

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
May 16, 2018 10:00 a.m.

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

Today's pre-meeting ceremonial items included:

- Councilor Volinsky offered a reading and led the Pledge of Allegiance.
- Music by Senator Kevin Avard & Meagan Rose who performed "Amie" by Pure Prairie League and "You can Close Your Eyes" by James Taylor and Carly Simon.
- Proclamation/Commendation(s):
 - Proclaiming May as New Hampshire Stroke Awareness Month and joined by members of the NH chapter of the American Heart Association.

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The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Prescott, voted to approve the minutes of May 2, 2018.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Pappas, approved the appointment of several persons nominated for Civil Commissions from the May 2, 2018 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:

Higher Education Commission - RSA 321-N:8-a
Nancy Stiles, Hampton

Effective: May 16, 2018

Justice, New Hampshire Circuit Court - RSA 490-F
Michael J. Ryan, Goffstown

Effective: July 31, 2018

CONFIRMATIONS

The Governor and Council confirmed the following:

Board of Dental Examiners - RSA 317-A:2
(Dentist)

Muhenad Samaan, Windham
Succeeding: Robert C. Kuepper, Concord (resigned)

Effective: May 16, 2018
Term: August 12, 2021

Board of Hearing Care Providers - RSA 137-F: 3
(Hearing Aid Dealer)
Jason F. Vanier, Gilford
Reappointment

Effective: May 16, 2018
Term: April 23, 2019

Board of Hearing Care Providers - RSA 137-F: 3
(Hearing Aid Dealer)
Jessica L. Williams, Ossipee
Succeeding: Patricia Jabre, Portsmouth

Effective: May 16, 2018
Term: April 23, 2020

Board of Licensed Dieticians - RSA 326-H
Lisa J. Prospert, Concord
Succeeding: Rebecca L. Dunn, Nelson

Effective: May 16, 2018
Term: December 6, 2020

Board of Nursing - RSA 326-B
(RN)

Somer H. Andrews, Dunbarton
Succeeding: Jennifer L. Laramie, Laconia

Effective: May 16, 2018
Term: May 10, 2021

Board of Nursing - RSA 326-B
(RN)

Sherrie Palmieri, Nashua
Reappointment

Effective: May 16, 2018
Term: May 10, 2021

Board of Nursing - RSA 326-B
(LPN)

Beth A. Fersch, Milford
Reappointment

Effective: May 16, 2018
Term: May 10, 2021

Commissioner, Insurance Department - RSA 400-A

John R. Elias, Henniker
Succeeding: Roger Sevigny, Dover
Salary: LG II, \$103,825.28

Effective: June 11, 2018
Term: June 9, 2023

New Hampshire Housing Finance Authority - RSA 204-C: 3
(Public Member)

Donald L. Shumway, (i), Hopkinton
Reappointment

Effective: May 16, 2018
Term: July 1, 2022

New Hampshire Motor Vehicle Industry Board - RSA 357-C: 12

Robert A. Marrazzo, Plainfield
Vacancy

Effective: May 16, 2018
Term: January 9, 2021

Transportation Appeals Board - RSA 21-L:14
(Legal Profession)

Eric G. Falkenham, Hopkinton
Reappointment

Effective: May 16, 2018
Term: May 7, 2020

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

James P. Burnett III, Concord
Reappointment

Effective: May 16, 2018
Term: June 30, 2022

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

Joseph G. Morone, New Castle
Reappointment

Effective: May 16, 2018
Term: June 30, 2022

Water Council - RSA 21-O: 7
(Industrial Interests)

H. Richard Geisser, Atkinson
Vacancy

Effective: May 16, 2018
Term: November 29, 2019

NOMINATIONS

The following nominations were submitted:

Advisory Council on Worker's Compensation - RSA 281-A
(Health Care Provider)

Douglas M. Goumas, Bedford
Reappointment

Effective: Upon Confirmation
Term: January 12, 2021

Ballot Law Commission - RSA 665
 (Alternate member appointed by Governor and Council)
 Eugene M. Van Loan, Bedford
 Succeeding: Dean Eggert, Bow
 Effective: Upon Confirmation
 Term: July 1, 2021

Community College System of New Hampshire Board of Trustees - RSA 188-F
 (Technology Sector)
 Jeremy Hitchcock, Manchester
 Reappointment
 Effective: Upon Confirmation
 Term: June 30, 2022

Community College System of New Hampshire Board of Trustees - RSA 188-F
 (Technology Sector)
 (Business/ Industry)
 Paul J. Holloway, Rye
 Reappointment
 Effective: Upon Confirmation
 Term: June 30, 2022

