

GOVERNOR AND EXECUTIVE COUNCIL AGENDA
State House, Concord, New Hampshire
March 25, 2020, 10:00 a.m.

CONSENT CALENDAR AGENDA

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

#A. NOT USED

#B. NOT USED

STATE TREASURY

#C. Authorize to enter Linda Desmond into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in Modules in Business Management, including: Investigate Managerial Accounting; Improve Organizational Effectiveness; Account for Business; and Lead A Team, during the period of April 1, 2020 through September 30, 2020, and to pay said costs in the amount of \$1,500. **100% General Funds.**

#2 **MOP 150, I, B (2): Approval of Acceptances - NONE**

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

DEPARTMENT OF CORRECTIONS

#A. Authorize to accept and place on file the annual comprehensive plans for the State Fiscal year ending June 30, 2017 and June 30, 2018.

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

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#A. Authorize the confirmation of Major Anthony M. Behney, Spokane, WA, currently a member of the US Air Force, to the rank of Major, NH Air National Guard.

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

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Commissioner

#6 Authorize to place Ms. Marti Ilg at step 5 for the position of Deputy Director, Division of Economic and Housing Stability, unclassified salary grade GG, earning \$97,969.56 annually. Effective upon G&C approval. **58% Federal, 42% General Funds.**

#7 Authorize to place Ms. Ellen Lapointe at step 7 for the position of Chief Operating Officer, NH Hospital, unclassified salary grade HH, earning \$134,729.40 annually. Effective upon G&C approval. **58% Federal, 42% General Funds.**

Division of Economic & Housing Stability

#8 Authorize to enter into a **sole source** agreement with Southwestern Community Service Inc., Keene, NH, to provide a Permanent Housing Program to individuals experiencing homelessness through the Federal Continuum Permanent Housing Program to individuals experiencing homelessness through the Federal Continuum of Care Program, in an amount not to exceed \$89,787. Effective April 1, 2020 or upon G&C approval, whichever is later, through March 31, 2021. **100% Federal Funds.**

#9 Authorize to enter into a **sole source** amendment to an existing agreement with Southeastern Regional Educational Service Center Inc., Bedford, NH (originally approved by G&C on 7-19-17, item #9), to implement Social Emotional Learning support services for afterschool providers who serve children experiencing social emotional challenges, by increasing the price by \$150,000 from \$600,000 to \$750,000, with no change to the completion date of June 30, 2021. **100% Federal Funds.**

#9A Authorize to amend an existing **sole source** agreement with Maximus Health Services Inc., Reston, VA (originally approved by G&C on 4-23-14, item #A), for outbound call management and reporting services, by increasing the price by \$250,000 from \$1,539,679 to \$1,789,679 and by extending the completion date from March 31, 2020 to June 30, 2021. **50% Federal, 50% General Funds.**

Division for Behavioral Health

#10 Authorize to enter into an agreement with the City of Dover, NH, to raise awareness of substance misuse among children and youth in an amount not to exceed \$15,564. Effective upon G&C approval through June 30, 2020. **100% Other Funds (Governor Commission Funds).**

#11-13 NOT USED

Division of Public Health Services

#14 Authorize to accept and expend federal carryover funds in the amount of \$178,396 from the Health Resources and Services Administration to fund the Pediatric Mental Health Care Access program. Effective upon G&C approval through June 30, 2020. **100% Federal Funds. Fiscal Committee approved.**

#15 Authorize to amend an existing agreement with JSI Research & Training Institute Inc., d/b/a Community Health Institute, Bow, NH (originally approved by G&C on 3-13-19, item #12), to provide professional support services to the Department's Oral Health Program in order to implement activities funded through federal grants, including access to preventive and reparative dental treatment for individuals in the statewide community-based and school-based oral health programs, by increasing the price by \$37,700 from \$2,605,345 to \$2,643,045. Effective upon G&C approval through August 31, 2021. **100% Federal Funds.**

#16 NOT USED

#17 Authorize to enter into a **sole source** agreement with Mascoma Community Health Center, Canaan, NH, to provide oral health care coordination services to assure ongoing access to preventive care, in an amount not to exceed \$228,200. Effective upon G&C approval through August 31, 2022, with the option to renew for up to 2 additional years. **100% Federal Funds.**

#18 Authorize to exercise a renewal option with Amy Paris, MD, c/o Dartmouth-Hitchcock Medical Center, Dept. of Obstetrics and Gynecology, Lebanon, NH, to provide consulting services that support the Family Planning Program, by increasing the price by \$20,000 from \$10,000 to \$30,000, and by extending the completion date from April 30, 2020 to April 30, 2024. **100% Federal Funds.**

