

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
April 19, 2017 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Pledge of Allegiance led by Executive Councilor Kenney.
- Music: Music Director Paul Bourgelais and the Franklin High School Band.
- Proclamation: NH Wildfire Awareness Week- Division of Forests & Lands in conjunction with the winners of the Smokey Bear/Woodsy Owl Poster Contest Winners.
- Commendation: Groveton High School Eagle Boys Varsity Basketball Team, Division IV State Champions.
- Commendation to Lieutenant Colonel Joseph D. Kenney commending him for his service with the United States Marine Corps and his unwavering support of the Armed Forces of the United States of America.

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The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Kenney voted to approve the minutes of April 5, 2017.

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The Governor and Executive Council, on motion of Councilor Wheeler, seconded by Councilor Pappas, approved the appointment of several persons nominated for Civil Commissions from the April 5, 2017 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignations:

Director Division of Enforcement and Licensing State Liquor Commission

James M. Wilson, Pittsfield

Effective: April 19, 2017

Business Finance Authority

Edward F. Caron, Hudson

Effective: April 19, 2017

Executive Branch Ethics Committee

James A. Normand, Manchester

Effective: April 19, 2017

Independent Investment Committee

Harold W. Janeway, Webster

Effective: April 19, 2017

NH Judicial Branch 6th Circuit Court Franklin

Hon. Edward M. Gordon, Bristol

Effective: July 1, 2017

CONFIRMATIONS

The Governor and Council confirmed the following:

Board of Home Inspectors - RSA 310-A:186

(Public Member)

Damon E. Burt, Strafford

Succeeding: Wayne H. Moore, Epsom (resigned)

Effective: April 19, 2017

Term: April 1, 2022

Board of Licensure of Interpreters for the Deaf and Hard of Hearing - RSA 326-I:3

(Recommended by N.H. Registry of Interpreters for the Deaf)

Ashley G. Woods, Manchester

Effective April 19, 2017

Succeeding: Luce Aubry, Portsmouth (term ended)

Term: October 10, 2019

Board of Professional Geologists - RSA 310-A:120

(Public Member)

Adam Dumville, Exeter

Effective: April 19, 2017

Succeeding: Philip R. Braley, Concord (resigned)

Term: February 14, 2021

Commissioner for the Department of Labor - RSA 273:1 – Councilor Pappas voted no.

Kenneth Merrifield, Franklin

Effective: April 19, 2017

Succeeding: James Craig, Manchester (term ended)

Term: August 30, 2019

Salary: \$86,725.60

(He will be sworn in only after resigning as Mayor of Franklin)

Division of Fire Standards and Training and Emergency Medical Services Director - RSA 21-P:12-a

Deborah A. Pendergast, Gilford

Effective: April 19, 2017

Reappointment

Term: March 31, 2021

Salary: \$108,961.32

Electricians' Board - RSA 319-C:4

(Master Electrician)

Matthew C. Connors, Bedford

Effective: July 1, 2017

Succeeding: Romeo Dupuis, Jr.

Term: June 30, 2022

Family Mediator Certification Board - RSA 328-C:4

(Mental Health Professional)

Mark J. Ciocca, Penacook

Effective: April 19, 2017

Succeeding: I. Terry Sturke, Concord (term ends 4/10/17)

Term: April 10, 2020

Independent Investment Committee - RSA 100-A:14-b

Keith Quinton, Hanover

Effective: April 19, 2017

Succeeding: Harold Janeway, Webster

Term: Pleasure of the Governor

Judicial Council - RSA 494:1

(Lay Person)

Dino A. Scala, Wakefield

Effective: April 19, 2017

Succeeding: Henry P. Mock, Jackson (term ended)

Term: January 1, 2020

NOMINATIONS

The following nominations were submitted:

Artist Laureate - RSA 3-D

Gary Samson, Hopkinton

Effective: Upon Confirmation

Succeeding: Rodney Miller, Antrim

Term: February 18, 2018

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

Sarah Stewart, Manchester

Effective: Upon Confirmation

Succeeding: Emile Birch, Canaan

Term: November 23, 2021

State Board of Education - RSA 21-N:10

(District 4)

Andrew Cline, Bedford

Effective: Upon Confirmation

Succeeding: Thomas Raffio, Bow

Term: January 31, 2021

Board of Registration of Funeral Directors and Embalmers - RSA 325:2

(Public Member)

