

GOVERNOR AND EXECUTIVE COUNCIL AGENDA
Hooksett Public Library, Hooksett, New Hampshire
July 13, 2016, 10:00 a.m.

CONSENT CALENDAR AGENDA

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

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

#A. Authorize three staff members: one Infectious Disease Epidemiologist, one Food Safety and Defense Specialist, and one Microbiologist, to travel over 300 miles (312.77 miles) one way in a privately owned vehicle in the amount of \$337.80 to attend the New York State Department of Health Integrated Food Safety Center of Excellence Food Safety Symposium. Effective July 18-21, 2016. **100% Other Funds from the NY Center of Excellence.** Funds in the amount of \$540.69 not covered by the NY Center for Excellence are available in SFY 2017 operating budget. **100% Federal Funds.**

INSURANCE DEPARTMENT

#B. Authorize to enter Martha Mobley into an Education Tuition agreement with College for America at Southern NH University, to participate in 24 Completed Projects, during the period of August 1, 2016 through January 31, 2017, and to pay costs not to exceed \$1,500. **100% Other (Insurance Department Administrative Assessment).**

NEW HAMPSHIRE LOTTERY COMMISSION

#C. Authorize to enter Sandy Goulet into an Educational Tuition Agreement with Southern NH University, Manchester, NH, to participate in an online course entitled Financial Accounting, during the period of August 22, 2016 through October 18, 2016, and to pay costs not to exceed \$864. **Lottery Funds.**

STATE TREASURY

#D. Authorize the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$65,878 and the State Treasurer to issue checks in the amount of \$65,878.41 to the rightful owners of abandoned or unclaimed funds.

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#E. Authorize the Division of Medical Professions, Board of Nursing to pay annual dues to the National Council of State Boards of Nursing, Chicago, IL, for the Board's participation in the National Licensing Compact Administrators, in the amount of \$6,000. Effective October 1, 2016 to September 30, 2017. **100% General Funds.**

BANKING DEPARTMENT

#F. Authorize to continue membership and participation in the Conference of State Bank Advisors, for an amount not to exceed \$10,800. Effective upon G&C approval through June 30, 2017. **100% Other Funds. Bank Exams and Assessments.**

BANKING DEPARTMENT

#G. Authorize to continue membership and participation in the National Association of State Credit Union Supervisors, for an amount of \$14,419.46. Effective upon G&C approval through June 30, 2017. **100% Other Funds. Bank Exams and Assessments.**

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

DEPARTMENT OF INFORMATION TECHNOLOGY

#A. Authorize Denis Goulet, Commissioner, to accept the donation of mileage reimbursement in the amount of \$84.24 from Dartmouth College, Hanover, NH, in order to attend the Securing the eCampus Conference to be held on July 12 at Dartmouth College.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorize to accept donations of computer services, monument and engraving, folding chairs, coffee and insect control services in the amount of \$11,669.75 for the NH State Veterans Cemetery to be used for the operation, maintenance, and improvements of the cemetery.

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

DEPARTMENT OF TRANSPORTATION

#A. Authorize to accept and place on file the Bureau of Mechanical Services' Monthly Equipment Acquisition Plan status report for the period ending May 31, 2016.

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorize the confirmation of Dr. Heidi E. MacVittie, Dover, NH, for appointment to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorize the nomination of Major James A. Hanson III, Epsom, 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 Major Jeffrey G. Walz, Candia, 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.

DEPARTMENT OF JUSTICE

#D. Authorize to appoint Nicole E.A. Thorspecken as an Attorney at a salary level of \$60,000. Effective upon G&C approval or July 29, 2016, whichever is the latter.

DEPARTMENT OF JUSTICE

#E. Authorize to appoint Thomas Broderick as an Assistant Attorney General at a salary level of \$62,000. Effective upon G&C approval or July 25, 2016, whichever is the latter, through August 31, 2019.

DEPARTMENT OF JUSTICE

#F. Authorize to appoint John Harding as an Attorney at a salary level of \$76,000. Effective upon G&C approval or July 15, 2016, whichever is the latter.

