

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
November 22, 2017 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Pledge of Allegiance and prayer led by Councilor Prescott
- Music by Marty and Lisa Bouldin singing "Breath" by Anna Nalick and "Ain't No Sunshine" by Bill Withers
- Commendations:
 - Proclaiming Thanksgiving Day, The NH Mayflower Society accepted the proclamation.

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The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Kenney, voted to approve the minutes of November 8, 2017.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Prescott, approved the appointment of several persons nominated for Civil Commissions from the November 8, 2017 meeting.

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

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The following representative elect was sworn into office:

Sullivan County District No. 1 (Cornish, Grantham, Plainfield, Springfield)
Brian M. Sullivan, d, Grantham (642 Olde Farms Road) 03753

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RESIGNATIONS

The Governor and Council accepted the following resignation:

Board of Mental Health Practice - RSA 330-A:3
Jessica Baum, Keene

Effective: November 22, 2017

Volunteer New Hampshire Board of Directors - RSA 19-H
Timothy J. Acerno, Epping

Effective: November 22, 2017

CONFIRMATIONS

The Governor and Council confirmed the following:

Aviation Users Advisory Board - RSA 21-L
(Airport Manager)
Thomas J. Malafronte, Epsom
Vacancy

Effective: November 22, 2017
Term: October 29, 2021

Aviation Users Advisory Board - RSA 21-L
(Airport Authority)
William J. Moran Jr, Gilford
Succeeding: Ernest F. Loomis, Bedford

Effective: November 22, 2017
Term: July 25, 2021

Board of Licensure of Interpreters for the Deaf and Hard of Hearing – RSA 326-I:3
 (Recommended by the NH Association for the Deaf)
 Jotham M. Otterson, Manchester Effective: November 22, 2017
 Succeeding: Jay R. Gates, Pembroke Term: October 10, 2020

Board of Managers of the New Hampshire Veterans' Home - RSA 119: 2
 (Disabled American Veterans)
 Denise M. DeBlois, Allenstown Effective: November 22, 2017
 Succeeding: Benjamin Saxon, N. Sutton (resigned) Term: March 1, 2020

Commissioner, Department of Agriculture, Markets & Food - RSA 425 – Councilors Kenney and Wheeler voted **no**.
 Shawn N. Jasper, Hudson
 Succeeding: Lorraine Stuart Merrill, Stratham Effective: November 22, 2017
 Salary: LG HH, \$92,801.28 Term: November 18, 2022

Enhanced 911 Commission - RSA 106-H
 (Public Member)
 Cecily McNair, Epsom Effective: November 22, 2017
 Reappointment Term: July 22, 2020

Fire Standards and Training Commission - RSA 21-P:26
 (Fire Prevention Society)
 Peter J. Lennon, Manchester Effective: November 22, 2017
 Reappointment Term: February 14, 2020

Fish and Game Commission - RSA 206: 2
 (Merrimack County)
 Christopher K. Hodgdon, Contoocook Effective: November 22, 2017
 Succeeding: Vincent E. Greco, Pembroke Term: June 29, 2022

Higher Education Commission - RSA 21-N: 8-a
 (On recommendation from N.H. College and University Council)
 Michele D. Perkins, Henniker Effective: November 22, 2017
 Reappointment Term: June 30, 2022

Part Time Justice of the New Hampshire Circuit Court - RSA 490-F
 Erin B. McIntyre, Concord Effective: November 22, 2017
 Term: Until 70 years of age

Manufactured Housing Installation Standards Board - RSA 205-D:2
 (Dealer/Retailer)
 James L. Baird, Claremont Effective: November 22, 2017
 Reappointment Term: October 3, 2020

New Hampshire Retirement System Board of Trustees - RSA 100-A:14
 (Representing Management of State Employees)
 Michael R. Milligan, Merrimack Effective: November 22, 2017
 Succeeding: John T. Beardmore, Hopkinton (resigned) Term: July 13, 2019

