

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
Littleton Opera House, Littleton, NH
July 10, 2019 10:00 a.m.

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

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Today's pre-meeting ceremonial items included:

- Dick & Debbi Alberini welcomed the Governor and Council to the Littleton Opera House.
- Councilor Cryans offered a reading.
- General Khoury led the Pledge of Allegiance.
- Performance by Dan Solomon from Northern Lights Music in Littleton
- Proclamation/Commendation(s):
 - Commending the Littleton Coin Company for being in business for over 70 years, joined by David Sundman of the Littleton Coin Company.
 - Commending Jeannette Howland and Mary Swinyer for their volunteerism at the Littleton Area Senior Center.

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The Governor and Executive Council on motion of Councilor Cryans, seconded by Councilor Prescott voted to approve the minutes of June 19, 2019 meeting.

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The Governor and Executive Council on motion of Councilor Prescott, seconded by Councilor Volinsky voted to approve the minutes of the Special Meeting held on June 26, 2019,

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The Governor and Executive Council, on motion of Councilor Cryans, seconded by Councilor Volinsky, approved the appointment of several persons nominated for Civil Commissions from the June 5, 2019 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignation:

Department of Health and Human Services, Deputy Commissioner - RSA 126-A:7

Thomas D. Pristow, Henniker

Effective: August 15, 2019

Manager of Employee Relations, Division of Personnel - RSA 21-I:2

Matthew J. Newland, Concord

Effective: July 10, 2019

Respiratory Care Practitioners Governing Board - RSA 328-F:4

John D. Higgins, Enfield

Effective: July 31, 2019

University System of New Hampshire, Board of Trustees - RSA 187-A:13

John W. Small, New Castle

Effective: July 10, 2019

CONFIRMATIONS

The Governor and Council confirmed the following:

Community College System of New Hampshire, Board of Trustees - RSA 188-F

(Business & Industry)

Alison Stebbins, New Castle

Reappointment

Effective: July 10, 2019

Term: June 30, 2023

Enhanced 911 Commission - RSA 106-H

(Nom. By NH Emergency Dispatchers Association)

E. Douglas Hackett, Cornish

Succeeding: Thomas E Andross, Lisbon (resigned)

Effective: July 10, 2019

Term: August 22, 2021

Fire Standards and Training Commission - RSA 21-P:26
(Federation of Fire Mutual Aid Assoc.)
Eric E. Wilking, Brentwood
Succeeding: Kevin Pratt, Raymond

Effective: July 10, 2019
Term: June 16, 2022

New Hampshire Housing Finance Authority - RSA 204-C:3
(Residential Mortgage Banking)
James E. Graham, (r), Haverhill
Succeeding: Stephen W. Ensign, New London

Effective: July 10, 2019
Term: July 1, 2024

New Hampshire Housing Finance Authority - RSA 204-C:3
(Real Estate – Selling or Renting)
Sarah Marchant, (i), Brookline
Succeeding: Stephanye Schuyler, Portsmouth

Effective: July 10, 2019
Term: July 1, 2024

New Motor Vehicle Arbitration Board - RSA 357-D
(Alternate - Knowledgeable in Auto Mechanics)
Brian Tuttle, Bedford
Reappointment

Effective: July 10, 2019
Term: August 28, 2022

New Hampshire Retirement System, Board of Trustees - RSA 100-A: 14
(Employer Member Nom. by the NH Municipal Assoc.)
Scott Myers, Laconia
Reappointment

Effective: July 10, 2019
Term: September 5, 2022

CONFIRMATION FAILED

The Governor asked for a motion to approve this confirmation, which was made by Councilor Gatsas, seconded by Councilor Prescott.

Following discussion, the Governor and Council on motion of Councilor Prescott, seconded by Councilor Gatsas voted to table this confirmation, with Councilors Cryans, Volinsky, and Pignatelli voting **no, the motion to table failed.**

Then, a roll call vote was requested as follows: Councilor Cryans – **no**, Councilor Volinsky – **no**, Councilor Prescott – **yes**, Councilor Gatsas – **yes**, and Councilor Pignatelli – **no, the confirmation failed.**

Chief Justice, New Hampshire Supreme Court - RSA 490: 1
Gordon J. MacDonald, Deering
Succeeding: Robert J. Lynn, Windham (*resigned*)

Effective: August 24, 2019
Term: Until 70 years of age

CONFIRMATION WITHDRAWN

The Governor withdrew the following confirmation:

Associate Justice, New Hampshire Superior Court - Section 491:1
Martin P. Honigberg, Concord

Effective: July 2, 2019
Term: Until 70 years of age

NOMINATIONS

The following nominations were submitted:

Board of Medical Imaging and Radiation Therapy - RSA 328-J:3

(Licensed Sonographer)

Winslow E. Whitten, Raymond

Reappointment

Effective: Upon Confirmation

Term: July 13, 2022

Director of Homeland Security and Emergency Management, Department of Safety - RSA 21-P: 5-a

