



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



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Robert R. Scott, Commissioner

September 6, 2018

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

REQUESTED ACTION

Authorize the New Hampshire Department of Environmental Services (NHDES) to amend an agreement (PO 1055107) with the New Hampshire Department of Health and Human Services (VC #177921-B001) and the New Hampshire Department of Agriculture, Markets and Food (VC#177876-B001) titled *Integrated Pest Management (IPM) Approach for Tickborne Disease Prevention* by changing the completion date to June 30, 2019 from September 30, 2018. 100% federal funds. The original Agreement was approved by G & C on April 5, 2017, item #27. No additional funding is requested. This is a no cost time extension. 100% federal funds.

EXPLANATION

NHDES is requesting approval of this amendment to allow additional time to complete the development of tickborne disease prevention activity kits; promote their use, and complete a final report. This extension is necessary due to unanticipated delays in ordering and receiving the materials to put the kits together. Since schools are now on summer break, the full promotion of the kits will not be able to occur until Fall 2018 through Spring 2019. To date, none of the original grant amount of \$4,000 has been spent.

In the event that federal funds become no longer available, general funds will not be requested to support this program. The amendment has been approved by the Office of the Attorney General as to form, execution, and content.

We respectfully request your approval.


 Robert R. Scott, Commissioner
 Department of Environmental Services

**MEMORANDUM OF AGREEMENT
BETWEEN
NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES, THE NEW HAMPSHIRE DEPARTMENT
OF HEALTH AND HUMAN SERVICES AND THE NEW HAMPSHIRE DEPARTMENT OF AGRICULTURE,
MARKETS AND FOOD RELATIVE TO THE
Integrated Pest Management (IPM) Approach for Tickborne Disease Prevention Project**

Amendment No. 1

This Agreement (hereinafter called the "Amendment") dated this 10 day of August, 2018, is by and between the New Hampshire Department of Environmental Services (NHDES), New Hampshire Department of Health and Human Services (NHDHHS) and the New Hampshire Department of Agriculture, Markets and Food (NHDAMF).

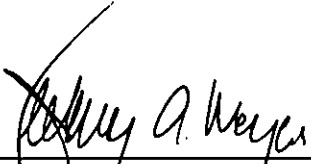
WHEREAS, pursuant to a Memorandum of Agreement (hereinafter called the "Agreement") approved by the Governor and Council on April 5, 2017 (Item #27). NHDES has been awarded multipurpose grant funds by the United States Environmental Protection Agency (USEPA) as authorized by the Consolidated Appropriations Act, 2016. The USEPA approved the use of \$4,000 in multipurpose grant funds for a cross-media/cross-agency project to minimize tick exposure among primary and secondary school age (5-14 year olds) children while utilizing an IPM approach. NHDHHS will establish a Tickborne Disease Prevention Activity Kit and Lending Library and will coordinate with NHDES and the NHDAMF to conduct workshops at schools and other educational facilities on additional IPM techniques; and

WHEREAS, NHDES, NHDHHS and NHDAMF have agreed to amend the Agreement in certain respects;

NOW THEREFORE, in consideration of the foregoing, and the covenants and conditions contained in the Agreement and set forth herein, the parties hereto do hereby agree as follows:

1. Amendment of the Agreement: The Agreement is hereby amended as follows:
 - A) The completion date as set forth in the agreement shall be changed from September 30, 2018 to June 30, 2019.
2. Effective Date of Amendment: This Amendment shall take effect upon the Governor and Executive Council approval of this Amendment.
3. Continuance of Agreement: Except as specifically amended and modified by the terms and conditions of this Amendment, the Agreement, and the obligations of the parties thereunder, shall remain in full force and effect in accordance with the terms and conditions set forth therein.

IN WITNESS WHEREOF, the respective parties have hereunto set their hands on the dates indicated.



