

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
October 3, 2018 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:

- Councilor Wheeler offered a prayer and lead the Pledge of Allegiance
- Music by Londonderry's Victory Christian School Men's Quartet
- Proclamation/Commendation(s):
 - Commendation recognizing the members of the New Hampshire Wolves Hurling Club on their recent New England Region Championship win
 - Proclaiming October as Cybersecurity Awareness Month

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Pappas, voted to approve the minutes of September 20, 2018 meeting.

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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 September 20, 2018 meeting.

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

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CONFIRMATIONS

The Governor and Council confirmed the following:

Associate Commissioner of Operations, DHHS - RSA 126-A: 9

Lori A. Weaver, Concord

Vacancy

Salary: LG JJ, \$121,487.60

Effective: October 3, 2018

Term: October 3, 2022

Board of Architects - RSA 310-A: 29

Sonya L. Misiaszek, Laconia

Reappointment

Effective: October 3, 2018

Term: September 9, 2023

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

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

Rachel V. Farrell, Northwood

Reappointment

Effective: October 3, 2018

Term: October 10, 2021

Board of Medical Imaging and Radiation Therapy - RSA 328-J: 3

(Licensed Nuclear Medicine Technologist)

Richard T. Serino, Epping

Reappointment

Effective: October 3, 2018

Term: September 7, 2021

Fire Standards and Training Commission - RSA 21-P:26

(Volunteer Fire Chief)

Allan R. Clark, Sugar Hill

Succeeding: Stephen M. Carrier, Gilford

Effective: November 13, 2018

Term: November 12, 2021

Fire Standards and Training Commission - RSA 21-P:26

(Full-time Career Fire Chief)

Robert M. Buxton, Hudson

Reappointment

Effective: October 3, 2018

Term: November 12, 2021

Merrimack River Valley Flood Control Commission RSA 484

Steven H. Slovenski, Lee
Succeeding: Bryan L. Pellerin, Hopkinton

Effective: October 3, 2018
Term: March 1, 2021

New Hampshire School Building Authority - RSA 195-C: 1

Timothy J. Corbett, Auburn
Succeeding: Thomas E. Garfield, Belmont

Effective: October 3, 2018
Term: July 1, 2020

New Hampshire School Building Authority - RSA 195-C: 1

Gregory G. Hill, Northfield
Succeeding: Donald P. Bliss, Hampton

Effective: October 3, 2018
Term: July 1, 2021

New Hampshire School Building Authority - RSA 195-C: 1

John M. Potucek, Derry
Succeeding: Jane M. Bergeron-Beaulieu, Litchfield

Effective: October 3, 2018
Term: July 1, 2019

Professional Standards Director, DOC - RSA 21-H: 6

Lynmarie C. Cusack, Webster
Succeeding: Ryan Andersen, Bath, ME (resigned)
Salary: LG FF, \$94,039.40

Effective: October 3, 2018
Term: Commissioners Pleasure

NOMINATIONS

The following nominations were submitted:

Dental Hygienists Committee - RSA 317-A

(Nom. By the Dental Hygienists' Assoc.)
Mary Duquette, Hopkinton
Reappointment

Effective: Upon Confirmation
Term: September 28, 2021

Director, Division of Personnel, DAS - RSA 21-I: 2

Lorrie A. Rudis, Merrimack
Succeeding: Sara J. Willingham, Concord (resigned)
Salary: LG HH, \$105,128.40

Effective: Upon Confirmation
Term: 4 years from Confirmation

Part Time Justice, New Hampshire Circuit Court - RSA 490-F

James D. Gleason, Henniker
Term: Until 70 years of age

Effective: Upon Confirmation

Personnel Appeals Board - RSA 21-I:45

David M. Goldstein, Dover
Reappointment

Effective: Upon Confirmation
Term: June 2, 2021

Recreational Therapy Governing Board - RSA 328-F: 4

(Public Member)
Jayme L. Severance, Manchester
Reappointment

Effective: Upon Confirmation
Term: October 25, 2021

Volunteer New Hampshire Board of Directors - RSA 19-H

Christine B. Williams, Bedford
Reappointment

Effective: Upon Confirmation
Term: November 18, 2021

Volunteer New Hampshire Board of Directors - RSA 19-H
(Representing a Business Community)
Allison A. McLean, New London
Succeeding: Pamela S. Hall, Portsmouth

