

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
Police Standards and Training Council, Concord, New Hampshire
October 13, 2021 10:00 a.m.

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

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The Governor offered a prayer and led the pledge of allegiance.

The Governor and Executive Council on motion of Councilor Gatsas, seconded by Councilor Stevens, voted to approve the minutes of the September 29, 2021 breakfast meeting.

The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Stevens, voted to approve the minutes of the September 15, 2021 meeting.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Wheeler, approved the appointment of several persons nominated for Civil Commissions from the September 15, 2021 meeting.

The Governor and Executive Council on motion of Councilor Kenney, Seconded by Councilor Wheeler, approved the appointment of several persons nominated for Civil Commissions from the list dated October 13 , 2021.

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

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The following representative-elect was sworn into office:

Hillsborough County District No. 7 (Bedford)

Catherine A. Rombeau, d, Bedford (27 Pembroke Way) 03110

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RESIGNATIONS

The Governor and Council accepted the following resignations.

Community College System of New Hampshire, Board of Trustees - RSA 188-F

Jeffrey B. Cozzens, Lyman

Effective: October 13, 2021

New Hampshire Health and Education Facilities Authority - RSA 195-D:4

Jill A. Duncan, Meredith

Effective: October 13, 2021

Waste Management Council - RSA 21-0:9

Nancy E. Kinner,, Lee

Effective: October 13, 2021

Speech-Language Pathology and Hearing Care Provider Governing Board - RSA 328- F:4

Mariellen J. MacKay, Nashua

Effective: October 13, 2021

University System of New Hampshire, Board of Trustees - RSA 187-A:13

Wallace Stevens, Exeter

Effective: October 23, 2021

Volunteer New Hampshire Board of Directors - RSA 19-H

Laurie Galletta, Goffstown

Effective: October 13, 2021

CONFIRMATIONS

The Governor and Council confirmed the following.

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

(Licensed Radiation Therapist)

Catherine S. Soucy, Derry

Succeeding: Tammy A. Newell, Bedford

Effective: October 13, 2021

Term: August 22, 2024

Board of Licensure of Interpreters for the Deaf, Deafblind, and Hard of Hearing - RSA 326-I:3
 (Recommended by N.H. Registry of Interpreters for the Deaf)
 Rosemary Ford, Nashua
 Vacancy
 Effective: October 13, 2021
 Term: October 10, 2022

Board of Mental Health Practice - RSA 330-A:3
 (Licensed Pastoral Psychotherapist)
 Amy Alletzhauser, Salem
 Succeeding: Dayl H. Hufford, Salem
 Effective: November 1, 2021
 Term: October 31, 2024

Board of Registration of Funeral Directors and Embalmers - RSA 325:2
 (Public Member)
 Vincent A. Baiocetti III, Gilmanton Iron Works
 Reappointment
 Effective: October 13, 2021
 Term: November 25, 2026

Commissioner, Department of Corrections - RSA 21-H
 Helen E. Hanks, Lochmere
 Reappointment
 Salary: LG, LL, \$ 140,634.00
 Effective: October 13, 2021
 Term: October 10, 2025

Director, Division of Administration, Department of Corrections - RSA 21-H
 Jonathan K. Hanson, Bow
 Succeeding: Robin H. Maddaus, Bedford
 Salary: LG, GG, \$109,408.00
 Effective: October 13, 2021
 Term: Commissioners pleasure

Current Use Advisory Board - RSA 79-A – Councilor Wheeler voted **no**.
 (Representing assessing official from town with more than 5,000 population)
 Normand G. Bernaiche, Acworth
 Succeeding: Andrea S. Lewy, Nottingham (resigned)
 Effective: October 13, 2021
 Term: December 23, 2021

Fish and Game Commission – RSA 206:2
 (Strafford County)
 Albert J. Derosa, d, New Durham
 Succeeding: Frederick Bird, Lee
 Effective: October 13, 2021
 Term: June 29, 2024

Pharmacy Board - RSA 318:2
 (Pharmacist)
 Eric Lessard, Concord
 Succeeding: Helen C. Pervanas, Bedford
 Effective: October 13, 2021
 Term: September 6, 2026

Rivers Management Advisory Committee - RSA 483:8
 (Rep. of the Granite State Hydro Assoc.)
 Madeleine M. Mineau, Concord
 Succeeding: Mark A. Lombardi, Hancock
 Effective: October 13, 2021
 Term: January 5, 2024

State Veterans Council - RSA 110-B:89
 (Veteran)
 James H. Adams, Pittsfield
 Reappointment
 Effective: October 13, 2021
 Term: October 2, 2024

University System of New Hampshire, Board of Trustees - RSA 187-A:13
 M. Jacqueline Eastwood, Durham
 Reappointment
 Effective: October 13, 2021
 Term: June 30, 2025

CONFIRMATIONS FAILED

The Governor and Council, on a roll call vote as follows: Councilor Kenney – **no**, Councilor Warmington – **no**, Councilor Stevens – yes, Councilor Gatsas – **no**, and Councilor Wheeler – **no, failed** to confirm the following:

New Hampshire Real Estate Commission - RSA 331-A:5 (Broker)

Ryan B. Kaplan, Rye

Succeeding: Richard W. Hinch, Merrimack

Effective: Upon Confirmation

Term: September 15, 2026

The Governor and Council on motion of Councilor Steven, seconded by Councilor Warmington, and with Councilors Kenney, Gatsas, and Wheeler voting **no, failed** to confirm the following:

New Hampshire Retirement System, Board of Trustees - RSA 100-A:14

(Teacher Member Nom. By the NH Education Assoc.)

Sue E. Hannan, Derry

Reappointment

Effective: Upon Confirmation

Term: July 1, 2024

NOMINATIONS

The following nominations were submitted:

Board of Acupuncture Licensing - RSA 328-G:3

(Acupuncturist)

Diane M. Chase, Nashua

Reappointment

Effective: Upon Confirmation

Term: September 8, 2024

Board of Landscape Architects - RSA 310-A:142

Katherine A. Weiss, Nashua

Succeeding: Roberta N. Woodman, Durham

Effective: Upon Confirmation

Term: August 23, 2022

Board of Mental Health Practice - RSA 330-A:3

(Public Member)

Deborah A. Robinson, Gilford

Vacancy

Effective: Upon Confirmation

Term: September 27, 2024

Community Development Finance Authority - RSA 162-L

(Employment and Training Programs)

Jared Reynolds, Concord

Reappointment

Effective: Upon Confirmation

Term: July 1, 2026

Community Development Finance Authority - RSA 162-L

(Community Development Organization)

Michael C. Claflin, Sugar Hill

Reappointment

Effective: Upon Confirmation

Term: December 18, 2026

Dental Hygienists Committee - RSA 317-A

(Nom. By the NH Dental Society)

Mary Duquette, Hopkinton, NH

Succeeding: Margaret A. Ray, Hancock

Effective: Upon Confirmation

Term: October 26, 2022

Deputy Commissioner, Department of Education - RSA 21-N:3

Christine Brennan, Bedford

Reappointment

Salary; LG, II, \$126,048.00

Effective: Upon Confirmation

Term: October 21, 2025

Deputy Commissioner, Department of Employment Security - RSA 282-A:109

Richard J. Lavers, Concord

Reappointment

Salary: LG, HH, \$ 119,184.00

Effective: Upon Confirmation

Term: November 20, 2025

Deputy Commissioner, Department of Information Technology - RSA 21-R:3
Kenneth R. Dunn, Hooksett Effective: Upon Confirmation
Reappointment Term: January 10, 2026
Salary: LG, KK, \$136,318.00

Director of Security and Training, Department of Corrections - RSA 21-H:6
Paul D. Raymond, JR , Concord Effective: Upon Confirmation
Succeeding: Christopher H. Kench, Franklin Term: Commissioner's pleasure
Salary: LG, GG, \$109,408.00

Family Mediator Certification Board - RSA 328-C:4
(Nom. by the NH Conflict Resolution Assoc.)
Keely Noyes, New Boston Effective: November 5, 2021
Succeeding: Todd H. Prevett, Amherst Term: November 4, 2024

Family Mediator Certification Board - RSA 328-C:4
(Nom. by the NH Conflict Resolution Assoc.)
Francis F. Lane, Newfields Effective: Upon Confirmation
Reappointment Term: November 4, 2024

Fire Standards and Training Commission - RSA 21-P:26
(N.H. Municipal Assoc.)
Neil G. Irvine, New Hampton Effective: November 17, 2021
Succeeding: J. Michael Joyal Jr., Dover Term: November 16, 2024

Higher Education Commission - RSA 21-N:8-a
(On recommendation by the N.H. College and University Council)
Shawn M. Fitzgerald, Keene Effective: Upon Confirmation
Succeeding: Patricia A. Lynott, Manchester Term: June 30, 2025

Justice, New Hampshire Circuit Court - RSA 490-F
Philip D. Cross, Portsmouth Effective: Upon Confirmation
Term: Until 70 Years of Age

Justice, New Hampshire Circuit Court - RSA 490-F
Daniel J. Swegart, Warner Effective: Upon Confirmation
Term: Until 70 Years of Age

Juvenile Parole Board - RSA 170-H:3
Michael J. O'Connor, Swanzey Effective: Upon Confirmation
Succeeding: Donald Nary II, Dover Term: July 1, 2023

Juvenile Parole Board - RSA 170-H:3
Timothy P. Flaherty, Franklin Effective: Upon Confirmation
Succeeding: Susan C. Kelly, Manchester (resignation) Term: July 1, 2024

New Hampshire State Council on the Arts - RSA 19-A
Roger C. Brooks, Concord Effective: Upon Confirmation
Reappointment Term: October 14, 2026

New Hampshire State Council on the Arts - RSA 19-A
Jason Tors, Sugar Hill Effective: Upon Confirmation
Reappointment Term: October 28, 2026