Community College System of New Hampshire Board of Trustees - RSA 188-F
 (Technology Sector)
 (High School Vocational Director)
 Steven Rothenberg, Hopkinton
 Reappointment
 Effective: Upon Confirmation
 Term: June 30, 2022

Community College System of New Hampshire Board of Trustees - RSA 188-F
 (Technology Sector)
 (Public Member)
 Richard J. Killion, Bow
 Succeeding: Stephen Guyer, New Hampton
 Effective: Upon Confirmation
 Term: June 30, 2022

Connecticut River Valley Flood Control Commission - RSA 484
 Linda L. Tanner, Georges Mills
 Reappointment
 Effective: Upon Confirmation
 Term: May 1, 2021

Connecticut River Valley Flood Control Commission - RSA 484
 Paul S. Berch, Westmoreland
 Succeeding: Robert T. Grimley, Grantham
 Effective: Upon Confirmation
 Term: May 1, 2020

Deputy Adjutant General - RSA 110-B: 8-b
 Warren M. Perry, Bow
 Reappointment
 Salary: LG GG, \$100,035.52
 Effective: Upon Confirmation
 Term: July 15, 2022

New Hampshire Housing Finance Authority - RSA 204-C: 3
 (Public Member)
 John A. Cuddy, (i), Freedom
 Reappointment
 Effective: Upon Confirmation
 Term: July 1, 2023

Speech-Language Pathology Governing Board - RSA 328-F:4
 (Public Member)
 Mariellen J. MacKay, Nashua
 Vacancy
 Effective: Upon Confirmation
 Term: March 4, 2021

CONSENT CALENDAR AGENDA

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

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

FISH AND GAME DEPARTMENT

#A. Authorized two employees to travel to Shepherdstown West Virginia for 6 days of out of state travel for Recruitment, Retention and Reactivation (R3) Coordinators Training, during the period of June 10-15, 2018 with grant funds from the Recreational Boating and Fishing Foundation. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Human Resource Management

#B. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky and with Councilor Wheeler voting **no**, authorized to enter Marianne Sylvester into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in Bachelor of Arts in Communication – Concentration in Business, during the period of June 1, 2018 through November 30, 2018, and to pay said costs in the amount of \$1,500. **100% General Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Human Resource Management

#C. Authorized to enter Kelley Rozen into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in BA Program – Health Care Management, during the period of July 1, 2018 through December 31, 2018, and to pay said costs in the amount of \$1,500. **100% General Funds.**

INSURANCE DEPARTMENT

#D. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Pappas, seconded by Councilor Volinsky and with Councilor Wheeler voting **no**, authorized to enter Mary Tarbell into an educational tuition agreement with College for America at Southern NH University, to participate in 12 Completed Competencies, during the period of July 1, 2017 through December 31, 2018, and to pay costs not to exceed \$1,500. **100% Other (Administrative Assessment) Funds.**

STATE TREASURY

#E. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$62,511 and the State Treasurer to issue checks in the amount of \$62,510.66 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF CORRECTIONS

#F. Authorized to pay an invoice in the amount of \$20,629.30 to the Interstate Commission for Adult Offender Supervision, Lexington, KY, for annual membership dues. Effective July 1, 2018 through June 30, 2019. **100% Other Funds.**

BANKING DEPARTMENT

#G. Authorized to continue membership and participation in the Conference of State Bank Supervisors annual mortgage accreditation program, in the amount of \$4,000. Effective upon G&C approval through June 30, 2019. **100% Other Funds.**

DEPARTMENT OF SAFETY

#H. Authorized to pay annual membership dues of \$17,000 to the International Fuel Tax Agreement Inc., Chandler, AZ, for membership. Effective July 1, 2018 through June 30, 2019. **100% Agency Income (Cost of Collections).**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Bureau of Human Resource Management**

#I. Authorized to enter Debora Lee Wyman into an educational tuition agreement with NH Technical Institute, Concord, NH, to participate in HealthCare Law; Family Law; Probate, Estates, and Trusts; Criminal Law; Legal Writing; Legal and HealthCare Ethics; and Internship, during the period of May 17, 2018 through August 20, 2018, and to pay said costs in the amount of \$2,640. **100% General Funds.**

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

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

#A. Authorized to accept a gift from the New York State Department of Health Integrated Food Safety Center of Excellence, in an amount not to exceed \$2,100 for travel reimbursement for three employees to attend the NYCoE Food Safety Symposium from July 16-18, 2018 in Ithaca, NY.

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

JUDICIAL COUNCIL

#A. Authorized to accept and place on file the Biennial Report for the period of July 1, 2015 through June 30, 2017.

INSURANCE DEPARTMENT

#B. Authorized to accept and place on file the Annual Report for Fiscal Year 2017.

INSURANCE DEPARTMENT

#C. Authorized to accept and place on file the Annual Report for Fiscal Year 2016.