Vincent A. Baiocchetti III, Gilmanton Iron Works

Succeeding: Randy S. Gordon, Merrimack

Effective: Upon Confirmation

Term: November 25, 2021

Juvenile Parole Board - RSA 170-H:3

Barry Nilson, Amherst

Succeeding: Yvonne M. Vissing, Chester

Effective: Upon Confirmation

Term: July 1, 2021

Board of Licensing for Alcohol and Other Drug Use Professionals - RSA 330-C:3

(Master Licensed Alcohol and Drug Counselor)

Jacqueline H. Abikoff, Gilford

Succeeding: Kelly M. Reardon, Raymond

Effective: Upon Confirmation

Term: January 28, 2020

Board of Licensing for Alcohol and Other Drug Use Professionals - RSA 330-C:3

(Public Member)

Tim Turmelle, Stratham

Succeeding: Michael Lopez, Manchester (resigned)

Effective: Upon Confirmation

Term: January 28, 2018

Mechanical Licensing Board - RSA 153:27-a

Steven Guercia, Concord

Succeeding: Terrell P. Swain, Plymouth

Effective: Upon Confirmation

Term: October 2, 2018

Volunteer New Hampshire Board of Directors - RSA 19-H

William W. Boyd III, Merrimack

Succeeding: Kerri S. Tasker, Penacook

Effective: Upon Confirmation

Term: November 18, 2018

Volunteer New Hampshire Board of Directors - RSA 19-H

Timothy J. Acerno, Epping

Succeeding: Patricia Morris, Center Barnstead

Effective: Upon Confirmation

Term: October 7, 2018

CONSENT CALENDAR AGENDA

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

BANKING DEPARTMENT

#A. Authorized the request for one employee or their designee to travel to Meredith, NH, for five days of in-state travel from April 24-28, 2017 for the purpose of examination, and to receive a \$920 cash advance to cover anticipated expenses. **100% Other Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Human Resource Management

#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 Prescott, seconded by Councilor Pappas, and with Councilor Wheeler voting **no**, authorized to enter Candace Puchacz into an educational tuition agreement with Rivier University, Nashua, NH, to participate in Social and Cultural Foundations during the period of May 15, 2017 through June 29, 2017, and to pay said costs in the amount of \$1,635. **66% General, 34% Federal Funds.**

STATE TREASURY

#C. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$68,790 and the State Treasurer to issue checks in the amount of \$68,790.18 to the rightful owners of abandoned or unclaimed funds.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
New Hampshire Hospital**

#A. Authorized to accept donations from July 1, 2016 through December 30, 2016, from contributors, in the amount of \$27,677.60, and deposit into the NH Hospital Resident Benefit Fund.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
New Hampshire Hospital**

#B. Authorized to accept non-monetary donations received during the period of July 1, 2016 through December 30, 2016.

DEPARTMENT OF TRANSPORTATION

#C. Authorized the Bureau of Highway Maintenance to accept 29,850 trash bags, with a reported value of \$3,162.11 from New Hampshire the Beautiful Inc., for use in the Sponsor-a-Highway Program.

DEPARTMENT OF CORRECTIONS

#D. Authorized to accept a nonmonetary donation from Children's Literacy Foundation, Duncan McDougall, Executive Director, Waterbury Center, VT, of three literacy seminars for residents, two family storytelling events for parents and children, 1,250 books for participants to give or send to their children, and postage and envelopes for mailing books with a total value of \$15,500 for use by the population at the Northern NH Correctional Facility in Berlin, NH.

DEPARTMENT OF EDUCATION

#E. Authorized the Division of Career Technology and Adult Learning, Services for Blind and Visually Impaired, to accept a donation to the Department of Education's Independent Services (Blind) funds in the amount of \$150 from Ms. Olga F. Robitaille.

#3 NOT USED

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

THE ADJUTANT GENERAL'S DEPARTMENT

#A. Authorized the nomination of Captain Joel E. Webley, Wakefield, MA, 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.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Family Assistance**

#A. Authorized to exercise a no-cost renewal option for **sole source** agreements with the vendors as detailed in letter dated February 23, 2017 (originally approved by G&C on 8-3-16, Late Item A), for the provisions of substance use disorder treatment services, residential and/or supportive housing, and wraparound services to pregnant and/or parenting women who are experiencing substance use disorders; have income at or below the 185% Federal Poverty Level; and are homeless, or at risk of becoming homeless in Strafford County. Effective July 1, 2017 through June 30, 2018. **100% Federal Funds.**

REGULAR AGENDA

BUSINESS FINANCE AUTHORITY

The Governor and Council acted as follows:

#6 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, and further on a roll call vote as follows: Councilor Kenney – yes, Councilor Volinsky – yes, Councilor Prescott – yes, Councilor Pappas – yes, and Councilor Wheeler – yes, voted to hold a Public Hearing with respect to the financing of a loan to Strafford Economic Development Corporation located in Dover, NH. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON APRIL 19, 2017
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 11:25 a.m., the Governor announced that the next matter to be considered would be loan made by the Business Finance Authority to Strafford Economic Development Corporation to finance a line of credit for expansion and retention of businesses and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Mike Donahue, Senior Credit Officer of the Authority briefly explained the project and Dennis McCann, Executive Director of the Strafford Economic Development Corporation. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Wheeler introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY TO STRAFFORD ECONMIC DEVELOPMENT CORPORATION" and moved its adoption, which was seconded by Councilor . There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Kenney, Councilor Volinsky, Councilor Prescott, Councilor Pappas and Councilor Wheeler; those abstaining were Councilor(s): None; and those voting against were: None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN
UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY OF
THE STATE OF NEW HAMPSHIRE TO STRAFFORD ECONOMIC DEVELOPMENT CORPORATION**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to a loan by the Authority to Strafford Economic Development Corporation (the "Borrower") in the original principal amount of up to \$1,000,000 which will be increased by \$500,000 to a total of \$1,500,000 to provide additional loan capital to support the expansion and retention of businesses (the "Loan");

WHEREAS, pursuant to the provisions of RSA Chapter 162-A, the Governor and Council is authorized to approve the recommendation of the Authority and to authorize and approve the Loan by the Authority upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council will receive all the documentation and information with respect to the proposed Loan by the Authority; and

WHEREAS, further action by the Authority with respect to the proposed transaction is subject to the passage of this Resolution and cannot be taken until after its passage.

NOW, THEREFORE, it is hereby resolved that:

1. Findings and Determination. On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:

a. Special Findings.

(i) The Loan in consistent with local or regional development plans or policies.

b. General Findings.

(i) The Loan that the Authority has proposed will serve a public use and provide a public benefit.

(ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.

(iii) The Loan that the Authority has proposed will preserve or increase the social welfare or economic prosperity of the State and one or more of its political subdivisions, and will promote the general welfare of the State's citizens.

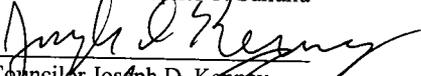
(iv) The Loan that the Authority has proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

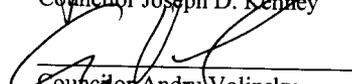
2. Approval. Governor and Council approve the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of the loan documents substantially in the form submitted to Governor and Council and to take such further action as the act with respect to the transaction as may be required.

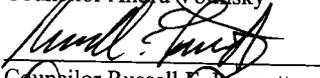
3. Effective Date. This Resolution shall take effect upon its passage.

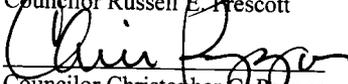
Passed and agreed to April 19, 2017.

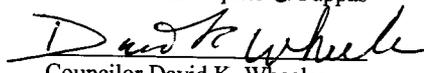

Governor Christopher T. Sununu


Councilor Joseph D. Kenney


Councilor Andru Volinsky


Councilor Russell E. Prescott


Councilor Christopher C. Pappas


Councilor David K. Wheeler

#7 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, and further on a roll call vote as follows: Councilor Kenney – yes, Councilor Volinsky – yes, Councilor Prescott – yes, Councilor Pappas – yes, and Councilor Wheeler – no, voted to hold a Public Hearing to approve an award of a State Guarantee under RSA 162-A:13 with respect to a loan from TD Bank to Benson Woodworking Company, Inc. located in Walpole, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON APRIL 19, 2017
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 11:30 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guaranteed Asset Program of the Business Finance Authority in connection with a loan to be made by TD Bank to Benson Woodworking Company, Inc., and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Volinsky introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM TD BANK TO BENSON WOODWORKING COMPANY, INC." and moved its adoption, which was seconded by Councilor Pappas. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Kenney, Councilor Volinsky, Councilor Prescott and Councilor Pappas; those abstaining were Councilor(s): None; and those voting against were Councilor Wheeler. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18
AWARDING A STATE GUARANTEE UNDER RSA 162-A:13
WITH RESPECT TO A LOAN FROM
TD BANK TO BENSON WOODWORKING COMPANY, INC.**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to eighty percent (80%) of the principal amount of a loan up to \$5,900,000 from TD Bank to Benson Woodworking Company, Inc. pursuant to RSA 162-A:13 (the Guaranteed Asset Program or the "GAP Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed eighty percent (80%) of the proposed financing;