New Hampshire State Council on the Arts - RSA 19-A
Peter Warburton, Exeter Effective: Upon Confirmation
Reappointment Term: October 14, 2026

Pharmacist I, Department of Corrections - RSA 21-H
Matthew S. Urbach, Dunbarton Effective: Upon Confirmation
Vacancy Term: Commissioner's pleasure
Salary: LG, KK, \$ 136,318.00

Pharmacist II, Department of Corrections - RSA 21-H
Kelly J. Brown, Candia
Vacancy
Salary: LG, KK, \$ 136,318.00

Effective: Upon Confirmation
Term: Commissioner's pleasure

Pharmacist III, Department of Corrections - RSA 21-H
Iphigenia B. Daukopulos, Concord
Vacancy
Salary: LG, KK, \$ 136,318.00

Effective: Upon Confirmation
Term: Commissioner's pleasure

Pharmacist IV, Department of Corrections - RSA 21-H
Jeffrey Syms, Boscawen
Vacancy
Salary: LG, KK, \$ 136,318.00

Effective: Upon Confirmation
Term: Commissioner's pleasure

Public Utilities Commission - RSA 363
Carleton B. Simpson, Hampton
Succeeding: Kathryn M. Bailey, Bow
Salary: LG, JJ, \$120,354.00

Effective: Upon Confirmation
Term: July 1, 2027

Speech-Language Pathology and Hearing Care Provider Governing Board - RSA 328- F:4
(Licensed individual in the field of hearing care)
Timothy A. O'Meara, Hampton
Vacancy

Effective: Upon Confirmation
Term: 3 years from Confirmation

Water Council - RSA 21-O:7
(Representing NH Lakes)
Michelle Davis, Concord
Succeeding: Thomas W. O'Brien, Concord

Effective: November 23, 2021
Term: November 22, 2025

Waste Management Council - RSA 21-0:9
(Prof./Environmental Science or Sanitary Engineering)
Paula J. Mouser, Durham
Succeeding: Nancy E. Kinner, Lee (resignation)

Effective: Upon Confirmation
Term: November 10, 2025

CONSENT CALENDAR AGENDA

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney 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 one Trooper to travel over 300 miles one way in a State Police issued unmarked state vehicle in the amount of \$7,580.95 to procure and train a new explosive detection canine at K2 Solutions in Jackson Springs, North Carolina from October 23, 2021 through November 20, 2021. **25% Turnpike, 41% Highway, 34% General Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division of Public Health Services

#B. Authorized to pay the Association of Maternal and Child Health Programs, Washington, DC, in the amount of \$7,200 for annual membership dues. Effective **retroactive** to October 1, 2021 through September 30, 2022. **62.50% Federal, 37.50% General Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

#C. Authorized to pay FFY 2022 membership dues to the Association of State and Territorial Solid Waste Management Officials, Washington, DC, in the amount of \$6,150. Effective **retroactive** to October 1, 2021 through September 30, 2022. **84% Federal, 16% Oil Pollution Control Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner**

#D. Authorized to enter Shaun Runyon into an educational tuition agreement with Southern NH University, Manchester, NH, to participate in Introduction to Structured Database Environments during the period of October 25, 2021 through December 19, 2021, and to pay said costs in the amount of \$864. **Employee Training 20% Federal, 80% General Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner**

#E. Authorized to enter Melissa Morin into an educational tuition agreement with Southern NH University – College for America, Manchester, NH, to participate in Business Communications; Macroeconomics; Introduction to Marketing; and Introduction to Business during the period of October 25, 2021 through February 13, 2022, and to pay said costs in an amount of \$1,000. **Employee Training 20% Federal, 80% General Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner**

#F. Authorized to enter Elizabeth Perry into an educational tuition agreement with Franklin Pierce University, Rindge, NH, to participate in Quality Improvement Models in Healthcare; and Nursing Capstone Seminar and Project, during the period of November 15, 2021 through May 21, 2022, and to pay said costs in an amount of \$3,000. **Employee Training 20% Federal, 80% General Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner**

#G. Authorized to enter Christy Roy into an educational tuition agreement with NH Technical Institute, Concord, NH, to participate in: Medical Terminology; Human Biology; Healthcare Data Content and Delivery Systems; and Basic Pathophysiology during the period of October 25, 2021 through June 30, 2022, and to pay said costs in an amount of \$3,000. **Employee Training 20% Federal, 80% General Funds.**

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

#A. Authorized to accept a Lafayette Farewell Tour Historical Marker, from the Lafayette Trail Inc., which will be placed on the State House grounds between the existing Lafayette signs on the State House and the Lafayette elm. The value of this donation is approximately \$1,040.

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

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#A. Authorized to accept and place on file the Biennial Report for the period ending June 30, 2021.

STATE TREASURY

#B. Authorized to accept and place on file the Annual Report for the Fiscal Year 2021.

NEW HAMPSHIRE VETERANS HOME

#C. Authorized to accept and place on file the Annual Report for the Fiscal Year 2021.

NEW HAMPSHIRE COUNCIL FOR RESPONSIBLE GAMBLING

#D. Authorized to accept and place on file the Annual Report for the period ending June 30, 2021.

DEPARTMENT OF REVENUE ADMINISTRATION

#E. Authorized to accept and place on file the Department's 2021 Annual Report.

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

DEPARTMENT OF JUSTICE

#A. Authorized to appoint Nathan W. Kenison-Marvin as an Assistant Attorney General at a salary level of \$76,000. Effective **retroactive** to October 8, 2021 through September 16, 2022.

DEPARTMENT OF JUSTICE

#B. Authorized to appoint Robert J. Sullivan as a Criminal Justice Investigator at a salary level of \$81,120. Effective **retroactive** to October 8, 2021 through November 20, 2025.

DEPARTMENT OF JUSTICE

#C. Authorized to appoint Zachary N. Towle as an Assistant Attorney General, at a salary level of \$75,000. Effective upon G&C approval or October 22, 2021, whichever is later.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division for Behavioral Health**

#A. Councilor Warmington requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Warmington, seconded by Councilor Kenney, voted to authorize to amend an existing contract with Headrest, Lebanon, NH (originally approved by G&C on 5-19-21, item #21), for consultation services to develop a plan to implement the 988 national three-digit dialing code for the National Suicide Prevention, by extending the completion date from September 30, 2021 to January 21, 2022, with no change to the price of \$90,000. Effective **retroactive** to September 29, 2021. **100% Other Funds (988 Planning Grant).**

DEPARTMENT OF TRANSPORTATION

#B. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Gatsas, seconded by Councilor Kenney and further on a roll call vote as follows: Councilor Kenney - **no**, Councilor Warmington - yes, Councilors Stevens - yes, Councilor Gatsas - yes, and Councilor Wheeler - **no**, voted to authorize the Bureau of Turnpikes to amend an existing professional service contract for the AET design, testing, installation and maintenance services at Dover Toll Plaza and Rochester Toll Plaza with Kapsch TrafficCom USA Inc. (originally approved by G&C on 2-1-17, item #27), to restructure the original contract design from Open Road Tolling to AET at the aforementioned Toll Plazas. Effective upon G&C approval through June 30, 2023. No Additional Funding. **100% Turnpike Funds.**

DEPARTMENT OF TRANSPORTATION

#C. Authorized the Bureau of Highway Design to amend a contract with Stantec Consulting Services Inc. (originally approved by G&C on 2-6-19, item #16), for environmental and preliminary design services for improvements to US Route 1 (Lafayette Road) from Ocean Road to Wilson Road in the City of Portsmouth, by extending the completion date from September 30, 2021 to March 31, 2023. Effective **retroactive** to September 29, 2021. No Additional Funding.

DEPARTMENT OF SAFETY

#D. Authorized the Division of State Police to amend a contract with Computer Square Inc. Technology Group (originally approved by G&C on 12/18/19, item #153), for maintenance, operation, and support of the new Computer Aided Dispatch and Records Management System, by extending the completion date from May 6, 2026 to August 31, 2026, with the option to extend subscription, maintenance, and support services for up to two years. **100% Highway Funds.**

DEPARTMENT OF TRANSPORTATION

#E. Authorized the Bureau of Materials & Research to enter into a third contract amendment with the City of Dover (originally approved by G&C on 2-6-19, item #15), for full deployment of Automated Traffic Signal Performance Measures (ATSPM's) and provide a solid year of data from which to draw useful conclusions on the merits of the various ATSPM's, as well as the alternative traffic control strategies, by extending the completion date to December 31, 2022 from the amended grant end date of December 31, 2021, No Additional Funding.

DEPARTMENT OF ENVIRONMENTAL SERVICES

#F. Authorized to amend an agreement with the University of NH (originally approved by G&C on 10-3-18, item #48), for the *Great Bay Pollution Waterbody/Watershed Nitrogen Nonpoint Source Study* project, by extending the end date from December 31, 2021 to September 30, 2022. No Additional Funding.

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#G. Authorized the Division of Parks and Recreation and Division of Forests and Lands to enter into a memorandum of agreement with the White Mountain Trail Collective of Campton, NH, for access to and non-exclusive use of certain trails in state parks and state forests. Effective upon G&C approval through November 30, 2026. No State Funding.

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#H. Authorized the Division of Parks and Recreation to enter into a memorandum of agreement with the Nansen Ski Club Inc., Berlin, NH, for access to and use of certain areas and facilities at Milan Hill State Park. Effective upon G&C approval through July 1, 2026. No State Funding.

DEPARTMENT OF SAFETY

#I. Authorized the Division of State Police and the Division of Emergency Services and Communications to enter into a no-cost memorandum of understanding with the U.S. Postal Inspection Service to use certain frequencies licensed to the State of NH by the Federal Communications Commission. Effective upon G&C approval.