Effective: Upon Confirmation
Term: March 26, 2020

Wetlands Council - RSA 21-O:5-a
(Nom. By NH Association of Natural Resource Scientists)
Lee E. Carbonneau, Loudon
Reappointment

Effective: Upon Confirmation
Term: September 3, 2021

CONSENT CALENDAR AGENDA

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

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

DEPARTMENT OF SAFETY

#A. Authorized the request of the Division of State Police for four Troopers to travel over 300 miles one way in a State Police issued unmarked state vehicle in the amount of \$2,227.40 to attend the Pennsylvania State Police 2018 Reconstruction Seminar in Gettysburg, PA, from October 29, 2018 through November 1, 2018. **49.9% General, 27.6% Turnpike, 22.5% Highway Funds.**

STATE TREASURY

#B. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$482,765 and the State Treasurer to issue checks in the amount of \$482,764.51 to the rightful owners of abandoned or unclaimed funds.

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorized to accept donations of engraving on the walkway, payment of non-veteran fee, granite benches and computer services in the amount of \$18,418.25 for the NH State Veterans Cemetery to be used for the operation, maintenance, and improvement of the cemetery.

DEPARTMENT OF EDUCATION

#B. Authorized to accept a contribution to the Department of Education's Teacher of the Year Fund in the amount of \$5,000 from Geskus Photography. Effective upon G&C approval.

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

DEPARTMENT OF TRANSPORTATION

#A. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, authorized the Bureau of Right of Way's petition for a hearing on the proposed rehabilitation of the bridge carrying US Route 3 over NH Railroad (Br. No. 131/154) in the City of Laconia. A Commission, as suggested in letter dated August 24, 2018, of three persons should be appointed by the Governor, with the advice of the Council, to hold a hearing. The Commission shall determine whether there is occasion for the rehabilitation of the bridge as presented at the hearing. The suggested budget is \$832.82.

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorized the confirmation of Major Brian S. Fisher, Deerfield, NH, to the rank of Lieutenant Colonel, NH Army National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorized the confirmation of Major Christopher J. Williams, Del Rio, TX, to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#C. Authorized the confirmation of Major James T. Lux, Exeter, NH, to the rank of Major, NH Air National Guard.

#5 **MOP 150, I, B (5): Other Items - NONE**

REGULAR AGENDA

BUSINESS FINANCE AUTHORITY

#6 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Prescott, authorized to hold a Public Hearing to approve an award of a State Guarantee under RSA 162-A:13-a with respect to a loan from Salem Five Bank to John Turner Consulting, Inc. located in Dover, New Hampshire. Action will authorize a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON OCTOBER 3, 2018
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Working Capital Line of Credit Guarantee Program of the Business Finance Authority in connection with a loan to be made by Salem Five Bank to John Turner Consulting, Inc., and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced, Michael Donahue, Senior Credit Officer of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Kenney introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM SALEM FIVE BANK TO JOHN TURNER CONSULTING, INC." and moved its adoption, which was seconded by Councilor Prescott. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Kenney, Councilor Volinsky, Councilor Prescott and Councilor Pappas; those abstaining were Councilor(s): None; and those voting against were: Councilor Wheeler. The Governor declared that the resolution was passed.
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**A RESOLUTION UNDER RSA 162-A:18
AWARDING A STATE GUARANTEE UNDER RSA 162-A:13-a
WITH RESPECT TO A LOAN FROM
SALEM FIVE BANK TO JOHN TURNER CONSULTING, INC.**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to sixty-five percent (65%) of the principal amount of a loan up to \$2,000,000 from Salem Five Bank to John Turner Consulting, Inc. pursuant to RSA 162-A:13-a (the Working Capital Loan Guarantee Program or the "WAG Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed sixty-five percent (65%) of the proposed financing;

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

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

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

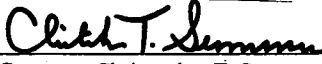
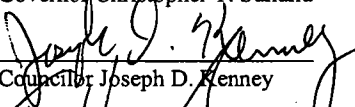
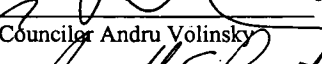


NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. Findings and Determinations. On the basis of the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:
 - (a) Special Findings.
 - (i) The award of the guarantee as proposed will contribute significantly to the success of the financing.
 - (ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and to ensure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.
 - (b) General Findings.
 - (i) The award of the guarantee as proposed will serve a public use and provide a public benefit.
 - (ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.
 - (iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.
 - (iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

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

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

Passed and Agreed to October 3, 2018.


