

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House, Concord, New Hampshire  
May 18, 2016 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Reading and Pledge of Allegiance led by Governor Hassan;
- Music from Nashua Community Music School Flutists ;
- Commendation for the State Employees Charitable Campaign ; and
- Proclamation for World Trade Week (May 16-20).

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Pappas, accepted the minutes of May 4, 2016.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Pappas, approved the appointment of several persons nominated for Civil Commissions from the May 4, 2016 meeting.

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

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**RESIGNATIONS**

The Governor and Council accepted the following resignations:

State Committee on Aging

Richard D. Crocker, Meredith

Effective: June 30, 2016

Board of Dental Examiners

Marshall A. Baldassarre, Bedford

Effective: May 18, 2016

**CONFIRMATIONS**

The Governor and Council confirmed the following:

State Committee on Aging - RSA 161-F  
(Hillsborough County)

Russell A. Armstrong, Peterborough  
Reappointment

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

State Committee on Aging - RSA 161-F  
(Merrimack County)

Herbert E. Johnson, Epsom  
Reappointment

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

Justice of the New Hampshire Circuit Court - RSA 490-F

Charles L. Greenhalgh, North Conway  
Vacancy

Effective: May 18, 2016  
Term: Until 70 years of age

Justice of the New Hampshire Circuit Court - RSA 490-F – Councilor Wheeler voted NO.

Henrietta W. Luneau, Kingston  
Vacancy

Effective: May 18, 2016  
Term: Until 70 years of age

Justice of the New Hampshire Circuit Court - RSA 490-F – Councilor Wheeler voted NO.  
Edward B. Tenney, II, Hillsborough Effective: May 18, 2016  
Vacancy Term: Until 70 years of age

Board of Hearing Care Providers - RSA 137-F:3  
(Audiologist)  
Krista M. Davison, Deering Effective: May 18, 2016  
Succeeding: Mary Louise Brozena, Portsmouth (term limited) Term: April 23, 2018

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

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

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

New Hampshire Motor Vehicle Industry Board - RSA 357-C:12  
Paula M. Hiuser, Laconia Effective: May 18, 2016  
Reappointment Term: January 9, 2020

Board of Nursing - RSA 326-B  
(RN)  
Nora C. Fortin, Stratham Effective: May 18, 2016  
Reappointment Term: May 10, 2019

Special Commissioner for the Public Utilities Commission - RSA 363:20  
Michael J. Iacopino, Manchester Effective: May 18, 2016  
Term: Upon final order and order on rehearing, as needed, in Docket No. DE 16-241  
Salary: Per Diem: \$458.10 (Grade JJ; Step 6- \$119,105.48, divided by 52 weeks, divided by 5 days= \$458.10)

Site Selection Committee - RSA 482-A  
(Nominated by the NH Association of Conservation Commissions)  
Rick Van de Poll, Center Sandwich Effective: May 18, 2016  
Reappointment Term: October 11, 2018

Justice of the New Hampshire Superior Court - RSA 491:1 – Councilors Sununu and Wheeler voted NO.  
Amy B. Messer, Concord Effective: May 18, 2016  
Vacancy Term: Until 70 years of age

Volunteer New Hampshire Board of Directors - RSA 19-H  
Janna Hartley Welch, Pembroke Effective: May 18, 2016  
Reappointment Term: January 24, 2019

## NOMINATIONS

The Governor placed into nomination the following:

Community College System of New Hampshire - RSA 188-F

(General Public)

Katharine Bogle Shields, Canterbury

Reappointment

Effective: June 30, 2016

Term: June 30, 2020

Community College System of New Hampshire - RSA 188-F

(Community Service Sector)

Tricia H. Lucas, Manchester

Reappointment

Effective: June 30, 2016

Term: June 30, 2020

Lakes Management Advisory Committee - RSA 483-A

(Business & Industry Association)

Frank Lemay, Chichester

Reappointment

Effective: July 8, 2016

Term: July 8, 2019

Residential Ratepayers Advisory Board - RSA 363:28-a

(Represents interests of small business owners)

Dana C. Nute, Sanbornton

Succeeding: Deborah de Moulpied, Bow

Effective: Upon Confirmation

Term: January 5, 2018

Rivers Management Advisory Committee - RSA 483:8

(Rep. of the Granite State Hydropower Association)

Mark A. Lombardi, Hancock

Succeeding: Alan Larter, Franklin (resigned)

