

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
March 11, 2020 10:00 a.m.

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

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Today's pre-meeting ceremonial items included:

- Councilor Prescott offered a prayer and led the Pledge of Allegiance.
- Performance by Mike Gallant from Strings and Things.
- Proclamation/Commendation(s):
 - Proclaiming Francophonie Month.
 - Proclaiming Social Workers Month.

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The Governor and Executive Council on motion of Councilor Gatsas, seconded by Councilor Prescott voted to approve the minutes of the February 19, 2020 meeting.

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The Governor and Executive Council, on motion of Councilor Cryans, seconded by Councilor Prescott, approved the appointment of several persons nominated for Civil Commissions from the February 19, 2020 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 resignation:

Community College System, Board of Trustees - RSA 188-F
(Health)

Steven J. Hattamer, Hollis

Effective: March 11, 2020

Personnel Appeals Board - RSA 21-I:45

(Attorney licensed in NH & experienced in the conduct of adjudicative hearings and decision writing)

Christopher R. Nicolopoulos, Bow

Effective: March 11, 2020

Speech-Language Pathology Governing Board - RSA 328-F:4

(Health)

Carissa J. Magri, Stratham

Effective: March 11, 2020

Volunteer New Hampshire Board of Directors - RSA 19-H

(Religious Community)

Clare J. Chapman, Shelburne Falls, MA

Effective: March 11, 2020

Volunteer New Hampshire Board of Directors - RSA 19-H

Michelle R. Veasey, Atkinson

Effective: March 11, 2020

Volunteer New Hampshire Board of Directors - RSA 19-H

Christine Williams, Bedford

Effective: March 11, 2020

CONFIRMATIONS

The Governor and Council confirmed the following:

Adult Parole Board - RSA 651-A:3

Horace F. Henriques III, Lyme

Succeeding: Henry F. Spaloss, Nashua (resigned)

Effective: March 11, 2020

Term: July 1, 2021

Adult Parole Board - RSA 651-A:3
John S. Brandt, Concord
Reappointment
Effective: March 11, 2020
Term: March 8, 2025

Athletic Trainers Governing Board - RSA 328-F:4
Kirsty Ridings, Wolfeboro
Reappointment
Effective: March 11, 2020
Term: January 8, 2023

Board of Hearing Care Providers - RSA 137-F:3
(Hearing Aid Dealer)
Jason F. Vanier, Gilford
Reappointment
Effective: March 11, 2020
Term: April 23, 2021

Board of Veterinary Medicine - RSA 332-B:3
Jill Patronagio, Mont Vernon
Succeeding: Sonnya Dennis, Newfields
Effective: March 6, 2020
Term: March 5, 2025

Fire Standards and Training Commission - RSA 21-P:26
(Fire Prevention Society)
Jason Greene, Kensington
Succeeding: Peter J. Lennon, Manchester
Effective: March 11, 2020
Term: February 14, 2023

Fire Standards and Training Commission - RSA 21-P:26
(N.H. Permanent Firemen's Association)
Robert Field, Manchester
Succeeding: Andre R. Parent, Manchester (resignation)
Effective: March 11, 2020
Term: February 15, 2023

Mechanical Licensing Board – RSA 153:27-a
(Fuel Gas Fitter)
Jesse Doucette, Hooksett
Succeeding: David A. Pelletier, Dunbarton
Effective: March 11, 2020
Term: October 2, 2022

New Hampshire Veterans Home Board of Managers - RSA 119:2
(Disabled American Veterans)
Robert W. Guldner, Kensington
Succeeding: Denise M. DeBlois, Allenstown
Effective: March 2, 2020
Term: March 1, 2023

Rivers Management Advisory Committee - RSA 483:8
(Historic/Archaeological)
Victoria Bunker, New Durham
Succeeding: Edna Feighner, Concord
Effective: March 11, 2020
Term: June 15, 2022

State Fire Marshal, Division of Fire Safety, Department of Safety - RSA 153:7
Paul J. Parisi, Salem
Reappointment
Salary: LG HH \$ 117,805.48
Effective: March 11, 2020
Term: March 31, 2024

NOMINATIONS

The following nominations were submitted:

Board of Land Surveyors - RSA 310-A:55
Joseph M. Wichert, Manchester
Reappointment
Effective: Upon Confirmation
Term: February 3, 2025

