 2017. **100% General Funds.**

#39 Authorized to enter into a contract amendment with Laboratory Corporation of America Holdings d/b/a LabCorp, Raritan, NJ, for the provision of On-Site Clinical Laboratory services, in the amount of \$387,653.24 from \$387,653.24 to \$775,306.48. Effective July 1, 2016 through June 30, 2018. **100% General Funds.**

#40 Authorized to enter into a contract amendment with MHM Solutions Inc., Vienna, VA (originally approved by G&C on 6-20-12, item #139), for the provision of Medical-Dental services, by adding four additional staffing positions, and increasing the amount by \$141,142 from \$6,240,171 to \$6,381,313. Effective upon G&C approval through June 30, 2016. **100% General Funds.** (2)Further authorized to exercise a contract renewal option to increase the contract amount with MHM Solutions Inc., Vienna, VA, for the provision of Medical-Dental Services, by increasing the amount by \$5,474,556 from \$6,381,313 to \$11,855,869. Effective July 1, 2016 through June 30, 2018. **100% General Funds.**

#41 Authorized to exercise an option to renew a contract with The Nakamoto Group Inc., d/b/a Nakamoto Correctional Consulting, Rockville, MD (originally approved by G&C on 8-5-14, item #47), for the provision of Prison Rape Elimination Act Auditing Services, by increasing the amount by \$13,276 from \$33,750 to \$47,026. Effective July 1, 2016 through June 30, 2017. **100% General Funds.**

#42 Authorized to exercise a contract renewal option with Tri-County Community Action Program Inc., Whitefield, NH (originally approved by G&C on 6-5-13, item #116), for the provision of Guardianship Services, by increasing the amount by \$65,700 from \$98,640 to \$164,340. Effective July 1, 2016 through June 30, 2018. **100% General Funds.**

#43 NOT USED

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#44 Authorized the Division of Parks and Recreation to enter into a contract with Felix Septic Inc., Bow, NH, for septic pumping and disposal at 8 state park facilities, 5 welcome information centers and 1 warehouse facility, in the amount of \$27,428. (2)Further authorized a contingency in the amount of \$5,486 to cover any unforeseen septic issues found. Effective upon G&C approval through October 31, 2016. **60% Agency Income, 39% Highway, 1% Inter-Agency Transfer Funds.**

#45 Authorized the Division of Parks and Recreation to enter into a contract with Lamprey Suburban Septic, Moultonborough, NH, for septic pumping and disposal at 8 state park facilities, Cannon Mountain Ski Area and 1 welcome information center, in the amount of \$31,365. (2)Further authorized a contingency in the amount of \$6,273 to cover any unforeseen septic issues found. Effective upon G&C approval through October 31, 2016. **99% Agency Income, 1% Highway Funds.**

#46 Authorized the Division of Parks and Recreation to enter into a contract with Bolens Septic & Portable Toilets, Stewartstown, NH, for septic pumping and disposal at 16 state park facilities and 1 welcome information centers, in the amount of \$31,650. (2)Further authorized a contingency in the amount of \$6,330 to cover any unforeseen septic issues found. Effective upon G&C approval through October 31, 2016. **84% Agency Income, 13% Revolving, 3% Highway Funds.**

#47 Authorized the Division of Parks and Recreation to enter into a contract with Jeremy Hiltz Excavating Inc., Ashland, NH, for the New Parking Lot at Livermore Falls State Reservation, in the amount of \$159,200. Effective upon G&C approval through June 15, 2016. **100% Capital Funds.**

#48 Authorized the Division of Travel and Tourism Development to transfer funds in the amount of \$150,000 to reallocate direct Promotional and Marketing Funds in FY 2016. Effective upon G&C approval through June 30, 2016. **100% General Funds. Fiscal Committee approved.**

#49 Authorized the Division of Parks and Recreation to enter into a contract with Skid Steer Services LLC, Naples, ME, to perform beach grading services at Hampton Beach State Park, in the amount of \$29,421. Effective upon G&C approval through May 20, 2016. **100% Other (Agency Income) Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#50 Authorized the transfer of \$78,000 from the NH Fish and Game Fund Reserve to the Fish and Game FY 2016 Operating Budget. Effective upon G&C approval through June 30, 2016. **Fiscal Committee approved.**

#51 Authorized to enter into a contract with Joe Brigham Inc., Pembroke, NH, to carry out aerial stocking and water sample collection (acid rain analysis) of remote, high altitude trout ponds, in the amount of \$12,850. Effective upon G&C approval through June 30, 2016. **75% Federal, 25% Fish and Game Funds.**

