

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
October 31, 2018 10:00 a.m.

The Governor and Executive Council convened at 10:00 a.m. with all members present; however, prior to the start of the regular meeting Councilor Wheeler excused himself.

Today's pre-meeting ceremonial items included:

- Councilor Prescott offered a prayer and lead the Pledge of Allegiance.
- Music by Anna Smith of Wolfeboro, a student at the Concord Community Music School performed "Think of Me" from The Phantom of the Opera, "God Help the Outcasts" from The Hunchback of Notre Dame, and "I Could Have Danced All Night" from My Fair Lady.
- Proclamation/Commendation(s):
 - Proclaiming November as Technology Month, with members of the NH High Tech Council and the NH Works, Sector Partnership Initiative.
 - Commendations recognizing the winning teams of the FIRST Robotics Governors Cup
 - Team 319-Big Bad Bob from Alton
 - Team 1247-Blood, Sweat, & Gears from North Sutton
 - Team 1519-Mechanical Mayhem from Milford

*

The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Pappas, voted to approve the minutes of October 17, 2018 meeting.

*

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 October 17, 2018 meeting.

*

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

*

RESIGNATIONS

The Governor and Council accepted the following resignation:

Division of Municipal and Property Director, DRA - RSA 21-J:2,II
Stephan W. Hamilton, Salem

Effective: November 13, 2018

CONFIRMATIONS

The Governor and Council confirmed the following:

Appellate Board - RSA 282-A
(Labor)

Omer F. Beaudoin, Manchester
Succeeding: Jeffrey Duval, Manchester

Effective: October 31, 2018
Term: October 14, 2022

Commissioner, Banking Department - RSA 383: 1

Gerald H. Little, Weare
Reappointment
Salary: LG II; \$118,707.68

Effective: October 31, 2018
Term: January 1, 2025

Community College System Board of Trustees - RSA 188-F
(Employee of the Community College System of NH)

Stephen W. Freeborn, Laconia
Succeeding: Rebecca J. Clerkin, Dover

Effective: November 19, 2018
Term: November 18, 2020

Director of Finance, Department of Transportation - RSA 21-L:6
Marie A. Mullen, Bow Effective: October 31, 2018
Reappointment Term: November 17, 2022
Salary: LG GG; \$103,059.32

Director of Policy & Administration, Department of Transportation - RSA 21-L:5-b
Frances E. Buczynski, Franklin Effective: October 31, 2018
Reappointment Term: November 17, 2022
Salary: LG HH; \$112,255.52

Fire Standards and Training Commission - RSA 21-P:26
(N.H. Municipal Assoc.)
J. Michael Joyal Jr., Dover Effective: October 31, 2018
Reappointment Term: November 16, 2021

Medical Review Subcommittee - RSA 329: 17-V-a
(Physician)
Salvatore J. Vella, Jr., Hollis Effective: October 31, 2018
Succeeding: Joseph Bautista, Exeter (resigned) Term: January 1, 2020

Nash Stream Forest Citizens Committee - RSA 12-A:9-c
(Representative of snowmobile club)
James M. Herbert, Stark Effective: October 31, 2018
Reappointment Term: October 5, 2020

Volunteer New Hampshire Board of Directors - RSA 19-H
Steven D. Epstein, Manchester Effective: October 31, 2018
Reappointment Term: May 20, 2021

NOMINATIONS

The following nominations were submitted:

Air Resources Council - RSA 21-O: 11
(General Public, Chairman)
Robert E. Duval, Manchester Effective: Upon Confirmation
Reappointment Term: November 21, 2022

Air Resources Council - RSA 21-O: 11
(Manufacturing)
David J. Cribbie, Belmont Effective: Upon Confirmation
Vacancy Term: November 1, 2022

Business Finance Authority - RSA 162-A:4
(Elected/Appointed Local Official)
Nancy Merrill, Lebanon Effective: Upon Confirmation
Succeeding: Guy A. Santagate, Claremont Term: November 3, 2020

Board of Licensure of Interpreters for the Deaf and Hard of Hearing - RSA 326-I:3
(Recommended by N.H. Association of the Deaf)
Brianna Cameron, Hooksett Effective: Upon Confirmation
Succeeding: Lori M. Johnstone, Auburn Term: October 10, 2021

Fire Standards and Training Commission - RSA 21-P: 26
(N.H. Permanent Firemen's Association)
Andre R. Parent, Manchester
Succeeding: Richard P. McGahey, Hooksett (resigned)

Effective: Upon Confirmation
Term: February 15, 2020

Fire Standards and Training Commission - RSA 21-P: 26
(Professional Firefighters of NH International Assoc. of Firefighters)
Justin A. Cutting, Hampton
Reappointment

Effective: Upon Confirmation
Term: November 12, 2021

Mechanical Licensing Board - RSA 153:27-a
(Journeyman/Master Plumber)
Paul E. D'Allesandro, Campton
Reappointment

Effective: Upon Confirmation
Term: October 2, 2021

Merrimack River Valley Flood Control Commission - RSA 484
Stephan W. Hamilton, Salem
Succeeding: George C. Cummings, Webster

Effective: Upon Confirmation
Term: March 1, 2020

State Historical Resources Council - RSA 227-C
(Archeology)
James L. Garvin, Pembroke
Reappointment