<u>Board of Professional Geologists</u> - RSA 310-A:120 Erin Kirby, Milford Succeeding: Paul L. Rydel, Concord	Effective: Upon Confirmation Term: October 4, 2024
<u>Board of Nursing</u> - RSA 326-B (LPN) Maureen Murtagh, Rye Succeeding: Ann-Finn-Waddell, Concord (resignation)	Effective: Upon Confirmation Term: November 16, 2021
<u>Commissioner, State Treasury</u> - RSA 6:20 Monica I. Mezzapelle, Concord Succeeding: William F. Dwyer, Gilford Term: until a treasurer is elected and qualified	Effective: March 27, 2020 Salary: LG, II \$ 112,835.84
<u>Compensation Appeals Board</u> - RSA 281-A:42-a (Labor) Terence R. Pfaff, Hooksett Reappointment	Effective: Upon Confirmation Term: February 13, 2023
<u>Director, Financial Data Management, Department of Administrative Services</u> - RSA 21-I Alexander Stone, Amherst Reappointment	Effective: Upon Confirmation Term: April 9, 2024
<u>Executive Director, Office of Professional Licensure and Certification</u> - RSA 310-A:1-b Eddie Edwards, Dover Succeeding: Lindsey B. Courtney, Manchester (Interim) Salary: LG, II, \$112,835.84	Effective: Upon Confirmation Term: June 29, 2020
<u>New Hampshire Commission for Human Rights</u> - RSA 354-A:4 Christian Kim, Pembroke Succeeding: Matthew P. Mayberry, Dover (resignation)	Effective: Upon Confirmation Term: January 1, 2023
<u>New Hampshire Commission for Human Rights</u> - RSA 354-A:4 Basra S. Mohamed, Manchester Succeeding: Jose R. Luna, Weare	Effective: Upon Confirmation Term: November 1, 2024
<u>New Hampshire Retirement System, Board of Trustees</u> - RSA 100-A:14 (Non-member Trustee) Maureen Kelliher, Dover Reappointment	Effective: Upon Confirmation Term: July 13, 2022
<u>New Hampshire Retirement System, Board of Trustees</u> - RSA 100-A:14 (Non-member Trustee) Timothy S. Lesko, Hopkinton Reappointment	Effective: Upon Confirmation Term: November 30, 2022
<u>New Hampshire Retirement System, Board of Trustees</u> - RSA 100-A:14 (Non-member Trustee) Scott G. Christensen, Portsmouth Succeeding: Richard A. Gustafson, Bedford	Effective: Upon Confirmation Term: August 24, 2022
<u>Personnel Appeals Board</u> - RSA 21-I:45 (Attorney licensed in NH & experienced in the conduct of adjudicative hearings and decision writing) Jason R.L. Major, Epsom Succeeding: Christopher R. Nicolopoulos, Bow (resignation)	Effective: Upon Confirmation Term: October 2, 2022

State Board of Fire Control - RSA 153:2
(Chief of Municipal Fire Dept.)
Michael J. Gagnon, Derry
Succeeding: Daniel L. Andrus, Bow (resignation)

Effective: Upon Confirmation
Term: July 8, 2020

Volunteer New Hampshire Board of Directors - RSA 19-H
(Experienced in promoting involvement of adults 55 years of age and older in volunteerism)
Laurie Galletta, Goffstown
Vacancy

Effective: Upon Confirmation
Term: October 10, 2021

Volunteer New Hampshire Board of Directors - RSA 19-H
Allyson Snell, Concord
Succeeding: Michelle R. Veasay, Atkinson

Effective: Upon Confirmation
Term: April, 6, 2022

CONSENT CALENDAR AGENDA

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

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

DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner

#A. Authorized to enter Lin C. Woolsey into an educational tuition agreement with Southern NH University, Manchester, NH, to participate in Corporate Financial Management and Accounting Capstone, during the period of April 6, 2020 through August 30, 2020, and to pay said costs in an amount of \$3,000. **20% Federal, 80% General Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner

#B. Authorized to enter Stephanie Clark into an educational tuition agreement with Southern NH University, Manchester, NH, to participate in Research Methods – Public Health, during the period of April 6, 2020 through June 14, 2020, and to pay said costs in an amount of \$1,119. **20% Federal, 80% General Funds.**

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

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

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

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#A. Authorized the nomination of Major Anthony M. Behney, Spokane, WA, currently a member of the US Air Force, for appointment to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#B. Authorized the confirmation of Major Christopher J. Dillman, Exeter, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#C. Authorized the confirmation of Lieutenant Colonel Kenneth V. Leedberg Jr., Stratham, NH, for promotion to the rank of Colonel, NH Air National Guard.

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#D. Authorized the confirmation of Captain Jonathan W. Hesketh, Dover, NH, to the rank of Major, NH Army National Guard.

DEPARTMENT OF TRANSPORTATION

#E. Authorized the Bureau of Right of Way's petition for a hearing on the proposed reconstruction of a failed slope along Hog Back Road that has forced a closure of the road. A Commission shall be appointed to hold the hearing and determine whether there is occasion for the proposed reconstruction as presented at the hearing, with a suggested budget of \$557.60.

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

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#A. Authorized to enter into a no-cost extension to a contract with JBC Construction LLC, Londonderry, NH (originally approved by G&C on 9-18-19, item #48), for the renovation and modernization of the North section of Building C on the State Military Reservation, by extending the completion date from March 31, 2020 to June 15, 2020. **100% Federal Funds.**

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#B. Authorized to enter into a no-cost extension to a contract with Turnstone Corporation, Milford, NH (originally approved by G&C on 9-18-19, item #49), for the renovation and modernization of the East section of Building C on the State Military Reservation, by extending the completion date from March 31, 2020 to June 15, 2020. **100% Federal Funds.**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Commissioner

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

#6 Authorized to make a **retroactive** one-time payment from SFY 2020 funds to Cheri Leach, Adult Protective Service Worker II in the amount of \$1,701.57 to compensate for wages that were not paid for SFY 2019. **85% General, 15% Federal Funds.**

#7 Authorized to enter into a **sole source** agreement with QPR Institute Inc., Spokane, WA, to provide Suicide Prevention "Train-the-Trainer" Training in an amount not to exceed \$15,505. Effective upon G&C approval through August 31, 2020. **100% General Funds.**

Division for Behavioral Health

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

#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 Councilor 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.**

#9 Authorized to amend an existing memorandum of understanding with the Department of Corrections, Concord, NH (originally approved by G&C on 12-20-17, item #17), to provide services for opioid use disorder case management re-entry services; to provide Naloxone kits and related instruction available to individuals re-entering the community from any correctional facility or State-run transitional housing; and to provide medication assisted treatment to individuals in correctional facilities with opioid use disorder with no change to the price limitation of \$3,287,589, and no change to the completion date of September 20, 2020. **100% Federal Funds.**

