

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
Colonial Theatre Showroom, Keene, New Hampshire
August 4, 2021 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:

- Welcome Remarks by Mayor George Hansel and brief background on the Colonial Theatre from Alec Doyle Executive Director.
- Councilor Warmington introduced NH Poetry Out Loud finalist Oliver Andrews who offered a reading and Sheriff Eli Rivera led the Pledge of Allegiance.
- Performance:
 - Classical guitarist and NH Arts Councilor José Lezcano and his student Alyssa Becker played Beethoven's Adagio.
- Proclamation/Commendation(s):
 - Commendations:
 - Cameron Tease, Keene for many years of community service;
 - Mindy Cambiar for many years of community service;
 - Little Indonesia Cultural Center; and
 - Greater Sullivan Regional Public Health Network.

The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Wheeler, voted to approve the minutes of the July 14, 2021 meeting as amended to include the location for the August 4, 2021 G&C meeting on page 9.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Stevens, approved the appointment of several persons nominated for Civil Commissions from the July 14, 2021 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignations.

Board of Dental Examiners - RSA 317-A:2
Ellen M. Legg, Portsmouth

Effective: August 4, 2021

Current Use Advisory Board - RSA 79-A
Andrea S. Lewy, Nottingham

Effective: August 4, 2021

New Hampshire Health and Education Facilities Authority - RSA 195-D:4
Allan M. Moses, Portsmouth

Effective: August 4, 2021

CONFIRMATIONS

The Governor and Council confirmed the following.

Board of Landscape Architects - RSA 310-A:142
(Landscape Architect)
Leo F. Urban, Manchester
Vacancy

Effective: August 4, 2021
Term: August 9, 2023

Board of Licensure of Interpreters for the Deaf and Hard of Hearing - RSA 326-I:3
(Recommended by N.H. Registry of Interpreters for the Deaf)
Brianna Cameron, Hooksett
Reappointment

Effective: August 4, 2021
Term: October 10, 2024

Board of Nursing - RSA 326-B
(Public Member)
Samantha L. O'Neil, Merrimack
Reappointment

Effective: August 4, 2021
Term: May 10, 2024

Deputy Commissioner, Department of Energy - RSA 12-P:4 – Councilor Warmington voted **no**.
Christopher Ellms Jr., Concord Effective: August 4, 2021
Vacancy Term: August 4, 2025
Salary: LG, HH, \$102,336.00

Deputy Commissioner, Department of Transportation - RSA 21-L:5-a
Andre J. Briere, Oak Brook, IL Effective: August 4, 2021
Vacancy Term: October 8, 2024
Salary: LG, JJ, \$114,088.00

Director, Division of Regulatory Support, Department of Energy - RSA 12-P:4
Thomas C. Frantz, Andover Effective: August 4, 2021
Vacancy Term: August 4, 2024
Salary: LG, GG, 104,260.00

Fish and Game Commission - RSA 206:2
Marc M. H. Lachance, Gilmanton, (i) Effective: August 4, 2021
Reappointment Term: June 29, 2026

Passenger Tramway Safety Board - RSA 225-A
(Surface Lift)
Steven Howell, North Woodstock Effective: August 4, 2021
Reappointment Term: June 20, 2025

NOMINATIONS

The following nominations were submitted:

Assistant Commissioner, Department of Environmental Services - RSA 21-O:2
Mark A. Sanborn, Laconia Effective: Upon Confirmation
Vacancy Term: January 8, 2023
Salary: LG, II, \$108,212.00

Board of Acupuncture Licensing - RSA 328-G:3
(Public Member)
Amy R. Goldstein, Concord Effective: Upon Confirmation
Reappointment Term: September 8, 2024

Board of Dental Examiners - RSA 317-A:2
(Dental Hygienist)
Virginia Kapetanakis Moore, Goffstown Effective: Upon Confirmation
Succeeding: Ellen M. Legg, Portsmouth (Resignation) Term: July 15, 2024

Board of Nursing - RSA 326-B
(RN)
Joni Menard, Hopkinton Effective: Upon Confirmation
Succeeding: Somer H. Andrews, Dunbarton Term: May 10, 2024

Boxing and Wrestling Commission - RSA 285
Kimberly McBrine, Windham Effective: Upon Confirmation
Succeeding: John J. Hagopian, Center Barnstead Term: July 15, 2022

Justice, New Hampshire Circuit Court - RSA 490-F
Christine W. Casa, Portsmouth Effective: Upon Confirmation
Term: Until 70 Years of Age

Justice, New Hampshire Circuit Court - RSA 490-F
Kevin P. Rauseo, Hudson Effective: Upon Confirmation
Term: Until 70 Years of Age

Lakes Management Advisory Committee - RSA 483-A:6
(Rep. of N.H. Lakes Association)
David W. Packard, Goffstown
Reappointment