Oil Fund Disbursement Board - RSA 146-D
 (Petroleum Refiners)
 Thomas J. Frawley, Lyme Term: January 1, 2021
 Reappointment Effective: November 22, 2017

Oil Fund Disbursement Board - RSA 146-D
(Petroleum Distributor)
Dana G. Jones, Conway
Vacancy

Effective: November 22, 2017
Term: January 1, 2021

State Board of Fire Control - RSA 153:2
(Insurance)
Paul Thibault, Peterborough
Succeeding: William L. Mead Sr., Franconia

Effective: November 22, 2017
Term: July 8, 2022

State Historical Records Advisory Board - RSA 5: 42
Mark C. Stevens, Canterbury
Reappointment

Effective: November 22, 2017
Term: December 6, 2018

State Historical Records Advisory Board - RSA 5: 42
Richard E. Winslow III, Rye
Reappointment

Effective: November 22, 2017
Term: January 2, 2019

State Historical Records Advisory Board - RSA 5: 42
Rodney G. Obien, Canterbury
Reappointment

Effective: November 22, 2017
Term: January 2, 2019

State Historical Resources Council - RSA 227-C
(Decorative and Fine Arts)
Carl W. Schmidt, Orford
Reappointment

Effective: November 22, 2017
Term: December 27, 2021

State Historical Resources Council - RSA 227-C
(Historic Preservation)
Nancy C. Dutton, Wilmot
Reappointment

Effective: November 22, 2017
Term: December 10, 2022

Water Council - RSA 21-O
(New Hampshire Lakes Association)
Thomas W. O'Brien, Concord
Vacancy

Effective: November 22, 2017
Term: November 22, 2021

NOMINATIONS

The following nominations were submitted:

Board of Accountancy - RSA 309-B
(Certified Public Accountant)
Debra E. Grott, Hampton
Succeeding: Wayne B. Geher, Concord

Effective: Upon Confirmation
Term: December 2, 2021

Board of Accountancy - RSA 306-B
(Certified Public Accountant)
Frederick G. Briggs Jr, Bedford
Reappointment

Effective: Upon Confirmation
Term: December 2, 2022

Board of Barbering, Cosmetology, and Esthetics - RSA 313-A
(Esthetician)
Kassie J. Dubois, Epping
Succeeding: Michelle Kapos, Candia

Effective: Upon Confirmation
Term: June 30, 2022

<u>Board of Licensed Dietitians - RSA 326-H</u> Carole A. Palmer, Penacook Reappointment	Effective: Upon Confirmation Term: December 6, 2020
<u>Division of Ports and Harbors Advisory Council - RSA 12-G:44</u> Bradley J. Cook, Hampton Reappointment	Effective: Upon Confirmation Term: December 16, 2020
<u>Division of Ports and Harbors Advisory Council - RSA 12-G:44</u> Roger C. Groux, Dover Reappointment	Effective: Upon Confirmation Term: December 16, 2022
<u>Enhanced 911 Commission - RSA 106-H</u> (Firefighter) Amanda M. Cormier, Hudson Succeeding: Derek J. Martel, Concord	Effective: Upon Confirmation Term: September 16, 2020
<u>Higher Education Commission - RSA 21-N: 8-a</u> (Rep. Franklin Pierce University) Kim M. Mooney, Keene Succeeding: Lindsay J. Whaley, Lebanon	Effective: Upon Confirmation Term: June 30, 2022
<u>Occupational Therapy Governing Board - RSA 328-F</u> (Certified Occupational Therapy Assistant) Nicole L. Quartulli, Danbury Succeeding: Dwayne Oothoudt, Tilton	Effective: Upon Confirmation Term: March 4, 2019
<u>Oil Fund Disbursement Board - RSA 146-D</u> (Public Member) Kevin A. Sheppard, Manchester Reappointment	Effective: Upon Confirmation Term: January 1, 2021
<u>Oil Fund Disbursement Board - RSA 146-D</u> (Petroleum Dealer) Thomas E. Klemm, Salem Reappointment	Effective: Upon Confirmation Term: January 1, 2019
<u>Rivers Management Advisory Committee - RSA 483:8</u> (Rep. NH Municipal Assoc.) Frederick J. McNeill, Manchester Reappointment	Effective: Upon Confirmation Term: November 16, 2020
<u>Rivers Management Advisory Committee - RSA 483:8</u> (Conservation Interest) Michele L. Tremblay, Boscawen Reappointment	Effective: Upon Confirmation Term: December 28, 2020
<u>Senior Operational Analyst, Department of Administrative Services - RSA 21-I: 7-a</u> Carolyn B. Russell, Warner Vacancy Salary: LG HH, \$98,187.96	Effective: Upon Confirmation Term: 4 Years from Confirmation
<u>State Historical Resources Council - RSA 227-C</u> (Public Member) Richard Thorner, Manchester Succeeding: Molly Bolster, Portsmouth	Effective: Upon Confirmation Term: December 10, 2021