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Commissioner

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

#6 Authorized, Long Term Ombudsman to accept and expend a grant in the amount of \$20,000 from the Coronavirus Response Supplemental Appropriations Act of 2021 funding for LTC Ombudsman, SSA Title XX Section 2043(a)(1)(A) to provide one-time funding to support preventing, preparing and for and responding to Coronavirus Disease 2019. Effective upon G&C approval through September 30, 2022. **100% Federal Funds.**

#7 Authorized the determination made by the Commissioner that on August 16, 2021 a Youth Counselor III at Sununu Youth Services 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.

#8 Authorized the determination made by the Commissioner that on August 13, 2021 a Mental Health Worker II at NH Hospital, sustained an injury in the line of duty due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#9 Authorized to enter into a **sole source** amendment to an existing contract with ConvenientMD LLC, Portsmouth, NH, to provide post-accidental needlestick testing and occupational medicine services for COVID-19 vaccinators and source patients, by increasing the price by \$17,600 from \$220,000 to \$237,600, and by extending the completion date from September 30, 2021 to June 30, 2022. Effective **retroactive** to September 29, 2021. **100% General Funds.**

#10 Authorized to enter into **sole source** amendments to existing contracts with the contracts as detailed in letter dated September 14, 2021 (originally approved by G&C on 2-21-18, item #12A), for the provision of case management services and culturally and linguistically appropriate activities for refugees 60 years of age or older to promote community integration, naturalization, health, and mental health by, increasing the total price by \$150,000 from \$250,000 to \$400,000, and by extending the completion dates from September 30, 2021 to September 30, 2023. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#11 Authorized to exercise the option to extend the lease with Concord Litho Group Inc., Concord, NH, for warehouse space, Concord, NH, for the storage or protective personal equipment and other emergency supplies needed for the State's strategic response to COVID-19, by increasing the price by \$398,362.80 from \$386,760 to \$785,122.80. Effective **retroactive** to September 29, 2021 through September 30, 2022. **100% Federal Funds.**

#12 NOT USED

#12A Authorized with Councilor Wheeler voting **no**, to enter into a **sole source** amendment to an existing contract with Deloitte Consulting LLP, Concord, NH (originally approved by G&C on 5-1-19, item #18), to complete additional enhanced data analytics for Opioid crisis response, pre-school development analytics and analysis impacting future community collaborations supporting children in NH, by increasing the price by \$1,370,202 from \$8,069,948 to \$9,440,150, and by extending the completion date from November 29, 2021 to June 30, 2022. **100% Other Funds.**

#12B Authorized to enter Stephanie Clark into a **retroactive** educational tuition agreement with Southern NH University, Manchester, NH, to participate in Healthcare Informatics during the period of October 11, 2021 through December 19, 2021, and to pay said costs in an amount of \$1,119. **Employee Training 20% Federal, 80% General Funds.**

#12C Authorized to enter into a **retroactive** amendment to an existing contract with Interim HealthCare of the Northeast LLC d/b/a Interim HealthCare, Manchester, NH, for the provision of temporary staff at long-term care facilities in need of relief staffing due to staffing shortages caused by the COVID-19 pandemic, by increasing the price by \$13,225 from \$745,000 to \$758,225, with no change to the completion date of June 30, 2021, effective June 1, 2021. **100% Other Funds.**

Division of Medicaid Services

#13 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens and with Councilor Wheeler voting **no**, authorized to enter into **retroactive** agreements with the counties identified in the table as detailed in letter dated September 9, 2021, to provide public funds totaling \$124,362,411 for Nursing Home Per Diem and Choices for Independence Waiver Payments, also known as the County Cap, Reimbursement of Funds by the County and County Reimbursement Funds. Effective July 1, 2021 through June 30, 2022, with an unlimited number of renewal options thereafter.

Upon request of the Governor, the letter referenced by Councilor Gatsas from Medicare & Medicaid Services in Baltimore, Maryland, to Commissioner Shubinette is attached to the end of these minutes.

New Hampshire Hospital

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#14 Authorized NH Community Residence (Philbrook Adult Transitional Housing Program) to continue one full-time temporary Nursing Coordinator, position #8T3044, salary grade 27. Effective **retroactive** to September 30, 2021 through September 30, 2022. **87.6% General, 12.4% Other Funds.**

#15 Authorized to enter into a **sole source** contract with CareFusion Solutions LLC, San Diego, CA, in the amount of \$812,160 for pharmaceutical dispensing machines for NH Hospital. Effective upon G&C approval through March 31, 2027, with the option to renew for up to 4 additional years. **34% General, 66% Other (Provider Fees) Funds.**

Division of Economic & Housing Stability

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#16 Authorized to enter into contracts with the vendors as detailed in letter dated September 8, 2021, to provide services to NH residents who are in dispute regarding their parental rights and responsibilities, including residential rights and responsibilities for their children, with preference given to pro se, unwed parents whose children are receiving public assistance or are potentially at risk of becoming eligible for public assistance, in an amount not to exceed \$392,250. Effective upon G&C approval through September 30, 2025, with the option to renew for up to 4 additional years. **100% Federal Funds.**

#17 Authorized to enter into a **retroactive sole source** amendment to an existing contract with Merrimack Valley Assistance Program Inc., Concord, NH (originally approved by G&C on 2-21-18, item #12), to continue to provide housing and utility assistance and supportive services to low income persons and their families living with Human Immunodeficiency Virus / Acquired Immune Deficiency Syndrome, by increasing the price by \$938,408 from \$1,048,349 to \$1,986,757 and by extending the completion date from April 3, 2023 to August 1, 2024. **100% Federal Funds.**

#18 Authorized to amend an existing contract with Tri-County Community Action Program Inc., Berlin, NH (originally approved by G&C on 6-24-20, item #20), for the provision of Permanent Housing and Supportive Services through the Federal Continuum of Care Program to individuals and families who are experiencing homelessness, by exercising a contract renewal option by increasing the price by \$128,533 from \$127,022 to \$255,555 and extending the completion date from October 31, 2021 to October 31, 2022. **100% Federal Funds.**

#19 Authorized to amend an existing contract with Technical Assistance Collaborative Inc., Boston, MA (originally approved by G&C on 2/3/21, item #6), to continue providing assistance with development and submission of the annual US Department of Housing and Urban Development Continuum of Care Program application, as well as developing a Continuum of Care system and Coordinated Entry System, and conducting general homeless system assessments, by exercising a contract renewal option, by increasing the price by \$26,000 from \$21,000 to \$47,000 and by extending the completion date from November 30, 2021 to November 30, 2022. **100% Federal Funds.**

#20 Authorized to amend an existing contract with NH Children's Trust Inc., Concord, NH (originally approved by G&C on 6-30-21, item #41), to support Family Resource Centers across the state to receive the "Family Resource Center of Quality" designation, to achieve national standards, and to implement the Kinship Navigator Program. The Department is requesting an expansion of the contract with NH Children's Trust to leverage its role as the facilitating organization for NH's network of FRCs, to address health disparities and influencing factors due to COVID-19 for priority populations, including racial and ethnic minorities and rural populations, by increasing the price by \$1,855,000 from 2,533,600 to \$4,388,600 with no change to the completion date of June 30, 2023. **81% Federal, 19% General Funds.**

Division of Public Health Services

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#21 Authorized to amend an existing equipment rental agreement with W.D. Matthews Machinery Co., Auburn, ME, for one forklift for the storage and distribution of COVID-19 personal protective equipment to support the Department's warehouse operations, by exercising a contract renewal option by increasing the price by \$10,668 from \$10,668 to \$21,336 and by extending the completion date from September 30, 2021 to September 30, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#22 Authorized with Councilor Wheeler voting **no**, to amend an existing contract with On-Site Medical Services LLC, Charlestown, NH (amended by G&C on 7-14-21, item #5A), to provide mobile COVID-19 vaccinations to individuals, as requested by the Department, by exercising a renewal option by increasing the price by \$13,445,900 from \$2,220,670 to \$15,666,570, by extending the completion date from September 30, 2021 to December 31, 2021. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#23 Authorized with Councilor Gatsas voting **no**, to amend an existing contract with Harbor Homes Inc., d/b/a Harbor Care, Nashua, NH (originally approved by G&C on 12-2-20, item #23), for case management and support services for individuals living with Human Immunodeficiency Virus, by exercising a renewal option, by increasing the price by \$1,572,552 from \$625,000 to \$2,197,552, and by extending the completion date from September 30, 2021 to September 30, 2023. Effective **retroactive** to September 29, 2021. **100% Other Funds (Pharmaceutical Rebates).**

#24 Authorized with Councilor Wheeler voting **no**, to amend an existing contract with ConvenientMD LLC, Portsmouth, NH, to provide an additional van and continue supporting the mobile COVID-19 vaccination efforts, by exercising a renewal option by increasing the price limitation by \$1,425,000 from \$1,920,000 to \$3,345,000 and by extending the completion date from September 30, 2021 to December 31, 2021. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#25 Authorized to enter into a grant agreement with Community Health Access Network, Newmarket, NH, in the amount of \$360,366 to improve the asthma related services in both medical and community organizations to reduce asthma related illness and deaths. Effective **retroactive** to September 29, 2021 through August 31, 2024, with the option to renew for up to 3 additional years. **100% Federal Funds.**

#26 Authorized to amend an existing contract with Manchester Health Department, Manchester, NH (originally approved by G&C on 3-11-20, item #14), to support Overdose Data to Action prevention activities that reduce opioid-related morbidity, mortality and associated harms in the City of Manchester, by coordinating public health and public safety efforts to improve targeted opioid use prevention strategies, by increasing the price by \$11,959 from \$720,000 to \$731,959 with no change to the completion date of August 31, 2022. **100% Federal Funds.**

#27 Authorized to amend an existing cooperative project agreement with the University of NH, Durham, NH (originally approved by G&C on 6-20-18, item #26), to continue assisting the Department with the development of the State Health Assessment and the State Health Improvement Plan, by exercising a renewal option, by increasing the price by \$50,000 from \$345,000 to \$395,000 and by extending the completion date from June 30, 2022 to June 30, 2023. **100% Federal Funds.**

#27A Authorized with Councilor Gatsas voting **no**, to enter into a contract with the Foundation for Healthy Communities, Concord, NH, to provide quality improvement activities, technical assistance, education, consultation and trainings to NH Critical Access Hospitals to improve revenue cycle management, in the amount of \$134,000. Effective upon G&C approval through August 31, 2023, with the option to renew for up to 2 additional years. **100% Federal Funds.**

#27B Authorized to enter into a **retroactive sole source** contract with ClearChoiceMD MSO LLC, New London, NH, for COVID-19 testing at 4 locations across the State, in the amount of \$8,822,660. Effective October 1, 2021 through December 31, 2021. **100% Federal Funds.**

#27C Authorized to enter into a **retroactive** amendment to an existing memorandum of agreement with National Foundation for the Centers for Disease Control and Prevention Inc., Atlanta, GA (originally approved by G&C on 7-14-21, item #16), for support in the Overdose Response Strategy High Intensity Drug Trafficking Area program, at no cost to the Department, by exercising a renewal option, by extending the completion date from July 31, 2021 to July 31, 2022.

