

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House, Concord, New Hampshire  
August 5, 2015 10:00 a.m.

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

Minister Garrett Lear offered a prayer and Councilor Kenney led the Pledge of Allegiance.

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The following representative elect was sworn into office:

Rockingham County District 20

Rio Tilton, r, Seabrook (118 Railroad Ave) 03874

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Pappas, accepted the minutes of July 22, 2015.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Wheeler, approved the appointment of several persons nominated for Civil Commissions from the July 22, 2015 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 resignations:

Board of Psychologists

(Public Member)

David B. Goldstein, Auburn

Effective: August 5, 2015

University System of New Hampshire Board of Trustees

John H. Lynch, Manchester (Town of Residence: Hopkinton)

Effective: August 5, 2015

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Adult Parole Board - RSA 651-A:3

Brian A. Cashman, Litchfield

Succeeding: M. Kathryn McCarroll, Derry

Effective: August 5, 2015

Term: September 29, 2019

Cannon Mountain Advisory Commission - RSA 12-A:29-b

Charles W. Chandler, Warren

Succeeding: Dennis E. Murphy Jr., Center Harbor

Effective: August 5, 2015

Term: January 1, 2018

Compensation Appeals Board - RSA 281-A:42

(Attorney)

Laurence W. Getman, Bow

Vacancy

Effective: August 5, 2015

Term: August 18, 2016

State Conservation Committee - RSA 432:10  
 (Coos/Grafton)  
 Linda L. Brownson, Wentworth  
 Reappointment  
 Effective: August 5, 2015  
 Term: August 1, 2019

State Conservation Committee - RSA 432:10  
 (Hillsborough/Merrimack)  
 John A. Parker, Merrimack  
 Reappointment  
 Effective: August 5, 2015  
 Term: August 1, 2019

Enhanced 911 Commission - RSA 106-H  
 (NH Emergency Dispatchers Association)  
 Thomas E. Andross, Lisbon  
 Succeeding: Jonathan M. Goldman, Sandown  
 Effective: August 22, 2015  
 Term: August 22, 2018

Board of Hearing Care Providers - RSA 137-F:3  
 (Public Member)  
 Terri L. Pastori, Derry  
 Succeeding: A. Hope MacDonald, Wolfeboro  
 Effective: August 5, 2015  
 Term: April 23, 2017

Joint Promotional Program Screening Committee - RSA 12-A  
 (Skiing) - Nominated by: NH Travel Council  
 Molly Mahar, North Woodstock  
 Reappointment  
 Effective: August 5, 2015  
 Term: July 13, 2018

Joint Promotional Program Screening Committee - RSA 12-A  
 (Attractions) - Nominated by: NH Travel Council  
 James S. Morash, Meredith  
 Reappointment  
 Effective: August 5, 2015  
 Term: July 13, 2018

Joint Promotional Program Screening Committee - RSA 12-A  
 (Regional Associations) - Nominated by: NH Travel Council  
 Jayne S. O'Connor, Franconia  
 Reappointment  
 Effective: August 5, 2015  
 Term: July 13, 2018

Juvenile Parole Board - RSA 170-H:3  
 Susan C. Kelly, Manchester  
 Succeeding: Mary Ann Melizzi-Golia, Nashua (term limited)  
 Effective: August 5, 2015  
 Term: July 1, 2019

Juvenile Parole Board - RSA 170-H:3  
 Leonard J. Wetherbee Jr., Center Ossipee  
 Reappointment  
 Effective: August 5, 2015  
 Term: July 1, 2020

Lakes Management Advisory Committee - RSA 483-A  
 (Rep. of State Conservation Committee)  
 Linda L. Brownson, Wentworth  
 Reappointment  
 Effective: August 5, 2015  
 Term: August 1, 2018

Lakes Management Advisory Committee - RSA 483-A  
 (Rep. of NH Lakes Association)  
 David W. Packard, Goffstown  
 Reappointment  
 Effective: August 5, 2015  
 Term: August 1, 2018

<u>Liquor Commission Deputy Commissioner</u> - RSA 176:2-a Michael R. Milligan, Merrimack Reappointment Salary: Grade HH; maximum step- \$104,729.35	Effective: August 5, 2015 Term: July 1, 2019
<u>Manufactured Housing Installation Standards Board</u> - RSA 205-D:2 (Building Code Official) Robert H. Wentworth Jr., Raymond Reappointment	Effective: August 5, 2015 Term: October 3, 2017
<u>Medical Review Subcommittee</u> - RSA 329:17-V-a (Physician Assistant) Tanya Rule, Exeter Succeeding: Mark C. Iber, Strafford (resigned)	Effective: August 5, 2015 Term: December 9, 2015
<u>Midwifery Council</u> - RSA 326-D (Midwife) Kathryn Hartwell, Concord Succeeding: Adrian E. Feldhusen, New Ipswich	Effective: September 28, 2015 Term: September 28, 2019
<u>Nash Stream Forest Citizens Committee</u> - RSA 12-A:9 (Rep. of a Snowmobile Club) James M. Herbert, Stark Succeeding: David Goulet, Stark	Effective: August 5, 2015 Term: October 5, 2017
<u>Retirement System Board of Trustees</u> - RSA 100-A:14 (NH Local Government Center) Julia Griffin, Hanover Reappointment	Effective: September 5, 2015 Term: September 5, 2017
<u>Retirement System Board of Trustees</u> - RSA 100-A:14 (Non-Member Trustee) Richard A. Gustafson, Bedford Reappointment	Effective: August 24, 2015 Term: August 24, 2017
<u>Retirement System Board of Trustees</u> - RSA 100-A:14 (Non-Member Trustee) Maureen Kelliher, Dover Reappointment	Effective: August 5, 2015 Term: July 13, 2017
<u>Retirement System Board of Trustees</u> - RSA 100-A:14 (NH School Boards Association) Donald M. Roy Jr., Durham Reappointment	Effective: August 5, 2015 Term: July 13, 2017
<u>State Office of Veterans Services</u> - RSA 115:1 James H. Adams, Pittsfield Reappointment	Effective: August 5, 2015 Term: June 30, 2018
<u>Board of Managers of the New Hampshire Veterans Home</u> - RSA 119:2 (Member of a Recognized and Chartered Veterans Service Organization) Raymond J. Goulet Jr., Manchester Reappointment	Effective: August 26, 2015 Term: August 26, 2018

## NOMINATIONS

The Governor placed into nomination the following:

Board of Acupuncture Licensing - RSA 328-G

(Acupuncturist)

Alice G. Meatey, Dover

Reappointment

Effective: September 8, 2015

Term: September 8, 2018

Board of Professional Engineers - RSA 310-A:3

Marc W. Morin, Bow

Succeeding: Thomas M. Bowen, Manchester

Effective: Upon Confirmation

Term: August 21, 2020

Electricians' Board - RSA 319-C

(Master Electrician)

Jonathan R. Mitchell, Dover

Succeeding: Raymond R. Hebert, Manchester

Effective: Upon Confirmation

Term: June 30, 2017

Fish and Game Commission - RSA 206:2

(Cheshire County)

Robert Phillipson Jr., Keene

Reappointment

Effective: Upon Confirmation

Term: June 29, 2020

Higher Education Commission - RSA 21-N:8-a

(Representing the NH College and University Council)

Michael E. Diffily, Nashua

Reappointment

Effective: Upon Confirmation

Term: June 30, 2020

Lakes Management Advisory Committee - RSA 483-A

(Member of the Fish and Game Commission)

Frederick C. Clews Jr., Hampton

Reappointment

Effective: Upon Confirmation

Term: August 22, 2018

Personnel Appeals Board - RSA 21-I:45

David M. Goldstein (r), Dover

Reappointment

Effective: Upon Confirmation

Term: June 2, 2018

Board of Psychologists - RSA 329-B:3

(Psychologist)

Roger L. Peterson, Spofford

Reappointment

Effective: Upon Confirmation

Term: July 1, 2018

Board of Psychologists - RSA 329-B:3

(Psychologist)

Susan G. Vonderheide, Nashua

Reappointment

Effective: Upon Confirmation

Term: July 1, 2018

University System of New Hampshire Board of Trustees - RSA 187-A

Wallace Stevens, Exeter

Succeeding: John H. Lynch, Hopkinton

Effective: Upon Confirmation

Term: June 30, 2017

**CONSENT CALENDAR AGENDA**

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

**INSURANCE DEPARTMENT**

#A. Authorized with Councilor Wheeler voting **no**, to enter Mary Verville into an Educational Tuition Agreement with Southern NH University, to participate in two courses 1) Business Environment, Innovations and Entrepreneurship, during the period of September 28, 2015 through December 6, 2015; and 2) Accounting and Financial Analysis, during the period of December 28, 2015 through February 28, 2016, and to pay said costs not to exceed \$3,762. **Agency Income.**

**INSURANCE DEPARTMENT**

#B. Authorized with Councilor Wheeler voting **no**, to enter Danielle Kronk Barrick into an Educational Tuition Agreement with The University of NH, Peter T. Paul College of Business and Economics, to participate in the course called New Product Development, during the period of September 30, 2015 to December 9, 2015, and to pay said costs not to exceed \$2,577.50. **Administrative Assessments Funds.**

**STATE TREASURY**

#C. Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$90,407 and the State Treasurer to issue checks in the amount of \$90,407.13 to the rightful owners of abandoned or unclaimed funds.

**DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

#D. Authorized with Councilor Wheeler voting **no**, the Office of Workforce Opportunity to renew a membership for the *National Association of State Liaisons for Workforce Development Partnerships*, within the National Governors Association, Washington, DC, in the amount of \$14,850. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

**NEW HAMPSHIRE FISH AND GAME DEPARTMENT**

#E. Authorized to pay the Atlantic States Marine Fisheries Commission, Washington, DC, \$12,687.50, 50% of the annual assessment. Effective upon G&C approval through December 31, 2015. **100% Fish and Game Funds.**

**DEPARTMENT OF SAFETY**

#F. Authorized the Division of Motor Vehicles to pay annual membership dues for two years to the International Registration Plan Inc., Lake Ridge, VA, for an amount not to exceed \$26,400. Effective October 1, 2015 through September 30, 2017. **100% Agency Income (cost of collections).**

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

**DEPARTMENT OF SAFETY**

#A. Authorized the Division of Fire Safety to accept the donation of a scholarship from the State Farm Arson Dog Program with an estimated value of \$25,000 to attend the Fall 2015 class in Alfred, ME, for the acquisition and training of an accelerant detection canine.

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

**DEPARTMENT OF THE ADJUTANT GENERAL**

#A. Authorized the confirmation of Captain Joshua Paul Roberts, Tilton, NH, to the rank of Major, NH Army National Guard.

**DEPARTMENT OF THE ADJUTANT GENERAL**

#B. Authorized the confirmation of Captain David Duncan Devoy III, Dover, NH, to the rank of Major, NH Army National Guard.

**DEPARTMENT OF THE ADJUTANT GENERAL**

#C. Authorized the confirmation of Major Christine A. Tebbetts, Gilford, NH, to the rank of Lieutenant Colonel, NH Army National Guard.

**DEPARTMENT OF JUSTICE**

#D. Authorized to appoint Danielle E. Horgan as an Assistant Attorney General at a salary of \$61,000. Effective August 21, 2015 through August 15, 2018.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Division for Children, Youth & Families**

#A. Authorized to amend an agreement with JSI d/b/a Community Health Institute, Bow, NH (originally approved by G&C on 6-24-15, item #38), for the provision of juvenile justice systems improvements, by extending the completion date from February 29, 2016 to June 30, 2016. No Additional Funding. **100% Federal Funds.**

**DEPARTMENT OF SAFETY**

#B. Authorized the Division of Motor Vehicles to incorporate an addendum into the memorandum of agreement with the US Department of Homeland Security, US Citizenship and Immigration Services, Washington, DC, (originally approved by G&C on 4-3-13, item #74), for the purpose of establishing terms and conditions for the Department’s single sign-on access to the Systematic Alien Verification for Entitlements Program. Effective upon G&C approval. No Additional Funding. **100% Agency Income (cost of collections).**

**REGULAR AGENDA**

**BUSINESS FINANCE AUTHORITY**

#5 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, and further on a roll call vote as follows: Councilor Kenney – yes, Councilor Van Ostern – yes, Councilor Sununu – yes, Councilor Pappas – yes, and Councilor Wheeler – yes, voted to hold to hold a Public Hearing with respect to the financing and refinancing of industrial water facilities by the Business Finance Authority for Pennichuck Water Works, Inc. at various locations within the State of New Hampshire. Action will Authorized 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.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE  
GOVERNOR AND COUNCIL HELD AUGUST 5, 2015  
STATE HOUSE, CONCORD, NEW HAMPSHIRE**

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At 10:25 a.m. the Governor announced that the next matter to be considered would be the financing of an industrial facility project by the Business Finance Authority (“Authority”) for Pennichuck Water Works, Inc. and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received the written recommendation of the Authority and other documentation and information with respect to the project. The Governor said that the meeting would then hear anyone wishing to speak on the subject. Jack

Donovan, Executive Director of the Authority, introduced Larry Goodhue, Chief Financial Officer of Pennichuck Corporation, and briefly explained the project, and emphasized that the credit of the State was not involved. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Sununu introduced a resolution entitled "A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING AND REFINANCING OF WATER FACILITIES BY THE BUSINESS FINANCE AUTHORITY FOR PENNICHUCK WATER WORKS, INC. AT VARIOUS LOCATIONS WITHIN THE STATE OF NEW HAMPSHIRE" and moved its adoption, which was seconded by Councilor Pappas. After discussion of the resolution, the Governor called for a vote on the motion. Those voting in favor were: the Governor and Councilor Kenney, Councilor Van Ostern, Councilor Sununu, Councilor Pappas and Councilor Wheeler; those abstaining were: None; and those voting against were Councilor(s): None. The Governor declared that the resolution was passed.

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A RESOLUTION UNDER RSA 162-I:9 WITH RESPECT TO THE FINANCING  
AND REFINANCING OF WATER FACILITIES BY THE BUSINESS FINANCE AUTHORITY FOR  
PENNICHUCK WATER WORKS, INC.  
AT VARIOUS LOCATIONS WITHIN THE STATE OF NEW HAMPSHIRE

WHEREAS, the Governor and Council have received from the Business Finance Authority (the "Authority") its written recommendation that the Governor and Council make certain findings and a determination pursuant to RSA 162-I:9 with respect to the financing and refinancing of water facilities for Pennichuck Water Works, Inc. (the "Borrower") in Amherst, Bedford, Derry, Epping, Hollis, Hudson, Litchfield, Merrimack, Milford, Nashua, Newmarket, Pittsfield, Plaistow and Salem (collectively, "Locations") by the Authority's issue of up to \$25,500,000 Bonds under RSA 162-I (the "Act");

WHEREAS, the Governor and Council have received all the documentation and information with respect to the transaction that they have requested; and

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

IT IS HEREBY RESOLVED THAT:

Section 1. Findings. On the basis of the Authority's recommendation and the documentation and information received by the Governor and Council, and after a public hearing, the Governor and Council find:

(a) Special findings:

(1) The Project (which constitutes the "Facilities") consists of those projects listed on Schedule A attached hereto.

The Project is within the definition of "Water facility" in the Act and may be financed under the Act.

(2) The establishment and operation of the Facilities expands or maintains and improves the collection, purification, storage or distribution of water for domestic, industrial, agricultural or other uses, and the water for such uses is to be available on reasonable demand to members of the general public within the State of New Hampshire.

(b) General findings:

(1) The Project and the proposed financing and refinancing of the Project are feasible;

(2) The Borrower has the skills and financial resources necessary to operate the Facilities successfully;

(3) The LOAN AND TRUST AGREEMENT (which is a combined financing document and security document, hereinafter called an "Agreement") contain provisions so that under no circumstances will the Authority be obligated directly or indirectly to pay project costs, debt service or expenses of operation, maintenance and upkeep of the Facilities except from Bond proceeds or from funds received under the Agreement, exclusive of funds received thereunder by the Authority for its own use;

(4) The Agreement does not purport to create any debt of the State with respect to the Facilities, other than a special obligation of the Authority acting on behalf of the State under the Act; and

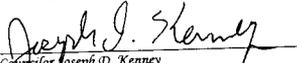
(5) The proposed financing and refinancing of the Project by the Authority and the proposed operation and use of the Facilities will serve one or more needs and implement one or more purposes set forth in RSA 162-I:1, will preserve or increase the social or economic prosperity of the State and one or more of its political subdivisions, and will promote the general welfare of the State's citizens.

