

GOVERNOR AND EXECUTIVE COUNCIL AGENDA  
Currier Art Museum, Manchester, NH  
July 27, 2018, 10:00 a.m.

**CONSENT CALENDAR AGENDA**

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

**DEPARTMENT OF SAFETY**

#A. Authorize the Division of Motor Vehicles to advance \$800 in cash to Kelly Brudniak, Supervisor of the Bureau of Operations, to cover the anticipated expenses for lodging while traveling to Philadelphia, PA, to attend the American Association of Motor Vehicle Administrators Annual International Conference 2018. This conference will be held at the Philadelphia Marriott Downtown Hotel in Philadelphia, PA, from August 21-23, 2018. Effective upon G&C approval through September 30, 2018. **100% Agency Income (Cost of Collections).**

**BANKING DEPARTMENT**

#B. Authorize to advance \$360.30 in cash to Denise St. Pierre, Bank Examiner, to cover the anticipated expenses for lodging while traveling to Tampa, FL, to attend an Examination Issues Forum Conference, from August 13-17, 2018. **100% Other Funds.**

**STATE TREASURY**

#C. Authorize the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$37,512 and the State Treasurer to issue checks in the amount of \$37,511.73 to the rightful owners of abandoned or unclaimed funds.

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

#D. Authorize to pay membership dues to the Northeast Waste Management Official's Association, Interstate Mercury Education & Reduction Clearinghouse, Boston, MA, in the amount of \$5,500 for the period of October 1, 2018 through September 30, 2019. **100% Hazardous Waste Clean-up Funds.**

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

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

#A. Authorize to accept a gift for travel reimbursement, not to exceed \$1,200 from the Energy Services Coalition to allow one employee to attend the annual Board of Directors Meeting as well as the annual Market Transformation Conference October 4-5, 2018 in Atlanta, GA.

**THE ADJUTANT GENERALS DEPARTMENT**

#B. Authorize to accept donations of two computers (one with a monitor, keyboard and mouse), engraving on the walkway, a pop up tent, payment of non-veterans fee and computer services in the amount of \$2,509.48 for the NH State Veterans Cemetery to be used for the operation, maintenance, and improvement of the cemetery.

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

#C. Authorize, with the Department of Natural and Cultural Resources, to accept a portrait of Governor John H. Lynch, with an estimated value of \$22,000, for public viewing at the State House.

#3 **MOP 150, I, B (3): Reports and Findings - NONE**

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

**THE ADJUTANT GENERALS DEPARTMENT**

#A. Authorize the confirmation of Lieutenant Colonel Brian R. Jusseaume, Stratham, NH, to the rank of Colonel, NH Air National Guard.

**THE ADJUTANT GENERALS DEPARTMENT**

#B. Authorize the confirmation of Captain Diana R. Tanner, Manchester, NH, for promotion to the rank of Major, NH Air National Guard.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Office of Quality and Improvement**

#A. Authorize to amend an existing agreement with Milliman Solutions LLC, Seattle, WA (originally approved by G&C on 6-21-17, item #9), to continue providing a data system and associated services for the Comprehensive Health Information System, a joint project of the Department of health and Human Services and the NH Insurance Department with no change to the price, and no change to the completion date, June 30, 2022. No Additional Funding.

**DEPARTMENT OF TRANSPORTATION**

#B. Authorize the Bureau of Turnpikes to amend an existing professional service contract for the NH - E-ZPass Back Office with Cubic Transportation Systems Inc., San Diego, CA (originally approved by G&C on 10-7-15, item #25), to restructure the schedule for deliverables, payment of project delivery and Operation and Maintenance costs, and Key Performance Indicators of the Contract for fiscal year 2019. No Additional Funding.

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

#C. Authorize to amend a contract with The University of North Carolina at Chapel Hill, Chapel Hill, NC (originally approved by G&C on 6-21-17, item #109), to conduct a statewide drinking water and sewer rate study and to create a dashboard for the communication of the findings, by extending the completion date to January 31, 2019 from June 30, 2018. No Additional Funding. **100% Drinking Water State Revolving Fund and Clean Water State Revolving Loan Fund, Loan Management Funds.**

**REGULAR AGENDA**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Division of Family Assistance**

#6 Authorize to exercise a **retroactive** renewal option to the **sole source** agreement with Hope on Haven Hill Inc., Rochester, NH (originally approved by G&C on 8-3-16, late item #A), for the provision of substance use disorder treatment services, residential and/or supportive housing, and wraparound services to pregnant and/or parenting women who are experiencing substance use disorders, have income at or below the 185% Federal Poverty Level, and are homeless or at risk of becoming homeless, by increasing the price by \$500,000 from \$964,238 to \$1,464,238 and by extending the contract completion date from June 30, 2018 to June 30, 2019. **100% Federal Funds.**

