

GOVERNOR AND EXECUTIVE COUNCIL AGENDA  
State House, Concord, New Hampshire  
December 19, 2018, 10:00 a.m.

**CONSENT CALENDAR AGENDA**

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

**DEPARTMENT OF SAFETY**

#A. Authorize 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 \$2,714.70 to attend the K2 Solutions Explosives Detection Canine School in Southern Pines, North Carolina. Effective January 19, 2019 through February 16, 2019. **49.9% General, 27.6% Turnpike, 22.5% Highway Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Bureau of Human Resource Management**

#B. Authorize to enter Barbara McCann into an educational tuition agreement with Southern NH University – College for America, Manchester, NH, to participate in Modules in General Studies, including: Leadership and Group Dynamics; Preparing Recommendations for Complex Challenges; and Using Data to Inform Decisions, during the period of March 1, 2019 through June 30, 2019, and to pay said costs in the amount of \$1,500. **100% General Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Bureau of Human Resource Management**

#C. Authorize to enter Elizabeth L. Biron into an educational tuition agreement with Rivier University, Nashua, NH, to participate in Genomics & Informatics, during the period of January 14, 2019 through March 1, 2019, and to pay said costs in the amount of \$1,785. **100% General Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Bureau of Human Resource Management**

#D. Authorize to enter Laurie Foster into an educational tuition agreement with Fitchburg State University, Fitchburg, MA, to participate in MBA Management Concentration, including: Management Theory and Process; Management Information Systems; and Economic Theory and Managerial Decision Making, during the period of January 22, 2019 through July 7, 2019, and to pay said costs in the amount of \$3,753. **100% General Funds.**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Bureau of Human Resource Management**

#E. Authorize to enter Taylor Smith into an educational tuition agreement with Granite State College, Concord, NH, to participate in Special Education Law, during the period of January 7, 2019 through March 29, 2019, and to pay said costs in the amount of \$1,256. **100% General Funds.**

**INSURANCE DEPARTMENT**

#F. Authorize to enter Mary Tarbell into an educational tuition agreement with College for America at Southern NH University, to participate in Account for Business, including: Making Sense of the Mess; Unpackig the Statements; Analyzing the Statements; and Making the Call, during the period of January 1, 2019 through June 30, 2019, and to pay costs not to exceed \$1,500. **100% Other (Administrative Assessment) Funds.**

**INSURANCE DEPARTMENT**

#G. Authorize to enter Jennifer Goodwin into an educational tuition agreement with College for America at Southern NH University, to participate in: Employee Human Resources; Account for Business; Use Math to Solve Problems; and Improve Organizational Effectiveness, during the period of January 1, 2019 through June 30, 2019, and to pay costs not to exceed \$1,500. **Administrative Assessment Funds.**

**NEW HAMPSHIRE LOTTERY COMMISSION**

#H. Authorize to enter Patrick Graham into an educational tuition agreement with Southern NH University, Manchester, NH, to participate online in Introduction to Marketing, during the period of January 7, 2019 through March 3, 2019, and to pay costs not to exceed \$864. **Lottery Funds.**

**STATE TREASURY**

#I. Authorize the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$43,002 and the State Treasurer to issue checks in the amount of \$43,001.61 to the rightful owners of abandoned or unclaimed funds.

**STATE TREASURY**

#J. Authorize to pay annual membership and participation costs to the College Savings Foundation, Arlington, VA, in the amount of \$2,500, for continued information, communication, and federal legislation updates to state sponsors from January 1, 2019 through December 31, 2019. **100% Other Funds (Unique Plan Management Fees).**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

#K. Authorize to pay calendar year 2019 membership dues to the Association of State Drinking Water Administrators, Arlington, VA, in the amount of \$6,900. Effective upon G&C approval. **100% Federal Funds.**

**NEW HAMPSHIRE LOTTERY COMMISSION**

#L. Authorize to pay membership dues in the amount of \$20,000 to the North American Association of State and Provincial Lotteries, Concord, OH. Effective January 1, 2019 through December 31, 2019. **100% Lotter Funds.**

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

**DEPARTMENT OF SAFETY**

#A. Authorize the Division of Fire Safety to accept the donation of a scholarship from State Farm and Maine Specialty Dogs for the State Farm Arson Dog Program with an estimated value of \$25,000 to attend the Spring 2019 class in Concord for the acquisition and training of an accelerant detection canine. Effective upon G&C approval.

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

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

**THE ADJUTANT GENERALS DEPARTMENT**

#A. Authorize the confirmation of Captain Roland R. Youngs, Wentworth, NH, for promotion to the rank of Major, NH Air National Guard.

**THE ADJUTANT GENERALS DEPARTMENT**

#B. Authorize the nomination of Major James L. Pappaioanou, Dover, NH, for promotion to the rank of Lieutenant Colonel, 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**

#C. Authorize the nomination of Captain Shane M. Wells, Northwood, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

**DEPARTMENT OF TRANSPORTATION**

#D. Authorize the Bureau of Right of Way's petition for a hearing on the proposed construction of two roundabouts on US 202 in the Town of Jaffrey. (2)Further authorize the suggested commission to hold a hearing to determine whether there is occasion for the construction of the roundabout, with a suggested budget of \$947.17.