#19 Authorize to exercise a renewal option with Northeast Deaf and Hard of Hearing Services Inc., Concord, NH (originally approved by G&C on 2-20-19, item #18), to continue providing educational resources and deaf mentorship activities to families with an infant or young child who has a suspected or confirmed hearing loss in order to improve access to services for their infant and child, by increasing the price by \$100,000 from \$97,500 to \$197,500, and by extending the completion date from March 31, 2020 to March 31, 2022. **100% Federal Funds.**

#20 Authorize to amend an existing **sole source** agreement with Community Health Access Network, Newmarket, NH (originally approved by G&C on 1-23-19, item #29), to improve prevention and management of diabetes, prediabetes, high blood pressure, and high cholesterol, by increasing the price by \$142,078 from \$750,000 to \$892,078 with no change to the completion date of June 29, 2021. **100% Federal Funds.**

Division of Children, Youth & Families

#20A Authorize to enter into a memorandum of understanding with the Office of the Governor to support the Office of the Governor's Choose Love Program, in an amount not to exceed \$30,000, for implementation of Choose Love Programs connected to children, youth and families. Effective upon G&C approval through June 30, 2021. **100% General Funds.**

DEPARTMENT OF TRANSPORTATION

#21 Authorize the Division of Operations to establish non-budgeted class in an accounting unit and to transfer \$983,000 between various accounts and classes. Effective upon G&C approval through June 30, 2020. **100% Highway Funds. Fiscal Committee approved.**

#22 Authorize the Bureau of Right of Way to pay property owners \$20,791.60 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from February 14, 2020 through March 1, 2020.

#23 NOT USED

#24 Authorize the Bureau of Construction to enter into a contract with C.L.H. & Son Inc., Auburn, ME, for culvert repair under the I-93 northbound off ramp to I-89 in Bow, on the basis of a low bid of \$289,663.75. (2) Further authorize a contingency in the amount of \$28,966.38 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 28, 2020. **96.5% Turnpike, 3.5% Private Local Funds.**

#25 Authorize the Bureau of Turnpikes to enter into an agreement with HNTB Corporation, Concord, NH, for preliminary and final design for conversion of the existing Spaulding Turnpike (NH 16) mainline toll plazas to All Electronic Tolling facilities, for an amount not to exceed \$1,310,750.14. Effective upon G&C approval through February 28, 2023. **100% Turnpike Funds.**

#26 Authorize the Bureau of Transportation Systems Management and Operations to enter into an agreement with WSP USA Inc., Merrimack, NH, for on-call engineering and support services for Intelligent Transportation Systems initiatives statewide, for an amount not to exceed \$1,000,000. Effective upon G&C approval through March 31, 2023.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#27 Authorize, under the Community Development Block Grant program, to award a grant to the Town of Exeter, NH, in the amount of \$500,000 to support the water system and wastewater system improvements project at the Ivey Hill Cooperative, Exeter, NH. Effective March 25, 2020 through December 31, 2021. **100% Federal Funds.**

#28 Authorize, under the Community Development Block Grant program, to award a grant to the Town of Newport, NH, in the amount of \$12,000 to support its transportation market study. Effective March 25, 2020 through December 31, 2021. **100% Federal Funds.**

#29 Authorize, under the Community Development Block Grant program, to award a grant to the Town of Derry, NH, in the amount of \$290,000 to support the Vernon C. Kelley Apartments rehabilitation project, Derry, NH. Effective March 25, 2020 through December 31, 2021. **100% Federal Funds.**

STATE TREASURY

#30 Authorize the State Treasurer, as Trustee of the NH Higher Education Savings Plant Trust, to amend documents, as detailed in letter dated March 11, 2020, relating to NH College Tuition Savings Plan to become effective April 15, 2020. Effective upon G&C approval.

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#31 Authorize the Division of Agricultural Development to enter into a grant agreement with the Vital Communities, in the amount of \$34,676 to work with area schools and connect food service to local food distributors and local producers. Effective upon G&C approval through March 31, 2022. **100% Federal Funds – Specialty Crop Block Grant.**

#32 Authorize the Division of Agricultural Development to enter into a **sole source** agreement with NH Agriculture in the Classroom, Concord, NH, to conduct agricultural education programming targeted to elementary school age children, in the amount of \$22,000. Effective upon G&C approval through December 31, 2020. **100% General Funds.**