#27D Authorized to enter into amendments to existing contracts with the vendors as detailed in letter dated August 2, 2021, to continue COVID-19 detection and prevention activities, by exercising contract renewal options and by increasing the total price by \$1,432,969 from \$2,112,698 to \$3,545,667 and by extending the completion dates from November 18, 2022 to June 30, 2023. **100% Federal Funds.**

#27E Authorized with Councilors Gatsas and Wheeler voting **no**, to enter into a **retroactive sole source** contract with Maximus US Services Inc., Reston, VA, to operate a call center to determine whether individuals in the State of NH received their second dose of the COVID-19 vaccine, in the amount of \$1,029,234. Effective September 28, 2021 through October 31, 2021, with the option to renew for up to one year. **100% Other Funds (Governor's Office for Emergency Relief and Recovery).**

#27F Authorized with Councilors Gatsas and Wheeler voting **no**, to enter into a **retroactive** contract with Community Action Program Belknap and Merrimack Counties Inc., Concord, NH, to provide reproductive and sexual health services to individuals in need with a heightened focus on vulnerable and/or low-income populations, in the amount of \$217,864. Effective July 1, 2021 through June 30, 2023, with the option to renew for up to 2 additional years. **72% Federal, 28% General Funds.**

Division for Behavioral Health

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

#28 Authorized to enter into a **sole source** amendment to an existing contract with Mary Hitchcock Memorial Hospital, Lebanon, NH (originally approved by G&C on 1-24-18, item #8), to provide integrated obstetric, primary care, pediatric, and Medication Assisted Treatment for pregnant and postpartum women with opioid use disorder, by increasing the price by \$600,000 from \$5,455,413 to \$6,055,413 and by extending the completion date from September 29, 2021 to June 30, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#29 Authorized to amend existing contracts with the vendors as detailed in letter dated August 25, 2021 (originally approved by G&C on 11-6-19, item #11), to provide crisis respite services, by exercising contract renewal options, by increasing the total price by \$3,376,250 from \$5,232,250 to \$8,608,500, and by extending the completion dates from September 29, 2021 to September 29, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#30 Authorized to enter into contracts with the Contractors as detailed in letter dated September 15, 2021, for Substance Use Disorder Treatment and Recovery Support Services, in an amount not to exceed \$11,475,254. Effective **retroactive** to September 30, 2021 through September 29, 2023, with the option to renew for up to 4 additional years. **66.56% Federal, 14% General, 19.44% Other (Governor's Commission) Funds.**

#31 Authorized to amend existing contracts with the Contractors listed in bold as detailed in letter dated August 20, 2021, for the continued provision of Medication Assisted Treatment to individuals with Opioid Use Disorders, by exercising contract renewal options by increasing the total price by \$206,642 from \$1,756,875 to \$1,963,517 and by extending the completion dates from September 29, 2021 to June 30, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#32 Authorized to amend an existing contract with Granite United Way, Concord, NH (originally approved by G&C on 10-31-18, item #17), to continue providing substance use disorder information and call referral services through the use of 2-1-1 NH, statewide, by exercising a contract renewal option, by increasing the price by \$476,000 from \$1,347,156 to \$1,823,156 and extending the completion date from September 29, 2021 to September 29, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#33 NOT USED

#34 Authorized to enter into a contract with the University of NH, Durham, NH, for the provision of technical assistance, training and assessments for evidence-based practices implemented by providers of children's behavioral health services and a model for treatment of First Episode Psychosis/Early Serious Mental Illness, in the amount of \$4,028,757. Effective upon G&C approval through June 30, 2023, with the option to renew for up to 4 additional years. **60% General, 40% Federal Funds.**

#35 Authorized to amend existing contracts with the vendors as detailed in letter dated September 3, 2021, to continue providing Workforce Readiness and Vocational Training Programs for Individuals with Opioid and/or Stimulant Use Disorder, by exercising renewal options, by increasing the total price by \$310,000 from \$538,936 to \$848,936, and by extending the completion dates from September 29, 2021 to September 29, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#36 Authorized to amend existing contracts with the vendors listed in bold as detailed in letter dated September 8, 2021, for Recovery Housing services and supports to individuals with Opioid and/or Stimulant Use Disorder, by exercising contract renewal options, by increasing the total price by \$350,000 from \$908,045 to \$1,258,045 and by extending the completion date from September 29, 2021 to September 29, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#37 Authorized to amend existing contracts with the vendors as detailed in letter dated August 25, 2021 (originally approved by G&C on 9-18-19, item #20A), to continue providing evidence-based prevention services for children up to 18 years of age who are exposed to adverse childhood experiences as a result of opioid and/or stimulant misuse by exercising contract renewal options, by increasing the total price by \$359,434 from \$649,590 to \$1,009,024, and by extending the completion dates from September 29, 2021 to September 29, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#38 Authorized with Councilor Gatsas voting **no**, to enter into a **sole source** amendment to an existing contract with Harbor Homes Inc., Nashua, NH (originally approved by G&C on 1-24-18, item #9), for the continued provision of peer recovery support services and parenting education for pregnant women and parents in recovery, by increasing the price by \$1,150,000 from \$4,495,921 to \$5,645,921, and by extending the completion date from September 29, 2021 to March 31, 2022. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#38A Authorized to enter into a **sole source** cooperative project agreement with Plymouth State University, Plymouth, NH, to support the statewide implementation of the Critical Time Intervention model in the ten Community Mental Health Centers, in the amount of \$152,268. Effective upon G&C approval through September 1, 2023, with the option to renew for up to 2 additional years. **64.81% Federal, 35.19% General Funds.**

#38B Authorized to enter into a contract with St Ann's Home, Methuen, MA, to provide behavioral health residential treatment services for children, youth and young adults to stabilize their behavioral health, in an amount not to exceed \$11,215,992. Effective upon G&C approval through June 30, 2024, with the option to renew for up to 6 additional years. **51% General, 49% Federal Funds.**

#38C Authorized to enter into a **retroactive** contract with Community Council of Nashua NH, d/b/a Greater Nashua Mental Health, for substance Use Disorder Treatment and Recovery Support Services, in an amount not to exceed \$190,666. Effective September 30, 2021 through September 29, 2023. **44.842% Federal, 23.10% General, 32.058% Other Funds (Governor's Commission).**

Governors Commission on Alcohol and Other Drugs

#39 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, authorized to amend existing contracts with the Contractors listed in bold as detailed in letter dated August 30, 2021, to continue providing a statewide network of Doorways for substance use disorder treatment and recovery support services access, by exercising contracts renewal options, by increasing the total price by \$11,190,088 from \$37,617,414 to \$48,807,502 and by extending the completion dates from September 29, 2021 to September 29, 2022. Effective **retroactive** to September 29, 2021. **97.28% Federal, 2.72 % Other Funds.**

Division of Long Term Supports and Services

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#40 Authorized to enter into a **retroactive sole source** amendment to an existing agreement with the University of NH, Durham, NH (originally approved by G&C on 5-1-19, item #10), for the continued implementation of Aging & Disability Resource Centers COVID-19 requirements and the provision of evaluation, technical assistance, and coordination of services necessary to advance the State's No Wrong Door system known as NHCarePath, with no change to the price of \$1,367,348, by extending the completion date from August 31, 2021 to September 30, 2022. **100% Federal Funds.**

#41 Authorized to **retroactively** amend existing contracts with the vendors listed in bold as detailed in letter dated September 9, 2021, for the continued provision of In-Home Care Services, In-Home Health Aide Services and In-Home Nursing Services, by decreasing the total price by \$1,199,989.42 from \$39,622,060.90 to \$38,422,071.48 with no change to the completion date of June 30, 2022. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

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

#42 Authorized to accept and place on file the Bureau of Highway Maintenance annual basis summary of contracts with various private contractors to assist with winter maintenance activities, emergency repair of infrastructure due to flooding or other unexpected natural disasters, along with highway and bridge maintenance efforts for the fiscal year ending June 30, 2021.

