

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House, Concord, New Hampshire  
November 14, 2018 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Councilor Pappas lead the Pledge of Allegiance.
- Music by Bishop Brady High School Chorus.
- Proclamation/Commendation(s):
  - Proclaiming November 22, 2018 as Thanksgiving Day, joined by members of the NH Chapter of the Mayflower Society.
  - Commendation recognizing Edward Sargent of the New Hampshire National Guard as the recipient The State Suggestion and Extraordinary Service Award Program.

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Pappas and with Councilor Wheeler abstaining, voted to approve the minutes of October 31, 2018 meeting.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Pappas, approved the appointment of several persons nominated for Civil Commissions from the October 31, 2018 meeting.

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

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**RESIGNATIONS**

The Governor and Council accepted the following resignation:

<u>Director of Community Corrections</u> - RSA 21-H:6 Kimberly M. MacKay, Concord	Effective: November 22, 2018
<u>Fire Standards and Training Commission</u> - RSA 21-P: 26 Richard P. McGahey, Hooksett	Effective: January 1, 2019
<u>Recreational Therapy Governing Board</u> - RSA 328-F:4 Jayme L. Severance, Manchester	Effective: November 14, 2018

**CONFIRMATIONS**

The Governor and Council confirmed the following:

<u>Air Resources Council</u> - RSA 21-O: 11 (General Public, Chairman) Robert E. Duval, Manchester Reappointment	Effective: November 14, 2018 Term: November 21, 2022
<u>Air Resources Council</u> - RSA 21-O: 11 (Manufacturing) David J. Cribbie, Belmont Vacancy	Effective: November 14, 2018 Term: November 1, 2022
<u>Business Finance Authority</u> - RSA 162-A:4 (Elected/Appointed Local Official) Nancy Merrill, Lebanon Succeeding: Guy A. Santagate, Claremont	Effective: November 14, 2018 Term: November 3, 2020

Board of Licensure of Interpreters for the Deaf and Hard of Hearing - RSA 326-I:3  
(Recommended by N.H. Association of the Deaf)  
Brianna Cameron, Hooksett  
Succeeding: Lori M. Johnstone, Auburn  
Effective: November 14, 2018  
Term: October 10, 2021

Fire Standards and Training Commission - RSA 21-P: 26  
(N.H. Permanent Firemen's Association)  
Andre R. Parent, Manchester  
Succeeding: Richard P. McGahey, Hooksett (resigned)  
Effective: January 2, 2019  
Term: February 15, 2020

Fire Standards and Training Commission - RSA 21-P: 26  
(Professional Firefighters of NH International Assoc. of Firefighters)  
Justin A. Cutting, Hampton  
Reappointment  
Effective: November 14, 2018  
Term: November 12, 2021

Mechanical Licensing Board - RSA 153:27-a  
(Journeyman/Master Plumber)  
Paul E. D'Allesandro, Campton  
Reappointment  
Effective: November 14, 2018  
Term: October 2, 2021

Merrimack River Valley Flood Control Commission - RSA 484  
Stephan W. Hamilton, Salem  
Succeeding: George C. Cummings, Webster  
Effective: November 14, 2018  
Term: March 1, 2020

State Historical Resources Council - RSA 227-C  
(Archeology)  
James L. Garvin, Pembroke  
Reappointment  
Effective: November 14, 2018  
Term: December 10, 2023

### NOMINATIONS

The following nominations were submitted:

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

Current Use Advisory Board - RSA 79-A  
(Public Member)  
Thomas N. Thomson, Orford  
Reappointment  
Effective: Upon Confirmation  
Term: November 16, 2020

Director, Division of Personnel, DAS - RSA 21-I: 2  
Lorrie A. Rudis, Merrimack  
Reappointment  
Salary: LG HH, \$105,128.40  
Effective: Upon Confirmation  
Term: January 1, 2023

Family Mediator Certification Board - RSA 328-C:4  
(Public Member)  
Erin P. Jasina, Hampton  
Reappointment  
Effective: Upon Confirmation  
Term: April 10, 2020