CONSENT CALENDAR AGENDA

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

DEPARTMENT OF SAFETY

#A. Authorized the request of the Division of State Police for one Trooper to travel over 300 miles one way in a State Police issued unmarked state vehicle in the amount of \$14,314.88 to attend the National Forensic Academy in Oak Ridge, TN, from January 6, 2018 through March 18, 2018. Effective upon G&C approval. **94% General, 6% Other (Plea by Mail).**

DEPARTMENT OF HEALTH AND HUMAN SERVICES Bureau of Human Resource Management

#B. Authorized to enter Daniella L. Bove into an educational tuition agreement with Franklin Pierce University, Manchester, NH, to participate in Intro to Social Work for the period of January 22, 2018 through March 17, 2018, and to pay said costs in the amount of \$994.50. **100% General Funds.**

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 Volinsky, seconded by Councilor Pappas, and with Councilor Wheeler voting **no**, authorized to enter Jennifer Goodwin into an educational tuition agreement with College for America at Southern NH University, to participate in 12 Completed Competencies during the period of January 1, 2018 through June 30, 2018, and to pay costs not to exceed \$1,500. **Agency Income.**

INSURANCE DEPARTMENT

#D. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, and with Councilor Wheeler voting **no**, authorized to enter Maureen Belanger into an educational tuition agreement with College for America at Southern NH University, to participate in 24 Completed Competencies, during the period of January 1, 2018 through June 30, 2018, and to pay said costs not to exceed \$1,500. **Agency Income.**

NEW HAMPSHIRE LOTTERY COMMISSION

#E. Authorized to enter Sandy Goulet into an educational tuition agreement with Southern NH University, Manchester, NH, to participate in 2 courses: 1) Auditing and Forensic Accounting; and 2) Global Society, during the period of January 8, 2018 through March 4, 2018, and to pay costs not to exceed \$1,728 in FY 2018. **Lottery Funds.**

STATE TREASURY

#F. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$73,501 and the State Treasurer to issue checks in the amount of \$73,500.09 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF HEALTH AND HUMAN SERVICES Division for Children, Youth and Families

#G. Authorized to pay an annual membership fee to the Association of Administrators of the Interstate Compact on Adoption and Medical Assistance, Washington, DC, in the amount of \$5,000. Effective January 1, 2018 through December 31, 2018. **50% Federal, 50% General Funds.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#H. Authorized the Division of Forests and Lands to expend \$9,702 for membership dues in the National Association of State Foresters. Effective upon G&C approval through September 30, 2018. **100% General Funds.**

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

DEPARTMENT OF SAFETY

#A. Authorized the Division of State Police to accept the donation of six (6) suppressors for the SWAT Unit's rifles with a value of \$6,570 from Sig Sauer. Effective upon G&C approval.

DEPARTMENT OF SAFETY

#B. Authorized to accept donations of used office furniture worth an estimated used retail value of \$13,381 from Select Demo Services LLC, Salem, NH and from Sterling Office Moving of Chelmsford, MA for the purpose of providing furniture at various office locations throughout the Department.

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

BANKING DEPARTMENT

#A. Authorized to accept and place on file the Annual Report for calendar year ending December 31, 2016.