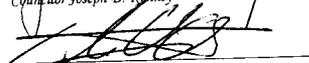
Section 2. Ultimate Finding and Determination. The Governor and Council find that the proposed financing and refinancing, operation and use of the Facilities will serve a public use and provide a public benefit; and the Governor and Council determine that the Authority's financing and refinancing of the Project will be within the policy of, and the authority conferred by, the Act.

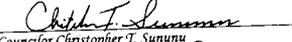
Section 3. Approval. The Governor and Council approve the Authority's taking such further action under the Act with respect to the transaction as may be required.

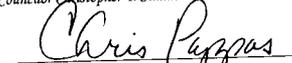
Section 4. Effective Date. This resolution shall take effect upon its passage.  
Passed and Agreed to August 5, 2015.

  
Governor Margaret Wood Hassan

  
Councillor Joseph D. Kenney

  
Councillor Colin Van Ostern

  
Councillor Christopher T. Sununu

  
Councillor Christopher C. Pappas

  
Councillor David K. Wheeler

Schedule A

(1) financing the construction of an approximately 32,300 square foot, one-story building to serve as an operating facility for the Borrower to be located at #16 Daniel Webster Highway, Merrimack (also described as: a certain parcel of land (the "Parcel") situated in the Town of Merrimack, County of Hillsborough, State of New Hampshire, being shown as Tax Map 1D, Lot 1-5 on plan entitled Subdivision Plan (Map 1D, Lot 1), Daniel Webster Highway and Manchester Street, Merrimack, New Hampshire, Record Owner: The Southwood Corporation), such Parcel expected to be transferred from The Southwood Corporation to the Borrower;

(2) refinancing (A) Water Facility Revenue Bonds (Pennichuck Water Works, Inc. Project), Series 2005A and Series 2005B which financed and refinanced (i) upgrades to water facilities in the Ledge Street area of Nashua, (ii) reconstruction of Supply Pond Dam in Nashua, (iii) construction of a 20 million gallon per day raw water supplemental pumping facility on an extension of Mast Road in Merrimack on the banks of the Merrimack River and adjacent to a former Boston & Maine railroad bed and acquisition and installation of equipment and furnishings therefor, (iv) laying of approximately 8,670 linear feet of 30-inch ductile iron transmission main at Mast Road, Daniel Webster Highway, Henry Clay Drive, Manchester Street and Al Paul Lane in Merrimack, (v) construction of a water treatment plant at 200 Concord Street in Nashua and a 1.7 million gallon reservoir tank and related equipment off of Shakespeare Road in Nashua, and (vi) replacement of Bowers Pond Dam and related site work at Bowers Pond in Nashua and Merrimack, all of which are used by the Borrower for the purpose of increasing water storage capacity for fire protection and maintaining constant water pressure in Merrimack and Nashua; and (B) Water Facility Revenue Bonds (Pennichuck Water Works, Inc. Project) 2005 Series A, which financed (i) upgrades to the Nashua Water Treatment Plant at 200 Concord Street in Nashua to ensure compliance with SDWA regulations and to provide operating redundancy, (ii) water supply improvements consisting of security upgrades, watershed improvements and arsenic removal equipment at 200 Concord Street in Nashua, (iii) water distribution improvements, including radio meter reading equipment, water main replacement and rehabilitation at customer locations for the Borrower's service area throughout Nashua as shown on the Service Area Website (at <http://www.pennichuck.com/tefra.php> (the "Service Area Website"), including but not limited to in Nashua on Burke Street, Eldridge Street, West Hollis Street, Lovell Street, Miami Street, Chestnut Street, Hamilton Street, Brook Street, Marquis Avenue, Rochete Avenue, Verona Street, Sarasota Avenue, Manatee Street, Burritt Street, Thomas Street, Dudley Street, Proctor Street, Mulvanity Street, Fernwood Street, Field Street, Fossa Avenue, Pratt Street, Evergreen Street, Allds Street, Newbury Street, Gillis Street, Zellwood Street, Revere Street, Morton Avenue, Temple Street, Worcester Street, Scripture Street and Sheds Avenue) in conjunction with Nashua's street and sewer upgrade project and maintenance of the Bon Terrain Tank adjacent to Route 101A in Amherst and Fifield Tank #1 at Fifield Street and Orchard Avenue in Nashua, (iv) water system operational improvements, including construction of the Armory Pumping Station at Daniel Webster Highway and South Main Street in Nashua and expansion of the Shakespeare High Pressure Service Area at Shakespeare Road in Nashua, acquisition of rolling stock required to maintain water service and acquisition and installation of water meters at 31 Will Street in Nashua, and (v) support systems improvements, consisting of a geographical information system and customer account and billing software, all of which are used by the Borrower for the purpose of improving its collection, purification, storage and distribution of water in Amherst, Bedford, Derry, Epping, Hollis, Merrimack, Milford, Nashua, Plaistow and Salem, New Hampshire.

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

### Office of the Commissioner

#6 Authorized to transfer General funds in the amount of \$67,977,420, increase related Federal revenues in the amount of \$124,150 and increase related Other revenues in the amount of \$34,328. Effective upon G&C approval through December 31, 2015. **Fiscal Committee approved.**

### Office of Medicaid Business and Policy

#7 Authorized the Bureau of Drug and Alcohol Services to accept and expend Substance Abuse Prevention & Treatment Block Grant federal funds from the US Department of Health and Human Services, Substance Abuse and Mental Health Services Administration in the amount of \$2,500,000. Effective upon G&C approval through September 30, 2015. **100% Federal Funds. Fiscal Committee approved.**

#8 Authorized the Bureau of Behavioral Health to make a **retroactive** unencumbered payment in the amount of \$744 to Attorney Earl S. Carrell, Manchester, NH, for legal services provided in excess of his contract with the Bureau during SFY 2015 using SFY16 funds.

#### **Bureau of Facilities and Assets Management**

#9 Authorized to enter into a **retroactive sole source** amendment to an existing lease with the City of Rochester, NH (originally approved by G&C on 6-22-05, item #317A), for continued occupation by the Rochester District Office by increasing the price in the amount of \$137,625 to \$2,847,812.50 from \$2,710,187.50, and by extending the term from June 30, 2015 to December 31, 2015. **60% General, 40% Federal Funds.**

#10 NOT USED

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

#11 Authorized to **retroactively** amend item #23, originally approved by G&C on January 29, 2014, by reallocating grant funds and extending the end date, with no increase in funding, of the grant received from the Substance Abuse and Mental Health Services Administration to develop a sustainable system of care infrastructure for children and youth with serious emotional, behavioral and/or mental health challenges, and their families. Effective July 1, 2015 through December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#12 Authorized to accept private funds in the amount of \$15,005 for the Spark NH, Early Childhood Advisory Council from the Endowment for Health to funds *Spark NH Community of Practice*. Effective upon G&C approval through May 31, 2016. **100% Other (Private Grant) Funds.**

#### **Bureau of Homeless and Housing Services**

#13 Authorized to enter into a **sole source** agreement with Southwestern Community Services Inc., Keene, NH, to provide a permanent housing program to facilitate the movement for four homeless families in which one adult or child has a disability, to stable housing and maximum self-sufficiency through the Federal Continuum of Care program, in an amount not to exceed \$66,421. Effective November 1, 2015, or upon G&C approval, whichever is later, through October 31, 2016. **100% Federal Funds.**

#14 Authorized to enter into a **retroactive sole source** agreement with Center for Life Management, Derry, NH, to provide a permanent housing program to facilitate the movement of up to 37 homeless individuals and families to stable housing and maximum self-sufficiency through the Federal Continuum of Care program, in an amount not to exceed \$243,745. Effective July 1, 2015 through June 30, 2016. **100% Federal Funds.**

#15 Authorized to enter into **retroactive** agreements with the vendors as detailed in letter dated July 7, 2015, for the provision of Emergency Solutions Grant services, in an amount not to exceed \$627,176. Effective July 1, 2015 through June 30, 2016. **100% Federal Funds.**

#16 Authorized to enter into **retroactive** agreements with the vendors as detailed in letter dated July 7, 2015, for the administration of the Homeless Housing and Access Revolving Loan Fund program, in an amount not to exceed \$100,000. Effective July 1, 2015 through June 30, 2017. **100% General Funds.**

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

#17 Authorized to accept and expend federal funds from the Centers for Medicare and Medicaid Services, Center for Medicare and Medicaid Innovation for the State Innovation Models: Round Two of Funding for Design and Test Assistance in the amount of \$1,636,364. Effective **retroactive** to July 1, 2015 through December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#18 Authorized 3 of the 5 agreements as requested by the Maternal and Child Health Section, Family Planning Program to enter into **retroactive** agreements with the vendors as detailed in letter dated July 15, 2015, to provide family planning services, in an amount not to exceed \$1,070,000. Effective July 1, 2015 through June 30, 2017. **15.89% Federal, 84.11% General Funds.**