#33 Authorize the Division of Agricultural Development to enter into an agreement with the NH Plant Growers Association, Concord, NH, to implement the Plant Something NH program to encourage the purchase and planting of materials from NH growers, in the amount of \$20,000. Effective upon G&C approval through December 31, 2021. **100% Federal Funds – Specialty Crop Block Grant.**

INSURANCE DEPARTMENT

#34 Authorize to place Stephanie Ondus at the third step for the position of Senior Insurance Fraud Investigator, unclassified salary grade CC, earning \$68,185.52 annually. Effective upon G&C approval. **100% Agency Income.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#35 Authorize to enter into a contract with USI Insurance Services LLC, to purchase commercial property and general liability coverage, in an amount not to exceed \$63,138. Effective April 1, 2020 through March 31, 2021. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

#36 Authorize to accept and expend funds in the amount of \$267,620 to make use of available Volkswagen Environmental Mitigation Trust Funding, which will partially fund the replacement of certain NHDOD diesel vehicles. Effective upon G&C approval through June 30, 2021. **100% Agency Income (Volkswagen Mitigation Trust). Fiscal Committee approved.**

#37 Authorize to accept and expend funds in the amount of \$213,298 received from the NH Department of Health and Human Services to provide State Targeted Response funding for substance use disorder educational materials and training to residents of the NH Correctional facilities. Effective upon G&C approval through April 30, 2020. **100% Transfer from Other Agency (DHHS). Fiscal Committee approved.**

#38 Authorize additional funding in the amount of \$1,696,000 for prescription drug expenses to cover projected shortfalls for the remainder of Fiscal Year 2020. Effective upon G&C approval through June 30, 2020. **100% General Funds. Fiscal Committee approved.**

#39 Authorize to enter into a contract with Patrick J. Zirpoli LLC, Milanville, PA, for the provision of Prison Rape Elimination Act Auditing services, in the amount of \$18,750. Effective April 1, 2020 through March 31, 2023, with the option to renew for one additional 3 years period. **100% General Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

#40 Authorize the Division of Enforcement and Licensing to accept and expend Funds in the amount of \$19,726 from the Governors Highway Safety association as part of a national initiative specifically earmarked at training more Police Officers in the detection and apprehension of alcohol and/or drug impaired motorists. Effective upon G&C approval through September 29, 2020. **100% Agency Income.**

#41 Authorize the Division of Enforcement and Licensing to enter into an accreditation agreement with CALEA Accreditation – the Commission on Accreditation for Law Enforcement Agencies Inc., Gainesville, VA, in the initial amount of \$28,080. This nationally recognized accreditation will set an elite standard of regulatory and enforcement efforts for the Division. Effective upon G&C approval through July 1, 2024. **100% Liquor Funds.**

#42 NOT USED

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#43 Authorize the transfer of \$150,000 from the NH Fish and Game Fund Reserve to the Fish and Game FY 2020 Operating Budget from joint Legislative Fiscal Committee and Governor and Council approval through June 30, 2020. **Fiscal Committee approved.**

#44 Authorize, contingent upon #2 below, to create a temporary full time Supervisor of Volunteer Activities (LG 19) position for the purpose of supervising volunteer activities. (2)Further authorize to accept and expend \$91,294 from the non-profit group, The Great Bay Stewards to fund a temporary full-time position, Supervisor of Volunteer Activities. Effective upon G&C approval through June 30, 2021. **100% Agency Income. Fiscal Committee approved.**

#45 Authorize to accept and expend \$200,100 in Volkswagen Environmental Mitigation Trust Funds from the Office of Strategic Initiatives, per a memorandum of agreement approved by G&C on 1/22/20, item #42, to partially fund the purchase and replacement of certain NHFG vehicles. Effective upon G&C approval through June 30, 2021. **100% Volkswagen Funds. Fiscal Committee approved.**

#46 Authorize to enter into a contract with Leslie E. Roberts LLC, Belmont, NH, for the removal of buried debris and subsequent installation of a Temporary Cofferdam at the Department's Lake Winnepesaukee Public Boat Access Area (a/k/a Downing's Landing) in Alton, NH, in the amount of \$99,525. Effective upon G&C approval through December 30, 2020. **75% Federal, 25% Statewide Public Boat Access Funds.**

#47 NOT USED

DEPARTMENT OF ENVIRONMENTAL SERVICES

#48 Authorize to transfer funds in and among classes within an accounting unit in the amount of \$71,419 for better use of appropriated federal funds effective upon G&C approval through June 30, 2021. **100% Federal Funds. Fiscal Committee approved.**

#49 Authorize to budget and expend prior year carryforward funds in the amount of \$50,000,000 for the issuance of low interest loans to local communities. Effective upon G&C approval through June 30, 2021. **100% Clean Water Revolving Loan Funds. Fiscal Committee approved.**

#50 Authorize an exemption to NH Plant and Property Management Rules ADM 611:08(g) to enable the NHDES to increase its fleet by one vehicle. This new vehicle shall be assigned to the Water Division, Dam Bureau.