**DEPARTMENT OF JUSTICE**

#E. Authorize to appoint Erik Bal as an Attorney at a salary level of \$62,500. Effective upon G&C approval or December 21, 2018, whichever is the latter.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Division for Children, Youth & Families**

#A. Authorize to amend an agreement with Bethany Christian Services of Northern New England, Candia, NH (originally approved by G&C on 10-11-17, item #11), to provide a Community and Faith-Based Initiative for the support of foster, relative, and adoptive families by modifying the scope of services to add additional activities, with no change to the price limitation of \$100,000, and no change to the completion date of December 31, 2019. **100% Federal Funds.**

**DEPARTMENT OF TRANSPORTATION**

#B. Authorize the Bureau of Rail & Transit to enter into an agreement with Jalbert Leasing Inc., Portsmouth, NH, to operate the Dover Park and Ride and bus terminal, Dover, NH. Effective January 1, 2019 through December 31, 2023. No Cost Operating Agreement.

**DEPARTMENT OF TRANSPORTATION**

#C. Authorize to amend a contract with Vanasse Hangen Brustlin Inc. (originally approved by G&C on 10-7-15, item #29), to perform the second phase of a turnpike transportation system upgrade along 3 miles of the F.E. Everett Turnpike (I-293) through Exits 6 and 7 in the City of Manchester, by extending the completion date from December 31, 2018 to May 31, 2019. No Additional Funding.

**DEPARTMENT OF TRANSPORTATION**

#D. Authorize the Bureau of Turnpikes to amend an existing professional service contract for the NH E-ZPass Back Office with Cubic Transportation Systems Inc., to restructure the schedule for deliverables, payment of project delivery and Operation and Maintenance costs, and Key Performance Indicators of the contract effective January 1, 2019 to December 31, 2019. No Additional Funding.

**PUBLIC UTILITIES COMMISSION**

#E. Authorize to do a **sole source** amendment to a contract with Sheehan, Phinney, Bass & Green, PA, to assist the Commission in supervising the legal aspects of the sale of the Eversource generation assets by extending the completion date to December 31, 2019 from December 31, 2018. No Additional Funding. **100% Other Funds (Public Utility Assessment).**

**DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS**

#F. Authorize to amend a contract with Fourth Economy Consulting Inc., Pittsburgh, PA (originally approved by G&C on 6-6-18, item #90), by extending the completion date from December 31, 2018 to June 30, 2019. No Additional Funding. **45% Other, 55% Federal Funds.**

**DEPARTMENT OF NATURAL AND CULTURAL RESOURCES**

#G. Authorize the Bureau of Trails to enter into Recreational Trails Program Grant contract extensions with each of the organizations as detailed in letter dated November 28, 2018 (originally approved by G&C on 6-6-18, item #103), by extending the end dates to June 30, 2019 from December 31, 2018. No Additional Funding.

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

#H. Authorize to amend an agreement with Franklin Pierce University, Rindge, NH (originally approved by G&C on 7-13-16, item #25), for the *Pearly Pond Watershed Management Plan Implementation Phase I* project, by extending the expiration date to December 31, 2019 from December 31, 2018. **100% Federal Funds.**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

#I. Authorize to amend a **sole source** agreement with the Rockingham Planning Commission, Exeter, NH (originally approved by G&C on 4-5-17, item #30), for the *Collaborative Engagement and Capacity Building in the Powwow River Watershed*, by extending the expiration date to December 31, 2019 from December 31, 2018. **100% Federal Funds.**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

#J. Authorize to amend an agreement with the University of NH, Durham, NH (originally approved by G&C on 6-20-18, item #115), to complete the *Piscataqua Region Monitoring Collaborative* project by modifying the scope of services and related task funding. Effective upon G&C approval through December 31, 2019. **17% Federal, 57% Clean Water State Revolving, 26% General Funds.**

**DEPARTMENT OF JUSTICE**

#K. Authorize to amend an existing subgrant with the NH Department of Corrections, Concord, NH (originally approved by G&C on 5-2-18, item #103), for the purpose of providing a residential substance abuse treatment program from the Federal Residential Substance Abuse Treatment Grant Program, by extending the end date from December 31, 2018 to September 30, 2019. No Additional Funding.

**REGULAR AGENDA**

**BUSINESS FINANCE AUTHORITY**

#6 Authorize to hold a Public Hearing with respect to the financing of an industrial facility by the Business Finance Authority for BAE Systems Information and Electronic Systems Integration, Inc. for a project Manchester, New Hampshire. Action will authorize a Resolution under RSA 162-I:9 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Bureau of Human Resource Management**

#7 Authorize to finalize the determination made by the Commissioner that on November 12, 2018 a Registered Nurse III 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.