Governor Christopher T. Sununu

Councillor Joseph D. Kenney

Councillor Andru Volinsky

Councillor Russell E. Prescott

Councillor Christopher C. Pappas

Councillor David K. Wheeler

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Bureau of Human Resource Management**

#7 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky, authorized to finalize the determination made by the Commissioner that on July 29, 2018, a Mental Health Worker III at the Designated Receiving Facility of the Laconia Developmental Center 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.

Office of Medicaid Services

#7A The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to enter into an agreement with University of Southern Maine, Portland, ME, for the provision of implementing an evaluation plan for NH's Delivery Systems Reform Incentive Program, in an amount not to exceed \$1,790,797. Effective upon G&C approval through March 31, 2022. **50% Federal, 50% General Funds.**

Division of Public Health Services

#8 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Prescott, authorized the Division for Behavioral Health Services to enter into **retroactive** amendments with 2 of the 13 vendors as detailed in letter dated August 28, 2018 (City of Nashua, and Manchester Health Department) (originally approved by G&C on 6-21-17, item #44), for the provision of Regional Public Health Network services, by modifying the scope of work for the continuum of care services and decreasing the price by \$157,341 from \$9,677,017 to \$9,519,676, **retroactive** to February 1, 2018, through the unchanged completion date of June 30, 2019. **92% Federal, 8% General Funds.** (2) Further authorized to enter into a **sole source** amendment to an agreement with North Country Health Consortium (originally approved by G&C on 6-21-17, item #44), by adding funding for the Contractor's Molar Express oral health services, by increasing the price by \$90,000 from \$9,519,676 to \$9,609,676, through the unchanged completion date of June 30, 2019. **100% General Funds.**

Division for Children, Youth & Families

#9 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to enter into an agreement with USI Insurance Services, Bedford, NH, for the provision of general liability coverage for foster parents, in an amount not to exceed \$75,722.51. Effective October 11, 2018 through October 11, 2019. **50% Federal, 50% General Funds.**

Division for Behavioral Health

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

#10 Authorized the Bureau of Drug & Alcohol Services to accept and expend State Opioid Response Grant funds from the Substance Abuse and Mental Health Services Administration in the amount of \$19,296,637. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.** (2) Further authorized to establish six full-time, temporary positions utilizing State Opioid Response grant funds. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

#11 Authorized the Bureau of Mental Health Services to accept and expend ProHealth NH Grant Funds from the Substance Abuse and Mental Health Services Administration in the amount of \$1,508,931. (2) Further authorized to establish one full-time, temporary position utilizing ProHealth NH Grant funds. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

Human Services and Behavioral Health

#12 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Prescott, authorized the Division for Children, Youth and Families to amend an existing **sole source** agreement with NH Coalition Against Domestic and Sexual Violence, Concord, NH (originally approved by G&C on 6-7-17, item #11), for the provision of a statewide domestic violence prevention program, by increasing the price limitation by \$651,574 from \$1,867,670 to an amount not to exceed \$2,519,244. Effective **retroactive** to July 1, 2018 through June 30, 2019. **63% General, 37% Other Funds.**

Bureau of Mental Health Services

#13 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized the Division of Behavioral Health to enter into agreements with the vendors as detailed in letter dated September 12, 2018, for the provision of transitional housing beds and services for adults who have severe mental illness or severe and persistent illness and who no longer meet the level of care provided by NH Hospital or a Designated Receiving Facility, in an amount not to exceed \$1,297,252 in the aggregate. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

Division for Behavioral Health

#14 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized the Bureau of Drug and Alcohol Abuse to enter into a **sole source** amendment with Harbor Homes Inc., and Manchester Community Health Center (originally approved by G&C on 8-2-17, item #10A), to expand the program infrastructure necessary to provide Medication Assisted Treatment services to individuals with opioid use disorders, by increasing the price by \$224,750 from \$2,250,000 to \$2,474,750, with no change to the completion date of June 30, 2020. **100% Federal Funds.**

Glencliff Home

#15 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to transfer general funds in the amount of \$458,200. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