#52 Authorized to enter into a **sole source** contract with Sovereign Sportsman Solutions LLC, Nashville, TN, to develop and implement an online registration and Event Manager software system for Fish and Game's Education and Outreach programs, in the amount of \$209,100. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#53 Authorized to accept and expend funds in the amount of \$85,830 from the US Environmental Protection Agency for the Beaches Environmental and Coastal Health Program. Effective upon G&C approval through April 1, 2017. **100% Federal Funds.**

#54 Authorized to amend a loan agreement with the Brandywine Owners Association Inc., East Kingston, NH (originally approved by G&C on 4-8-15, item #54), to finance water system improvements, by increasing the loan amount by \$33,000 from \$87,000 to \$120,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#55 Authorized to enter into a **sole source** agreement with SOLitude Lake Management LLC, to fund exotic aquatic plant control activities, totaling \$40,595. Effective upon G&C approval through December 31, 2016. **100% Lake Restoration Funds.**

#56 Authorized to enter into a **sole source** memorandum of agreement with the Department of Resources and Economic Development, Concord, NH, for projects to conduct research and develop tools related to characterize wetlands for assessment, permitting or resource protection purposes, in the amount of \$100,500. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

#57 Authorized to enter into an agreement with Robert Gibbons, Portsmouth, NH, to operate the state-owned mobile pumpout boat, for a total of \$128,700. Effective upon G&C approval through March 31, 2018. **100% Federal Funds.**

#58 Authorized to enter into a **sole source** agreement with the Seacoast Science Center Inc., Rye, NH, to develop spill response capabilities for the marine mammal rescue and response program in NH, in the amount of \$15,000. Effective upon G&C approval through May 30, 2017. **100% Federal Funds.**

#59 Authorized to enter into a **sole source** amendment with The Nature Conservancy, NH Chapter, Concord, NH (originally approved by G&C on 2-25-15, item #49), for the *Development of a Tidal Stream Crossing Assessment Protocol*, by modifying the scope of services to include additional work tasks, by increasing the amount by \$27,625 from \$56,650 to \$84,275, and by extending the completion date from May 31, 2016 to May 31, 2017. **100% Federal Funds.**

#60 Authorized to amend the Fifteen Mile Falls Mercury Reduction Fund (originally approved by G&C on 8-31-05, item #105), by transferring appropriations in the amount of \$1,663 between classes. Effective upon G&C approval. **100% Dam re-licensing settlement Funds.**

#61 Authorized to award an Aquatic Resource Mitigation Fund grant to Piscataquog Land Conservancy, New Boston, NH, to conserve through a conservation easement and fee ownership a 101 acre parcel in Goffstown, in the amount of \$70,000. Effective upon G&C approval through December 31, 2016. **100% Aquatic Resource Mitigation Funds.**

#62 Authorized to award a Local Source Water Protection grant to the Town of Exeter, in the amount of \$16,045 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2017. **100% Federal Funds.**

#63 Authorized to award a Local Source Water Protection grant to the City of Concord, in the amount of \$20,000 to complete a project to protect drinking water systems. Effective upon G&C approval through My 31, 2017. **100% Federal Funds.**

#64 Authorized to award an Asset Management grant to the City of Berlin, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2017. **100% Federal Funds.**

#65 Authorized to award an Asset Management grant to Woodsville Water and Light, Woodsville, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2017. **100% Federal Funds.**

#66 Authorized Robert Simmonds' request to perform work on Lake Winnepesaukee in Wolfeboro.

#67 Authorized Cristina and Gregory Lukas' request to perform work on Lake Winnepesaukee in Alton.

#68 Authorized Bryan Tulley's request to perform work on Lake Winnepesaukee in Gilford.

#68A Authorized to enter into a **retroactive sole source** contract with ALS Group USA Corp., Houston, TX, to provide sampling containers and analyze drinking water and groundwater samples for perfluorooctanoic (PFOA) acid and related perfluorinated compounds to assist DES in evaluating the presence of PFOA and related compounds in drinking water sources, in an amount not to exceed \$400,000. Effective March 9, 2016 through September 30, 2016. **100% Hazardous Waste Cleanup Fund.**

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#69 Authorized the Division of Program Support to transfer "Developing Capacity to Improve Emergency Operations Plans in New Hampshire" (grant) funds in the amount of \$130,428 to re-align appropriated funds so that the Department can complete the scope of the grant. Effective upon G&C approval through June 30, 2016. (2)Further authorized to **retroactively** amend a memorandum of agreement with the Department of Safety, Division of Homeland Security and Emergency Management (originally approved by G&C on 8-5-15, item #77), by increasing the amount by \$130,170 from \$85,000 to \$215,170, and by extending the end date from December 31, 2015 to June 30, 2017. Effective January 1, 2016. **100% Federal Funds. Fiscal Committee approved.**

