

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House Concord, New Hampshire  
April 23, 2014, 10:15 a.m.

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The Governor and Executive Council convened at 10:15 a.m. with all members present.

The Governor led the Pledge of Allegiance.

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Today's pre-meeting ceremonial items included:

- Music by Keene Community Music School Student Jayna Leach – violinist.

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The Governor and Executive Council on motion of Councilor Pignatelli, seconded by Councilor Pappas, accepted the minutes of April 9, 2014.

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The Governor and Executive Council, on motion of Councilor Sununu, seconded by Councilor Pignatelli, approved the appointment of several persons nominated for Civil Commissions from the April 9, 2014 meeting.

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

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**RESIGNATIONS**

The Governor and Council accepted the following resignation:

Appellate Board

(Public Member)

Katherine K. Dewan, Brentwood

Effective: April 23, 2014

New Hampshire State Council on the Arts

Richard W. Ayers, Sanbornton

Effective: May 1, 2014

New Hampshire Motor Vehicle Industry Board

Lloyd H. Freese, Manchester

Effective: April 23, 2014

Department of Resources and Economic Development Advisory Commission

(Commerce)

Thomas J. Sedoric (i), Rye

Effective: April 23, 2014

State Coordinating Council for Community Transportation in New Hampshire

Roberta Berner, Lebanon

Effective: April 23, 2014

Waste Management Council

(Public Health Expert)

Frederick J. McGarry, Deerfield

Effective: April 23, 2014

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Aviation Users Advisory Board - RSA 21-L

(Airline)

Christopher F. Nevins, Hampton

Reappointment

Effective: April 23, 2014

Term: April 23, 2018

Community Development Finance Authority - RSA 162-L

(Banking)

Janet L. Ackerman (Brewer), Franconia

Reappointment

Effective: May 7, 2014

Term: May 7, 2019

Board of Hearing Care Providers - RSA 137-F:3

(Audiologist)

Mary Louise Bronzena, Portsmouth

Reappointment

Effective: April 23, 2014

Term: April 23, 2016

Nashua Police Commission - RSA 105-C:2

Carl Andrade, Nashua

Succeeding: Thomas J. Pappas (resigned)

Effective: April 23, 2014

Term: September 1, 2016

New Motor Vehicle Arbitration Board - RSA 357-D

(Knowledgeable in Auto Mechanics)

George F. Dykstra, Chichester

Reappointment

Effective: April 23, 2014

Term: May 26, 2016

Telecommunications Planning and Development Advisory Committee - RSA 12-A

(Industry)

Ellen G. Scarponi, Canterbury

Reappointment

Effective: April 23, 2014

Term: October 3, 2016

Waste Management Council - RSA 21:0

(Business or Financial Community)

Rudy Bazelmans, Nashua

Vacancy

Effective: April 23, 2014

Term: December 23, 2017

Site Selection Committee - RSA 482-A

(Nom. by the NH Association of Conservation Commission)

Rick Van de Poll, PhD, Center Sandwich

Reappointment

Effective: April 23, 2014

Term: October 11, 2015

**NOMINATIONS**

The Governor placed into nomination the following:

Compensation Appeals Board - RSA 281-A:42

(Attorney)

Hamilton R. Krans Jr., Dover

Reappointment

Effective: May 26, 2014

Term: May 26, 2017

Compensation Appeals Board - RSA 281-A:42

(Attorney)

Christopher T. Regan, Durham

Reappointment

Effective: Upon confirmation

Term: April 14, 2017

State Board of Education - RSA 21-N:10

(District 3)

William A. Duncan, New Castle

Succeeding: James C. Schubert, Hampton

Effective: Upon confirmation

Term: January 31, 2018

Lakes Management Advisory Board - RSA 483-A  
(Representing Conservation Community)  
John H. Cooley Jr., Center Sandwich  
Reappointment

Effective: Upon confirmation  
Term: September 19, 2016

Lakes Management Advisory Board - RSA 483-A  
(Representing Fishing Interests)  
Richard D. Smith, Hancock  
Reappointment

Effective: Upon confirmation  
Term: November 17, 2016

Passenger Tramway Safety Board - RSA 225-A  
(Surface List)  
Mark Petrozzi, Gilford  
Reappointment

Effective: Upon confirmation  
Term: June 20, 2017

Pesticides Control Board - RSA 430  
(Ecologist)  
Susan L. Whittemore, Keene  
Reappointment

Effective: Upon confirmation  
Term: November 6, 2016

Department of Transportation, Director of Finance - RSA 21-L  
Commissioner of the Department of Transportation  
Marie A. Mullen, Bow  
Succeeding: Patrick K. McKenna, Gilford (resigned)