#8 Authorize to finalize the determination made by the Commissioner that on November 12, 2018 a Mental Health Worker II 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.

**Emergency Services**

#9 Authorize to amend an existing **sole source** agreement with Turning Point Counseling & Consultation LLC, Rochester, NH, to provide Disaster Behavioral Health Technical Assistance, by increasing the price by \$9,500 from \$15,000 to \$24,500 with no change to the completion date of June 30, 2019. **100% Federal Funds.**

### **Office of Medicaid Services**

#10 Authorize to exercise a renewal option to an existing **sole source** contract with Coordinated Transportation Solutions Inc., Trumbull, CT (originally approved by G&C on 3-28-17, Item #A), to manage the statewide non-emergency medical transportation for approximately 2,100 Medicaid recipients remaining in the NH Medicaid Fee-for-Service program, as approximately 56,650 for the 58,750 individuals, per monthly average, originally covered under this contract will now receive services under Medicaid's Managed Care Organizations beginning January 1, 2019, by increasing the price by \$257,292 from \$12,980,446 to an amount not to exceed \$13,237,738, and extending the completion date from December 31, 2018 to December 31, 2019. The additional funding for state fiscal year 2019 and 2020 is **56% Federal, 43% General, 1% Other Funds**.

#10A Authorize to amend two existing **sole source** agreements with the State's managed care health plans, Granite State Health Plan, d/b/a New Hampshire Healthy Families, Bedford, NH, and Boston Medical Center HealthNet Plan, d/b/a Well Sense Health Plan, Boston, MA. The contract for SFY 2019 synchronizes the existing Medicaid Care Management Program re-procurement as legislatively required, adjusts for operational and program changes, including the transition of the NH Health Protection Program to the Granite Advantage Healthcare Program effective January 1, 2019. The adjusted actuarially certified rate structure under the **sole source** contracts is \$803,103,161. This request, if approved, will increase the amount by \$147,676,924, due to the transition of the Medicaid expansion group from qualified health plans under the NH Health Protection Program to coverage under the two managed care health plans. The SFY capitation rate for SFY 19 decreases by 1.7% and the pre-existing aggregate average administrative cost allowance of 8% remains in place, as does the operating margin allowance of up to 1.5%. The combined aggregate total is \$3,705,598,325 for all Medicaid Care Management program contracts, effective upon G&C approval. Originally approved by G&C on May 9, 2012, Item #54A. **Funds are 50% Federal and 50% General Funds for the currently eligible Medicaid population except for the NH Health Protection Program services funds are 94% Federal and 6% Other for Calendar Year 2018; and for the Granite Advantage Health Care Program 93% Federal and 7% Other for Calendar Year 2019.**

### **Bureau of Improvement & Integrity**

#10B Authorize to amend and renew a **sole source** agreement with Myers and Stauffer LC, Owings Mills, MD (originally approved by G&C on 1-13-16, item #10), to continue conducting independent certified audits of the NH Medicaid Disproportionate Share Hospital payments in accordance with Current federal requirements, by increasing the price by \$619,264 from \$536,116 to an amount not to exceed \$1,155,380, and by extending the completion date from December 31, 2018 to December 31, 2021. **50% Federal, 50% Medicaid Enhancement Tax Funds.**

### **Bureau of Housing Supports**

#11 Authorize to enter into **sole source** agreements with the vendors as detailed in letter dated November 27, 2018, to provide permanent housing programs to homeless individuals and families through the Federal Continuum of Care program, in an amount not to exceed \$278,923. Effective January 1, 2019 through December 31, 2019. **100% Federal Funds.**

#12 Authorize to amend an existing **sole source** agreement with The Lakes Region Mental Health Center Inc., d/b/a Genesis Behavioral Health, Laconia, NH (originally approved by G&C on 1-24-18, item #7), for the provision of a permanent housing program through the Federal Continuum of Care program, by increasing the price by \$1,542 from \$39,506 to \$41,048, with no change to the completion date of January 31, 2019. **100% Federal Funds.**

### **Bureau of Developmental Services**

#13 Authorize to enter into an agreement with the Public Consulting Group Inc., Boston, MA, to provide consulting services for modernized information technology systems, in an amount not to exceed \$498,148. Effective upon G&C approval through July 31, 2019. **90% Federal, 10% General Funds.**

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

#14 Authorize to amend a **sole source** agreement with Chemware LLC, Raleigh, NC (originally approved by G&C on 3-9-16, item #54), for the provision of software maintenance and support and other optional services, by increasing the price by \$7,500 from \$673,428 to \$680,928, with no change to the completion date of June 30, 2021. **100% Federal Funds.**

#15 Authorize to amend a **sole source** agreement with one of the vendors as detailed in letter dated November 13, 2018, to provide clinical testing, public health investigation and case management, as well as outreach and education services, by increasing the price by \$40,000 from \$921,955 to \$961,955 in the aggregate with no change to the completion date of June 30, 2020. **79.2% Federal, 20.8% General Funds.**