Effective: Upon Confirmation
Term: December 10, 2023

CONSENT CALENDAR AGENDA

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

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

STATE TREASURY

#A. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$56,806 and the State Treasurer to issue checks in the amount of \$56,805.81 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF SAFETY

#B. Authorized the Division of State Police to pay annual membership dues of \$10,300 to the Commercial Vehicle Safety Alliance, Greenbelt, MD. Effective January 1, 2019 through December 31, 2019. **85% Federal, 15% Highway Funds.**

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

DEPARTMENT OF INFORMATION TECHNOLOGY

#A. Authorized Commissioner Denis Goulet to accept a gift in the amount of \$1,975 from the Texas Technology Consortium, Austin, TX, in order to attend and serve as a panelist at the CIO Roundtable on December 2-5, 2018, at the Phoenician Resort in Scottsdale, AZ, hosted by Texas Technology Consortium and the Center for Technology, both 501© nonprofit organizations.

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#B. Authorized to accept a gift from the National Conference of State Legislatures, 2018 Occupational Licensing Learning Consortium Meeting in the amount not to exceed \$12,600 for convention, travel and overnight accommodations for eight employees to attend the Learning Consortium from November 28-30, 2018 in Clearwater, FL.

NEW HAMPSHIRE VETERANS HOME

#C. Authorized to accept monies totaling \$21,991.75 received during the period of July 1, 2018 to September 30, 2018 as a result of fundraising drives from various organizations and from personal contributions, to be placed in the Veterans Home Benefit Fund.

DEPARTMENT OF EDUCATION

#D. Authorized the Division of Career Technology and Adult Learning, Services for Blind and Visually Impaired, to accept a bequest in the amount of \$10,000 from the estate of Helen G. Cormier.

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

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#A. Authorized to accept and place on file the Annual Report for the Fiscal Year 2018.

DEPARTMENT OF STATE

#B. Authorized to accept and place on file the Annual Report for the period of July 1, 2017 through June 30, 2018.

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorized the confirmation of Major Brady N. Ohr, Stratham, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorized the confirmation of Captain Eric F. Galliher, Millerton, NY, for promotion to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#C. Authorized the confirmation of Major Nicholas J. Scola, Plaistow, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#D. Authorized the confirmation of Captain Matthew D. Rouleau, Dover, NH, for promotion to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#E. Authorized the nomination of Major Nicolas S. Alcocer, Lee, 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.

THE ADJUTANT GENERALS DEPARTMENT

#F. Authorized the nomination of Major Linda R. Varela, Dayton, ME, 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.

THE ADJUTANT GENERALS DEPARTMENT

#G. Authorized the nomination of Major John F. Kovar, Yarmouth, ME, currently a Major in the Virginia Army National Guard, for appointment to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

THE ADJUTANT GENERALS DEPARTMENT

#H. Authorized the nomination of Captain Thomas E. Pufki, Spofford, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

DEPARTMENT OF JUSTICE

#I. Authorized to appoint Erin E. Fitzgerald as an Assistant Attorney General, at a salary level of \$66,437.50. Effective upon G&C approval or November 9, 2018, whichever is later, through September 6, 2021.

DEPARTMENT OF JUSTICE

#J. Authorized to appoint Jessica A. King as an Assistant Attorney General, at a salary level of \$66,437.50. Effective upon G&C approval or November 23, 2018, whichever is the latter, through November 21, 2023.

DEPARTMENT OF JUSTICE

#K. Authorized to appoint Emily C. Goering as an Assistant Attorney General, at a salary level of \$65,422.50. Effective upon G&C approval or November 23, 2018, whichever is the latter, through August 15, 2023.

DEPARTMENT OF JUSTICE

#L. Authorized to appoint Jill A. Perlow as an Assistant Attorney General, at a salary level of \$87,035.19. Effective upon G&C approval or November 9, 2018, whichever is the latter, through September 28, 2019.

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

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Improvement & Integrity

#A. Authorized to amend an agreement with the University of Massachusetts Medical School, Center for Health Law and Economics, Worcester, MA (originally approved by G&C on 11-14-12, item #45), to provide policy and technical consulting services for NH Disproportionate Share Hospital Program, by extending the completion date from October 31, 2018 to June 30, 2019. No Cost Extension. **50% Medicaid Enhancement Tax Funds, 50% Federal Funds.**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of Finance

#6 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized to accept and expend additional agency income drug rebate revenue in the amount of \$786,449. **100% Other Funds (Drug Rebate Revenue).** (2)Further authorized the Office of Medicaid Services to transfer Agency Income in the amount of \$786,449. **100% General Funds.** (3)Further 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 \$2,359,346. **100% Federal Funds.** Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

Office of the Commissioner

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

#7 Authorized to transfer general funds in the amount of \$1,469,859 between various payroll class lines and decrease Federal revenues in the amount of \$98,893 and create new expenditure class codes in the Department. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

#8 Authorized to transfer general funds in the amount of \$6,571,453 between various class lines, increase Federal revenues in the amount of \$2,422,908, increase related Other revenues in the amount of \$29,945 and create new expenditure class codes in the Department. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

Bureau of Human Resource Management

#9 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to finalize the determination made by the Commissioner that on September 11, 2018 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.