#9A Authorized to enter into **sole source** contracts with the vendors as detailed in letter dated February 28, 2020, in an amount not to exceed \$3,519,330 for the provision of Doorway services for access to substance use disorder treatment and recovery support services. (2)Further authorized an advance payment in an amount not to exceed \$568,370 in the aggregate for both vendors for startup costs, hiring staff, and readiness activities. Effective upon G&C approval through September 29, 2020, with the option to renew for up to two additional years. **100% Federal Funds.**

New Hampshire Hospital

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

#10 Authorized to make a one-time **retroactive** payment to The Schwartz Center for Compassionate Healthcare, Boston, MA, for continued participation in The Schwartz Center for Compassionate Healthcare in the amount of \$2,700. Effective January 1, 2020 through December 31, 2020. **83% General, 17% Other Funds.**

#11 Authorized to make a one-time **retroactive** payment to the National Association of State Mental Health Program Directors Research Institute Inc., Falls Church, VA, for continued participation in the Research Institute's Behavioral Health Performance Measurement System, in the amount of \$7,498. Effective March 1, 2020 through February 28, 2021. **83% General, 17% Other Funds.**

#12 Authorized, with the Glencliff Home, to enter into one new contract with Worldwide Travel Staffing Limited, Tonawanda, NY, for the provision of temporary nurse staffing services in an amount not to exceed a shared price limitation of \$2,350,000 with a completion date of June 30, 2021. Effective upon G&C approval. Payments to the vendors will be made unencumbered as the price limitation is shared among all contracts and no minimum or maximum service volume is guaranteed. **Glencliff 76% Other (Agency, 24% General; NH Hospital 34% General, 46% Other (Provider Fees) 20% Federal Funds.**

Division of Public Health Services

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

#13 Authorized to amend an existing **sole source** agreement with JSI Research and Training Institute Inc., d/b/a Community Health Institute, Bow, NH (originally approved by G&C on 4-17-19, item #22), to increase chronic disease prevention and management evidence-based programs training to medical, behavioral health and public health professionals; and to promote the programs to citizens of NH, by increasing the price by \$240,000 from \$540,000 to \$780,000, with no change to the completion date of June 29, 2020. Effective upon G&C approval. **100% Federal Funds.**

#14 Authorized to enter into a **sole source** agreement with Manchester Health Department, Manchester, NH, to implement Overdose Data to Action prevention activities that reduce opioid-related morbidity, mortality and associated harms in the City of Manchester, by coordinating public health and public safety efforts to improve targeted opioid use prevention strategies in an amount not to exceed \$720,000. Effective upon G&C approval through August 31, 2022. **100% Federal Funds.**

#15 Authorized to enter into a **sole source** agreement with Cepheid DNA Detection, Sunnyvale, CA, to provide technical support, maintenance and repairs to the GeneXpert System located at the NH Public Health Laboratories, in an amount not to exceed \$19,528. Effective upon G&C approval through December 31, 2022. **100% General Funds.**

#16 Authorized to enter into a **sole source** agreement with John Hopkins University Applied Physics Laboratory, Baltimore, MD, to provide software and implementation of the Electronic Surveillance System for the Early Notification of Community based Epidemics system which provides real-time data from all 26 acute care hospital emergency departments in the state to identify potential public health threats and to monitor population health in an amount not to exceed \$55,237. Effective upon GC& approval through a period of one year. **100% Federal Funds.**

#17 Authorized to enter into a **sole source** agreement with Qiagen LLC, Germantown, MD, to provide repair and system maintenance services for one QIAxtractor/QIAcube HT System in an amount not to exceed \$10,862. Effective upon G&C approval through June 30, 2021. **74% Federal, 26% General Funds.**

#18 Authorized to exercise a renewal option and amend an existing **sole source** agreement with OxBow Data Management Systems LLC, Bellevue, NE (originally approved by G&C on 6-1-16, item #21), to provide a medical information tracking system that integrates health screening data management with eligibility determination and billing, by increasing the price by \$107,920 from \$206,926 to \$314,846, and by extending the completion date from June 30, 2020 to June 30, 2024. **100% Federal Funds.**

#18A Authorized to accept and expend Federal Funds in an amount up to an estimated \$5,000,000 from the Centers for Disease Control for purposes of addressing the COVID-19 virus. (2)Further authorized to fund existing, vacant, temporary positions to support the public health event described above. Effective upon G&C approval through June 30, 2021. **100% Federal Funds. Contingent upon Fiscal Committee approval on March 13, 2020.**

Division of Economic & Housing Stability

#19 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to amend existing **sole source** agreements with the vendors as detailed in letter dated February 14, 2020 (originally approved by G&C on 6-7-17, item #17), to provide ongoing administration of the Homeless Housing and Access Revolving Loan Fund Program, by adding an Eviction Prevention component to the scope of service and by increasing the total price limitation by \$1,499,995 from \$799,904 to \$2,299,899 with no change to the contract completion date of June 30, 2021. **100% General Funds.**

DEPARTMENT OF TRANSPORTATION

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

#20 Authorized the Executive Office to pay membership dues **retroactively** in the amount of \$31,365.73 for the period of January 1, 2020 through December 31, 2020 to the American Association of State Highway and Transportation Officials, Washington, DC, for continued membership in the national transportation organization. Effective upon G&C approval through December 31, 2020. **8% Federal, 90% Highway, 2% Other Funds (Agency Income).**

#21 Authorized the Bureau of Right of Way to pay a property owner \$22,800 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from February 5, 2020 through February 13, 2020.