UNIVERSITY SYSTEM OF NEW HAMPSHIRE

#B. Authorized to accept and place on file the Annual Report for the fiscal year ended June 30, 2017.

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

#C. Authorized to accept and place on file the Biennial Report of the period of July 1, 2015 through June 30, 2017 (FY 16 & 17).

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorized the nomination of Major Daniel C. Sawicki for appointment to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorized the confirmation of Major Scott M. Treadwell for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#C. Authorized the confirmation of Captain Angela M. Thornton for promotion to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

D. Authorized the confirmation of Captain Gary M. Costanzo for promotion to the rank of Major, NH Air National Guard.

DEPARTMENT OF JUSTICE

#E. Authorized to appoint Scott Chase as an Attorney at a salary of \$60,731.25. Effective upon G&C approval or November 24, 2017, whichever is the latter.

DEPARTMENT OF JUSTICE

#F. Authorized to reappoint Lisa M. English as an Assistant Attorney General at a salary level of \$88,920. Effective December 11, 2017 through December 11, 2022.

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

DEPARTMENT OF ENVIRONMENTAL SERVICES

#A. Authorized to amend a **sole source** agreement with the Belknap County Conservation District, Gilford, NH (originally approved by G&C on 5-8-14, item #71), for the *Gunstock Brook: Implementation of Meredith, Paugus, and Saunders Bays Watershed Management (Phase I) Geomorphology-based Restoration at Route 11B Mass Failure/Wasting Site* project, by extending the completion date to September 30, 2018 from December 31, 2017. **100% Federal Funds.**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

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

Bureau of Human Resource Management

#6 Authorized to finalize the determination made by the Commissioner that on October 23, 2017 a Registered Nurse II at New Hampshire Hospital sustained an injury in the line of duty due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#7 Authorized to make a **retroactive** one-time payment from SFY 2018 funds to Dodji Aboussa, Mental Health Worker II, at New Hampshire Hospital in the amount of \$5,920.10 to compensate for wages that were not paid for SFY 2016 and 2017. **34% General, 20% Federal, 46% Agency Income (provider fees) Funds.**

#8 Authorized to make a **retroactive** one-time payment from SFY 2018 funds to Samantha Barnes, Mental Health Worker II, NH Hospital, in the amount of \$1,482.20 to compensate for wages that were not paid for SFY 2017. **34% General, 20% Federal, 46% Agency Income (provider fees) Funds.**

#9 Authorized to make a **retroactive** one-time payment from SFY 2018 funds to Raouf Benhoucine, Registered Nurse II, at NH Hospital, in the amount of \$2,256.28 to compensate for wages that were not paid for SFY 2017. **34% General, 20% Federal, 46% Agency Income (provider fees) Funds.**

#10 Authorized to make a **retroactive** one-time payment from SFY 2018 funds to Naomi Kruger, Registered Nurse II, at NH Hospital in the amount of \$928.57 to compensate for wages that were not paid for SFY 2017. **34% General, 20% Federal, 46% Agency Income (provider fees) Funds.**

#11 Authorized to make a **retroactive** one-time payment from SFY 2018 funds to Andrew Robertson, Registered Nurse II, at NH Hospital in the amount of \$1,249.36 to compensate for wages that were not paid for SFY 2017. **34% General, 20% Federal, 46% Agency Income (provider fees) Funds.**

Office of Human Services

#12 Authorized the Division for Children, Youth and Families, Sununu Youth Services Center, to accept and expend the monies from the Department of Administrative Services, Bureau of Plant/Property Management Recycling Fund in the amount of \$2,750. Effective upon G&C approval through June 30, 2018. **100% Other Funds.**

Division for Children, Youth and Families

#13 Authorized to enter into an agreement with Becket Academy Inc., d/b/a Becket Family Services, for the provision of a minimum of 12 beds, to 16 beds statewide which shall be available for male and female youth in a short-term staff secure shelter care facility known as Becket Family Services, Hampton, NH, in an amount not to exceed \$3,988,164. Effective upon G&C approval through August 31, 2019. **50% Federal, 50% General Funds.**