Jennifer L. Harper, Laconia

Reappointment

Salary: LG, II: \$112,835.84

Effective: Upon Confirmation

Term: July 24, 2022

Manager of Employee Relations, Division of Personnel - RSA 21-I:2

Elizabeth E. D. McCormack, Concord

Succeeding: Matthew J. Newland, Concord (*resigned*)

Effective: Upon Confirmation

Term: July 1, 2023

New Hampshire Municipal Bond Bank - RSA 35-A

J. Paul Mansour, Bridgewater

Succeeding: Matthew Boucher, Manchester (*resigned*)

Effective: Upon Confirmation

Term: July 1, 2024

New Hampshire Retirement System, Board of Trustees - RSA 100-A:14

(Employer Member Representing Management of State Employees)

Benjamin R. Jean, Nottingham

Succeeding: Michael R. Milligan, Bedford

Effective: Upon Confirmation

Term: July 13, 2022

New Hampshire Retirement System, Board of Trustees - RSA 100-A:14

(Employer Member Nom. by the NH School Boards Assoc.)

Donald M. Roy Jr., Durham

Reappointment

Effective: Upon Confirmation

Term: July 13, 2022

Occupational Therapy Governing Board - RSA 328-F:4

(Public Member)

Patricia H. Gruttemeyer, Contoocook

Reappointment

Effective: Upon Confirmation

Term: August 18, 2022

State Board of Fire Control - RSA 153:2

(Volunteer Chief of Fire Dept.)

Allan R. Clark, Sugar Hill

Reappointment

Effective: Upon Confirmation

Term: July 8, 2024

CONSENT CALENDAR AGENDA

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

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

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#A. Authorized the Division of Forests and Lands to allow Director Brad Simpkins to travel over 300 miles one way in a state vehicle to Presque Isle, Maine to attend the Northeast-Midwest State Foresters Alliance 2019 Summer Meeting from July 14-18, 2019. Effective upon G&C approval. **100% Federal Funds.**

DEPARTMENT OF SAFETY

#B. 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 \$29,600. Effective October 1, 2019 through September 30, 2021. **100% Agency Income (Cost of Collections).**

DEPARTMENT OF SAFETY

#C. Authorized the Division of State Police's **retroactive** request for two Marine Patrol Officers to travel over 300 miles one way in a State Police issued unmarked state vehicle to attend the Aquatic Death and Homicidal Drowning Investigations Course in Canandaigua, NY from April 21-24, 2019, in the amount of \$1,409.24. **100% Revolving Funds.**

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

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

#A. Authorized the Bureau of Historic Sites to accept a donation of \$2,500 for free tours of the house museum at the John Wingate Weeks Historic Site at Weeks State Park for one week each year beginning on June 24th for the next 10 years in memory of Joseph E. Beliveau who passed suddenly on June 28, 2018. Effective upon G&C approval.

DEPARTMENT OF ADMINISTRATIVE SERVICES

#B. Authorized to accept a gift for travel reimbursement, not to exceed \$1,400 from the Energy Services Coalition to allow one employee to attend the annual Board of Directors Meeting as well as the annual Market Transformation Conference August 21-23, 2019 in Denver, CO.

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

#A. Authorized to accept and place on file the Report and Findings of Councilor Theodore L. Gatsas with regard to a certain project in participation with Senior Living of Bedford in Bedford, NH.

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

THE ADJUTANT GENERALS DEPARTMENT

#A. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized the confirmation of Lieutenant Colonel Jeffrey R. Cole, Amesbury, MA, for promotion to the rank of Colonel, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#B. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized the nomination of Major David L. Whitney, currently a member of the US Air Force, for appointment to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

DEPARTMENT OF JUSTICE

#C. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized to reappoint Danielle E. Sakowski as an Assistant Attorney General, at a salary level of \$73,000. Effective upon G&C approval or July 19, 2019, whichever is the latter, through June 30, 2024.

DEPARTMENT OF JUSTICE

#D. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized to reappoint Michael J. Forti as the Deputy Commander of the NH Attorney General's Drug Task Force at a salary of \$80,186.08 (LG BB, Step 7). Effective upon G&C approval or July 19, 2019, whichever is the latter, through July 1, 2024.

DEPARTMENT OF JUSTICE

#E. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized to appoint Takhmina Rakhmatova as an Attorney at a salary level of \$62,000. Effective upon G&C approval, or July 19, 2019, whichever is the latter.

DEPARTMENT OF JUSTICE

#F. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized to reappoint Allison P. Vachon as a Criminal Investigator at a salary of \$80,186.08, LG BB, Step 7. Effective upon G&C approval, or July 19, 2019, whichever is the latter, through July 1, 2024.

DEPARTMENT OF JUSTICE

#G. Councilor Gatsas requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized to reappoint Scott A. Sweet as the Commander of the NH Attorney General's Drug Task Force at a salary of \$80,186.08 (LG BB, Step 7). Effective upon G&C approval or July 19, 2019, whichever is the latter, through July 1, 2024.