#22 Authorized the Bureau of Right of Way to sell a 10.95 +/- acre parcel of State owned land located on the easterly side of US Route 4 in the Town of Andover to the Town of Andover for \$49,000 plus the \$1,100 Administrative Fee. Effective upon G&C approval.

#23 Authorized the Bureau of Aeronautics to accept funding for the Federal Aviation Administration (FAA) State Block Grant Program to fund airport planning and development projects at the airports as detailed in letter dated February 12, 2020, the FAA grant will also fund projects completed by the Department for statewide airport projects, in the amount of \$9,109,962.18. Effective upon G&C approval through December 31, 2020. **100% Federal Funds.**

#24 Authorized the Bureau of Construction to enter into an agreement with the City of Claremont, to provide funding and services under the Federal Aid Highway Program, for an amount totaling \$551,091.79. Effective upon G&C approval through October 2, 2020. **90% Federal, 10% Other Funds.** (2)Further authorized to enter into a contract with Weaver Brothers Construction Co., Inc., Bow, NH, for access management improvements in Claremont, on the basis of a low bid of \$440,135.75. Effective upon G&C approval through October 2, 2020. **100% Federal Funds.** (3)Further authorized a contingency in the amount of \$22,006.79 for payment of latent conditions which may appear during the construction of the project.

#25 Authorized the Bureau of Construction to enter into a contract with R.M. Piper Inc., Plymouth, NH, for bridge preservation work on 3 bridges in Plymouth and Campton, NH, on the basis of a low bid of \$1,729,083.50. (2)Further authorized a contingency in the amount of \$172,908.35 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 16, 2020. **100% Federal Funds.**

#26 Authorized the Bureau of Materials and Research to enter into an agreement with R.W. Gillespie & Associates Inc., Biddeford, ME, for the purposes of providing materials testing and construction inspection services, for total fees not to exceed \$500,000. Effective upon G&C approval through December 31, 2021. This type of consulting agreement will be funded from the monies allocated to specific transportation-related projects. **100% Federal Funds.**

#27 Authorized the Bureau of Construction to enter into a **retroactive** contract amendment with CPM Constructors Inc., Freeport, ME (originally approved by G&C on 1-13-16, item #26), for the Keene-Swanzey bridge project, by extending the contract from October 28, 2016 to June 30, 2020. Effective upon G&C approval. No Additional Funding.

#28 Authorized the Bureau of Construction to enter into a contract with Vermont Recreational Surfacing & Fencing Inc., Barnet, VT, for guardrail replacement in Districts 1 and 3 (East), on the basis of a low bid of \$1,040,898.50. (2)Further authorized a contingency in the amount of \$52,044.93 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 23, 2020. **100% Federal Funds.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

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

#29 Authorized, under the Community Development Block Grant program, to award a grant to the City of Keene, NH, in the amount of \$500,000 on behalf of Southwest Community Services Inc., to support acquisition and renovation of three shelter facilities in Keene, NH. Effective March 11, 2020 through December 31, 2021. **100% Federal Funds.**

#30 Authorized, under the Community Development Block Grant program, to award a grant to the County of Sullivan, Newport, NH, in the amount of \$500,000 to support building improvements of the property situated at 19 Sullivan Street, Claremont, NH, which will house the Transitional Reentry and Inmate Life Skills (TRAILS) program. Effective March 11, 2020 through December 31, 2021. **100% Federal Funds.**

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#31 The Governor and Council on motion of Councilor Cryans, seconded by Councilor Gatsas, authorized to transfer appropriated funds in the amount of \$70,070 between accounting units and create a new expenditure class for Class 102 Contracts for Program Services in the Fire Department Pease Air National Guard accounting unit. Effective upon G&C approval through June 30, 2020. **100% Federal Funds. Fiscal Committee approved.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#32 The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Volinsky, authorized to enter into a **sole source** contract amendment with Geographic Solutions Inc., Palm Harbor, FL (originally approved by G&C on 9-17-08, item #36), for the setup and installation of a module in the Job Match & Labor Exchange System to enable new case management functionality, by increasing the amount by \$117,429 from \$2,713,205 to \$2,830,634. Effective upon G&C approval through June 30, 2020.

PUBLIC UTILITIES COMMISSION

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

#33 Authorized to **retroactively** amend the **sole source** contract with The Brattle Group Inc., for consulting services to the Commission regarding the distribution rate case filed by Public Service Company of NH d/b/a Eversource Energy, by expanding the scope of services and increasing the price by \$150,060 from \$99,940 to \$250,000. Effective December 1, 2019. **100% Other Funds (Public Utility Assessment).**

#34 Authorized to **retroactively** amend the **sole source** contract with The Brattle Group Inc., for consulting services to the Commission regarding the distribution rate case filed by Liberty Utilities (Granite State Electric) Corp., d/b/a Liberty Utilities, by expanding the scope of services and increasing the price by \$100,060 from \$99,940 to \$200,000. Effective December 1, 2019. **100% Other Funds (Public Utility Assessment).**

** The Following statement was made in reference to items #'s 33 & 34 above from the Public Utilities Commission Chairwoman Dianne Martin:*