INSURANCE DEPARTMENT

#D. Authorized to accept and place on file the Annual Report for Fiscal Year 2015.

DEPARTMENT OF STATE

#E. Authorized to accept and place on file the Annual Report for the period of July 1, 2016 through June 30, 2017.

#4 **MOP 150, I, B (4): Nominations, Confirmations and Appointments** - NONE

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Family Assistance**

#A. Authorized to amend an existing agreement with Conduent State & Local Solutions Inc., (formerly known as Xerox State & Local Solutions Inc.), Germantown, MD (originally approved by G&C on 9-3-14, item #14), the Vendor providing Electronic Benefits Transfer Services, to amend the Vendor name and address, with no change to the price limitation in an amount not to exceed \$3,319,673 and with no change to the end date of June 30, 2021. **44.91% Federal, 55.09% General Funds.**

DEPARTMENT OF TRANSPORTATION

#B. Authorized the Bureau of Bridge Design to amend an agreement with HDR Engineering Inc., Manchester, NH, (originally approved by G&C on 12-21-16, item #33), for final design efforts for the replacement of the Red List bridge carrying NH Route 1B over Little Harbor between the Towns of New Castle and Rye, by extending the completion date from June 30, 2018 to December 30, 2019. No Additional Funding.

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of Improvement and Integrity

#6 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to amend an existing contract with Keystone Peer Review Organization Inc., Harrisburg, PA, for the provision of utilization and quality control peer review services, by increasing the price by \$275,800 from \$275,800 to \$551,600, and by extending the completion date from June 30, 2018 to June 30, 2019. **25% General, 75% Federal Funds.**

Bureau of Special Medical Services

#6A The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized to hold a conference "Family Support Collaboration 2018" for Department staff and contractors who serve children and families with various special health care needs and complex conditions, on May 24, 2018, at the Courtyard Marriott, Grappone Conference Center, Concord, NH, for a total cost not to exceed \$6,440. (2) Further authorized an advance payment of \$1,000 to the Courtyard by Marriott, Grappone Conference Center, Concord, NH, to secure date and facility. Effective upon G&C approval through June 30, 2018. **100% Federal Funds.**

Division of Public Health Services

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

#7 Authorized with Councilor Wheeler voting **no**, the Tobacco Prevention and Cessation Program to enter into an agreement with JSI Research & Training Institute Inc., d/b/a Community Health Institute, Bow, NH, to conduct research and analyze data results to determine which high school aged peer groups are most likely to have the highest Electronic Nicotine Delivery Systems use in NH, in an amount not to exceed \$156,631. Effective upon G&C approval through June 30, 2019. **80% Federal, 20% General Funds.**

#8 Authorized with Councilor Wheeler voting **no**, to enter into an agreement with JSI Research & Training Institution Inc., d/b/a Community Health Institute, Bow, NH, for the provision of tobacco use and dependence prevention education in an amount not to exceed \$182,742. Effective upon G&C approval through March 28, 2020. **100% Federal Funds.**

Bureau of Public Health Systems, Policy & Performance

#9 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to amend an existing agreement with Foundation for Healthy Communities, Concord, NH (originally approved by G&C on 12-20-17, item #20), to continue assisting Critical Access Hospitals to improve quality of care for Medicare beneficiaries and to implement quality improvement activities over thirteen Critical Access Hospitals, by increasing the price by \$373,146 from \$81,000 to an amount not to exceed \$454,146, and by extending the completion date from August 31, 2018 to August 31, 2021. **100% Federal Funds.**

Division of Family Assistance

#10 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to exercise a renewal option with Southern NH Services Inc., Manchester, NH (originally approved by G&C on 5-1-13, item #37B), for the provision of staffing, and employment and training services, as required by the NH Employment Program, by increasing the price by \$4,564,470 from \$22,571,419.84 to \$27,135,889.84, and by extending the completion date from June 30, 2018 to June 30, 2019. **75% Federal, 25% General Funds.**

Division for Children, Youth & Families

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

#11 Authorized to enter into **sole source** agreements with the vendors as detailed in letter dated April 24, 2018, for the provision of juvenile court diversion and delinquency prevention and intervention services, in an amount not to exceed \$74,102. Effective upon G&C approval through March 31, 2019. **100% Federal Funds.**

#12 Authorized to amend an existing **sole source** contract with Child and Family Services of NH, Manchester, NH (originally approved by G&C on 12-20-17, item #13B), to provide services to DCYF to assist in closing overdue Child Protection Assessments, by increasing the price by \$126,922 from \$126,922 in an amount not to exceed \$253,844, and by extending the completion date from June 30, 2018 to December 31, 2018. **100% General Funds.**

#13 Authorized to enter into an agreement with Michelle Lattime, MLADC, Kingston, NH, for the provision of master licensed alcohol and drug counseling services in the Rochester District Office, in an amount not to exceed \$102,375. Effective upon G&C approval through June 30, 2019. **80% Federal, 20% General Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pappas acted as follows:

#14 Authorized the Bureau of Right of Way to pay property owners \$321,128.25 as documented in the Contemplated & Damage Awards List for amounts greater than \$5,000 for the period extending from April 10, 2018 through April 19, 2018. Effective upon G&C approval.