#70 Authorized the Bureau of Accountability and Assessment to enter into a **sole source** contract with the WIDA Consortium at the University of Wisconsin – Madison’s Wisconsin Center for Education Research, for use of the ACCESS for Ells® English language proficiency test for all English language learners, in an amount not to exceed \$132,500. Effective upon G&C approval through June 30, 2016, with the option to renew for up to two additional fiscal years. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#71 Authorized the Division of State Police to establish one temporary part-time, class 050 position for the purpose of providing administrative support under the supervision of the NH Information and Analysis Center Director. (2)Further authorized to accept and expend a sub-grant from the NH Department of Safety, Division of Homeland Security and Emergency Management in an amount not to exceed \$13,667 for the purpose of assisting HSEM by enhancing the capabilities of the NH Information and Analysis Center, by performing administrative support duties. Effective upon G&C approval through September 30, 2016. **100% Agency Income. Fiscal Committee approved.**

#72 Authorized the Division of State Police to amend item #68A, originally approved by G&C on October 7, 2015, by reallocating federal funds from the US Department of Justice, Office of Justice Program, National Institute of Justice for the purpose of reducing the backlog of cases within the State Police Lab. Effective upon G&C approval through June 30, 2017. **100% Agency Income.**

#73 Authorized the Division of State Police to amend item #82, originally approved by G&C on September 16, 2015, by reallocating federal pass-through funds from the NH Department of Justice for the purpose of supporting the operation of the Sex Offender Unit. Effective upon G&C approval through July 31, 2016. **100% Agency Income.**

#74 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Lancaster, to update the community’s Local Emergency Operations Plan, for a total amount of \$4,000. Effective upon G&C approval through September 30, 2016. **100% Federal Funds.**

#75 Authorized the Division of State Police to pay overtime in the amount of \$250,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at Traffic Bureau. The \$250,000 represents the estimate of additional funds needed for the pay periods covering March 4, 2016 through May 26, 2016 of state fiscal year 2016. Effective upon G&C approval through June 30, 2016. **25% Highway, 22.85% Turnpike, 52.15% General Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#76 Authorized the Bureau of Public Works Design and Construction to enter into a contract amendment with M.E. Latulippe Construction Inc., Ashland, NH, to establish a contingency for the Glencliff Hydro Dam Repair Project, Benton, NH, for a total price not to exceed \$150,000. (2)Further authorized the amount of \$1,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$151,000. Effective upon G&C approval through August 10, 2016. **100% General – Operating Funds.**

#77 Authorized a Working Capital Warrant in the amount of \$550,000,000 to cover the payment of expenditures for the month of June, 2016.

#78 Authorized the Division of Personnel’s request for waiver of classification decisions.

#79 Authorized to enter into a **retroactive** memorandum of agreement with the Department of Safety, for the continued use and occupation by the DOS Bureau of Emergency Communications for use of space in the state-owned Dwinell Building located on the Lakes Region Facility campus, Laconia, NH, in the amount not to exceed \$62,256.30. Effective September 15, 2014 through September 14, 2029. **100% Agency Income.**

#80 Authorized the Division of Public Works Design and Construction to enter into an agreement with Oak Point Associates, Portsmouth, NH, for Professional Services for the Portsmouth Traffic Circle Liquor Store #38 Design in Portsmouth, NH, for a total price not to exceed \$606,768. (2)Further authorized a contingency in the amount of \$50,000 for unanticipated expenses, bringing the total to \$656,768. (3)Further authorized the amount of \$18,247 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$675,015. Effective upon G&C approval through July 31, 2017. **100% Other Funds.**

#81 Authorized the Division of Procurement and Support Services to enter into a **sole source** contract to lease point of sale devices with VeriFone Inc., San Jose, CA, for a total price not to exceed \$620,000. Effective upon G&C approval through May 3, 2019. Funding for this service shall be paid by each respective state agency at the rates quoted herein.

#82 Authorized the March quarterly update report on the contract with Harvey Construction (originally approved by G&C on 1-1-15, item #37), for the construction of the new Marine Patrol facility in Gilford, NH, in the amount of \$7,998,171.

#83 Authorized the list of Governor and Council meeting dates for the period of July through December 2016.

#84 Authorized the Division of Procurement and Support Services to enter into a **sole source** contract for gift card processing services with GIVEX USA Corporation, Gurnee, IL, for an amount not to exceed \$2,500,000. Effective upon G&C approval through May 5, 2019. Funding for this service shall be paid by the Liquor Commission initially and any other respective state agency at the rates quoted.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday May 18, 2016, 2016, at the State House, Concord, New Hampshire.

Honorable Board then Adjourned at 12:25 p.m.