Effective: Upon Confirmation
Term: August 1, 2024

Lottery Commission - RSA 284:21-a
Erle B. Pierce, Concord
Succeeding: Paul J. Holloway, Rye

Effective: Upon Confirmation
Term: June 29, 2024

Nashua, Police Commission - RSA 105-C:3
Nicholas Dahl, Nashua
Reappointment

Effective: Upon Confirmation
Term: September 1, 2024

New Hampshire Veterans Home Board of Managers - RSA 119:2
(American Legion)
Robert G. Blais, Goffstown
Reappointment

Effective: Upon Confirmation
Term: March 1, 2025

New Hampshire Retirement System, Board of Trustees - RSA 100-A:14
(Employee Member Nom. By the NH State Employees' Assoc.)
Germano Martins, Hooksett
Succeeding: Melvin Friese, Manchester

Effective: Upon Confirmation
Term: July 1, 2024

CONSENT CALENDAR AGENDA

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

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

DEPARTMENT OF EDUCATION

#A. Authorized to enter Stephen Appleby into an educational tuition agreement with University of NH, Durham, NH, to participate in Foundations and Theories of Public Administration during the period of August 16, 2021 through October 8, 2021, and to pay said costs in the amount of \$2,355. **100% Other Agency Income.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

#B. Authorized to pay the 2022 membership dues to the Northeast Waste Management Officials' Association, Interstate Mercury Education & Reduction Clearinghouse, Boston, MA, in the amount of \$5,500. Effective October 1, 2021 through September 30, 2022. **100% Hazardous Waste Clean-up Funds.**

DEPARTMENT OF EDUCATION

#C. Authorized the Division of Educator Support and Higher Education to pay the membership dues to the State Higher Education Executive Officers Association, in the amount of \$4,364. Effective October 1, 2021 through September 30, 2022. **55% General, 45% Agency Income (Fees).**

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

#A. 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 September 20-22, 2021 in Austin, TX.

NEW HAMPSHIRE VETERANS HOME

#B. Authorized to accept and expend monies totaling \$16,310.08 received during the period of April 1, 2021 to June 30, 2021 as a result of fundraising drives from various organizations and from personal contributions. These monies are placed in the Veterans Home Benefit Fund.

NEW HAMPSHIRE VETERANS HOME

#C. Councilor Kenney requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to authorize to accept non-monetary donations totaling \$34,114 received during the April 1, 2021 to June 30, 2021, as a result of contributions.

DEPARTMENT OF SAFETY

#D. Authorized to accept donations of used office furniture worth an estimated used retail value of \$10,000 from Select Demo Services LLC, Salem, NH for the purpose of providing furniture at various office locations throughout the Department.

#3 **MOP 150, I, B (3): Reports and Findings - NONE**

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

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#A. Authorized the nomination of Keny Wyman, Hopkinton, NH, for promotion to the rank of Lieutenant Colonel, NH Army National Guard. This officer meets all the physical, moral, and professional qualifications for appointment to the NH Army National Guard.

DEPARTMENT OF JUSTICE

#B. Authorized to appoint Myles Matteson as an Assistant Attorney General at a salary level of \$80,000. Effective upon G&C approval or August 5, 2021, whichever is later, through July 1, 2026.

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

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division of Medicaid Services

#6 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, authorized to **retroactively** pay the National Association of Medicaid Directors, Washington, DC, in the amount of \$8,412 for annual membership dues. Effective July 1, 2021 through June 30, 2022. **50% Federal, 50% General Funds.**

Division of Economic & Housing Stability

#7 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, authorized to enter into a contract with Laboratory Corporation of America Holdings, Burlington, NC, for paternity testing services, in an amount not to exceed \$189,200. Effective upon G&C approval through June 30, 2025, with the option to renew for up to 4 additional years. **66% Federal, 34% General Funds.**

Division of Long Term Supports and Services

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

#8 Authorized to **retroactively** pay the Advancing States/NASUAD, Arlington, VA, in the amount of \$10,014 for annual membership dues. Effective July 1, 2021 through June 30, 2022. **50% Federal, 50% General Funds.**

#9 Authorized to enter into **retroactive sole source** contracts with the contractors as detailed in letter dated July 19, 2021, for establishing behavioral health long term care bed capacity exclusively for patients to transfer from NH Hospital or Glenclyff Home, in an amount not to exceed \$1,735,416. Effective May 17, 2021 through May 31, 2022. **100% Federal Funds.**

Division of Public Health Services

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

#10 Authorized to **retroactively** continue one full-time temporary Laboratory Scientist I position, salary grade 16 and one full-time temporary Planning Analyst/Data Systems position, salary grade 24. Effective May 19, 2021 through May 19, 2022. **54% General, 46% Federal Funds.**

#11 Authorized to enter into a **retroactive sole source** contract with Cross Roads House Inc., Portsmouth, NH, to coordinate COVID-19 testing at all NH homeless shelters, in the amount of \$11,000. Effective June 1, 2021 through June 30, 2021. **100% Federal Funds.**