#15 Authorized the Bureau of Right of Way to pay property owners \$21,278.35 as documented in the Contemplated & Damage Awards List for amounts greater than \$5,000 for the period extending from March 15, 2018 through April 9, 2018. Effective upon G&C approval.

#16 Authorized the Bureau of Turnpikes to transfer funds in the amount of \$42,100 in State Fiscal Year 2018. Effective upon G&C approval through June 30, 2018. **100% Turnpike Funds. Contingent upon Fiscal Committee approval on May 18, 2018.**

#17 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for pavement rehabilitation along 2.2 miles of NH 101/I-293 from the intersection of NH 114/Boynton Street (MM:52.4) to the nose of the ramps from the northbound F.E. Everett Turnpike, on the basis of a low bid of \$4,175,387. (2)Further authorized a contingency in the amount of \$208,769.35 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through September 28, 2018. **100% Federal Funds.**

#18 Authorized the Bureau of Construction to enter into a contract with L&D Safety Markings Corp., Barre, VT, for placement of 2.2 million feet of pavement markings during the spring/summer of 2018 along all Turnpike corridors, on the basis of a low bid of \$326,119.74. Effective upon G&C approval through August 31, 2018. **100% Turnpike Funds.**

#19 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for pavement preservation and rehabilitation of eight Tier 2 roadway segments (NH 101, NH 12, US 202, NH 3A, and NH 111) in Districts 4 and 5 in the Towns of Keene, Walpole, Jaffrey, Peterborough, Hancock, Antrim, Bennington, Litchfield, and Hudson, on the basis of a low bid of \$4,717,476.91. (2)Further authorized a contingency in the amount of \$235,873.85 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through October 26, 2018. **100% Federal Funds.**

#19A Authorized the Bureau of Turnpikes to transfer funds in the amount of \$600,000 from the Turnpike General Reserve Account to budget and expend revenue for E-ZPass credit card transaction fees for the Division of Operations. Effective upon G&C approval through June 30, 2018. **100% Turnpike Funds.** (2)Further authorized to amend an existing professional service contract for the NH E-ZPass Back Office with Cubic Transportation Systems Inc. (originally approved by G&C on 10-7-15, item #25), for Cubic to become the Merchant of Record for all credit card transactions. No time extension or additional costs.

DEPARTMENT OF REVENUE ADMINISTRATION

#20 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Kenney and with Councilor Volinsky voting **no**, authorized to enter into a **sole source** contract with Montagne Communications LLC, Manchester, NH, to provide strategic communications and public relations services, in an amount not to exceed \$30,000. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

JUDICIAL COUNCIL

#21 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Pappas, authorized to amend the Contract Attorney Program (originally approved by G&C on 6-7-17, item #61), by increasing the total by \$300,000 from \$3,960,000 to \$4,260,000 to allow qualified attorneys in the State to continue providing representation of indigent defendants. Effective upon G&C approval through June 30, 2019. **100% General Funds.**

THE ADJUTANT GENERALS DEPARTMENT

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

#22 Authorized to accept and expend additional Federal Funds in the amount of \$4,079,075 from the National Guard Bureau as part of the five-year Federal-State Master Cooperative Agreement to cover the costs of additional construction projects and designs. Effective upon G&C approval through September 30, 2018. **100% Federal Funds. Contingent upon Fiscal Committee approval on May 18, 2018.**

#23 Authorized to enter into a memorandum of understanding with the Office of Veterans Services for the provision of coordination of operations and services in accordance with Executive Order #2018-01 issued by Governor Christopher T. Sununu on February 15, 2018. (2)Further authorized to enter into a memorandum of understanding with the Department of Health and Human Services – Community Military Programs for the provision of coordination of operations and services of Community Based Military Programs in accordance with Executive Order #2018-01 issued by Governor Christopher T. Sununu on February 15, 2018.

#24 Authorized to enter into a contract with Northeast Archaeological Research Center Inc., Farmington, ME, for an archaeological study for Phase 2 cemetery development at the NH State Veterans Cemetery, in the amount of \$20,860. Effective upon G&C approval through December 31, 2018. **100% General – Capital Funds.**

#25 Authorized to execute the second of two contract renewal options with Dignard Architectural Services, Bedford, NH (originally approved by G&C on 6-24-15, item #109), for Professional Architectural Services for planning and design of various projects as necessary and required, in an amount not to exceed \$400,000. Effective July 1, 2018 through June 30, 2019.