Each agreement within item #18 was voted on separately:

- Concord Feminist Health Center – **approved on motion of Councilor Sununu, seconded by Councilor Pappas, and with Councilor Wheeler voting NO.**
- Joan G. Lovering Health Center – **approved on motion of Councilor Van Ostern, seconded by Councilor Sununu, and with Councilor Wheeler voting NO.**
- Planned Parenthood of Northern New England, Claremont – **Councilors Kenney, Sununu and Wheeler voted NO, therefore, the agreement failed.**
- Planned Parenthood of Northern New England, Manchester – **Councilors Kenney, Sununu and Wheeler voted NO, therefore, the agreement failed.**
- Weeks Medical Center – **approved on motion of Councilor Kenney, seconded by Councilor Sununu, and with Councilor Wheeler voting NO.**

#19 NOT USED

#20 NOT USED

#21 Authorized to exercise a renewal option and amend a contract with the Foundation for Healthy Communities, Concord, NH (originally approved by G&C on 9-3-14, item #20), to continue assisting Critical Access Hospitals to improve quality of care for Medicare beneficiaries, by increasing the price by \$260,476 from \$279,000 to an amount not to exceed \$539,476, and by extending the completion date from August 31, 2015 to August 31, 2017. **100% Federal Funds.**

#22 Authorized to exercise a **sole source** renewal option and amend a contract with Robert Gougelet, MD, Hanover, NH (originally approved by G&C on 1-20-14, item #35), to provide expert disaster medicine and public health emergency consultation services, by increasing the price by \$95,000 from \$220,000 to an amount not to exceed \$315,000, and by extending the completion date from August 31, 2015 to June 30, 2017. **87.37% Federal, 12.63% General Funds.**

#23 Authorized to exercise a **sole source** renewal option and amend a contract with the Foundation for Healthy Communities, Concord, NH (originally approved by G&C on 9-3-14, item #53), to continue to identify the needs, provide implementation, and evaluation of tasks to assist NH's 13 small rural hospitals with improving their telehealth and telemedicine capabilities, and improving quality performance through Lean or other quality improvement training and projects, by increasing the price by \$224,940 from \$222,000 to an amount not to exceed \$446,940, and by extending the completion date from August 31, 2015 to August 31, 2017. **100% Federal Funds.**

#24 Authorized to add to a list of Licensed Mental Health and Alcohol and Other Drug Use Professionals, with the ability to expand to include additional individuals and organizations licensed by the NH Board of Medicine, and certified and approved by the NH Bureau of Drug and Alcohol Services to provide outpatient mental health and/or substance abuse counseling services to clients enrolled in the NH Ryan White CARE Program. No Maximum client or service volume is guaranteed. Accordingly, the price limitation among all agreements is \$30,000. Effective upon G&C approval through June 30, 2016. **100% Other Funds.**

#25 Authorized to exercise a renewal option to an existing agreement with Geraldine Lau, APRN, Conway, NH (originally approved by G&C on 9-19-12, item #60), to continue to provide reimbursement for payment of educational loans through the State Loan Repayment Program, by increasing the price by \$20,000 from \$33,200 to an amount not to exceed \$53,200 and by extending the completion date from September 30, 2015 to September 30, 2017. **100% General Funds.**

#26 Authorized to establish a list of Licensed Mental Health and Alcohol and Other Drug Use Professionals, with the ability to expand to include additional individuals and organizations licensed by the NH Board of Medicine, and certified and approved by the NH Bureau of Drug and Alcohol Services to provide outpatient mental health and/or substance abuse counseling services to clients enrolled in the NH Ryan White CARE Program. No Maximum client or service volume is guaranteed. Accordingly, the price limitation among all agreements is \$30,000. Effective upon G&C approval through June 30, 2016. **100% Other Funds.**

#### **Bureau of Behavioral Health**

#27 Authorized to enter into a **retroactive** agreement with The Center for Life Management, Derry, NH, for the provision of Children's Assertive Community Treatment Wraparound Services in an amount not to exceed \$152,600. Effective July 1, 2015 through June 30, 2016. **100% General Funds.**

#28 Authorized to enter into a **sole source retroactive** agreement with NAMI NH, Concord, NH, for the provision of family mutual support, suicide prevention services and military culture initiative services in an amount not to exceed \$1,199,999. Effective July 1, 2015 through June 30, 2017. **79% General, 21% Federal Funds.**

#### **New Hampshire Hospital**

#29 Authorized to enter into a **retroactive** amendment to an agreement with the Carrier Corporation, Canton, MA, for the provision of repairs for two "Carrier 23XL R22 Screw Chillers" located in the Acute Psychiatric Services building, by increasing the price by \$10,000 from \$26,000 to an amount not to exceed \$36,000. Effective April 20, 2015 through June 30, 2017. **29% Federal, 66% General, 5% Other Funds.**

#30 NOT USED

#31 NOT USED

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#32 Authorized the Division of Aeronautics, Rail and Transit to establish a non-budgeted class and to transfer funds in and among accounting units in the amount of \$2,366,534. Effective upon G&C approval through December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#33 Authorized the Division of Operations to transfer funds in and among accounting units in the amount of \$508,200. Effective upon G&C approval through December 31, 2015. **Fiscal Committee approved.**

#34 NOT USED

#35 Authorized to accept and place on file the Bureau of Construction's quarterly basis summary of active projects that may require contingency use.

#36 Authorized the Bureau of Right of Way to transfer a 0.22 +/- of an acre parcel of State owned land on the easterly side of NH Route 125 in Kingston to Magnusson Farm LLC in exchange for Magnusson Farm LLC transferring to the Department a 0.17 +/- of an acre parcel to the Department. This is a no cost transaction except for an Administrative Fee which was reduced from \$1,100 to \$500. (2)Further authorized to emendate the Commissioners' Return of Highway Layout adjust the limits of NH Route 125 Controlled Access Right-of-Way.

#37 Authorized to accept and place on file the Bureau of Right of Way's Contemplated Award List for amounts less than \$5,000 for the sum total of \$46,478.48 for the period extending from April 1, 2015 through June 30, 2015.

#38 Authorized the Bureau of Right of Way to sell a 0.5 +/- of an acre parcel of State owned land located on the westerly side of US Route 202 in the Town of Hancock to Robert M. Magie and Patricia C. Magie for \$5,100 which includes a \$1,100 Administrative fee. Effective upon G&C approval. Originally purchased with 80% Federal, 20% Highway Funds.

#39 Authorized the Bureau of Construction to enter into a contract with Premier Fence LLC, Avon, MA, for the repair of damaged beam guardrail and fencing on the Central and Eastern Turnpike system, on the basis of a low bid of \$176,220. Effective upon G&C approval through June 30, 2017. **100% Turnpike Funds.**

#40 Authorized the Bureau of Rail and Transit to amend a **sole source** agreement with Trapeze Software Group Inc., Scottsdale, AZ (originally approved by G&C on 11-17-10, item #216), for all technical aspects and support of the automated regional rideshare software in order to obtain maximum value and better serve the public, by increasing the total by \$116,063 from \$193,835 to \$309,898 and exercise an option to extend the completion to September 30, 2018. **80% CMAQ, 20% Turnpike Funds.**

#41 Authorized the Bureau of Aeronautics to award a grant to the City of Lebanon, to design and construct storm water controls (environmental mitigation) for the end of Runway 25 at the Lebanon Municipal Airport, in the amount of \$190,532. Effective upon G&C approval through July 31, 2019. **94.74% Federal, 5.26% General Funds.**

#42 Authorized the Bureau of Planning and Community Assistance to enter into agreement with the Towns of Swanzey and Winchester to provide funding and services under the National Historic Covered Bridge Preservation Program and the State Aid Bridge Program through a Department-Managed process, in the total amount of \$777,600. Effective upon G&C approval through June 30, 2017. **80% Federal, 16% State Aid Bridge, 4% Local Match Funds.**

#### **COMMUNITY DEVELOPMENT FINANCE AUTHORITY**

The Governor and Council acted as follows:

#43 Authorized to award a grant to the Town of Allenstown, NH, in the amount of \$500,000 to be used to support the construction of the Suncook Senior Center to be situated at 8 Whitten Street, Allenstown, NH. Effective August 5, 2015 through June 30, 2017. **100% Federal Funds.**