Bureau of Elderly and Adult Services

#15A The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to **retroactively** exercise a renewal option and amend an existing **sole source** agreement with Community Action Program Belknap and Merrimack Counties Inc., Concord, NH (originally approved by G&C on 10-26-16, item #16), to continue to provide Senior Companion Services, by increasing the price by \$60,000 from \$60,000 to \$120,000 and by extending the completion date from September 30, 2018 to September 30, 2020. **100% General Funds.**

Bureau of Developmental Services

#16 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized the Division of Long Term Supports and Services, Bureau of Developmental Services to transfer funds in the amount of \$1,298,592. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

DEPARTMENT OF TRANSPORTATION

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

#17 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, and with Councilors Volinsky and Pappas voting **no, tabled** the request of the Bureau of Operations to accept and expend revenue in the amount of \$106,250 from the NH Department of Environmental Services for the NH Clean Diesel Emissions Reduction Program. Effective upon G&C approval through March 31, 2019. **100% Agency Income (Federal DERA) Funds. Fiscal Committee approved.**

#18 Authorized the Bureau of Operations to establish various non-budgeted classes in various accounting units and to transfer \$64,050 between various accounts and classes. Effective upon G&C approval through June 30, 2019. **Fiscal Committee approved.**

#19 Authorized the Bureau of Aeronautics to award a grant to the City of Manchester for a reimbursable agreement with the Federal Aviation Administration Tech Operations for Design Review and Construction Oversight for the Reconfiguration of Taxiways P and U at the Manchester-Boston Regional Airport, in the amount of \$95,460. Effective upon G&C approval through August 12, 2022. **95% Federal, 5% General Funds.**

#20 Authorized the Bureau of Aeronautics to award a grant to the City of Manchester to acquire three parcels of land for the RIM (Runway Incursion Mitigation) projects and one easement to remove obstructions in the approach to Runway 35 at the Manchester-Boston Regional Airport, in the amount of \$50,749. Effective upon G&C approval through August 12, 2022. **95% Federal, 5% General Funds.**

#21 Authorized the Bureau of Planning & Community Assistance to enter into agreements with the list of sub-recipients as detailed in letter dated August 23, 2018, to provide funding and services under the Congestion Mitigation Air Quality Program through a local project administration process, totaling \$9,380,040. Effective upon G&C approval through June 30, 2021. **100% Federal Funds.** (2)Further authorized to amend G&C previously approved local project agreements with sub-recipients for all federally funded projects for changes in project scope schedule and/or budget that arise through the development and design of the project. (3)Further authorized to annually report an informational item, within 90 days of the end of the Federal Fiscal Year, on the status of active federally funded locally administered projects.

#22 Authorized the Bureau of Planning and Community Assistance to **retroactively** amend an agreement with Vanasse Hangen Brustlin Inc., Bedford, NH (originally approved by G&C on 9-17-14, item #21), to provide planning, design engineering and technical design services for the update of the Hampton Beach Area Master Plan. Effective June 30, 2018 to August 31, 2018. No Additional Funding.

#23 Authorized the Bureau of Right of Way to sell an access point through the Limited Access Right of Way of NH Route 125 located on the northwesterly side of NH Route 125 in the Town of Kingston to Kingston Crossing LLC, for \$191,000 plus a \$1,100 Administrative Fee. Effective upon G&C approval. Originally purchased with 80% Federal, 20% Highway Funds.

#24 NOT USED

#25 Authorized to award a grant to the City of Lebanon to acquire snow removal equipment for the Lebanon Municipal Airport, in the amount of \$507,300. Effective upon G&C approval through August 16, 2022. **95% Federal, 5% General Funds.**

#26 Authorized the Bureau of Right of Way to pay property owners \$9,000 as documented in the Contemplated Damage Awards List, for amounts greater than \$5,000 for the period extending from August 28, 2018 through September 6, 2018. Effective upon G&C approval.

#27 Authorized the Bureau of Right of Way and Bureau of Highway Maintenance to pay property owners \$17,980 as documented in the Contemplated Damage Awards List, for amounts greater than \$5,000 for the period extending from August 25, 2018 through August 27, 2018. Effective upon G&C approval.