#26 Authorized to execute the second of two contract renewal options with Architechnology, Sanbornton, NH (originally approved by G&C on 6-24-15, item #108), for Professional Architectural Services for planning and design of various projects as necessary and required, in an amount not to exceed \$400,000. Effective July 1, 2018 through June 30, 2019.

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

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

#27 Authorized the NH State Conservation Committee to enter into a grant with Strafford County Conservation District, in the amount of \$24,000 for Conservation Equipment and Soil Health Partnership in Strafford County, NH. Effective upon G&C approval through April 30, 2020. **100% Other Funds.**

#28 Authorized to enter into a grant with Monadnock Conservancy, in the amount of \$24,000 for *Royce Conservation Easement / Mountain Brook Reserve* in the Town of Jaffrey, Cheshire County, NH. Effective upon G&C approval through April 30, 2020. **100% Other Funds.**

DEPARTMENT OF CORRECTIONS

#28A The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to enter into a renewal lease agreement with Bergeron Construction Company Inc., Keene, NH, for the purpose of probation/parole office space for the Keene Probation & Parole District Office, in an amount not to exceed \$145,285.20. Effective June 1, 2018 through May 31, 2023. **100% General Funds.**

BANKING DEPARTMENT

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas acted as follows:

#29 Authorized an annual salary increment of \$5,699.72 to Bank Commissioner Gerald H. Little, Position 9U132. Effective June 3, 2018.

#30 Authorized to enter into a renewal lease agreement with Sennen Limited Partnership c/o Altid Enterprises LLC, Chelmsford, MA, for 10,980 square feet of office space located at 53 Regional Drive Ste 200, Concord, NH, in the amount not to exceed \$1,010,160. Effective June 1, 2018 through May 31, 2023.

PUBLIC UTILITIES COMMISSION

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

#31 Authorized to accept and expend \$31,366 in grant funds from the US Department of Transportation – Pipeline and Hazardous Materials Safety Administration for gas related work performed in the enforcement of pipeline safety. **100% Federal Funds.**

#32 Authorized to enter into a contract with Skumatz Economic Research Associates Inc., Superior, CO, to assist and advise Public Utilities Commission staff in their evaluation of energy efficiency programs under the Energy Efficiency Resource Standard, in an amount not to exceed \$285,000. Effective upon G&C approval through December 31, 2020. **100% Utility Assessment.**

#33 Authorized to do a **sole source** amendment to a contract with Sheehan, Phinney, Bass & Green PA, to provide legal representation and advice to the Commission in connection with the sale by Eversource of its generation assets, by increasing the amount by \$60,000 from \$240,000 to \$300,000, and by extending the completion date from July 31, 2018 to December 31, 2018. **100% Other Funds (Public Utility Assessment).**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

#34 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized the Office of International Commerce to renew a **retroactive** membership with The Council of State Governments d/b/a Eastern Trade Council, New York, NY, in the amount of \$5,000 to provide regional export trade research and related trade development programs. Effective upon G&C approval through December 31, 2018. **100% General Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

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

#35 Authorized to enter into a contract with Joe Brigham Inc., Pembroke, NH, to carry out aerial stocking and water sample collection (acid rain analysis) of remote, high altitude trout ponds, in the amount of \$13,760. Effective upon G&C approval through June 30, 2018. **75% Federal, 25% Fish and Game Funds.**

#36 Authorized to enter into a contract with Whisprue Inc., d/b/a The Parcel Room, Portsmouth, NH, for packing and mailing course materials for Hunter/Bowhunter Education traditional courses, Trapper Education courses, and online course Field Days, in the amount of \$11,925. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

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

#37 Authorized to enter into an agreement with W.F. Richards & Son Inc., Meredith, NH, for as-needed earthwork repair services for Winnepesaukee River Basin Program infrastructure, in the amount of \$179,220. Effective upon G&C approval through June 30, 2021. **100% WRBP Funds.**

#38 Authorized to award an Asset Management grant to the Town of Sunapee, NH, in the amount of \$20,000 to improve public water system management. Effective upon G&C approval through May 31, 2019. **100% Federal Funds.**

#39 Authorized to award an Asset Management grant to the City of Claremont, NH, in the amount of \$20,000 to improve public water system management. Effective upon G&C approval through May 31, 2019. **100% Federal Funds.**

#40 Authorized to enter into a **sole source** agreement with the US Geological Survey, Pembroke, NH, for testing an alternative stream gaging method, in the amount of \$29,500. Effective June 6, 2018 through February 28, 2019. **100% General Funds.**