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Homeless and Housing Services

#5 Authorize to enter into a **sole source** agreement with Center for Life Management, Derry, NH, to provide shelter plus care, permanent housing program to homeless individuals with disabilities and their families through the Federal Continuum of Care program in an amount not to exceed \$277,860. Effective August 1, 2016 through July 31, 2017. **100% Federal Funds.**

#6 Authorize to enter into an agreement with Harvey L. Levy, MA, Newton, MA, to provide physician consultant services on an individual, case-by-case, as needed basis to the NH Newborn Screening Program and the NH Medical Community, in an amount not to exceed \$54,000. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

Bureau of Human Resource Management

#6A Authorize the determination made by the Commissioner that on June 28, 2016 Kyle Clark, 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.

Bureau of Drug and Alcohol Services

#6B Authorize to enter into a **sole source** agreement with Foundation for Healthy Communities, Concord, NH, for the purpose of expanding the State's capacity to provide Office-based Opiate Treatment including the use of medications to NH residents experiencing opioid addiction in an amount not to exceed \$1,800,000. Effective upon G&C approval through June 30, 2018. **75% Federal, 25% General Funds.**

#6C Authorize to enter into a **sole source** agreement with Granite Pathways c/o Fedcap, Concord, NH, for the provision of Regional Access Point Services to assist individuals with substance use disorders obtain the help they need, in an amount not to exceed \$1,200,000. Effective upon G&C approval through June 30, 2017. **75% Federal, 25% General Funds.**

Division of Public Health Services

#6D Authorize to enter into **sole source** agreements with the vendors as detailed in letter dated June 30, 2016, to provide analytical specialty laboratory testing services. No maximum service volume is guaranteed. The price limitation amongst all contracts is \$250,000 for SFY 2017. Effective upon G&C approval through June 30, 2017. **100% General Funds.**

DEPARTMENT OF TRANSPORTATION

#7 Authorize to accept and place on file the Bureau of Finance and Contracts' report of all paid Small Claims in the previous fourth quarter of FY 2016, totaling \$596.29, for individual amounts less than \$600. (2)Further authorize to pay small claims for the next FY first quarter, July 1, 2016 through September 30, 2016. **100% Highway Funds.**

#8 Authorize the Bureau of Mechanical Services to enter into a contract with Unifirst Corporation, Nashua, NH, for providing uniforms to certain employees of the Bureau, on the basis of a low bid of \$26,432.64. Effective upon G&C approval through June 30, 2018. **92% Highway, 8% Other Funds.**

#9 Authorize the Bureau of Construction to enter into a contract with Railworks Track Services Inc., Westfield, MA, for reconstructing two railway-highway, at-grade crossings and approaches including protective devices at two locations on US Route 3 in Carroll, on the basis of a low bid of \$530,671. (2)Further authorize a contingency in the amount of \$53,067.10 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 26, 2016. **100% Federal Funds.**

#10 Authorize the Bureau of Construction to enter into a contract with Hi-Way Safety Systems Inc., Rockland, MA, for addressing signing needs along the turnpike, on the basis of a low bid of \$506,245.60. (2)Further authorize a contingency in the amount of \$25,312.28 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through May 5, 2017. **100% Turnpike Funds.**

#11 Authorize the Bureau of Construction to enter into a contract with Railworks Track Services Inc., Westfield, MA, for reconstructing railway-highway at-grade crossing and approaches on US 3 near Cumberland Farms and the Winnepesaukee River in Tilton, on the basis of a low bid of \$443,298. (2)Further authorize a contingency in the amount of \$44,329.80 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through September 30, 2016. **100% Federal Funds.**

#12 Authorize the Bureau of Construction to enter into a contract with Delucca Fence Company Inc., Methuen, MA, for replacing guardrail and end terminals along NH Route 16, from the Pinkham Notch Visitor Center in Pinkham's Grant to the intersection of US Route 2 and NH Route 16, on the basis of a low bid of \$1,566,384.45. (2)Further authorize a contingency in the amount of \$109,646.91 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 28, 2016. **100% Federal Funds.**

