

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
April 17, 2013, 10:00 a.m.

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

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The Governor led the Pledge of Allegiance.

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The Governor and Executive Council on motion of Councilor Pignatelli, seconded by Councilor Burton, accepted the minutes of April 3, 2013.

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The Governor and Executive Council, on motion of Councilor Sununu, seconded by Councilor Pappas, approved the appointment of several persons nominated for Civil Commissions from the April 3, 2013 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:

NH Circuit Court

Christina M. O'Neill, Laconia

Effective: May 31, 2013

Current Use Advisory Board

(Representing assessing official in a city)

Normand G. Bernaiche, Sunapee

Effective: April 17, 2013

State Historical Resources Council

(Business)

Jeff Woodburn, Dalton

Effective: April 17, 2013

Joint Promotional Program Screening Committee

(Skiing)

Kathleen Bennett, Intervale

Effective: April 17, 2013

Lakes Management Advisory Committee

(Municipal Officer of a Lakefront Community)

Dennis J. Pavlicek, Newbury

Effective: April 17, 2013

NH Municipal Bond Bank

(Municipal Government)

Robert T. Levan, Loudon

Effective: Upon apt of successor or 5/31/13

NH Retirement System Board of Trustees

(nom. by NH State Employees Assoc.)

Mary Kathleen McGovern, Penacook

Effective: April 4, 2013

CONFIRMATIONS

The Governor and Council confirmed the following:

Director of Accounting Services for the Department of Administrative Services - RSA: 21-I:2

Nominated by: Commissioner of the Department of Administrative Services

Karen L. Benincasa, Bow

Effective: April 17, 2013

Succeeding: Edgar R. Carter, North Reading, MA

Term: June 29, 2016

Salary: Grade HH \$105,000 (pre-approved)

Deputy Commissioner of the Department of Administrative Services - RSA: 21-I:2
Nominated by: Commissioner of the Department of Administrative Services
Michael P. Connor, Pembroke
Vacancy
Salary: Grade JJ; step 4- \$104,589
Effective: April 17, 2013
Term: April 17, 2017

Attorney General - RSA: 21-M
Joseph A. Foster, Nashua
Succeeding: Michael A. Delaney, Manchester
Salary: Grade LL- \$116,170
Effective: April 17, 2013
Term: March 31, 2017

Cannon Mountain Advisory Commission - RSA: 12-A:29-b – **Councilor Van Ostern abstained.**
Richard McLeod, Franconia
Reappointment
Effective: April 17, 2013
Term: January 1, 2015

Cannon Mountain Advisory Commission - RSA: 12-A:29-b
Dennis E. Murphy Jr, Center Harbor
Reappointment
Effective: April 17, 2013
Term: January 1, 2015

Compensation Appeals Board - RSA: 281-A:42
(Labor)
Benjamin C. Baroody, Manchester
Vacancy
Effective: April 17, 2013
Term: January 1, 2016

Compensation Appeals Board - RSA: 281-A:42
(Labor)
Roger E. Gagnon, Manchester
Reappointment
Effective: April 17, 2013
Term: February 9, 2016

Director of Historical Resources for the Department of Cultural Resources - RSA: 21-K
Nominated by: Commissioner of the Department of Cultural Resources
Elizabeth H. Muzzey, Concord
Reappointment
Salary: Grade DD; maximum step- \$74,060
Effective: April 17, 2013
Term: October 14, 2014

Medical Review Subcommittee - RSA: 329:17-V-a
(Rep. Board of Medicine)
Louis E. Rosenthal, Concord
Succeeding: Robert P. Cervenka, Jaffrey (resigned)
Effective: April 17, 2013
Term: December 3, 2013

Board of Medicine - RSA: 329
(Paramedical Professional)
Mark C. Sullivan, Stratham
Reappointment
Effective: April 21, 2013
Term: April 21, 2018

Public Employee Labor Relations Board - RSA: 273-A:2
(Alt. member rep. Labor)
Mark Hounsell, Conway
Vacancy
Effective: April 17, 2013
Term: December 6, 2015