#43 Authorized the Bureau of Aeronautics to **retroactively** accept and expend a grant in the amount of \$13,000 awarded under the Coronavirus Response and Relief Supplemental Appropriations Act and administered via the Federal Aviation Administration, to cover airport operating expenses at the Concord Municipal Airport. Effective upon G&C approval through June 30, 2023. (2)Further authorized to **retroactively** award a grant to the City of Concord, for CRRSA Act funding to offset a decline in revenues arising from diminished airport operations and activities as a result of the COVID-19 Public Health Emergency for the Concord Municipal Airport, in the amount of \$13,000. Effective upon G&C approval through May 3, 2025. **100% Federal Funds.**

#44 Authorized the Bureau of Highway Design to enter into an agreement with the firm of Vanasse Hangen Brustlin Inc., Bedford, NH, for the final design of floodplain mitigation in the Ashuelot River watershed on the southern side of NH Route 10, NH Route 12 & NH Route 10, just east of the intersection with NH Route 9 in the City of Keene. Effective upon G&C approval through November 1, 2023. **100% Federal Funds.**

#44A Authorized to accept and expend a grant in the amount of \$956,245 awarded under the American Rescue Plan Act and administered via the Federal Aviation Administration, to cover 10% of the FAA Airport Improvement Program projects at the Manchester-Boston Regional Airport, the Lebanon Municipal Airport and the Portsmouth International Airport at Pease. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Fiscal Committee approved.**

#44B Authorized with Councilors Kenney and Wheeler voting **no**, the Bureau of Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for placement of tollbooth plaza conversion to All Electronic Tolling along the Turnpike system in Dover and Rochester, on the basis of a low bid of \$23,286,281.15. (2)Further authorized a contingency in the amount of \$1,164,314.06 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through June 7, 2024. **100% Turnpike Funds.**

#44C Authorized the Bureau of Right of Way to pay property owners and a tenant \$21,990 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from September 1, 2021 through September 15, 2021. Effective upon G&C approval.

#44D Authorized the Bureau of Aeronautics to accept and expend a grant in the amount of \$5,000 awarded under the America Rescue Plan Act and administered via the Federal Aviation Administration, to cover 10% of the FAA, Airport Improvement Program project at the Lebanon Municipal Airport. Effective upon G&C approval through June 30, 2023. (2)Further authorized to award a grant to the City of Lebanon, AIP-66, for a FAA Reimbursable agreement to conduct a feasibility study to relocate the Runway 36 Localizer (navigational aid) at the Lebanon Municipal Airport, in the amount of \$50,000. Effective upon G&C approval through May 17, 2025. **100% Federal Funds.**

#44E Authorized the Bureau of Planning & Community Assistance to enter into a **sole source** project agreement with the University of NH, Civil Engineering Department, Durham, NH, to administer the Local Technical Assistance Program for a fee not to exceed \$947,727. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

#44F Authorized the Bureau of Right of Way to pay a tenant \$7,599 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from September 16, 2021 through September 29, 2021. Effective upon G&C approval.

#44G Authorized the Bureau of Right of Way to **retroactively** lease 120 linear feet of shoreline along lake Winnepesaukee adjacent to Route 11 in the Town of Alton, to the Raoul and Roland Lacasse Family Revocable Trust (Lessee), for an annual amount of \$4,196.40. Effective August 1, 2021 through July 31, 2026.

#44H Authorized the Bureau of Right of Way to **retroactively** lease 65 linear feet of shoreline along lake Winnepesaukee adjacent to Route 11 in the Town of Alton, to the Joanne Doyle Revocable Trust (Lessee), for an annual amount of \$2,273.05. Effective August 1, 2021 through July 31, 2026.

#44I Authorized the Bureau of Right of Way to **retroactively** lease 59.42' linear feet of shoreline along lake Winnepesaukee adjacent to Route 11 in the Town of Alton, to James Durkin and Catherine O'Brien (Lessees), for an annual amount of \$2,077.92. Effective August 1, 2021 through July 31, 2026.

#44J Authorized the Bureau of Right of Way to **retroactively** lease 75 linear feet of shoreline along lake Winnepesaukee adjacent to Route 11 in the Town of Alton, to Scott and Karen Taft (Lessee), for an annual amount of \$2,622.75. Effective August 1, 2021 through July 31, 2026.

*[*Upon request by Councilor Gatsas, click here to view the status update from the Bureau of Right of Way, for the Derry-Londonderry 13065, Exit 4A project.*](#)*

GOVERNORS OFFICE FOR EMERGENCY RELIEF AND RECOVERY

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

#44K Authorized to accept and expend in an amount not to exceed \$12,580,068 in American Rescue Plan Act State Fiscal Recovery Funds to grant funds for a matching grant program for towns and municipalities, which will be allowed for reimbursement for safety and emergency equipment investments that are allowable expenses under the ARPA SFRF. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on October 22, 2021.**

#44L Authorized to transfer funds between class lines and reduce the appropriation amounts that have been determined to no longer be necessary for the currently Authorized and allocated purpose. GOFERR is requesting to reallocate \$39,500,060 in Coronavirus Aid, Relief, and Economic Security Act Funding, for new programs as described in letter dated October 7, 2021. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on October 22, 2021.**

#44M Authorized to amend an allocation of \$395,885 of Coronavirus Aid, Relief and Economic Security Act Coronavirus Relief Funds to the Judicial Council by amending the end date for the reimbursement of eligible COVID-19 related increase in expenses for indigent defense contract attorney costs from July 1, 2020 to October 31, 2021, and also to expand the scope to allow for the payment of temporary, increased administrative fees to be paid to contract attorneys that have accepted indigent defense cases between March 2, 2021 through October 31, 2021, effective upon G&C approval through December 31, 2021. No Additional Funding. **100% Federal Funds.**

#44N Authorized to allocate \$3,500,000 in Coronavirus Aid, Relief, and Economic Security Act Funding to NH State executive branch agency costs directly related to responding to or mitigating the effects of COVID-19 incurred between January 1, 2021 and June 30, 2021 and to the Board of Bar Examiners increased costs related online administration of the bar exam in February 2021 and July 2021. This is limited to expenses that have not been reimbursed under any other federal program. (2)Further authorized to pay from available funding by transferring such funding allocated to each state agency for allowable expenses to be credited to the same class line and purpose. (3)Further authorized to enter into an agreement to provide reimbursement for allowable expenses to qualified state instrumentalities that are established as a body politic and corporate. **100% Federal Funds.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

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

#45 Authorized, under the Community Development Block Grant program, to amend a grant agreement with the County of Hillsborough, Goffstown, NH (originally approved by G&C on 6-10-20, item #35), for the completion of the Nashua Soup Kitchen renovation project, by increasing the amount by \$175,000 from \$500,000 to \$675,000 and by extending the completion date from December 31, 2021 to December 31, 2022. **100% Federal Funds.**

#46 Authorized, under the Community Development Block Grant program, to award a grant to the County of Grafton, Haverhill, NH, in the amount of \$267,000, on behalf of the NH Alliance of Regional Development Corporations to provide technical assistance to Businesses throughout the State of NH. Effective September 29, 2021 through June 30, 2022. **100% Federal Funds.**

#47 Authorized, under the Community Development Block Grant program, to amend a grant agreement with the Town of Exeter, NH (originally approved by G&C on 3-25-20, item #27), for the completion of the Icey Hill Cooperative's water and sewer improvements project at 55 Deep Meadows Lane, Exeter, NH, by increasing the amount by \$71,000 from \$500,000 to \$571,000, and by extending the completion date from December 31, 2021 to December 31, 2022. **100% Federal Funds.**

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Stevens acted as follows:

#48 Authorized to transfer to NH Fish and Game, sole management responsibility for State land parcel and the improvements situated thereon comprising the former NH Army National Guard Lancaster Readiness Center, Lancaster, NH.

#49 Authorized to enter into a contract agreement with Daniel Hebert Inc., Colebrook, NH, to renovate the kitchen at the Littleton Readiness Center, in an amount not to exceed \$267,538. (2)Further authorized a contingency in the amount of \$40,000 for unforeseen conditions and/or owner-initiated changes for the construction, bringing the total to \$307,538. Effective **retroactive** to September 29, 2021 through May 31, 2022. **100% Federal Funds.**

#50 Authorized with Councilor Wheeler voting **no**, to enter into a **sole source** contract with LoCurrent Systems LLC, Cooperstown, NY, for the purpose of providing upgrades to the electronic security systems at the Hillsboro Readiness Center, in the amount of \$75,170.10. Effective **retroactive** to September 29, 2021 through March 31, 2022. **100% Federal Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington acted as follows:

#51 Authorized the Division of Pesticide Control to grant funds and enter into a contract with the Rockingham County Conservation District, for Supporting Department of Public Works Awareness of Management Options to Reduce Invasive Plant Distribution in NH, in the amount of \$22,340. Effective upon G&C approval through December 31, 2022. **100% Other Funds.**

#52 Authorized the Division of Pesticide Control to grant funds and enter into a contract with the Rockingham County Conservation District, for Odiorne Point State Park Habitat Restoration 2021 Gateway Enhancements for Coastal and Pollinator Habitats in NH, in the amount of \$17,000. Effective upon G&C approval through April 30, 2022. **100% Other Funds.**

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#53 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington, authorized to **retroactively** renew membership with the National Association of State Boards of Accountancy, Nashville, TN, in the amount of \$5,300. Effective August 1, 2021 through July 31, 2022. **100% Agency Funds.**

STATE TREASURY

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

#54 Authorized to accept and place on file the quarterly report of escheated abandoned property claims paid for the period ended June 30, 2021.

#54A Authorized to accept and place on file the quarterly report for the period ended June 30, 2021.

DEPARTMENT OF REVENUE ADMINISTRATION

#54B The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington, authorized to amend the 2017-001 Revenue Information Management System contract with FAST Enterprises LLC, Centennial, CO (originally approved by G&C on 10-31-18, item #52), by modifying the existing and adding to the scope of services by increasing the price by \$300,000 from \$29,550,000 to \$29,850,000, with no change to the completion date of December 31, 2025. **100% Other (Agency Class 27) funds: the Agency Class 027 used by the DRA to reimburse DoIT is 100% General Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#55 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington, authorized to enter into a **sole source** Integrity Data Hub Participation Agreement with the National Association for State Workforce Agencies' Center for Employment Security Education and Research Inc., Washington, DC. Effective upon G&C approval through September 30, 2026.

