

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House Concord, New Hampshire
April 9, 2014, 10:00 a.m.

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

Councilor Pignatelli led the Pledge of Allegiance.

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Today's pre-meeting ceremonial items included:

- Music by Grand Monadnock Youth Choir

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The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Sununu, accepted the minutes of March 26, 2014.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Sununu, approved the appointment of several persons nominated for Civil Commissions from the March 26, 2014 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:

Board of Accountancy - RSA 309-B

(Public Member)

Jeffrey P. Seifert, Bedford

Succeeding Patrick C. Closson, Lee (term limited)

Effective: April 9, 2014

Term: September 17, 2018

Advanced Manufacturing Education Advisory Council - RSA 188-E

(Superintendent)

Jacqueline E. Guillette, Claremont

Succeeding Middleton K. McGoodwin, Claremont

Effective: April 9, 2014

Term: December 18, 2016

Ballot Law Commission - RSA 665

(Alternate member appointed by Governor and Council)

Dean B. Eggert, Bow

Succeeding Jameson S. French, Portsmouth (resigned)

Effective: April 9, 2014

Term: July 1, 2017

Ballot Law Commission - RSA 665

(Appointed by Governor and Council)

Roger S. Wellington, Concord

Succeeding Edward E. Shumaker, Concord (resigned)

Effective: April 9, 2014

Term: January 21, 2016

Board of Chiropractic Examiners - RSA 316-A

(Public Member)

Scott A. MacDonald, Goffstown

Succeeding Laura Sheppard, Amherst

Effective: April 9, 2014

Term: December 28, 2018

Board of Court Reporters - RSA 310-A:163
 (Attorney)
 Thomas H. Richards, Sunapee
 Reappointment
 Effective: April 9, 2014
 Term: October 3, 2018

State Board of Fire Control - RSA 153:2
 (Chemical Engineer)
 Steven C. Freitas, Salem
 Succeeding James J. Todd, Salem
 Effective: April 9, 2014
 Term: July 8, 2018

State Commission for Human Rights - RSA 354-A:4
 Paul J. Phillips, Plymouth
 Succeeding James R. Martin, Brookfield (resigned)
 Effective: April 9, 2014
 Term: January 1, 2018

Invasive Species Committee - RSA 430:52
 (Public Member)
 Jeffrey M. Taylor, Richmond
 Succeeding Lynette Lombard, New Boston
 Effective: April 9, 2014
 Term: August 9, 2015

Board of Medicine - RSA 329
 Emily R. Baker, Hanover
 Reappointment
 Effective: April 21, 2014
 Term: April 21, 2019

Penalty Appeal Board - RSA 273:11-b
 (Management)
 Gayle E. Troy, Dunbarton
 Reappointment
 Effective: April 11, 2014
 Term: April 11, 2017

Director of Personnel for the Department of Administrative Services - RSA 21-I:45
 Sara J. Willingham, Concord
 Succeeding Karen D. Hutchins, Concord (resigned)
 Salary: Grade HH, step 4 - \$95,218.18
 Effective: April 9, 2014
 Term: January 1, 2015

Personnel Appeals Board - RSA 21-I:45
 David M. Goldstein, Dover
 Succeeding Robert J. Johnson, Hillsborough (resigned)
 Effective: April 9, 2014
 Term: June 2, 2015

Physical Therapy Governing Board - RSA 328-F
 (Physical Therapist Assistant)
 Ronald Fuller, Manchester
 Reappointment
 Effective: April 9, 2014
 Term: January 8, 2016

Board of Registration of Podiatrists - RSA 315
 James H. Dolan, Stratham
 Reappointment
 Effective: April 27, 2014
 Term: April 27, 2019

Public Water Access Advisory Board - RSA 233-A
 (Lakes Association)
 Joseph B. Goodnough, Newbury
 Reappointment
 Effective: April 9, 2014
 Term: October 27, 2016

Public Water Access Advisory Board - RSA 233-A
(Power Boating)
Gene H. Porter, Nashua
Reappointment

Effective: April 9, 2014
Term: October 27, 2016

Public Water Access Advisory Board - RSA 233-A
(Public Member - Chairman)
Thomas Quarles Jr., Brookline
Reappointment

Effective: April 9, 2014
Term: October 27, 2016

Traffic Safety Commission - RSA 238
Frank R. Dickinson, Ossipee
Reappointment

Effective: April 9, 2014
Term: September 16, 2018

Traffic Safety Commission- RSA 238
James W. Milliken, Concord
Reappointment

Effective: April 9, 2014
Term: September 16, 2018

Traffic Safety Commission - RSA 238
Patricia A. Rainboth, East Rochester
Reappointment

Effective: April 9, 2014
Term: September 16, 2018

Advisory Council on Unemployment Compensation - RSA 282-A:128
(Employers)
Matthew Kfoury, Manchester
Reappointment