Justice, New Hampshire Circuit Court - RSA 490-F  
Kerry P. Steckowych, Goffstown  
Effective: Upon Confirmation  
Term: Until 70 years of Age

Justice, New Hampshire Superior Court - RSA 491: 1  
Daniel I. St. Hilaire, Concord

Effective: Upon Confirmation  
Term: Until 70 years of Age

Mechanical Licensing Board - RSA 153:27-a  
(Certified Water Treatment Technician – Nonvoting Member)  
Steven G. Guercia, Concord  
Reappointment

Effective: Upon Confirmation  
Term: October 2, 2021

New Hampshire State Council on the Arts - RSA 19-A  
Timothy G. Sink, Concord  
Reappointment

Effective: Upon Confirmation  
Term: November 23, 2023

New Hampshire State Council on the Arts - RSA 19-A  
William H. Stelling, Manchester  
Reappointment

Effective: Upon Confirmation  
Term: November 23, 2023

New Hampshire Transportation Council - RSA 238-A  
(Knowledgeable in transportation and technology)  
Cosema E. Crawford, Berkeley Heights, NJ  
Vacancy

Effective: Upon Confirmation  
Term: 3 Years from Confirmation

Site Evaluation Committee - RSA 162-H: 3  
Geoffrey K. Mitchell, Exeter  
Succeeding: Rachael D. Whitaker, Dummer

Effective: December 24, 2018  
Term: December 23, 2022

Site Evaluation Committee - RSA 162-H: 3  
George I. Kassas, Salem  
Succeeding: Patricia M. Weathersby, Rye

Effective: December 4, 2018  
Term: December 3, 2022

Waste Management Council - RSA 21:0:9  
(Rep. of Private Industries that Generate Hazardous Waste)  
Daniel P. Sweet, Kensington  
Reappointment

Effective: Upon Confirmation  
Term: August 22, 2022

### CONSENT CALENDAR AGENDA

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

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

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

#A. Authorized to enter Holly Hodge into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in Modules in Business, including Approaching Complex Challenges; Using Data to Inform Decisions; Research, Analysis, and Cultural Study; and Communication to Diverse Audiences, during the period of November 19, 2018 through March 31, 2019, and to pay said costs in an amount of \$1,500. **100% General Funds.**

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

#B. Authorized to enter Allysa Voisine into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in Modules in Business, including Principles of Management; Human Relations in Administration; and Operations Management, during the period of November 19, 2018 through May 31, 2019, and to pay said costs in an amount of \$1,500. **100% General Funds.**

**STATE TREASURY**

#C. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$121,959 and the State Treasurer to issue checks in the amount of \$121,958.02 to the rightful owners of abandoned or unclaimed funds.

**NEW HAMPSHIRE FISH AND GAME DEPARTMENT**

#D. Authorized to pay the Association of Fish and Wildlife Agencies, Washington, DC, \$35,425 annual membership dues. Effective upon G&C approval through June 30, 2019. **100% Fish and Game Funds.**

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
New Hampshire Hospital**

#A. Authorized to accept donations from contributors in the amount of \$59,168.80 during the period of January 1, 2018 through June 30, 2018 and deposit into the NH Hospital Trust Fund.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
New Hampshire Hospital**

#B. Authorized to accept non-monetary donations in the amount of \$250 received during the period of January 1, 2018 through June 30, 2018.

**OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION**

#C. Authorized to accept a gift from the Council of State Government, to attend the National Council of State Legislators, 2018 Occupational Licensing Learning Consortium Meeting, in an amount not to exceed \$4,725 for convention, travel and overnight accommodations for 3 Board members to attend during the period of November 28-30, 2018 in Clearwater, FL.

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

**UNIVERSITY SYSTEM OF NEW HAMPSHIRE**

#A. Authorized to accept and place on file the Annual Report for fiscal year ended June 30, 2018.

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

**THE ADJUTANT GENERALS DEPARTMENT**

#A. Authorized the nomination of Captain Craig W. Sanderson, Gilford, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

**THE ADJUTANT GENERALS DEPARTMENT**

#B. Authorized the confirmation of Captain Thomas E. Pufki, Spofford, NH, to the rank of Major, NH Army National Guard.