Division of Family Assistance

#14 Authorized to enter into a **retroactive** agreement and amend an existing contract with the University of NH, Durham, NH (originally approved by G&C on 11-4-15, item #11), for the provision of nutrition education and obesity prevention services for Food Stamp recipients and other low income individuals who are eligible to receive Supplemental Nutrition Assistance Program or benefits from other means-tested Federal assistance programs, by increasing the price by \$2,016,558 from \$2,048,434 to an amount not to exceed \$4,064,992, and by extending the completion date from September 30, 2017 to September 30, 2019, to be effective **retroactive** to October 1, 2017. **100% Federal Funds.**

Bureau of Homeless and Housing Services

#15 Authorized to enter into **sole source** agreements with the vendors as detailed in letter dated October 20, 2017, to provide permanent housing programs to chronically homeless individuals and families through the Federal Continuum of Care program, in an amount not to exceed \$235,695. Effective upon G&C approval. **100% Federal Funds.**

New Hampshire Hospital

#16 Authorized to renew a 15% base hourly wage enhancement to nursing staff currently paid under the Institutional Nurse pay scale for recruitment and retention purposes, by increasing the funding by \$474,494 for the balance of 5 months in SFY 2015; \$1,188,183 in SFY 2019 and \$594,092 in SFY 2020. Funds are available for SFY 2018/2019 as this enhancement was budgeted for the entire biennium. Funds are anticipated to be available in SFY 2020. Effective upon G&C approval or January 14, 2018, whichever is later, through January 13, 2020 or period of 24 months from date of such approval, whichever is later. **34% General, 46% Other, 20% Federal Funds.**

#17 Authorized, with Glencliff Homes, to exercise renewal options and amend existing agreements with the vendors as detailed in letter dated October 30, 2017, (originally approved by G&C on 6-1-16, item #14), for the provision of temporary nurse staffing services, by increasing the shared price by \$1,540,000 from \$5,970,000 to an amount not to exceed \$7,510,000, and by extending the completion date for MAS Medical Staffing Corporation, Innovent Global Inc., and Circharo Acquisition LLC from June 30, 2018 to June 30, 2019 with no change to the completion date for Howroyd-Wright Employment Agency Inc., d/b/a All's Well and InSync Consulting Services LLC of June 30, 2019. **Glencliff Home: 80% Other, 20% General Funds; NH Hospital: 34% General, 46% Other (provider fees), 20% Federal Funds.**

Division of Public Health Services

#18 Authorized the Bureau of Population Health and Community Services, Maternal & Child Health Section, Injury Prevention Program to enter into a memorandum of agreement with the Department of Justice, Concord, NH, to engage in collection of data related to opioid overdose deaths as instructed in the Enhanced State Surveillance of Opioid-involved Morbidity and Mortality Grant, in the amount of \$174,091. Effective **retroactive** to March 8, 2017 through August 31, 2019. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas acted as follows:

#19 Authorized to accept and place on file the Bureau of Right of Way's Contemplated Award List for amounts less than \$5,000 for the sum total of \$37,928.12 for the period extending from July 1, 2017 through September 30, 2017.

#20 Authorized the Bureau of Right of Way to pay property owners \$116,059 as documented in the Contemplated & Damage Awards List for amounts greater than \$5,000 for the period extending from October 16031, 2017. Effective upon G&C approval.

#21 Authorized to accept and place on file the Bureau of Highway Design's annual basis summary of Special, Supplemental, and Account agreements (and their amendments) with utilities, municipalities and railroad entities that result from impacts to their facilities because of Department administered construction projects for fiscal year ending June 30, 2017.