Effective: April 9, 2014
Term: March 26, 2017

Board of Managers of the New Hampshire Veterans' Home - RSA 119:2
(Ladies Auxillary to the Veterans of Foreign Wars)
Madeline R. Dreusicke, Pelham
Succeeding Irene A. Lewis, Belmont

Effective: April 9, 2014
Term: March 1, 2016

NOMINATIONS

The Governor placed into nomination the following:

Aviation Users Advisory Board - RSA 21-L
(Airline)
Christopher Nevins, Hampton
Reappointment

Effective: Upon confirmation
Term: April 23, 2018

Community Development Finance Authority - RSA 162-L
(Banking)
Janet L. Ackerman (Brewer), Frankestown
Reappointment

Effective: May 7, 2014
Term: May 7, 2019

Board of Hearing Care Providers - RSA 137-F:3
(Audiologist)
Mary Louise Bronzena, AuD, Portsmouth
Reappointment

Effective: Upon confirmation
Term: April 23, 2016

Nashua Police Commission - RSA 105-C:2

Carl Andrade, Nashua
Vacancy

Effective: Upon confirmation
Term: September 1, 2016

New Motor Vehicle Arbitration Board - RSA 357-D

(Knowledgeable in Auto Mechanics)

George F. Dykstra, Chichester
Reappointment

Effective: Upon confirmation
Term: May 26, 2016

Telecommunications Planning and Development Advisory Committee - RSA 12-A

(Industry)

Ellen G. Scarponi, Canterbury
Reappointment

Effective: Upon confirmation
Term: October 3, 2016

Waste Management Council - RSA 21:0

(Business or Financial Community)

Rudy Bazelmans, Nashua
Vacancy

Effective: Upon confirmation
Term: December 23, 2017

Wetlands Site Selection Committee - RSA 482-A

(Nom. by the NH Association of Conservation Commission)

Rick Van de Poll, PhD, Center Sandwich
Reappointment

Effective: Upon confirmation
Term: October 11, 2015

#1 **CONSENT CALENDAR - DONATIONS:**

FISH AND GAME DEPARTMENT

#A. Authorized to accept a donation of \$11,200 from NH Project Learning Tree, Concord, NH, for the purpose of designing, printing and distributing two issues of the Wild Times for Kids paper. Effective upon G&C approval through June 30, 2014. **100% Agency Income.**

#2 **CONSENT CALENDAR – OUT OF STATE TRAVEL:**

DEPARTMENT OF EDUCATION

#A. Authorized to advance \$922.28 in cash to Melissa Ritchings, Program Assistant I, to cover anticipated expenses while traveling to Louisville, KY, to attend the 2014 Joint OVAE Data Quality Institute – National Association of Career and Technical Education Information Conference at the Marriott Louisville Downtown in Louisville, KY during the period of May 5-8, 2014. **100% Federal Funds.**

BUSINESS FINANCE AUTHORITY

#3 Authorized to hold a Public Hearing with respect to the financing of a loan to Rockingham Economic Development Corporation located in Exeter, NH. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON APRIL 9, 2014
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 10:50 a.m., the Governor announced that the next matter to be considered would be loan made by the Business Finance Authority to Rockingham Economic Development Corporation to finance a line of credit for expansion and retention of businesses and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received written material from the Authority with respect to the proposed loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Jack Donovan, Executive Director of the Authority, introduced Laurel Bistany, REDC's Executive Director, and 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 Van Ostern introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY TO ROCKINGHAM ECONOMIC DEVELOPMENT CORPORATION" and moved its adoption, which was seconded by Councilor Pignatelli. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Kenney, Councilor Van Ostern, Councilor Sununu, Councilor Pappas, and Councilor Pignatelli; those abstaining were Councilor(s) : None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN
UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY OF
THE STATE OF NEW HAMPSHIRE TO ROCKINGHAM ECONOMIC
DEVELOPMENT CORPORATION**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to a loan by the Authority to Rockingham Economic Development Corporation (the "Borrower") in the original principal amount of up to \$800,000 to provide loan capital to the expansion and retention of businesses.
(the "Loan");

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

WHEREAS, the Governor and Council will receive all the documentation and information with respect to the proposed Loan by the Authority; and

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

NOW, THEREFORE, it is hereby resolved that:

1. Findings and Determination. On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:

a. Special Findings.

(i) The Loan in consistent with local or regional development plans or policies.

b. General Findings.

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

(ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.

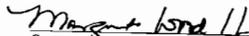
(iii) The Loan that the Authority has proposed will preserve or increase the social welfare or economic prosperity of the State and one or more of its political subdivisions, and will promote the general welfare of the State's citizens.

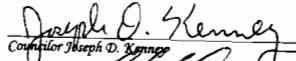
(iv) The Loan that the Authority has proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

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

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

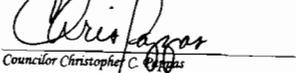
Passed and agreed to April 9, 2014.