#44 Authorized to award a grant to the Town of Tilton, NH, in the amount of \$478,880 to support the municipal wastewater system connection and demolition of an unsafe building on behalf of the Gaslight Village Cooperative Inc., Tilton, NH. Effective August 5, 2015 through June 30, 2017. **100% Federal Funds.**

#### **OFFICE OF THE GOVERNOR**

#45 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Van Ostern, and with Councilor Sununu voting **no**, authorized to accept and expend grant funds in the amount of \$112,500 from the NH Charitable Foundation, Oliver J. and Dorothy Penniman Hubbard New Futures Fund, for the continued support of a Senior Behavioral Health Coordinator. Effective **retroactive** to July 1, 2015 through December 31, 2015. (2)Further authorized to amend item #39A, originally approved by G&C on December 3, 2014, by changing the end date, **retroactive** from June 30, 2015 to December 31, 2015, for the purpose of continuing a non-classified position, Senior Behavioral Health Coordinator, as established for the purpose of improving coordination of NH's substance use and other behavioral health policies to better combat substance misuse and to reduce long-term costs to the state, counties, local communities and business. Effective upon G&C approval through December 31, 2015. **Fiscal Committee approved.**

#### DEPARTMENT OF INFORMATION TECHNOLOGY

#46 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, authorized, for the benefit of state agencies, to enter into a **sole source** contract amendment with System Automation Corporation, Columbia, MD (originally approved by G&C on 5-8-14, item #8), for licensing system enhancements, in the amount of \$89,900 from \$2,081,241 to \$2,171,141. Effective upon G&C approval through July 31, 2018. **100% Liquor Funds.**

#### DEPARTMENT OF CULTURAL RESOURCES

#47 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to accept and expend a grant from the National Park Service, in the amount of \$594,691 for the stabilization and repair of historic properties damaged by Hurricane Sandy and for planning projects that will better prepare historical properties for future natural disasters. Effective July 1, 2015 through December 31, 2015. **100% Federal Funds.** (2)Further authorized to **retroactively** amend item #30, originally approved by G&C on April 9, 2014, to establish an object class 050 (Part-time Temporary) position for one Grants Program Coordinator, labor grade 23, and two Program Specialist I, labor grade 19, by extending the date from June 30, 2015 through December 31, 2015. **Fiscal Committee approved.**

#### DEPARTMENT OF REVENUE ADMINISTRATION

The Governor and Council acted as follows:

#48 Authorized to place Attorney Shaun Thomas at Step 2 (NH First equivalent Step 3) for the position of Assistant Revenue Counsel, position #9U152, unclassified salary grade DD, earning \$66,979.06 annually. Effective upon G&C approval **100% General Funds.**

#48A Authorized to **retroactively** pay the Multistate Tax Commission, Washington, DC, the amount of \$12,550 for membership in the Nexus Program as an Associate Member. Effective July 1, 2015 through June 30, 2016. **100% General Funds.**

#### NEW HAMPSHIRE COUNCIL ON DEVELOPMENTAL DISABILITIES

#48B The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, authorized to conduct a two-day conference on September 25-26, 2015 at the Radisson Hotel in Manchester, NH, to train people with disabilities, families and human services professionals in advocacy and best practices for supporting children and adults with autism, for a total cost not to exceed \$16,000. (2)Further authorized to accept registration fees and donations in an amount not to exceed \$16,000. Effective upon G&C approval through November 30, 2015. **100% Other Funds (Registration fees and donations).**

#### HIGHWAY SAFETY AGENCY

#49 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas, authorized to **retroactively** pay to the Governors Highway Safety Association, Washington, DC, the amount of \$4,521 for annual dues covering the 12-month period commencing July 1, 2015 through June 30, 2016. **27% Federal, 73% Highway Funds.**

#### INSURANCE DEPARTMENT

The Governor and Council acted as follows:

#50 Authorized to **retroactively** accept and expend federal grant funds (Health Insurance Premium Review Cycle III Grant) in the amount of \$1,055,985 for FY 2016 from the US Department of Health and Human Services for the purpose of improving the health insurance rate review process, enhancing the quality of data collected on health insurance claims, improving the transparency information for consumers, enhancing the HealthCost website as a centralized location for health care price information. Effective July 1, 2015 through December 31, 2015. (2)Further authorized to **retroactively** amend item #24, originally approved by G&C on December 4, 2013, to establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors, by extending the end date from June 30, 2015 to December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#51 Authorized to **retroactively** accept and expend federal grant funds in the amount of \$529,678 for FY 2016 from the US Department of Health and Human Services for continued implementation of plan management partnership operations during calendar year 2015, and for exploring continuity of coverage options. (2)Further authorized to **retroactively** establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors. Effective July 1, 2015 through December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#52 Authorized to **retroactively** accept and expend federal grant funds (Health Insurance Premium Review Cycle IV Grant) in the amount of \$444,179 for FY 2016 from the US Department of Health and Human Services for the purpose of improving the rate review process. Effective July 1, 2015 through December 31, 2015. (2)Further authorized to **retroactively** amend item #30, originally approved by G&C on November 12, 2014, to establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors, by extending the end date from June 30, 2015 to December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#### **NEW HAMPSHIRE LIQUOR COMMISSION**

#53 The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Sununu, authorized to **retroactively** amend the grant entitled "Impaired Driving Crackdown Project" (originally approved by G&C on 9-3-14, item #61), to develop and implement a program focused on the impaired driving crackdown in the amount of \$24,873 from the National Liquor Law Enforcement Association, by extending the project completion date from January 31, 2015 to August 31, 2015. No Additional Funding. **100% Agency Income.**

#### **DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

The Governor and Council acted as follows:

#54 Authorized the Division of Travel and Tourism to transfer funds in the amount of \$375,000 for anticipated shortages in grants, subsidies and relief for the Fiscal Year 2016. Effective upon G&C approval through December 31, 2015. **100% General Funds. Fiscal Committee approved.**

#55 Authorized the Division of Parks and Recreation to make a **retroactive** payment to the NH Campground Owners Association, Epsom, NH, in the amount of \$3,664 for an unpaid invoice for membership renewal dated September 1, 2014. **100% Park Funds.**

#56 Authorized the Office of Workforce Opportunity to enter into a **retroactive** contract with Thomas P. Miller & Associates LCC, Indianapolis, IN, for the provision of Workforce Innovation and Opportunity Act State Plan development services, in the amount of \$79,493. Effective July 1, 2015 through June 30, 2016. **100% Federal Funds.**

#57 Authorized the Bureau of Historic Sites to accept a monetary donation of \$30,000 from the Wentworth-Coolidge Commission Inc., as their portion of a 50% match for restoration of the windows in the Wentworth-Coolidge Mansion in Portsmouth, NH. Funds will be deposited in the Historic Sites Fund. (2)Further authorized to contract with Winn Mountain Restorations LLC, Lyndeborough, NH, for the repair and restoration of the windows in the Wentworth-Coolidge Mansion, in the amount of \$50,591. Effective upon G&C approval through September 30, 2017. (3)Further authorized a contingency in the amount of \$9,409 to cover any unforeseen issues that may arise. **50% Agency Income (Conservation Plate), 50% Private Local Funds (Historic Sites Fund).**

#58 Authorized the Office of Workforce Opportunity to amend a contract for services with Southern NH Services Inc., Manchester, NH, (originally approved by G&C on 2-11-15, item #36), for the delivery of additional Workforce Innovation and Opportunity Act services as a result of an award of National Emergency Grant funds for Sector Partnership services, by increasing the amount from \$16,000,000 to \$18,281,331, an increase of \$2,281,331. Effective upon G&C approval. **100% Federal Funds.**

#58A Authorized the Division of Travel and Tourism Development to award grants to the organizations as detailed in letter dated July 20, 2015, in the total amount of \$375,000 for their 2016-2017 in-state and out-of-state marketing projects under the Joint Promotional Program. Effective upon G&C approval. **100% General Funds.**

## NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#59 Authorized to accept and expend \$9,126.52 from the State of NH, Department of Safety, Homeland Security Grant Funds, for reimbursement of Overtime costs associated with Operations Stonegarden activities. Effective upon G&C approval through December 31, 2015.