New Hampshire Hospital

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#12 Authorized to amend an existing **sole source** contract with Northeast Pharmacy Services LLC, Concord, NH, to continue providing pharmacy services for the Philbrook Adult Transitional Housing Program, by exercising a contract renewal option by increasing the price by \$10,025 from \$9,900 to \$19,925 and by extending the completion date from September 30, 2021 to September 30, 2022. **100% General Funds.**

#13 Authorized to enter into a **retroactive** amendment to an existing contract with Maxim Healthcare Staffing Services Inc., Columbia, MD (originally approved by G&C on 11-18-20, item #14), for the addition of 6 Strike Team Nurses for Glenciff Home and NH Hospital to support emergent staffing needs, by increasing the price by \$233,280 from \$2,461,965 to \$2,695,245, with no change to the completion date of October 31, 2021. **29.39% General, 70.61% Other (Agency Funds) Funds.**

Division for Behavioral Health

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#14 Authorized to enter into contracts with the vendors as detailed in letter dated July 12, 2021, to conduct a Professional Awareness Campaign for Alcohol Misuse in order to expand medical mental health and substance use disorder provider awareness, in an amount not to exceed \$100,000. Effective upon G&C approval through June 30, 2022, with the option to renew for up to one additional year. **100% Other Funds (Governor's Commission).**

#15 Authorized to enter into contracts with the vendors as detailed in letter dated July 21, 2021 for providing behavioral health residential treatment services for children, youth and young adults to quickly stabilize their behavioral health needs, in an amount not to exceed \$76,080,959. Effective upon G&C approval through June 30, 2024, with the option to renew for up to 6 additional years. **51% General, 49% Federal Funds.**

Division for Children, Youth & Families

#15A **TABLED** - The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Gatsas, voted to **table** the request to enter into a contract with Community Solutions Inc., Bloomfield, CT, for a new evidence-based practice designed to prevent youth from entering long-term, out-of-home care called Multisystemic Therapy, in the amount of \$10,964,020. Effective upon G&C approval through June 30, 2025, with the option to renew for up to 4 additional years. **40% Federal, 60% General Funds.** (2)Further authorized an advance payment in the amount of \$480,661 to the vendor. **100% General Funds.**

DEPARTMENT OF TRANSPORTATION

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

#16 Part 1 and Part 2 of this item was voted on separately. (Part 1): the Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington authorized to accept and place on file the Bureau of Finance and Contracts' report of all paid Small Claims in Fiscal Year 2021 totaling \$5,553.72 for individual amounts less than \$2,000. (Part 2): Councilors Kenney, Stevens, Gatsas and Wheeler voted **no** therefore the Governor and Council **Failed** to authorize to **retroactively** pay small claims for the next fiscal year, July 1, 2021 through June 30, 2022. **100% Highway Funds.**

#17 Authorized the Bureau of Right of Way to sell a 0.89 +/- of an acre parcel of State owned land, with improvements, located at 21 Spinnaker Drive in the Town of Derry, to Stephen A. DeMattia and Jocelyn DeMattia for \$346,500, plus an \$1,100 administrative fee. (2)Further authorized to compensate Coldwell Banker from the proceeds of the sale in the amount of \$20,790 for real estate services. Effective upon G&C approval. Originally purchased with 90% Federal, 10 % Highway Funds.

#18 Authorized to amend a grant to the City of Manchester, AIP-119 to acquire Snow Removal Equipment at the Manchester-Boston Regional Airport (originally approved by G&C on 7-31-19, item #32). The total Federal share of the project, including the amendment, will increase from \$2,313,899 to \$2,314,285.79 which equates to an increase of \$386.79 or 90% of the grant amendment amount. The combined State and Federal shares of this amendment in the amount of \$408.22 are available for this project effective upon G&C approval through June 20, 2023. **95% Federal, 5% General Funds.**

#19 Authorized to accept and place on file the Bureau of Right of Ways Contemplated Awards List for amounts less than \$5,000 for the sum total of \$21,248.60 for the period extending from April 1, 2021 through June 30, 2021. These awards were paid from various Transportation Funds.

#20 Authorized the Bureau of Right of Way to sell approximately 2.11 +/- acres of State owned land on the southwesterly side of US Route 3 in the Town of Northumberland. The subject area is both within and outside of the US Route 3 Controlled Access Right of Way (CAROW). The sale would be directly to the MOM's North Country LLC (Grantee), for \$4,200, which includes a \$1,100 Administrative Fee. Effective upon G&C approval. Originally purchased with 80% Federal 20% Highway Funds.

#21 Authorized the Bureau of Right of Way to lease 31 linear feet of shoreline along Lake Winnepesaukee adjacent to Route 11 in the Town of Alton, to Timothy J. Jordan and Theresa L. Jordan, for an annual lease amount of \$1,084.07. Effective **retroactive** to August 1, 2021 through July 31, 2026.