**THE ADJUTANT GENERALS DEPARTMENT**

#C. Authorized the confirmation of Major John F. Kovar, Yarmouth, ME, for appointment to the rank of Major, NH Army National Guard.

**THE ADJUTANT GENERALS DEPARTMENT**

#D. Authorized the confirmation of Major Linda R. Varela, Dayton, ME, for appointment to the rank of Major, NH Air National Guard.

**THE ADJUTANT GENERALS DEPARTMENT**

#E. Authorized the confirmation of Major Nicolas S. Alcocer, Lee, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard.

**DEPARTMENT OF JUSTICE**

#F. Authorized to appoint Jon-Daniel Lavallee, as an attorney at a salary level of \$64,000. Effective upon G&C approval or December 7, 2018, whichever is the latter.

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

**REGULAR AGENDA**

**BUSINESS FINANCE AUTHORITY**

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

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE  
GOVERNOR AND COUNCIL HELD ON NOVEMBER 14, 2018  
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

\* \* \* \* \*  
At approximately 11:00 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Guaranteed Asset Program of the Business Finance Authority in connection with a loan to be made by Customers to PlaneSense, Inc., and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loans and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced James Key-Wallace, Executive Director of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Kenney introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDING A STATE GUARANTEE UNDER RSA 162-A:13 WITH RESPECT TO A LOAN FROM CUSTOMERS BANK TO PLANESENSE, INC." and moved its adoption, which was seconded by Councilor Volinsky. There being no discussion, the Governor called for a vote on the motion. The Governor and Councilor Kenney, Councilor Volinsky, Councilor Prescott and Councilor Pappas; those abstaining were Councilor(s): None; and those voting against were: Councilor Wheeler. The Governor declared that the resolution was passed.  
\* \* \* \* \*

**A RESOLUTION UNDER RSA 162-A:18  
AWARDING A STATE GUARANTEE UNDER RSA 162-A:13  
WITH RESPECT TO A LOAN FROM  
CUSTOMERS BANK TO PLANESENSE, INC.**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to forty-three percent (43%) of the principal amount of a letter of credit up to \$10,815,000 from Customers Bank to PlaneSense, Inc., pursuant to RSA 162-A:13 (the Guaranteed Asset Program or the "GAP Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed forty-three percent (43%) of the proposed financing;

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

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

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

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

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

(a) Special Findings.

(i) The award of the guarantee as proposed will contribute significantly to the success of the financing.

(ii) Reasonable and appropriate measures have been taken to minimize the risk of loss to the Authority and insure that any private benefit from the award of the guarantee will be only incidental to the public purpose served thereby.

(b) General Findings.

(i) The award of the guarantee as proposed will serve a public use and provide a public benefit.

(ii) The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.

(iii) The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.

(iv) The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

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

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

Passed and Agreed to November 14, 2018.

Chitt. T. Sununu  
Governor Christopher T. Sununu

Joseph D. Kenney  
Councilor Joseph D. Kenney

Andru Volinsky  
Councilor Andru Volinsky

Russell E. Prescott  
Councilor Russell E. Prescott

Christopher C. Pappas  
Councilor Christopher C. Pappas

David K. Wheeler  
Councilor David K. Wheeler

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

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

#6A Authorized to finalize the determination made by the Commissioner that on October 8, 2018, a Registered Nurse I at the 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.

#7 Authorized to finalize the determination made by the Commissioner that on October 14, 2018, a Registered Nurse at the 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.