#16 Authorize the Bureau of Public Health Systems, Policy & Performance, to enter into an agreement with the remaining one of 21 vendors and to increase the price limitation by \$17,500 from \$587,850 to an amount not to exceed \$605,350, to provide reimbursement for payment of educational loans through the State Loan Repayment Program. Effective upon G&C approval through September 30, 2022 for Jerrica Moore. **100% General Funds.**

#17 Authorize to amend an existing agreement with Mary Jane Sullivan, Hampton NH (originally approved by G&C on 3-8-17, item #16), to provide Early Hearing Audiologist Consultant services, by decreasing the price by \$6,181 from \$50,000 to an amount not to exceed \$43,819 with no change in the completion date of June 30, 2019. **100% Federal Funds.**

#### **Division for Behavioral Health**

#18 Authorize to amend a **sole source** agreement with Community Council of Nashua, NH d/b/a Greater Nashua Mental Health Center at Community Council, Nashua, NH (originally approved by G&C on 6-21-17, Late Item #A), for the provision of a First Episode Psychosis Pilot Program, by increasing the price by \$21,500 from \$12,913,412 in the aggregate to an amount not to exceed \$12,934,912 in the aggregate. Effective upon G&C approval, which no change to the completion date of June 30, 2019. **100% Federal Funds.**

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

#19 Authorize to **retroactively** exercise a renewal option to an existing **sole source** agreement with Greater Nashua Mental Health Center at Community Council, Nashua, NH (originally approved by G&C on 11-18-18, Late Item #A), for the provision of clinical substance use disorder services in support of the Hillsborough County South's Drug Court expansion effort, by extending the contract completion date from September 30, 2018 to September 30, 2019, with no change to the price limitation. (2)Further authorize to **retroactively** exercise a renewal option to an existing **sole source** agreement with JSI Research & Training Institute Inc., d/b/a Community Health Institute, Bow, NH (originally approved by G&C on 11-18-18, Late Item #A), for the provision of date evaluation services in support of the Hillsborough County South's Drug Court expansion effort by increasing the price by \$43,340 from \$851,622 in the aggregate to \$894,962 in the aggregate and extending the completion date from September 30, 2018 to September 30, 2019. **100% Federal Funds.**

#20 Authorize to exercise a renewal option with a **sole source** amendment to an existing agreement with one of the contractors as detailed in letter dated November 14, 2018 (originally approved by G&C on 5-2-18, item #20), for the provision of Targeted Prevention Programming for DCYF-Involved Families with Substance Use Disorder, by increasing the price by \$1,166,506 from \$744,198 in the aggregate to \$1,910,704 in the aggregate, and extending the completion date from June 30, 2019 to September 30, 2020. **100% Federal Funds.**

#### **DEPARTMENT OF TRANSPORTATION**

#21 Authorize the Bureau of Right of Way to transfer a 0.30 +/- of an acre permanent waterline easement over a parcel of State owned land located on the westerly side of NH Route 16 in Errol to Balsams View LLC, in exchange for Balsams View LLC transferring to the Department of Transportation a 6.046 +/- acre parcel of land along with a right of way access easement over additional property owned by Balsams View LLC, located on the northerly side of NH Route 26 in the Unincorporated Place of Dixville and the Town of Colebrook. No Cost Transfer. Department agrees to waive the administrative fee of \$1,100.

#22 Authorize the Bureau of Right of Way to sell a parcel of State owned NH Route 28 Controlled Access Right of Way consisting of a 1.53 +/- acres located on the northwesterly corner of NH Route 28 and Rockingham Boulevard in the Town of Salem directly to Rock Acquisitions LLC for \$50,000 plus a \$1,100 administrative fee. Effective upon G&C approval. (2)Further authorize to adjust the limits of the NH Route 28 and Rockingham Boulevard Controlled Access Right of Way for the disposal of the above mentioned parcel. Net proceeds are \$50,000. Originally purchased with 90% Federal and 10% Highway Funds.

#23 Authorize the Bureau of Right of Way to sell a parcel of State owned land consisting of a 0.19 +/- of an acre located on the southwesterly corner of NH Route 111 and NH Route 28 in the Town of Windham directly to the abutter, Rockingham Road Realty Trust, for \$25,000 plus a \$1,100 administrative fee. Effective upon G&C approval. Net proceeds are \$25,000. Originally purchased with 86.8% Federal and 13.2% Highway Funds.