Effective: Upon Confirmation

Term: January 5, 2018

Speech-Language Pathology Governing Board - RSA 328-F

(Licensed SPL)

Cassandra Chapman, Manchester

Succeeding: Laura A. Darling, Loudon (term limited)

Effective: Upon Confirmation

Term: March 4, 2019

Wetlands Council - RSA 21-O:5-a

(Elected Municipal Official)

(Nominated by the NH Municipal Association)

Sheridan Brown, Grantham

Vacancy

Effective: Upon Confirmation

Term: January 3, 2018

## CONSENT CALENDAR AGENDA

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

**DEPARTMENT OF SAFETY**

#A. Authorized the Division of Homeland Security and Emergency Management's request for two employees to travel over 300 miles one way in a state vehicle in the amount of \$1,748.52 to attend the International Emergency Management Group Spring Meeting 2016 in Quebec City, Quebec, Canada from June 1-3, 2016. **66.5% Utility, 32% Federal, 1.5% Agency Income Funds.**

#B. NOT USED

### **INSURANCE DEPARTMENT**

#C. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, and with Councilor Wheeler voting **no** authorized to enter Danielle Kronk Barrick into an Educational Tuition Agreement with The University of NH, Peter T. Paul College of Business and Economics, to participate in the course "Marketing Analytics", during the period of May 31, 2016 through July 1, 2016, and to pay costs not to exceed \$2,479. **Insurance Department Administrative Assessment.**

### **NEW HAMPSHIRE LIQUOR COMMISSION**

#D. Authorized with Councilor Van Ostern recusing himself, to enter Christina M. Demers, into an educational tuition agreement with Southern NH University, Manchester, NH, to participate in the course "Capital Budgeting & Financing", during the period of May 23, 2016 through July 31, 2016, and to pay said costs in the amount of \$1,881. **100% Liquor Funds.**

### **STATE TREASURY**

#E. Authorized to issue a warrant form funds not otherwise appropriated in the amount of \$241,767 and the State Treasurer to issue checks in the amount of \$241,767.28 to the rightful owners of abandoned or unclaimed funds.

### **BANKING DEPARTMENT**

#F. Authorized to continue membership and participation in the Conference of State Bank Supervisors annual mortgage accreditation program, in the amount of \$4,000. Effective upon G&C approval through June 30, 2017. **100% Other Funds.**

### **DEPARTMENT OF SAFETY**

#G. Authorized the Division of Administration to pay annual membership dues of \$17,000 to the International Fuel Tax Agreement Inc., Chandler Blvd., Chandler, AZ. Effective July 1, 2016 through June 30, 2017. **100% Highway Funds.**

### **DEPARTMENT OF EDUCATION**

#H. Authorized the Bureau of Career Development to pay the FY 2017 Advance CTE, Silver Spring, MD, annual dues in the amount not to exceed \$5,203. Effective July 1, 2016 through June 30, 2017. **96% General, 4% Federal Funds.**

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

### **DEPARTMENT OF ADMINISTRATIVE SERVICES**

#A. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, authorized the Bureau of Education and Training, Division of Personnel, to accept donations of services from Retrieve Technologies, Manchester, NH, including filming, editing, and building a "kApp" (knowledge application) and related MP4 videos valued in the amount of \$5,000. Retrieve Technologies would create an online learning tool of the "Respect in the Workplace" program that will be available for each of the 10,000 state employees.

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

#B. Authorized to accept a donation for up to \$8,400 from the Basil W. Woods Jr. Chapter of Trout Unlimited, to hire a seasonal laborer and equipment to perform brook trout habitat surveys and population assessments on various streams in the Warner River Watershed. Effective upon G&C approval.

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

**THE ADJUTANT GENERAL'S DEPARTMENT**

#A. Authorized the confirmation of Captain Matthew B. Turk, Portsmouth, NH, for promotion to the rank of Major, NH Air National Guard.

**THE ADJUTANT GENERAL'S DEPARTMENT**

#B. Authorized the confirmation of Shawn M. O'Brien, Fremont, NH, to the rank of Brigadier General, NH Army National Guard.