WHEREAS, pursuant to the provisions of RSA Chapter 162-A, the Governor and Council is authorized to approve the recommendation of the Authority and to award the recommended guarantee upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council have received all the documentation and information with respect to the proposed award of the Authority's guarantee which they have requested; and

WHEREAS, further action by the Authority with respect to the proposed transaction is subject to the passage of this resolution and cannot be taken until after its passage;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. Findings and Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special Findings.

(i) The award of the guarantee as proposed will contribute significantly to the success of the financing.

(ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and insure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) General Findings.

(i) The award of the guarantee as proposed will serve a public use and provide a public benefit.

(ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.

(iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.

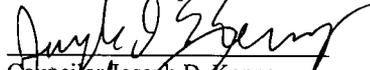
(iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

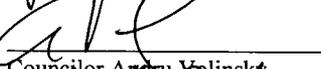
2. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the award of the guarantee as may be required and authorize the Authority to take such further action with respect to such proposed execution as is necessary and appropriate to carry out the proposed transaction.

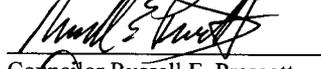
3. Effective Date. This resolution shall take effect upon its passage.

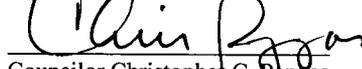
Passed and Agreed to April 19, 2017.


Governor Christopher T. Sununu


Councilor Joseph D. Kenney


Councilor Andre Volinsky


Councilor Russell E. Prescott


Councilor Christopher C. Rappas

Councilor David K. Wheeler

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Office of the Commissioner

#8 Authorized to transfer general funds in the amount of \$18,701,036, increase Federal revenues in the amount of \$24,392,767 and increase related Other revenues in the amount of \$6,392,434. Effective upon G&C approval through June 30, 2017. **Contingent upon Fiscal Committee approval on April 14, 2017.**

Office of Health Equity

#9 Authorized to enter into agreement with the vendors as detailed in letter dated March 15, 2017, for Targeted Assistance to provide employment and social services for refugees in NH in an amount not to exceed \$192,000. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

Division for Children, Youth & Families

#10 Authorized to amend agreements with the vendors as detailed in the letter dated March 1, 2017 (originally approved by G&C on 6-18-14, item #70), for the facilitation of the Family Assessment and Inclusive Reunification Program in order to reallocate the budgets amongst the vendors with no change to the total price of \$1,095,856 and no change to the completion date of June 30, 2018. **100% Federal Funds.**

#11 Authorized to exercise a renewal option and amend an existing contract with Amy Kelley, Manchester, NH (originally approved by G&C on 3-9-16, item #12), to continue the provision of master licensed alcohol/drug abuse counseling services, by increasing the price by \$97,250 from \$127,172 to an amount not to exceed \$224,422, and by extending the completion date from June 30, 2017 to June 30, 2018. **100% Federal Funds.**

Division for Behavioral Health

#12 Authorized to enter into an agreement with the University of NH, Durham, NH, for the training and coaching of NH Wraparound Coordinators, for an amount not to exceed \$15,000. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

#13 Authorized to enter into an agreement with University of NH, Durham, NH, to provide services for the provision of creating a Workforce Development Plan for State Youth Treatment-Planning, in an amount not to exceed \$90,000. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

#14 Authorized the Division for Behavioral Health to amend an agreement with Earl S. Carrel, Manchester, NH (originally approved by G&C on 6-19-13, item #115), to increase the number of cases for legal services, by increasing the price by \$12,648 from \$173,476 to an amount not to exceed \$186,124. Effective upon G&C approval through June 30, 2017. **100% General Funds.** (2) Further authorized to amend a **sole source** agreement with Purcell Law Office, Portsmouth, NH (originally approved by G&C on 5-4-16, item #10), to increase the number of cases for legal services, by increasing the price by \$11,036 from \$21,886 to an amount not to exceed \$32,922. Effective upon G&C approval through June 30, 2017. **100% General Funds.**