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

REGULAR AGENDA

BUSINESS FINANCE AUTHORITY

#6 The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Prescott, authorized to hold a Public Hearing to approve an award of a State Guarantee under RSA 162-A:13 with respect to a loan from TD Bank, N.A. to J-Pac, LLC located in Somersworth, New Hampshire. Action will Authorized a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON July 10, 2019
LITTLETON OPERA HOUSE, LITTLETON, NEW HAMPSHIRE**

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At approximately 11:05 a.m., the Governor announced that the next matter to be considered would be the award of a State guarantee under the Working Capital Loan Guarantee Program of the Business Finance Authority in connection with a loan to be made by TD Bank, N.A. to J-Pac, LLC and declared that the public hearing on the subject had commenced. He said that he and the members of the Council had received written material from the Authority with respect to the proposed loan and State guarantee. The Governor then said that the meeting would hear anyone wishing to speak on the subject and introduced James Key-Wallace, Executive Director and Jeremy Stanizzi, Senior Credit Officer of the Authority who briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being Councilor Gatsas introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13-A WITH RESPECT TO A LOAN FROM TD BANK, N.A. TO J-PAC, LLC" and moved its adoption, which was seconded by Councilor Prescott. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Cryans, Councilor Volinsky, Councilor Prescott, Councilor Gatsas and Councilor Pignatelli; those abstaining were Councilor(s): 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-A:18
AWARDDING A STATE GUARANTEE UNDER RSA 162-A:13
WITH RESPECT TO A LOAN FROM TD BANK, N.A. TO J-PAC, LLC.**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to the award of a guarantee of the Authority in an amount equal to eighty percent (80%) of the principal amount of a loan up to \$800,000 from TD Bank, N.A. to J-Pac, LLC pursuant to RSA 162-A:13 (the Guarantee Asset Program or the "GAP Program");

WHEREAS, the proposed guarantee would require the pledge of the full faith and credit of the Authority in an amount not to exceed eighty percent (80%) of the proposed financing; and

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

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

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

NOW, THEREFORE, it is hereby resolved that:

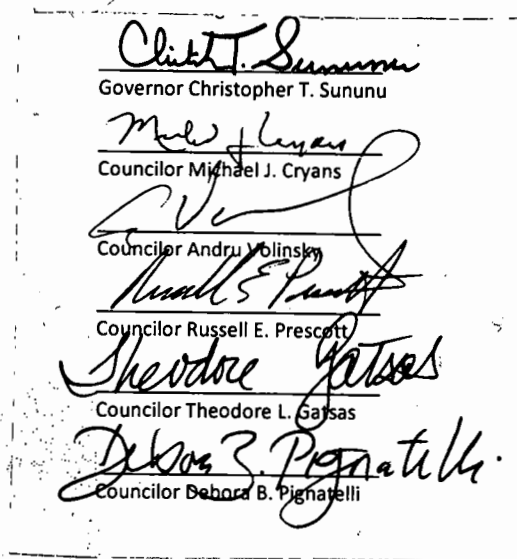
1. Findings and Determination: On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:
 - a. Special Findings:
 - I. The award of the guarantee as proposed will contribute significantly to the success of the financing.

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

b. General Findings:

- I. The award of the guarantee as proposed will serve a public use and provide a public benefit.
 - II. The award of the guarantee as proposed is within the policy of, and the authority conferred by RSA Chapter 162-A.
 - III. The award of the guarantee as proposed will preserve or increase the social welfare or economic prosperity of the state and one or more of its political subdivisions, and will promote the general welfare of the state's citizens.
 - IV. The award of the guarantee as proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.
2. Approval: The Governor and Council approve the Authority's taking such further action under the Act with respect to the award of the guarantee as may be required and authorize the Authority to take such further action with respect to such proposed execution as is necessary and appropriate to carry out the proposed transaction.
3. Effective Date: This Resolution shall take effect upon its passage.

Passed and agreed to July 10, 2019.



Christopher T. Sununu
Governor Christopher T. Sununu

Michael J. Cryans
Councilor Michael J. Cryans

Andru Volinsky
Councilor Andru Volinsky

Russell E. Prescott
Councilor Russell E. Prescott

Theodore L. Gatsas
Councilor Theodore L. Gatsas

Deborah B. Pignatelli
Councilor Deborah B. Pignatelli

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Licensing & Certification

#7 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, and with Councilor Gatsas abstaining, authorized to continue an increase in hourly rate by 30% (originally approved by G&C in July 2007), for recruitment and retention purposes for the Licensing & Evaluation Coordinator positions and their immediate supervisors currently assigned to the Health Facility Licensing Unit and Health Facility Certification Unit. Effective upon G&C approval through August 31, 2021. (2) Further authorized to continue an increase in hourly rate by 15% (originally approved by G&C in 2015), for recruitment and retention purposes for the Unit Chief (Supervisor VII) assigned to the Health Facility Certification Unit. Effective upon G&C approval through August 31, 2021.