**THE ADJUTANT GENERAL'S DEPARTMENT**

#C. Authorized the nomination of Lieutenant Colonel Andrew C. Anderson, Nottingham, NH, for promotion to the rank of Colonel, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

**THE ADJUTANT GENERAL'S DEPARTMENT**

#D. Authorized the nomination of Captain Karl W. Smith, Durham, NH, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

**DEPARTMENT OF JUSTICE**

#E. Authorized to reappoint Richard C. Tracy as Chief Criminal Investigator at a salary of \$80,163.20 (LG DD Step 6). Effective May 27, 2016 through May 27, 2021.

**DEPARTMENT OF JUSTICE**

#F. Authorized to appoint Sean R. Locke as an Assistant Attorney General at a salary level of \$61,500. Effective May 30, 2016 or upon G&C approval, whichever is later, through August 31, 2016.

**DEPARTMENT OF JUSTICE**

#G. Authorized to appoint Seth M. Zoracki as an Assistant Attorney General at a salary level of \$68,000. Effective upon G&C approval or June 1, 2016, whichever is later, through May 18, 2021.

**DEPARTMENT OF JUSTICE**

#H. Authorized to appoint Sean P. Gill as an Assistant Attorney General at a salary level of \$83,500. Effective upon G&C approval or May 31, 2016, whichever is the latter, through October 9, 2016.

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

**DEPARTMENT OF JUSTICE**

#A. Authorized to amend subgrants from the FFY 2014 Violence Against Women Formula Grant (originally approved by G&C on 12-16-15, item #94), for the purpose of providing services in NH for victims of violent crimes, by extending the end date from June 30, 2016 to June 30, 2017. **100% Federal Funds.**

**REGULAR AGENDA**

**BUSINESS FINANCE AUTHORITY**

#5 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Van Ostern, and further on a roll call vote as follows: Councilor Kenney – yes, Councilor Van Ostern – yes, Councilor Sununu – 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-b with respect to a loan from Claremont Savings Bank to Jewell SPE, LLC located in Claremont, 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 MAY 18, 2016  
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

\* \* \* \* \*

At approximately 11:15 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Business Loan Enhancement Program of the Business Finance Authority in connection with a loan to be made by Claremont Savings Bank to Jewell SPE, LLC., and declared that the public hearing on the subject had commenced. She 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 Kenney introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13-B WITH RESPECT TO A LOAN FROM CLAREMONT SAVINGS BANK TO JEWELL SPE,LLC." and moved its adoption, which was seconded by Councilor Van Ostern. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Kenney, Councilor Van Ostern, Councilor Sununu, and Councilor Pappas; those abstaining were: 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  
AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13-b  
WITH RESPECT TO A LOAN FROM  
CLAREMONT SAVINGS BANK TO JEWELL SPE, LLC.**

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 eleven percent (11%) of the principal amount of a loans up to \$1,278,000 from Claremont Savings Bank to Jewell SPE, LLC., pursuant to RSA 162-A:13-b (the Business Loan Enhancement Program or the "BLEP Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed eleven (11%) 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.

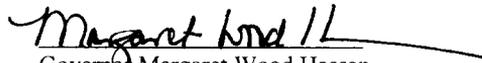
(iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.

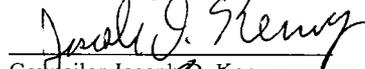
(iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

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.

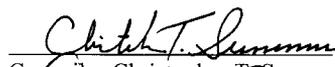
3. Effective Date. This resolution shall take effect upon its passage.

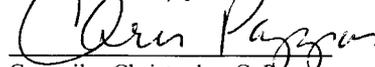
Passed and Agreed to May 18, 2016.

  
Governor Margaret Wood Hassan

  
Councilor Joseph D. Kenney

  
Councilor Colin Van Ostern

  
Councilor Christopher T. Sununu

  
Councilor Christopher C. Pappas

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Councilor David K. Wheeler

#6 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Van Ostern, and further on a roll call vote as follows: Councilor Kenney – yes, Councilor Van Ostern – yes, Councilor Sununu – yes, Councilor Pappas – yes, and Councilor Wheeler – yes, voted to hold a Public Hearing with respect to the financing of a loan to Rockingham Economic Development Corporation located in Raymond, 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 MAY 18, 2016  
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 11:20 a.m., the Governor announced that the next matter to be considered would be loan made by the Business Finance Authority to Rockingham 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. Michael Donahue, Senior Credit Officer of the Authority, 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 Pappas 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 ROCKINGHAM ECONOMIC DEVELOPMENT CORPORATION" and moved its adoption, which was seconded by Councilor Van Ostern. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Kenney, Councilor Van Ostern, Councilor Sununu, Councilor Pappas and Councilor Wheeler; those abstaining were: 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 ROCKINGHAM 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 Rockingham Economic Development Corporation (the "Borrower") in the original principal amount of \$800,000 which will be increased by \$500,000 to a total of \$1,300,000 to provide loan capital to 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.