Governor Margaret Wood Hassan


Councilor Joseph D. Kenney


Councilor Colin Van Ostern


Councilor Christopher T. Spaulina


Councilor Christopher C. Higgins


Councilor Debora R. Pignatelli

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

- #4 Authorized with Councilor Sununu voting **no**, to amend a grant agreement in the amount of \$140,000 with the Town of Plymouth, NH (originally approved by G&C on 11-14-12, item #5), to allow for additional time to fulfill the job creation requirements, by extending the completion date to June 30, 2015 from June 30, 2014. **100% Federal Funds.**
- #5 Authorized to award a grant to the Town of Exeter, NH, in the amount of \$500,000 to assist with the development of 39 units of affordable rental housing known as Meeting Place III. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**
- #6 Authorized to award a grant to the Town of Bartlett, Intervale, NH, in the amount of \$120,000 for the purpose of assisting Ragged Mountain Equipment Inc., with the purchase of equipment and for working capital. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**
- #7 Authorized to award a grant to the Town of Tilton, NH, in the amount of \$12,000 for the purpose of conducting a feasibility study. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**
- #8 Authorized with Councilor Sununu voting **no**, to award a grant to the County of Grafton, N. Haverhill, NH, in the amount of \$200,000 for the purpose of providing capacity funding to the NH Alliance of Regional Development Corporations. Effective upon G&C approval through December 31, 2014. **100% Federal Funds.**

GOVERNOR'S COMMISSION ON DISABILITY

- #9 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Pignatelli, authorized to relocate offices from 57 Regional Drive, Concord, NH to the Anna Philbrook Building, 121 South Fruit Street, Concord, NH, to achieve cost savings for office space. Effective **retroactive** to December 9, 2013. **Fiscal Committee approved.**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

- #10 Authorized to **retroactively** amend a **sole source** agreement with Tri-County Community Action Program Inc., Berlin, NH (originally approved by G&C on 10-2-13, item #11), for the federal Weatherization Assistance Program, by extending the end date from March 31, 2014 to September 30, 2014. No Additional Funding. **100% Federal Funds.**
- #11 Authorized to **retroactively** amend a **sole source** agreement with Southern NH Services Inc., Manchester, NH (originally approved by G&C on 10-2-13, item #14), for the federal Weatherization Assistance Program, by increasing the amount by \$12,473.35 from \$385,065 to \$397,538.35, and by extending the end date from March 31, 2014 to September 30, 2014. **100% Federal Funds.**
- #12 Authorized to amend a **sole source** agreement with Tri-County Community Action Program Inc, Berlin, NH (originally approved by G&C on 10-2-13, item #9), for the Fuel Assistance Program, by increasing the amount by \$800,000 from \$5,670,397 to \$6,470,397. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**
- #13 Authorized to **retroactively** amend a **sole source** agreement with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, (originally approved by G&C on 10-2-13, item #12), for the federal Weatherization Assistance Program, by extending the end date from March 31, 2014 to September 30, 2014. No Additional Funding. **100% Federal Funds.**

#14 Authorized to **retroactively** amend a **sole source** agreement with Southwestern Community Services Inc., Keene, NH (originally approved by G&C on 10-2-13, item #13), for the federal Weatherization Assistance Program, by extending the end date from March 31, 2014 to September 30, 2014. No Additional Funding. **100 Federal Funds.**

#15 Authorized to **retroactively** amend a **sole source** agreement with Community Action Partnership of Strafford County, Dover, NH, (originally approved by G&C on 10-2-13, item #15), for the federal Weatherization Assistance Program, by extending the end date from march 31, 2014 to September 30, 2014. No Additional Funding. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#16 Authorized to enter into a **sole source** contract with Netsmart Technologies Inc., Great River, NY, to upgrade and add user licenses to the NH Hospital's integrated clinical and financial software system, in the amount of \$360,375.34. Effective upon G&C approval through June 30, 2015. **(Agency Class 27) Funds: the agency class 27 used by DHHS to reimburse DoIT for this contract with 70% General, 30% Federal Funds.**

#17 Authorized, for the benefit of the Department of Safety, Division of Motor Vehicles, to enter into a contract with MTG Management Consultants LLC, a Washington Corporation, Seattle, WA, to provide services for the Department of Safety to gather and document business requirements in the amount of \$90,305. Effective upon G&C approval through June 30, 2015, with the option to renew up to but not beyond June 30, 2017. **100% Other (Agency Class 027) funds: The Agency Class 027 used by the NH Department of Safety to reimburse DoIT is 100% Highway Funded.**

#18 Authorized, for the benefit of the Department of Labor, to enter into a contract with iDoxSolutions Inc., Bethesda, MD, for technical support services to upgrade and support and Electronic Document Management system, in the amount of \$156,630.40. Effective upon G&C approval through October 30, 2016, with the option to renew up to but not beyond October 30, 2019. **100% Other (Agency Class 27) Funds: the agency Class 27 used by DOL to reimburse DoIT for this contract is 96% from the Workers' Compensation Insurance Assessments fund and 4% from the Inspection Fee-Certificates-Licenses Fund.**

JUDICIAL COUNCIL

#19 The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Pappas, authorized to accept and place on file the Biennial Report for the two years encompassing July 1, 2011 through June 30, 2013.