#12A Authorize the Bureau of Bridge Design to enter into an Interstate Bridge agreement with the State of Vermont to allow the Department to bill Vermont for costs associated with the design and construction of a new bridge (NH Br. No. 043/044) carrying NH Route 119 over the Connecticut River between Hinsdale, NH, and Brattleboro, VT. Effective upon G&C approval, and continuing through engineering design, construction, inspection, and final acceptance of the completed project, in accordance with the Department's 10-Year Transportation Improvement Plan. **Project costs will be shared 83% by NH and 17% by VT.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#13 Authorize, under the Community Development Block Grant program, to award a grant to the City of Laconia, NH, in the amount of \$482,480 to support energy improvements at the commercial condominium facility known as the Scott & Williams Building. Effective July 13, 2016 through June 30, 2018. **100% Federal Funds**

#14 Authorize, under the Community Development Block Grant program, to award a grant to the County of Grafton, Haverhill, NH, in the amount of \$500,000 for the purpose of providing funds to the Monadnock Economic Development Corporation to construct a multi-specialty clinic in Lebanon, NH. Effective July 13, 2016 through December 31, 2017. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#15 Authorize to enter into a **sole source retroactive** contract amendment with CA Inc., (formerly Computer Associates Inc.) of Islandia, NY (originally approved by G&C on 6-4-08, item #4), for software licenses, related maintenance, upgrades and technical support services to maintain mainframe computing and network resources, by increasing the amount by \$1,504,994.31 from \$5,285,707 to \$6,790,701.31. Effective July 1, 2016 through June 30, 2019. **100% Other (Agency Class 027) funds: The Class 027 used by the agencies to reimburse DoIT is 42% General, 31% Federal, 13% Highway, and 14% Other Funds.**

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#16 Authorize the Division of Medical Professions, Board of Pharmacy to renew the temporary 30% salary enhancement for another 2-year period for the pharmacists positions at the Board, as detailed in letter dated June 30, 2016.

#17 Authorize the Division of Technical Professions to renew membership with the National Council of Architectural Registration Boards, Washington, DC, in the amount of \$12,000. Effective **retroactive** to July 1, 2016 through June 30, 2017. **100% General Funds.**

INSURANCE DEPARTMENT

#18 Authorize to enter into a contract with Public Consulting Group Inc., Boston, MA, for consulting services, in the amount of \$49,770. Effective upon G&C approval through March 31, 2017. **100% Other Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

#19 Authorize to enter into a **retroactive** contract amendment with East Coast Security Services Inc., Salem, NH (originally approved by G&C on 11-20-13, item #30), to extend burglar/panic/AC Fault/DC Fault monitoring coverage, from one year to seventeen months **retroactive** to July 1, 2016 through November 30, 2016. No Additional Funding.

DEPARTMENT OF CORRECTIONS

#20 Authorize to accept and expend funds from the NH Department of Education for the Title I, Part-D, Federal Assistance to Meet the Special Educational Needs of Children in State Institutions for Neglected or Delinquent Children grant, in the amount of \$40,513, to enhance educational services and provide the adult learners of the special school district of the NH Department of Corrections educational system the entry level academic skills needed to participate in high school equivalency, diploma and Career and Technical Center programs. Effective upon G&C approval through September 30, 2016. **100% Agency Income.**

#21 Authorize to pay a **sole source retroactive** unencumbered invoice in the amount of \$57,338.35 to Utility Services & Assistance Inc., Hooksett, NH, for emergency utility services. Effective upon G&C approval. **100% General Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

#22 Authorize the Division of Parks and Recreation, Cannon Mountain, to enter into a **retroactive** contract amendment with Lakes Region Environmental Contractors Inc., Belmont, NH (originally approved by G&C on 9-16-15, item #52), for the Cannon Mountain Maintenance Garage Fuel Tank Piping and Pump(s) Upgrades at Cannon Mountain and Franconia Notch State Park, by extending the completion date to September 30, 2016 from June 30, 2016. **100% Cannon Mountain Capital Improvement Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

#23 Authorize to enter into a **sole source** agreement with the University of NH, Sponsored Programs Administration, Durham, NH, to provide technical planning assistance to coastal communities, in the amount of \$12,500. Effective upon G&C approval through December 31, 2017. **100% Federal Funds.**

#24 Authorize to **retroactively** amend a **sole source** contract with ESS Group Inc., Waltham, MA (originally approved by G&C on 3-25-15, item #38), for the purpose of processing wetland macroinvertebrate samples and taxonomic identification of macroinvertebrates, by increasing the amount by \$5,880 from \$17,640 to \$23,520, and by extending the end date from June 30, 2016 to September 30, 2017. **100% Federal Funds**

#25 Authorize to enter into an agreement with Franklin Pierce University, Rindge, NH, to complete the *Pearly Pond Watershed Management Plan Implementation Phase I* project, in the amount of \$60,000. Effective upon G&C approval through December 31, 2018. **100% Federal Funds.**

#26 Authorize Steve and Janet Boucher's request to perform work on Lake Winnepesaukee in Alton.