#22 Authorized to accept and place on file the Bureau of Environments' annual accounting of payments made during fiscal year 2021 to the Department of Natural and Cultural Resources for reviews of rare plants and exemplary natural communities, as well as rare wildlife associated with DOT construction projects and maintenance activities. The detailed reporting is for fiscal year ending June 30, 2021.

#23 Authorized to accept and place on file the Bureau of Environments' annual accounting of permit fees and in lieu mitigation fees made to the Department of Environmental Services during fiscal year 2021 for construction projects and maintenance activities requiring fill and dredge in wetlands and other areas, as well as impacts to the protected shoreland of surface waters. The detailed reporting is for the fiscal year ending June 30, 2021.

#24 **TABLED** - Councilor Wheeler originally voted no on this contract, but then requested that the Governor reconsider the vote, therefore the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Gatsas voted to reconsider this item. Then, following further discussion, the Governor and Council on motion of Councilor Warmington, seconded by Councilor Gatsas, voted to **table** the request of the Bureau of Environment to continue to make payments to the Department of Natural and Cultural Resources, Natural Heritage Bureau for reviews of rare plants and exemplary natural communities, as well as rare wildlife associated with DOT construction projects and maintenance activities for FY 2022 and FY 2023. Effective upon G&C approval through June 30, 2023.

#25 Authorized Planning and Community Assistance to enter into an agreement with McFarland-Johnson Inc., Concord, NH, for on-call engineering services for various transportation projects located throughout the State, for an amount not to exceed \$1,000,000. Effective upon G&C approval through September 30, 2024.

#26 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with South Down Boat Club, Laconia, in the amount of \$34,970 for the use of State-owned railroad property in Laconia, NH, along Lake Winnepesaukee. Effective July 1, 2020 through June 30, 2025.

#27 Authorized the Bureau of Rail & Transit to enter into a **sole source** contract with Jalbert Leasing Inc., Portsmouth, NH, to manage and maintain the Portsmouth Transportation Center, Portsmouth, NH. Effective upon G&C approval or November 16, 2021, whichever is later, to December 31, 2023. This is a no-cost operating agreement.

#28 Authorized the Bureau of Rail & Transit to enter into a **sole source** contract with Concord Coach Lines Inc., Concord, NH to manage and maintain the Concord Intermodal Facility located at 30 Stickney Ave in Concord, NH. Effective upon G&C approval or November 16, 2021, whichever is later, to December 31, 2023. This is a no-cost operating agreement.

#29 Authorized the Bureau of Rail & Transit to enter into a **retroactive** lease agreement with Michael & Elizabeth Hurley, Laconia, in the amount of \$9,242.50 for the use of State-owned railroad property in Laconia, NH, along Lake Winnepesaukee. Effective July 1, 2020 through June 30, 2025.

#30 Authorized the Bureau of Construction to enter into a contract amendment with Winterset Inc., Lyndonville, VT (originally approved by G&C on 1-22-21, item #48), for slope failure repair and minor road changes in Stratford, by increasing the amount by \$195,000 from \$373,044.50 to \$568,044.50. Effective upon G&C approval through September 24, 2021. **100% Betterment Funds.**

#31 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for pavement rehabilitation and preservation in Lincoln and Franconia (Franconia Notch) in Maintenance District 1, on the basis of a low bid of \$5,485,955.10. Effective upon G&C approval through September 16, 2022. **100% Federal Funds.**

#32 Authorized the Bureau of Construction to enter into a contract with SRS Petroleum Services, West Bridgewater, MA, for fuel system replacement at the Lancaster Shed, on the basis of a low bid of \$873,000. (2)Further authorized a contingency in the amount of \$43,650 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 22, 2022. **100% Underground Fuel Tank Replacement – Capital Fund.**

#33 Authorized the Bureau of Aeronautics to award a grant to the City of Keene, to rehabilitate Taxiway A, Taxiway A3, and Taxiway T (Construction Phase 1) at the Dillant-Hopkins Airport, Keene, NH, in the amount of \$1,611,110. Effective upon G&C approval through February 25, 2025. **100% Federal Funds.**

*[*Upon request by Councilor Gatsas, click here to view the status update from the Bureau of Right of Way, for the Derry-Londonderry 13065, Exit 4A project.*](#)*

GOVERNOR'S OFFICE FOR EMERGENCY RELIEF AND RECOVERY

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington acted as follows:

#33A Authorized with Councilor Wheeler voting **no**, to accept and expend \$207,708 in American Rescue Plan State and Local Fiscal Recovery Funds to fund the Choose Love Bus Tour Program. Effective upon G&C approval through June 30, 2022. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

#33B Authorized with Councilor Wheeler voting **no**, to accept and expend \$505,505 in American Rescue Plan State and Local Fiscal Recovery Funds to fund the Housing Needs Administration Program. Effective upon G&C approval through June 30, 2023. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