**Bureau of Information Services**

#8 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to enter into a **retroactive sole source** amendment to an existing contract with Cognosante Consulting LLC, Falls Church, VA (originally approved by G&C on 12-1-04, late item E), for continuation of quality assurance services in compliance with the requirements of the Centers for Medicare and Medicaid Services, by increasing the price by \$3,145,795 from \$29,961,126 to a new amount not to exceed \$33,106,921, and by extending the end date from September 30, 2018 to June 30, 2019. **75% Federal, 25% General Funds.**

**Bureau of Housing Supports**

#9 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to enter into **sole source** agreements with the vendors as detailed in letter dated October 17, 2018, to provide permanent housing programs to homeless individuals and families through the Federal Continuum of Care program, in an amount not to exceed \$246,123. Effective December 31, 2018 through November 30, 2019. **100% Federal Funds.**

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

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

#10 Authorized to enter into a **sole source** amendment to an existing agreement with one of thirteen vendors, FIT/NHNH Inc., (originally approved by G&C on 7-28-18, item #7), to provide substance use disorder treatment and recovery support services, statewide, by increasing the combined price by \$208,256 from \$4,706,942 to an amount not to exceed \$4,915,198. Effective upon G&C approval through the original end date of June 30, 2019. **55.87% Federal, 13.97% General, 30.16% Other Funds.**

#11 Authorized to amend a **retroactive sole source** agreement with Mary Hitchcock Memorial Hospital, one of eight vendors as detailed in letter dated October 30, 2018, (originally approved by G&C on 10-31-18, item #17A), to develop, implement and operationalize statewide clinical telephone overnight, weekend, and holiday coverage for Regional Hubs for opioid use disorder treatment and recovery support services, by increasing the price limitation from \$16,606,487 by \$2,500,170 to an amount not to exceed \$19,106,657. Effective **retroactive** to October 31, 2018 through September 29, 2020 **100% Federal Funds.**

#12 Authorized to expend funds from the State Opioid Response grant to exercise a renewal option with a **sole source** amendment to an existing agreement with Harbor Homes Inc., Nashua, NH, for the provision of peer recovery support services and parenting education for pregnant women and parents in recovery, by increasing the price by \$1,395,537 from \$515,198 to \$1,910,735. Effective upon G&C approval through September 29, 2020. **100% Federal Funds.**

### **Bureau of Mental Health Services**

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

#13 Authorized to enter into **retroactive sole source** agreements with the vendors as detailed in letter dated October 25, 2018, to implement person-centered Healthcare Homes that will ensure delivery of integrated primary care, community behavioral health care and wellness services for young people with serious mental illness and serious emotional disturbance, in an amount not to exceed \$1,039,880. Effective October 1, 2018 through June 30, 2019. **100% Federal Funds.**

#14 Authorized to amend an existing **sole source** contract with Antioch University d/b/a Antioch University New England, Keene, NH (originally approved by G&C on 9-27-17, item #17), to continue to provide technical assistance in the development of a new 10-Year Plan for Mental Health Services, by increasing the price by \$8,027.63 from \$154,179.37 to an amount not to exceed \$162,207, and by extending the completion date from November 30, 2018 to January 1, 2019. **95% Federal, 5% General Funds.**

### **Division for Children, Youth & Families**

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

#15 Authorized to accept and expend Title I Grants from the NH Department of Education in the amount of \$93,869. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

#16 Authorized to accept and expend the additional amount of \$5,205. Effective upon G&C approval through June 30, 2019.

### **Division of Public Health Services**

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

#17 Authorized to enter into a Firm Fixed Price contract with Abacus Service Corporation, Southfield, MI, to provide Information Technology support for the Automated Hospital Emergency Department Data System, in an amount not to exceed \$231,189. Effective upon G&C approval through August 31, 2020. **100% Federal Funds.**



#18 **TABLED** – The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas voted to **table** the request to enter into a memorandum of understanding with the Department of State, Division of Vital Records Administration, Concord, NH, for the enhancement of birth records for opioid-related surveillance, in an amount not to exceed \$45,000. Effective upon G&C approval through August 31, 2019. **100% Federal Funds.**

#19 Authorized a memorandum of understanding with the NH Department of Justice, Office of the Chief Medical Examiner, for toxicology laboratory services for opioid-related surveillance, in the amount of \$120,000. Effective upon G&C approval through August 31, 2019. **100% Federal Funds.**

#20 Authorized the Breast & Cervical Cancer Program (BCCP) to make unencumbered payments not to exceed \$1,838,160 to statewide providers that enter into service agreements with the BCCP to provide breast and cervical cancer screening and diagnostic services. Effective upon G&C approval through June 30, 2022. **63% Federal, 37% General Funds.**

#### **DEPARTMENT OF TRANSPORTATION**

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

#21 Authorized the Bureau of Right of Way to pay property owners \$8,000 as documented in the Contemplated Damage Awards List, for amounts greater than \$5,000 for the period from October 10, 2018 through October 15, 2018.