Jeffrey A. Meyers, Commissioner
NH Department of Health and Human Services

8/14/18
Date



Shawn N. Jasper, Commissioner
NH Department of Agriculture, Markets & Food

8/23/18
Date



Robert R. Scott, Commissioner
NH Department of Environmental Services

8-27-18
Date

Approved by Attorney General this 7th day of September, 2018

OFFICE OF ATTORNEY GENERAL

By: 

Attachment C:
Copy of Original Agreement



The State of New Hampshire
Department of Environmental Services

W. Andy Washien



Clark B. Freise, Assistant Commissioner

March 13, 2017

APPROVED G & C

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

DATE 4/5/17
ITEM # 27

REQUESTED ACTION

Authorize the New Hampshire Department of Environmental Services (NHDES) to enter into a Memorandum of Agreement (MOA) with the New Hampshire Department of Health and Human Services (NHDHHS), (VC #177921-B001) and the New Hampshire Department of Agriculture, Markets and Food (NHDAMF) (VC#177876-BO01) in the amount of \$4,000 to support the development and distribution of Integrative Pest Management (IPM) for Tick-borne Disease Prevention Educational Kits, effective upon Governor and Council approval through September 30, 2018. 100% federal funds.

Funding is available in the following account:

03-44-44-4402010-7602-072-500576
Department of Environmental Services, Surface Water Quality PPG, Grants - Federal

FY 2017
\$4,000

EXPLANATION

The EPA has approved this cross media/cross agency project to minimize tick exposure among primary and secondary aged (5-14 year olds) children while utilizing an IPM approach to encourage the judicious use of pesticides to protect public health and the environment. Though this agreement is below the \$25,000 threshold limit for Governor and Council, payments to the NHDHHS this fiscal year have exceeded the threshold.

NHDHHS will coordinate with NHDAMF and NHDES to establish a Tick-borne Disease Prevention Activity Kit Lending Library and conduct workshops at schools and other educational facilities on IPM techniques.

Matching funds are not required as part of this project. In the event that the federal funds become no longer available, general funds will not be requested to support this program. This agreement has been approved by the Office of the Attorney General as to form, substance and execution.

We respectfully request your approval.

Clark B. Freise, Assistant Commissioner

**MEMORANDUM OF AGREEMENT
BETWEEN
NH DEPARTMENT OF ENVIRONMENTAL SERVICES (NHDES)
AND
NH DEPARTMENT OF HEALTH AND HUMAN SERVICES (NHDHHS)
AND
NH DEPARTMENT OF AGRICULTURE, MARKETS AND FOOD (NHDAMF)**

Title: Integrated Pest Management (IPM) Approach for Tickborne Disease Prevention

Timeline of Agreement: This Memorandum of Agreement (Agreement) duration extends from the date of approval by Governor and Executive Council of the State of New Hampshire (Effective Date) through September 30, 2018, unless terminated by either party, or extended in writing by subsequent agreement of the parties and acceptance by Governor and Council.

Purpose of Agreement: Lyme disease and other tick-borne diseases are an important cause of illness in New Hampshire. Data show that the annual incidence of Lyme disease is highest among the 5-14 year age group, but is high for all primary and secondary school age children. Integrated Pest Management (IPM) that combines biological, cultural, physical and chemical tactics to minimize economic, health and environmental risks will encourage the judicious use of pesticides to benefit public health and the environment.

Project Summary: NHDES has been awarded multipurpose grant funds by the United States Environmental Protection Agency (USEPA) as authorized by the Consolidated Appropriations Act, 2016. The USEPA approved the use of \$4,000 in multipurpose grant funds for a cross-media/cross-agency project to minimize tick exposure among primary and secondary school age (5-14 year olds) children while utilizing an IPM approach. NHDHHS will establish a Tickborne Disease Prevention Activity Kit and Lending Library and will coordinate with NHDES and the NH Department of Agriculture, Markets and Food (NHDAMF) to conduct workshops at schools and other educational facilities on additional IPM techniques.

This Agreement outlines the general responsibilities of NHDES, NHDHHS and NHDAMF relative to support for implementing the IPM Approach for Tickborne Disease Prevention project including the proposed schedule for the work and the funding provided by NHDES.