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

#34 Authorized, under the Community Development Block Grant program, to award a grant to the City of Berlin, NH, in the amount of \$25,000, on behalf of North Woods Learning Center Inc., to support its childcare planning study in Berlin, NH. Effective August 4, 2021 through December 30, 2022. **100% Federal Funds.**

#35 Authorized, under the Community Development Block Grant program, to amend a grant with the Town of Salem, NH (originally approved by G&C on 5-20-20, item #23), for the completion of the Millville Arms Apartments Improvements and renovations project in Salem, NH, by increasing the amount by \$46,200 from \$245,000 to \$291,000, with no change to the completion date of December 30, 2021. **100% Federal Funds.**

#36 Authorized, under the Community Development Block Grant program, to award a grant to the Town of Boscawen, NH, in the amount of \$379,246 to support the Mill House residential rehabilitation project. Effective August 4, 2021 through December 30, 2023. **100% Federal Funds.**

#37 Authorized, under the Coronavirus Aid, Relief and Economic Security Act funding, specifically under the Community Development Block Grant program, to award a grant to the County of Grafton, Haverhill, NH, in the amount of \$500,000 for the purpose of providing COVID-related funds to support Mid-State Health Center's building renovation project, Plymouth, NH. Effective August 4, 2021 through December 30, 2023. **100% Federal Funds.**

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

#37A The Governor and Council on motion of Councilor Stevens, seconded by Councilor Kenney, authorized the Division of Administration to **retroactively** renew membership with the National Council of Architectural Registration Boards, Washington, DC, in the amount of \$6,500. Effective July 1, 2021 through June 30, 2022. **100% Agency Funds.**

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#38 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington, authorized to transfer the State's interest in the real property and buildings known as the Somersworth Armory, located in the City of Somersworth, as described in the Quitclaim Deed, to the City of Somersworth.

NEW HAMPSHIRE EMPLOYMENT SECURITY

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

#39 Authorized to enter into a contract with Bailinson Law PLLC, Warner, NH, to provide Administrative Hearing services related to claimant eligibility for Unemployment Compensation benefits, in an amount not to exceed \$40,000. Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

#40 Authorized to enter into a contract with the Law Office of V. Richards Ward Jr., PLLC, Wolfeboro, NH, to provide Administrative Hearing services related to claimant eligibility for Unemployment Compensation benefits, in an amount not to exceed \$40,000. Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

#41 Authorized to enter into a contract with Ransmeier & Spellman P.C., Concord, NH, to provide Administrative Hearing services related to claimant eligibility for Unemployment Compensation benefits, in an amount not to exceed \$120,000. Effective upon G&C approval through December 31, 2021. **100% Federal Funds.**

DEPARTMENT OF ENERGY

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

#42 Authorized to enter into a contract with Skumatz Economic Research Associates Inc., Silverthorne, CO, to assist and advise the Department in their evaluation of energy efficiency programs under the Energy Efficiency Resource Standard, in an amount not to exceed \$284,683. Effective upon G&C approval through December 31, 2023. **100% Utility Assessment.**

#43 Authorized to enter into a contract with The Brattle Group Inc., Boston, MA, to assist and advise the Department in the review of cost of service studies and rate designs focused on electric vehicle charging, in an amount not to exceed \$292,950. Effective upon G&C approval through February 4, 2023. **100% Utility Assessment.**

#43A Authorized with Councilor Kenney voting **no**, to accept and expend \$250,000 of American Rescue Plan State and Local Fiscal Recovery Funds, to fund an impacts assessment study on deployment of offshore wind in the Gulf of Maine. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

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

#44 Authorized to **retroactively** pay the Atlantic States Marine Fisheries Commission, Washington, DC, \$28,622 annual assessment. Effective July 1, 2021 through June 30, 2022. **100% Fish and Game Funds.**

#45 Authorized to accept and place on file the annual Transfer Agreement with the Northeast Fishery Sector XI for the transfer of Annual Catch Entitlement of groundfish from federal fisheries permits residing in the NH State Permit Bank which is submitted for review by the G&C.

#45A **TABLED** – the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Gatsas, and with Councilor Warmington voting **no**, voted to **table** the request to accept and expend \$560,200 in federal funds from the American Rescue Plan State and Local Fiscal Recovery Funds, for the purpose of hiring three temporary full time staff members to provide assistance in permit application review. (2)Further authorize to establish three full-time temporary positions using ARP Funds in support of the application review process for state permits. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

#45B Authorized to accept and expend \$150,000 in federal funds from the American Rescue Plan State and Local Fiscal Recovery Funds for the purpose of purchasing critical computer equipment required for a consolidation of Dispatch Services. The computer equipment being sought will enable Conservation Officer to better respond to the increase in recreational activities related to relaxed COVID-19 restrictions. Effective upon G&C approval through June 30, 2022. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