Effective: Upon confirmation  
Term: November 17, 2014

Volunteer New Hampshire Board of Directors - RSA 19-H  
Julie P. Kennedy, New Castle  
Succeeding: Gertrude Sutherland, Concord

Effective: Upon confirmation  
Term: January 13, 2016

Water Council - RSA 21-O  
(Industrial Interests)  
Christopher M. Rawnsley, Antrim  
Reappointment

Effective: Upon confirmation  
Term: September 17, 2017

#1 **CONSENT CALENDAR - TUITION:**

**STATE TREASURY**

#A Authorized to enter Sylvia Yeaton into an educational tuition agreement with Franklin Pierce University, Rindge, NH, to participate in the course titled Money and Banking, for the period of April 28, 2014 through June 21, 2014, and to pay said costs in the amount of \$1,035. **100% General Funds.**

#2 **CONSENT CALENDAR - TRAVEL:**

**DEPARTMENT OF EDUCATION**

#A Authorized to advance \$960 in cash to 3 Bureau of Special Education Staff Members: Hannah Krajcik, in the amount of \$320; Lisa Morrisette, in the amount of \$320; and Stacey Welch, in the amount of \$320, to attend the NH Association of Education Office Professionals Conference held at the North Conway Grand Hotel during the period of May 7-9, 2014. **100% Federal Funds.**

### DEPARTMENT OF INFORMATION TECHNOLOGY

#3 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Van Ostern, authorized to transfer funds in the amount of \$282,000 in SFY 2014 in Other (Class 027) funds. Effective upon G&C approval through June 30, 2014. **100% Other (Agency Class 27) Funds. Contingent upon Fiscal Committee approval on April 25, 2014.**

### DEPARTMENT OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#4 Authorized the nomination of Major Robert A. Connors, Manchester, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#5 Authorized the nomination of Lieutenant Colonel John W. Pogorek, Strafford, NH, for promotion to the rank of Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#6 Authorized the nomination of Lieutenant Colonel Mark H. Ustaszewski, Lumberton, NJ, for appointment to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#7 Authorized the nomination of Major Nicolas S. Alcocer, Altus, OK, for appointment to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#8 Authorized the confirmation of Captain Maurice P. Sampson, Loudon, NH, to the rank of Major, NH Army National Guard.

### DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#9 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, 2014 through March 31, 2014.

#10 Authorized to accept a 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, 2014 through March 31, 2014.

#11 Authorized to transfer funds in and among Financial Data Management Accounting Unit 13700000 in the amount of \$24,702 and to create one new expenditure class line 059, Salary Temporary Employees. Effective upon G&C approval through June 30, 2014. **100% General Funds.** (2) Further authorized to transfer funds in and among Financial Data Management Accounting Unit 13700000 in the amount of \$189,972 and to create one new expenditure class line 059, Salary Temporary Employees. Effective upon G&C approval through June 30, 2015. **100% General Funds. Contingent upon Fiscal Committee approval on April 25, 2014.**

#12 Authorized a Working Capital Warrant in the amount of \$375,000,000 to cover the expenditures for the month of May 2014.

#13 Authorized the Division of Personnel's request for a waiver of classification decisions. Effective upon G&C approval.

#14 Authorized the Risk Management Unit's request to partially waive the lien on Walter Shyska's workers' compensation claim in the amount of \$74,074.81. Effective upon G&C approval.

## STATE TREASURY

The Governor and Council acted as follows:

#15 Authorized to enter into a **sole source** contract with Kelmar Associates LLC, Wakefield, MA, for implementation and ongoing support and maintenance for the conversion to and technical administration of the KAPS hosted “software as a service” operating system, supporting abandoned property operations, in the amount of \$550,000. Effective August 25, 2014 through August 24, 2019, with the option to renew for one addition period of five years. **100% Other Funds.**

#16 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$28,221 and the State Treasurer to issue checks in the amount of \$28,220.57 to the rightful owners of abandoned or unclaimed funds.

## DEPARTMENT OF CULTURAL RESOURCES

#17 The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Van Ostern, authorized the Division of Arts to award a Public Value Partnership Grant in the amount of \$6,500 to the Apple Hill Chamber Players, Nelson, to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2014. **100% General Funds.**

## DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council acted as follows:

#18 Authorized the NH State Conservation Committee to enter into a grant with Cheshire County Conservation District, Walpole, NH, in the amount of \$22,500 for the Kemp Brook Tributary & Floodplain Restoration Project, Town of Fitzwilliam, Cheshire County. Effective upon G&C approval through April 30, 2016. **100% Other Funds – State Conservation Committee.**