I am reporting for the historical piece information that I don't have personal knowledge of because I moved to the Commission and came there in November, 2019. I know you wanted specifics on these contracts. There are two contracts on the agenda, Brattle Group, Inc. is the vendor. They provide services related to rate cases, cost of service, rate design, that kind of thing. These services are for two separate rate cases the Commission has before it. I won't go into detail on those cases but they were filed almost simultaneously last spring, which is unusual and created an increased burden on Commission staff. They also had simultaneous retirements of folks who had done that very specialized work historically and so they identified a need. At the time they did not go out for an RFP on either and went with Brattle Group. The amounts identified were \$99,940. The threshold at the Commission is a little bit different than the threshold for all of the other agencies. For certain types of cases, including these, the threshold for G&C review and approval is \$100,000 and so it was very near to that threshold. The scope of work in the original contracts covered discovery and pre-filed testimony, which is something that the PUC takes, which is not something that we often see in litigation but at the PUC it's a customary thing. So it didn't cover the entire case, it covered up through that time. These amendments cover through the end of these cases, so there is additional scope of work there. I can't speak to why \$99,940 was the number and why the full scope of work wasn't included in the original contract because I wasn't involved in that discussion. As soon as I became aware that these

*contracts were at or exceeding the amounts approved, I asked that the vendor be instructed to stop work and that we would go seek additional authority. That's the history as I have it. For what's happened since then, I am a firm believer in transparency, accountability and fairness and I think this scenario represents all of those things. RFP's bring fairness to the procurement process. Accountability through review is obviously important and transparency in what we are doing is really important to an agency's credibility. I had that conversation with my staff at the PUC. I have said that going forward we will always consider doing an RFP and that will be the normal course going forward, and that if anything is close to the threshold or for some other reason should just be more transparent, we will be coming even if there is a question if it would get there or not. So that will be the standard operating procedure going forward. **

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

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

#35 Authorized to enter into a **sole source** contract with The Audubon Society of NH, Concord, NH, for the implementation of an urban wildlife education program through the Massabesic Audubon Center in Auburn, in the amount of \$23,100. Effective upon G&C approval through June 30, 2021. **100% Other Funds (Nongame Management and Wildlife Heritage Foundation of NH).**

#36 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, in the amount of \$60,000 to assist with capture, culturing, and stocking anadromous Rainbow Smelt. Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#37 Authorized the Division of Parks and Recreation to enter into a **sole source retroactive** amendment to an existing contract with USI Insurance Services LLC, Bedford, NH (originally approved by G&C on 1-10-18, item #31), to address an increase in the liability insurance premium for Cannon Mountain due to gross receipts exceeding amounts estimated in the original contract, by increasing the price by \$38,500 from \$326,667 to \$365,167. Effective February 1, 2020 through February 1, 2021. **100% Agency Income.**

#38 Authorized to make a **retroactive** one-time payment of \$80,600.84 for 28 employees to compensate for wages and associated benefits not paid in State Fiscal Year 2013 through 2019. **99% Agency Income, 1% Federal Funds.**

#39 Authorized the Division of Parks and Recreation, Mount Washington State Park, to increase their fleet size by one truck. Effective upon G&C approval.

#40 Authorized the Division of Parks and Recreation, Cannon Mountain Aerial Tramway and Ski Area to enter into a **retroactive** memorandum of agreement with Plymouth State University, Plymouth, NH, for discounted price recreational ski and snowboard programs at Cannon Mountain Ski Area, administered by the PSU Student Activities Association. Effective November 17, 2019 through the last day of the 2022 ski season. No State Funds Required. (2)Further authorized to accept and expend an annual payment of \$20,000 each year for a total of \$60,000 over the duration of the MOA, to be made by the student activities association at PSU in accordance with the terms of the MOA.

#41 Authorized the Division of Historical Resources to award a Conservation Number Plate (Moose Plate) Grant to the Town of Effingham, NH, in the amount of \$10,000 to repair historic wood windows on the historic Town Hall/Library. Effective upon G&C approval through September 30, 2021. **100% Other Funds (Agency Income).**

#42 Authorized the Division of Parks and Recreation to enter into a contract with Senco Metals LLC, Passaic, NJ, to perform guardrail and handrail replacement at Hampton Beach State Park, in the amount of \$239,560. Effective upon G&C approval through May 14, 2020. **50% Agency Income/50% Capital Funds.**

#43 Authorized the Division of Forests and Lands to amend an existing lease with New England Power Company d/b/a National Grid (originally approved by G&C on 1-14-15, item #21), for equipment and antenna space in designated areas at Kearsarge Mountain State Forest in Warner, NH, by exercising a lease renewal option from April 1, 2020 through March 31, 2025 with the option to extending the lease for two additional five year periods, effective upon G&C approval. (2)Further authorized to accept annual rental payment revenue.

#44 Authorized the Division of Forests and Lands to amend an existing lease with New England Power Company d/b/a National Grid (originally approved by G&C on 1-14-15, item #21), for equipment and antenna space in designated areas at Franconia Notch State Park on Cannon Mountain in Franconia, NH, by exercising a lease renewal option from April 1, 2020 through March 31, 2025 with the option to extending the lease for two additional five year periods, effective upon G&C approval. (2)Further authorized to accept annual rental payment revenue.