Emergency Services

#10 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to **retroactively** exercise a renewal option to a **sole source** agreement with Apteon Inc., Alpharetta, GA, formerly known as Upp Technology Inc., Terrace, IL (originally approved by G&C on 3-22-17, item #8), to provide software for the Integrated Resource Management System, by increasing the price by \$72,572.51 from \$90,384.71 to \$162,957.22, and by extending the completion date from September 30, 2018 to September 30, 2019. Effective upon G&C approval. **100% General Funds.**

Office of Health Equity

#11 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to **retroactively** exercise a renewal option to existing agreements with the contractors as detailed in letter dated October 3, 2018 (originally approved by G&C on 11-18-16, item #12), to provide social services that lead directly to self-sufficiency for refugees, by increasing the price by \$408,000 from \$408,000 to \$816,000, and by extending the completion date from September 30, 2018 to September 30, 2020. **100% Federal Funds.**

Bureau of Elderly and Adult Services

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

#12 Authorized to accept and expend Money Follows The Person Grant funds from the Centers for Medicare & Medicaid Services in the amount of \$708,909. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

#13 Authorized to enter into a memorandum of understanding with the Office of Strategic Initiatives, Concord, NH, to provide Senior Energy Assistance Services in an amount not to exceed \$82,195.52. Effective upon G&C approval through September 30, 2020. **50% Federal, 50% General Funds.**

Bureau of Child Support Services

#14 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized to enter into a **sole source** amendment to an agreement with Protech Solutions Inc., Little Rock, AR (originally approved by G&C on 12-2-15, item #14A), to provide enhancement and continued maintenance of the New England Child Support and Enforcement System, by increasing the price by \$1,600,000 from \$10,508,312.50 to \$12,108,312.50. Effective upon G&C approval through the original completion date of September 30, 2019. **100% Other Funds.**

Bureau of Housing Supports

#15 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to enter into **sole source** agreements with the vendors as detailed in letter dated October 5, 2018, to provide permanent housing programs to homeless individuals and families through the Federal Continuum of Care program in an amount not to exceed \$286,186. Effective November 1, 2018 through October 31, 2019. **100% Federal Funds.**

Human Services and Behavioral Health Services

#16 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized to accept and expend federal funds in the amount of \$4,249,168 from the Child Care Development fund program. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

Bureau of Drug and Alcohol Services

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

#17 Authorized to enter into a **sole source** agreement with Granite United Way, Manchester, NH, to provide substance use disorder information and call referral services through 2-1-1 NH statewide, in an amount not to exceed \$1,000,000. Effective upon G&C approval through September 29, 2020.

#17A Authorized to enter into **sole source** agreements with the 8 vendors as detailed in letter dated October 17, 2018, to develop, implement and operationalize a statewide network of Regional Hubs for opioid use disorder treatment and recovery support services, in an amount not to exceed \$16,606,487. Effective upon G&C approval through September 29, 2020. **100% Federal Funds.**

Bureau of Mental Health Services

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

#18 Authorized to **retroactively** exercise a renewal option to an existing agreement with Mary Hitchcock Memorial Hospital, Lebanon, NH (originally approved by G&C on 9-27-17, item #24), to complete a training program for First Episode Psychosis, by extending the completion date from September 30, 2018 to June 30, 2019, with no change in the price of \$197,164.41. **100% Federal Funds.**

#19 Authorized to enter into a **retroactive sole source** agreement with the Community Partners, Dover, NH, to implement person-centered Healthcare Homes that will ensure delivery of integrated primary care, community behavioral health care and wellness services for young people with serious mental illness and serious emotional disturbance, in an amount not to exceed \$408,191. Effective October 1, 2018 through June 30, 2019. **100% Federal Funds.**

Bureau of Public Health Systems, Policy & Performance

#20 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized the Division of Public Health Services to amend an existing agreement with Foundation for Healthy Communities, Concord, NH (originally approved by G&C on 12-20-17, item #20), to continue assisting Critical Access Hospitals to improve quality of care for Medicare beneficiaries and to implement quality improvement activities in thirteen Critical Access Hospitals, by increasing the price by \$27,300 from \$454,146 to an amount not to exceed \$481,446, with no change to the contract completion date of August 30, 2021.

Division of Public Health Services

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

#21 Authorized the Bureau of Infectious Disease Control to accept and expend federal funds in the amount of \$3,535,326 from Centers for Disease Control and Prevention to fund the Public Health Crisis Fund. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

#22 Authorized to enter into a memorandum of understanding with the Office of Professional Licensure and Certification, Prescription Drug Monitoring Program (PDMP), Concord, NH, for the enhancement of PDMP's software to improve opioid-related surveillance, and for PDMP to hire two part time pharmaceutical experts to complete a Data Audit and Compliance Project, in an amount not to exceed \$282,750. Effective upon G&C approval through August 31, 2022. **100% Federal Funds.**

#23 Authorized to enter into a memorandum of understanding with the NH Administrative Office of the Courts, Concord, NH, to fund Drug Courts education and training programs, in an amount not to exceed \$158,627. Effective upon G&C approval through August 31, 2019. **100% Federal Funds.**

#24 Authorized to **retroactively** exercise a renewal option and amend an existing **sole source** contract with the City of Nashua Health Department, Nashua, NH (originally approved by G&C on 12-7-16, item #12A), to continue providing Healthy Homes and Lead Poisoning Prevention care coordination services, by increasing the price by \$50,000 from \$50,000 to \$100,000 and by extending the completion date from September 30, 2018 to September 30, 2020. **100% Other Funds.**