#26A Authorize Woof Woof Real Estate LLC's request to perform work on Squam Lake in Center Harbor.

DEPARTMENT OF EDUCATION

#27 Authorize to accept and expend the Network for Transforming Educator Preparation funds in the amount of \$55,000 from the Council for Chief State School Officers. Effective upon G&C approval through June 30, 2017. **100% Private Local Funds.**

DEPARTMENT OF SAFETY

#28 Authorize the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Plymouth, for implementation of projects identified through the evaluation of natural hazards, for a total amount of \$221,445. Effective upon G&C approval through March 24, 2019. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

#29 Authorize a Working Capital Warrant in the amount of \$550,000,000 to cover the payment of expenditures for the month of August 2016.

#30 Authorize the State Suggestion and Extraordinary Service Award Evaluation Committee to award a net sum of \$1,000 each to Jeffrey Silver, Michelle Jeglinski and Amy Lauzon from the Department of Health and Human Services. Effective upon G&C approval.

#31 Authorize the State Suggestion and Extraordinary Service Award Evaluation Committee to award a net sum of \$500 to Brian Armstrong from the Department of Information Technology. Effective upon G&C approval.

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

TABLED ITEMS

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DEPARTMENT OF HEALTH AND HUMAN SERVICES *(Tabled at G&C Meeting 5/18/16)*

Division of Family Assistance

#9 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to **table** the request to amend an existing agreement with Good News Garage LSS Inc., a subsidiary of Ascentria Care Alliance, Worcester, MA (originally approved by G&C on 5-1-13, item #37A), to provide affordable car ownership opportunities to low income individuals, by increasing the price by \$275,000 from \$1,794,700 to \$2,069,700. Effective upon G&C approval through the original end date of June 30, 2017. **100% Federal Funds.**

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CONFIRMATION TABLED *(Tabled at G&C Meeting 6/15/16)*

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

Executive Branch Ethics Committee - RSA 21-G:29

(Nominated by the State Treasurer)

Gregory L. Silverman (d), Concord

Reappointment

Effective: June 30, 2016

Term: June 30, 2019

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DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT *(Tabled at G&C Meeting 6/29/16)*

#70 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, voted to **table** the request of the State Treasurer, acting on behalf of the Department of Resources and Economic Development, to enter into a Master Lease/Purchase agreement with Pinnacle Public Finance, in an amount not to exceed total construction costs financed of \$4,986,637 plus interest of \$920,875 for a total of \$5,907,512 and to enter into an Escrow agreement dated as of June 30, 2016 by and among the State, Pinnacle Public Finance, and Bank of New York Mellon, as escrow agent, with such authorization effective upon G&C approval. (2)Further authorized to encumber funds for repayment to Pinnacle Public Finance for the payment of construction financing of a contract with Ameresco Inc., to install energy and fossil fuel energy conservation measures at Cannon Mountain Ski Area.

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DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT *(Tabled at G&C Meeting 6/29/16)*

#71 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, voted to **table** the request of the Division of Parks and Recreation, Cannon Mountain Aerial Tramway & Ski Area to enter into a contract with Ameresco Inc., Framingham, MA, to install an enact energy efficiency and conservation measures which include snowmaking efficiency equipment, new efficiency power usage infrastructure measures at Cannon Mountain and an energy savings guarantee agreement, in an amount not to exceed \$5,101,477. Effective upon G&C approval through November 30, 2017. An energy savings guarantee agreement is included and shall commence on the first day of the calendar month following the project acceptance date. The agreement will be put in place to ensure that the estimated savings are met in order to offset the annual bonding costs (allowing for a net zero project cost). The initial agreement period will be 5 years with the option to extend for 3 more 5-year period up to 20 years. **100% Agency Income.**