#28 Authorized the Bureau of Construction to enter into a contract amendment with Evroks Corporation, Winnisquam, NH, for bridge preservation work on three bridges in the Towns of Andover and Danbury, by increasing the amount by \$265,000 from \$1,564,424 to \$1,829,424. Effective upon G&C approval. **100% Federal Funds.**

#29 Authorized the Bureau of Rail and Transit to enter into a lease agreement with Bay Reach Realty Group for an 858 square foot parcel of state-owned railroad property located on the Concord-Lincoln Railroad Corridor in the City of Laconia for five years for \$7,500 at \$1,500 per year, and a one-time administrative fee of \$1,100. Effective upon G&C approval.

#30 Authorized the Bureau of Transportation Systems Management & Operations to enter into a contract amendment with Tilson Technology Management Inc., Portland, ME (originally approved by G&C on 3-22-17, item #23), to continue designing and building the Advanced Transportation Management System on the Frederick E. Everett Turnpike, by increasing the amount by \$158,226 from \$4,225,966.31 to \$4,384,192.31, and by extending the completion date from October 30, 2018 to October 30, 2019. Effective upon G&C approval. **100% Turnpike Funds.**

#31 Authorized the Bureau of Right of Way to pay property owners \$13,250 as documented in the Contemplated Damage Awards List for amounts greater than \$5,000 for the period extending from August 7, 2018 through August 24, 2018.

#32 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, 2019. **100% Highway Funds.**

#33 Authorized the Bureau of Mechanical Services to enter into a contract with Consolidated Utility Equipment Service Incorporated, Amherst, NH, for providing Yard Crane Inspection, repair, scheduled service and unscheduled emergency parts and repair, on the basis of a low bid of \$84,717. Effective upon G&C approval through June 30, 2021. **83% Highway, 6% Federal, 11% Other Funds.**

OFFICE OF THE GOVERNOR

#34 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized expenditures from the Public School Infrastructure Fund in the amount of \$175,794 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.**

OFFICE OF STRATEGIC INITIATIVES

#35 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Kenney, authorized to accept and expend additional Federal Funds in the amount of \$275,456 from the US Department of Energy as part of the State Energy Program grant. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

THE ADJUTANT GENERALS DEPARTMENT

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

#36 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott voted to **table** the request to enter into a contract with Titan Electric Inc., Manchester, NH, for the purpose of providing upgrades to the photo-voltaic system at the Milford Readiness Center, Milford, NH, in the amount of \$34,500. Effective upon G&C approval through December 31, 2018. **50% General, 50% Federal Funds.**

#37 Authorized to **retroactively** execute the second of two contract renewal options with Tri-State Fire Protection LLC, Hudson, NH, for the provision of fire alarm inspection, testing, maintenance and repair services, by increasing the amount by \$11,800 from \$49,000 to \$60,800, and by extending the completion date through December 31, 2018. **27% General, 73% Federal Funds.**

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

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

#37A Authorized the Board of Pharmacy's request to supplement the existing 30% salary enhancement approved by G&C on July 27, 2018, item #18, by a supplemental salary enhancement of approximately 38% for positions #18659 Administrator III (Chief of Compliance) LG 31; and positions #14337, and #22008 Pharmacy Compliance Investigator's LG 27, totaling \$369,360. Effective October 3, 2018 through October 2, 2020.

#37B Authorized to accept and expend \$99,901 of federal funds from the US Department of Labor to conduct an occupational licensing review and reform analysis on five categories of licensure that encompasses 14 occupations and 33 licenses. The total grant award for \$244,260 is a three year Department of Labor grant award to support OPLC with the occupational licensing review and reform analysis, this request is for the first year, the second and third years are budgeted in the OPLC, SFY's 2020/2021 biennial budget. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

INSURANCE DEPARTMENT

#38 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Volinsky, authorized to amend on a **sole source** basis, a contract with MMcLeod Consulting (originally approved by G&C on 10-26-16, item #52), for the provision of consulting services in connection with the Department's initiatives to improve the health insurance premium rate review process and transparency efforts and the review of health insurance issuers' compliance with guaranteed availability and renewability of coverage regulations, by increasing the amount by \$67,500, and by extending the end date from October 18, 2018 to October 31, 2019. The total cost of the contract is \$306,400. **100% Federal Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#39 Aut The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized horized to place Attorney Karen A. Levchuk's annual salary in Group GG, Step 6 \$101,536.24. Effective upon G&C approval or October 12, 2018, whichever is later. **100% Federal Funds.**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