#22 Authorized the Bureau of Materials & Research to continue **sole source** participation in the American Association of State Highway and Transportation Officials resource accreditation program, Washington, DC, in the amount of \$20,000. Effective upon G&C approval through September 30, 2018. **56% Federal, 34% Highway, 10% Other Funds.**

#22A Authorized the Bureau of Turnpikes to exercise a contract renewal option with Travelers Marketing LLC, Wellesley, MA (originally approved by G&C on 11-14-12, item #164), for the Motor Safety Patrol in an amount of \$254,490 increasing the amount from \$518,280 to \$772,770, for a fee to be paid to the Bureau of Turnpikes beginning November 30, 2017 to November 30, 2019.

#22B Authorized the Bureau of Planning and Community Assistance to amend an existing agreement with the Town of Conway (originally approved by G&C on 8-26-15, Late Item A), to provide funding and services under the Federal Surface Transportation Block Grant Program and the State Aid Highway Program through a Local Project Administration process to reconstruct NH 16 (Conway Village Main Street), by increasing the state share from \$2,100,000 to \$2,924,675, an increase of \$824,675, and by extending the expiration date from June 30, 2018 to June 30, 2022. **100% Federal Funds.** (2)Further authorized to increase the State's share of State Aid Highway project costs from 66.67% to 90%, increasing the State's share from \$456,500 to \$616,275, an increase of \$159,775. Effective upon G&C approval. **100% Highway Funds.** (3)Further authorized an additional \$292,467.50 as a contingency for unanticipated site conditions that could be encountered during the project.

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#23 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized the Division of Technical Professions to **retroactively** renew its membership with the Council of Landscape Architectural Registration Boards, Reston, VA, in the amount of \$5,650. Effective October 1, 2017 through September 30, 2018. **100% General Funds.**

INSURANCE DEPARTMENT

#24 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Prescott, authorized to enter into a contract with Public Consulting Group Inc., Boston, MA, for consulting services in the amount of \$71,881. Effective upon G&C approval through June 30, 2018. **100% Federal Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#25 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to extend position #9T2673 Program Specialist II, LG 21, in a temporary status for one year. The estimated fiscal impact to SFY 2018-2019 is \$48,236.48. **Federal Funds.**

PUBLIC UTILITIES COMMISSION

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

#26 Authorized to budget and expend \$50,000 of prior year balance forward funds in the Safety Division's Gas Pipeline Carriers accounting unit to fund the development of an IT solution that will enhance the efficiency and reliability of the Safety Division's inspection database program. Effective upon G&C approval through June 30, 2018. **100% Other Funds.**

#27 Authorized to continue membership and participation in the New England Conference of Public Utilities Commissioners Inc., in the amount of \$24,000. Effective **retroactive** to October 1, 2017 through September 30, 2018. **100% Other Funds (Utilities Assessment).**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#28 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized the Division of Forests and Lands to enter into a **retroactive** lease agreement with the Federal Bureau of Investigation, a United States Federal Service of Quantico, VA, for equipment and antenna space in designated areas on Mount Washington in Sargent's Purchase, NH. Effective October 1, 2016 through September 30, 2021, with an initial term of one year and four additional option periods. (2) Further authorized to accept an initial annual rent payment of \$6,240 with annual rental payments escalated by 3% for each subsequent year of the lease to be deposited into the "Mt Washington Commission" account.

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#29 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, authorized to accept and expend a grant of \$48,622 from the Wildlife Heritage Foundation of NH for the purpose of funding one project. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas acted as follows:

#30 Authorized to enter into a **sole source** agreement with The Nature Conservancy, Concord, NH, to assist NHDES in the implementation of the NH Tidal Crossing Protocol, in the amount of \$86,259. Effective upon G&C approval through March 31, 2019. **100% Federal Funds.**

#31 Authorized to award state aid grant funds for a wastewater facility project, for the North Conway Water Precinct, NH, in the amount of \$1,294,860. Effective upon G&C approval. **100% General Funds.**

#32 Authorized to amend a **sole source** agreement with the Southwest Region Planning Commission, Keene, NH (originally approved by G&C on 4-19-17, item #47), to complete the *Spofford Lake Watershed-Based Management Plan* by A) changing the expiration date to September 30, 2019 from December 31, 2018, B) changing the tasks in the Scope of Services, and C) increasing the grant limitation by \$36,277 to \$63,077 from \$26,850. Effective upon G&C approval. **100% Federal Funds.**