#24 Authorize the Bureau of Planning and Community Assistance to enter into an agreement with the Town of Conway to provide funding and services under the Federal Aid Program through a Local Project Administration process, for an amount totaling \$3,200,000. (2)Further authorize a contingency in the amount of \$320,000. Effective upon G&C approval through September 30, 2021. **100% Federal Funds.**

#25 Authorize the Bureau of Bridge Design to amend a contract with McFarland-Johnson Inc., Concord, NH (originally approved by G&C on 9-16-15, item #25), for the final design of the superstructure replacement and widening to address the Red List bridges carrying I-89 NB & SB over the Connecticut River between the City of Lebanon, NH, and the Town of Hartford, VT, by increasing the amount by \$259,917.31 from \$1,501,135.54 to \$1,761,052.85 for additional final design and construction services requested by the Department and the Consultant. Effective upon G&C approval. **100% Federal Funds.**

#26 Authorize the Bureau of Highway Design to enter into an agreement with Hoyle, Tanner & Associates Inc., Manchester, NH, for on-call engineering services for various transportation projects located throughout the State, for an amount not to exceed \$750,000. Effective upon G&C approval through January 31, 2022.

#27 Authorize the Bureau of Rail & Transit to enter into a **sole source** contract amendment with Boston Express Bus Inc., Concord, NH (originally approved by G&C on 1-16-08, item #214), to increase the amount by \$6,986,313 from \$11,612,244 to \$18,598,557, and by extending the completion date from December 31, 2018 to December 31, 2023. **100% Federal Funds.**

#28 Authorize the Bureau of Rail & Transit to enter into a **sole source** contract amendment with Boston Express Bus Inc., Concord, NH (originally approved by G&C on 1-10-07, item #123A), to increase the amount by \$69,180 from \$2,466,727 to \$2,535,907, and by extending the completion date from December 31, 2018 to December 31, 2023. **100% Federal Funds.**

#29 Authorize the Bureau of Construction to enter into a contract with C.L.H. & Son Inc., Auburn, ME, for rehabilitation of three culverts underneath I-393 in Concord and Pembroke, on the basis of a low bid of \$497,548. (2)Further authorize a contingency in the amount of \$49,754.80 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.**

#29A Authorize the Bureau of Right of Way to transfer in fee simple absolute, a 7.296 +/- acre parcel of State-owned property located in the Town of Londonderry, immediately north of the I-93 Exit 4 Park and Ride Facility, to Pillsbury Development LLC. This transaction is in exchange for the transfer of a 15.42 +/- acre swath of land, 2.12 +/- acres of drainage easement, 5.44 +/- acres of utility easement, and 8.71 +/- acres of wetland mitigation easement (collectively referred to as the "Pillsbury Parcel"), from Pillsbury Development LLC to the Department of Transportation. (2)Further authorize to waive the Administrative Fee of \$1,100. No Cost Transaction.

#### **OFFICE OF STRATEGIC INITIATIVES**

#30 Authorize to amend a memorandum of agreement with NH Department of Environmental Services (originally approved by G&C on 2-10-16, item #31), to continue to help municipalities save money at their wastewater treatment facilities through additional energy audits, further training and technical assistance, along with the implementation of best practices, by extending the end date from December 31, 2018 to July 1, 2019. No Additional Funding. **100% Federal Funds (State Energy Program).**

#31 Authorize expenditures for the Governor's Scholarship Program to participating NH post-secondary institutions in the amount of \$4,800,000. Effective upon G&C approval. **100% General Funds.**

#32 Authorize to enter into a memorandum of agreement with the Department of Business and Economic Affairs, Concord, NH, to support improvements to the state's electric vehicle infrastructure, in the amount of \$25,000. Effective upon G&C approval through June 30, 2019. **100% Federal Funds (State Energy Program).**

#32A Authorize to enter into a contract with Jennie D. Blake Elementary School, Hill, NH, to provide funding support allowing for the implementation of energy efficiency projects and upgrades, in the amount of \$100,000. Effective upon G&C approval through June 30, 2019. **100% Federal Funds (State Energy Program).**

#### **STATE TREASURY**

#32B Authorize the State Treasurer, as Trustee of the NH Higher Education Savings Plan Trust, to amend documents relating to the NH College Tuition Savings Plan, as detailed in letter dated December 10, 2018. Effective January 2, 2019.

#### **THE ADJUTANT GENERALS DEPARTMENT**

#33 Authorize to commission the individuals as detailed in letter dated December 4, 2018, as Aides-de-Camp to the Governor in the ranks as indicated. Effective January 3, 2019 upon G&C approval.

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

#34 Authorize to budget and expend balance forward from the IT – Risk Management/Crop Insurance funds in the amount of \$26,578 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.**

#### **INSURANCE DEPARTMENT**

#35 Authorize to enter into a cooperative project agreement with the University of NH, working through the University of NH Survey Center, to provide best practice survey methods in connection with NHID's effort to better understand where NH consumers are seeking and acquiring health coverage, in the amount of \$19,198. Effective upon G&C approval through March 31, 2019. **100% Federal Funds.**

#36 Authorize to enter into a **sole source** contract with Public Consulting Group Inc., Boston, MA, for consulting services, in the amount of \$81,750. Effective upon G&C approval through December 31, 2019. **100% Other Funds.**

#### **DEPARTMENT OF LABOR**

#36A Authorize to disburse \$39,829 as compensation for a partial permanent injury of less than 100% maximum medical improvement, sustained as a result of an injury incurred in the line of duty. Effective upon G&C approval. **100% General Funds.**

#### **NEW HAMPSHIRE EMPLOYMENT SECURITY**

#37 Authorize a salary increment for the Deputy Commissioner, Richard Lavers, from salary grade HH, Step 5 (\$105,128.40) to grade HH, Step 6 (\$110,596.20). Effective upon G&C approval.