DEPARTMENT OF THE ADJUTANT GENERAL

#19A The Governor and Council on motion of Councilor Pappas, seconded by Councilor Pignatelli, authorized the nomination of Captain Maurice P. Sampson, Loudon, 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 ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#20 Authorized to accept and place on file the Report and Findings of Councilor Colin Van Ostern with regard to a certain project in participation with the Holderness School, Holderness, NH.

#21 Authorized to accept and place on file the Report and Findings of Councilor Colin Van Ostern with regard to a certain project in participation with Proctor Academy, Andover, NH.

#22 Authorized to transfer funds in and among accounting units in the amount of \$256,682 and to create four new expenditure classes. The transfers are made up of \$76,205 in general funds, \$167,866 in transfer funds, and \$12,611 in other funds. Effective upon G&C approval through June 30, 2014. **29.69% General, 65.40% Transfer, and \$4.91% Other Funds. Fiscal Committee approved.**

#23 **Authorized as amended**, an annual salary increase for Michael P. Connor, Deputy Commissioner of the Department of Administrative Services, **in the amount of \$5,529.21 to a new salary of \$111,687.05 from the present salary of \$106,157.84.** Deputy Commissioner Connor is employed in unclassified position 9U575 and becomes eligible for a salary increase on April 17, 2014.

#24 Authorized the Bureau of Education & Trainings' request for a **sole source amendment** to a lease agreement with Hodges Development Corporation, Concord, NH (originally approved by G&C on 6-5-13, item #17), by increasing the price by \$59,400 from \$89,100 to \$148,500 and will increase by 1,058 square feet of classroom and break/kitchen space to the training space from 1,130 square feet to 2,188 square feet. Effective April 15, 2014 or upon G&C approval, whichever is later, through June 30, 2018. **100% Revolving Funds.**

#25 Authorized the Bureau of Public Works Design and Construction to enter into a contract with D.P. Carney Construction Inc., Ware, MA, for the NH Building – Eastern States Expo – Roof Replacement, Springfield, MA, for a total price not to exceed \$94,115. Effective upon G&C approval through August 1, 2014. **100% Capital – General Funds.**

#25A Authorized an annual salary increase for Karen Benincasa, Comptroller of the Department of Administrative Services, in the amount of \$3,425 to a new annual salary of \$110,000 from her present salary of \$106,575. Ms. Benincasa is employed in unclassified position 9U022 and became eligible for a salary increase on April 17, 2014.

#25B Authorized the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval.

STATE TREASURY

The Governor and Council acted as follows:

#26 Authorized the revolving funds, as detailed in letter dated March 27, 2014, for which the State Treasurer holds receipts, be renewed for the remainder of the Commissioner of the Treasury's term, in the total amount of \$367,988.78.

#27 Authorized that the Commissioner of the Treasury shall invest and reinvest any surplus funds of the State. (2)Further authorized that the Commissioner of the Treasury be and hereby is, designated to act as Custodian of all such funds that have been previously placed in his custody as Commissioner of the Treasury.

#28 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$116,695 and the State Treasurer to issue checks in the amount of \$116,694.92 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#29 Authorized the Division of Historical Resources to accept and expend funds from the State of NH Department of Transportation in the amount of \$114,625 for the preparation of a National Register Nomination for the Downtown Historic District. (2)Further authorized to establish an object class 046 Consultants. Effective upon G&C approval through June 30, 2015. **100% Other Funds. Fiscal Committee approved.**

#30 Authorized the Division of Historical Resources to accept and expend a grant from the National Park Service in the amount of \$697,919 for the stabilization and repair of historic properties damaged by Hurricane Sandy and for planning projects that will better prepare historical properties for future natural disasters. (2)Further authorized to establish an object class 050 (Part-time Temporary) position for one Grants Program Coordinator (Labor Grade 23) and two Program Specialists I (Labor Grade 19). Effective upon G&C approval through June 30, 2015. **100% Federal Funds. Fiscal Committee approved.**

#31 Authorized to award a Conservation Number Plate Grant in the amount of \$8,745 to the Allentown Public Library for the conservation and digitization of 21 volumes of poll tax registers. Effective upon G&C approval through December 31, 2014. **100% Other Funds.**

#32 Authorized to award a Conservation Number Plate Grant in the amount of \$9,887 to the Town of Ossipee for the conservation and digitization of the Ossipee Town Records. Effective upon G&C approval through December 31, 2014. **100% Other Funds.**

#33 Authorized the Division of Arts to contract with Rocking Horse Studios for the transfer of audio interviews to digital media, in the amount of \$6,075. Effective upon G&C approval through July 31, 2014. **100% Other Funds.**

DEPARTMENT OF REVENUE ADMINISTRATION

#34 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized to **retroactively** place Ms. Kerrin Rounds into the position of Assistant Director of Audit, position #9U145, at Step 2 or unclassified salary grade FF, effective July 2, 2013. The **retroactive** pay equates to \$6,402.82, Step 2 of unclassified salary grade FF. **100% General Funds.**