#22 Authorized the Bureau of Turnpikes to **retroactively** accept and expend revenue in the amount of \$20,995 from the oil discharge and disposal cleanup fund. Effective upon G&C approval through June 30, 2019. **100% Private/Local Funds.**

#23 Authorized the Bureau of Highway Maintenance to submit the annual 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, 2018.

#24 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement for a 450 square foot parcel of state-owned land located on the Portsmouth Branch Railroad corridor in the City of Manchester to Outfront Media for the greater of 30% of annual advertising income for the location per year or a minimum annual rent of \$1,100, for a period of 5 years, which would yield a minimum of \$5,500. Effective January 1, 2018 through December 31, 2022.

#25 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement for a 450 square foot parcel of state-owned land located on the Manchester & Lawrence Railroad corridor in the City of Manchester to Outfront Media for the greater of 30% of annual advertising income for the location per year or a minimum annual rent of \$1,500, for a period of 5 years, which would yield a minimum of \$7,500. Effective January 1, 2018 through December 31, 2022.

#26 Authorized the Bureau of Highway Design to enter into an agreement with McFarland-Johnson Inc., Concord, NH, for on-call engineering services for various transportation projects located throughout the State, for an amount not to exceed \$1,000,000. Effective upon G&C approval through November 30, 2021.

#27 Authorized the Bureau of Highway Design to enter into an agreement with GM2 Associates Inc., Concord, NH, for on-call engineering services for various transportation projects located throughout the State, for an amount not to exceed \$1,000,000. Effective upon G&C approval through November 30, 2021.

#28 Authorized the Bureau of Construction to enter into a contract with Cold River Bridges LLC, Walpole, NH, for bridge replacement, NH 123A over Warren Brook in Alstead, on the basis of a low bid of \$1,117,341.50. (2) Further authorized a contingency in the amount of \$55,867.08 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 4, 2019. **100% Federal Funds.**

#29 Authorized the Bureau of Aeronautics to provide funding to the Nashua Airport Authority in Nashua, NH, to purchase snow removal equipment at Boire Field, Nashua, NH, in the amount of \$394,250. Effective upon G&C approval through June 21, 2022. **95% Federal, 5% General Funds.**

#30 Authorized the Bureau of Construction to enter into a contract with Beck & Bellucci Inc., Franklin, NH, for bridge preservation on two bridges in Hopkinton, on the basis of a low bid of \$2,608,922.62. (2) Further authorized a contingency in the amount of \$260,892.26 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 18, 2019. **100% Federal Funds.**

#31 Authorized the Bureau of Aeronautics to provide funding to the City of Concord NH, to rehabilitate, mark, light and sign Taxiway A, associated stub taxiways and an aircraft holding apron at the Concord Municipal Airport, in the amount of \$2,707,500. Effective upon G&C approval through August 5, 2022. **95% Federal, 5% General funds.**

#32 Authorized the Bureau of Rail & Transit to lease a 3,900 square foot parcel of State-owned land located on the Manchester & Lawrence Railroad corridor in the City of Manchester to the Redimix Companies Inc., for a total of \$5,000 (\$1,000 per year) and a one-time administrative fee of \$1,100. Effective upon G&C approval.

#### **OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION**

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

#33 Authorized to **retroactively** pay Rick Wisler for compensation due to missed increments from June 9, 2017 to June 30, 2018. Effective upon G&C approval. **100% OPLC Funds.**

#34 Authorized to make a **retroactive** payment of \$1,257.03 to Charles Ackroyd, Member, Board of Professional Engineers, for travel expenses incurred in SFY's 2015 and 206. Effective upon G&C approval. **100% Agency Income.**

#### **DEPARTMENT OF STATE**

#35 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to appoint Stephen Wurtz of Bow, as the Acting State Registrar of Vital Records effective December 1, 2018.