#41 Authorized a loan agreement with the Town of Newport, NH, in the amount not to exceed \$1,507,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water and Groundwater Trust Fund.**

#42 Authorized to amend a loan agreement with the City of Rochester, NH, (originally approved by G&C on 3-8-17, item #49), to finance water system improvements, by increasing the loan by \$101,808 from \$540,000 to \$641,808. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#43 Authorized to amend a Clean Water State Revolving Fund loan agreement with the City of Lebanon (originally approved by G&C on 7-16-14, item #64), to decrease the loan amount by \$8,804,128 from \$10,624,835 to \$1,820,707 for the CSO #11 Project. (2)Further authorized a Clean Water State Revolving Fund loan agreement with the City of Lebanon in an amount not to exceed \$13,689,606 to finance the CSO #11 Phase 2 Construction Project. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#44 Authorized a Clean Water State Revolving Fund loan agreement with the City of Lebanon, in an amount not to exceed \$337,750 to finance the CSO #12 Sewer Separation Project. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#45 Authorized to **retroactively** amend an agreement with the Environmental Council of the States (originally approved by G&C on 6-29-16, item #91); by extending the end date to September 30, 2018 from March 31, 2018 and making certain modifications to the agreement for the purpose of completing a nationwide inventory of State and Territorial environmental agency improvement efforts. No Additional Funding. **100% Federal Funds.**

#46 Authorized to enter into grant agreements with the entities as detailed in letter dated April 23, 2018, to fund exotic aquatic plant control activities, totaling \$31,174. Effective upon G&C approval through December 31, 2018. **100% Lake Restoration Funds.**

#47 Authorized TE Subcom's request to perform work on the Piscataqua River in Newington.

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#48 Authorized to make **retroactive** one-time payments totaling \$19,957.02 to six employees to compensate for wages that were not paid in SFY 2013 through 2017. Associated benefit payments totaling \$1,526.71 have also been included for a total payment of \$21,483.73.

#49 Authorized the Division of Historical Resources to enter into a **retroactive** contract amendment with New England Document Systems Inc., Manchester, NH (originally approved by G&C on 4-6-17, item #26) , in the amount of \$60,900, for the digitization of State and National Register-listed historic properties and archaeological sites, by extending the completion date to June 30, 2019 from April 30, 2018. No Additional Funding. **100% Federal Funds.**

#50 Authorized the State Library to enter into a **retroactive sole source** amendment with Progressive Technology Federal Systems Inc., Bethesda, MD (originally approved by G&C on 6-25-08, item #26), for the digital archiving and capturing solution for born-digital State of NH publications, by increasing the amount by \$75,223.08 from \$205,886.44 to \$281,109.52 and by extending the completion date to June 30, 2020 from June 30, 2017. **100% Federal Funds.**

#51 Authorized the Bureau of Trails to accept and expend \$93,136 in interest earnings from the Connecticut Lakes Headwaters Stewardship Endowment Fund. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

#52 Authorized the Division of Parks and Recreation to renew a **retroactive** membership with the National Association of State Park Directors, Raleigh, NC, in the amount of \$3,000 for the 2018 Season. Effective November 1, 2017 through October 31, 2018. **100% Agency Income.**

#53 Authorized to make a **retroactive** one-time payment from SFY 2018 funds to Julianne Boissonneault, Program Assistant II, Division of State Parks, Cannon Mountain, in the amount of \$1,105.88 to compensate for wages that were not paid in SFY 2017. Associated benefit payments totaling \$222.85 have been included for a total payment of \$1,328.73. **100% Agency Income.**

#54 Authorized the Bureau of Trails to amend an emergency Grant-In-Aid Trail Maintenance agreement with the Presidential Range Riders Snowmobile Club (originally approved by G&C on 12-20-17, item #60), by increasing the total by \$17,520 from \$107,240 to \$124,760. Effective upon G&C approval through June 30, 2018. **100% Transfer from Fish and Game.**

#55 Authorized the Division of Parks and Recreation to enter into a contract with Boston Culinary Group Inc., d/b/a Centerplate (Centerplate / Concessionaire), Stamford, CT, for the operation of food concession and catering services at Cannon Mountain Ski Area and the Flume Gorge Visitors' Center. Effective upon G&C approval through May 16, 2023, with the option to renew for an additional 3 year period. (2)Further authorized to utilize a portion of the commission received from the concessionaire to provide up to \$250,000 over two years (\$125,000 per year) for a \$500,000 jointly-funded capital improvement plan to include the food and beverage facilities at the Flume Gorge Visitors' Center, the Mountain Station Café' at Cannon Mountain Aerial Tramway and Ski Area, and the Cannonball Pub at Cannon Mountain Aerial Tramway and Ski Area. Additionally, Concessionaire agrees to spend another \$50,000 toward a new point-of-sale system.