Division of Economic & Housing Stability

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

#8 Authorized to enter into a **sole source** agreement with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, to provide administrative support to the Bureau of Housing Supports in an amount not to exceed \$200,000. Effective upon G&C approval through June 30, 2021. **100% General Funds.**

#8A Authorized to enter into a **sole source** agreement with Tri-County Community Action Program Inc., Berlin, NH, to continue providing flexible transportation services to Temporary Assistance for Needy Families recipients and other low income individuals, in an amount not to exceed \$49,600. Effective upon G&C approval through June 30, 2021. **100% Federal Funds.**

Division of Public Health Services

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

#9 Authorized to enter into a **sole source** agreement with bioMerieux Inc., Durham, NC, to provide repair and service for Vidas and Vitek laboratory instruments located at the Public Health Laboratories in an amount not to exceed \$96,632. Effective upon G&C approval through the duration of 36 months. **100% Federal Funds.**

#10 Authorized with Councilor Gatsas abstaining, to exercise a **retroactive** renewal option and amend agreements with the vendors as detailed in letter dated June 17, 2019 (originally approved by G&C on 6-21-17, item #50), for the provision of Early Intervention Services for Human Immunodeficiency Virus, by increasing the price by \$392,500 from \$440,000 to \$832,500. Effective June 30, 2019 through June 30, 2021. **17% Federal, 83% Other Funds.**

#11 Authorized to enter into a **retroactive sole source** amendment to an existing agreement with OxBow Data Management Systems LLC, Bellevue, NE (originally approved by G&C on 6-1-16, item #21), to provide a Medical Information Tracking System that integrates health screening data management with eligibility determination and billings by increasing the price by \$30,000 from \$176,926 to \$206,926 with no change in the completion date of June 30, 2020, effective May 1, 2019. **100% Federal Funds.**

#12 Authorized to **retroactively** exercise a renewal option and amend an existing agreement with HealthFirst Family Care Center Inc., Franklin, NH (originally approved by G&C on 5-2-18, item #21), to provide services designed to improve breast and cervical screening rates in Belknap county, by increasing the price by \$22,000 from \$460,549 to \$482,549, and by extending the completion date from June 30, 2019 to June 30, 2021. **100% Federal Funds.**

Division for Children, Youth & Families

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

#13 Authorized the Sununu Youth Service Center to accept and expend the Title I Grants from the NH Department of Education in the amount of \$85,648. Effective upon G&C approval through June 30, 2020.

#14 Authorized to enter into a **sole source** agreement with the National Council on Crime and Delinquency Children's Research Center, Madison, WI, to provide Structured Decision Making services in an amount not to exceed \$652,925. Effective upon G&C approval through June 30, 2021. **100% General Funds.**

Division for Behavioral Health

#15 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Cryans, and with Councilor Gatsas abstaining, authorized to **retroactively** exercise a renewal option and amend existing **sole source** agreements with the vendors as detailed in letter dated June 19, 2019, for the continuation of Student Assistance Program services, by increasing the price by \$120,000 from \$3,362,551 to \$3,482,551 and by extending the completion date from June 30, 2019 to June 30, 2020. **97% Federal, 3% General Funds.**

Division of Economic & Housing Stability

#16 The Governor and Council on motion of Councilor Cryans, seconded by Councilor Prescott, authorized to enter into an agreement with Tri-County CAP Inc., Berlin, NH, to provide the State Grant in Aid Homeless Assistance program, in an amount not to exceed \$7,000,000. Effective upon G&C approval through June 30, 2021. **100% General Funds.**

DEPARTMENT OF TRANSPORTATION

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

#17 Authorized the Bureau of Mechanical Services to enter into a contract agreement with A-1 Auto Body Inc., Manchester, NH, for providing painting of truck bodies, on the basis of a low bid in the amount of \$71,100. Effective upon G&C approval through June 30, 2020. **69.36% Highway and Other Funds (5.24% Intra-Agency Transfers, 25.40% Agency Income).**

#18 Authorized the Bureau of Mechanical Services to enter into a contract with Hews Company LLC, Bow, NH, for providing Truck Crane Inspection, repair, scheduled service and unanticipated emergency repairs and associated parts, on the basis of a low bid offer of \$128,920. Effective upon G&C approval through June 30, 2021. **69.36% Highway and Other Funds (5.36% Intra-Agency Transfers, 25.40% Agency Income).**

#19 Authorized the Bureau of Right of Way to pay property owners \$21,178 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from June 15-18, 2019.

#20 Authorized the Bureau of Right of Way to pay property owners \$175,238 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from May 22, 2019 through June 12, 2019.

#21 Authorized the Bureau of Right of Way to pay property owners \$14,096.84 as documented in the Contemplated Awards List, for amounts greater than \$5,000 for the period extending from June 13, 2019 through June 14, 2019. Effective upon G&C approval.