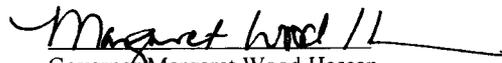
(i) The Loan that the Authority has proposed will serve a public use and provide a public benefit.

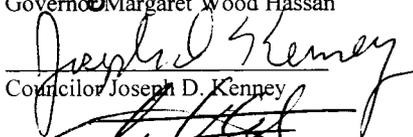
- (ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.
- (iii) The Loan that the Authority has proposed will preserve or increase the social welfare or economic prosperity of the State and one or more of its political subdivisions, 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.

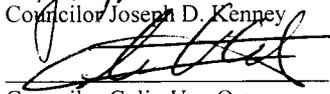
2. Approval. Governor and Council approve the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of the loan documents substantially in the form submitted to Governor and Council and to take such further action as the act with respect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

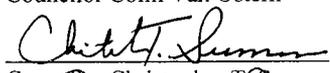
3. Effective Date. This Resolution shall take effect upon its passage.

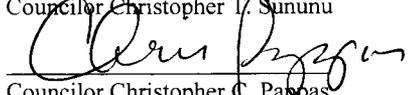
Passed and agreed to May 18, 2016.

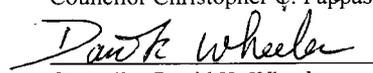
  
Governor Margaret Wood Hassan

  
Councilor Joseph D. Kenney

  
Councilor Colin Van Ostern

  
Councilor Christopher T. Sununu

  
Councilor Christopher C. Pappas

  
Councilor David K. Wheeler

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

The Governor and Council acted as follows:

#7 Authorized to accept and expend additional federal funds from the US Department of Health and Human Services, Centers for Medicare and Medicaid Services in the amount of \$10,010,000 and further to accept and expend agency income revenues received in the amount of \$10,000,000. Effective upon G&C approval through June 30, 2016. **50% Federal, 50% Agency Income-Drug Rebate Funds. Contingent upon Fiscal Committee approval on May 20, 2016.**

**Office of Medicaid Business and Policy**

#8 Authorized to exercise a renewal option with Classic Optical Laboratories Inc., Youngstown, OH (originally approved by G&C on 6-22-11, item #113), to provide vision supplies for eligible Medicaid recipients under a volume purchase agreement, by increasing the price by \$140,528.60 from \$1,402,522.03 to \$1,543,050.63, and by extending the completion date from June 30, 2016 to June 30, 2018. **50% Federal, 50% General Funds.**

#### **Division of Family Assistance**

#9 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to **table** the request to amend an existing agreement with Good News Garage LSS Inc., a subsidiary of Ascentria Care Alliance, Worcester, MA (originally approved by G&C on 5-1-13, item #37A), to provide affordable car ownership opportunities to low income individuals, by increasing the price by \$275,000 from \$1,794,700 to \$2,069,700. Effective upon G&C approval through the original end date of June 30, 2017. **100% Federal Funds.**

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

#9A Authorized to exercise a renewal option with the vendors as detailed in letter dated March 21, 2016, for the provision of Comprehensive Family Support Services, by increasing the price by \$3,212,394 from \$3,212,394 to \$6,424,788, and by extending the completion date from June 30, 2016 to June 30, 2018. Effective July 1, 2016 or upon G&C approval, whichever is later. **95.34% Federal, 4.66% General Funds.**

#9B Authorized to enter into agreements with the vendors as detailed in letter dated April 12, 2016, for the provision of juvenile court diversion, delinquency prevention and intervention services in an amount not to exceed \$173,385. Effective July 1, 2016 or upon G&C approval, whichever is later, through June 30, 2017. **100% Federal Funds.**

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

#10 Authorized to amend a contract to exercise a renewal option with JSI Research and Training Institute Inc., d/b/a Community Health Institute, Bow, NH (originally approved by G&C on 7-16-14, item #8), to conduct an overall statewide primary care assessment, by increasing the price by \$63,760 from \$71,260 to an amount not to exceed \$135,020, and by extending the completion date from June 30, 2016 to June 30, 2018. Effective July 1, 2016, or upon G&C approval, whichever is later. **100% General Funds.**