#56 Authorized to accept and place on file the consolidated reporting for Fiscal Years 2016 and 2017.

NEW HAMPSHIRE VETERANS HOME

#57 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Pappas, authorized to enter into a contract with Silver Birch Geriatrics, Dover, NH, for the sole purpose of providing on-site Geropsychiatric services for the NH Veterans Home, in the amount of \$125,400. Effective July 1, 2018 through June 30, 2021, with the option to renew for an additional two year period. **28% Federal, 25% Agency Incomes, 47% General Funds.**

DEPARTMENT OF EDUCATION

#58 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Wheeler, authorized the Bureau of School Finance to enter into a contract with Ryan W. Stevens, Gilford, NH, to assist with the development and implementation of a web-based financial reporting system, and augmentation of the Grants Management System, in an amount not to exceed \$70,000. Effective upon G&C approval through June 30, 2019. **14% Federal, 86% General Funds.**

NEW HAMPSHIRE LOTTERY COMMISSION

#59 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Kenney, authorized to exercise a contract amendment with McLane Middleton, P.A., Manchester, NH (originally approved by G&C on 6-15-16, item #81), for legal consulting services, by increasing the amount of \$15,000 from \$15,000 to \$30,000. Effective July 1, 2018 through June 30, 2020. **100% Lottery Funds.**

DEPARTMENT OF SAFETY

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

#60 Authorized a salary increase for Jennifer Harper, Assistant Director of Homeland Security and Emergency Management from grade FF, step 6, to letter grade GG, step 6, unclassified position #9U522, in the amount of \$7,386.08 from \$92,649.44 to a new annual salary of \$100,035.52.

#61 Authorized the Office of Highway Safety to enter into a **sole source** contractual agreement with the University of NH Survey Center, Durham, NH, to conduct the National Highway Traffic Safety Administration Attitude Survey, in the amount of \$6,500. Effective upon G&C approval through September 15, 2018. **100% Federal Funds.**

#62 Authorized the Division of Emergency Services and Communications to enter into a **sole source** contract with Motorola Solutions Inc., to provide services to deliver and install a P25 VHF digital conventional radio system and dispatch console upgrade (“System”) from the existing legacy radio environment, for an amount not to exceed \$4,998,000. Effective upon G&C approval through June 30, 2020. **100% Capital Funds.**

#63 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the County of Cheshire to purchase and install a generator for a total amount of \$50,000. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

#64 Authorized the Division of Fire Safety to **retroactively** enter into a grant agreement with the City of Nashua, for activities that increase State and local effectiveness in handling hazardous materials incidents, enhance implementation of the Emergency Planning and Community Right to Know Act, and encourage a comprehensive approach to emergency training and planning, in the amount of \$11,414. Effective January 17, 2018 through September 30, 2018. **100% Federal Funds.**

#65 Authorized the Office of the Commissioner to enter into a grant agreement with VolunteerNH!, in the amount of \$50,000, for the administration and coordination of grants to local Citizen Corps Councils and/or programs identified in the grant agreement. Effective upon G&C approval through August 31, 2020. This is the end date of the federal grant award. **100% Federal Funds.**

#66 Authorized with Councilor Wheeler voting **no**, the Office of Highway Safety to enter into a **sole source** contractual agreement with the University of NH Survey Center, Durham, NH, in the amount of \$49,882 to conduct the National Highway Traffic Safety Administration Seat Belt Use Survey. Effective upon G&C approval through September 30, 2018. **100% Federal Funds.**

#67 Authorized with Councilor Wheeler voting **no**, the Office of Highway Safety to enter into a **retroactive sole source** contract with NH Triple Play LLC, d/b/a NH Fisher Cats, Manchester, NH, to coordinate a highway safety impaired driving related advertisement campaign during the 2018 season home games, in the amount of \$27,500. Effective April 1, 2018 through September 30, 2018. **100% Federal Funds.**

#68 Authorized with Councilor Wheeler voting **no**, the Office of Highway Safety to enter into a **retroactive sole source** contract with NH Triple Play LLC (d/b/a NH Fisher Cats), Manchester, NH, to coordinate a highway safety related advertisement campaign during the 2018 season home games, in the amount of \$42,000. Effective April 1, 2018 through September 30, 2018. **100% Federal Funds.**

DEPARTMENT OF JUSTICE

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

#69 Authorized to enter into subgrants with the programs as detailed in letter dated May 1, 2018, in the amount of \$3,652,611 from the Federal Victims of Crime Act Grant for the purpose of supporting programs that provide direct services to victims of crime. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**

#70 Authorized to enter into subgrants with the agencies as detailed in letter dated May 1, 2018, in the amount of \$46,200, from the Federal Bureau of Justice Assistance, Office of Justice Programs, Project Safe Neighborhood. Effective upon G&C approval through September 30, 2019. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

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

#71 Authorized with Councilor Wheeler voting **no**, the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval.