#22 Authorized the Bureau of Mechanical Services to enter into a contract with RBG Incorporated, Raymond, NH, for providing Aerial Lift ANSI Inspection, scheduled maintenance, repair service and unanticipated emergency repairs and associated parts, on the basis of a low bid of \$128,990. Effective upon G&C approval through June 30, 2021. **69.37% Highway Funds, Other Funds (5.23% Intra-Agency Transfers, 25.40% Agency Income).**

#23 Authorized the Bureau of Transportation Systems Management and Operations to enter into a contract with R&R Communication Inc., Swanzey, NH, for the purpose of providing mobile radio installation services, on the basis of a low bid in the amount of \$48,780.84. Effective upon G&C approval through June 30, 2021. **85% Highway, 15% Turnpike Funds.**

#24 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for pavement rehabilitation of two roadway segments in District V in the County of Rockingham, on the basis of a low bid of \$1,402,832.10. (2)Further authorized a contingency in the amount of \$84,169.93 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 31, 2020. **100% Other Funds (100% Agency Income).**

#24A Authorized the Bureau of Right of Way to sell a 0.11+/- acre parcel of State owned land located on the westerly side of Harris Road in the Town of Windham to 10 Harris Road LLC for \$10,950 plus an \$1,100 Administrative Fee. Effective upon G&C approval. Originally bought with 86.4% Federal and 13.6% Highway Funds.

#24B Authorized the Bureau of Construction to enter into a contract with C.L.H & Son Inc., Auburn, ME, for rehabilitation of four large metal culverts along US 3 (Bypass) in Gilford, on the basis of a low bid of \$1,068,762.50. (2)Further authorized a contingency in the amount of \$53,438.13 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through November 8, 2019. **100% Federal Funds.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

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

#25 Authorized, under the Community Development Block Grant program, to award a grant to the County of Merrimack, Boscawen, NH, in the amount of \$500,000 to support the Bear View Crossing Cooperative acquisition project situated at 10 Roland Drive, Allenstown, NH. Effective July 10, 2019 through June 30, 2021. **100% Federal Funds.**

#26 Authorized, under the Community Development Block Grant program, to award a grant to the City of Berlin, NH, in the amount of \$500,000 on behalf of Coos County Family Health Services Inc., to support its expansion project situated at 133 Pleasant Street, Berlin, NH. Effective July 10, 2019 through June 30, 2021. **100% Federal Funds.**

#27 Authorized, under the Community Development Block Grant program, to award a grant to the County of Cheshire, Keene, NH, in the amount of \$500,000 to support the Tanglewood Park Cooperative acquisition project situated at 17 Sparrow Street, Keene, NH. Effective July 10, 2019 through June 30, 2021. **100% Federal Funds.**

#28 Authorized, under the Community Development Block Grant program, to award a grant to the City of Concord, NH, in the amount of \$500,000 to support the sewer infrastructure improvement project at the Top of the Hill Cooperative situated at 190 Manchester Street, Concord, NH. Effective July 10, 2019 through June 30, 2021. **100% Federal Funds.**

#29 Authorized, under the Community Development Block Grant program, to award a grant to the Town of Conway, NH, in the amount of \$500,000 to support the Black Bear Village Cooperative acquisition project situated at 125 Lamplighter Park, Conway, NH. Effective July 10, 2019 through June 30, 2021. **100% Federal Funds.**

#30 Authorized, under the Community Development Block Grant program, to award a grant to the Town of Jaffrey, NH, in the amount of \$500,000 to support the water and sewer infrastructure improvements project at the Forest Park Tenants' Cooperative situated at 34 Forest Park, Jaffrey, NH. Effective July 10, 2019 through June 30, 2021. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#31 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized, for the benefit of the Department of Health and Human Services Division of Economic and Housing Stability, to enter into a **retroactive sole source** contract amendment with First Data Government Solutions, Englewood, CO (originally approved by G&C on 5-21-08, item #6), to continue the support and maintenance of a proprietary Interactive Voice Response System that provides child support payment information to clients and claims payment information to child care providers of the DHHS, by increasing the price by \$77,708 from \$411,312.69 to \$489,020.69, and by extending the completion date from June 30, 2019 to June 30, 2021. **100% Other (Agency 027) Funds: The Agency Class 27 used by DHHS to reimburse DoIT for the contract is 34% General, 66% Federal Funds.**

THE ADJUTANT GENERALS DEPARTMENT

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

#32 Authorized to execute a **retroactive** amendment to a previously competitively solicited contract with Absolute Resource Associates Inc., Portsmouth, NH, for Hazardous Waste and Environmental Sample Analysis, by increasing the amount by \$10,690 from \$21,380 to \$32,070, and by extending the completion date from June 30, 2019 to June 30, 2020. **100% Federal Funds.**

#33 Authorized to enter into a **retroactive sole source** contract with Centra-Larm Monitoring Inc., Manchester, NH, for the purpose of the provision of Arms Ammunition and Explosives Intrusion Detection System Monitoring Services, in the amount of \$38,088. Effective July 1, 2019 through June 30, 2022. **100% Federal Funds.**