#11 Authorized to enter into a **sole source** agreement with the NH Coalition for Citizens with Disabilities Inc., Concord, NH, to provide education, advocacy, resources and support to parents of young children who have a suspected or confirmed hearing loss, in an amount not to exceed \$60,000. Effective July 1, 2016, or upon G&C approval, whichever is later, through June 30, 2018. **100% Federal Funds.**

#12 Authorized to add Abby S. Levin, Plaistow, NH, to the list of Licensed Mental Health and Alcohol and Other Drug Use Professionals that was established and originally approved by G&C on May 27, 2015, to provide outpatient mental health and/or substance abuse counseling services to clients enrolled in the NH Ryan White CARE Program. No maximum client or service volume is guaranteed. Accordingly, the price limitation among all agreements is \$30,000 each State Fiscal Year for a total of \$90,000. Effective upon G&C approval through June 30, 2018. **100% Other Funds.**

#13 Authorized to exercise a renewal option to an existing agreement with the vendors as detailed in letter dated April 11, 2016, for the provision of staffing, employment and training services, by increasing the price by \$780,000 from \$734,400 to \$1,514,400, and by extending the completion date from June 30, 2016 to June 30, 2018. **80% Federal, 20% General Funds.**

#14 Authorized with Councilor Wheeler voting **no**, to enter into an agreement with Keene State College, Keene, NH, to implement a statewide physical activity project, in an amount not to exceed \$29,000. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

#14A Authorized with Councilor Wheeler voting **no**, to amend the existing agreement with the City of Nashua, Division of Public Health and Community Services (originally approved by G&C on 7-24-13, item #27B), to develop a Climate and Health Adaptation Plan to assess and reduce the public health effects from severe weather events in the Greater Nashua area, by increasing the price by \$40,000 from \$12,736,418 to \$12,776,418. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

#14B Authorized to amend an existing **sole source** agreement with the University of NH, Durham, NH (originally approved by G&C on 2-6-13, item #39), to complete a Maternal, Infant and Early Childhood Home Visiting Program Evaluation, by increasing the price by \$354,160 from \$839,000 to \$1,193,160, and by extending the completion date from June 30, 2016 to June 30, 2017. **100% Federal Funds.**

## DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#15 Authorized the Bureau of Construction to enter into a contract with R.J. Olszak Construction Inc. d/b/a All-Ways Wrecking, Bridgewater, NH, for the demolition of buildings on two State-owned residential properties, located at 1428 NH Route 12 in Westmoreland and US Route 3 (19 Prospect Street) in Lancaster. (2) Further authorized a contingency in the amount of \$4,008.75 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 29, 2016. **100% Betterment Funds.**

#16 Authorized the Bureau of Right of Way to pay property owners \$28,925 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from April 4, 2016 through April 12, 2016.

#17 Authorized the Bureau of Rail & Transit to accept the gift of a parcel of land in Canterbury from the Concord Regional Solid Waste/Resource Recovery Cooperative for railroad use. Effective upon G&C approval.

#18 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Stephen F. Pearson, Cambridge, MA, for use of State-owned railroad property in Belmont, NH along Lake Winnisquam, in the amount of \$12,643.75. Effective July 1, 2015 through June 30, 2020.

#19 Authorized the Bureau of Bridge Design to enter into an agreement with DuBois & King Inc., Laconia, NH, for the final design for the replacement of the Red List bridge carrying NH Route 113 over Bearcamp River in the Town of Tamworth, for a total amount not to exceed \$221,321.61. Effective upon G&C approval through August 31, 2018. **100% Federal Funds.**

## DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#20 Authorized, for the benefit of the Department of Health and Human Services, to enter into a **sole source** contract amendment with Interactive Voice Applications Inc., Dallas, TX (originally approved by G&C on 6-13-07, item #20), for software enhancements and to extend the ongoing support, maintenance, and hosting services provided for the email-based Random Moment Sample service, in the amount of \$54,000 from \$155,000 to \$209,000, and by extending the end date from July 1, 2016 to June 30, 2019. **100% Other (Agency Class 27) Funds: the agency class 27 used by DHHS to reimburse DoIT for this contract is 58% General 42% Federal Funds.**