DEPARTMENT OF CORRECTIONS

#56 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, authorized to continue a 68% base hourly wage enhancement for positions #12997, #16290, #19553 and #19848, Pharmacist, Labor Grade 27, totaling \$392,310. Effective **retroactive** to October 1, 2021 through June 30, 2023. **100% General Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

#57 The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Warmington, authorized to amend a **sole source** contract with Evenica Corp, Burlington, Ontario (originally approved by G&C on 2-5-20, item #28), to complete design, development and deployment, and to provide follow-up support and maintenance of the Commission's Business to Consumer and Business to Business (B2B) eCommerce environments; Evenica will create a platform for the Division of Enforcement and Licensing's B2B environment; will also provide additional eCommerce enhancements and support and maintenance services for the Division of Sales, Marketing, Merchandising and Warehousing, by increasing the price by \$339,540 to \$1,199,140. Effective **retroactive** to September 29, 2021 through July 31, 2023. **100% Liquor Funds.**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#58 Authorized the Office of International Commerce to accept and expend grant funds from the US Small Business Administration's State Trade Expansion Program grant program in the amount of \$95,000. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#59 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, Small Business Development Center, for continued support of a statewide Small Business Development Center program, in the amount of \$780,000. Effective July 1, 2021 to June 30, 2023. **100% General Funds.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#60 Authorized the Division of Forests and Lands to accept and expend Homeland Security Grant Funds in the amount of \$25,485.58 from the NH Department of Safety, Division of Homeland Security to be used for funding of northern border law enforcement patrols in accordance with the terms of the portion of the grant known as Operation Stonegarden as managed by HSEM. Effective upon G&C approval through August 31, 2023. **100% Federal Funds.**

#61 Authorized the NH State Library to enter into a Cooperative Project Agreement with the University of NH – UNH Library, Durham, NH, to digitize and provide online access to the town reports of 20 NH towns, in the amount of \$242,364. Effective **retroactive** to September 29, 2021 through August 31, 2022. **100% Federal Funds.**

#62 Authorized the Division of Parks and Recreation to enter into a contract with Ultiplay Parks & Playgrounds Inc., Blackstone, MA, for the installation of a new playground at Odiorne Point State Park, Rye, NH, in the amount of \$199,986.76. Effective upon G&C approval through May 13, 2022. **45% Federal, 55% Agency Income.**

#63 Authorized the Division of Parks and Recreation, Cannon Mountain to enter into a contract with Felix Palencia, d/b/a Palencia Forestry Services, Pittsfield, ME, in the amount of \$25,920 to complete the 2021 Summer Trail Maintenance Services at Cannon Mountain Ski Area. Effective **retroactive** to September 29, 2021 through October 29, 2021. **100% Agency Income.**

#63A Authorized the Division of Parks and Recreation to enter into a contract with Project Resource Group LLC, Frankestown, NH, for renovations to Toilet Building #4 at Pawtuckaway State Park, in the amount of \$540,578. Effective October 18, 2021 through May 20, 2022. **54% Capital, 46% Federal Funds.**

#63B Authorized the Division of Forests and Lands to enter into a **retroactive** Use Agreement with the US Secret Service of Washington, DC, for communications equipment and antenna space in designated areas on Mount Washington in Mount Washing State Park. (2)Further authorized to accept annual rental payment revenue for a total of \$70,069.41. Effective October 1, 2020 through September 30, 2025.

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Warmington acted as follows:

#64 Authorized to award a grant to the Town of Londonderry, NH, in the amount not to exceed \$400,000 for water system improvements to address PFAS contamination of private residential wells in Londonderry. Effective upon G&C approval through December 1, 2022. **100% Drinking Water and Groundwater Trust Fund.**

#65 Authorized to enter into an agreement with the Newfound Lake Region Association, Bristol, NH, to complete the *Newfound Watershed Management Plan Implementation Phase 4: Culverts, Structural BMPs and Non-Structural BMPs*, in the amount of \$75,900. Effective upon G&C approval through December 31, 2023. **100% Federal Funds.**

#66 Authorized a Clean Water State Revolving Fund loan agreement with the Town of Marlborough, in an amount not to exceed \$75,000 to finance the Downtown Stormwater Planning and Evaluation project. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

- #67 Authorized a Clean Water State Revolving Fund loan agreement with the City of Nashua, in an amount not to exceed \$2,600,000 to finance Phase 2 of its wastewater and stormwater system upgrade project. Effective upon G&C approval. **100% CWSRF Repayment Funds.**
- #68 Authorized Carol and Robert Couture's request to amend wetlands Permit #2020-02303, to perform work on Lake Winnepesaukee in Alton (originally approved by G&C on 12-18-20, item #60).
- #69 Authorized 120-0 Wild Rose Lane LLC's request to perform work on Piscataqua River in Portsmouth.
- #70 Authorized Avisha and Orly Shachar's request to amend wetlands Permit #2019-03877, to perform work on the Cochecho River in Dover (originally approved by G&C on 8-26-20, item #63).
- #71 Authorized Christopher Andrew's request to perform work on Lake Winnepesaukee in Alton.
- #72 Authorized Richard Seeley and Crystal St. Cyr Seeley's request for a five year permit time extension to perform work on Lake Winnepesaukee in Meredith (originally approved by G&C on 10-26-16, item #77).
- #72A Authorized to amend a Clean Water State Revolving Fund Loan agreement with Crotched Mountain Rehabilitation Center Inc., Greenfield, NH (originally approved by G&C on 12-14-11, item #68), which revises the Allonge and incorporates a Mortgage Assumption agreement. Effective **retroactive** to September 29, 2021.
- #72B Authorized to enter into a grant agreement with the City of Laconia, NH, for a total of \$162,764 for the NH Boating Infrastructure Grant project. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**
- #72C Authorized to enter into a memorandum of agreement with the NH Department of Fish and Game, Concord, NH, to fund a feasibility study to evaluate improvements and upgrades at the state fish hatcheries, in an amount not to exceed \$1,000,000. Effective upon G&C approval through April 1, 2023. **100% Federal Funds.**
- #72D Authorized to enter into an agreement with the Pleasant Lake Preservation Association Inc., Deerfield, NH, to complete the *Pleasant Lake Watershed Restoration Plan Implementation Phase III: Gulf Road Shoreline Protection*, in the amount of \$73,000. Effective upon G&C approval through December 31, 2023. **100% Federal Funds.**
- #72E Authorized to award a grant to the Newfields Village Water and Sewer District, Newfields, NH, in the amount not to exceed \$10,000 for a consolidation study. Effective upon G&C approval through June 1, 2022. **100% Drinking Water and Groundwater Trust Fund.**
- #72F Authorized to award a grant to the Five Rivers Conservation Trust, Concord, NH, in the amount of \$13,248 to acquire a conservation easement on approximately 133.5 acres of land in the Town of Dunbarton to protect a drinking water supply. Effective upon G&C approval through December 31, 2021. **100% Drinking Water and Groundwater Trust Fund.**
- #72G Authorized to **retroactively** amend a Cooperative Project Agreement with the University System of NH, acting through the University of NH, Durham, NH (originally approved by G&C on 3-13-19, item #72), by extending the completion date to September 30, 2022 from September 30, 2021. No Additional Funding. **100% Drinking Water and Groundwater Trust Fund.**
- #72H Authorized to enter into a **sole source** memorandum of agreement with the University of NH, Sponsored Programs Administration, Durham, NH, to create and maintain the Lead in School and Childcare Facility Drinking Water Data Web-tools, in the amount of \$44,238. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**
- #72I Authorized to enter into a **retroactive** grant agreement with the Lakes Region Planning Commission, totaling \$16,362 to fund Household Hazardous Waste collection projects. Effective July 31, 2021 through June 30, 2022. **100% Hazardous Waste Funds.**

#72J Authorized to enter into a grant agreement with the Town of Hampton, totaling \$3,051 to fund Household Hazardous Waste collection projects. Effective upon G&C approval through June 30, 2022. **100% Hazardous Waste Funds.**

#72K Authorized to enter into an agreement with the Nippo Lake Association, Barrington, NH, to complete the *Nippo Lake Association Watershed Management Plan: Implementation of Road Residential and In-lake BMPs*, in the amount of \$20,000. Effective upon G&C approval through December 31, 2023. **100% Federal Funds.**

#72L Authorized Chase Realty Trust's request to perform work on Lake Winnepesaukee in Tuftonboro.

#72M Authorized Marie V. Herbert Revocable Trust's request to perform work on Cocheco River in Dover.

#72N Authorized Christopher and Melissa York's request to amend wetlands permit #2018-00466 to perform work on Lake Winnepesaukee in Wolfeboro (originally approved by G&C on 7-11-18, permit transfer approved by G&C on 11-25-19, item #64).

#72O Authorized Tara and Thomas Benson's request to perform work on Lake Winnepesaukee in Gilford.