#14A **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, voted to **table** the request to enter into an agreement with Harbor Homes Inc., Nashua, NH, for the provision of Mobile Crisis Services and Supports, in an amount not to exceed \$2,877,226. (2) Further authorized to provide Harbor Homes Inc., with an advance payment in an amount not to exceed \$250,000 for start-up costs. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#14B Authorized to exercise a renewal option to an existing agreement with Harbor Homes Inc., Nashua, NH (originally approved by G&C on 10-29-14, item #16), by increasing the price by \$8,424,320 from \$10,038,853 to \$18,463,173, and by extending the completion date from June 30, 2017 to June 30, 2019, effective July 1, 2017. **100% General Funds.** (2) Further authorized to enter into a **sole source** amendment with Harbor Homes Inc., to expand the Housing Bridge Subsidy program to provide housing services to former inmates with substance use disorders who are re-entering the community, by increasing the price by \$500,000 from \$18,463,173 to \$18,963,173. Effective upon G&C approval through the original end date of June 30, 2019. **100% Governor Commission Funds.**

Division of Public Health Services

#15 Authorized to enter into an agreement with Keene State College of the University System of NH, Keene, NH, to provide physical activity consultation in child care, in an amount not to exceed \$15,000. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#16 Authorized to enter into an agreement with JSI Research & Training Institute Inc., d/b/a Community Health Institute, Bow, NH, to assist the Department with providing Maternal, Infant and Early Childhood Visiting services and ensuring tobacco use intervention services are readily available to individuals in need of services in an amount not to exceed \$297,499. Effective upon G&C approval through June 30, 2018. **100% Federal Funds.**

#17 Authorized to amend a contract with the Foundation for Healthy Communities, Concord, NH (originally approved by G&C on 9-3-14, item #20), to continue assisting Critical Access Hospitals to improve quality of care for Medicare beneficiaries, by increasing the price by \$81,918 from \$563,077 to an amount not to exceed \$644,995. Effective upon G&C approval through August 31, 2017. **100% Federal Funds.**

#18 Authorized to amend agreements with the vendors as detailed in letter dated February 14, 2017 (originally approved by G&C on 5-15-13, item #'s 47, 48, & 49), to provide statewide Women, Infants and Children, Commodity Supplemental Food Program, and Breastfeeding Peer Counseling program, by increasing the price by \$66,695 from \$13,272,003 to \$13,338,698. Effective upon G&C approval through the original completion date of June 30, 2017. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#19 Authorized the Division of Finance and Contracts to transfer funds between various accounts and classes in the amount of \$569,117. Effective upon G&C approval through June 30, 2017. **100% Highway Funds. Contingent upon Fiscal Committee approval on April 14, 2017.**

#20 Authorized the Bureau of Right of Way to sell a 0.62 +/- acre parcel of State owned land improved with a single-family residence located at 216 Thompson Road in the Town of Conway to Barry and Nora Lorion for \$135,000 plus a \$1,100 Administrative Fee. (2)Further authorized to compensation Keller William Lakes and Mountain Realty from the proceeds in the amount of \$6,750 for real estate services. Effective upon G&C approval. The net proceeds are \$128,250 ($\$135,000 - \$6,750 = \$128,250$). Originally purchased with 94.08% Federal, 5.92% Highway Funds.

#21 Authorized the Bureau of Right of Way to pay property owners \$10,735 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period from February 14, 2017 through March 16, 2017.

#22 Authorized the Bureau of Right of Way to sell a 3.55 +/- acre parcel of State owned land improved with a single-family residence located at 72 Range Road in the Town of Windham to Alex Ray Windham LLC for \$690,000 plus a \$1,100 Administrative Fee. (2)Further authorized to compensation NAI Norwood Group from the proceeds in the amount of \$39,500 for real estate services. Effective upon G&C approval. The net proceeds are \$650,500 ($\$690,000 - \$39,500 = \$650,500$). Originally purchased with 89.19% Federal, 10.81% Highway Funds.

#23 Authorized the Bureau of Right of Way to pay property owners \$436,000 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period from March 16, 2017 through March 23, 2017.