#19 Authorized the NH State Conservation Committee to enter into a grant with Cheshire County Conservation District, Walpole, NH, in the amount of \$20,900 for the Cheshire County Pollinator Habitat Initiative Project, in Cheshire County. Effective upon G&C approval through April 30, 2016. **100% Other Funds – State Conservation Committee.**

#20 Authorized the NH State Conservation Committee to enter into a grant with Society for the Protection of NH Forests, Concord, NH, in the amount of \$20,000 for the Mt Major / Belknap Campaign, Towns of Alton & Gilford, Coos County. Effective upon G&C approval through April 30, 2016. **100% Other Funds – State Conservation Committee.**

## DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#21 Authorized to appoint Paul Mansur as a Financial Analyst at a salary level of \$67,766 (LG DD, Step 3). Effective May 2, 2014 through May 2, 2015.

#22 Authorized to appoint Robert P. Freitas Jr as a Criminal Investigator, at a salary level of \$68,200 (LG BB, Maximum). Effective May 5, 2014 through April 30, 2019.

#23 Authorized to enter into sub grants with The Child Advocacy Center of Carroll County, in the amount of \$3,000, and the Court Appointed Special Advocates of NH, in the amount of \$4,982, a total of \$7,982 from the Children’s Justice Grant for the purpose of funding programs that handle joint investigations of child abuse and exploitation. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

### **INSURANCE DEPARTMENT**

#24 The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, authorized to enter into a contract with the Center for Health Law and Economics at the University of Massachusetts Medical School, Worcester, MA, for the provision of consulting services in connection with the initiative to improve and expand the information available on the Department's HealthCost website, [www.nhhealthcost.org](http://www.nhhealthcost.org) for consumers and employers related to health insurance premiums and medical care costs in NH, in the amount of \$174,281. Effective upon G&C approval through September 30, 2015. **100% Federal Funds.**

### **NEW HAMPSHIRE EMPLOYMENT SECURITY**

The Governor and Council acted as follows:

#25 Authorized to amend a contract with Total Security, Laconia, NH (originally approved by G&C on 12-14-11, item #42), for panic, burglar and fire alarm monitoring at NHES's offices statewide, to increase the contract by \$250 from \$10,920 to \$11,170. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#26 Authorized to place Attorney Karen A. Levchuk at annual salary Group FF, Step 4 \$80,972.64. Effective upon G&C approval. **100% Federal Funds.**

#27 Authorized to place Attorney Walter L. Maroney at annual salary Group FF, Step 4 \$80,972.64. Effective upon G&C approval. **100% Federal Funds.**

### **DEPARTMENT OF CORRECTIONS**

#28 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized an annual step increase for Edward Reilly, Warden of the Northern NH Correctional Facility, Berlin, NH, in the amount of \$4,951.77 to a new annual salary of \$100,170.95 from \$95,219.18. Effective upon G&C approval.

### **NEW HAMPSHIRE LIQUOR COMMISSION**

The Governor and Council acted as follows:

#29 Authorized to continue one Human Resources Technician, position #8T2851, salary grade 17 through June 30, 2015, with an estimated cost of \$57,315. **100% Liquor Funds.**

#30 Authorized to continue one Secretary II, position #8T2866, salary grade 9 through June 30, 2015, with an estimated cost of \$37,942. **100% Liquor Funds.**

#31 Authorized to continue one Retail Store Manager I, position #8T2857, salary grade 14 through June 30, 2015, with an estimated cost of \$55,148. **100% Liquor Funds.**

#32 Authorized to continue one Retail Store Manager I, position #8T2831, salary grade 14 through June 30, 2015, with an estimated cost of \$55,148. **100% Liquor Funds.**

#33 Authorized to amend a contract with the University of NH, Durham, NH (originally approved by G&C on 9-22-10, item #92), to provide a research study of the damaging effects of underage drinking on incoming college freshman, by extending the end date from May 31, 2014 to May 31, 2015.

### **PUBLIC UTILITIES COMMISSION**

#34 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Pignatelli, authorized to accept and expend \$7,500,000 from RGGI Inc., for distribution to electric distribution companies for core energy efficiency programs and rebates to retail electric ratepayers. Effective upon G&C approval through June 30, 2014. **100% Other Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

The Governor and Council acted as follows:

**Office of the Commissioner**

#34A Authorized to transfer general funds in the amount of \$2,397,864 and increase related Federal revenues in the amount of \$10,587,042 and decrease related Other revenues in the amount of (\$236,326) for SFY 2014 and to transfer general funds in the amount of \$1,775,415 and increase related Federal revenues in the amount of \$542,357 and decrease related Other revenues in the amount of (\$995,273) for SFY 2015. Effective upon G&C approval through June 30, 2014. **Contingent upon Fiscal Committee approval on April 18, 2014.**