#60 Authorized to enter into a contract with the Wildlife Management Institute, Cabot, VT, to provide a scope of services that includes dues and assessments, as well as research and management of multiple waterfowl species, for an amount not to exceed \$123,398. Effective upon G&C approval through June 30, 2018. **53% Federal, 47% Other (Game Management).**

## DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#61 Authorized to **retroactively** amend item #22, originally approved by G&C on December 4, 2013, for the purpose of implementing the MtBE Settlement Agreements, by extending the end date from June 30, 2015 to December 31, 2015. **100% MtBE Settlement Funds.** (2) Further authorized to **retroactively** extend the existing, five full-time temporary positions end date from June 30, 2015 to December 31, 2015 (originally approved by G&C on 11-22-13). (3) Further authorized to amend item #22, originally approved by G&C on December 4, 2013, MTBE Settlement, by reallocating \$1,579,195 for better utilization of funds. Effective upon G&C approval through December 31, 2015. **100% MTBE Settlement Funds. Fiscal Committee approved.**

#62 Authorized the NH Connecticut River Valley Resource Commission to enter into a **retroactive sole source** agreement with the Connecticut River Joint Commissions, Lebanon, NH, to provide administration, management, and program assistance, in the amount of \$60,000. Effective July 1, 2015 through June 30, 2017. **100% General Funds.**

#63 Authorized to enter into a grant agreement with the NH Rivers Council, Concord, NH, for the purpose of milfoil prevention activities, totaling \$7,170. Effective upon G&C approval through December 31, 2015. **100% Lakes Restoration Funds.**

#64 Authorized to award a Brownfields Assessment Grant to the Town of Warner, in the amount of \$41,200 to perform environmental site assessment work. Effective upon G&C approval through September 30, 2016. **100% Brownfields Repayment Funds.**

#65 Authorized to award a Brownfields Assessment Grant to the Town of Raymond, in the amount of \$20,900 to perform environmental site assessment work. Effective upon G&C approval through September 30, 2016. **100% Brownfields Repayment Funds.**

#66 Authorized to enter into a contract with Nobis Engineering Inc., Concord, NH, to perform site investigations, Brownfields assessments, cleanup planning and remediation services at petroleum and hazardous waste contaminated sites, MtBE sites and Brownfields sites, in the amount of \$2,380,000. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

#67 Authorized to enter into a **sole source** Joint Funding Agreement with the US Geological Survey, National Geospatial Technical Operations Center, Rolla, MO, for acquisition of airborne light detection and ranging elevation data, in the amount of \$587,500. Effective upon G&C approval through September 30, 2017. **100% Capital (General) Funds.**

#68 Authorized to enter into an agreement with the City of Laconia, NH, to complete the *Meredith, Paugus, and Saunders Bays Implementation Project Phase I – Weirs Beach* project, in the amount of \$70,000. Effective upon G&C approval through December 31, 2017. **100% Federal Funds.**

#69 Authorized the City of Concord's request to perform work on the Upper Merrimack River, Concord, NH.

## BOARD OF PHARMACY

#70 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Van Ostern, authorized to **retroactively** amend item #36, originally approved by G&C on February 28, 2014, to complete the implementation of the Controlled Drug Prescription Health and Safety Program, by extending the end date from June 30, 2015 to December 31, 2015. No Additional Funding. (2)Further authorized to **retroactively** amend item #36, originally approved by G&C on February 28, 2014, to extend the temporary full-time position, Class 059, Administrator I, labor grade 27, from June 30, 2015 to December 31, 2015. (3)Further authorized to **retroactively** amend item #57, originally approved by G&C on July 24, 2013, to extend the temporary part-time position, Class 50, Administrator I, labor grade 27, from June 30, 2015 to December 31, 2015. **100% Transfer from other State Agency. Fiscal Committee approved.**

## DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#71 Authorized with Councilor Van Ostern recusing himself, the Division of Career Technology and Adult Learning to enter into a **sole source** memorandum of agreement with the Community College System of NH, to improve Career and Technical Education programs, in an amount not to exceed \$2,906,000. Effective August 16, 2015, or upon G&C approval, whichever is later, through August 15, 2017. **100% Federal Funds.**

#72 Authorized to **retroactively** accept and expend NH Safe Schools/Healthy Students State Program (grant) funds in the amount of \$1,586,127, received from the US Department of Health and Human Services. Effective July 1, 2015 through December 31, 2015. **100% Federal Funds.** (2)Further authorized to **retroactively** amend item #62, originally approved by G&C on March 26, 2014, to establish 3 full time positions, by extending the end date from June 30, 2015 through December 31, 2015. (3)Further authorized to **retroactively** amend item #62, originally approved by G&C on March 26, 2014, to establish one part time Program Specialist III, labor grade 23, salary range \$35,742-\$37,306, not to exceed 29.5 hours/week, by extending the end date from June 30, 2015 through December 31, 2015. **Fiscal Committee approved.**

#73 Authorized to **retroactively** accept and expend the NH "Now Is The Time" Project Advancing Wellness and Resilience in Education Grant Funds in the amount of \$1,084,997 from the US Department of Health and Human Services. Effective July 1, 2015 through December 31, 2015. The balance of the \$9,749,959 grant which is \$8,648,907 will be incorporated into the next two biennial budgets. **100% Federal Funds.** (2)Further authorized to **retroactively** amend item #57, originally approved by G&C on April 8, 2015, to establish 2 full-time positions, by extending the end date from June 30, 2015 through December 31, 2015. **Fiscal Committee approved.**

#74 Authorized with Councilor Pappas recusing himself, the Division of Higher Education, Veterans Education Services to hold an annual School Certifying Officials Conference on November 4-5, 2015 at the Puritan Restaurant, Manchester, NH, for a total meeting cost not to exceed \$4,881.60. (2)Further authorized to make an advance payment in the amount of \$1,000 to secure the price for the venue. Effective November 4-5, 2015. **51% Federal, 49% Other Funds.**

#75 Authorized to **retroactively** amend a contract with Robert Monk, Dauphin, PA (originally approved by G&C on 6-4-14, item #87), to assist the NH Department of Education and schools with the submission of data and to perform analysis on related assessment data in conjunction with the state longitudinal data system for an additional 12 months at no additional cost. Effective July 1, 2015 through June 30, 2016. **100% Federal Funds.**

#76 Authorized the Division of Program Support to hold The NH Statewide Meeting on The Connection Between Wellness and Learning on August 18-19, 2015 at the Courtyard Marriott & Grappone Conference Center, Concord, NH, for a total meeting cost not to exceed \$8,800. Effective August 18-19, 2015. **100% Federal Funds.**

#77 Authorized to accept and expend Developing Capacity to Improve Emergency Operations Plans in NH grant funds in the amount of \$92,457 from the US Department of Education, to improve the internal capacity to assist local schools in the development and implementation of high-quality Emergency Operations Plans. (2) Further authorized to enter into a memorandum of agreement with the Department of Safety, Division of Homeland Security and Emergency Management to assist the DOE in completing the scope of a grant received from the US Department of Education titled "Developing Capacity to Improve Emergency Operations Plans in NH", in an amount not to exceed \$85,000. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**

#### **POLICE STANDARDS & TRAINING COUNCIL**

#78 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, authorized to accept and expend a 2013 State Agency Homeland Security Grant Award from the NH Department of Safety, in the amount of \$8,500 for the purpose of extending system warranty and functionality of an advanced interactive use of force simulator used for training NH police officers. Effective upon G&C approval through August 31, 2015. **100% Agency Income.**

#### **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#79 Authorized the Division of State Police to amend item #51, originally approved by G&C on October 1, 2014, by changing the end date **retroactively** from June 30, 2015 to December 31, 2015 for the SAVIN Grant; and for the purpose of retaining a class 046 consultant position. No Additional Funding. **100% Agency Income. Fiscal Committee approved.**

#80 Authorized the Division of State Police to amend items #102, originally approved by G&C on November 6, 2013, to align with the Federal Grant end date, by changing the end date **retroactively** from June 30, 2015 to September 30, 2015. **100% Federal Funds. Fiscal Committee approved.**

#81 Authorized the Division of State Police to amend item #48, originally approved by G&C on February 11, 2015, to align with the Federal Grant end date for the provision of continuing a consultant position to provide assistance to departments in designing, configuring, and deploying a Virtual Private Network solution, by changing the end date **retroactive** from June 30, 2015 to September 30, 2015. **100% Agency Income. Fiscal Committee approved.**

#82 Authorized the Division of State Police to amend item #59, originally approved by G&C on April 8, 2015, to align with the Federal Grant end date to continue consultant positions for the purpose of enhancing the previously developed crash records management system to add to the existing J-One system, by changing the end date **retroactive** from June 30, 2015 to September 30, 2015. **100% Agency Income. Fiscal Committee approved.**

#83 NOT USED

#84 Authorized the Division of State Police to restore 300.7 hours of sick leave to Sergeant David McCormack, who suffered a line of duty injury and was unable to perform his normal or routine duties from January 1, 2015 through April 20, 2015.