JOINT BOARD OF LICENSURE AND CERTIFICATION

#35 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, authorized to enter into a **sole source** contract with the National Association of State Boards of Geology, Columbia, SC, for membership and the preparation and scoring of the national professional geologist examinations, in the amount of \$30,000. (2)Further authorized unencumbered payments under this contract with internal accounting control within the Joint Board. Effective May 1, 2014 through April 30, 2016. **100% General Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#36 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Van Ostern, authorized the Division of Regulatory Services to budget and expend revenue funds totaling \$5,000 for class 080 Out of State Travel to fulfill the scope of work to attend conferences and training sessions. Effective upon G&C approval through June 30, 2014. **100% Other Funds – Product & Scale Testing Funds.**

DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#37 Authorized to accept and expend \$300,000 from the Department of Environmental Services for reimbursement of the costs associated with the services rendered by Underwood Engineering LLC for the overall assessment of the Hooksett Wastewater Treatment Facility and to serve as the Department' expert witness in pending litigation. Effective upon G&C approval through December 30, 2014. (2)Further authorized to enter into a **retroactive** memorandum of understanding with the Department of Environmental Services to provide the management and oversight of the contract with Underwood Engineers Inc., which is responsible for the overall assessment of the Hooksett Wastewater Treatment Facility. Effective August 5, 2013 through December 30, 2014. **100% Agency Income. Fiscal Committee approved.**

#38 Authorized to create one new Paralegal II, Labor Grade 19, for the purpose of assisting attorneys and investigators in research, fact-finding, trial preparation and case management in matters involving Medicaid provider fraud, patient abuse and financial exploitation. (2)Further authorized to accept and expend \$82,977 (\$62,232 from the US Department of Health and Human Services, Medicaid Fraud and \$20,745 from Medicaid Fraud – agency income) for the purpose of supporting the Paralegal II position as detailed in letter dated February 12, 2014. Effective upon G&C approval through June 30, 2015. **75% Federal, 25% Other Agency Income. Fiscal Committee approved.**

#39 Authorized to designate Jess O'Neill as an Attorney at a salary of \$57,500. Effective April 28, 2014.

#40 Authorized to enter into a new sub grant with the NH Department of Safety, in the amount of \$24,300 from the FFY 2013 Paul Coverdell National Forensic Science Improvement Act Grant Program, which provides funding to support forensic laboratory services in NH, and will support activities in the NH State Police Forensic Crime Lab. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#41 Authorized to accept and expend grant funds from the NH Highway Safety Agency in the amount of \$19,635.45 of unbudgeted funds for the purpose of funding the Traffic Safety Resource Prosecutor program. Effective upon G&C approval through June 30, 2014. **100% Transfer from other agencies.**

#41A Authorized to enter into a sub grant with the Sullivan County Department of Corrections in the amount of \$7,500 for residential substance abuse treatment programming from the FFY 2013 Residential Substance Abuse Treatment Grant Program. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

INSURANCE DEPARTMENT

The Governor and Council acted as follows:

#42 Authorized to enter into a contract with Wowzilla LLC, Milwaukee, WI, for the provision of consulting services in connection with the Initiative to improve and expand the information available on the Department's HealthCost website, www.nhhealthcost.org for consumers and employers related to health insurance premiums and medical care costs in NH, in the amount of \$150,000. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#42A Authorized to enter into a contract with Manatt, Phelps & Phillips LLP, New York, NY, for the provision of legal research to explore regulatory models for oversight of provider payment practices and safe harbors relative to anti-trust for activities related to efforts to inform policymakers and others regarding options for payment reform that improve care and reduce medical costs, in the amount of \$96,275. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Bureau of Homeless and Housing Services

#43 Authorized to enter into **retroactive** agreements with the vendors as detailed in letter dated March 25, 2014, to provide homeless shelter operations activities to assist homeless individuals through the Emergency Solutions Grant program in an amount not to exceed \$175,841. Effective **retroactive** to January 1, 2014 through December 31, 2014. **100% Federal Funds.**

Office of Medicaid Business and Policy

#44 Authorized to amend the agreements with the Managed Care Organizations (originally approved by G&C on 5-9-12), to correct a scrivener's error in Table 1 of the October 23, 2013 actuarial report provided by Milliman Inc., and increase the SFY 2014 price by \$10,363,689 to \$250,000,000 to assure contract resources are adequate to cover the remainder of the contract period, effective upon G&C approval through June 30, 2014, based upon the availability and continued appropriation of funds, with authority to adjust encumbrances between fiscal years if needed and justified through the Budget Office. **SFY 2014: 50.5% Federal, 49.5% General Funds. SFY 2013: 50.2% Federal, 37.7% General, 12.1% Other Funds.**