Racing and Charitable Gaming Commission - RSA: 284:6-a – **Councilor Sununu voted NO.**
Dennis Caza, Goffstown
Succeeding: Warren W. Leary, Alton
Effective: April 17, 2013
Term: April 9, 2016

Speech-Language Pathology Governing Board - RSA: 328-F
Deborah Snow-Major, Hooksett
Succeeding: Linda L. Hanrahan, Concord (term limited)
Effective: April 17, 2013
Term: March 4, 2016

NOMINATIONS

The Governor placed into nomination the following:

Assistant Commissioner for the Department of Administrative Services - RSA: 21-I

Nominated by the Commissioner of the Department of Administrative Services

Joseph B. Bouchard, Concord

Reappointment

Salary: II; maximum step- \$104,364.00

Effective: June 5, 2013

Term: June 5, 2017

Commissioner of the Department of Agriculture, Markets and Food - RSA: 425

Lorraine Stuart Merrill, Stratham

Reappointment

Salary: HH; Max Step - \$98,691

Effective: Upon confirmation

Term: November 18, 2017

Board of Architects - RSA: 310-A:29

Sheldon K. Pennoyer, Greenfield

Vacancy

Effective: Upon confirmation

Term: September 9, 2016

Business Finance Authority - RSA: 162-A

Mary Elizabeth Purdy, Concord

Succeeding: Howard Keegan, Manchester

Effective: Upon confirmation

Term: November 3, 2015

Connecticut Lakes Headwaters Citizens Committee - RSA: 12-A:9-b

Harry C. Brown, Stewartstown

Succeeding: Beverly Lord, Pittsburg

Effective: Upon confirmation

Term: August 14, 2014

Current Use Advisory Board - RSA: 79-A

Thomas A. Mullin, Rochester

Succeeding: Normand G. Bernaiche, Acworth

Effective: Upon confirmation

Term: March 15, 2014

Health Services Planning and Review Board - RSA: 151-C

Debra S. Grabowski, Raymond

Reappointment

Effective: Upon confirmation

Term: April 19, 2016

State Historical Records Advisory Board - RSA: 5:42

Richard E. Winslow III, Rye

Reappointment

Effective: Upon confirmation

Term: January 2, 2016

NH Land and Community Heritage Authority Board of Directors - RSA: 227-M:4

(Cultural and historic resources)

Edward J. McLearn, Meredith

Reappointment

Effective: Upon confirmation

Term: September 6, 2016

NH Land and Community Heritage Authority Board of Directors - RSA: 227-M:4

(Cultural and historic resources)

Amanda A. Merrill, Durham

Succeeding: William P. Veillette, Amherst

Effective: Upon confirmation

Term: September 6, 2016

Merrimack River Valley Flood Control Commission - RSA: 484

George C. Cummings, Webster

Succeeding: Frederick W. Welch, Seabrook

Effective: Upon confirmation

Term: March 1, 2014

Merrimack River Valley Flood Control Commission - RSA: 484

Merton L. Mann, Dunbarton

Reappointment

Effective: Upon confirmation

Term: March 1, 2016

Merrimack River Valley Flood Control Commission - RSA: 484

Bryan L. Pellerin, Hopkinton

Succeeding: Barbara Reid, Concord

Effective: Upon confirmation

Term: March 1, 2015

Penalty Appeal Board - RSA: 273:11-b

(Labor)

David W. Laughton, Auburn
Reappointment

Effective: Upon confirmation
Term: January 5, 2016

Railroad Appeals Board - RSA: 21-L:16

(Legal profession)

Francis X. Quinn Jr., Rye
Reappointment

Effective: Upon confirmation
Term: April 23, 2016

University System of NH Board of Trustees - RSA: 187-A

Joseph G. Morone, Portsmouth
Vacancy

Effective: Upon confirmation
Term: June 30, 2014

Board of Veterinary Medicine - RSA: 332-B

(Public Member)

Elaine Forst, Pittsfield
Succeeding: Susan C. Flint, Henniker (Term limited)

Effective: Upon confirmation
Term: October 14, 2016

#1 **CONSENT CALENDAR - DONATIONS:**

NEW HAMPSHIRE LIQUOR COMMISSION

- A. Authorized to accept a donation of 6 Teknion work stations, 20 cabinets, 20 chairs, 20 three-drawer file cabinets, and 9 two-drawer file cabinets donated by Sonus Networks, Inc having an estimated value of \$6,000. Effective upon G&C approval.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