#85 Authorized the Division of State Police to restore 58.17 hours of annual and 105.64 hours of sick leave to Trooper James E. Powers, who suffered a line of duty injury and was unable to perform his normal or routine duties from November 11, 2014 through December 29, 2014.

#86 Authorized the Division of Motor Vehicles and the Division of Administration to **retroactively** enter into a contract with Kodak Alaris Inc., Rochester, NY, to provide preventive maintenance, service, and repairs to microfilm equipment located in the Department of Safety, for an amount not to exceed \$28,845.80. Effective July 1, 2015 through June 30, 2016. **60% Agency Income (cost of collections), 40% Highway Funds.**

#87 Authorized the Division of Administration to **retroactively** pay annual membership dues to the Federation of Tax Administrators, Washington, DC, in the amount of \$5,897. Effective July 1, 2015 through June 30, 2016. **100% Agency Income (cost of collections).**

#### **DEPARTMENT OF JUSTICE**

The Governor and Council acted as follows:

#88 Authorized to **retroactively** amend an award from the US Department of Justice, Office of Justice Programs, in the amount of \$449,443 (originally approved by G&C on 11-12-14, item #57), to provide no-cost civil legal assistance and advocacy to victims of domestic violence who proceed pro se in court hearings and to support continuing supervised visitation and exchange services, by extending the end date from June 30, 2015 to December 31, 2015 (2) Further authorized to amend sub grants as detailed in letter dated June 30, 2015, to allow the programs to continue to offer legal and supervised visitation services for victims of domestic violence, and sexual assault, by extending the end date from June 30, 2015 to September 30, 2016. No Additional Funding. **100% Federal Funds. Fiscal Committee approved.**

#89 Authorized to **retroactively** amend item #38, originally approved by G&C on April 4, 2014, by extending the end date from June 30, 2015 to December 31, 2015 of a Paralegal II position, labor grade 19, for the purpose of assisting attorneys and investigators in research, fact-finding, trial preparation and case management in matters involving Medicaid provider fraud, patient abuse and financial exploitation. (2) Further authorized to **retroactively** accept and expend \$31,715 (\$23,786 from the US Department of Health and Human Services, Medicaid Fraud and \$7,929 in agency income), for the purpose of supporting the Paralegal II position above. Effective July 1, 2015 through December 31, 2015. **75% Federal, 25% Other Agency Income. Fiscal Committee approved.**

#90 Authorized to **retroactively** amend an item originally approved by G&C on May 8, 2014, by extending the end date from June 30, 2015 to December 31, 2015 of a full-time temporary Attorney II, labor grade 28, for the purpose of statewide investigations and prosecutions of drug related activities. (2) Further authorized to **retroactively** accept and expend \$51,255 of Federal Forfeitures for the purpose of supporting the full time Attorney II position responsible for the statewide investigations and prosecutions of drug related activities. Effective July 1, 2015 through December 31, 2015. **100% Federal Forfeitures. Fiscal Committee approved.**

#91 Authorized to **retroactively** amend item #56, originally approved by G&C on November 12, 2014, by extending the end date from June 30, 2015 to December 31, 2015, for a grant of \$370,000 from the Bureau of Justice Assistance, Office of Justice Programs, to be utilized to implement a Swift and Certain Sanctions Intensive Probation Supervision program. Effective upon G&C approval through December 31, 2015. No Additional Funding. **100% Federal Funds.**

#92 Authorized to **retroactively** amend items #50, originally approved by G&C on February 11, 2015, to extend a part-time temporary position within budget class 050 Program Specialist IV, LG24, from June 30, 2015 to December 31, 2015, to provide the NH Colleges and Universities with information and support to develop best practices for responding to sexual violence on campus, assists colleges and universities with developing first responder trainings, and promotes cross training among crisis centers and law enforcement. (2) Further authorized to **retroactively** accept a subgrant from the NH Department of Justice in the amount of \$51,340 to provide the NH Colleges and Universities with information and support to develop best practices for responding to sexual violence on campus in accordance with State and Federal mandates, assisting colleges and universities with developing first responder trainings, and promoting cross training among crisis centers, law enforcement, colleges and universities. Effective July 1, 2015 through December 31, 2015. **100% Agency Income (origin federal funds). Fiscal Committee approved.**

#92A Authorized to **retroactively** amend the acceptance and expenditure of a grant in the amount of \$866,833 from the US Department of Justice, Office on Violence Against Women (originally approved by G&C on 11-12-14, item #55), for the purpose of establishing a statewide program to enhance support services for victims of sexual assault, by extending the current end date from June 30, 2015 to December 31, 2015. (2)Further authorized to **retroactively** amend subgrants with the agencies as detailed in letter dated July 1, 2015, to support activities in the coordination and implementation of this Statewide initiative, by extending the end date from June 30, 2015 to December 31, 2015. No Additional Funding. **100% Federal Funds. Fiscal Committee approved.**

#93 Authorized to **retroactively** amend item #52, originally approved by G&C on October 1, 2014, by extending the current end date from June 30, 2015 to December 31, 2015, for the purpose of establishing a Statewide Automated Victim Information and Notification Program. (2)Further authorized to **retroactively** amend item #52, originally approved by G&C on October 1, 2014, by extending the end date of the subgrant to the NH Department of Safety, in the amount of \$955,095 from June 30, 2015 to December 31, 2015. No Additional Funding. **100% Federal Funds. Fiscal Committee approved.**

#94 Authorized to accept and expend a grant from the US Department of Justice, Office for Victims of Crime, in the amount of \$106,177 for the purposes of improving the technology of the claims processing system, known as the "Computerized Crime Victim Compensation System" utilized by the Department's Victims' Assistance Unit. (2)Further authorized to establish a consultant class 046 for the purpose of contracting with the systems expert relative to the "Computerized Crime Victim Compensation System". Effective upon G&C approval through December 31, 2015. **100% Federal Funds. Fiscal Committee approved.**

#95 Authorized to **retroactively** enter into a new subgrant in the amount of \$79,684 to support the enhancement of All "R" Kids Supervised Visitation Center, Monadnock Family Services. Effective July 1, 2015 through December 31, 2015. **100% Federal Funds.**

#96 Authorized the Office of the Medical Examiner to enter into a **retroactive sole source** contract with Dr. Elizabeth A. Bundock, MD, PhD, to assist the Chief Medical Examiner with autopsies specific to neuropathology examinations, including consultations, trials and depositions when required, in an amount not to exceed \$40,000. Effective July 1, 2015 through June 30, 2017. **100% General Funds.**

#97 Authorized to **retroactively** amend a subgrant from Federal Fiscal Year 2014 Victims of Crime Act Grant Program (originally approved by G&C on 6-18-14, item #49), by extending the end date from June 30, 2015 to September 30, 2015. **100% Federal Funds.**

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

The Governor and Council acted as follows:

#98 Authorized to transfer funds in and among accounting units in the amount of \$128,743. Transfers are made up to \$75,468 in general funds, \$31,200 in transfer from other agencies, and \$22,075 in other funds. Effective upon G&C approval through December 31, 2015. **58.62% General, 24.23% Transfer, 17.15% Other Funds. Fiscal Committee approved.**

#99 Authorized the Division of Personnel's request to extend the temporary full-time position of Human Resources Assistant III. Effective **retroactive** to June 30, 2015 to December 31, 2015. **100% General Funds.**

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

#101 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Turnstone Corporation, Milford, NH, for the State House Dome Repairs – Platform Construction, Concord, NH, for a total price not to exceed \$971,100. (2)Further authorized a contingency in the amount of \$50,000 for unanticipated structural expenses for the State House Dome Repairs – Platform Construction, bringing the total to \$1,021,100. (3)Further authorized the amount of \$9,275 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for Capital Clerk oversight services provided, bringing the total to \$1,030,375. Effective upon G&C approval through November 2, 2015. **100% Capital – General Funds.**