CONNECTICUT RIVER VALLEY RESOURCE COMMISSION

#72P The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler, authorized to enter into a **sole source** agreement with the Connecticut River Joint Commissions, Lebanon, NH, to provide administration, management, and program assistance, in the amount of \$49,900. Effective November 1, 2021 or upon G&C approval, whichever is later, through June 30, 2023. **100% General Funds.**

NEW HAMPSHIRE VETERANS HOME

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

#73 Authorized to **retroactively** pay AP Homes & Excavation, Tamworth, NH, an amount of \$14,700 as a **sole source** vendor, for the emergency repair of Electrical Room Water Intrusion at the NH Veterans Home that began in the end of July 2021. Effective upon G&C approval. **100% General Funds.**

#74 Authorized to **retroactively** enter into a contract with Northeast Mobile Dental Service, Derry, NH, for the sole purpose of providing dental services on site to the residents of the NH Veterans Home, in the amount of \$148,500. Effective July 1, 2021 through June 30, 2024. **39% Federal, 32% Agency Income, 29% General Funds.**

NEW HAMPSHIRE LOTTERY COMMISSION

#75 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Warmington, authorized to increase the Lottery's Revolving Fund Cash account from \$1,000,000 to \$2,000,000 to ensure adequate funds are available for the payment of prizes claimed at Lottery Headquarters. These funds will be transferred between cash accounts in Fund 13, and will be effective upon G&C approval. **100% Lottery Funds.**

DEPARTMENT OF EDUCATION

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

#76 Authorized the Bureau of Vocational Rehabilitation to enter into a **sole source** contract with the AREA AGENCY OF GREATER NASHUA INC., Nashua, NH, to provide support services for VR customers, in an amount not to exceed \$200,000. Effective upon G&C approval through October 31, 2023. **100% Federal Funds.**

#77 Authorized the Bureau of Vocational Rehabilitation to enter into a contract with Granite State Independent Living, Concord, NH, to provide Independent Living, Part B services, in an amount not to exceed \$290,781. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

#78 Authorized the Bureau of Career Development to accept and expend funds from Advance CTE, Silver Spring, MD, in the amount of \$20,000 for the support of secondary Career and Technical Education in NH. Effective **retroactive** to September 29, 2021 through August 31, 2022. **100% Advance CTE Grant Funds.**

#79 Authorized to amend an existing contract with Georgetown University, Washington, DC (originally approved by G&C on 4-23-21), to conduct education finance training for up to 500 NH education leaders as well as advanced training for selected NH education leaders to achieve a Certificate in Education Finance from the Edunomics Lab at Georgetown University, by extending the end date from September 30, 2021 to June 30, 2022, with no increase to the contract price. Effective **retroactive** to September 29, 2021. **100% Federal Funds.**

#80 Authorized to enter into an amendment to an existing contract with KLEO Inc., Hollywood, FL (originally approved by G&C on 4-7-21), to clarify the payment terms of the ReKINDling Curiosity Program, with no increase to the contract amount. Effective upon G&C approval through September 30, 2022. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington acted as follows:

#81 Authorized the Division of State Police to **retroactively** enter into a memorandum of understanding with the Office of Professional Licensure and Certification to reimburse OPLC up to \$50,000 for employees to work for Department of Safety in an overtime capacity. Effective July 1, 2021 through June 30, 2022. **100% Revolving Fund.**

#82 Authorized the Division of State Police to accept and expend an additional \$17,400 of federal pass-through funds from the NH Department of Justice for the purpose of reimbursing the cost for software needed by the Forensic Lab Pattern Evidence Unit. Effective upon G&C approval through December 31, 2021. **100% Agency Income.**

#83 Authorized the Division of Emergency Services & Communications to enter into a **retroactive** contract with Blue Sky Towers III LLC, Chagrin Falls, OH, for the purpose of leasing tower space in Northfield, NH, in the amount of \$88,407.12. Effective July 1, 2021 through June 30, 2026, with the option to renew for an additional 2 years. **100% Agency Income.**

#84 Authorized to enter into a grant agreement with the Department of Information Technology, Concord, NH, for the purpose of cyber incident response training through the State Homeland Security Program portion of the 2020 Homeland Security Grant Program, in the amount of \$475,000. Effective upon G&C approval through August 31, 2023. **100% Federal Funds.**

#85 Authorized the request of the Division of State Police for approval of the final design of the NH Fallen Troopers Memorial. Effective upon G&C approval.

#86 Authorized the Division of Fire Standards & Training and Emergency Medical Services to enter into an agreement with Kirila Fire Training Facilities Inc., Fowler, OH, to provide maintenance services to the ARFF Trainer, in an amount not to exceed \$80,835. Effective upon G&C approval through June 30, 2024. **100% Revolving Funds.**

#86A Authorized the Division of State Police to enter into Law Enforcement Substance Abuse Reduction Initiative grant agreements in substantially similar form and format to the documents with the counties and municipalities as detailed in letter dated September 20, 2021, for a total amount of \$1,200,000, for the investigation and apprehension of individuals or organizations that are involved in narcotics related drug use and trafficking. Effective upon G&C approval, full contract execution, and grantee funding acceptance through June 30, 2022. **100% General Funds.**

#86B Authorized the Division of Homeland Security and Emergency Management to enter into a contract with iHeart Media + Entertainment Inc., San Antonio, TX, for radio advertisements on emergency management and preparedness for natural and manmade disaster and state or national security concerns, including providing NH residents with critical information of protecting themselves and their families, for an amount of \$60,000. Effective upon G&C approval through June 30, 2024. **40% Private and Local, 32% Federal, 28% General Funds.**

#86C Authorized the Division of Homeland Security and Emergency Management to enter into a contract with iHeart Media + Entertainment Inc., San Antonio, TX, for radio advertisements on emergency management and preparedness/promote public awareness campaigns such as "If Youth See Something, Say Something", for an amount of \$60,000. Effective upon G&C approval through June 30, 2024. **40% Private and Local, 32% Federal, 28% General Funds.**

#86D Authorized the Division of Fire Standards & Training and Emergency Medical Services to enter into an agreement with KFT Fire Trainers LLC, Montvale, NJ, to provide maintenance services to the T-2000 Live Fire Trainer, in an amount not to exceed \$48,663. Effective upon G&C approval through June 30, 2024. **100% Revolving Funds.**

#86E Authorized to accept and expend "Disaster FEMA 4371-DR-NH" funds in the amount of \$10,130 from the State of NH, Division of Homeland Security and Emergency Management, for cost incurred during the declared event of the March 2018 Severe Winter Storm. Effective upon G&C approval through June 30, 2022. **100% Federal Funds.**

DEPARTMENT OF JUSTICE

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#87 Authorized to grant a salary increment to Scott K. Gilbert, Criminal Investigator, from salary level \$77,324, LG BB, Step 6 to \$81,120, LG BB, Step 7. Effective **retroactive** to October 6, 2021.

#88 Authorized to appoint Lawrence Gagnon as an Attorney at a salary level of \$72,000. Effective **retroactive** to October 8, 2021.

#89 Authorized to enter into a **sole source** License for Use or Premises agreement with Concord Hospital Inc., Concord, NH, for the Medical Examiner's use of 2,150 square feet of morgue autopsy lab space located in Concord Hospital, Concord, NH, for an amount not to exceed \$1,413,377.80. Effective **retroactive** to October 1, 2021 through September 30, 2026. **100% General Funds.**

#90 Authorized the confirmation of the Joint Committee of Employee Classification's approval and recommendation of the establishment of a new salary grade DD range of \$64,246 to \$89,414 for the position of Victim/Witness Specialist. Effective upon G&C approval. (2)Further authorized to appoint Bianca Monroe as a Victim/Witness Specialist, at a salary level of \$72,644, LG DD, Step 3. Effective **retroactive** to October 8, 2021, for a term ending July 1, 2024.

#91 Authorized the confirmation of the Joint Committee of Employee Classification's approval and recommendation of the establishment of a new salary grade DD range of \$64,246 to \$89,414 for the position of Victim/Witness Specialist. Effective upon G&C approval. (2)Further authorized to appoint Sunniva Mulligan Shea as a Victim/Witness Specialist, at a salary level of \$72,644, LG DD, Step 3. Effective **retroactive** to October 8, 2021, for a term ending July 1, 2024.

#92 Authorized the confirmation of the Joint Committee of Employee Classification's approval and recommendation of the establishment of a new salary grade DD range of \$64,246 to \$89,414 for the position of Victim/Witness Specialist. Effective upon G&C approval. (2)Further authorized to appoint Amy Van Auken as a Victim/Witness Specialist, at a salary level of \$68,432, LG DD, Step 2. Effective **retroactive** to October 8, 2021, for a term ending July 1, 2024.

#92A Authorized to accept and expend federal funds in the amount of \$5,000,000 from the American Rescue Plan Act of 2021 State Fiscal Recovery Funds, for the purpose of subgranting funds to existing subgrantees in order to address the increased need for victim services. Effective upon G&C approval. **100% Federal Funds. Fiscal Committee approved.**

#92B Authorized to amend an existing contract with Organizational Resilience International LLC, Westwood, MA (originally approved by G&C on 7-15-20, item #77), to further provide facilitation and curriculum assistance for the 2022 State Victim Assistance Academy, by changing the end date from September 30, 2021 to September 30, 2022, and by increasing the price by \$30,000 from \$55,000 to \$85,000. Effective **retroactive** to October 1, 2021. **100% Federal Funds.**

#92C NOT USED

#92D Authorized to amend existing Residential Substance Abuse Treatment program subgrants with the Sullivan County Department of Corrections, Unity, NH (originally approved by G&C on 10-23-19, item #87), and the Merrimack County Department of Corrections, Boscawen, NH (originally approved by G&C on 11-6-19, item #53), by extending the end date from September 30, 2021 to September 30, 2022. Effective **retroactive** to October 1, 2021. No Additional Funding.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington acted as follows:

#93 Authorized the Division of Personnel's request for waiver of classification decisions.

#94 Authorized to enter into a contract with Brite Systems Inc., Indianapolis, IN, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#95 Authorized to enter into a contract with Tech Mahindra Americas Inc., Plano, TX, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#96 Authorized to enter into a contract with Deloitte Consulting LLP, Concord, NH, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#97 Authorized to enter into a contract with Coresphere LLC, Bethesda, MD, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#98 Authorized to enter into a contract with MTX Group Inc., Albany, NY, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#99 Authorized to enter into a contract with Slalom LLC, Boston, MA, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#100 Authorized to enter into a contract with 22nd Century Technologies Inc., McLean, VA, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#101 Authorized to enter into a contract with Spruce Technology Inc., Clifton, NJ, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#102 Authorized to enter into a contract with Catalyst Consulting Group Inc., Chicago, IL, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#103 Authorized to enter into a contract with Sapient Corporation d/b/a Publicis Sapient of Boston, MA, for an aggregate price limitation of \$10,000,000 among all awarded vendors, for Salesforce Professional Services. Effective upon G&C approval through December 31, 2023, with the option to extend for 2 additional one-year extension terms.

#104 Authorized to amend an existing contract with Computer Aid Inc., Allentown, PA (originally approved by G&C on 4-17-19, item #148), for IT Professional Vendor Managed Services, by increasing the price by \$1,500,000 from \$7,000,000 to \$8,500,000 and by extending the completion date from December 31, 2021 to March 31, 2022.