#39A The Governor and Council on motion of Councilor Kenney, seconded by Councilor Prescott, authorized the Division of Travel and Tourism to **retroactively** award grants to the organizations as detailed in letter dated September 6, 2018, in the total amount not to exceed \$459,983.95 for marketing projects under the Joint Promotional Program. Effective upon G&C approval. **100% General Funds.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#40 Authorized the Bureau of Trails to budget and expend \$98,216 from the Department of Safety, a proportion of excess snowmobile and OHRV unrefunded gas tax fees collected. Effective upon G&C approval through June 30, 2019. **100% Transfer from the Department of Safety. Fiscal Committee approved.**

#41 Authorized the Bureau of Trails to budget and expend \$692,180 from the NH Fish and Game Department, a proportion of excess snowmobile registration fees collected. Effective upon G&C approval through June 30, 2019. **100% Transfer from Fish & Game. Fiscal Committee approved.**

#42 Authorized the Bureau of Trails to budget and expend \$900,000 from the NH Fish and Game Department, a proportion of excess snowmobile registration fees collected. Effective upon G&C approval through June 30, 2019. **100% Transfer from Fish & Game. Fiscal Committee approved.**

#43 Authorized the Bureau of Trails to budget and expend \$800,000 of grant-in-aid OHRV funds. Effective upon G&C approval through June 30, 2019. **100% Transfer from Fish & Game. Fiscal Committee approved.**

#44 Authorized the Bureau of Trails to enter into an emergency Grant-In-Aid Trail Maintenance Agreement with the Twin Mountain Snowmobile Club, in the total amount of \$19,700. Effective upon G&C approval through December 31, 2018. **100% Transfer from Fish & Game.**

#45 Authorized the Division of Parks and Recreation, Cannon Mountain, to enter into a contract with AC Electric Corp., Auburn, ME, for the overhaul of three motors at Cannon Mountain and Franconia Notch State Park, in the amount of \$15,872.16. Effective upon G&C approval through November 19, 2018. **100% Capital Funds.**

#46 Authorized the Division of Parks and Recreation, Cannon Mountain, to enter into a contract with GW Tatro Construction Inc., Jeffersonville, VT, for completion of the Extension Trail Pipe Project at Cannon Mountain and Franconia Notch State Park, in the amount of \$78,750. Effective upon G&C approval through October 10, 2018. **100% Capital Funds.**

#47 Authorized the Division of Historical Resources to award a **retroactive** Certified Local Government Grant to the Town of Amherst for an updated survey of the Amherst Historic District, in the amount of \$30,000. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

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

#48 Authorized to enter into an agreement with the University of NH Stormwater Center, in the amount of \$75,000 to complete the *Great Bay Waterbody/Watershed Nitrogen Nonpoint Source Study Implementation: Phase 3 University of New Hampshire BMPs to Reduce Nitrogen*. Effective upon G&C approval through December 31, 2020. **100% Federal Funds.**

#49 Authorized to enter into a **sole source** agreement with the University of NH, Sponsored Programs Administration, Durham, NH, for the Peter T. Paul College of Business and Economics to conduct an analysis of the economic benefits of alternative drinking water and groundwater standards for arsenic, in the amount of \$30,000. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#50 Authorized Brian A. O'Connell Revocable Trust's request to perform work on Lake Winnepesaukee in Alton.

#51 Authorized Frank Locker and Denise Whittier's request to perform work on the Piscataqua River in Dover.

DEPARTMENT OF EDUCATION

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

#52 Authorized to accept and expend funds from the *Emergency Impact Aid for Displaced Students* in the amount of \$618,375 to provide assistance to local education agencies that have enrolled students displaced during the 2017-18 school year by Hurricanes Harvey, Irma or Maria or the 2017 California wildfires. Effective upon G&C approval through December 31, 2018. **100% Federal Funds. Fiscal Committee approved.**

#53 Authorized a salary increment for the Deputy Commissioner, Christine Brennan, from the current unclassified salary of II, step 4 \$105,382.68 to salary grade II, step 5, \$111,168.20. Effective October 20, 2018.