### **Bureau of Drug and Alcohol Services**

#7 Authorize to enter into **retroactive** agreements with 3 of the 13 vendors as detailed in letter dated July 10, 2018, to provide substance use disorder treatment and recovery support services statewide, by increasing the price by \$1,549,015 from \$3,157,927, to an amount not to exceed \$4,706,942. Effective July 1, 2018 through June 30, 2019. **55.87% Federal, 13.97% General, 30.16% Other Funds.** (2)Further authorize to amend contracts with 10 of the 13 vendors as detailed in letter dated July 10, 2018 (approved by G&C on 6-20-18, late item #G), to modify the provision of substance use disorder treatment and recovery support services. Effective upon G&C approval.

### **DEPARTMENT OF TRANSPORTATION**

#8 Authorize the Project Development Division to accept and expend revenue in the amount of \$5,245,000 from the Federal Highway Administration to cover required reimbursement of right of way costs. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Contingent upon Fiscal Committee approval on July 20, 2018.**

#9 Authorize the Bureau of Rail & Transit to amend a **sole source** agreement with Trapeze Software Group Inc., Scottsdale, AZ (originally approved by G&C on 11-17-10, item #216), for hosting and maintenance of TripSpark, an online, self-service ridematching software, by increasing the amount by \$48,047 from \$309,898 to \$357,945, and by extending the completion date to September 30, 2010. **80% Federal, 20% Turnpike Funds.**

#10 Authorize the Bureau of Planning and Community Assistance to amend an agreement with the Town of Henniker (originally approved by G&C on 4-3-13, item #80), to provide funding and services under the Federal Municipal-Off-System Bridge Replacement and Rehabilitation Program and the State Aid Bridge Program through a local project administration process, by increasing the amount by \$486,440 from \$4,712,760 to \$5,199,200, and by extending the completion date **retroactively** from June 30, 2017 to June 30, 2019. **90% Federal, 10% Agency Income (State SB 367 Funds).**

### **COMMUNITY DEVELOPMENT FINANCE AUTHORITY**

#11 Authorize to award a grant to the County of Grafton, Haverhill, NH, in the amount of \$300,000 on behalf of the NH Alliance of Regional Development Corporations to provide technical assistance to Businesses throughout the State of NH. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

#12 Authorize to award a grant to the County of Grafton, Haverhill, NH, in the amount of \$314,500 for the purpose of assisting three organizations provide microenterprise training and technical assistance activities. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

### **OFFICE OF STRATEGIC INITIATIVES**

#13 Authorize to enter into a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, for the Federal Weatherization Assistance Program, in the amount of \$303,296. (2)Further authorize to advance to the vendor \$81,538. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

#14 Authorize to enter into a **sole source** contract with Community Action Partnership of Strafford County, Dover, NH, for the Federal Weatherization Assistance Program, in the amount of \$121,483. (2)Further authorize to advance to the vendor \$32,659. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

#15 Authorize to enter into a **sole source** contract with Southwestern Community Services Inc., Keene, NH, for the Federal Weatherization Assistance Program, in the amount of \$207,090. (2)Further authorize to advance to the vendor \$55,674. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

#16 Authorize to enter into a **sole source** contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, for the Federal Weatherization Assistance Program, in the amount of \$237,843. (2)Further authorize to advance to the vendor \$63,941. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

#17 Authorize to enter into a **sole source** contract with Southern NH Services Inc., Manchester, NH, for the Federal Weatherization Assistance Program, in the amount of \$542,187. (2)Further authorize to advance to the vendor \$153,432. Effective July 25, 2018 through June 30, 2019. **100% Federal Funds.**

#### OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#18 Authorize the Board of Pharmacy's request to renew the temporary 30% salary enhancement for the pharmacy positions as detailed in letter dated June 29, 2018, totaling \$164,831. Effective August 14, 2018 to August 13, 2020.