#### **STATE TREASURY**

#36 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Volinsky, authorized a memorandum of understanding between the State Treasury and the Department of Business and Economic Affairs, which provides that the unspent appropriation of the State Jobs Grant Fund, in the amount of \$135,623, will be transferred from the State Treasury to the Department of Business and Economic Affairs. Effective upon G&C approval.

#### **DEPARTMENT OF AGRICULTURE, MARKETS & FOOD**

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

#37 Authorized the Division of Regulatory Services to budget and expend balance forward from the Organic Process-Handlers Certification Account funds in the amount of \$1,653 for the purposes of funding anticipated deficits in the Fiscal Year 2019 budget. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#38 Authorized the Division of Pesticide Control to budget and expend balance forward from the Pesticide Training Program funds in the amount of \$22,112 for the purposes of funding anticipated deficits in the Fiscal Year 2019 budget. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#39 Authorized the State Conservation Committee to budget and expend balance forward from the Soil Conservation Account funds in the amount of \$99,778 for the purposes of funding anticipated deficits in the Fiscal Year 2019 budget. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

### THE ADJUTANT GENERALS DEPARTMENT

#40 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to enter into a contract with RTH Mechanical Contractors Inc., Brentwood, NH, for the purpose of providing upgrades to the existing vehicle exhaust system at the Littleton Field Maintenance Service, in an amount not to exceed \$223,704. (2) Further authorized a contingency in the amount of \$13,000 for unforeseen conditions and/or owner-initiated changes for the construction, bringing the total to \$236,704. Effective upon G&C approval through March 1, 2019. **100% Federal Funds.**

### INSURANCE DEPARTMENT

#41 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to **retroactively** amend a **sole source** contract with Gorman Actuarial Inc., Marlborough, MA (originally approved by G&C on 2-21-18, item #30), for the provision of actuarial and policy support to better understand NH's insured markets, by extending the end date from September 30, 2018 to December 31, 2018. **100% Federal Funds.**

### NEW HAMPSHIRE EMPLOYMENT SECURITY

#42 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to enter into a **sole source** agreement with the Center for Employment Security Education and Research Inc., Washington, DC, to provide NHES with all phases of implementation of the *Workforce Connect* software suite, in the amount not to exceed \$598,982.60. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

### BANKING DEPARTMENT

#43 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to **retroactively** continue membership and participation in the National Association of State Credit Union Supervisors, for an amount of \$17,673. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

### DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#44 Authorized to accept and place on file the reports for transfers of funds for the quarter ending September 30, 2018.

#45 Authorized the State Council on the Arts to award a Public Value Partnership Grant to The Moving Company Dance Center d/b/a MoCo Arts, Keene, NH, to strengthen the capacity for affordable diverse arts programs to NH residents and visitors, in the amount of \$13,000. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#46 Authorized the State Council on the Arts to award a Conservation License Plate (Moose Plate) Grant to the Claremont Opera House, Claremont, NH, for the restoration of the 200 seats at the Claremont Opera House, in the amount of \$20,000. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#47 Authorized the State Council on the Arts to award a Public Value Partnership Grant in the amount of \$13,000 to the Strawberry Banke Museum, Portsmouth, NH, to strengthen the capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#48 Authorized the State Council on the Arts to award a Public Value Partnership Grant in the amount of \$13,000 to The Children's Museum of NH, Dover, NH to strengthen the capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#49 Authorized the State Council on the Arts to award a Conservation License Plate (Moose Plate) Grant to the University of NH, Durham, NH, for the digitization of the Bowen Textile Collection, in the amount of \$18,000. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#50 Authorized the Division of Historical Resources to award a Conservation License Plate (Moose Plate) Grant to the Town of Walpole, NH, for the restoration of the Bridge Memorial Library's historic stack room, in the amount of \$10,000. Effective upon G&C approval through September 30, 2020. **100% Agency Income.**