#21 **WITHDRAWN** – The agency withdrew the request, for the benefit of the Department of Health and Human Services, Division of Child Support Services, to enter into an amendment with Konica Minolta Business Solutions (originally approved by G&C on 9-22-10, item #149), for continuing services for the Enterprise Content Management Solution, by increasing the amount by \$510,000 from \$1,386,649 to \$1,896,649, and by extending the end date from June 30, 2016 to June 30, 2019. **100% Federal Funds.**

## JUDICIAL COUNCIL

#22 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized to amend the Contract Attorney Program contracts (originally approved by G&C on 5-27-15, item #77) for qualified attorneys in the State to provide for the representation of indigent defendants, by increasing the total by \$119,900 from \$3,499,600 to \$3,619,500. Effective upon G&C approval through June 30, 2017. **100% General Funds.**

## DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council acted as follows:

#23 Authorized the Division of Agricultural Development to enter into a grant with the NH Plant Growers Association, Concord, NH, in the amount of \$50,000 to create and implement a program in NH to encourage the purchase and planting of materials from the NH growers called Plant Something NH. Effective upon G&C approval through June 30, 2018. **100% Federal Funds – Specialty Crop Block Grant.**

#24 Authorized the Division of Agricultural Development to enter into a grant with the Cheshire County Conservation District, Walpole, NH, to create and conduct a program that promotes the use of NH fruits and vegetables in schools, in the amount of \$44,412. Effective upon G&C approval through June 30, 2018. **100% Federal Funds – Specialty Crop Block Grant.**

#25 Authorized the Division of Agricultural Development to enter into a grant with the Cheshire County Conservation District, Walpole, NH, for an Agricultural Mini-Grant to promote a local farm youth camp education program, in the amount of \$1,000. Effective upon G&C approval through December 31, 2016. The grantee is required to provide a 100% match to the funds. **100% General Funds.**

#26 Authorized the Division of Agricultural Development to enter into a grant with the University of NH Cooperative Extension, Durham, NH, in the amount of \$46,515 to expand specialty crop grower's access to local weather data and agricultural pest and crop models. Effective upon G&C approval through September 29, 2018. **100% Federal Funds – Specialty Crop Block Grant.**

#### **DEPARTMENT OF CORRECTIONS**

The Governor and Council acted as follows:

#27 Authorized to enter into a renewal lease agreement with Robat Holdings LLC, Manchester, NH, for the purpose of probation/parole district office space, in an amount not to exceed \$857,796. Effective June 1, 2016 through May 31, 2026. **100% General Funds.**

#28 Authorized to exercise a contract renewal option with Androscoggin Valley Hospital Inc., Berlin, NH (originally approved by G&C on 6-18-14, item #55), for the provision of providing Inpatient & Outpatient Hospital/Medical Services for the Northern NH area, by increasing the amount by \$1,198,000 from \$1,198,000 to \$2,396,000. Effective July 1, 2016 through June 30, 2018. **100% General Funds.**

#### **INSURANCE DEPARTMENT**

#29 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized to enter into a contract with Risk Management Solutions Inc., Newark, CA, to assist in performing analyses to determine the amount of insurance reserves that should be held in an Insurance Reserve Account established for the NH Turnpike System, in the amount of \$40,000. Effective upon G&C approval through June 30, 2016. **100% Other Funds.**

#### **DEPARTMENT OF LABOR**

#30 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized to budget and expend prior year carry-forward funds in the amount of \$65,500 from the Workers' Compensation Fund to fund the implementation of SB 238. Effective upon G&C approval through June 30, 2016. **100% Other Funds.**

#### **PUBLIC UTILITIES COMMISSION**

#31 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized to accept and expend \$58,995 in grant funds from the US Department of Transportation – Pipeline and Hazardous Materials Safety Administration, for non-gas related work performed in the enforcement of the Underground Utility Damage Prevention System. Effective upon G&C approval through April 30, 2017. **100% Federal Funds.**

#### **DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

The Governor and Council acted as follows:

#32 Authorized the Division of Economic Development to enter into a contract with ROI Research On Investment Inc., Montreal, Quebec, to assist the Division of Economic Development with inviting decision-makers of companies in Quebec Province to a private business event and to follow-up with invitees to secure 30 affirmative RSVPs, in the amount of \$15,000. (2)Further authorized to make an initial disbursement in the amount of \$3,750 to ROI Research On Investment Inc., in accordance with the terms of the contract. Effective upon G&C approval through December 31, 2016. **100% General Funds.**