#34 Authorized to enter into a **sole source** contract with Securadyne Systems Northeast, Wilmington, MA, for the purpose of the provision of the software support for CCure 9000 (Electronic Surveillance System), in the amount of \$18,435. Effective upon G&C approval through June 30, 2022. **100% Federal Funds.**

OFFICE OF THE CONSUMER ADVOCATE

#35 The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Volinsky, authorized to enter into a contract with Synapse Energy Economics Inc., Cambridge, MA, to provide expert services to support the participation of the OCA in NEPOOL (the stakeholder advisory group to ISO New England, which operates the region's electricity grid and related wholesale markets) as time and budget allow for an amount not to exceed \$60,000. Effective upon G&C approval through June 30, 2021. **100% Public Utility Assessment.**

NEW HAMPSHIRE COMMISSION FOR HUMAN RIGHTS

#36 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to accept and expend federal revenues, received from the US Equal Employment Opportunity Commission, in the amount of \$9,480. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

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

#37 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH, under the terms and conditions of the Master Agreement for Cooperative Projects between the State of NH and the University System of NH, for continuation of the UNH Extension Wildlife Conservation Program, for a total of \$410,228. Effective July 1, 2019 through June 30, 2021. **100% Federal Funds.**

#38 Authorized to enter into a memorandum of agreement with the Office of Strategic Initiatives, Concord, NH, to provide monitoring and stewardship services of the State's interest in privately owned conservation lands held by NHFG, in the amount of \$70,000. Effective upon G&C approval through June 30, 2021. **75% Federal, 25% Wildlife Habitat Account.**

#39 Authorized to enter into a **sole source** memorandum of agreement with the US Fish and Wildlife Service, to provide partial funding to raise approximately 50,000 Landlocked Atlantic Salmon at Nashua National Fish Hatchery, in the amount of \$48,000. Effective upon G&C approval through June 30, 2023. **100% Fish and Game Funds.**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

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

#40 Authorized the Bureau of Visitor Services to enter into **retroactive** contract agreements with White Mountains Recreation Association d/b/a WMAA, North Woodstock, NH, and Seacoast Newspapers Inc., d/b/a Best Read Guide, Portsmouth, NH, to provide distribution of Program Participant's publications to the Safety Rest Areas/Welcome and Information Centers. Effective July 1, 2019 through June 30, 2024, with the option to extend through June 30, 2025.

#41 Authorized the Office of Workforce Opportunity to enter into a **sole source** short-term contract for services with NH/VT Chapter Associated Builders and Contractors Inc., Concord, NH, for the provision of Construction Sector Advisor services, in an amount not to exceed \$12,498. Effective upon G&C approval through September 30, 2019. **100% Federal Funds (Workforce Innovation and Opportunity Act, Governor's Discretionary Funds).**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#42 Authorized the Division of Historical Resources to enter into a contract with The No Tomorrow Book Company Inc., d/b/a Pathways Book Service, Keene, NH, to distribute the expanded second edition of *Preserving Old Barns: Preventing the Loss of a Valuable Resource*, in the amount of \$15,000. Effective upon G&C approval through June 30, 2022. **100% Other Funds.**

#43 Authorized the Division of Forests and Lands to enter into a memorandum of agreement with the Office of Strategic Initiatives in the amount of \$68,000 to provide monitoring and stewardship services of the State's interest in privately owned conservation lands held by DNCR. Effective upon G&C approval through June 30, 2021. **100% Agency Income.**

#44 Authorized the Division of Parks and Recreation to make a **retroactive** payment to Rowell's Services, Tilton, NH, for replacement of a septic tank at Bear Brook State Park, for \$14,481. **100% Agency Income.**

#45 Authorized the Bureau of Trails to enter into **retroactive** Grant-In-Aid agreements with the OHRV clubs in the total amount of \$670,116.45. Effective June 1, 2019 through May 31, 2020. **100% Transfers from Fish and Game.**

#46 Authorized the Bureau of Trails to enter into Grant-In-Aid agreements with the snowmobile clubs in the total amount of \$1,295,137.51. Effective upon G&C approval through December 31, 2019. **100% Transfers from Fish and Game.**

#47 Authorized the NH State Library to enter into a contract with Auto-Graphics Inc., Rancho Cucamonga, CA, for an Automated Interlibrary Loan System, in the amount of \$1,267,162. Effective upon G&C approval through June 30, 2023, with the option to renew for up to two additional three-year terms. **38% Capital, 62% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

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

#48 Authorized a Clean Water State Revolving Fund loan agreement with the Town of Epping, in an amount not to exceed \$2,190,000 to finance the Short Term Wastewater Treatment Facility Improvements Phase 2 Project. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#49 Authorized to enter into an agreement with the Acton Wakefield Watershed Alliance to complete the *Salmon Falls Headwaters Watershed Management Plan Implementation Project – Phase 3: Residential NPS Pollution Reduction and Community Outreach*, in the amount of \$100,000. Effective upon G&C approval through September 30, 2022. **100% Federal Funds.**