#25 Authorized to exercise a renewal option to an existing agreement with the Foundation for Healthy Communities, Concord, NH (originally approved by G&C on 9-27-17, item #13), for the provision of assistance and support for 13 NH small rural hospitals in order to implement activities provided annually by the Small Rural Hospital Improvement Program Grant, by increasing the price by \$281,197 from \$212,494 to \$493,691, and by extending the completion date from May 31, 2019 to May 31, 2021. Effective upon G&C approval. **100% Federal Funds.**

#26 Authorized the Bureau of Public Health Systems, Policy & Performance to enter into agreements with 20 vendors as detailed in letter dated October 2, 2018, to provide reimbursement for payment of educational loans through the State Loan Repayment Program, in an amount not to exceed \$587,850. Effective upon G&C approval through September 30, 2020 for 3 vendors, and through September 30, 2021 for the other vendors. **100% General Funds.**

DEPARTMENT OF TRANSPORTATION

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

#27 Authorized the Division of Project Development to align appropriations with the legislatively approved 2019-2028 Ten Year Transportation Plan in the Consolidated Federal Aid Program by approving the transfer of \$105,000,000 between various classes. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

#28 Authorized the Bureau of Planning and Community Assistance to enter into a **sole source** agreement with the University of NH, Civil Engineering Department, Durham, NH, to provide statewide asset data management, development, technical support and data collection services for the Statewide Asset Data Exchange Service project, for a total fee not to exceed \$600,000. Effective upon G&C approval through June 30, 2021. **50% Federal, 50% Turnpike Funds.**

#29 Authorized the Bureau of Aeronautics to award a grant to the City of Manchester, to rehabilitate a portion of Taxiway A and a portion of Taxiway F at the Manchester-Boston Regional Airport in the amount of \$3,218,903. Effective upon G&C approval through September 23, 2022. **95% Federal, 5% General Funds.**

#30 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement for a 1,000 square foot parcel of state-owned land located on the Manchester & Lawrence Railroad corridor in the City of Manchester to Outfront Media for the greater of 35% of annual advertising income for the location per year of a minimum annual rent of \$23,400, for a period of 10 years, which would yield a minimum of \$234,000. Effective January 1, 2018 through December 31, 2027.

#31 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement for a 300 square foot parcel of state-owned land located on the Manchester & Lawrence Railroad corridor in the Town of Salem to Outfront Media for the greater of 30% of annual advertising income for the location per year or a minimum annual rent of \$1,400 for a period of 5 years, which would yield a minimum of \$7,000. Effective January 1, 2018 through December 31, 2022.

#32 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement for a 450 square foot parcel of state-owned land located on the Manchester & Lawrence Railroad corridor in the City of Manchester to Outfront Media for the greater of 30% of annual advertising income for the location per year or a minimum annual rent of \$1,400 for a period of 5 years, which would yield a minimum of \$7,000. Effective January 1, 2018 through December 31, 2022.

#33 Authorized the Bureau of Right of Way to pay property owners \$810,000 as documented in the Contemplated Damage Awards List for amounts greater than \$5,000 for the period extending from September 19, 2018 through October 3, 2018. Effective upon G&C approval.

#34 Authorized the Division of Operations, Public Works Committee to accept as a gift to the State, and expend funds as they determine in the amount of \$5,039 to cover expenditures for the Public Works Memorial. Effective upon G&C approval through June 30, 2019. **100% Private Local Funds (Public Works Employee Memorial).**

#35 Authorized the Bureau of Right of Way's Contemplated Award List for amounts less than \$5,000 for the sum total of \$49,345.94 for the period extending from July 1, 2018 through September 30, 2018. These awards are paid from various Transportation Funds.

#36 Authorized the Bureau of Right of Way to pay property owners \$5,850 as documented in the Contemplated Damage Awards List for amounts greater than \$5,000 for the period extending from September 7, 2018 through September 18, 2018. Effective upon G&C approval.

#37 Authorized the Bureau of Right of Way to pay property owners \$720,000 as documented in the Contemplated Damage Awards List for amounts greater than \$5,000 for the period extending from October 4, 2018 through October 9 2018. Effective upon G&C approval.

#38 Authorized to accept and place on file the Bureau of Finance & Contracts' report of all paid Small Claims in Fiscal Year 2018 totaling \$10,866.25 for individual amounts less than \$1,000. (2)Further authorized to **retroactively** pay small claims for the next fiscal year, July 1, 2018 through June 30, 2019. **100% Highway Funds.**

#39 Authorized the Bureau of Finance & Contracts to pay membership dues **retroactively** in the amount of \$83,000 to the American Association of State Highway and Transportation Officials, Washington, DC, for continued membership in the national transportation organization. Effective July 1, 2018 through June 30, 2019. **83% Federal, 17% Highway Funds.**

#40 Authorized the Bureau of Mechanical Services to enter into a **retroactive** agreement with Unifirst Corporation, Nashua, NH, for providing uniforms to certain employees of the Bureau of Mechanical Services, on the basis of a single bid of \$24,099.92. Effective upon G&C approval through June 30, 2020. **88% Highway, 12% Other (Intra-Agency Transfers) Funds.**