#33 Authorized the Division of Travel and Tourism Development to award grants to the organizations as detailed in letter dated April 8, 2016, in the total amount of \$33,361.50 for their 2016/2017 in-state and out-of-state marketing projects under the Joint Promotional Program. Effective upon G&C approval. **100% General Funds.**

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

The Governor and Council acted as follows:

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

#35 Authorized to award an Aquatic Resource Mitigation Fund grant to The Nature Conservancy, Concord, NH, in the amount of \$190,500 to restore five acres of oyster reef in the Great Bay Estuary. Effective upon G&C approval through December 31, 2021. **100% Aquatic Resource Mitigation Funds.**

#36 Authorized to enter into grant agreements with the entities as detailed in letter dated April 25, 2016, totaling \$90,224, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2016. **100% Lake Restoration Funds.**

#37 Authorized a loan agreement with the Town of Salem, NH, in the amount not to exceed \$1,664,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Funds Repayment Funds.**

#38 Authorized Amy and Scott Goebel's request to perform work on Lake Winnepesaukee in Gilford.

#39 Authorized Joseph J. Bradley's request to perform work on Lake Winnepesaukee in Gilford.

#### **DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#40 Authorized the Division of Career Technology and Adult Learning to amend a contract with America's Youth Teenage Unemployment Reduction Network, Brockton, MA (originally approved by G&C on 6-24-15, Late Item B), to continue to provide youth with tuition assistance to complete industry recognized credentials that will result in increased marketability and employment, by increasing the price by \$40,000 from \$1,633,247.28 to \$1,673,247.28. Effective upon G&C approval through June 30, 2017. **100% Other Funds (WIA).**

#41 Authorized the Division of Career Technology and Adult Learning to amend a contract with NH Jobs for America's Graduates (d/b/a NH-JAG), Manchester, NH (originally approved by G&C on 6-10-15, item #102), to provide youth with tuition assistance to complete industry recognized credentials that will result in increased marketability and employment, by increasing the price by \$20,000 from \$1,356,139 to \$1,376,139. Effective upon G&C approval through June 30, 2017. **100% Other Funds (WIA).**

#### **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#42 Authorized the Office of Highway Safety to enter into a **retroactive sole source** contract with NH Triple Play LLC, (d/b/a NH Fisher Cats), Manchester, NH, to coordinate a highway safety impaired driving related advertisement campaign during the 2016 season home games, in the amount of \$27,500. Effective April 1, 2016 through September 30, 2016. **100% Federal Funds.**

#43 Authorized the Office of Highway Safety to enter into a **retroactive sole source** contract with Triple Play LLC (d/b/a NH Fisher Cats) Manchester, NH, to coordinate a highway safety related advertisement campaign during the 2016 season home games, in the amount of \$42,000. Effective April 1, 2016 through September 30, 2016. **100% Federal Funds.**

#44 Authorized the Division of Motor Vehicles to enter into a contract with WBIN Media Co Inc., Portsmouth, NH, for the purpose of the creation, production, distribution, and promotion of radio announcements focusing on the importance of “sharing the road” and on upcoming motorcycle rider training courses, in an amount not to exceed \$44,000. Effective upon G&C approval through September 30, 2016. **100% Agency Income (MRT Program Media Campaign Grant).**

#45 Authorized the Division of State Police to enter into a **sole source** amendment of an existing contract with Martha’s Sew it All, Concord, NH (originally approved by G&C on 7-22-15, item #117), to provide for the alterations and repairs of State Police uniforms, by increasing the amount by \$17,000 from \$10,000 to \$27,000. Effective upon G&C approval through June 30, 2017. **53% General, 33% Highway, 14% Turnpike Funds.**

#### **DEPARTMENT OF JUSTICE**

The Governor and Council acted as follows:

#46 Authorized the Consumer Protection and Antitrust Bureau to budget and expend prior year carry forward funds from the Consumer Protection Escrow Account in the amount of \$100,000 for the purpose of providing funds to contract with an investigation consultant. (2)Further authorized to hire into Class 046-Consultants, for the purpose of contracting with a contract consultant to assist in an investigation of potential claims regarding fraudulent marketing of opioid drugs in NH. Effective upon G&C approval through June 30, 2017. (3)Further authorized to enter into a **sole source** contract with Cohen Milstein Sellers & Toll PLLC, Washington, DC, for the purpose of assisting in an investigation of potential claims regarding fraudulent marketing of opioid drugs in NH, in the amount of \$75,000. Effective upon G&C approval through October 30, 2017. **100% Consumer Protection Revolving Funds. Contingent upon Fiscal Committee approval on May 20, 2016.**