#45C Authorized to accept and expend \$61,887 in federal funds from the American Rescue Plan State and Local Fiscal Recovery Funds for the purchase of critical emergency response equipment (2-boat, motor and trailer packages). The emergency response equipment being sought will enable Conservation Officer to better respond to the increase in recreational activities related to relaxed COVID-19 restrictions. Effective upon G&C approval through June 30, 2022. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#46 Authorized the Division of Travel and Tourism Development to award grants to the organizations as detailed in letter dated July 6, 2021, for marketing projects under the Joint Promotional Program, in the total amount not to exceed \$304,509.23. Effective upon G&C approval. **100% General Funds.**

#47 Authorized to amend the terms of the Lease Agreement for the BEA Office at One Eagle Square, Concord, NH, with Granite Center LLC, Concord, NH (originally approved by G&C on 6-20-18, item #88), by increasing the price limitation in the amount of \$186,919.79 from \$3,821,457.51 to \$4,008,377.30, to add space for the Planning Division being transferred from the Office of Strategic Initiatives. Effective upon G&C approval through October 31, 2028. **100% General Funds.**

#47A Authorized to accept and place on file the report detailing activity for the Council of Partner Agencies, administered by the Department of Business and Economic Affairs, for calendar year 2019-20.

#47B Authorized to accept and expend \$1,001,000 in American Rescue Plan State and Local Fiscal Recovery Funds to fund the Regional Housing Needs Assessment Program. Effective upon G&C approval through June 30, 2023. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

#47C Authorized to accept and expend \$1,003,503 in American Rescue Plan State and Local Fiscal Recovery Funds to fund the Workforce Recruitment Marketing and Outreach. Effective upon G&C approval through June 30, 2023. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

#47D Authorized to accept and expend \$210,210 in American Rescue Plan State and Local Fiscal Recovery Funds to fund Collaborative Economic Development Regions. Effective upon G&C approval through June 30, 2023. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. **100% Federal Funds. Contingent upon Fiscal Committee approval on August 3, 2021.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

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

#48 Authorized a salary increment for the Director of the Division of Arts, Ms. Virginia Lupi, from Grade DD, Step 5 \$81,042 to Grade DD, Step 6 \$85,228. Effective upon G&C approval.

#49 Authorized to budget and expend prior year carry forward funds in the amount of \$95,000 for the purpose of artwork for state buildings. Effective upon G&C approval through June 30, 2023. **100% Other Funds (Percent for Art Funding).**

#50 Authorized the Bureau of Trails to enter into a Recreational Trails Program Grant with the Society for Protection of NH Forests, in the total amount of \$73,428. Effective upon G&C approval through September 30, 2022. **100% Federal Funds.**

#51 Authorized the Bureau of Trails to amend a Grant-In-Aid agreement with the Umbagog Snowmobile Association Inc. (originally approved by G&C on 6-30-21, item #118), by increasing the grant limitation by \$12,627 from \$158,673 to \$171,300, with no change to the completion date effective upon G&C approval through December 31, 2021. **100% Other Funds (Transfers from Fish & Game).**

#52 Authorized the Division of Forests and Lands to enter into a **retroactive** memorandum of agreement with the Conservation Land Stewardship Program in the amount of \$68,000 to provide monitoring and stewardship services of the State's interests in privately owned conservation lands held by DNCR. Effective July 1, 2021 through June 30, 2023. **100% Agency Income.**

#53 NOT USED

#54 Authorized the Division of Forests and Lands to enter into a **retroactive** memorandum of agreement with the NH Fish and Game Department for equipment and antenna space in designated areas at Mount Washington in Mount Washington State Park. (2)Further authorized to accept annual rental payment revenue. Effective July 1, 2021 through June 30, 2026.

#55 Authorized the Division of Forests and Lands to enter into an amendment to an existing lease agreement with Consolidated Communications of Northern New England Company LLC, Mattoon, IL, for equipment and antenna space in designated areas at Mount Washington in Mount Washington State Park, by exercising a lease renewal option from November 1, 2021 through October 31, 2026, with an option to exceed the lease for 2 additional five year periods. (2)Further authorized to accept annual rental payment revenue. The initial annual rent for this amended agreement will be \$27,495.24. Annuals rents for the subsequent 4 years will include an annual escalation amount calculated using the Consumer Price Index for the All Urban Consumers, US City average, all items for the base period of 1982-84=100 index.