#34B - #34D NOT USED

**Office of Information Services**

#34E Authorized to enter into a **sole source** contract with MDI Achieve Inc., Bloomington, MN, to upgrade and operate Glencliff Home's integrated clinical and financial software system, in the amount of \$91,425. Effective upon G&C approval through June 30, 2017. **60% Federal, 40% General Funds.**

**Office of Medicaid Business and Policy**

#35 Authorized to exercise a renewal option with Network Medical Review Company Limited, Rockford, IL (originally approved by G&C on 8-19-09, item #120), to provide independent clinical review services for the Medicaid medical services and pharmacy program, by increasing the price limitation by \$13,650 from \$27,815 to \$41,465, and by extending the completion date from June 30, 2014 through June 30, 2016. **50% General, 50% Federal Funds.**

**Bureau of Facilities and Assets Management**

#36 Authorized to enter into an agreement with Pinnacle Office Solutions LLC, Danvers, MA, to move the Keene District Office from 809 Court Street to its new location at 109 Court Street, in the amount of \$20,750. Effective upon G&C approval through June 30, 2014. **60% General, 40% Federal Funds.**

**Bureau of Homeless and Housing Services**

#36A Authorized to enter into agreements, one of which is **retroactive**, with the vendors as detailed in letter dated April 2, 2014, to provide permanent and transitional housing program(s) to facilitate the movement of homeless individuals to permanent housing and maximum self-sufficiency through the Federal Continuum of Care program, in an amount not to exceed \$759,401. Effective upon G&C approval. **100% Federal Funds.**

**Division of Public Health Services**

#37 Authorized to enter into an agreement with Hero Group Inc., d/b/a Beech-Nut Nutrition, Amsterdam, NY, to receive rebates on selected infant foods purchased with food instruments issued by the Special Supplemental Nutrition Program for Women, Infants, and Children, with an estimated revenue of \$250,000. Effective **retroactive** to January 1, 2014 through December 31, 2016. **Revenue – 100% Other Funds.**

#38 Authorized to establish a list of specialty physician consultants, with the ability to expend to include additional medical specialists to provide consultation on an as needed basis related to the management of clinically significant newborn screening results, in an amount not to exceed \$36,000. Effective July 1, 2014 or upon G&C approval, whichever is later, through June 30, 2016. **100% Other Funds.**

#39 Authorized to enter into an agreement with Foundation for Healthy Communities, Concord, NH, to provide administrative and financial support to the NH Comprehensive Cancer Collaboration, in an amount not to exceed \$260,000. Effective July 1, 2014 or upon G&C approval, whichever is later, through June 30, 2016. **100% Federal Funds.**

#39A Authorized the Bureau of Infectious Disease Control to enter into an agreement with Scientific Technologies Corporation, Scottsdale, AZ, to provide a Statewide Immunization Registry and system maintenance, in an amount not to exceed \$1,359,177. Effective upon G&C approval through January 31, 2019. **9% Federal, 91% General Funds.**

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

#40 Authorized to exercise a renewal option and amend an existing **sole source** agreement with National Alliance on Mental Health, Concord, NH (originally approved by G&C on 6-5-13, item #75), by adding support for Social Marketing efforts and Children's Mental Health Awareness activities, increasing the price by \$311,017 from \$200,969 to \$511,986, and by extending the completion date from June 30, 2014 to June 30, 2015. **100% Federal Funds.**

#40A Authorized to enter into **retroactive** agreements with the vendors as detailed in letter dated April 7, 2014, to provide Title I services to abused, neglected or delinquent youth, in an amount not to exceed \$367,196.25. Effective December 16, 2013 through August 31, 2014. **100% Other Funds.**

### **Bureau of Developmental Services**

#41 Authorized Special Medical Services, Partners In Health Program to hold an organized meeting entitled "Children & Families Collaboration 2014" on May 22, 2014 at the Executive Court Inn and Conference Center for a total conference cost not to exceed \$12,563. (2) Further authorized advance payment in the amount of \$1,000 to the Executive Court Banquet Facility, Manchester, NH, to secure the date and facility. **100% Federal Funds.**

### **Bureau of Behavioral Health**

#41A Authorized to amend an agreement with Attorney John P. LeBrun (originally approved by G&C on 6-19-13, item #117), to provide legal services, by increasing the price \$6,510 from \$78,988 to an amount not to exceed \$85,498. Effective upon G&C approval through June 30, 2015. **100% General Funds.**

#41B Authorized to amend an agreement with Attorney Earl S. Carrel, (originally approved by G&C on 6-19-13, item #115), to provide legal services, by increasing the price \$5,332 from \$67,332 to an amount not to exceed \$72,664. Effective upon G&C approval through June 30, 2015. **100% General Funds.**

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

The Governor and Council acted as follows:

#42 Authorized to accept and place on file the Division of Parks and Recreations' financial report for FY 2013.