The Governor and Council acted as follows:

#1B Authorized to award a grant to the City of Concord, NH, in the amount of \$12,000 for the purpose of conducting a feasibility study. Effective April 17, 2013 through December 31, 2013. **100% Federal Funds.**

#1C Authorized to award a grant to the County of Grafton, N. Haverhill, NH, in the amount of \$200,000 for the purpose of providing capacity funding to the NH Alliance of Regional Development Corporations. Effective April 17, 2013 through December 31, 2013. **100% Federal Funds.**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#2 Authorized to amend a **sole source** contract with the Town of Plymouth, NH, (originally approved by G&C on 8-10-11, item #6), for completion of Beacon Communities Project activities specific to Plymouth, by extending the completion date from May 31, 2013 to August 30, 2013. No Additional Funding. **100% Federal ARRA Funds.**

#3 Authorized to enter into a **sole source** agreement with the University System of NH, to conduct a survey of municipal leaders in areas of planning, financing, benchmarking, and promoting energy efficiency, in the amount of \$2,764. Effective April 17, 2013 through June 30, 2013. **100% Federal Funds (State Energy Programs – Department of Energy).**

#4 Authorized to enter into a **sole source** memorandum of agreement with the Community College System of NH, Manchester, NH, to provide training to NH State employees engaged in maintenance and operation of heating, ventilation and air conditioning systems and other equipment in State-owned buildings and facilities, in the amount of \$5,031.20. Effective April 17, 2013 through June 30, 2013. **100% Federal Funds (State Energy Program – Department of Energy).**

#5 Authorized to amend a **sole source** contract with Tri-County Community Action Program Inc., Berlin, NH, (originally approved by G&C on 9-19-12, item #10), for the Fuel Assistance Program, by increasing the amount by \$425,000 from \$5,902,623 to \$6,327,623. Effective April 17, 2013 through September 30, 2013. **100% Federal Funds.**

#6 Authorized to enter into a **sole source** contract with Southwestern Community Services Inc., Keene, NH, for the Senior Energy Assistance Services Program, in the amount of \$5,289. Effective April 17, 2013 through June 30, 2013. **100% Other Funds (NH DHHS).**

#7 Authorized to amend a **sole source** contract with Southwestern Community Services Inc., Keene, NH, (originally approved by G&C on 9-19-12, item #11), for the Fuel Assistance Program, by increasing the amount by \$200,000 from \$3,576,903 to \$3,776,903. Effective April 17, 2013 through September 30, 2013. **100% Federal Funds.**

OFFICE OF THE ADJUTANT GENERAL

The Governor and Council acted as follows:

#8 Authorized the nomination of Captain Christopher J. Dillman, Exeter, NH, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#9 Authorized the nomination of Captain Brian P. Bennett, Northwood, NH, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#10 Authorized the nomination of Captain Emily C. Lawrence, Medford, MA, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#11 Authorized the nomination of Captain Scott W. Doughty, York, ME, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

#12 Authorized the confirmation of Jeffrey C. Pettee, Warren, NH, to the rank of Major, NH Army National Guard.

#13 Authorized the confirmation of Gregory D. Heilshorn, Barrington, NH, to the rank of Lieutenant Colonel, NH Army National Guard.

#14 Authorized to be designated to apply for, receive and administer Federal funds in compliance with applicable State and Federal laws and regulations.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#15 Authorized to accept and place on file the Report and Findings of Councilor Christopher C. Pappas with regard to the purchase of certain capital equipment and the refinancing of certain existing indebtedness in connection with the Coe-Brown Northwood Academy, Northwood, NH.

#16 Authorized the Division of Personnel's request for a waiver of classification decisions. Effective upon G&C approval.