#51 NOT USED

#52 Authorized the Division of Parks and Recreation to amend the terms of the Lease Agreement with the White Mountains Recreation Association Inc., d/b/a White Mountain Attractions Association (originally approved by G&C on 11-19-08, item #81), by extending the lease term for an additional 3 year period to November 30, 2021 from November 30, 2018; by extending the monthly rent schedule to cover the additional 3 year period; and by extinguishing the requirement that the Lessee expend a certain amount in renovations, repairs, and/or upgrades to the Premises. An amendment to the Lease that enabled WMAA to exercise their option of a five year lease renewal and secure financing for \$275,000 for building improvements was approved by G&C on 5-11-11, item #25C. No State funds are involved in the amendment.

#### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

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

#53 Authorized to **retroactively** pay fiscal year 2019 membership dues to the Northeast Recycling Council, Brattleboro, VT, in the amount of \$6,000 for the period of July 1, 2018 through June 30, 2019. **100% General Funds.**

#54 Authorized to **retroactively** amend a **sole source** contract with the Northeast Waste Management Officials' Association, Boston, MA (originally approved by G&C on 3-8-17, item #55B), to allow additional time for completion of work tasks, by extending the end date from September 30, 2018 to June 30, 2019. **100% Federal Funds.**

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

#56 Authorized to enter into an agreement with The H.L. Turner Group Inc., Concord, NH, to provide a condition assessment of certain enhancements of Murphy Dam in Pittsburg, NH, in an amount not to exceed \$219,016.69. Effective upon G&C approval through December 31, 2019. **100% Connecticut-Coos Project (Other) Funds.**

#57 Authorized to enter into a **sole source** agreement with the University of NH, Sponsored Programs Administration, Durham, NH, to update best available science relevant to coastal flood risks in NH, in the amount of \$59,831. Effective upon G&C approval through March 31, 2020. **100% Federal Funds.**

#58 Authorized a Clean Water State Revolving Fund loan agreement with the City of Somersworth, in an amount not to exceed \$10,540,000 to finance the Wastewater Treatment Facility Upgrade Project. Effective upon G&C approval. **44% CWSRF Federal, 9% Capital (Other) and 47% CWSRF Repayment Funds.**

#59 Authorized a Clean Water State Revolving Fund loan agreement with the Town of Hampton, in an amount not to exceed \$4,996,850 to finance the Church Street Pump Station Force Main Upgrade Project. Effective upon G&C approval. **83% Federal, 17% Capital (Other) Funds.**

#60 Authorized Robert/Vicki Gilfert's request for a five year time extension to perform work on Lake Winnepesaukee in Alton. (Originally approved by G&C on 1-29-14, item #43).

#61 Authorized Driftwood Condominiums' request to perform work on Lake Winnepesaukee in Laconia.

#62 Authorized Clark Enterprises Inc.'s request to perform work on Lake Winnepesaukee in Moultonborough.

#63 Authorized N. Miles Cook III's request to perform work on the Piscataqua River in Dover.

#### **NEW HAMPSHIRE VETERANS HOME**

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

#64 Authorized to accept and expend funds from the Community Health Service Network, in the amount of \$5,000 to provide workforce incentives to assist with the regional workforce crisis. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

#65 Authorized to enter into a contract with Northern Peabody LLC, Manchester, NH, to provide Laundry Domestic Hot Water Tank replacement services to the Veterans Home, in the amount of \$83,000. Effective upon G&C approval through April 30, 2019. **100% General Funds.**

#### **DEPARTMENT OF EDUCATION**

#66 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Kenney, authorized to enter into a **sole source** contract with Paradigm Consulting LLC., to provide professional development, technical assistance, support, and resources to school districts and families on screening, identification of risk factors for dyslexia and related disorders, and intervention strategies based on RSA 200:59, in an amount not to exceed \$15,629.86. Effective upon G&C approval through February 28, 2019. **100% General Funds.**