#105 Authorized the Division of Public Works Design and Construction to enter into a contract with Fulcrum Associates LLC, Amherst, NH, for the Manchester Fitness Center, Manchester, NH, for a total price not to exceed \$991,372. Effective **retroactive** to September 29, 2021 through June 30, 2022. **100% Federal Funds.** (2)Further authorized the amount of \$44,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$1,035,372. **100% Capital (Federal) Funds.**

#106 Authorized a Working Capital Warrant in the amount of \$550,000,000 to cover the payment of expenditures for the month of November 2021.

#107 **TABLED** – The Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington voted to **table** the request to enter into a real estate services agreement with CBRE Inc., Manchester, NH, to provide real estate consulting, marketing, and brokerage services to the Department with regard to the proposed sale of the Lakes Region Facility in Laconia, NH. Effective upon G&C approval for up to 24 months. **100% General Funds.**

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney voted to remove item #9B from the table – which was originally tabled at the September 15, 2021 G&C meeting.

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler moved to waive attorney-client privilege for a memo that the Executive Council received from the Attorney General on October 7, 2021.

DEPARTMENT OF HEALTH AND HUMAN SERVICES Division of Public Health Services

#9B **FAILED** – The Governor and Council on a roll call vote as follows: Councilor Kenney – **no**, Councilor Warmington – **yes**, Councilor Stevens – **no**, Councilor Gatsas – **no**, and Councilor Wheeler – **no, failed** to authorize the request to accept and expend federal funds in the amount of \$4,500,544 from the Centers for Disease Control and Prevention to fund the Immunization Program under the Consolidated Appropriations Act 2021, which contained the Coronavirus Response and Relief Supplemental Appropriations Act 2021. (2)Further authorize to create one new position for Immunization purposes. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on September 17, 2021.**

ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney voted to remove item #9D from the table – which was originally tabled at the September 15, 2021 G&C meeting.

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler moved to waive attorney-client privilege for a memo that the Executive Council received from the Attorney General on October 7, 2021.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Public Health Services**

#9D **FAILED** – The Governor and Council on a roll call vote as follows: Councilor Kenney – **no**, Councilor Warmington – yes, Councilor Stevens – **no**, Councilor Gatsas – **no**, and Councilor Wheeler – **no, failed** to authorize the request of the Bureau of Infectious Disease Control to accept and expend federal funds in the amount of \$22,495,752 from the Center for Disease Control and Prevention to fund the Immunization Program as mandated by the American Rescue Plan. (2)Further authorize to create 12 new positions for Immunization purposes. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on September 17, 2021.**

ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Stevens voted to remove item #89 from the table – which was originally tabled at the September 15, 2021 G&C meeting.

DEPARTMENT OF ADMINISTRATIVE SERVICES

#89 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington, voted to approve the request of the Division of Risk and Benefits to enter into a contract with Express Scripts Inc., Saint Louis, MO., for the administration of the prescription drug benefits provided to state employees and retirees pursuant to RSA 21-1:30 and, with respect to employees, consistent with state collective bargaining agreements for the period effective January 1, 2022 through December 31, 2024, with the option to renew for up to two additional years. **42% General, 20% Federal, 3% Enterprise, 14% Highway, 1% Turnpike, 20% Other Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday October 27, 2021, at The Department of Environmental Services Auditorium, Concord, NH.

The Honorable Board then Adjourned at 2:30 p.m

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S2-26-12
Baltimore, Maryland 21244-1850



January 15, 2021

Lori Shabinette
Commissioner
Division of Medicaid Services
New Hampshire Department of Health and Human Services
129 Pleasant Street
Concord, NH 03301-6521

Dear Commissioner Shabinette:

Based on financial data submitted by New Hampshire for its Building Capacity for Transformation (BCT) section 1115(a) demonstration, the Centers for Medicare & Medicaid Services (CMS) has determined that the state has currently exceeded the BCT's cumulative budget neutrality limit by approximately \$490 million.¹ The methodology for calculating the BCT's cumulative budget neutrality expenditure limit is detailed in the demonstration's Special Terms and Conditions (STCs). This letter serves as notification of CMS's intent to recoup federal financial participation (FFP) in a portion of the amount by which the state's expenditures exceeded the budget neutrality expenditure limit in the STCs to which the state agreed. This recoupment will occur at the end of this demonstration period.

CMS leadership has been in discussion with the New Hampshire's Department of Health and Human Services about this overage since September 2019 and, in response, the state submitted several proposed retrospective adjustments to the BCT demonstration's budget neutrality limits. As noted, the state agreed to those expenditure limits as part of the approved demonstration STCs on February 2, 2016.² CMS will make two baseline *updates* to comport with previous

¹ The \$490M budget neutrality overage is the result of comparing the BCT demonstration's limit of \$4.3 billion to its actual expenditures (\$4.8B) from the CMS-64 for the Quarter Ended (QE) March 31, 2016 (0316) through QE September 30, 2020 (0920). The demonstration's limit is cumulative, and is the sum of each demonstration year's (DY) product of member months and DY's per member per month rate. The demonstration's actual expenditures are cumulative, and consist of 1) traditional Medicaid and HCBS, 2) Expenditures authorized under the demonstration for the Designated State Health Programs (DSHP), and 3) Expenditures authorized under the demonstration for delivery system transformation payment made to and by Integrated Delivery Networks, or IDNs. The source of these expenditures are the CMS-64, BCT demonstration forms. The final cumulative overage will be assessed at the end of the demonstration.

² Available at <https://www.medicare.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/nh/nh-building-capacity-transformation-state-accept-ltr-02022016.pdf>.

CMS guidance, but will not be approving the state's proposed budget neutrality adjustments.³ CMS is committed to maintaining the integrity of its budget neutrality policy for all states and will not allow retrospective adjustments to the expenditure limits that were negotiated with the state prior to the start of the BCT demonstration.

In reviewing the state's data, CMS's analysis indicates that many of the expenditures identified as part of the BCT demonstration were expenditures for state plan covered services for which the state is entitled to FFP, as it would be absent the BCT demonstration. Therefore, CMS has determined that the state must only repay the federal share of the expenditures that were matched under discretionary authority in section 1115(a)(2) to provide FFP in costs not otherwise matchable (CNOM) under section 1903 that were authorized by the BCT demonstration, or up to \$110,695,991.⁴ Pursuant to STC section IX and, in particular, STCs 70 and 71, the state must return these excess federal funds to CMS using the methodology outlined in STC 68.⁵

Under certain conditions, 42 CFR § 430.48 permits states to repay FFP associated with unallowable expenditures through quarterly installments. The maximum length of the repayment schedule is determined by the amount of the repayment relative to the state's annual state share of the Medicaid program. Based on CMS's preliminary analysis, it appears New Hampshire could qualify for the longest repayment schedule, which is three years, after the end of the current demonstration period.⁶ The repayment plan would commence after the BCT demonstration's authority has expired.

CMS requests that the state voluntarily submit a letter outlining its intent to repay this CNOM amount within 30 days of receipt of this letter. New Hampshire should indicate in this letter if it requests to repay the excess federal funds through quarterly installments.

If the state does not agree to return the FFP voluntarily, CMS may issue a disallowance to recoup the FFP at issue. The state may choose to appeal the disallowance by requesting administrative reconsideration from CMS and/or appealing to the U.S. Health and Human Services Departmental Appeals Board (DAB). The state may also elect to retain the FFP during these processes, but would owe interest on any funds that it elected to retain if the disallowance is ultimately upheld by the DAB.

³ See CMS technical corrections letter available at <https://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/nh/nh-building-capacity-transformation-stc-tech-corrections-08012016.pdf>.

⁴ The BCT's section 1115(a)(2)(A) expenditure authorities—in total computable dollars for the 5-year approval period—amounted to \$150,000,000 for DSRIP and \$71,391,981 for DSHP. Combined, total CNOMs amounted to \$221,391,981, of which, the federal share is \$110,695,991. However, New Hampshire did not claim FFP up to the BCT's annual limits for all of its CNOMs; therefore, the state would only need to repay the FFP actually received.

⁵ See also State Medicaid Director Letter #18-009, "CMS Budget Neutrality Policies for Medicaid Section 1115(a) Demonstration Projects," which states in pertinent part, "As a condition of demonstration approval, states currently agree that if the state is found to have exceeded its budget neutrality expenditure limit at the end of its demonstration's period of performance, it will return excess funds to CMS. States return funds by entering a negative adjustment to expenditures claimed on their CMS-64 reports."

⁶ Note, it is possible that the state could request additional time to repay under very limited circumstances when it can demonstrate it is under economic distress as defined in 42 CFR 430.48(d)

Lastly, as detailed in State Medicaid Director Letter #17-005, CMS announced its intent to phase-out expenditure authority for Designated State Health Programs (DSHP) in section 1115(a) demonstrations. In addition, CMS has also determined not to extend or renew Delivery System Reform Incentive Payment (DSRIP) programs.⁷ Since those are the two major components of the BCT demonstration requiring section 1115(a) authority, CMS intends to maintain our agreement and preserve the original expiration of the BCT demonstration.

We look forward to our continued collaboration on the Granite Advantage and Substance Use Disorder Treatment and Recovery Access section 1115(a) demonstrations. If you have any questions regarding these findings, please contact Ms. Judith Cash, Acting Deputy Director, Center for Medicaid & CHIP Services at (410) 786-9686.

Sincerely,

A large black rectangular redaction box covering the signature of Anne Marie Costello.

Anne Marie Costello
Acting Deputy Administrator and Director

cc: Courtney Miller, Director, Medicaid and CHIP Operations Group

⁷ See, for example, CMS Letter to New York dated February 21, 2020, available at: <https://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topic/Waivers/1115/downloads/ny-medicaid-redesign-team-ny-medicaid-rdsgn-team-ems-ltr-state-20200221.pdf>.