#47 Authorized to amend an existing **sole source** contract with Sophus Consulting Inc., Folsom, CA (originally approved by G&C on 11-12-14, item #58A), to upgrade and move the existing network server to the Department of Safety in order to be Criminal Justice Information Services compliant, and by upgrading the current electronic records and case management system entitled Prolaw, by increasing the amount by \$111,210 from \$300,000 to \$411,210. Effective upon G&C approval through June 30, 2017. **100% Transfers from Department of Justice.**

#48 Authorized to accept and expend a \$1,000 stipend from the Massachusetts College of Pharmacy and Health Sciences, Boston, MA, for one student interning in the Office of the Chief Medical Examiner. Effective upon G&C approval through June 30, 2016. **100% Agency Income.**

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

The Governor and Council acted as follows:

#49 Authorized the Risk Management Unit to enter into a contract with The Rowley Agency, Concord, NH, for insurance coverage on state owned watercraft, for a total not to exceed \$30,795. Effective June 4, 2016 through June 4, 2017.

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

#51 Authorized to exercise the option to extend a State Contract with Inmate Calling Solutions LLC d/b/a IC Solutions, San Antonio, TX (originally approved by G&C on 3-6-13, item #12), for Inmate Telephone Services and Pay Telephone services, by extending the end date through May 31, 2017. No Additional Funding.

#52 Authorized the Division of Public Works Design and Construction to enter into an agreement with Coover-Clark & Associates Inc., Denver, CO, for professional services for the Pembroke Readiness Center design, Pembroke, NH, for a total price not to exceed \$901,929.44. (2)Further authorized the amount of \$60,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$961,929.44. Effective upon G&C approval through December 1, 2018. **100% Federal Funds.**

#53 Authorized the Division of Public Works Design and Construction to enter into a contract with Northern Peabody, Manchester, NH, for the Police Standards and Training Dormitory Boiler Replacement, Concord, NH, for a total price not to exceed \$82,250. Effective upon G&C approval through July 31, 2016. **46% Capital – General, 54% Other Funds.** (2)Further authorized the amount of \$1,500 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$83,750. **100% Other Funds.**

#54 Authorized the Division of Public Works Design and Construction to enter into a contract with Charters Brothers Construction, Danville, NH, for the Adjutant General’s NH Army National Guard Center Strafford Baffled Range, Center Strafford, for a total not to exceed \$970,985. (2)Further authorized the amount of 39,543for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$1,010,528. Effective upon G&C approval through October 28, 2016. **100% Federal Funds.**

#55 Authorized the Division of Procurement and Support Services to enter into a **sole source** contract with JPMorgan Chase bank NA, Paymentech LLC, Dallas, TX, for merchant card processing services, for a price not to exceed \$15,000,000. Effective upon G&C approval through May 17, 2019. Funding for this service shall be paid by the Liquor Commission initially and any other respective state agency ta the rates quoted.

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## **LATE ITEMS**

### **STATE TREASURY**

- A. Authorized the State Treasurer to enter into a Transportation Infrastructure Finance and Innovation Act (TIFIA) Loan Agreement (the “TIFIA Loan Agreement”) in the amount of \$200 million between the State of New Hampshire and the United States Department of Transportation. This resolution will have an expiration date of July 31, 2016. RSA 6-A:2 and RSA 6:13-d provide that the ability to borrow in an amount not to exceed \$200 million for the purpose stated herein shall be authorized by the Governor and Council.

### **DEPARTMENT OF TRANSPORTATION**

- B. Authorized the State Treasurer, as requested by the Commissioner of the Department of Transportation to enter into a Transportation Infrastructure Finance and Innovation Act (TIFIA) loan from the United States Department of Transportation in the amount of \$200,000,000 to provide funding for the widening of Interstate 93 from Salem to Manchester upon the date of Governor and Council approval through June 1, 2034. **100% Agency Income.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday June 1, 2016, at the State House, Concord, New Hampshire.

Honorable Board then Adjourned at 12:30 p.m.