#41 Authorized the Bureau of Rail & Transit to enter into a contract amendment with Profile Mountain Holdings Corporation d/b/a Conway Scenic Railroad, North Conway, NH (originally approved by G&C on 11-12-14, item #21), to extend the operating limits for railroad tourist excursion service on the state-owned Mountain Division Railroad Line 0.63 miles easterly from Conway to Center Conway. Effective upon G&C approval through December 31, 2024 with a provision for renewal for an additional 10-year period upon G&C approval through December 31, 2034. **100% Agency Income (Railroad Crossing License Fees).**

#42 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing two segments on I-89 in the towns of Sutton and New London, on the basis of a low bid of \$2,018,395.50. (2)Further authorized a contingency in the amount of \$100,919.77 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 9, 2019. **100% Federal Funds.**

#43 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing approximately 13.5 miles along NH 28, on the basis of a low bid of \$5,308,013.40. (2)Further authorized a contingency in the amount of \$265,400.67 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 13, 2019. **100% Federal Funds.**

#43A Authorized the Bureau of Highway Maintenance to enter into a lease agreement with Nortrax Inc., Pembroke, NH, with credit financing through Deere Credit Inc., Johnston, IA, for 66 loader backhoes on the basis of a low bid of \$1,306.35 per month per unit for a total lease value of \$5,173,146. Effective upon G&C approval through June 2024. **100% Highway Funds.**

OFFICE OF THE GOVERNOR

#44 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized expenditures from the Public School Infrastructure Fund in the amount of \$1,953,697 for infrastructure projects with public elementary and secondary schools and the NH Department of Safety, Division of Homeland Security and Emergency Management. Effective upon G&C approval through June 30, 2019. **100% General Funds. Fiscal Committee approved.**

NEW HAMPSHIRE GOVERNOR'S COMMISSION ON DISABILITY

#45 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized to accept and place on file the Annual Telecommunications Assistance Report for the period ending June 30, 2018.

OFFICE OF STRATEGIC INITIATIVES

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

#46 Authorized to enter into a memorandum of agreement with the NH Department of Natural and Cultural Resources, Concord, NH, the NH Department of Transportation, Concord, NH, the NH Fish and Game Department, Concord, NH, and the NH Department of Environmental Services, Concord, NH, to provide \$27,500 for the purposes of maintaining and improve the existing GRANIT web site, archiving and distributing agency data through the GRANIT database and providing technical support services for the development of GIS data and applications. Effective October 31, 2018 through June 30, 2019. (2)Further authorized to enter into a **sole source** contract amendment with the University of NH, Earth Systems Research Center, Durham, NH (originally approved by G&C on 6-21-17, item #77), for the GRANIT project, by increasing the amount by \$27,500 from \$167,500 to \$195,000. Effective upon G&C approval through June 30, 2019.

#47 Authorized to conduct a one-day conference on Saturday June 1, 2019 at the Grappone Conference Center, Concord, NH, to provide training to municipal land use board members, for a total cost not to exceed \$23,675. Effective October 31, 2018 through June 1, 2019. **100% Other Funds (Registration fees, \$21,600/Revolving Fund Municipal and Regional Training \$2,075).** (2)Further authorized to accept registration fees in an amount not to exceed \$21,600. **100% Other Funds (Registration fees).**

#48 Authorized to enter into a memorandum of agreement with the NH Department of Transportation, Concord, NH, to support improvements and continued development of CommuteSmart New Hampshire, in the amount of \$80,000. Effective October 31, 2018 through June 30, 2019. **100% Federal Funds (State Energy Program).**

#49 Authorized to enter into a memorandum of agreement with the NH Department of Environmental Services, Concord, NH, in the amount of \$500,350 to utilize funding from the Volkswagen Environmental Mitigation Trust as non-federal match for NH's Diesel Emission Reduction Act grant. Effective upon G&C approval through September 30, 2019. **100% Volkswagen Funds.**

#50 Authorized to enter into a memorandum of agreement with the NH Department of Environmental Services, Concord, NH, for administrative support in the planning and implementation of diesel emission reduction projects utilizing Volkswagen Environmental Mitigation Trust funds. Effective upon G&C approval through June 30, 2021. **100% Volkswagen Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#51 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized, for the benefit of the Department of Transportation, to enter into a **sole source** contract with Bentley Systems Inc., Exton, PA, to provide software maintenance and support for the DOT Computer Aided Design & Drafting System, in the amount of \$316,395.62. Effective January 1, 2019 through December 31, 2021 with the option to renew for an additional three years through December 31, 2024. **100% Other Funds (Agency Class 027 used to reimburse DoIT is 35.01% General, 64.99% Other).**

DEPARTMENT OF REVENUE ADMINISTRATION

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

#52 Authorized to enter into a contract with FAST Enterprises LLC, Centennial, CO, to provide the DRA with a new Revenue Information Management System in an amount not to exceed \$29,550,000. Effective upon G&C approval through December 31, 2025 with three options to renew for three additional years each. **100% Capital Funds.**

#53 Authorized to enter into a **sole source** contract with Berry, Dunn, McNeil & Parker LLC, Portland, ME, to provide the DRA with Periodic Project Health Assessments of the next generation Revenue Information Management System project, in an amount not to exceed \$339,000. Effective upon G&C approval through October 31, 2019 with the option of three additional one-year terms. **100% Capital Funds.**