#43 Authorized the Division of Parks and Recreation to enter into a **sole source** contract with the Student Conservation Association Inc., Charlestown, NH, to provide services for various park projects, in the amount of \$152,181. Effective upon G&C approval through October 31, 2014. **7% Agency Income, 60% Capital, 33% Park Funds.**

#44 Authorized the Division of Parks and Recreation to amend a **sole source** contract with the Student Conservation Association Inc., Charlestown, NH (originally approved by G&C on 8-14-13, item #50), to provide interpretive services at various parks, by increasing the amount by \$10,050 from \$115,480 to \$125,530. Effective upon G&C approval through December 31, 2014. **100% Park Fund.**

#45 Authorized the Office of Workforce Opportunity to enter into a **sole source** contract with Gorham Paper and Tissue, Gorham, NH, for the delivery of in house job skills training to employees in an effort to avert additional lay-offs in the North Country, in the amount of \$10,000. **100% Other Funds.**

#46 Authorized to accept and place on file the report of transfer of funds for the Bureau of Trails for the quarter ending March 31, 2014.

#47 Authorized with Councilor Sununu recusing himself, to accept and place on file the report of transfer of funds for Cannon Mountain Ski area for the quarter ending March 31, 2014.

#48 Authorized with Councilor Sununu recusing himself, to accept and place on file the report regarding season passes issued for Cannon Mountain during fiscal year 2014.

#49 Authorized the Office of Workforce Opportunity to enter into a contract for services with Safety & Health of Northern New England, Concord, NH, for the delivery of training to meet the federal Mine Safety and Health Administration safety training requirements in NH, in the amount of \$200,000. Effective **retroactive** to October 1, 2013 through September 30, 2018. **100% Federally Funded.**

#50 Authorized the Division of Economic Development to budget and expend \$7,000 of CROP Zone Program funds for the purposes of purchasing a new vehicle. Effective upon G&C approval through June 30, 2014. **100% Agency Income.**

#51 Authorized with Councilor Sununu recusing himself, the Division of Parks and Recreation, Cannon Mountain to make a **sole source** and **retroactive** payment to Public Service of NH, Manchester, NH, to replace an outdated and undersized capacitor at Cannon Mountain Ski Area, in the amount of \$15,659.21. **100% Capital Funds.**

#52 Authorized the Division of Parks and Recreation, Bureau of Trails to enter into Grant-in-Aid Trail Maintenance contract amendments (Winter Trail Grooming) with the Snowmobile Clubs as detailed in letter dated April 8, 2014, (originally approved by G&C on 12-4-13, item #50), by increasing the total amounts by \$100,733.75 from \$1,595,124.66 to \$1,695,858.41. Effective upon G&C approval through May 1, 2014. **100% Trails Bureau Funds.**

#53 Authorized the Division of Parks and Recreation to enter into a contract with Ed Csenge & Son LLC, Sullivan, NH, for septic pumping and disposal at 3 state park facilities, in the amount of \$2,784. (2)Further authorized a contingency in the amount of \$557 to cover any unforeseen septic issues found, not covered under the original scope of services, once septic pumping is performed. Effective upon G&C approval through October 31, 2014. **100% Park Fund.**

#54 Authorized with Councilor Sununu recusing himself, the Division of Parks and Recreation, Cannon Mountain to enter into a **sole source** contract with Evergreen Wire Rope Testing, Brush Prairie, WA, for the electromagnetic wire rope testing of the Aerial Tramway and Peabody Express Lift at Cannon Mountain Ski Area, in the amount of \$15,000. Effective upon G&C approval through June 30, 2015. **100% Ski Are Funds.**

#55 Authorized the Division of Parks and Recreation to enter into **retroactive** contract amendments with: Dunbar Hotel LLC, d/b/a Ashworth Hotel, Hampton, NH; The Old Salt Eating and Drinking Place and Apartments Inc., Hampton, NH; and DLP Restaurant Corp (DLP Chill), Portsmouth, NH (originally approved by G&C on 4-17-13, item #69), to provide commission-based non-exclusive catering services at the Oceanfront Pavilion and South Pavilion Conference Room at Hampton Beach State Park, by extending the completion date to March 31, 2017 from March 31, 2014. No State Funds.