Division of Public Health Services

#45 Authorized to enter into a **sole source** agreement with Jeff Murray's Programming Shop Inc., New Orleans, LA, to provide CAREWare Software utilities for the NH Ryan White CARE Program, in an amount not to exceed \$35,280. Effective upon G&C approval through June 30, 2016. **100% Other Funds.**

#45A Authorized the Bureau of Public Health Protection, Radiological Health Section to enter into an agreement with the US Food and Drug Administration, Rockville, MD, for the Division to perform inspections on certified mammography facilities within NH, in an amount not to exceed \$33,740. (2) Further authorized to accept and expend federal funds in the amount of \$3,814 from the US Food and Drug Administration to fund training to certify a Radiation Health Physicist III as an inspector for certified mammography facilities within NH. Effective **retroactive** to September 30, 2013 through September 29, 2014. **100% Other Funds.**

Bureau of Elderly & Adult Services

#46 Authorized to enter into an agreement with Area Agency of Greater Nashua Inc., Nashua, NH, to provide Financial Management Services by making payments and accounting for expenditures on behalf of the caregiver before and while receiving respite services and supports to care for their care recipient at home as long as possible, with a price of \$1,243,000. Effective upon G&C approval through June 30, 2015. **51% Federal, 47% General Funds.**

#47 Authorized to enter into agreements and **sole source amendments** with multiple vendors (originally approved by G&C on 8-14-13, item #41 and 9-4-13, item #59), as Medical Consultants to complete medical eligibility assessments for Medicaid applicants seeking Long Term Care services, by increasing the price by \$172,364 from \$132,515 to \$304,879 in the aggregate, and by extending the completion date to June 30, 2015 from June 30, 2014. **75% Federal, 25% General Funds.**

Bureau of Drug and Alcohol Services

#48 Authorized to enter into a **sole source amendment** with JSI Research & Training Institute Inc., d/b/a Community Health Institute, Bow, NH, (originally approved by G&C on 6-19-13, item #135), to provide technical assistance and facilitation for this additional scope of work for the State Epidemiological Outcome Workgroup on behalf of the Bureau of Drug and Alcohol Services, by increasing the price by \$162,900 from \$614,800 to \$777,700. Effective upon G&C approval through September 29, 2014. **100% Federal Funds.**

Bureau of Behavioral Health

#49 Authorized a **sole source amendment** to a contract with Community Council of Nashua, NH d/b/a Greater Nashua Mental Health Center at Community Council, Nashua, NH (originally approved by G&C on 6-19-13, item #106), to establish a Children's Assertive Community Treatment Team, by increasing the price by \$125,000 from \$1,022,852 to \$1,147,852. Effective upon G&C approval through June 30, 2014. **100% General Funds.**

NEW HAMPSHIRE VETERANS HOME

The Governor and Council acted as follows:

#50 Authorized to **retroactively** pay Kayla Jameson, Licensed Nursing Assistant II, \$3,054.20 for prior year second shift differential wages with current fiscal years funds that were not processed from September 24, 2010 to June 28, 2013 inclusive of holiday pay. **33% Federal, 34% Other, 33% General Funds.**

#51 Authorized to **retroactively** pay Nicole Parenteau, Licensed Nursing Assistant III, \$3,307.01 for prior year second shift differential wages with current fiscal years funds that were not processed from July 30, 2010 to August 22, 2013. **33% Federal, 34% Other, 33% General Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#52 Authorized to accept and place on file the report regarding season passes issued for Cannon Mountain during fiscal year 2014.

#53 Authorized the Division of Parks and Recreation to enter into a contract with Property Logistics Inc., Hollis, NH, for roofing replacements on six buildings at Bear Brook State Park, in the amount of \$66,700. Effective upon G&C approval through June 20, 2014. **100% Capital Funds.**

#54 Authorized the Division of Parks and Recreation to enter into a contract with the Town of Greenfield – Police Department, Greenfield, NH, for security coverage and traffic control at Greenfield State Park, in the amount of \$3,744. Effective July 1, 2014 through June 30, 2015. **100% Park Account Fund.**

#55 Authorized the Division of Forests and Lands to renew Recreational Residence and Site License Agreements for 91 camp lots at Nash Stream Forest for 5-year terms at the rents as detailed in letter dated March 26, 2014. (2)Further authorized to make a one-time increase to the annual rents by 6.7% over the 5-year term pursuant to the “Nash Stream Management Plan Updates and Revisions – 2002”. Effective July 1, 2014 through June 30, 2019.