#51 Authorize to enter into a **sole source** contract with Eastern Analytical Inc., Concord, NH, to provide routine and emergency laboratory services, in the amount of \$32,000. Effective upon G&C approval through June 30, 2023. **62.5% Oil Pollution Control, 37.5% Hazardous Waste Cleanup Fund.**

#52 Authorize to award an Aquatic Resource Mitigation Fund grant to The Nature Conservancy, Concord, NH, in the amount of \$100,000 to acquire a 10.4-acre parcel of land located along the Lamprey River in Durham. Effective upon G&C approval through December 31, 2020. **100% ARM Funds.**

#53 Authorize to enter into grant agreements with Jalbert Leasing Inc., Portsmouth, NH and the Town of Salem, NH, totaling \$182,500 for partial funding of diesel dump truck/snow plow and diesel bus replacements. Effective upon G&C approval through September 30, 2020. **60% Federal, 40% VW Settlement Funds.**

#54 Authorize to enter into a contract with the New England Water Works Association Inc., Holliston, MA, to provide training classes for certified drinking water operators, totaling \$40,000. Effective upon G&C approval through December 31, 2021. **100% Drinking Water Loan Management Fund.**

#55 Authorize to award a grant to the Merrimack Village District, Merrimack, NH, in the amount of \$1,450,000 for water system improvements. Effective upon G&C approval through September 1, 2023. (2)Further authorize to award a grant to Merrimack Village District, Merrimack, NH, in the amount not to exceed \$6,264,500 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water and Groundwater Trust Fund.** (3)Further authorize a loan agreement with Merrimack Village District, Merrimack, NH, in the amount not to exceed \$6,500,000 to finance water system improvements. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#56 Authorize to award an Asset Management grant to the Manchester Water Works; Town of Winchester; and Alton Water Works, totaling \$60,000 to improve public water system management. Effective upon G&C approval through May 31, 2021. **100% Federal Funds.**

#57 Authorize to amend a Drinking Water and Groundwater Trust Fund grant to the Acorn Terrance Cooperative Inc., Rochester, NH (originally approved by G&C on 3-13-19, item #76), to increase the grant amount by \$205,000 from \$527,000 to \$732,000 for water system improvements, and by extending the completion date from July 1, 2020 to June 1, 2021. **100% Drinking Water and Groundwater Trust Fund.**

#58 Authorize to enter into a **sole source** contract and amend an agreement with Watershed Assessment Associates LLC, Schenectady, NY (originally approved by G&C on 6-10-15, item #77), for the processing of aquatic benthic samples and taxonomic identification, by increasing the amount by \$63,084 from \$142,033 to \$205,117, and by clarifying language for processing methodology and quality control to adhere to NHDES' rigorous data management standards, and by extending the completion date from May 21, 2020 to May 21, 2023. **100% Federal Funds.**

#59 Authorize to enter into a **sole source** contract with the Northeast Resource Recycling Association, for the purpose of providing a continuing professional development workshop entitled "Negotiating Solid Waste Contracts in the Current Market" for municipal officials and solid waste facility operators, in the amount of \$2,500. Effective upon G&C approval through June 30, 2020. **100% General Funds.**

#60 Authorize to enter into grant agreements with the entities as detailed in letter dated February 26, 2020, totaling \$59,122 to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2020. **100% Lake Restoration Funds.**

#61 Authorize Stephen J. Fish Trust's request to perform work on Lake Winnepesaukee in Wolfeboro.

#62 Authorize Lanes End Inc.'s request to perform work on Lake Winnepesaukee in Melvin Village.

#63 Authorize Singing Eagle Lodge at Clifford Pointe LLC's request to perform work on Squam Lake in Moultonborough.

#64 Authorize Linda Conforti-Brown Revocable Trust's request to perform work on Oyster River in Durham.

#65 Authorize to transfer wetlands permit #2015-00590 issued to Leslie H. Fabian (originally approved by G&C on 6-24-15, item #146), and will be transferred to the new owner of the property, Donato Marangiello, to perform work on Rattlesnake Island, on Lake Winnepesaukee in Alton.