#### **DEPARTMENT OF SAFETY**

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

#67 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Grantham to purchase an emergency management trailer, traffic control equipment, and an electronic message board for a total of \$22,527. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#68 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Strafford Regional Planning Commission to update Local Hazard Mitigation Plans for several communities for a total amount of \$15,000. Effective upon G&C approval through January 30, 2021. **100% Federal Funds.**

#69 Authorized the Division of State Police to accept and expend \$94,324 from the Office of Highway Safety titled NHSP Distracted Driving Patrols for the purpose of encouraging all motor vehicle operators to focus on the task of driving. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#### **DEPARTMENT OF ADMINISTRATIVE SERVICES**

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

#70 Authorized a Working Capital Warrant in the amount of \$700,000,000 to cover payment of expenditures for the month of December 2018.

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

#72 Authorized the Bureau of Purchase and Property to amend a contract with Sprint Solutions Inc., Overland Park, KS (originally approved by G&C on 10-5-16, item #46), for the provision of wireless cellular and data service, by amending and adding multiple plans that have improved rates and services. The terms and conditions and pricing structure remain the same. Effective upon G&C approval through March 31, 2019.

#73 Authorized to enter into a contract with Ameresco Inc., Framingham, MA, to perform a detailed investment grade audit, in the amount of \$10,500. Effective upon G&C approval through May 31, 2019. **57% Transfer from Other Agencies, 9% Fish and Game, 5% Federal, 17% Highway, 10% Agency Income, 2% Other Funds.**

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## LATE ITEMS

### **DEPARTMENT OF NATURAL AND CULTURAL RESOURCES**

#A. The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized the Division of Parks and Recreation, Cannon Mountain Ski Area, to select as **sole source**, a new Prinoth Bison S. Tier Snow Groomer to be used for mountain ski operations financed through an equipment lease agreement with Signature Public Funding Corp. Effective upon G&C approval. **100% Agency Income.** (2) Further authorize the exercise a second yearly equipment lease financing option by entering into a Tax Exempt Equipment Lease Financing Agreement with Signature Public Funding Corp., Greenwich, CT, in the total amount of \$370,612.69 for a 4-year annual lease schedule for the new Prinoth Bison S Tier Snow Groomer. Effective upon G&C approval through November 15, 2022, with the option to seek yearly equipment lease financing with SPFC for subsequent equipment lease schedules over the next 2 years upon G&C approval. The original Tax Exempt Equipment Lease Financing Agreement was approved by G&C on 12-7-16, item #43. **100% Agency Income.**

### **DEPARTMENT OF JUSTICE**

#B. The Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky; authorized the petition of Brook the Turkey requesting a pardon hearing for the offense of Theft by Unauthorized Taking should be granted. The petitioner is not eligible for an annulment.

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## TABLED ITEM

### **DEPARTMENT OF TRANSPORTATION**

#17 Authorized the request of the Bureau of Operations to accept and expend revenue in the amount of \$106,250 from the NH Department of Environmental Services for the NH Clean Diesel Emissions Reduction Program. Effective upon G&C approval through March 31, 2019. **100% Agency Income (Federal DERA) Funds. Fiscal Committee approved.**

*On October 3, 2018:*

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, and with Councilors Volinsky and Pappas voting **no**, **tabled** item #17 above.

*On October 17, 2018:*

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas voted to remove item #17- which was tabled at the October 3, 2018 Meeting.

The Governor asked for a motion to approve the item, which was made by Councilor Volinsky, and a second, which was made by Councilor Prescott, with Councilor Wheeler voting **no**, however; following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Prescott, and with Councilors Volinsky and Pappas voting **no**, **re-tabled** item #17 above.

*On November 14, 2018:*

The Governor and Council on motion of Councilor on motion of Councilor Wheeler, seconded by Councilor Prescott, voted to remove item #17 above, from the table.

On motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilors Kenney and Wheeler voting **no**, voted to approve item #17 above.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday December 5, 2018, at the State House, Concord, New Hampshire.

Honorable Board then Adjourned at 11:40 a.m.