#45 Authorized the State Council on the Arts to award a Public Value Partnership Grant to Revels North Inc., Hanover, NH, in the amount of \$11,000 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2020. **100% General Funds.**

#46 Authorized the State Council on the Arts to award a Partnership Initiative Grant to the NH Learning Initiative Inc., Hampton, NH, in the amount of \$27,000 for the NH Poetry Out Loud High School Recitation Program. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**

#47 Authorized the State Council on the Arts to award a Public Value Partnership Grant to The League of NH Craftsmen, Concord, NH, in the amount of \$15,000 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2020. **100% General Funds.**

#48 Authorized the State Council on the Arts to award a Public Value Partnership Grant to Community Gallery Inc., d/b/a AVA Gallery and Art Center, Lebanon, NH, in the amount of \$13,500 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2020. **100% General Funds.**

#49 Authorized the State Council on the Arts to award a Public Value Partnership Grant to Portsmouth Music and Arts Center Inc., Portsmouth, NH, in the amount of \$15,000 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2020. **100% General Funds.**

#50 Authorized the State Council on the Arts to enter into a **retroactive** amendment to an existing contract with Jeffrey Cooper, Portsmouth, NH (originally approved by G&C on 9-18-19, item #59), to create artwork for the Lakes Region Community College Automotive Technology Building, in the amount of \$14,000, by extending the completion date from November 30, 2019 to March 30, 2020. No Additional Funding. **100% Transfers from other Agency.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

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

#51 Authorized to amend a loan agreement with the Saco Pines Condominium Association, Center Conway, NH (originally approved by G&C on 10-2-19, item #36), to finance water system improvements, by increasing the loan amount by \$40,000 from \$170,000 to \$210,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#52 Authorized to enter into a contract with the NH Water Works Association Inc., Concord, NH, to provide training classes for certified drinking water operators and services for NH's Drinking Water Week Festival, totaling \$75,000. Effective upon G&C approval through December 31, 2021. **100% Drinking Water Loan Management Funds.**

#53 Authorized to enter into a contract with Milone & MacBroom Inc., Bedford, NH, to prepare the Vision and Coastal Management content for the Town of Hampton Master Plan update, in the amount of \$45,000. Effective upon G&C approval through March 31, 2021. **100% Federal Funds.**

#54 Authorized to enter into a contract with Hydrevolution, Seattle, WA, in order to conduct leak detection surveys at 49 NH community water systems, in the amount of \$83,000. Effective upon G&C approval through November 30, 2020. **100% Federal Funds.**

#55 Authorized to enter into an agreement with Pescinski Painting LLC, Northfield, NH, for industrial painting services to recoat the interior of an anaerobic digester cover, in the amount of \$41,000. Effective upon G&C approval through June 30, 2020. **100% WRBP Funds.**

#56 Authorized to enter into an agreement with P&H Senasac Inc., Milton, VT, for digester cleaning and sludge dewatering, in the amount of \$74,245. Effective upon G&C approval through May 31, 2020. **100% WRBP Funds.**

#57 Authorized to enter into an agreement with the Lake Winnepesaukee Association, Meredith, NH, in the amount of \$124,000 to complete the *Lake Winnepesaukee Watershed Management Plan Implementation Phase 1: BMPs in the Waukegan, Meredith Bay, and Moultonborough Bay Inlet Subwatersheds.* Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

#58 Authorized to amend a Clean Water State Revolving Fund loan agreement with the City of Portsmouth (originally approved by G&C on 4-20-16, item #46), to increase funding by \$1,300,000 from \$80,600,000 to \$81,900,000. Effective upon G&C approval. **83% Federal, 17% Capital (General) Funds.**

#59 Authorized to enter into grant agreements with the entities as detailed in letter dated February 10, 2020, totaling \$71,055 to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2020. **96% General, 4% Lake Restoration Funds.**

#60 Authorized to enter into grant agreements with the entities as detailed in letter dated February 10, 2020, totaling \$131,832 to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2020. **100% General Funds.**

#61 Authorized to enter into a grant agreement with the NH Lakes Association Inc., Concord, NH, totaling \$280,000 for the purpose of aquatic invasive species prevention activities. (2)Further authorized to award an advance payment in the amount of \$95,000 to NH Lakes Association Inc. Effective upon G&C approval through December 31, 2020. **100% Lakes Restoration Funds.**

#62 Authorized to award state aid grant funds for wastewater facility projects for the eleven entities as detailed in letter dated February 28, 2020, in the aggregate amount of \$14,847,325. Effective upon G&C approval. **100% General Funds.**

#63 Authorized to enter into a grant agreement with the City of Rochester, totaling \$12,440 to fund a Household Hazardous Waste collection project. Effective upon G&C approval through June 30, 2020. **100% Hazardous Waste Funds.**

#64 Authorized to enter into a grant agreement with the Town of Derry, totaling \$8,984 to fund a Household Hazardous Waste Collection project. Effective upon G&C approval through June 30, 2020. **100% Hazardous Waste Funds.**

#65 Authorized to enter into grant agreements with the entities as detailed in letter dated February 10, 2020, totaling \$20,764 to fund Household Hazardous Waste Collection projects. Effective upon G&C approval through June 30, 2020. **100% Hazardous Waste Funds.**

NEW HAMPSHIRE VETERANS HOME

#66 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Cryans, authorized to enter into a contract with Peds 2 Pops OT Services PLLC, d/b/a Generations Therapy & Care Provider Services, Tilton, NH, to provide Occupational Therapy Services to the Veterans Home, in the amount of \$216,000. Effective upon G&C approval through March 31, 2023. **39% Federal, 32% Agency Incomes, 29% General Funds.**

PEASE DEVELOPMENT AUTHORITY

#67 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Cryans, authorized the Division of Ports and Harbors to budget and expend prior year carry forward funds in the amount of \$1,122,293 for the purpose of providing matching funds for the rehabilitation of approximately 17,500 square feet of the Main Wharf at the Market Street Marine Terminal in Portsmouth. Effective upon G&C approval through June 30, 2021. **100% Federal Funds. Fiscal Committee approved.**

POLICE STANDARDS AND TRAINING COUNCIL

#68 The Governor and Council on motion of Councilor Cryans, seconded by Councilor Volinsky, authorized to place John Scippa at the maximum step for the position of Director of Police Standards & Training, unclassified salary grade GG, Step 7, \$108,149.08. Effective upon his start date of March 16, 2020.