#72 Authorized with Councilor Wheeler voting **no**, the Bureau of Court Facilities to increase their fleet by one vehicle.

#73 Authorized the Risk Management Unit to enter into a contract with USI Insurance Services LLC, Bedford, NH, for property and casualty Producer Services and Safe Driving Program Administration for the State, in an amount not to exceed \$150,000. Effective July 1, 2018 through June 30, 2021.

#74 Authorized the Bureau of Education & Training to enter into a **sole source** lease agreement amendment with Hodges Development Corporation, Concord, NH (originally approved by G&C on 6-5-13, item #17), by increasing the price by \$35,436 from \$148,500 to \$183,936, and by extending the end date from June 30, 2018 to June 30, 2019. **100% Revolving Funds.**

#75 Authorized to grant a perpetual water line easement on State land to Aquarion Water Company of NH Inc., the local water utility serving the Town of Hampton, NH, and adjacent communities, for the construction, installation, operation, maintenance, repair, and replacement of a water supply main and any related fixtures or equipment as may be necessary to provide water service to the Hampton Circuit Courthouse facility to be constructed in the Town of Hampton along the eastern side of Timber Swamp Road between the Hampton Park & Ride, the Interstate 95 right-of-way, and a Department of Transportation Highway Maintenance Facility.

#76 Authorized to **retroactively** amend the State's contract with W.B. Mason Co Inc., Brockton, MA (originally approved by G&C on 12-16-15, item #111), for janitorial supplies-paper products, by extending the end date from January 31, 2018 to June 29, 2018, with no increase in the price limitation.

#77 Authorized to **retroactively** amend the State's contract with W.B. Mason Co Inc., Brockton, MA (originally approved by G&C on 12-16-15, item #110), for janitorial supplies-food service products, by extending the end date from January 31, 2018 to June 30, 2018, with no increase in the price limitation.

#78 Authorized to **retroactively** amend the State's contract with W.B. Mason Co Inc., Brockton, MA (originally approved by G&C on 12-16-15, item #112), for janitorial supplies-can liners, by extending the end date from January 31, 2018 to June 30, 2018, with no increase in the price limitation.

#79 Authorized to **retroactively** amend the State's contract with W.B. Mason Co Inc., Brockton, MA (originally approved by G&C on 12-16-15, item #109), for janitorial supplies-gloves, by extending the end date from January 31, 2018 to June 30, 2018, with no increase in the price limitation.

#80 Authorized to **retroactively** amend the State's contract with W.B. Mason Co Inc., Brockton, MA (originally approved by G&C on 12-16-15, item #107), for janitorial supplies-hand soap, by extending the end date from January 31, 2018 to June 30, 2018, with no increase in the price limitation.

#81 Authorized to **retroactively** amend the State's contract with W.B. Mason Co Inc., Brockton, MA (originally approved by G&C on 12-16-15, item #108), for janitorial supplies-miscellaneous, by extending the end date from January 31, 2018 to June 30, 2018, with no increase in the price limitation.

#82 Authorized to amend the State contract with Bank of America, N.A. (originally approved by G&C on 7-10-13, item #16), for procurement card services, by extending the end date from June 1, 2018 to June 30, 2019.

#83 Authorized the list of Governor and Council meeting dates for the period of July through December 2018.

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LATE ITEMS

DEPARTMENT OF ENVIRONMENTAL SERVICES

#A The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky and with Councilors Kenney and Wheeler voting **no**, authorized to enter into a **sole source** contract with Barbara Hoffman, Warner, NH, in an amount not to exceed \$28,000 to provide services necessary to assist NHDES with development of administrative rules for the Wetlands Bureau, effective upon Governor and Council approval through September 30, 2018. **100% Wetland Fee Funds.**

THE ADJUTANT GENERALS DEPARTMENT

#B The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, authorized the confirmation of Lieutenant Colonel Erik A. Fessenden, to the rank of Colonel, New Hampshire Army National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#C The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Pappas, authorized the confirmation of Dr. Daniel Kim, for appointment to the rank of Major, New Hampshire Air National Guard:

OFFICE OF THE GOVERNOR

#D The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney and with Councilors Volinsky and Pappas voting **no**, authorized to adopt a resolution directing questions regarding House Bill 1264 to the New Hampshire Supreme Court.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday June 6, 2018, at The State House, Concord, New Hampshire.

Honorable Board then Adjourned at 11:50 a.m.