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

The Governor and Council acted as follows:

#56 Authorized to transfer the management of .56 +/- acres of land, a portion of a 17.8 +/- acre parcel of land, located along Spur Road and US Route 4 in the City of Dover, NH, to the NH Department of Transportation for highway improvements as part of the Newington-Dover 11238 project. \$50,000 from the Department of Transportation will be deposited into the Wildlife Habitat Account. Effective upon G&C approval.

#57 Authorized to enter into a transfer agreement with the Northeast Fishery Sector XI for the transfer of Annual Catch Entitlement of groundfish from federal fisheries permits residing in the NH State Permit Bank.

#58 Authorized to accept fee title transfer of one property (Langley Trust, Durham, NH, 48.44 acres of high quality habitat land in the Great Bay region with a market value of \$290,000) from The Nature Conservancy. No state funds were involved with the original purchase or the proposed transfer of this property.

## DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#59 Authorized to enter into a memorandum of agreement with the NH Fish and Game Department for the purpose of the completion of work on the Winnicut River Dam Removal and Fish Passage Project in Greenland, NH, in the amount of \$23,281. (2) Further authorized DES to provide payment of \$23,281 to NHFG for the purpose of the completion of work on the Project. Effective upon G&C approval through June 30, 2018. **100% Rivers/Lakes Mgmt/Protect Funds.**

#60 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, to complete the project *Updating the Best Management Practices for Biosolids Applications* in the amount of \$2,500. Effective upon G&C approval through December 31, 2014. **100% Federal Funds.**

#61 Authorized to enter into an agreement with the NH Rivers Council, Concord, NH to complete the *McQuesten Brook Geomorphic and Watershed Restoration Plan, Phase 3 Implementation: Culvert Replacement and Removal*, in the amount of \$70,000. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**

#62 Authorized to **retroactively** pay the fiscal year 2014 membership dues to the Northeast Environmental Enforcement Project, Trenton, NJ, in the amount of \$4,000. Effective July 1, 2013 through June 30, 2014. **40% Federal, 60% Other Funds.**

#63 Authorized a loan agreement with the Town of Belmont, NH, to finance water system improvements, in the amount of \$375,000. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#64 Authorized amendment no. 2 to the Supplemental Loan Agreement with the City of Nashua (originally approved by G&C on 11-17-10, item #128), for the design and construction of the Wet Weather Treatment Facility to increase the total funding by \$12,000,000 from \$14,700,000 to \$26,700,000. Effective upon G&C approval. **83.33% Clean Water State Revolving Fund, 16.67% Capital (General) Funds.**

#65 Authorized to amend a **sole source** agreement with Lakes Region Planning Commission, (originally approved by G&C on 11-9-11, item #84), to complete the *Suncook River Fluvial Erosion Hazard Community Assistance* project, by extending the completion date to June 30, 2015 from June 30, 2014. No Additional Funding. **100% Capital (General) Funds.**

#66 Authorized to award grant aid funds to the City of Rochester, in the amount of \$550,321 for a wastewater facility project. Effective upon G&C approval. **100% General Funds.**

#67 Authorized to award an Asset Management grant to the City of Franklin, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2015. **100% Federal Funds.**

#68 Authorized to award an Asset Management grant to the Town of Epping, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2015. **100% Federal Funds.**

#69 Authorized to award an Asset Management grant to the Merrimack Village District, Merrimack, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2015. **100% Federal Funds.**

#70 Authorized to award an Asset Management grant to the Town of Northumberland, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2015. **100% Federal Funds.**

#71 Authorized to enter into grant agreements with: NH Lakes Association Inc., Concord, NH, in the amount of \$230,000; and the NH Rivers Council, Concord, NH, in the amount of \$11,992, for a total of \$241,992, for the purpose of milfoil prevention activities. (2)Further authorized to award an advance payment in the amount of \$75,000 to NH Lakes Association Inc., in accordance with the terms of the grant agreement. Effective upon G&C approval through December 31, 2014. **100% Lakes Restoration Funds.**

#72 Authorized to enter into grant agreements with: Namaske Lake Assoc, Manchester/Goffstown, in the amount of \$11,272; Laconia Pickerel Cove Assoc., Lake Winnepesaukee, in the amount of \$4,203; Powwow Pond Council Inc., Kingston, NH, in the amount of \$12,220; and Resort on the Bay Inc., Lakes Winnepesaukee, in the amount of \$3,360, for a total of \$31,055, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2014. **100% Lake Restoration Funds.**

#### **NEW HAMPSHIRE VETERANS HOME**

The Governor and Council acted as follows:

#73 Authorized to pay \$278,000 in overtime/holiday for permanent personnel services out of salaries for critical care vacant positions due to pending recruitment for the period of July 1, 2013 through February 28, 2014.