#17 NOT USED

#18 Authorized the Bureau of Court Facilities to enter into a lease agreement with Sullivan County, Newport, NH, providing courtroom and office space for the Sullivan County Superior and 5th Circuit – Probate Division Courthouse, comprised of approximately 16,206 square feet, in an amount not to exceed \$424,080. (2)Further authorized a waiver from the "Clean Air" testing requirement. Effective May 1, 2013 through April 30, 2015. **100% Transfer Funds – transfer from AOC.**

#19 Authorized \$109,344,232 be lapsed from the Working Capital Warrant for the months of January (13-07), February (13-08), and March (13-09). (2)Further authorized a Working Capital Warrant in the amount of \$371,000,000 to cover the payment of expenditures for the month of May.

#20 Authorized to accept and place on file the list of vendors that agencies have contracted with for the period of January 1, 2013 through March 31, 2013.

#21 Authorized the Bureau of General Services to accept and expend State Homeland Security Program funds available from the Department of Safety, in the amount of \$86,570, for funding of recommended physical security measures to be implemented at the State House and State House Annex. Effective upon G&C approval through June 30, 2013. **100% Other Funds; the funds used by DOS to reimburse Administrative Services are 100% Federal Funds.**

#22 Authorized the Bureau of Public Works Design and Construction to amend a contract with Gemini Electric Inc., (originally approved by G&C on 10-12-11, item #4D), increasing the amount by \$2,634 from \$4,800 to \$7,434, for additional engineering services for the Emergency Generator Upgrades at the NH Department of Safety. **100% Capital – Highway Funds.**

#23 Authorized to enter into a contract with Arcomm Communications Corporation of Hillsboro, NH, for the provision of Communication System Repair, Maintenance, and Cabling Services, in the amount not to exceed \$500,000. Effective upon G&C approval through April 30, 2015.

#24 Authorized to enter into a contract with First Choice Communication Services Inc., Brattleboro, VT, for the provision of Communication System Repair, Maintenance, and Cabling Services, in the amount not to exceed \$900,000. Effective upon G&C approval through April 30, 2015.

#25 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Keymont Construction Inc., Laconia, NH, for the Construction of Salt Buildings, Statewide, for a total price not to exceed \$964,100. (2)Further authorized the amount of \$28,880 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$992,980. Effective upon G&C approval through September 30, 2013. **100% Capital-Highway Funds.**

#25A Authorized to enter into a contract with Ferdinando Insurance Agency Inc., d/b/a Cross Insurance, Manchester, NH, for the purchase of commercial property, earthquake, equipment break down and flood insurance coverage for state owned buildings, in an amount not to exceed \$1,043,921. Effective May 1, 2013 through May 1, 2016. **100% General Funds.**

#25B Authorized to accept and place on file the report containing a list of Executive Branch classified employees that have received retroactive payments relating to prior fiscal year payroll events for the period of January 1, 2013 through March 31, 2013.

#25C Authorized to extend the temporary full-time position of Public Works Project Manager I, for two months from April 30, 2013 to June 30, 2013 to continue support of the State Energy Manager. **100% General Funds.**

#25D Authorized to amend a contract with Infor Inc., St. Paul, MN, (originally approved by G&C on 8-10-11, item #11C), by extending the end date from April 30, 2013 to September 30, 2013 with no adjustment in the contract price, to allow for the completion of certain services related to the design, configuration and implementation of the inventory control module of the State's ERP financial accounting system in the Surplus Distribution Section, and to other State Agencies requiring the functionality. In addition this extension will allow for the contract to run through the applicable warranty period. Effective upon G&C approval through September 30, 2013. **100% Capital (General) Funds.**

STATE TREASURY

The Governor and Council acted as follows:

#26 Authorized to pay annual membership and participation costs to the College Savings Foundation, Arlington, VA, in the amount of \$2,500, for continued information, communication, and legislative updates to state sponsors: the College Savings Plan Network, and the College Savings Foundation. Effective April 2013 through March 2014. **100% Other Funds (Unique Plan management fees).**

#27 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$49,630 and the State Treasurer to issue checks in the amount of \$49,629.42 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF REVENUE ADMINISTRATION

#28 The Governor and Council on motion of Councilor Burton, seconded by Councilor Pappas, authorized to amend a contract with Account Control Technology Inc., Canoga Park, CA (originally approved by G&C on 3-30-11, item #118), for out-of-state debt collection services, by exercising the second optional one year extension **retroactively** from March 30, 2013 to March 29, 2014. This contract incurs no outlay of State funds as ACR is working on a percentage rate of recovery basis. As a first placement debt collector in the debt collection process, ACT will retain 18.5% from any funds that are recovered without litigation; if litigation is required and approved by the Department, ACT shall retain 35%.