#24 Authorized the Bureau of Planning and Community Assistance to enter into an agreement with the City of Nashua to provide funding and services under the Federal Aid Highway Program (Earmark NH-003) through a local project administration process, for an amount totaling \$4,445,000. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

#25 Authorized the Bureau of Planning and Community Assistance to enter into agreements totaling \$7,226,812.60 with the sub-recipients as detailed in letter dated April 4, 2017, to provide funding and services under the Federal Transportation Alternatives Program through a local project administration process. Effective upon G&C approval for fiscal years 2017, 2018, 2019 and 2020. **100% Federal Funds.**

#26 Authorized the Bureau of Aeronautics to budget and expend prior year carry-forward funds in the amount of \$41,588 to fund NH public use airports as prescribed by State statute. Effective upon G&C approval through June 30, 2017. **100% Agency Income – Aeronautics Registration Fees.**

#27 Authorized the Bureau of Transportation Systems Management & Operations to enter into a **sole source** lease agreement with Whittier Communications Inc., Rochester, NH, for communications facility and tower space located at the summit of Mount Nickerson, Ossipee, NH, at a total cost of \$31,854.81. Effective upon G&C approval through January 1, 2022. **62% Highway, 37% Intra-Agency Transfers and 1% Agency Income Funds.**

#28 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 51 miles in District III in Carroll and Grafton Counties, on the basis of a low bid of \$3,363,685. Effective upon G&C approval through September 29, 2017. **8% Highway, 92% Other (41% Betterment, 51% Agency Income) Funds.**

#29 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 61 miles in District V in Hillsborough, Merrimack and Rockingham Counties, on the basis of a low bid of \$4,040,933.50. Effective upon G&C approval through November 3, 2017. **8% Highway, 92% Other (41% Betterment, 51% Agency Income) Funds.**

#30 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 65 miles in District I in Coos and Grafton Counties, on the basis of a single bid of \$5,284,207.50. Effective upon G&C approval through September 29, 2017. **8% Highway, 92% Other (41% Betterment, 51% Agency Income) Funds.**

#31 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 61 miles in District II in Grafton and Sullivan Counties, on the basis of a single bid of \$4,385,331. Effective upon G&C approval through September 29, 2017. **8% Highway, 92% Other (41% Betterment, 51% Agency Income) Funds.**

#32 Authorized the Bureau of Construction to enter into a contract with GMI Asphalt LLC, Belmont, NH, for resurfacing of approximately 27 miles in District II in Merrimack, Grafton and Sullivan Counties, on the basis of a low bid of \$1,671,749.25. Effective upon G&C approval through September 29, 2017. **8% Highway, 92% Other (41% Betterment, 51% Agency Income) Funds.**

#33 Authorized with Councilor Wheeler voting **no**, the Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA, for resurfacing of approximately 33 miles of mainline on the Blue Star and Spaulding Turnpike as well as the Seabrook Welcome Center, on the basis of a low bid of \$3,539,442.62. Effective upon G&C approval through September 29, 2017. **100% Turnpike Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#33A The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized an increase of \$5,386.68 in the annual salary of unclassified position 9U576, Director, Agency Software Division, Michael O'Neil, salary grade HH, from \$103,574.64 to \$108,961.32 effective March 9, 2017.

JUDICIAL COUNCIL

#34 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized to receive an additional appropriation from funds not otherwise appropriated in the total amount of \$760,000. Effective July 1, 2016 through June 30, 2017. **100% General Funds. Contingent upon Fiscal Committee approval on April 14, 2017.**

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#35 Authorized the NH State Library to **retroactively** renew membership with the Chief Officers of State Library Agencies, Lexington, KY, in the amount of \$5,000 for the period of January 1, 2017 through December 31, 2017. **100% Federal Funds.**

#36 Authorized to make unencumbered stipend payments to applicants for travel expenses related to interviews with the search committee in an amount not to exceed \$1,000. Effective upon G&C approval through June 30, 2017. **100% Other Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#37 Authorized the Division of Forests and Lands to relocate a portion of an existing utility easement across Franconia Notch State Park in the vicinity of the Flume Visitor Center in Lincoln, NH. Effective upon G&C approval. No State Funds.

#38 Authorized the Division of Parks and Recreation to enter into a contract with Skid Steer Services LLC, Naples, ME, in the amount of \$64,323 for beach grading services at Hampton Beach and Wallis Sands State Parks. Effective upon G&C approval through May 12, 2017. **100% Agency Income.**

#39 Authorized the Division of Parks and Recreation, Cannon Mountain Aerial Tramway and Ski Area to amend a contract with Sunri LLC d/b/a Sport Thomas, Lincoln, NH (originally approved by G&C on 5-14-15, item #88), for All-Terrain Bicycle Rental and Return Shuttle Service during the summer operations at Cannon Mountain and Franconia Notch State Park, by extending the completion date to April 30, 2019 from April 30, 2017. No State Funds. (2)Further authorized to accept a monthly commission payment of 20% to be made by Sport Thoma.