DEPARTMENT OF EDUCATION

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

#69 Authorized the Bureau of Student Support to enter into a contract with The PLUS Company, Nashua, NH, to support developing new and/or enhancing existing Project SEARCH sites, in an amount not to exceed \$150,000. Effective upon G&C approval through June 30, 2021, with an option to renew for three additional years. **100% Federal Funds.**

#70 Authorized to enter into a **sole source** contract with NH Catholic Charities/NH Food Bank, Manchester, NH, for chef training in the USDA Child Nutrition Programs, in the amount not to exceed \$35,000. Effective upon G&C approval through August 31, 2020. **100% Federal Funds.**

#71 Authorized to enter Katherine Page into an educational tuition agreement with Granite State College, Concord, NH, to participate in Project Planning and Scheduling, during the period of April 6, 2020 to June 26, 2020, and to pay said costs in the amount of \$1,386. **10% General Funds.**

#72 Authorized to grant funds to the NH School Administrators Association, Concord, NH, to support the 2020 June Conference of NH School System Leaders in partnership with the NH School Administrators Association, in the amount of \$35,000. Effective June 22-24, 2020. **100% Federal Funds.**

#73 Authorized the Bureau of Student Wellness, Office of Social & Emotional Wellness to enter into a **sole source** contract with Cookson Strategic Communications, Manchester, NH, to perform a wide range of communications-related services, in an amount not to exceed \$80,000. Effective upon G&C approval through September 29, 2020. **100% Federal Funds.**

#74 Authorized to amend the **sole source** contract with Pyramid Model Consortium, Fort Collins, CO (originally approved by G&C on 3-21-18, item #61), to provide additional services to support NH's Pyramid Model implementation, scale-up and sustainability efforts with the goal of improving social-emotional outcomes of young children, by increasing the price by \$98,577 from \$221,000 to \$319,577, and by extending the end date from June 30, 2020 to June 30, 2021. **100% Federal Funds.**

#75 Authorized expenditures from the Drinking Water and Groundwater Trust Fund with the list of public schools as detailed in letter dated February 13, 2020 (originally approved by G&C on 1-23-19, item #76), totaling \$33,279.50. Effective upon G&C approval. **100% Drinking Water Trust Fund.**

#76 Authorized the Bureau of Career Development to enter into a grant agreement with the NH PBS, Durham, NH, in the amount of \$10,000, to support the Associated Builders and Contractor's *I Build NH* effort. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**

#77 Authorized to exercise a **sole source** amendment with NH Coalition for Citizens with Disabilities d/b/a Parent Information Center, Concord, NH (originally approved by G&C on 3-21-18, item #61), for additional implementation support in iSocial communities related to process coaching, by increasing the price by \$21,617.82 from \$216,995.76 to \$238,613.58. Effective upon G&C approval through June 30, 2020. (2) Further authorized to exercise a one year renewal option with NH Coalition for Citizens with Disabilities d/b/a Parent Information Center, by increasing the price by \$238,613.58 from \$238,613.58 to \$477,277.16 to include both continued support of the NH's Pyramid Model implementation, together with the additional support needed for iSocial communities. The renewal would extend from June 30, 2020 to June 30, 2021. **100% Federal Funds.**

DEPARTMENT OF SAFETY

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

#78 Authorized the Division of State Police to accept and expend an additional \$406,804 from the Office of Highway Safety, entitled DWI Patrols for the purpose of combating the DWI problem statewide. Effective upon G&C approval through September 30, 2020. **100% Agency Income. Fiscal Committee approved.**

#79 Authorized the Division of State Police to accept and expend \$25,000 of pass-through federal funds from the Office of Highway Safety, entitled NH State Police C.A.R. Equipment Training Highway Safety Grant, to pay for training for members to properly utilize equipment. Effective upon G&C approval through September 30, 2020. **100% Agency Income.**

#80 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with North Conway Water Precinct to purchase and install an emergency generator at the community's pump station for a total amount of \$24,000. Effective upon G&C approval through August 31, 2021. **100% Federal Funds.**

#81 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Holderness to update the community's Local Emergency Operations Plan for a total amount of \$4,000. Effective upon G&C approval through August 31, 2021. **100% Federal Funds.**

#82 Authorized to enter into a grant agreement with the NH Police Standards & Training Council in the amount of \$115,838 to purchase an upgrade to the VITRA 300 Simulator and the warranty. Effective upon G&C approval through June 30, 2022. **100% Federal Funds.**

#83 Authorized the Division of Fire Standards and Training and Emergency Medical Services to enter into a grant agreement with the City of Dover, for a total amount of \$6,000 for the purpose of implementing a NH Project FIRST program that supports first responders in their efforts to reduce overdose fatalities through outreach and the distribution of naloxone to first responders and at-risk individuals. Effective upon G&C approval through September 29, 2020. **100% Federal Funds.**