#74 Authorized to enter into a contract with Century Mechanical Inc., Concord, NH, for miscellaneous HVAC and plumbing services at the Veteran's Home, in the amount of \$54,000. Effective upon G&C approval through March 31, 2017. **100% General Funds.**

#### **DEPARTMENT OF EDUCATION**

The Governor and Council acted as follows:

#75 Authorized to grant funds in the amount of \$25,000 to support the NHSAA Commissioner's June Conference and Annual Meeting. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

#76 Authorized to enter into a contract with Maureen K. Gross as a *Professional Development Trainer for the Volunteer Educational Surrogate Parent and Facilitated IEP Meeting Facilitator Programs*: responsible to develop and provide training for new educational surrogate parents and volunteer facilitators, in an amount not to exceed \$20,000. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#### **NEW HAMPSHIRE LOTTERY COMMISSION**

The Governor and Council acted as follows:

#77 Authorized to amend a contract with McLane, Graf, Raulerson & Middleton, Manchester, NH, (originally approved by G&C on 7-11-12, item #93), for trademark and legal services, at a maximum cost of \$15,000, by exercising the one two-year option to extend, for the period of July 1, 2014 through June 30, 2016. **100% Lottery Funds.**

#78 Authorized to amend the current lottery gaming system services contract with Intralot Inc., Duluth, GA (originally approved by G&C on 9-9-09, item #133), by exercising an option to extend for 4 years from July 2, 2016 through June 30, 2020. **100% Lottery Funds.**

#### **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#79 Authorized the Division of State Police to pay overtime in the amount of \$20,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at the State Police Communications for the period of March 7, 2014 through June 12, 2014 of SFY 2014. **100% Highway Funds.**

#80 Authorized the Division of Fire Standards Training and Emergency Medical Services, to **retroactively** pay an invoice in the amount of \$2,353.62 to Eckhardt & Johnson Inc., Manchester, NH, for repairs to the heating system at the Fire Academy Dormitory. Effective upon G&C approval. **100% Fire and EMS Funds.**

#81 Authorized the Division of State Police to **retroactively** pay an invoice in the amount of \$5,250 to the American Society of Crime Lab Directors Laboratory Accreditation Board, Garner, NC, for the annual fee to continue the Forensic Laboratory's accreditation certificate program. Effective January 1, 2014 through December 31, 2014. **100% Agency Income (Plea by Mail).**

#82 Authorized to accept and expend funds in the amount of \$5,201 from the State of NH, Department of Safety, Division of Homeland Security and Emergency Management, for cost incurred during the declared event of the July 2013 severe storms and flooding. Effective upon G&C approval through June 30, 2014. **100% Agency Income.**

#83 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of New Durham to purchase and install an emergency generator at the Highway Department which serves as the back-up Emergency Operations Center, for a total amount of \$19,680. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#84 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Dorchester, for a total amount of \$5,000, for updating their local hazard mitigation plan. Effective upon G&C approval through September 18, 2014. **100% Federal Funds.**

#85 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend the grant agreement with the Town of Sandown, (originally approved by G&C on 9-14-11, item #132), by extending the end date from December 31, 2013 to December 31, 2014. No Additional Funding. **100% Federal Funds.**

#86 Authorized the Division of Motor Vehicles to enter into a contract with Xerox State & Local Solutions Inc., Phoenix, AZ, to provide International Registration Plan VISTA/RS and Performance and Registration Systems Management, VISTA/SE systems maintenance and intellectual property licensing, in an amount not to exceed \$600,006. Effective upon G&C approval through June 30, 2017 with the option for one two-year extension until June 30, 2019. **100% Highway Funds.**

#87 Authorized the Division of State Police to enter into a **sole source** contract with Emergency Communications Network Inc., Ormond Beach, FL, for the purpose of supporting the development of the NH Statewide Automated Victim Information and Notification program utilizing the Justice-Once Network Environment for the State of NH, in the amount of \$658,000. Effective upon G&C approval through September 30, 2015, with the option to extend for one additional three-year period. **100% Federal Funds.**

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#88 Authorized the Division of Operations to **retroactively** pay prior year invoice 84916 to Capitol Alarm Systems, Penacook, NH, for the Labor and Mileage to repair the alarm system at Patrol Shed 214 in the amount of \$256.80. (2)Further authorized to **retroactively** pay prior year invoice 20014262 for L.E. Weed & Son LLC, Newport, NH, for aggregate materials purchased to complete road repairs in the amount of \$2,709.99. (3)Further authorized to **retroactively** pay prior year invoices to Fairpoint Communications, Lewiston, ME, for telephone bills in the amount of \$5,229.35 for the period of October 24, 2009 through July 23, 2013. Effective upon G&C approval. **100% Highway Funds.**

#89 Authorized the Bureau of Right of Way to pay property owners \$40,000 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from March 18, 2014 through April 1, 2014. Effective upon G&C approval.