THE ADJUTANT GENERALS DEPARTMENT

#54 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to enter into a contract with Mark Carrier Construction Inc., Manchester, NH, for the purpose of providing a workable space for the short term relocation of the Civil Support Team to the Manchester Readiness Center, in an amount not to exceed \$151,759. (2)Further authorized a contingency in the amount of \$8,000 for the fit-up to the Manchester Readiness Center for the Civil Support Team, for unforeseen conditions and/or owner-initiated changes for the construction, bringing the total to \$159,759. Effective upon G&C approval through December 31, 2018. **100% Federal Funds.**

INSURANCE DEPARTMENT

#55 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized to accept and expend federal grant funds in the amount of \$280,076.12 for FY 2019 from the US Department of Health and Human Services to support the Insurance Department's oversight of the safety and competitiveness of the Individual and Small Group health insurance markets in NH. (2)Further authorized to establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

PUBLIC UTILITIES COMMISSION

#56 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to **retroactively** continue membership and participation in the New England Conference of Public Utilities Commissioners Inc., in the amount of \$24,000. Effective October 1, 2018 through September 30, 2019. **100% Other (Utilities Assessments) Funds.**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

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

#57 Authorized the Division of Travel and Tourism to award Mount Washington Valley Chamber of Commerce, North Conway, NH, an amount not to exceed \$91,068 for marketing projects under the Joint Promotional Program. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#58 Authorized the Office of Workforce Opportunity to enter into a **sole source** contract with Cindy Naiditch, Chichester, NH, for the provision of financial services, in the amount of \$10,000. Effective upon G&C approval through June 30, 2019. **100% Federal Funds (Workforce Innovation and Opportunity Act Funds).**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#59 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to enter into a management agreement with Bruce White, Rindge, NH, for the management of an active sugar orchard within the Pearly Lake Wildlife Management Area in Rindge, NH. Effective upon G&C approval through June 30, 2024. Mr. White will pay an annual administrative fee to NHFG based on a per-tap formula that is mutually agreed upon.

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#60 Authorized the Division of Parks and Recreation to renew a **retroactive** membership with the NH Campground Owners Association, Epsom, NH, for the 2018/19 season, in the amount of \$3,902. Effective July 1, 2018 through June 30, 2019. **100% Agency Income.**

#61 Authorized the Division of Parks and Recreation to enter into a contract with LGR 1 Inc., Lowell, MA, for the Generator Building Roof Replacement at White Island Historic Site, in the amount of \$105,000. Effective upon G&C approval through October 25, 2019. **100% Capital Funds.**

#62 Authorized the Division of Historical Resources to award a Conservation License Plate (Moose Plate) Grant to the Town of Fitzwilliam for steeple repairs at the Fitzwilliam Town Hall in the amount of \$10,000. Effective upon G&C approval through September 30, 2020. **100% Agency Income.**

#62A Authorized the Division of Historical Resources to budget and expend \$7,000 from the Conservation Number Plate Fund and \$10,000 from the Division's Merciful Restoration Fund to support the publication of the second and expanded education of Preserving Old Barns by the NH Historic Agricultural Structures Advisory Committee. (2)Further authorized to accept and expend a total of \$6,656 in solicited donations from the NH Preservation Alliance for \$3,100 and the Park Street Foundation, for \$3,556 both of whom support and advocate for barn preservation and agricultural heritage. Effective upon G&C approval through June 30, 2020. **100% Other Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

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

#63 Authorized to budget and expend prior year carry forward funds in the amount of \$240,000 for engineering consultant services related to major repairs at Murphy Dam in Pittsburg, NH. Effective upon G&C approval through June 30, 2019. **100% Connecticut-Coos Project Funds. Fiscal Committee approved.**

#64 Authorized to enter into a **sole source** agreement with Studio NaCl, Kittery, ME, to design print materials and an interactive website related to NH's updated Coastal Flood Risk Science Summary & Guidance, in the amount of \$10,000. Effective upon G&C approval through March 31, 2020. **100% Federal Funds.**

#65 Authorized to enter into a **sole source** agreement with the University of NH, Sponsored Programs Administration, Durham, NH, to develop and begin implementing a Creative Outreach Plan for coastal community Resilience in NH, in the amount of \$21,000. Effective upon G&C approval through March 31, 2020. **100% Federal Funds.**

#66 Authorized to **retroactively** pay the 2019 membership dues to The Environmental Council of the States, Washington, DC, in the amount of \$13,000 for the period of October 1, 2018 through September 30, 2019. Effective upon G&C approval. **100% Federal Funds.**

#67 Authorized with Councilor Kenney voting **no**, to enter into a **sole source** contract with the Regional Greenhouse Gas Initiative Inc (RGGI), New York, NY, to provide technical and administrative services for continuation of the NH Carbon Dioxide (CO₂) Budget Trading Program, in an amount not to exceed \$375,000. (2)Further authorized to make annual advance payments upon invoice by RGGI. Effective upon G&C approval through December 31, 2021. **100% CO₂ Trading Funds.**

#68 Authorized to enter into a **sole source** agreement with the Rockingham Planning Commission, Exeter, NH, to advise the 2019 update of coastal flood risk projections for NH and inform future implementation of community revitalization tax relief incentives to enhance coastal resilience, in the amount of \$6,000. Effective upon G&C approval through March 31, 2020. **100% Federal Funds.**

#69 Authorized Denise and Ronald Bettencourt's request to perform work on Lake Winnepesaukee in Alton.