#### **DEPARTMENT OF CORRECTIONS**

#38 Authorize to enter into a renewal lease agreement with Richard Edmunds, North Salem, NH, for the purpose of probation/parole district office space, in the amount not to exceed \$382,050.24. Effective January 1, 2019 through December 31, 2023. **100% General Funds.**

#39 Authorize to pay overtime in the amount of \$3,801,648 for permanent personnel from Class 10 *Personal Services Permanent* appropriations and \$39,854 for permanent personnel classes from Class 11 *Personal Services Unclassified* appropriations for positions that are vacant due to sick leave, extended leaves of absence or pending recruitment. The \$3,841,502 represents actual overtime expenditures for 11 pay periods and additional estimated overtime expenditures. Effective upon G&C approval through June 30, 2019. **100% General Funds.**



#40 Authorize to amend the acceptance and expenditure of the Residential Substance Abuse Treatment sub grant from the NH Department of Justice (originally approved by G&C on 5-2-18, item #59), to continue providing family focused parenting skills programs for incarcerated men and women with substance use issues, by extending the end date of December 31, 2018 to September 30, 2019. (2)Further authorize to amend a **sole source** contract agreement with Waypoint (formerly known as Child and Family Services of NH), Manchester, NH (originally approved by G&C on 7-11-18, item #25), to continue providing personnel to administer parenting curriculums for persons under departmental control with substance misuse issues, by extending the completion date from December 31, 2018 to September 30, 2019. No Additional Funding. **100% Agency Income.**

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

#41 Authorize the Division of Parks and Recreation to amend the memorandum of agreement with the Old Man of the Mountain Revitalization Fund Inc., d/b/a Old Man of the Mountain Legacy Fund (originally approved by G&C on 12-16-15, item #55), by extending the completion date to December 31, 2020 from December 31, 2018. (2)Further authorize to allocate up to \$75,000 of matching funds to support a portion of the Legacy Fund's Profile Lake Walkway project which will provide new recreational opportunities in Franconia Notch State Park. Effective upon G&C approval through December 31, 2020. **100% Capital Funds.**

#42 Authorize the Division of Forests and Lands to accept and expend \$40,000 of federal funds. Effective upon G&C approval through May 30, 2019. **100% Federal Funds.**

#43 Authorize the Division of the Arts to award Public Value Partnership Grant in the amount of \$13,000 to the Concord Community Music School, Concord, 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% Federal Funds.**

#44 Authorize the Bureau of Historic Sites to make a **retroactive sole source** payment to L.M. Cloutier Construction, Waterford, VT, in the amount of \$8,400 for an unpaid invoice dated June 25, 2018, which was for the cost of building and installing 4 movable partitions inside the Main House at the Weeks State Park Historic Site. **100% Agency Income.**

#### **NEW HAMPSHIRE FISH AND GAME DEPARTMENT**

#45 Authorize to acquire the fee title to 218.5 +/- acres in Grantham, NH from the Law Office of Mark R. Dunn, on behalf of Diane Shagoury, at the fair market value of \$82,000. Effective upon G&C approval through March 31, 2019. **100% Federal Funds.**

#46 Authorize to acquire fee title to 0.5 acres in Stratford, NH from the Law Office of Mark R. Dunn acting as agent for Robert and Regina Leclerc of Milan, NH, for \$12,000. Effective upon G&C approval through June 30, 2019. **100% Other, Wildlife Habitat Conservation Funds.**

#47 Authorize to accept and expend \$24,403 in federal funds from the National Oceanic and Atmospheric Administration for the purpose of operating the Greenland Discovery Center campus and supporting winter education programming. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

#47A Authorize to accept and expend \$35,000 in federal funds from the US Fish and Wildlife Service for the purpose of culturing and stocking anadromous Rainbow Smelt in an effort to restore declining population numbers in Great Bay Estuary. Effective upon G&C approval through December 31, 2019. (2)Further authorize to enter into a **sole source** Cooperative Project Agreement amendment with the University of NH (originally approved by G&C on 4-19-17, item #45), to raise Rainbow Smelt at the UNH Aquaculture Research Center, by extending the end date from December 31, 2018 to December 31, 2019. **100% Federal Funds.**

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

#48 Authorize to award a **sole source** grant to the Gundalow Company, Portsmouth, NH, to conduct an on-board environmental education series at locations in the Seacoast region, in the amount of \$25,000. Effective upon G&C approval through December 31, 2019. **100% Federal Funds.**