#40 Authorized the Division of Parks and Recreation, Bureau of Trails to award a Recreational Trails Program grant to the North Country Council, Littleton, NH, in the total amount of \$30,000 to conduct a trails planning initiative. Effective upon G&C approval through December 31, 2017. **100% Federal Funds.**

#41 Authorized the Division of Travel and Tourism Development to award a grant to the NH Lodging & Restaurant Association in an amount not to exceed \$5,000 for their 2017 out-of-state marketing project under the Joint Promotional Program. Effective upon G&C approval through July 31, 2017. **100% General Funds.**

#42 NOT USED

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#43 Authorized to pay the Northeast Association of Fish and Wildlife Agencies, Petersburg, NY, \$3,000 annual membership dues. Effective upon G&C approval through June 30, 2017. **100% Fish and Game Funds.**

#44 Authorized to enter into a non-exclusive no cost contract with Kevin Inc., d/b/a Kittery Trading Post, Kittery, ME, authorizing the purchase and sale of Department-branded merchandise. Effective upon G&C approval through June 30, 2019.

#45 Authorized to accept and expend \$34,500 in federal funds from the US Fish and Wildlife Service for the purpose of culturing and stocking anadromous Rainbow Smelt in an effort to restore declining population numbers in Great Bay Estuary. Effective upon G&C approval through June 30, 2017. (2)Further authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH UNH, to assist with the program by raising the Rainbow Smelt at the UNH Aquaculture Research Center, in the amount of \$69,500. Effective upon G&C approval through December 31, 2018. **100% Federal Funds.**

#46 Authorized to enter into a **sole source** Cooperative Project Agreement with University of NH to carry out endangered seabird conservation, for a total of \$122,762. Effective upon G&C approval through March 31, 2019. **65% Federal, 35% Conservation License Plate Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#47 Authorized to enter into an agreement with the Southwest Region Planning Commission, Keene, NH, to complete the *Spofford Lake Watershed-Based Management Plan*, in the amount of \$26,850. Effective upon G&C approval through December 31, 2018. **100% Federal Funds.**

#48 Authorized to amend a loan agreement with the Salt River Condominium Association Inc., Stratham, NH (originally approved by G&C on 5-8-14, item #58), by increasing the loan amount by \$110,500 from \$49,500 to \$160,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund (DWSRF) Repayment Funds.**

#49 Authorized to enter into an agreement with P&H Senesac Inc., Milton, VT, for digester cleaning and sludge dewatering, in the amount of \$69,000. Effective upon G&C approval through June 30, 2017. **100% WRBP Funds.**

#50 Authorized to enter into a grant agreement with the Town of Rollinsford, NH, in an amount not to exceed \$109,336 to partially fund the purchase of a new fire truck. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

DEPARTMENT OF EDUCATION

#50A The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, authorized the Division of Career Technology and Adult Learning to enter into a **sole source** holdover amendment to the existing lease with Riverside Properties of Nashua Inc., Nashua, NH (originally approved by G&C on 2-22-12, item #63B), for continued occupancy of the Nashua Vocational Rehabilitation Office, by increasing the price in the amount of \$57,000 to \$342,000 from \$285,000, and by extending the end date from April 30, 2017 to April 30, 2018. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#51 Authorized the Division of Motor Vehicles to accept and expend \$64,001 from the NH Department of Safety, Office of Highway Safety to conduct a public information campaign for radio non-commercial announcements that focus on the importance of “sharing the road” and motorcycle training courses that will be aired on NH radio stations, as well as for the purchase of replacement motorcycle for the program. (2)Further authorized to enter into a contract with WBIN Media Co Inc., Portsmouth, NH, in an amount not to exceed \$49,740 for the purpose of the creation, production, distribution, and promotion of radio announcements focusing on the importance of “motorcycle awareness and sharing the road” and on upcoming motorcycle rider training courses. Effective upon G&C approval through June 30, 2017. **100% Agency Income.**

#52 Authorized the Office of Highway Safety to amend its **sole source** contractual agreement with AAA Northern New England, Portland, ME (originally approved by G&C on 2-15-17, item #50), by changing the scope of services to better coordinate the “Slow Down, Move Over” public service announcement dedicated to highway safety. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

#53 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Bow to purchase and install a generator at the community’s Emergency Operations Center for a total amount of \$37,844. Effective upon G&C approval through September 30, 2017. **100% Federal Funds.**