#54 Authorized the Bureau of Adult Education to enter into a **sole source** contract with Data Recognition Corporation, to provide the Test of Adult Basic Education, a National Reporting System approved assessment, required for pre and post-testing all adult basic education students receiving services under the Workforce Innovation and Opportunity Act of 2014, in an amount not to exceed \$106,562.07. Effective upon G&C approval through June 30, 2021 with the option to renew for two additional two-year terms. **100% General Funds.**

#55 Authorized the Bureau of Instructional Support to enter into a **sole source** contract with the College Board, New York, NY, to administer the SAT assessment in grade 11 to ensure a continuation of assessment services to meet federal and state law, in an amount not to exceed \$852,500. Effective upon G&C approval through June 30, 2019. **50% General, 50% Federal Funds.**

#56 Authorized to grant funds in accordance with the Carl D. Perkins Career and Technical Education Act of 2006 to Merrimack County Department of Corrections, Boscawen, NH, in the amount of \$19,544 to assist in the operation of their approved career and technical education programs for offenders. Effective upon G&C approval through July 30, 2019. **100% Federal Funds.**

#57 Authorized to enter into a **sole source** grant agreement with Northeast Deaf and Hard of Hearing Services Inc., Concord, NH, in an amount not to exceed \$5,025 to provide financial support to the 18th Annual Working Together Conference. Effective upon GC approval through October 31, 2018. **100% Federal Funds.**

#58 Authorized the Bureau of Vocational Rehabilitation to enter into a contract with the Brain Injury Association of NH, Concord, NH, to provide independent living services in an amount not to exceed \$72,045.50. Effective upon G&C approval through September 30, 2019. **52.91% Federal, 47.09% General Funds.**

#59 Authorized the Bureau of Adult Education to enter into a contract with Edmentum Inc., Bloomington, MN, to provide licenses for online adult education digital technology software to expand NH adult education program capacity and meet technology requirements under the Workforce Innovation and Opportunity Act of 2014, in an amount not to exceed \$120,000. Effective upon G&C approval through June 30, 2021 with an option to renew for two additional years through June 30, 2023. **100% Federal Funds.**

DEPARTMENT OF SAFETY

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

#60 Authorized the Division of State Police to establish a class 046, Consultants, from which to pay the County Attorney staff for assistance with statistics and implementation of best practices in the investigation of adult sexual assault cases. (2)Further authorized to accept and expend an additional \$15,969 of federal pass-through funds from the NH Department of Justice for the purpose of paying the County Attorney staff for assistance with statistics and implementation of best practices in the investigations of adult sexual assault cases. Effective upon G&C approval through December 31, 2018. **100% Agency Income. Fiscal Committee approved.**

#61 Authorized the Bureau of Hearings to amend item #42, originally approved by G&C on October 25, 2017, by transferring \$8,723 within the account entitled "Hearings-Highway Safety Grants" to realign funding within the grant budget. (2)Further authorized to accept and expend federal pass-through funds in the amount of \$247,665 from the Department of Safety, Office of Highway Safety, to continue to provide two existing grant-funded prosecutors and one existing paralegal to support the NH State Police for the prosecution of DWI/DUI alcohol and drug impaired driving cases statewide. (3)Further authorized to continue two existing temporary full-time Department of Safety Hearings Examiner Prosecutor (LG 31) positions and one existing full-time Hearings Paralegal (LG 16) position for the continued prosecution of DWI/DUI cases for NH State Police in circuit courts statewide. Effective upon G&C approval through June 30, 2019. **100% Agency Income. Fiscal Committee approved.**

#62 Authorized to accept and expend "FEMA Disaster Relief and Emergency Assistance" funds in the amount of \$135,000 from the US Department of Homeland Security deployment of staffing for disaster support services associated with Hurricane Harvey and Hurricane Irma. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

#63 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 DR-4316 March Severe Winter Storm and DR-4329 Severe Storms and Flooding in the amount of \$1,781,531 for the implementation of cost effective mitigation projects. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Fiscal Committee approved.**

#64 Authorized the Division of Administration to **retroactively** pay an invoice in the amount of \$400 to Howard Fairfield LLC, Atlanta, GA, for additional work associated with the purchase of a Fisher Extreme V Snow Plow. The payment will be processed upon G&C approval. **100% Highway Funds.**

#65 Authorized the Division of Fire Safety to **retroactively** pay invoices in the amount of \$4,368 to Software House International, Somerset, NJ, for Fire House Web Computer Software. The payment will be processed upon G&C approval. **80% Revolving, 10% General, 10% Agency Income.**

#66 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Central NH Regional Planning Commission to update Local Hazard Mitigation Plans for several communities for a total amount of \$30,000. Effective upon G&C approval through January 30, 2021. **100% Federal Funds.**

DEPARTMENT OF JUSTICE

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

#67 Authorized to appoint Benjamin W. Maki as an Attorney at a salary level of \$68,000. Effective upon G&C approval or October 15, 2018, whichever is the latter.