DEPARTMENT OF ENVIRONMENTAL SERVICES

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

#56 Authorized to award a grant to Emerald Lake Village District, Hillsborough, NH, in the amount not to exceed \$315,000 for water system improvements. Effective upon G&C approval through December 1, 2022. **100% Drinking Water and Groundwater Trust Fund.** (2)Further authorized a loan agreement with Emerald Lake Village District, Hillsborough, NH, in the amount not to exceed \$945,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#57 **TABLED** – the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Gatsas voted to **table** the request to award a grant to the Town of Londonderry, NH, in the amount of \$384,271 to purchase approximately 21.63 acres of land in the Town and place conservation deed restrictions on it to protect two drinking water supplies. Effective upon G&C approval through June 30, 2022. **100% Drinking Water/Groundwater Trust Fund.**

#58 Authorized a loan agreement with the New Hampton Village Precinct, New Hampton, NH, in the amount not to exceed \$200,000 to finance water system improvements. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#59 Authorized to **retroactively** amend a Drinking Water and Groundwater Trust Fund grant to the South Main Street Water District, Warren, NH (originally approved by G&C on 11-18-20, item #104), by extending the completion date to December 1, 2021 from June 1, 2021. No Additional Funding. **100% Drinking Water and Groundwater Trust Fund.**

#60 **TABLED** – the Governor and Council on motion of Councilor Stevens, seconded by Councilor Wheeler voted to **table** the request of Bruce Erickson’s and Elizabeth Levey-Pruyn’s request to perform work on the Piscataqua River in Portsmouth.

DEPARTMENT OF EDUCATION

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

#61 Authorized with Councilors Kenney and Wheeler voting **no**, the Bureau of Instructional Support to enter into a **sole source** contract with Chess in Schools LLC Hendersonville, NC, to provide a program for teachers to integrate the game of chess into high quality instruction to all NH education programs throughout the state, in an amount not to exceed \$309,558. Effective upon G&C approval through September 30, 2022. **100% Federal Funds.**

#62 Authorized with Councilor Warmington voting **no**, to enter into a **sole source** contract with the Children’s Scholarship Fund, Concord, NH, to implement the Education Freedom Accounts Act, by administering EFA accounts for eligible students with an amount between \$3,786.66 and \$8,457.96 per eligible participating NH student with a household income of 300% or less than the Federal poverty level. Effective upon G&C approval through June 30, 2022. **100% Education Trust Fund.**

#63 Authorized to amend an existing contract with Protiviti Government Services Inc., Alexandria, VA, by amending the Method of Payment to adjust the Rate Per-Hour from \$63-80 to \$63-95, with no increase to the total contract price, and no change to the end date to assist the Department in administering the various COVID Emergency Relief packages provided in the Coronavirus Aid, Relief, and Economic Security Act, 2020 and Coronavirus Response and Relief Supplemental Appropriations Act, 2021 and the American Rescue Plan. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

#64 Authorized the Division of Learner Support, Bureau of Adult Education, to amend the contract with LiteracyPro Systems Inc., Boulder, CO (originally approved by G&C on 9-27-17, item #59), to provide onsite training for the web-based adult education data system, by increasing the not to exceed amount by \$8,985 from \$629,916 to \$638,901. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

POLICE STANDARDS AND TRAINING COUNCIL

#65 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Wheeler, authorized to enter into a contract with the National Alliance on Mental Illness – Concord, NH, for \$92,200 to provide technical law enforcement training. Effective upon G&C approval through June 30, 2022. **100% General Funds.**

DEPARTMENT OF SAFETY

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

#66 Authorized the Division of Motor Vehicles to enter into a contract amendment with Explore Information Services LLC, Egan, MN (originally approved by G&C on 7-19-17, late item), to provide additional services for the International Registration Plan including the Vehicle-Invoice-Payment Update API Interface and Email Batch Job, by increasing the price by \$28,350 from \$2,112,600 not to exceed \$2,140,950. Effective upon G&C approval through June 30, 2024. **100% Other (Agency Class 027) funds: the Agency Class 027 used by DOS to reimburse DoIT is 100% Agency Income (Cost of Collections).**

#67 Authorized the Division of State Police to enter into a contract with Utility Associates Inc., to implement a new Digital Evidence Management System for NHSP, in the amount of \$3,372,600. Effective upon G&C approval through October 31, 2026 with an option to extend for one two-year period. **52.30% General, 34.35% Highway, 12.08% Turnpike, 1.27% Agency Funds.**

#67A Authorized the Division of Motor Vehicles to enter into a lease renewal agreement with Sugar River Bank, Newport, NH, to continue to provide 2,922 square feet of space for the office in Newport, in an amount not to exceed \$171,667.50. Effective September 1, 2021 through August 31, 2026. **100% Agency Income (Cost of Collections).**

DEPARTMENT OF JUSTICE

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

#68 Authorized to enter into a subgrant with the Salem Police Department, in an amount not to exceed \$14,970.05 from the US Department of Justice, Office of Violence Against Women, Violence Against Women Formula Grant to support the Advocating for Victims of Domestic and Sexual Assault program. Effective upon G&C approval through March 31, 2022. **100% Federal Funds.**

#69 Authorized to enter into a **sole source** contract with Dr. Teddi Tubre, Warwick, RI, as a substitute medical examiner, for a total not to exceed \$16,000 to aid the Office of the Chief Medical Examiner for the period of August 7-8, 2021, August 28-29, 2021, September 11-12, 2021, and October 16-17, 2021. Effective upon G&C approval through December 31, 2021. **100% General Funds.**