#33 Authorized to enter into a **sole source** cooperative project agreement with the University of NH, Sponsored Programs Administration, Durham, NH, for the NH Geographically Referenced Analysis and Information Transfer System to upload tidal stream crossing assessment information to the NH Coastal Viewer, in the amount of \$10,500. Effective upon G&C approval through March 31, 2019. **100% Federal Funds.**

#34 Authorized a loan agreement with the Berlin Water Works, Berlin, NH, to finance water system improvements, in the amount not to exceed \$1,500,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#35 Authorized to amend a **sole source** agreement with the Rockingham Planning Commission, Exeter, NH (originally approved by G&C on 4-5-17, item #30), by increasing the grant limitation by \$12,120 to \$28,000 from \$15,880 and adding one more task to complete the *Collaborative Engagement and Capacity Building in the Powwow River Watershed*. Effective upon G&C approval through December 31, 2018. **100% Federal Funds.**

DEPARTMENT OF EDUCATION

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

#36 Authorized to hold the NH Leadership in Education Awards Ceremony at Mill Falls at the Lake, Meredith, NH, on December 7, 2017, for a total meeting cost not to exceed \$3,312.50. Effective upon G&C approval through December 7, 2017. **100% Other Funds (Hannaford Brothers grant).**

#37 Authorized the Division of Career Technology and Adult Learning to enter into a **sole source** contract with NH Jobs for America's Graduates d/b/a NH-JAG, Manchester, NH, to provide the follow-up services to currently active youth in the Manchester Out-of-School Youth Program and Merrimack Valley High School program, in an amount not to exceed \$20,000. (2) Further authorized to make advanced monthly payments for services provided. Effective upon G&C approval through June 30, 2018. **100% Other (WIOA Youth Activities).**

#38 Authorized to enter into a contract with the North Country Education Services Agency, Gorham, NH, to provide supplemental educational support and technical assistance for students of the Migrant Education program, in an amount not to exceed \$80,000. Effective upon G&C approval through June 30, 2018, with the option to renew for up to two additional one-year terms. **100% Federal Funds.**

#39 Authorized to enter into a contract with North Country Special Education Consulting LLC, Patricia Eddy, Lancaster, NH, as a Regional Master Educational Surrogate Parent, who will be responsible for: (1) providing management and support for trained and certified volunteer educational surrogate parents and (2) accepting temporary educational surrogate parent appointments for students in specific situations that require her special education expertise or require immediate appointment. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney acted as follows:

#40 Authorized the Division of State Police to restore 235.11 hours of sick leave to a Trooper First Class who suffered a line of duty injury and was unable to perform his normal or routine duties from March 11, 2017 through May 14, 2017.

#41 Authorized the Division of State Police to restore 28.90 hours of sick leave to a Trooper I who suffered a line of duty injury and was unable to perform his normal or routine duties from September 28, 2016 through October 7, 2016.

#42 Authorized the Division of Homeland Security and Emergency Management to accept and expend Hazard Mitigation Grant Program funds from the Federal Emergency Management Agency for the May 2011 Floods in the amount of \$17,193 for the implementation of cost-effective mitigation projects. Effective upon G&C approval through September 28, 2018. **100% Federal Funds.**

#43 Authorized the Division of Homeland Security and Emergency Management to amend the grant agreement with the Town of Plymouth (originally approved by G&C on 12-16-15, item #85), for the purpose of completing the Bell Road Project, by increasing the limitation by \$15,477 from \$126,086 to \$141,563. Effective upon G&C approval through September 28, 2018. **100% Federal Funds**

DEPARTMENT OF JUSTICE

#44 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Prescott, authorized to grant \$96,200 to the NH Department of Corrections from the Fiscal Year 2018 State Drug Forfeiture fund for the purchase of narcotics analyzers. Effective upon G&C approval through June 30, 2018. **100% State Drug Forfeiture Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

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

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

#46 Authorized the Division of Public Works Design and Constructions to enter into an agreement with Manypenny Murphy Architecture PLLC, Portsmouth, NH, for Architectural Services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in the amount not to exceed \$500,000. Effective upon G&C approval through June 30, 2020.