#### DEPARTMENT OF AGRICULTURE MARKETS & FOOD

#19 Authorize to pay a membership fee to the National Association of State Departments of Agriculture, Arlington, VA, in the amount of \$5,100. Effective **retroactive** to July 1, 2018 through June 30, 2019. **100% General Funds.**

#### INSURANCE DEPARTMENT

#20 Authorize to hire Heather G. Silverstein into the position of General Counsel, unclassified position, Labor Grade FF, Step 6 \$94,039.40. Effective July 25, 2018. **100% Agency Income.**

#21 Authorize to enter into a **retroactive sole source** contract amendment with Public Consulting Group Inc., Boston, MA (originally approved by G&C on 11-22-17, item #24), for the provision of consulting services, by increasing the amount by \$26,200 from \$71,881 to \$98,081, and by extending the end date from June 30, 2018 to September 30, 2018. **100% Federal Funds.**

#### DEPARTMENT OF CORRECTIONS

#22 Authorize to enter into a contract with Laboratory Corporation of America Holdings d/b/a LabCorp, Raritan, NJ, to provide On-Site Clinical Laboratory Services, in the amount of \$408,082.22. Effective **retroactive** to July 1, 2018 through June 30, 2020, with the option to renew for one additional period of up to two years. **100% General Funds.**

#23 Authorize to enter into a **sole source** contract with Bio-Medical Applications of NH Inc., Concord, NH, to provide Outpatient Renal Hemodialysis Services, in the amount of \$304,200. Effective **retroactive** to July 1, 2018 through June 30, 2020, with the option to renew for one additional period of up to two years. **100% General Funds.**

#24 Authorize to exercise a **retroactive** two-year contract renewal option amendment with Catholic Medical Center, Manchester (originally approved by G&C on 6-29-16, item #64), for the provision of Inpatient & Outpatient Hospital/Medical Services, by increasing the amount by \$1,900,000 from \$1,900,000 to \$3,800,000. Effective July 1, 2018 through June 30, 2020. **100% General Funds.**

#### PUBLIC UTILITIES COMMISSION

#25 Authorize to continue membership and participation in the National Association of Regulatory Utility Commissioners, for an amount of \$10,186. Effective **retroactive** to July 1, 2018 through June 30, 2019. **100% Other Funds (Utilities Assessments).**

#26 Authorize to continue membership and participation in the Clean Energy States Alliance, for an amount of \$17,800. Effective **retroactive** to July 1, 2018 through June 30, 2019. **100% Renewable Energy Fund.**

#27 Authorize to renew membership and participation in the National Regulatory Research Institute, for an amount of \$10,000. Effective **retroactive** to July 1, 2018 through June 30, 2019. **100% Other Funds (Utilities Assessments).**

#27A Authorize to enter into a memorandum of understanding with the Clean Energy States Alliance Inc., to further the understanding of the locational value of distributed energy resources, in the amount of \$3,500. Effective upon G&C approval through October 4, 2019. **100% Renewable Energy Funds.**

#### DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

#28 Authorize to **retroactively** renew membership for the *National Association of State Liaisons for Workforce Development Partnerships*, within the National Governors Association, Washington, DC, for fiscal year 2019, in the amount of \$7,350. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

### NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#29 Authorize to **retroactively** pay the Atlantic States Marine Fisheries Commission, Washington, DC, \$28,180 annual assessment. Effective upon G&C approval through June 30, 2019. **100% Fish and Game Funds.**

#30 Authorize to enter into a license agreement with Public Service Company of NH, d/b/a Eversource Energy, to allow PSNH access through several tracts of land owned by NHFGD to maintain utility rights-of-way that pass through each property. Effective upon G&C approval through December 31, 2028. No Funding.

#31 Authorize the sale of a 2.23 acre parcel of land located near Peppercorn Road in the Town of Ashland to Courtney Craig Smith Jr., Philadelphia, PA, for the fair market value of \$4,000, plus a \$1,100 administrative fee. Effective upon G&C approval through June 1, 2019.

#32 Authorize to enter into a grant agreement with the Town of New Durham, in the amount of \$20,000 to provide partial funding for the development of a Watershed Management Plan for the Merrymeeting River Watershed in the towns of Alton and New Durham. Effective upon G&C approval through June 30, 2019. **100% Fisheries Habitat Funds.**

### DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#33 Authorize the Bureau of Historic Sites to accept a \$15,000 monetary donation from the Weeks State Park Association of Lancaster, NH, to be used towards stucco restoration on the south side of the John Wingate Weeks Summit Lodge at Weeks State Park in Lancaster, NH. (2)Further authorize to enter into a **sole source** contract with Bisson Plastering LLC, Craftsbury Commons, VT, for stucco restoration of the exterior finish on the Weeks Lodge, in the amount of \$57,750. Effective upon G&C approval through November 1, 2018. **25% Private Local Funds / 75% Capital Funds.**