#90 Authorized the Bureau of Right of Way to sell a 28.36 +/- acre parcel of State owned land located at 55 Range Road in the Town of Windham to Duck Pond Realty Trust for \$3,060,000 plus a \$1,100 Administrative Fee. (2)Further authorized to compensate Shea Commercial Properties Inc., from the proceeds of the subject sale in the amount of \$151,800 for real estate services. The net proceeds are \$2,908,200 (\$3,060,000 - \$151,800). It has been determined by the Division of Finance that this parcel was originally purchased with 79.83% Federal, 20.17% Highway Funds.

#91 Authorized the Bureau of Planning and Community Assistance to enter into an agreement with the Town of Wolfeboro, to provide funding and services under the State Aid Highway Program through a local project administration process to reconstruct and reclassify Middleton Road, totaling \$1,000,000. The Town is responsible for Effective upon G&C approval through June 30, 2016. **100% Highway Funds.**

#92 Authorized the Bureau of Turnpikes to transfer funds in the amount of \$105,000 from the Turnpike General Reserve Account to budget and expend revenue for expenditures that have exceeded budget expectations due to networking and software maintenance. Effective upon G&C approval through June 30, 2015. **100% Turnpike Funds.**

#93 Authorized the Bureau of Highway Design to amend a contract with Vanasse Hangen Brustlin Inc., Bedford, NH, and Watertown, MA (originally approved by G&C on 4-19-06, item #112), for final design for the reconstruction and widening of a 6.0-mile section of NH 125 in Plaistow and Kingston, by increasing the total amount of \$153,450 from \$2,489,763 to \$2,643,213, and by extending the end date from May 30, 2014 to November 30, 2015 for additional design services that were not anticipated in the original scope of work. Effective upon G&C approval. **100% Federal Funds.**

#94 Authorized the Bureau of Highway Design to enter into two individual agreements with the firms of Resource Systems Group Inc., Concord, NH and White River Jct, VT; and Vanasse Hangen Brustlin Inc., Bedford, NH and Watertown, NY, for on-call engineering services for various safety-related projects located on State and municipal roadways located throughout the State, for an amount not to exceed \$850,000. Effective upon G&C approval through April 30, 2017.

#95 Authorized the Bureau of Materials & Research to amend a **sole source** Joint Funding agreement with the US Geological Survey, Pembroke, NH (originally approved by G&C on 7-10-13, item #111), to provide for a cooperative investigation to determine sources of nitrate in wells near blasting sites in NH, by increasing the amount by \$15,990 from \$70,000 to \$85,990, and by extending the completion date from September 30, 2014 to June 30, 2015. **100% Federal Funds.**

#96 Authorized the Bureau of Construction to enter into a contract with The Gorman Group LLC, Albany, NY, for pavement rehabilitation on 1.8 miles of I-93 in Plymouth and Campton, on the basis of a low bid of \$692,914. (2)Further authorized a contingency in the amount of \$34,645.70 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 1, 2014. **100% Federal Funds.**

#97 Authorized the Bureau of Construction to enter into a contract with All States Asphalt Inc., Sunderland, MA, for roadway resurfacing on approximately 4 miles of US 3 in Nashua and Merrimack, on the basis of a low bid of \$1,075,712. (2)Further authorized a contingency in the amount of \$53,785.60 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 1, 2014. **100% Federal Funds.**

#98 Authorized the Bureau of Construction to enter into a contract with Stephens Marquis Associates Inc., Merrimack, NH, for a new fueling facility and removing the existing fuel tanks at the Andover, Franklin and Canterbury Sheds, on the basis of a low bid of \$856,000. (2)Further authorized a contingency in the amount of \$85,600 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through November 14, 2014. **100% Capital Budget Funds.**

#99 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for 6.6 miles of pavement rehabilitation and roadway repairs on NH Route 115 in Carroll and Jefferson, on the basis of a low bid of \$3,515,960.50. (2)Further authorized a contingency in the amount of \$175,798.03 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 26, 2014. **100% Federal Funds.**

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## **LATE ITEM**

### **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

#### **Office of Human Services**

- A. Authorized to enter into a **sole source** agreement with MAXIMUS Health Services Inc., for the operation of a Temporary Enrollment and Eligibility Call Center supporting Medicaid enrollment inquires and processing application under the New Hampshire Health Protection Act in an amount not to exceed \$500,000. Effective upon G&C approval through June 30, 2015. **50% General Funds, 50% Federal Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Thursday May 8, 2014, at The State House, Concord, NH.

Honorable Board then Adjourned at 12:00 p.m.