#54 Authorized the Division of State Police to pay overtime in the amount of \$90,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at the Detective Bureau. The \$90,000 represents the estimate of additional funds needed for the pay periods covering March 3, 2017 through May 25, 2017 of state fiscal year 2017. Effective upon G&C approval through June 30, 2017. **100% Agency Income.**

#55 Authorized the Division of State Police to pay overtime in the amount of \$300,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at the Traffic Bureau. The \$300,000 represents the estimate of additional funds needed for the pay periods covering March 3, 2017 through May 25, 2017 of state fiscal year 2017. Effective upon G&C approval through June 30, 2017. **52.17% General, 25% Highway, 22.83% Turnpike Funds.**

#56 Authorized with Councilor Wheeler voting **no**, the Division of Motor Vehicles to amend a contract with Gordon-Darby, Louisville, KY (originally approved by G&C on 4-18-12, item #114), to provide On-Demand Inspection Sticker printing as provided for in the original contract. Effective upon G&C approval through June 30, 2019. No State Funds. Funding for services will be paid by the licensed inspection stations and inspection customers.

DEPARTMENT OF JUSTICE

#56A The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to amend a three year **sole source** agreement with LexisNexis, Branford, CT (originally approved by G&C on 7-22-15, item #127A), by correcting the pricing structure of the existing contract, and by increasing the price by \$2,692 from \$255,298 to \$257,990. Effective upon G&C approval through July 31, 2018. **100% General Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#57 Authorized the Division of Public Works Design and Construction to enter into a contract with The Melanson Company Inc., Keene, NH, for the Tactical Center Roof Replacement in Concord, NH, for a total price not to exceed \$175,000. (2)Further authorized a contingency in the amount of \$20,000 to provide for additional unanticipated expenses, bringing the total to \$195,000. Effective upon G&C approval through June 30, 2017. **100% General Funds.**

#58 Authorized the Division of Public Works Design and Construction to enter into a contract with Hutter Construction Corp., New Ipswich, NH, for the Adjutant General's Department/New Hampshire Army National Guard Field Maintenance Shop located in Rochester, NH, for a total price not to exceed \$7,195,000. (2)Further authorized a contingency in the amount of \$402,000 for unanticipated structural expenses or owner initiated changes, bringing the total to \$7,597,000. Effective upon G&C approval through December 14, 2018. **100% Federal Funds.**

#59 Authorized to accept and place on file the report containing a list of vendors that agencies have contracted with for the period of January 1, 2017 through March 31, 2017.

#60 Authorized to accept and place on file the report containing a list of Executive Branch classified employees that have received retroactive payments relating to prior fiscal year payroll events for the period of January 1, 2017 through March 31, 2017.

#61 Authorized a Working Capital Warrant in the amount of \$325,000,000 to cover the payment of expenditures for the month of May 2017 and to augment carry forward funds from previous warrants in the amount of \$175,000,000.

#62 Authorized the Division of Public Works Design and Construction to enter into a contract with Northern Peabody LLC, Manchester, NH, for Steam Conversion at Storrs Street Warehouse and 64 South Street, Concord, NH, for a total price not to exceed \$836,000. (2) Further authorized the amount of \$15,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$851,000. Effective upon G&C approval through October 1, 2017. **100% General Funds.**

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LATE ITEMS

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#A The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky authorized under the Community Development Block Grant (CDBG) program, to award a grant to the County of Cheshire, 12 Court Street, Keene, New Hampshire, in the amount of \$300,000.00 to Monadnock Economic Development Corporation (MEDC) who will provide equity in the form of a loan to a newly formed LLC, owned by MEDC, for the redevelopment of a warehouse that will become a new state of the art production facility for Unity Building Technologies (UBT) a subsidiary of Benson Woodworking Company, Inc. (BWC). Effective upon G&C approval through December 31, 2018. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

#B The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas authorized the Division of Public Works Design and Construction to enter into a contract with R.T.H. Mechanical Contractors, Inc. (VC# 277973) Brentwood, NH, for a total price not to exceed \$1,075,395, for Steam Conversion at the New Hampshire Hospital Warehouse, Transportation Garage, Laundry, Grounds Shop and the Upham Walker House, Concord, NH. (2) Further authorize the amount of \$35,000 be approved for payment to the Department of Administrative Services, Division of Public Works Design and Construction (VC# 177875), for engineering services provided, bringing the total amount to \$1,110,395. Effective upon G&C approval through October 15, 2017, unless extended in accordance with the contract terms. **100% General Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday May 3, 2017, at the State House, Concord, New Hampshire

Honorable Board then Adjourned at 12:20 p.m.