#102 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Gerard A. Laflamme Inc., Londonderry, NH, for a total price not to exceed \$300,100, for the Building A Electrical Upgrades and AASF Camera System, Concord, NH. (2)Further authorized a contingency in the amount of \$20,000 for unanticipated electrical expenses and owner initiated changes, bringing the total to \$320,100. (3)Further authorized the amount of \$25,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$345,100. Effective upon G&C approval through September 30, 2016. **100% Federal Funds.**

#103 Authorized the Division of Public Works Design and Construction to **retroactively** enter into a **sole source** contract amendment for architectural and engineering services with SMRT Inc., Portland, ME (originally approved by G&C on 9-18-13, item #27F), for Supplemental Design Services for the NH State Prison for Women, Concord, NH, by increasing the amount by \$1,037,994 from \$2,438,300 to \$3,476,294, and by extending the end date from December 10, 2014 to September 30, 2017. **100% Capital (General) Funds.**

Women's Correctional Facility  
Summary  
7/30/2015

- Original estimate significantly under budget.
- Typically design the facility first and based on the design and programming we are able to develop a good estimate.
- \$2.3 million appropriated to design the women's prison in FY 10-11 capital budget.
- Architectural firm contract withdrawn from G&C agenda until results of RFP's for privatization of the prison system were issued and reviewed.
- As part of the FY 14-15 capital budget process, in the fall of 2012 BPW submits estimate of \$44 million for women's prison for 328 inmates 115,738 square feet. \$380 sq. ft.
- Amount of inmates reduced to 224 and our estimate revised to \$41,905,000 to construct a 112,388 square foot facility. \$373 sq. ft.
- \$41 million not palatable BPW asked to reduce the total to \$38 million \$338 sq. ft. BPW stated budget very tight requested construction management approach to identify cost saving construction methods and incorporate them into the design to bring project within budget
- Contract with SMRT to provide architectural and engineering services approved by Governor and Executive Council on September 18, 2013, item 27F for \$2,438,300

- Construction manager selected through RFP process. Due to lack of design and location, construction cost was stipulated at approximately \$35 million including contingency to construct facility. Firms bid construction pre construction services, cm fee and general conditions on a percentage basis. Contract with Gilbane Building Company totaling \$37,672,800 was approved by Governor and Executive Council on January 15, 2014 item # 10A based on the lowest fees 7%
- The team began to put program together preliminary design. The design team visited two award winning prisons, one in Maine and one in North Carolina. North Carolina constructed in campus setting with main building housing more secure inmates and core services with outlying buildings providing housing for C-3 and C-2 inmates.
- Schematic design in late March 2014 Gilbane provided price estimate totaling \$57.5 million and SMRT provided a price estimate of \$52.5 million for a total square footage over 140,000 sq. ft. Commissioners Wrenn and Hodgdon met with SMRT and Gilbane and they were instructed to bring the design back to the original 113,000 square feet and budget by April 30, 2014.
- Design team was able to bring the design back to approximately 117,000 square feet adding in square footage to meet (Prison Rape Elimination Act) PREA requirements. The team continued with their design.
- Spring of 2014, while project was under design we reviewed several sites including the area behind the men's prison and a field across the street from the prison.
- Due to space constraints and the ability to share resources with the men's prison the area behind the men's prison in Concord was selected.
- May 13, 2014, Capital Budget Overview approves site design plan
- In order to keep the project moving we decided to complete some preliminary site work before winter and prepare the site to begin work in the spring of 2015.
- July 2014 DAS approved Guaranteed Maximum Price (GMP) # 1 with Gilbane for \$3.9 million dollars to complete the preliminary site work. This consisted of a pad for the building and ball field and the beginnings of a perimeter road. During this project we approved three change orders, one to crush stone on site while the crusher was in place to save remobilization costs in Phase II. The other change orders included the discovery of unsuitable soils that needed to be removed and drainage structure modifications which were required due to site conditions and engineering changes. The change orders totaled \$760,000 bringing the total preliminary site work to a total of \$4.65 million.
- Late August early September of 2014 received revised estimates from our architect and contractor. SMRT through a third party estimator provided a cost estimate of \$48.2 million and Gilbane provided a cost estimate totaling \$49 million. Based on their estimates we worked with the Governor's office to add \$12.6 million dollars to our FY 16-17 capital budget request or a total of \$50.6 million dollars. \$12.6 million includes additional request for \$1.4 million for fixtures, furniture and equipment to outfit the prison.

- In order to minimize cost increases we instructed our contractor to put the project out to bid in two phases. The first phase to begin in March of 2015 and include foundations, underground utilities and construction of the main building weather tight with minimal heat.
- Plan to begin construction in March and if the additional funding was approved by the legislature and G&C issuing a second notice to proceed in Sept of 2015 to complete the project.
- December 2014 bids released to subcontractors
- March 2, 2015 Gilbane submitted a Guaranteed Maximum Price of \$49.8 million to complete the project. This was approximately \$7.3 million over our budget not including any contingency.
- As a result we rejected the guaranteed maximum price and we are working with our architect and contractor to redesign the building to bring it within our request of \$50.6 million dollars.
- We have met several times with the design and construction team and we are making good progress to redesign the buildings in the most cost effective and efficient way to bring the project within budget while minimizing the amount of staff.
- We have consolidated the housing units (except for C2) into the main building to create as compact and efficient a structure as possible. We have modified the design for the C-3 and C-3 wellness units to minimize construction and operating expenses as well.
- We have reduced the amount of square footage by 16,000 square feet from 117,000 square feet to 101,000 square feet and made other value engineering modifications while ensuring that the building will meet all applicable codes and comply with all court decrees. We estimate that we have reduced the cost of the project by approximately \$8.3 million and we believe that we can reduce the cost by \$10 million to come within the revised budget for the project.
- We have met with NH Legal Assistance to ensure the new design meets the parity and programming requirements outlined in *Fiandaca v. Cunningham*, 1987 resurrected in *Woods et.a. v Wrenn*, 2012 in order to prevent future costly litigation to the State –
  - Court’s Order in *Fiandaca v. Cunningham*, 83-400-L D.N.H.) to provide female inmates “with a facility, conditions of confinement, and programs and services on parity with those provided to male New Hampshire State prisoners.”
- With approval from Governor and Council we are hoping to complete the redesign by November of 2015 and put the project out to bid. We are planning to have Gilbane Construction submit a guaranteed maximum price in early February and have a contract amendment for consideration by Governor and Council in March of 2016.

We are planning to have the facility completed by the fall of 2017

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#104 Authorized a Working Capital Warrant in the amount of \$400,000,000 to cover the payment of expenditures for the month of September.

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**ITEM REMOVED FROM THE TABLE**

The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, voted to remove late item #A- which was tabled at the July 22, 2015 Meeting.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Office of Medicaid Business and Policy**

A. The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, and with Councilor Wheeler voting **no**, voted to approve the request of the Department to amend existing individuals agreements with the state's two managed care health plans, Granite State Health Plan, d/b/a New Hampshire Health Families, and Boston Medical Center Health Net Plan, d/b/a Well Sense Health Plan, in order to:

- (i) Extend the agreements for the remainder of the two-year extension period through June 30, 2017 as contemplated by Section 1.3 of the original agreement;
- (ii) Expand the population covered in Step 1 managed care medical services to include those persons who previously were permitted to "opt out," the so-called "mandatory population."
- (iii) Expand the services covered to include Step 2 Phase 2 waiver services provided to those persons on the Choices for Independence Waiver with a targeted implementation date of January 1, 2016
- (iv) Adjust rates to reflect the actuarially certified rate structure for the current Medicaid population and for those persons receiving Step II services under the Choices for Independence Waiver though June 30, 2016 as described in Exhibit B. For convenience of reference, the actuarially certified rate structure for the New Hampshire Health Protection Program population through December 31, 2015, previously approved by G&C, is restated in Exhibit B, and
- (v) Identify the targeted implementation date for phasing into the Care Management program Step II waiver services for those persons receiving nursing care services.

Effective September 1, 2015 to replace the extension approved by G&C on June 24, 2015 and Authorized managed care services to the two managed care organizations though June 30, 2017. This amendment increases the price SFY 2016 price limitation by \$314,265,536 from \$412,045,000 to \$726,310,536 for a cumulative contract value of \$1,629,310,536 for all Medicaid Care Management contracts. **100% Federal Funds for the New Hampshire Health Protection Program, 50% Federal Funds and 50% General Funds for the currently eligible Medicaid population.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday August 26, 2015, at the 7<sup>th</sup> Settlement Brewery, Dover, New Hampshire.

Honorable Board then Adjourned at 1:00 p.m.