#84 Authorized the Division of Fire Standards and Training and Emergency Medical Services to enter into a grant agreement with the City of Portsmouth for a total amount of \$1,500 for the purpose of implementing a NH Project FIRST program that supports first responders in their efforts to reduce overdose fatalities through outreach and the distribution of naloxone and treatment and recovery resources to first responders, at-risk individuals, and their support networks. Effective upon G&C approval through September 20, 2020. **100% Federal Funds.**

DEPARTMENT OF JUSTICE

The Governor and Council on motion of Councilor Cryans, seconded by Councilor Gatsas acted as follows:

#85 Authorized to enter into a subgrant with the Nashua Police Department, Nashua, NH, in the amount of \$24,972.80 from the Federal Fiscal Year 2018 Office of Justice Programs, Bureau of Justice Assistance, Project Safe Neighborhood grant for the purpose of funding directed hot spot patrols. Effective upon G&C approval through September 30, 2021. **100% Federal Funds.**

#86 Authorized to enter into a subgrant with the NH Department of Safety, Concord, NH, in an amount not to exceed \$70,620 from the Federal Fiscal Year 2019 Paul Coverdell Forensic Science Improvement Grant Program for the purposes of funding drug analyst overtime, lab personnel training, and lab certification maintenance. Effective upon G&C approval through December 31, 2020. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

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

#87 Authorized the Division of Public Works Design and Construction to enter into a contract with Gerard A. LaFlamme Inc., Manchester, NH, for the Install Emergency Power for New Heating Systems at Spaulding and Legislative Office Building, Concord, NH, for a total price not to exceed \$197,330. (2)Further authorized a contingency in the amount of \$20,000 for unanticipated site expenses, bringing the total to \$217,330. Effective upon G&C approval through October 1, 2020. **100% Capital-General Funds.**

#88 Authorized a Working Capital Warrant in the amount of \$450,000,000 to cover the payment of expenditures for the month of April 2020.

#89 Authorized the Division of Personnel's request for wavier of classification decisions. Effective upon G&C approval.

#90 Authorized the State Suggestion and Extraordinary Services Award Evaluation Committee to award a net sum of \$500 to Glen J. Deveau from the Department of Administrative Services. Effective upon G&C approval.

#91 Authorized the Division of Public Works Design and Construction to enter into a contract amendment with Structuretone LLC, Boston, MA (originally approved by G&C on 7-19-17, item #128), to establish an allowance increase for Steam Conversion, Dolloff, Spaulding and Medical and Surgical Buildings, Concord, NH, by increasing the amount by \$24,500 from \$2,097,524.94 to \$2,122,024.94, and by extending the completion date of May 1, 2018 to April 30, 2020. **100% General Funds.**

#92 Authorized the Division of Public Works Design and Construction to enter into a contract amendment with Gerard A. LaFlamme Inc., Manchester, NH (originally approved by G&C on 9-18-19, item #106), to establish a contingency for Install Emergency Power for New Heating Systems in Concord, NH, by increasing the amount by \$43,700 from \$101,100 to \$144,800, and by extending the completion date of May 15, 2020 to September 30, 2020. **100% General Funds.**

#93 Authorized the Division of Public Works Design and Construction to enter into a **retroactive** contract with Paradigm Plumbing, Heating and Air Conditioning Inc., Hooksett, NH, for SYSC Water Heater Replacements, Manchester, NH, for a total price not to exceed \$200,000. Effective upon G&C approval through April 6, 2020. **100% General Funds.**

#94 Authorized the Division of Public Works Design and Construction to enter into an agreement with Smith Alvarez Sienkiewicz, Burlington, VT, for Professional Services for the Newington Turnpike Maintenance Facility, Newington, NH, for a total price not to exceed \$911,743. (2)Further authorized a contingency in the amount of \$91,174 for unanticipated expenses, bringing the total to \$1,002,917. (3)Further authorized the amount of \$25,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction for engineering services provided, bringing the total to \$1,027,917. Effective upon G&C approval through June 30, 2022. **100% Turnpike Funds.**

#95 Authorized the Bureau of Purchase and Property to exercise an option to extend the contract with NH #1 Rural Cellular Inc (US Cellular), Chicago, IL (originally approved by G&C on 6-29-16, item #133), for the provision of wireless cellular and data service, by increasing the price by \$400,000 from \$800,000 to \$1,200,000, and by extending the end date from April 1, 2020 through September 30, 2020.

#96 Authorized the Bureau of Purchase and Property to exercise an option to extend the contract with Sprint Solutions Inc., Overland Park, PA (originally approved by G&C on 10-5-16, item #46), for the provision of wireless cellular and data service, by increasing the price by \$100,000 from \$200,000 to \$300,000, and by extending the end date from April 1, 2020 through September 30, 2020.

#97 Authorized the Bureau of Purchase and Property to exercise an option to extend the contract with Cellco Partnership d/b/a Verizon Wireless of Basking Ridge, NJ (originally approved by G&C on 6-15-16, item #94), for the provision of wireless cellular and data service, by increasing the price by \$1,250,000 from \$2,500,000 to \$3,750,000, and by extending the end date from April 1, 2020 through September 30, 2020.

#98 Authorized the Division of Purchase and Property to enter into a contract with The Segal Company, New York, NY, for a wage and benefits total compensation comparison study, in an amount not to exceed \$125,000. Effective upon G&C approval through March 11, 2022.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday March 25, 2020, at the State House, Concord, New Hampshire.

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