#56 Authorized the Division of Forests and Lands to accept the donation of approximately 74 acres of undeveloped forestland abutting Low State Forest in the Town of Bradford, from the Farrar and Brodeur families. **0% State Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#57 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized to accept and expend a grant of \$42,045 from the Wildlife Heritage Foundation of NH for the purpose of funding two projects. Effective upon G&C approval through June 30, 2014. **100% Other Funds (Wildlife Heritage Foundation).**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#58 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, to complete the Support for PREP Monitoring Plan project, in the amount of \$8,180. Effective upon G&C approval through December 31, 2014. **72% Federal, 28% General Funds.**

#59 Authorized to award grant aid funds to the entities as detailed in letter dated March 27, 2014, in the aggregate amount of \$465,992 for drinking water projects. Effective upon G&C approval. **100% General Funds.**

#60 Authorized to enter into grant agreements with the entities as detailed in letter dated March 3, 2014, totaling \$59,928 to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2014. **100% Lake Restoration Funds.**

#61 Authorized to enter into grant agreements with the entities as detailed in letter dated March 3, 2014, totaling \$28,706, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2014. **100% Lake Restoration Funds.**

#62 Authorized to enter into grant agreements with the entities as detailed in letter dated March 7, 2014, totaling \$20,278, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2014. **100% Lake Restoration Funds.**

#63 Authorized to enter into grant agreements with the entities as detailed in letter dated March 4, 2014, totaling \$38,469, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2014. **100% Lake Restoration Funds.**

#64 Authorized to enter into grant agreements with the entities as detailed in letter dated March 7, 2014, totaling \$82,596, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2014. **100% Lake Restoration Funds.**

#65 Authorized Glenn E. Kisch Trust's request to perform work on the Piscataqua River, New Castle.

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#66 Authorized the Division of State Police to accept and expend a grant from the NH Department of Justice for the purpose of establishing a Statewide Automated Victim Information and Notification Program, in the amount of \$955,095. (2)Further authorized to establish class 046 consultant positions for the purpose of establishing a Statewide Automated Victim Information and Notification Program. Effective upon G&C approval through September 30, 2014. **100% Agency Income. Fiscal Committee approved.**

#67 Authorized the Division of State Police to pay overtime in the amount of \$30,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at Enforcement. The \$30,000 represents the estimate of additional funds needed for the pay periods covering March 7, 2014 through May 29, 2014 of SFY 2014. Effective upon G&C approval through June 30, 2014. **100% Highway Funds.**

#68 Authorized the Division of Homeland Security and Emergency Management to amend the grant agreement with the Town of Salem (originally approved by G&C on 5-1-13, item #94), to revise the initial Scope of Work to allow for the community to purchase a laptop computer and associated software, in addition to the generator, to support the local Emergency Operations Center. Effective upon G&C approval through May 31, 2014. **100% Federal Funds.**

#69 Authorized the Division of Homeland Security and Emergency Management to amend the grant agreement for the Rockingham County Sheriff's Office (originally approved by G&C on 7-24-13, item #65), to extend the performance period for their dispatch furniture and LED monitor grant project, by extending the date only from May 31, 2014 to September 30, 2014. **100% Federal Funds.**

#70 Authorized the Division of Fire Safety to enter into a grant agreement with the City of Manchester in the amount of \$7,520 for activities associated with the development and implementation of emergency plans under the Emergency Planning and Community Right to Know Act. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#71 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Londonderry, to purchase and install a generator at the community's Central Fire Station for a total amount of \$26,350. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#72 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Plymouth to purchase and install a generator at the community's Town Hall which is the designated Emergency Operations Center, for a total amount of \$26,000. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#73 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hopkinton to purchase and install a generator for the community's Highway Department/Emergency Shelter, for a total amount of \$24,168. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#74 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with Wilton Water Works to purchase and install an emergency generator for a total amount of \$20,569. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#75 Authorized the Division of Motor Vehicles to enter into an agreement with Tri-Town Ice Arena Limited Partnership, Hooksett, NH, for the purpose of providing a training range for the Motorcycle Rider Education Program, in an amount not to exceed \$26,000. Effective upon G&C approval through December 31, 2015. **100% Agency Income.**

#76 Authorized to enter into a contract with Fremeau Appraisal Inc., Manchester, NH, for a market value appraisal of land and a building located at 17 Dock Rd, Gilford, NH, for a total amount not to exceed \$14,000. Effective upon G&C approval through June 30, 2014. **100% Revolving Funds.**

COMMUNITY COLLEGE SYSTEM OF NEW HAMPSHIRE

#77 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Pignatelli, and with Councilors Van Ostern and Sununu **recusing** themselves, authorized to **retroactively** amend the current purchase and sale agreement with Juliet Marine Systems (originally approved by G&C on 8-6-13), for the sale of the former Stratham campus, land and buildings, by extending the due diligence period from December 31, 2013 to April 15, 2014.