#50 Authorized to enter into an agreement with the Southwest Region Planning Commission to complete the *Spofford Lake Watershed-based Management Plan Implementation Phase 1: Watershed/Shoreline Best Management Practices*, in the amount of \$80,000. Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

#51 Authorized a Clean Water State Revolving Fund loan agreement with the Town of Antrim, in an amount not to exceed \$30,000 to finance the Wastewater Collection System Asset Management Program. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#52 Authorized to enter into an agreement with Setronics Corp., Billerica, MA, for fire alarm system testing, maintenance, inspection, and repair/retrofit services, in the amount of \$52,376. Effective upon G&C approval through June 30, 2022. **100% WRBP Funds.**

#53 Authorized Quimby Point Boat Club's request for a five year permit time extension, to perform work on Lake Winnepesaukee in Laconia (originally approved by G&C on 8-5-14, item #70).

#54 Authorized Hilary Johnston Trust's request to perform work on Lake Winnepesaukee in Moultonborough.

#55 Authorized Meredith D. Connor 2017 Trust's request to perform work on Lake Winnepesaukee in Gilford.

DEPARTMENT OF EDUCATION

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

#56 Authorized the Bureau of Instructional Support to hold the Every Student Succeeds Summer Leadership Summit on August 13-14, 2019 at Southern NH University, Manchester, NH, for a total conference cost not to exceed \$4,510. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#57 Authorized the Bureau of Student Wellness, Office of Social & Emotional Wellness to enter into a **sole source** cooperative project agreement with Keene State College, Keene, NH, to work in partnership with the NH Department of Education to provide external evaluation services of the System of Care, in an amount not to exceed \$483,286.64. Effective upon G&C approval through September 29, 2020. **100% Federal Funds.**

#58 Authorized the Office of Nutrition Programs and Services to hold the NH Statewide Conference on Wellness and Learning on August 13-14, 2019 at the Winnisquam Regional High School, Tilton, NH, for a total conference cost not to exceed \$5,500. Effective upon G&C approval through August 15, 2019. **100% Federal Funds.**

DEPARTMENT OF SAFETY

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

#59 Authorized the Division of Fire Standards and Training and Emergency Medical Services to pay **retroactively** annual membership dues of \$3,000 to the National Association of State EMS Officials, Falls Church, VA, for membership. Effective July 1, 2019 through July 1, 2020. **100% Revolving Funds.**

#60 Authorized an annual salary step increase for Paul Parisi, Director of the Division of Fire Safety, in the amount of \$5,549.96 from Grade HH, Step 6, at \$112,255.52, to Grade HH, Step 7, \$117,805.48. Effective August 3, 2019.

#61 Authorized the Division of Motor Vehicles to pay annual membership dues to the American Association of Motor Vehicle Administrators, Arlington, VA, in an amount not to exceed \$14,500. Effective October 1, 2019 through September 30, 2021. **100% Agency Income (Cost of Collections).** (2) Further authorized the Division of Motor Vehicles to pay fees to the American Association of Motor Vehicle Administrators, Arlington, VA, in an amount not to exceed \$409,800, for Commercial Driver License Information System transactions including Programs & Technology and Network Services, US Passport Verification Services, State 2 State, Verification of Legal Status and for National Motor Vehicle Title Information System annual service and support. Effective October 1, 2019 through September 30, 2021. **100% Agency Income (Cost of Collections).**

#62 Authorized the Division of Homeland Security and Emergency Management to **retroactively** pay SFY2020 annual membership dues to the National Emergency Management Association, Lexington, KY, in an amount not to exceed \$4,500. Effective July 1, 2019 to June 30, 2020. **100% General Funds.**

#62A Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hanover for a total amount of \$20,000 to purchase and install a backup generator for communications equipment. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#62B Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hanover for a total amount of \$35,500 to purchase and install a communications shelter. Effective upon G&C approval through September 30, 2020. **100% Federal Funds.**

DEPARTMENT OF JUSTICE

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

#63 Authorized to enter into a **sole source** contract with Dr. Patricia Ogera, Providence, RI, as a substitute medical examiner to aid the Office of the Chief Medical Examiner for the periods of August 10-12, 2019, and August 31, 2019 to September 2, 2019, for a total not to exceed \$12,000. Effective upon G&C approval through November 4, 2019. **100% General Funds.**

#64 Authorized to enter into a **retroactive sole source** contract with National Medical Services Inc., Horsham, PA, to provide toxicology testing services for the Office of the Chief Medical Examiner, in the amount of \$500,000. Effective July 1, 2019 through June 30, 2021. **24% Federal, 76% General Funds.**

#65 Authorized to establish a position of Deputy Chief Investigator, salary grade CC, \$60,307-\$83,943.08. Effective upon G&C approval. (2) Further authorized to designate Todd M. Flanagan as Deputy Chief Investigator, from \$80,186.08, LG BB, Step 7 to \$83,943.08, LG CC, Step 7. Effective upon G&C approval or July 20, 2019, whichever is the latter.