#70 Authorized the Town of Moultonborough's request to perform work on Lake Winnepesaukee in Moultonborough.

#71 Authorized Manisha P. Heiderscheidt 2010 Revocable Trust's request to perform work on Little Bay in Durham.

DEPARTMENT OF EDUCATION

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

#72 Authorized the Division of Career Technology and Adult Learning, Bureau of Vocational Rehabilitation to enter into an agreement with the Governor's Commission on Disability, Concord, NH, to house the Statewide Independent Living Council and its Program Assistant 1, in an amount not to exceed \$110,000. Effective July 1, 2019 through June 30, 2021. **100% Federal Funds.**

#73 Authorized the Bureau of Student Wellness to enter into a **sole source** grant agreement with Granite Pathways, Concord, NH, in an amount not to exceed \$50,000 to support those in early recovery to secure housing within a quality sober living facility. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

#74 Authorized a salary increment for the Director of the Division of Higher Education, Michael Seidel, from salary grade EE, step 5 (\$83,594.68) to salary grade EE, step 6 (\$87,932.52). Effective November 20, 2018.

#75 Authorized to enter into a contract with Gregory Amend, Roxbury, NH, to provide technical assistance and information to schools and communities to consider Universal Design for Learning as a framework for creating and sustaining educational environments that are responsive to the needs of each learner, including those with disabilities, limited English proficiency, or those with accelerated learning needs, in an amount not to exceed \$50,000. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**

#75A Authorized the Bureau of Adult Education to enter into a contract amendment with Second Start (originally approved by G&C on 8-23-17, item #83), to increase services provided by the Statewide Professional Development Coordinator, required to facilitate professional development activities for all NH adult educators in accordance with the state leadership requirements under the Workforce Innovation and Opportunity Act of 2014, by increasing the not to exceed amount by \$11,578.51 from \$587,967.51 to \$599,546.02. Effective upon G&C approval through June 30, 2019 with the option to renew for one additional one-year term. **71% General, 29% Federal Funds.**

DEPARTMENT OF SAFETY

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

#76 Authorized the Division of Fire Standards and Training and Emergency Medical Services to hire six temporary consultants for the purpose of conducting an assessment of NH EMS Programs on behalf of the National Highway Traffic Safety Administration. (2)Further authorized to accept and expend \$23,746 of federal pass through funds, entitled NH EMS Assessment, from the Office of Highway Safety to provide funding for the National Highway Traffic Safety Administration to conduct a comprehensive assessment of the emergency medical services system throughout the State. Effective **retroactive** to September 10, 2018 through June 30, 2019. **100% Transfer from Other Agency. Fiscal Committee approved.**

#77 Authorized the Office of Highway Safety to establish a class 046 and transfer \$40,000 within the account entitled "NHTSA Grants" for the purpose of paying consultants conducting an impaired driving assessment on behalf of the National Highway Traffic Safety Administration. (2)Further authorized to hire six temporary consultants for the purpose of conducting an impaired driving assessment on behalf of the National Highway Traffic Safety Administration. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

#78 Authorized the Division of Homeland Security and Emergency Management to accept and expend Public Assistance Grant Program funds in the amount of \$8,076,055 from the Federal Emergency Management Agency for DR-4355 October 2017 Severe Storms and Flooding, DR-4370 March 2018 Severe Storms and Flooding, and DR-4371 March 2018 Severe Winter Storm and Snowstorm. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

#79 Authorized the Division of Homeland Security and Emergency Management to accept and expend \$335,900 from the Prior Year Carry Forward Balance of NH nuclear planning and response fund. Effective upon G&C approval through June 30, 2019. **100% Private/Local Funds. Fiscal Committee approved.**

#80 Authorized the Division of Fire Standards and Training and Emergency Medical Services to enter into a **retroactive sole source** maintenance service contract with KFT Fire Trainer LLC, Montvale, NJ, for service on the T-2000 Live Fire Trainer, in the amount of \$39,663. Effective July 1, 2018 through June 30, 2021. **100% Revolving Funds – Fire and EMS Funds.**

#81 Authorized the Division of State Police to **retroactively** pay a SFY 2018 invoice with SFY 2019 funds in the amount of \$8,807.92 to Atlantic Tactical, New Cumberland, PA, for replacement body armor for the Troopers. Effective upon G&C approval. **43.96% General, 23.5% Agency Income, 22.19% Highway, 10.35% Turnpike Funds.**

#82 Authorized the Division of Homeland Security and Emergency Management to enter into a contract with iHeart Media + Entertainment Inc., San Antonio, TX, for radio advertisements on emergency management and preparedness for an amount of \$26,000. Effective upon G&C approval through June 30, 2019. **40% Private and Local, 32% Federal, 28% General Funds.**

#83 Authorized the Division of Fire Standards and Training and Emergency Medical Services to pay the **retroactive** request to the National Association of State EMS Officials, Falls Church, VA, for an amount of \$3,000 for a one year membership fee. Effective July 1, 2018 through July 1, 2019. **100% Agency Income Funds.**