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#78 Authorized the Bureau of Rail & Transit to transfer \$10,676 between Bureau of Rail & Transit accounts and classes. Effective upon G&C approval through June 30, 2014. **Fiscal Committee approved.**

#79 Authorized the Division of Operations to transfer \$10,050 between Highway Fund accounts and classes. Effective upon G&C approval through June 30, 2014. **Fiscal Committee approved.**

#80 Authorized the Bureau of Traffic, Transportation Management Center to accept and expend revenue from the State of Maine (MaineDOT) in the amount of \$624,755 and the State of Vermont (VTrans) in the amount of \$641,819 to fund their portions of the Advanced Transportation Management System (ATMS)/Traveler Information System in accordance with the Memorandum of Understanding executed by NHDOT, MaineDOT and VTrans. (2)Further authorized to establish consultants for services to develop and operated a regional Advanced Transportation Management System/Traveler Information System. (3)Further authorized to enter into a memorandum of understanding with MaineDOT and VTrans to collaboratively procure, design and maintain a Tri-State Advanced Transportation Management System and Traveler Information System. Effective upon G&C approval through June 30, 2015. **100% Private Local Funds. Fiscal Committee approved.**

#81 Authorized the Bureau of Right of Way to pay property owners \$327,899.15 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from March 4, 2014 through March 17, 2014. Effective upon G&C approval.

#82 Authorized the Bureau of Right of Way to transfer a 5,200 +/- square foot parcel of State owned land located on the southerly side of Long Island Road and also a 280 +/- square foot easement area located on the northerly side of Long Island Road in Moultonborough to the Harilla Landing Yacht Club Association in exchange for the Harilla Landing Yacht Club Association transferring to the Department of Transportation a 20,100 +/- square foot parcel of land owned by them located on the northerly side of Long Island Road. No Cost Exchange. Effective upon G&C approval.

#83 Authorized the Bureau of Right of Way to sell a 1.04 +/- acre parcel of State owned land improved with a single-family residence located at 5 Williston Road in the Town of Salem to Nicholas Butkus for \$332,000 plus a \$1,100 Administrative Fee. The Department has also agreed as part of the sale to contribute to the buyer \$600 toward their closing costs. (2)Further authorized to compensate Coco, Early & Associates from the proceeds of the sale in the amount of \$16,600 for real estate services. Effective upon G&C approval. The net proceeds are \$314,800 (\$332,000 - \$16,600 - \$600). It has been determined by the Division of Finance that this parcel was originally purchased with 88% Federal, 12% Highway Funds.

#84 Authorized with Councilor Sununu voting **no**, the Bureau of Highway Design to enter into four individual agreements with the firms of CHA Consulting Inc., Keene, NH, Fay Spofford & Thorndike LLC, Burlington, MA and Bedford, NH, Hoyle, Tanner & Associates Inc., Manchester, NH, and McFarland-Johnson Inc., Concord, NH, for on-call engineering services for various transportation projects located throughout the State, in an amount not to exceed \$750,000. Effective upon G&C approval through April 30, 2017.

#85 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 32 miles in District III and in Belknap, Carroll and Merrimack Counties, on the basis of a low bid of \$1,997,970. Effective upon G&C approval through October 3, 2014. **100% Betterment Funds.**

#86 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 11.6 miles of mainline and ramps on the Spaulding Turnpike in the City of Dover, Rochester, Portsmouth, and Hampton, on the basis of a low bid of \$3,386,022.19. Effective upon G&C approval through September 12, 2014. **100% Turnpike Funds.**

#87 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 31 miles in District VI and in Rockingham and Carroll Counties, on the basis of a low bid of \$2,128,600. Effective upon G&C approval through October 3, 2014. **100% Betterment Funds.**

#88 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 30 miles in District IV and in Cheshire, Hillsborough and Sullivan Counties, on the basis of a low bid of \$2,413,327.50. Effective upon G&C approval through September 19, 2014. **100% Betterment Funds.**

#89 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 33 miles in District V and in Merrimack, Hillsborough and Rockingham Counties, on the basis of a low bid of \$2,386,890. Effective upon G&C approval through September 5, 2014. **100% Betterment Funds.**

#90 Authorized the Bureau of Construction to enter into a contract with SRS Petroleum Services, Bridgewater, MA, for a new fueling facility and removing the existing fuel tanks at the Franconia, Pinkham's Notch and Errol Sheds, on the basis of a low bid of \$840,698. (2)Further authorized a contingency in the amount of \$84,069.80 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 26, 2014. **100% Capital Budget Funds.**

#91 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 10.1 miles of mainline and ramps on the F.E. Everett Turnpike at several locations in the Cities of Bedford, Manchester and Nashua, on the basis of a low bid of \$3,121,086.37. Effective upon G&C approval through September 12, 2014. **100% Turnpike Funds.**

#92 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 41 miles in District II and in Belknap, Grafton, Merrimack and Sullivan Counties, on the basis of a low bid of \$2,101,225. Effective upon G&C approval through September 19, 2014. **100% Betterment Funds.**

#93 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 39 miles in District I and in Coos and Grafton Counties, on the basis of a low bid of \$2,411,665. Effective upon G&C approval through October 3, 2014. **100% Betterment Funds.**

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LATE ITEM

DEPARTMENT OF LABOR

- A. Authorized the request that Kathryn J. Barger, Director of the Workers' Compensation Division, be placed at the maximum step for the position of Deputy Labor Commissioner, unclassified salary grade HH, earning \$100,170.95, annually effective upon G&C approval. **100% non general funds- agency income.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday April 23, 2014, at The State House, Concord, NH.

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