#66 Authorized the Office of the Chief Medical Examiner to enter into a **retroactive sole source** contract with Dr. Elizabeth A. Bundock, M.D., Ph.D., Burlington, VT, to assist the Chief Medical Examiner with autopsies specific to neuropathology examinations, including consultations, depositions and trials when required, in the amount not to exceed \$75,000. Effective July 1, 2019 through June 30, 2021. **100% General Funds.**

#67 Authorized to enter into a grant agreement with Media Power Youth, Manchester, NH, in an amount not to exceed \$100,000 to support the continued efforts and implementation of violence prevention through media literacy education programming in schools. Effective **retroactive** to July 1, 2019 through June 30, 2021. **100% General Funds.**

#68 Authorized to enter into a subgrant with the Sullivan County Attorney's Office, Newport, NH, in the amount of \$15,000 from the Federal Violence Against Women Act for the purpose of providing services to victims of domestic, sexual, dating and stalking violence. Effective **retroactive** to July 1, 2019 through December 31, 2019. **100% Federal Funds.**

#68A Authorized to enter into a subgrant with the Manchester Police Department, Manchester, NH, in an amount not to exceed \$245,231 for the purpose of purchasing a Brass-Trax Machine Acquisition Station. Effective upon G&C approval through September 30, 2021. **100% Federal Funds.**

#69 **DENIED** – The Governor and Council unanimously **denied** consideration of whether the petition of Susan McLaughlin Cook (age 67) requesting a pardon hearing for the offense of Accomplice to First Degree Murder, Conspiracy to Commit Murder and two counts of Witness Tampering should be granted. The petitioner is not eligible for an annulment.

#70 **TABLED** – The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pignatelli, and with Councilor Gatsas voting **no**, **tabled** consideration of whether the petition of Gregory W. Dawson (age 33) requesting a pardon hearing for the offense of Aggravated DUI should be granted. The petitioner is not eligible for an annulment until August 24, 2025.

DEPARTMENT OF ADMINISTRATIVE SERVICES

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

- #71 Authorized a Working Capital Warrant in the amount of \$550,000,000 to cover the payment of expenditures for the month of August 2019.
- #72 Authorized the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval.
- #73 Authorized an annual salary step increase for Carolyn Russell, Senior Operational Analyst from Grade HH, Step 4 \$101,156.12 to Grade GG, Step 5 \$106,705.56. Effective July 5, 2019.
- #74 Authorized to transfer \$819,450 of appropriations from a completed capital project to three roofing projects to enable the department to complete roof renovations at three state owned buildings in Concord, NH. Effective upon G&C approval through June 30, 2021. **100% Capital-General Funds.**
- #75 Authorized the Division of Public Works Design and Construction to enter into an agreement with Dubois and King Inc., Bedford, NH, for Mechanical Engineering Services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in an amount not to exceed \$300,000. Effective upon G&C approval through June 30, 2022.
- #76 Authorized the Division of Public Works Design and Construction to enter into an agreement with Harriman Associates, Auburn, ME, for Mechanical Engineering Services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in an amount not to exceed \$300,000. Effective upon G&C approval through June 30, 2022.
- #77 Authorized the Division of Public Works Design and Construction to enter into an agreement with McFarland Johnson Inc., Concord, NH, for Mechanical Engineering Services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department, in an amount not to exceed \$300,000. Effective upon G&C approval through June 30, 2022.
- #78 Authorized the Division of Public Works Design and Construction to enter into a contract with Charters Brothers Construction LLC, Danville, NH, for the Adjutant General Department's Thomas Hall Renovations, Center Strafford, NH, for a total price not to exceed \$1,137,232. (2)Further authorized a contingency in the amount of \$50,000 for unanticipated site expenses, bringing the total to \$1,187,232. (3)Further authorized the amount of \$65,650 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$1,252,882. Effective upon G&C approval through February 29, 2020. **100% Federal Funds.**

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LATE ITEM

DEPARTMENT OF TRANSPORTATION

- #A. The Governor and Council on motion of Councilor Cryans, seconded by Councilor Volinsky authorized the Bureau of Construction to enter into a contract with Nott's Excavating Inc., White River Junction, VT, for stabilization of approximately 400 feet of failed roadway embankment in Plainfield, on the basis of a low bid of \$1,237,473. (2)Further authorized a contingency in the amount of \$123,747.30 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through June 19, 2020. **100% Betterment Funds.**

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Cryans, seconded by Councilor Volinsky, voted to remove item #107- which was tabled at the June 19, 2019 Meeting.

DEPARTMENT OF TRANSPORTATION

#107 The Governor and Council on motion of Councilor Cryans, seconded by Councilor Volinsky, voted to approve the request the Bureau of Rail & Transit to enter into a **retroactive** lease of a 65,100 square foot parcel of State-owned land located on the Northern Railroad Corridor in the City of Lebanon to Rymes Heating Oils Inc., for \$21,538. Effective June 1, 2019 through April 30, 2020.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday July 31, 2019, at the Kingston Plains, Kingston, New Hampshire.

Honorable Board then Adjourned at 12:10 p.m.