



State of New Hampshire

DEPARTMENT OF SAFETY
OFFICE OF THE COMMISSIONER
33 HAZEN DR. CONCORD, N.H. 03305
603-271-2791

FIS 20 040

MLC
70

ROBERT L. QUINN
COMMISSIONER OF SAFETY

APPROVED BY FISCAL COMMITTEE
MAR 13 2020

February 18, 2020

The Honorable Mary Jane Wallner, Chairman
Fiscal Committee of the General Court
State House
Concord, New Hampshire 03301

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, New Hampshire 03301

Requested Action

Pursuant to RSA 14:30-a, VI, authorize the Department of Safety (DOS), Division of Administration, to accept and expend Volkswagen Environmental Mitigation Trust funds in the amount of \$691,200.00 from the NH Office of Strategic Initiatives to replace certain DOS vehicles. Effective upon Fiscal Committee and Governor and Council approval through June 30, 2021. Funding Source: 100% Agency Income.

Funds are to be budgeted in SFY2020 in the following account:

02-23-23-232010-30970000 Dept. of Safety – Division of Administration – Interagency Garage Repairs

<u>Class</u>	<u>Description</u>	<u>Current Appropriation</u>	<u>Requested Action</u>	<u>Revised Appropriation</u>
009-407036	Agency Income	(\$3,000.00)	(\$691,200.00)	(\$694,200.00)
030-500320	Equipment	\$0.00	\$691,200.00	\$691,200.00
106-500745	Goods for Resale	\$3,000.00	\$0.00	\$3,000.00
	Total	\$3,000.00	\$691,200.00	\$694,200.00

Explanation

This award from the Office of Strategic Initiatives will be used to partially fund the replacement of certain Department of Safety diesel vehicles using Volkswagen Environmental Trust Funds (VW Trust). Total funding shall not exceed \$691,200.00 or 80% of the project costs, whichever is less. All replacement vehicles must be of the same class and operate in the same manner over similar routes.

DOS replacements will be as follows:

- The Division of State Police will replace a 2008 Freightliner Major Crime Van used to transport equipment and evidence during crime scene investigations.
- The Division of Fire Standards and Training and Emergency Medical Services will replace a 2001 International Tractor and a 2009 Freightliner Tractor, each used to haul firefighter training equipment across the State.
- The Division of Emergency Services and Communications will replace a 2009 Freightliner Tractor used to haul mass casualty trailers and heavily loaded communications and response trailers to remote locations during an emergency.

The Honorable Mary Jane Wallner, Chairman
Fiscal Committee of the General Court

His Excellency, Governor Christopher T. Sununu
and the Honorable Council

February 18, 2020

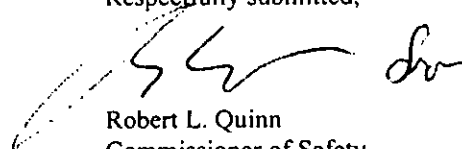
Page 2 of 2

Funds are to be budgeted as follows:

Funds in Class 030, Equipment, will be used to purchase a replacement Major Crime Van for State Police, two new Tractors for the Division of Fire Standards and Training and Emergency Medical Services, and one replacement Tractor for the Division of Emergency Services and Communications.

In the event Volkswagen funds are no longer available, General and/or Highway funds will not be requested to support this program.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. Quinn", is written over a faint, circular stamp or watermark.

Robert L. Quinn
Commissioner of Safety

Department of Safety
Interagency Garage Repairs
Fiscal Situation

02-23-23-232010-30970000

Funds Awarded:

Volkswagen Environmental Mitigation Trust Fund - 1/7/2020 - 6/30/2021

\$691,200.00

Total Grant Funds Awarded

\$691,200.00

Less: VW Funds Appropriated in SFY 2020

\$0.00

Remaining excess grant funds available to appropriate

\$691,200.00

This Request

\$691,200.00

**MEMORANDUM OF AGREEMENT
BETWEEN
NH OFFICE OF STRATEGIC INITIATIVES
AND
NH DEPARTMENT OF SAFETY**

Title:

Memorandum of Agreement (MOA) between the New Hampshire Office of Strategic Initiatives (hereinafter OSI) and the New Hampshire Department of Safety (hereinafter DOS) regarding use of Volkswagen Mitigation Trust Funds to replace certain DOS vehicles.

Purpose:

The purpose of this MOA is to partially fund the replacement of DOS diesel vehicles to reduce air pollution. Funds are available via New Hampshire's Volkswagen Mitigation Trust Agreement for State Beneficiaries (VW Trust). Total funding shall not exceed \$691,200 or 80 percent of the project cost, whichever is less. Funds shall be available to DOS upon approval by the Governor and Executive Council through June 30, 2021.

Parties:

The parties to this MOA are OSI and DOS. The New Hampshire Department of Environmental Services (NHDES) will be the recipient of certain data on behalf of or in conjunction with OSI as specified within this MOA, per the terms of a separate agreement between OSI and NHDES.

Scope of Work:

For the purposes of this MOA, OSI and DOS agree to the following:

1. OSI shall assign the appropriate staff to coordinate this project with DOS.
2. The Scope of Work consists of replacement of existing DOS diesel vehicles under the terms and specifications in Attachment 1.
3. VW Trust shall reimburse DOS up to 80 percent of eligible expenses, or \$691,200, whichever is less.
4. Eligible expenses shall include:
 - a. Cost of replacement vehicle (including cab, chassis and body)
 - b. Cost of the direct replacement of vehicle accessories that are necessary for the function of the vehicle for its intended use and that existed on the vehicle being replaced (i.e. plow frames, wings and blades on a plow truck, hydraulic systems, load cover)
5. Ineligible expenses shall include, but are not limited to:
 - a. Optional vehicle components or add-ons;
 - b. Vehicle registration;
 - c. Scrappage of replaced vehicle, engineering or project management; and
 - d. Personnel costs