#49 Authorize to enter into an agreement with Northeast Aquatic Research LLC, Mansfield, CT, to fund a data analysis project for dissolved oxygen in state surface waters, totaling \$23,230. Effective upon G&C approval through December 31, 2019. **100% Lake Restoration Funds.**

#50 Authorize to award a Water Supply Land Protection Grant to the Society for the Protection of NH Forests, Concord, NH, in the amount of \$1,151,583 to acquire a conservation easement on 70 acres of land in the Towns of Hooksett and Candia to protect public drinking water supply. Effective upon G&C approval through June 30, 2019. **100% Interagency Funds.**

#51 Authorize to enter into grant agreements with the entities as detailed in letter dated November 27, 2018, to fund Household Hazardous Waste collection projects, totaling \$97,759. Effective upon G&C approval through June 30, 2019. **100% Hazardous Waste Funds.**

#52 Authorize to enter into grant agreements with the entities as detailed in letter dated November 27, 2018, to fund Household Hazardous Waste collection projects, totaling \$32,672. Effective upon G&C approval through June 30, 2019. **100% Hazardous Waste Funds.**

#53 Authorize USAF Logistics, Engineering and Force Protection's request to perform work on the Piscataqua River in Newington.

#54 Authorize Frank D'Anna's request to perform work on Lake Winnepesaukee in Meredith.

#55 Authorize to accept and place on file the 2018 Hazardous Waste Cleanup Fund Annual Report.

#### **DEPARTMENT OF EDUCATION**

#56 Authorize to accept and expend grant funds from Walmart in the amount of \$15,000 to support robotics education. Effective upon G&C approval. **100% Private Local Funds.**

#57 Authorize the Bureau of Adult Education to enter into a contract amendment with Nashua Adult Learning Center (originally approved by G&C on 8-23-17, item #88), to provide additional Adult Basic Education classes as defined under the Workforce Innovation and Opportunities Act of 2014, by increasing the amount by \$2,275 from \$1,854,046.93 to \$1,586,321.93. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

#58 Authorize the Division of Learner Support to enter into a **sole source** contract with The National Center for the Improvement of Educational Assessment Inc., Dover, NH, to serve the department as a technical advisor for the PACE innovative assessment and accountability system, in an amount not to exceed \$245,700. Effective upon G&C approval through June 30, 2019, with an option to renew for 4 additional fiscal years. **100% Federal Funds.**

#### **DEPARTMENT OF SAFETY**

#59 Authorize the Division of State Police to enter into a **sole source** contract with Silver Ships Inc., Theodore, AL, for the provision of repair services required for two of Marine Patrol's Ambar patrol vessels, in the amount of \$65,662. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**

#60 Authorize the Office of Highway Safety to enter into a **sole source** contract with Anschutz Manchester Hockey LLC (dba Manchester Monarchs), Manchester, NH, to coordinate the highway safety related advertisement campaign during the 2019 season home games, in the amount of \$32,500. Effective upon G&C approval through September 20, 2019. **100% Federal Funds.**

#61 Authorize the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Milford for the purchase and installation of a generator at the Town's primary Emergency Operations Center for a total amount of \$25,801. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#62 Authorize the Division of Homeland Security and Emergency Management to enter into a grant agreement with Lakes Region Mutual Fire Aid Association to purchase and install an incident command system and accountability board and to make broadband improvements in the Association's incident command vehicle for a total amount of \$10,287. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#63 Authorize the Division of Motor Vehicles to accept and expend funds from the Office of Highway Safety, entitled DMV Vehicle Crash Data Update in the amount of \$42,737 for the purpose of reducing the crash report backlog through the addition of overtime and part-time. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#64 Authorize the Division of State Police to accept and expend \$17,062 of federal pass-through funds from the Office of Highway Safety, entitled DOS Data Analyst, to pay for overtime related costs for the State Police Data Analyst. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#65 Authorize the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Lisbon for the purchase and installation of a generator at the Town's Emergency Operations Center, for a total amount of \$31,353. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#65A Authorize the Division of Emergency Services and Communications to enter into a contract with ONSOLVE LLC, Ormond Beach, FL, for the purpose of providing a hosted web-based NH Emergency Notification System, in the amount of \$650,000. Effective upon G&C approval through December 31, 2023 with the option to renew for up to three years. **100% Agency Income.**

#65B Authorize the Division of Motor Vehicles to enter into a contract with Informa Business Media Inc. (formerly Penton Business Media Inc.), New York, NY, to provide vehicle valuation and identification information services required for the Municipal Agent Automation Project, in an amount not to exceed \$563,000. Effective January 1, 2019 or upon G&C approval, whichever is later, through December 31, 2023, with the option to renew for two additional periods of two years. **100% Revolving Funds.**

#### **DEPARTMENT OF JUSTICE**

#66 Authorize an annual salary increment to Stephen P. Johnson, Criminal Investigator, from salary level \$67,891.72 (LG BB Step 4) to \$71,594.64 (LG CC Step 5). Effective upon G&C approval or January 11, 2019, whichever is the latter.