#68 Authorized a salary increment to Scott K. Gilbert, Criminal Investigator, from salary level \$64,187.76, LG BB, Step 3, to \$67,891.75, LG BB, Step 4. Effective upon G&C approval or October 6, 2018, whichever is the latter.

DEPARTMENT OF ADMINISTRATIVE SERVICES

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

#69 Authorized the Bureau of Plant & Property Management, Plant-Property Administration to accept and expend a grant from the NH Office of Strategic Initiatives in an amount not to exceed \$146,500 for the purpose of supporting the State Energy Manager's office for programs which reduce energy consumption and reduce costs in NH State buildings. (2)Further authorized to extend one temporary part-time class 050 position for the purpose of supporting the State Energy Manager's office for programs which reduce energy consumption and reduce costs in NH State buildings. Effective upon G&C approval through June 30, 2019. **100% Agency Income. Fiscal Committee approved.**

#70 Authorized a Working Capital Warrant in the amount of \$490,000,000 to cover the payment of expenditures for the month of November 2018.

#71 Authorized the Division of Plant and Property Management to **retroactively** pay Alan Hensey the amount of \$1,121.52 for the period of October 7, 2017 to June 30, 2018 due to the employee not receiving his annual evaluation and increment approval. Effective upon G&C approval. **100% General Funds.**

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

#73 Authorized the Division of Public Works Design and Construction to enter into a construction contract with A.W. Therrien Co. Inc., Manchester, NH, for Roof Replacement on the Veterans Cemetery Maintenance Building, Boscawen, NH, for a total price not to exceed \$113,874. (2)Further authorized the amount of \$1,740 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, Clerk of the Works for oversight and engineering services provided, bringing the total to \$115,614. Effective upon G&C approval through November 2, 2018. **100% General – Capital Funds.**

#74 Authorized the Division of Public Works Design and Construction to enter into a construction contract with Turnstone Corporation, Milford, NH, for Milford Readiness Center Renovations, Milford, NH, for a total price not to exceed \$698,000. Effective upon G&C approval through August 31, 2019. **50% Federal, 50% General – Capital Funds.** (2)Further authorized the amount of \$22,810 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$720,810. **100% Federal Funds.**

#75 Authorized the Division of Public Works Design and Construction to enter into a construction contract with R. M. Piper, Plymouth, NH, for the Glencliff Home Potable Water System – Phase I, Benton, NH, for a total price not to exceed \$1,233,000. (2)Further authorized the amount of \$31,622 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$1,264,622. Effective upon G&C approval through August 1, 2019. **77% General – Capital, 7% Operating – General, 16% Federal Funds.**

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Volinsky voted to remove item #82- which was tabled at the September 20, 2018 Meeting.

DEPARTMENT OF ADMINISTRATIVE SERVICES

#82 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Kenney, voted to approve the request of the Division of Public Works Design and Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for the Adjutant General Department's NH Army National Guard Littleton Field Maintenance Shop Motorpool Expansion, Littleton, NH, for a total price not to exceed \$325,451. (2)Further authorized a contingency in the amount of \$30,000 for unanticipated expenses, bringing the total to \$355,451. (3)Further authorized the amount of \$10,140 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$365,591. Effective upon G&C approval through August 2, 2019. **100% Federal Funds.**

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LATE ITEM

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division for Behavioral Health Bureau of Drug and Alcohol Services

#A The Governor and Council on motion of Councilor Kenney, seconded by Councilor Prescott, authorized the Sununu Youth Services Center, to enter into a lease agreement with Granite Pathways, Inc. upon the date of Governor and Executive Council Approval, or November 1, 2018, whichever date is later, through October 31, 2022. Rent paid to Department in support for this request will be deposited for State Fiscal Years 2019, 2020, 2021, and 2022. (2)Further authorized the Division for Behavioral Health to enter into an agreement with Granite Pathways Inc., to provide residential adolescent substance use disorder treatment services. Effective upon the date of Governor and Executive Council approval, or November 1, 2018, whichever date is later, through October 31, 2022.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday October 17, 2018, at State House, Concord, New Hampshire.

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