#70 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, 2021 through June 30, 2023. **100% General Funds.**

#71 Authorized to accept and expend the remainder of a grant from the US Department of Justice, Office for Victims of Crime, in an amount of \$79,154 to provide trainings and resources to public and non-profit agencies providing victim services. Effective upon G&C approval through September 30, 2021. **100% Federal Funds.**

#72 Authorized to enter into a **sole source** agreement with Lesley Richardson/DBA Camaraderie-Solutions, Raymond, NH, for the purpose of providing specialized sign-language interpretation training for victim service providers, in an amount not to exceed \$43,990. Effective upon G&C approval through September 30, 2022. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#73 Authorized a Working Capital Warrant in the amount of \$600,000,000 to cover the payment of expenditures for the month of September 2021.

#74 Authorized to enter into a contract with Glover Plumbing & Heating Service LLC, Barrington, NH, to provide steam piping insulation services at the State House Annex, Concord, NH, for a total of \$21,225. Effective upon G&C approval through September 30, 2021. **66% General, 34% Transfers from other Agencies.**

#75 Authorized the Division of Public Works Design and Construction to enter into a contract with D.L. King & Associates Inc., Nashua, NH, for the State House Annex Elevator Upgrades, Concord, NH, for a total price not to exceed \$749,890. (2)Further authorized a contingency in the amount of \$75,177 for unanticipated modifications, bringing the total to \$825,067. (3)Further authorized the amount of \$25,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$850,067. Effective upon G&C approval through November 1, 2022. **100% Capital-General Funds.**

#76 Authorized to enter into a memorandum of understanding with the Department of Energy (DOE), identifying certain human resource management services to be provided by the Division of Personnel-Human Resources Support Unit in exchange for a total of \$114,848 paid by DOE. **92% Agency Income, 6% Federal, 2% General Funds.** (2)Further authorized to enter into a memorandum of understanding with the Public Utilities Commission, identifying certain human resource management services to be provided by the Division of Personnel-Human Resources Support Unit in exchange for a total of \$25,520 paid by PUC. **100% Agency Income.**

#77 Authorized to enter into a contract with Energy Systems Group, Newburgh, IN, to perform a detailed investment grade audit, in the amount of \$50,358. Effective upon G&C approval through October 31, 2021. **14% General, 86% Transfers form Other Agencies.**

#78 Authorized the Department of Administrative Services ("DAS" or "the Department"), for itself and on behalf of the State of New Hampshire and the Trustees of the Community College System of New Hampshire (CCSNH), pursuant to RSA 21-1:11,1(c)(3), requests authorization for the DAS Commissioner to execute on behalf of the State of New Hampshire the attached four (4) confirmatory deeds memorializing for title purposes the transfer of substantially all real property comprising and traditionally associated with the Berlin Campus of White Mountains Community College from the State of New Hampshire to the Trustees of the CCSNH, as effectuated in 2011 by RSA 188-F:1-a. together with any other instruments, affidavits, certificates, or documents as may be required to clear title in anticipation of the proposed sales of two (2) component parcels of land to private buyers and the proposed transfer to the City of Berlin of a third component parcel of land. Effective upon Governor and Council Approval. The Department further requests authorization, also pursuant to RSA 21-1:11, 1(c)(3), to waive on behalf of the State of Hampshire the State's right of first refusal under RSA 188-F:6, XIII-a with regard to the three (3) parcels of land in Berlin proposed to be sold or transferred by the Trustees of the CCSNH.

#78A Authorized an annual salary step increase for Carolyn Russell, Senior Operational Analyst from Grade HH, Step 6 \$ 113,568 to Grade HH, Step 7 \$119,184. Effective July 2, 2021.

COMMUNITY COLLEGE SYSTEM OF NEW HAMPSHIRE

#79 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Kenney, authorized to transfer three properties in Berlin, NH, and sell buildings and land located at Route 16, Riverside Drive in Berlin, NH for \$535,900; sell land and improvements on Cates Hill Road in Berlin, NH, for \$50,500; and Convey to the City of Berlin, through a boundary adjustment, a parcel of land on Cates Hill Road in order to correct a current encroachment of a city water works.

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens voted to remove item #31 from the table – which was originally tabled at the July 14, 2021 G&C meeting.

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

#31 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington voted to approve the request to enter into a contract amendment with OutreachSystems.com Inc., Santa Barbara, CA (originally approved by G&C on 8-24-16, item #46), by executing a contract extension, extending the completion date from August 31, 2021 to February 28, 2024 and increasing the price by \$35,000 from \$87,950 to \$122,950 for a Neoserra license, a web-based Client Relationship Management software program. Effective upon G&C approval through February 28, 2024. **100% General Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday August 18, 2021, at the Salem High School Performing Arts Center, Salem, NH.

The Honorable Board then Adjourned at 1:50 p.m