#34 Authorize the Division of Forests and Lands to enter into a memorandum of agreement with the NH Fish and Game Department for the purpose of providing Off Highway Recreational Vehicle Enforcement Patrols. (2)Further authorize to accept and expend payments not to exceed \$5,400 to be made by NHF&G. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

#35 Authorize the Division of Forests and Lands to enter into a lease agreement with NH #1 Rural Cellular Inc., Chicago, IL, for equipment and antenna space in designated areas at Cannon Mountain in Franconia Notch State Park. (2)Further authorize to accept and initial annual rental payment of \$29,517. Total fiscal revenue of the 5-year term of the lease will be \$156,709.92. The rental payments are based on a 3% annual increase detailed in the terms of the Lease and will be deposited into accounting unit Communication Sites Ops. Effective upon G&C approval.

#36 Authorize the Division of Parks and Recreation to enter into a contract with Avatar Construction Corporation, Cambridge, MA, to perform roof replacement on multiple buildings at Bear Brook State Park in Allenstown, NH, in the amount of \$88,244. Effective upon G&C approval through September 28, 2018. **100% Capital Funds.**

#37 Authorize the Division of Parks and Recreation to enter into a contract with Pettinelli & Associates Inc., Burlington, VT, to install a new playground at Ellacoya State Park, in the amount of \$127,417. Effective upon G&C approval through October 26, 2018. **50% Federal, 50% Agency Income.**

### DEPARTMENT OF ENVIRONMENTAL SERVICES

#38 Authorize to **retroactively** pay the fiscal year 2019 membership dues to the Northeast Environmental Enforcement Project, Delaware, OH, in the amount of \$4,000 for the period of July 1, 2018 through June 30, 2019. **38% Federal, 62% Hazardous Waste Funds.**

#39 Authorize to **retroactively** pay the fiscal year 2019 membership dues to the NorthEast Recycling Council Inc., Brattleboro, VT, in the amount of \$3,000 for the period of July 1, 2018 through June 30, 2019. **100% General Funds.**

#40 Authorize, with the Fish and Game Department, to amend a **sole source** agreement with Sawyer's Mill Associates Inc., Dover, NH (originally approved by G&C on 1-29-14, item #44), for the removal of the Upper and Lower Sawyer Mill Dams, by increasing the agreement amount by \$847,415 from \$670,000 to \$1,517,415; by extending the project end date to December 31, 2024 from December 31, 2018; modifying the scope of work to include additional supplemental tasks; and modifying the budget and payment method. Effective upon G&C approval. **8/2% Federal, 18% In-Lieu Wetland Mitigation Funds.**

#41 Authorize a loan agreement with the Town of New Castle, NH, in the amount not to exceed \$5,500,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#42 Authorize to amend a Clean Water State Revolving Fund loan agreement with the North Conway Water Precinct (originally approved by G&C on 6-7-17, item #99), to adjust principal forgiveness included in the loan by \$75,000 from \$503,750 to \$578,750. Effective upon G&C approval.

#43 Authorize a Clean Water State Revolving Fund loan agreement with the Town of Hooksett, in an amount not to exceed \$4,390,000 to finance the Wastewater Treatment Facility Phase 3 Capital Improvements project. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#44 Authorize to enter into a contract with G. and O. Heating and Air Conditioning Inc., Hooksett, NH, for maintenance and repair of Dual Fuel Boilers and Hot Air Furnaces at the Winnepesaukee River Basin Program Franklin Wastewater Treatment Plant, in the amount of \$16,500. Effective upon G&C approval through June 30, 2022. **100% WBRP Funds.**

#45 Authorize to enter into a contract with TestAmerica Laboratories Inc., North Canton, OH, to provide sampling containers and laboratory analytical services, in the total amount of \$565,000. Effective upon G&C approval through June 30, 2021. **35% MtBE Remediation, 65% Drinking Water and Groundwater Trust Funds.**

#### DEPARTMENT OF EDUCATION

#46 Authorize the Division of Educational Improvement to enter into a **sole source** contract with the World-Class Instructional Design and Assessment Consortium at Wisconsin-Madison's Wisconsin Center for Education Research, to administer the ACCESS for ELLs English language proficiency test for all English language learners, in the amount of \$645,808.25. Effective upon G&C approval through June 30, 2021. **50% General, 50% Federal Funds.**

#47 Authorize the Bureau of Nutrition Programs and Services to hold the NH Statewide Conference on Wellness and Learning on August 14-15, 2018 at the Laconia Middle School, Laconia, NH, for a total conference cost not to exceed \$5,500. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

#### DEPARTMENT OF SAFETY

#48 Authorize the Division of State Police to restore 170.24 hours of sick leave to a Trooper who suffered a line of duty injury and was unable to perform his normal or routine duties from February 6, 2018 through March 24, 2018.