#65A Authorize to enter into grant agreements with the Town of Tuftonboro and the Contoocook Lake Area Preservation Association, Jaffrey, NH, totaling \$13,842 to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2020. **100% Lake Restoration Funds.**

DEPARTMENT OF EDUCATION

#66 Authorize to grant funds to the NH Association of School Principals, Concord, NH, in the amount of \$30,000, to support the June 2020 Leadership Academy in partnership with NHASP. Effective June 24-26, 2020. **100% Federal Funds.**

#67 Authorize the Bureau of Student Wellness, Office of Social & Emotional Wellness to enter into a **sole source** contract with Panorama Education Inc., Boston, MA, to provide access to customized surveys with the support of the Panorama project management team to three local education agencies, provide access to the Panorama reporting platform by which to analyze the data collected and to support the creation and implementation of action plans informed by stakeholder feedback, in an amount not to exceed \$26,000. Effective upon G&C approval through September 29, 2020. **100% Federal Funds.**

#68 NOT USED

DEPARTMENT OF SAFETY

#69 Authorize the Division of Homeland Security and Emergency Management to accept and expend Hazard Mitigation Grant Program funds in the amount of \$103,750 from the Federal Emergency management Agency for DR-4355 October Severe Storms and Flooding and DR-4371 March 2018 Severe Winter Storms for the implementation of cost effective mitigation projects. (2)Further authorize the Division of Homeland Security and Emergency Management to establish one class 59 position temporary full-time Program Assistant I (Labor Grade 12) to assist with Hazard Mitigation Grant Program administration. Effective upon G&C approval through June 30, 2021. **100% Federal Funds. Fiscal Committee approved.**

#70 Authorize the Division of Administration to accept and expend Volkswagen Environmental Mitigation Trust funds in the amount of \$691,200 from the NH Office of Strategic Initiatives to replace certain DOS vehicles. Effective upon G&C approval through June 30, 2021. **100% Agency Income. Fiscal Committee approved.**

#71 Authorize the Division of Motor Vehicles to enter into an agreement with the USI Insurance Services LLC, Bedford, NH, to provide liability insurance for the Motorcycle Rider Education Program, for an amount not to exceed \$23,634. Effective upon G&C approval through March 31, 2021. **100% Agency Income.**

#72 Authorize the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Upper Valley Lake Sunapee Regional Planning Commission, for a total amount of \$24,000 to update the local hazard mitigation plans for several communities. Effective upon G&C approval through April 1, 2022. **100% Federal Funds.**

#73 Authorize the Division of State Police to pay overtime in the amount of \$84,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at State Police Communications, for the pay period covering January 31, 2020 through June 4, 2020 of state fiscal year 2020. Effective upon G&C approval through June 30, 2020. **48.6% General, 28.3% Turnpike, 23.1% Highway Funds.**

#74 Authorize to accept and expend a grant entitled "Disaster FEMA 4316-DR-NH" in the amount of \$14,534 from the State of NH, Department of Safety, Division of Homeland Security and Emergency Management, for cost incurred during the declared event of the March 2017 Severe Winter Storm. Effective upon G&C approval through June 30, 2020. **100% Agency Income.**

DEPARTMENT OF JUSTICE

#75 Authorize to enter into a **sole source** agreement with Granite United Way, Manchester, NH, for the purpose of providing services for individuals involved with the criminal justice system to receive peer recovery services, in an amount not to exceed \$853,000. Effective upon G&C approval through September 30, 2021. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

#76 Authorize the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval.

#77 NOT USED

#78 Authorize the Division of Public Works Design and Construction to enter into a contract with Project Resource Group LLC, Francestown, NH, for the Addition and Renovation of Manchester 527 Patrol Shed, Manchester, NH, for a total price not to exceed \$2,669,747. (2)Further authorize the amount of \$60,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$2,729,747. Effective upon G&C approval through October 30, 2020. **100% Turnpike Funds.**

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TABLED ITEMS

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division for Behavioral Health

#8 **TABLED** (*see votes below*), to amend existing agreements with Harbor Homes Inc., Nashua, NH and Amoskeag Health, Manchester, NH (originally approved by G&C on 8-2-17, item #10A), to provide Medication Assisted Treatment services to individuals with opioid use disorders, by reducing the total price limitation by \$158,917 from \$2,474,750 to \$2,315,833 with no change to the contract completion date of June 30, 2020. Effective upon G&C approval. **100% Federal Funds.**

**The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pignatelli voted to separate the vote for Harbor Homes and Amoskeag Health.*

*Following discussion, the Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Prescott, and with Councilor Volinsky recusing himself, voted to **table** the agreement with Harbor Homes.*

*Further, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pignatelli voted to **table** the agreement with Amoskeag Health.**