#84 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Newton, for the purchase and installation of a generator, concrete pad, and security fencing at the community's Emergency Operations Center, for a total amount of \$29,500. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#85 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Loudon for the purchase and installation of a generator, electrical system upgrade, and HVAC system for the Town's Local Emergency Operations Center, for a total amount of \$143,380. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#86 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Newport for the purchase of an emergency management trailer and associated equipment for a total amount of \$21,292. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#87 Authorized the Division of Homeland Security and Emergency Management to enter into a contract with iHeart Media + Entertainment Inc., San Antonio, TX, for radio advertisements on emergency management and preparedness in the amount of \$21,600. Effective upon G&C approval through June 30, 2019. **40% Private and Local, 32% Federal, 20% General Funds.**

#88 Authorized the Division of State Police to enter into a contract with USI Insurance Services LLC, to provide aircraft liability and inland marine insurance coverage for State Police aircraft in an amount not to exceed \$12,023. Effective November 1, 2018 through November 1, 2019. **49.90% General, 27.60% Turnpike, 22.50% Highway Funds.**

#88A Authorized the Division of Fire Standards & Training and Emergency Medical Services to enter into a contract with Nobis Engineering Inc., Concord, NH, for a focused site investigation at the NH Fire Academy to determine the impact of onsite PFAS contamination, in an amount not to exceed \$37,715. Effective upon G&C approval through June 30, 2019. **100% Revolving Funds – Fire and EMS Funds.**

DEPARTMENT OF JUSTICE

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

#89 Authorized to grant a salary increment to Norman J. Houle, Criminal Investigator, from salary level of \$67,891.72 (LG BB, Step 4) to \$71,594.64 (LG BB, Step 5). Effective upon G&C approval or November 23, 2018, whichever is the latter.

#90 Authorized to grant a salary increment to Frederick J. Lulka, Criminal Investigator, from salary level of \$71,594.64 (LG BB, Step 5) to \$75,297.56 (LG BB, Step 6). Effective upon G&C approval or November 23, 2018, whichever is the latter.

#91 Authorized to enter into a contract with Market Decisions LLC, Portland, ME, for the purpose of conducting a comprehensive statewide victim services needs assessment, in an amount not to exceed \$49,984. Effective upon G&C approval through April 30, 2019. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

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

#92 Authorized the Division of Plant and Property to **retroactively** pay an invoice in the amount of \$18,900 to Daniel R. Gelinis Landscaping & Excavating for catch basin repair work. Effective upon G&C approval. **67% Transfers from Other Agencies, 33% General Funds.**

#93 Authorized the Division of Procurement and Support Services, Print Shop Operations, to accept and expend funds from revenue in the amount of \$46,791 to fund operating expenses. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#94 Authorized to accept a donation from the Lakes Region Planning Commission in the form of a payment of \$82,677 to Nobis Engineering Inc., to conduct a Brownfields Environmental Assessment of portions of the Lakes Region Property formerly known as the Laconia State School on Route 106 in Laconia (Property). (2) Further authorized to enter into a Property Access Agreement with the Lakes Region Planning Commission and Consent for Access to Property Agreement with Nobis Engineering Inc., its site assessment contractor, detailing mutual covenants, conditions, and agreements to allow Nobis Engineering Inc. to conduct a Brownfields Environmental Assessment of portions of the Property. Effective upon G&C approval through the completion of the assessment not to exceed June 30, 2019.

#95 Authorized to accept a donation from the US Environmental Protection Agency in the form of payment of \$100,000 to Nobis Engineering Inc., to conduct a Targeted Brownfields Environmental Assessment of the Lakes Region Property formerly known as the Laconia State School on Route 106 in Laconia (Property). (2)Further authorized to enter into a Consent for Access to Property Agreements with the US Environmental Protection Agency and Nobis Engineering Inc., detailing mutual covenants, conditions, and agreements to allow Nobis Engineering Inc. to conduct a Targeted Brownfields Environmental Assessment of the Property. Effective upon G&C approval through the completion of the assessment not to exceed June 30, 2019.

#96 Authorized the Division of Public Works Design and Construction to enter into a contract with Seppala Construction Co. Inc., Rindge, NH, for the Main Toilet Building Addition located at the Monadnock State Park, for a total price not to exceed \$814,165. Effective upon G&C approval through September 1, 2019. **16% General-Capital, 54% Federal, 30% Other Funds.** (2)Further authorized the amount of \$74,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$888,165. **100% Other Funds.** (3)Further authorized the transfer of \$635 to the State Art Fund, for the purchase of art for the Monadnock State Park Main Toilet Building, Jaffrey, NH, bringing the total to \$888,800. **100% General-Capital Funds.**

#97 Authorized the Division of Public Works Design and Construction to enter into a contract with Weatherguard Industries/SMJ Metals LLC, North Hampton, MA, for the Walker Building Roof Modifications, Concord, NH, for a total price not to exceed \$185,900. (2)Further authorized the amount of \$2,500 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$188,400. Effective upon G&C approval through November 30, 2018. **80% General-Capital, 20% General Operating Funds.**

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

#99 Authorized to accept and place on file the report containing a list of vendors that agencies have contracted with for the period of July 1, 2018 through September 30, 2018.

*

The Governor has withdrawn from the agenda, item #24A, which was tabled at the October 17, 2018 Governor and Council meeting.

*

The Next regular Governor and Executive Council meeting is scheduled for Wednesday November 14, 2018, at State House, Concord, New Hampshire.

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