#66A Authorize consideration of whether the petition of Joseph Barton (age 43) requesting a pardon for the offense of Simple Assault, Resisting Arrest and Disorderly Conduct should be granted. The petitioner is not eligible for an annulment until June 28, 2020.

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

#67 Authorize the Bureau of Court Facilities to enter into a **retroactive** lease agreement with the County of Hillsborough, Goffstown, NH, for courtroom and office space for the 9<sup>th</sup> Circuit-District Division-Goffstown comprised of approximately 8,342 square feet, for an amount not to exceed \$942,636. Effective December 1, 2018 through November 30, 2023. **100% Transfer Funds (transfer from AOC, Rent from Other Agencies).**

#68 Authorize to enter into a **sole source** contract with N-R-G Services Inc., Worcester, MA, to provide temporary boiler operator services, for a total price not to exceed \$60,180. Effective **retroactive** to December 3, 2018 through March 31, 2019. **71% Transfers from Other Agencies, 29% General Funds.**

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

#70 Authorize the Division of Public Works Design and Construction to enter into a contract with D.L. King & Associates Inc., Nashua, NH, for the Elevator Upgrade at NH State Men’s Prison, Concord, NH, for a total price not to exceed \$713,685. (2)Further authorize a contingency in the amount of \$43,815 for unanticipated expenses, bringing the total to \$757,500. (3)Further authorize the amount of \$15,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$772,500. Effective upon G&C approval through October 25, 2019. **100% Capital – General Funds.**

#71 Authorize the Division of Public Works Design and Construction to amend a contract with Dubois and King Inc., South Burlington, VT (originally approved by G&C on 11-8-17, item #77), to continue to provide Mechanical Engineering Services required for the planning, design and construction of various Public Works projects as necessary, by increasing the not-to-exceed amount by \$50,000 from \$300,000 to \$350,000. Effective upon G&C approval through June 30, 2020.

#72 Authorize the Division of Public Works Design and Construction to enter into a **sole source** contract amendment with Coover-Clark Associates Inc., Denver, CO (originally approved by G&C on 5-18-16, item #52), for the Adjutant General’s Department Pembroke Readiness Center and State Active Duty Annex, by increasing the base contract amount by \$456,429 from \$901,929.44 to \$1,358,358.44. Effective upon G&C approval through June 30, 2020. **80% Federal, 20% Capital – General Funds.**

#73 Authorize the Division of Public Works Design and Construction to enter into a contract with Fulcrum Associates Inc., Amherst, NH, for the Adjutant General Department’s NH Army National Guard Civil Support Team Unit, Concord, NH, for a total price not to exceed \$2,600,315. (2)Further authorize the amount of \$89,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$2,689,315. Effective upon G&C approval through September 2, 2019. **100% Federal Funds.**

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#### **TABLED ITEMS**

##### **DEPARTMENT OF HEALTH AND HUMAN SERVICES** *(Tabled at G&C meeting 11/14/18)* **Division of Public Health Services**

#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.**

#### **LATE ITEMS TABLED AT G&C MEETING 12-5-18**

On December 5, 2018:

Prior to discussion of the late items A-C below, the Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, voted to waive the attorney client privilege on the document sent to the Governor and the Councilors through Attorney General Gordon MacDonald from Diane Martin, Senior Assistant Attorney General, dated December 3, 2018, referencing legal sufficiency of the Mount Sunapee Ski Area lease.

Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, and with Councilors Kenney and Wheeler voting **no**, voted to **table** the late items A-C below.

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

#A Authorize the Department of Natural and Cultural Resources to amend the terms of the Lease and Operating Agreement of the ski area at Mount Sunapee State Park by adding Change of Control language effective upon G&C approval through June 30, 2028. The original lease was approved by G&C on June 10, 1998, and an amendment to Lease and Operating Agreement was approved by G&C on April 6, 2016.

#B Authorize the Department of Natural and Cultural Resources to amend the terms of the Lease and Operating Agreement of the ski area at Mount Sunapee State Park to accept land and to provide for the expansion of the Mount Sunapee State Park. The Amendment shall be effective upon G&C approval. The original Lease was approved by G&C on June 10, 1998 and an Amendment to Lease and Operating Agreement was approved by G&C on April 6, 2016.

#C Authorize the Department of Natural and Cultural Resources to amend the terms of the Lease and Operating Agreement of the ski area at Mount Sunapee State Park to establish the requirement that the Lessee shall meet with the Mount Sunapee Advisory Commission at the call of the the Commissioner and shall operate with the Commission. The Amendment shall be effective Upon G&C approval. The original Lease was approved by G&C on June 10, 1998 and an Amendment to Lease and Operating Agreement was approved by Governor and Executive Council on April 6, 2016.