#49 Authorize the Division of Homeland Security and Emergency Management to **retroactively** pay SFY2019 annual membership dues to the National Emergency Management Association, Lexington, KY, in an amount not to exceed \$4,500. Effective July 1, 2018 through June 30, 2019. **100% General Funds.**

#50 Authorize the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Belmont to purchase and outfit an emergency management trailer for a total amount of \$38,383. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

**DEPARTMENT OF JUSTICE**

#51 Authorize, contingent upon approval of requested action #2 below, the Grants Administration Unit to establish one class 59 temporary full-time Criminal Justice Program Specialist, Labor Grade 24, to assist with the management of the Victim of Crime Act Grant and other grants and grant reconciliations as needed. (2)Further authorize to accept and expend funds from the Department of Justice, Federal Victim of Crime Act funds in the amount of \$86,380 for the purpose of budgeting for a full time temporary Criminal Justice Program Specialist. Effective upon G&C approval through June 30, 2019. **100% Federal Funds. Contingent upon Fiscal Committee approval on July 20, 2018.**

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

#52 Authorize to accept and place on file the report containing a list of vendors that agencies have contracted with for the period of April 1, 2018 through June 30, 2018.

#53 Authorize to pay the National Association of State Personnel Executives, Lexington, KY, in an amount not to exceed \$5,000 for Fiscal Year 2019 membership dues. Effective **retroactive** to July 1, 2018 through June 30, 2019. **100% General Funds.**

#54 Authorize the Division of Personnel’s request for waiver of classification decision. Effective upon G&C approval.

#55 Authorize the Division of Public Works Design and Construction to enter into a contract with Northeast Earth Mechanics Inc., Pittsfield, NH, for an upgrade of the NH National Guard’s Rochester Motorpool, located in Rochester, NH, for a total price not to exceed \$586,900. (2)Further authorize the amount of \$8,443 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$595,343. Effective upon G&C approval through May 31, 2019. **50% General, 50% Federal Funds.**

#56 Authorize the Division of Public Works Design and Construction to enter into a contract with R. M. Piper Inc., Plymouth, NH, for cemetery expansion, which includes construction of underground crypts and in-ground gravesites at the NH State Veterans Cemetery in Boscawen, for a total price not to exceed \$2,228,150. (2)Further authorize a contingency in the amount of \$111,408 for unanticipated site expenses or owner initiated changes, bringing the total to \$2,339,558. (3)Further authorize the amount of \$42,500 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$2,382,058. Effective upon G&C approval through July 31, 2019. **100% Federal Funds.**

#57 Authorize to enter into a license agreement with the City of Concord, to allow the Department of Administrative Services to install and maintain steam piping, manholes and other associated infrastructure (“Steam Facilities”) in the City of Concord Right of Way on School, Green, Capitol, Park, and North State Streets. Effective upon G&C approval.

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**TABLED ITEMS**

**DEPARTMENT OF ADMINISTRATIVE SERVICES** *(Tabled at G&C Meeting 6/6/18)*

#159 **TABLED** – The Governor and Council on motion of Councilor Kenney, seconded by Councilor Prescott voted to **table** the request of a proposed contingent amendment to DAS MOP 150, relating to items which must be brought before the Governor and Executive Council for direct approval, regardless of dollar amount, as detailed in letter dated May 25, 2018. Effective July 1, 2018.

**CONFIRMATION** *(Tabled at G&C Meeting 7/11/18)*

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler, and with Councilor Pappas voting **no**, voted to **table** the following confirmation:

State Committee on Aging - RSA 161-F

(Carroll County)

Susan J. Ticehurst, Tamworth

Vacancy

Effective: Upon Confirmation

Term: 3 years from Confirmation

**DEPARTMENT OF TRANSPORTATION** *(Tabled at G&C Meeting 7/11/18)*

#21 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, and with Councilor Volinsky voting **no**, voted to **table** the request of the Bureau of Materials & Research to execute a **sole source** Cooperative Project Agreement with the UNH Sponsored Programs Administration, Durham, NH, for a total fee not to exceed \$24,955. Funding is provided by the **Federal State Transportation Innovation Councils Incentive Program** through project STIC Incentive for Green Infrastructure Restoration and Resiliency for Linear Transportation. Effective upon G&C approval through December 31, 2019. **100% Federal Funds.**