#47 Authorized the Division of Public Works Design and Construction to enter into an agreement with HEB Engineers Inc., North Conway, NH, for Civil/Structural Services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in the amount not to exceed \$300,000. Effective upon G&C approval through June 30, 2020.

#48 Authorized the Division of Public Works Design and Construction to enter into an agreement with SMRT Inc., Portland, ME, for Mechanical Engineering services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in the amount not to exceed \$300,000. Effective upon G&C approval through June 30, 2020.

#49 Authorized the Division of Public Works Design and Construction to enter into an agreement with Tennant Goucher Architects PA, Bedford, NH, for Architectural services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in the amount not to exceed \$500,000. Effective upon G&C approval through June 30, 2020.

#50 Authorized the Division of Public Works Design and Construction to enter into an agreement with Scott + Partners Inc., Essex, VT, for Architectural services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in the amount not to exceed \$500,000. Effective upon G&C approval through June 30, 2020.

#51 Authorized the Division of Public Works Design and Construction to enter into an agreement with SMRT Inc., Portland, ME, for Architectural services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in the amount not to exceed \$500,000. Effective upon G&C approval through June 30, 2020.

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LATE ITEMS

DEPARTMENT OF TRANSPORTATION

#A The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas voted to authorize the Department of Natural and Cultural Resources (DNCR), Division of Parks & Recreation, Bureau of Trails to purchase sections of Bailey bridge from the Department of Transportation, for \$25,000.00. Further authorization is requested for the Department of Transportation (DOT) to sell the Bailey bridge sections to the Bureau of Trails, for the purpose of replacing a snowmobile bridge over the Israel River in Jefferson, NH effective upon Governor and Council approval. **100% Other Funds.**

DEPARTMENT OF JUSTICE

#B. Authorized the petition of Hale the Turkey requesting a pardon hearing for the offense of Theft by Unauthorized Taking should be granted. The petitioner is not eligible for an annulment.

The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Kenney, and further on a roll call vote as follows: Councilor Kenney – yes, Councilor Volinsky – yes, Councilors Prescott – yes, Councilor Pappas – yes, and Councilor Wheeler – yes, voted to approve late item B above.

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas voted to remove item #3A- which was tabled at the November 8, 2017 Meeting.

CONSENT CALENDAR AGENDA

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

NEW HAMPSHIRE HEALTH AND EDUCATION FACILITIES AUTHORITY

#A. The Governor and Council on motion of Councilor Kenney, seconded by Councilor Prescott, voted to approve the request to accept and place on file the Biennial Report and Financial Statements for the Fiscal Years 2016 and 2017.

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott voted to remove item #105- which was tabled at the August 23, 2017 Meeting as well as the October 25, 2017 Meeting.

DEPARTMENT OF ADMINISTRATIVE SERVICES

#105 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, voted to approve the request to accept and place on file the report containing a list of vendors that agencies have contracted with for the period of April 1, 2017 through June 30, 2017.

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott voted to remove item #25- which was tabled at the August 23, 2017 Meeting.

DEPARTMENT OF TRANSPORTATION

#25 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas voted to approve requested action #1, the Bureau of Finance & Contracts report that there were no Small Claims that were paid in the previous fourth quarter of FY 2017 for individual amounts less than \$600. (2)The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott voted to approve requested action #2, the request to revise the process that was approved by G&C on 7-19-95, item #171, to pay claims and reporting of paid claims from quarterly to annually. (3)The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, and with Councilor Wheeler voting **no**, approved requested action #3, to **retroactively** pay small claims for the next fiscal year, July 1, 2017 through June 30, 2018. **100% Highway Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday December 6, 2017, at The State House, Concord, New Hampshire.

Honorable Board then Adjourned at 11:45 a.m.