For the purposes of this Agreement, NHDES and NHDHHS agree to cooperate as follows:

NHDES agrees to:

- A. Provide NHDHHS with funding as described in the Funding, Costs and Payment section;
- B. Assign responsible staff to oversee the project and the final work products.

NHDHHS agrees to:

- A. Work with NHDES and NHDAMF, as outlined in the Project Details section, to implement and ensure satisfactory completion of the project;
- B. Assign responsible staff to serve as a liaison with NHDES for the purpose of carrying out this Agreement.

NHDAMF agrees to:

- A. Work with NHDES and NHDHHS, as outlined in the Project Details section;
- B. Assign responsible staff to serve as a liaison with NHDES for the purpose of carrying out this Agreement.

Funding, Costs and Payment:

Funding for this project in the amount of \$4,000 is available via this Agreement from federal multipurpose grant funds awarded to NHDES by the USEPA as part of its Federal Fiscal Year 2016-2018 Performance Partnership Grant (CFDA# 66.605). All applicable requirements, regulations, provisions, terms and conditions of the Performance Partnership Grant are hereby adopted in full force and effect to the relationship between NHDES and NHDHHS for the purpose of work performed under this Agreement. The Activity Kits and promotional materials will give credit to NHDES and USEPA with the following language: "Funding for this project was provided in part by the N.H. Department of Environmental Services with funds from the U.S. Environmental Protection Agency."

NHDES shall pay NHDHHS project costs upon satisfactory completion of the tasks specified under Project Deliverables.

- A. Upon completion of and NHDES approval of Task 1.....\$2,500
- B. Upon completion of and NHDES approval of Task 2.....\$1,000
- C. Upon completion of and NHDES approval of Tasks 3 and 4.....\$ 500

Total reimbursable costs shall not exceed \$4,000. If expenses by NHDHHS to implement any portion of this project precede the Effective Date, all services shall be performed at the sole risk of NHDHHS. In the event that this Agreement does not become effective, NHDES shall be under no obligation to pay for costs incurred or services performed. However, if this Agreement becomes effective, all costs incurred prior to the Effective Date that would otherwise be allowable shall be paid under the terms of this Agreement.

Project Details:

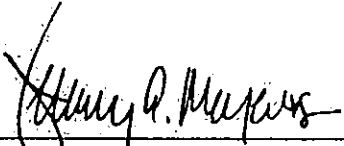
Task 1: In coordination with NHDES and NHDAMF, NHDHHS will create 20 Tickborne Disease Prevention Activity Kits which will be available for loan through a Lending Library.

Task 2: In coordination with NHDAMF, NHDHHS will promote the use of the Tickborne Disease Prevention Activity kits through at least five presentations at schools and other educational locations as well as on the NHDHHS website.

Task 3: NHDHHS will distribute the Tickborne Disease Prevention Activity Kits to institutions upon request.

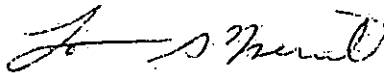
Task 4: By September 30, 2018, NHDHHS will submit to NHDES a report describing the project outcomes.

IN WITNESS WHEREOF, the respective parties have hereunto set their hands on the dates indicated.



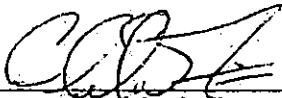
Jeffrey A. Meyers, Commissioner
NH Department of Health and Human Services

2/23/17
Date



Lorraine Stuart Merrill, Commissioner
NH Department of Agriculture, Markets & Food


2-15-17
Date



Clark B. Freisc, Assistant Commissioner
NH Department of Environmental Services

3/17/17
Date

OFFICE OF THE ATTORNEY GENERAL

By: 

Assistant Attorney General

Date: 3/20/17

I hereby certify that the foregoing agreement was approved by the Governor and Council of the State of New Hampshire at their meeting on _____, _____.

OFFICE OF THE SECRETARY OF STATE

By: _____

Title: _____