BANKING DEPARTMENT

#28A The Governor and Council on motion of Councilor Pappas, seconded by Councilor Burton, 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, Concord, NH, in the amount not to exceed \$966,224. (2)Further authorized to make an additional one-time payment in an amount not to exceed \$5,474 to Sennen Limited Partnership for completion of certain interior improvements. Effective June 1, 2013 through May 31, 2018. **100% Agency Income / Bank Assessment Funds.**

DEPARTMENT OF CULTURAL RESOURCES

#29 **WITHDRAWN** – The Agency withdrew the request to accept a Perpetual Historic Preservation Easement consisting of the real property and archaeological sites on approximately 4.237 acres along NH Route 105 in Newbury, NH, and no appraised value, from Newbury Elderly Housing Inc. Effective upon G&C approval.

DEPARTMENT OF AGRICULTURE, MARKETS AND FOOD

The Governor and Council acted as follows:

#30 Authorized the Division of Pesticide Control to budget and expend carry forward funds totaling \$70,000 received from various pesticide licenses, for class 075 Grants to fulfill the scope of work with various grantees. Effective upon G&C approval through June 30, 2013. **100% Other Funds – Integrated Pest Management.**

#31 Authorized to enter into a grant agreement with the Cheshire County Conservation District to conduct a farmers' market enhancement program, in the amount of \$34,236.87. Effective upon G&C approval through September 30, 2015. **100% Federal Funds.**

#32 Authorized to enter into a grant agreement with the Northeast Organic Farming Association of NH, to develop and conduct an education program for farmers, in the amount of \$27,590. Effective upon G&C approval through September 30, 2015. **100% Federal Funds.**

#33 Authorized to enter into a grant agreement with NH Stories Inc., d/b/a NH Made, to conduct a television advertising campaign to encourage consumers to shop at NH Farmers' Markets, in the amount of \$8,000. Effective upon G&C approval through October 30, 2013. **100% Federal Funds.**

#34 Authorized to enter into an agreement with the University of NH, to create and distribute a regional food guide in the Belknap County area, in the amount of \$12,797. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

#35 Authorized to enter into an agreement with the University of NH, to create a program integrating Ipad technology for information delivery and assistance to farmers, in the amount of \$22,218. Effective upon G&C approval through December 31, 2014. **100% Federal Funds.**

DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#36 Authorized to enter into a contract with the Tsunis Holding Inc., d/b/a Holiday Inn, Concord, NH, for the purpose of providing a handicapped accessible room and refreshments for the annual Municipal Trustees Seminars in the amount not to exceed \$3,300. Effective upon G&C approval through May 30, 2013. **100% Other Funds. (Charitable Trust Fees).**

#37 Authorized to conduct a three day advanced conference entitled "Partnering for a Future Without Violence" to be held June 5-7, 2013 at Southern NH University, Manchester, NH, at a cost not to exceed \$61,289.01. Effective upon G&C approval through June 30, 2013. **35% Agency Income, 65% Federal Funds.** (2)Further authorized to accept and expend registration fees for the conference, in the amount of \$85 from each of an estimated 250 attendees, for a total amount not to exceed \$21,250, to help defray the cost of the conference and facility expenses. Effective upon G&C approval through June 30, 2013. **100% Agency Income.** (3)Further authorized to enter into an agreement with Southern NH University for the purpose of providing necessary conference facilities and services, for the three day advanced training conference, in an amount not to exceed \$14,429.10. Effective upon G&C approval through June 7, 2013. **31% Agency Income, 69% Federal Funds.** (4)Further authorized to enter into an agreement with Sodexo Operations LLC, for the purpose of providing lunches and refreshment breaks, for the three day advanced training conference, in an amount not to exceed \$32,910. Effective upon G&C approval through June 7, 2013. **51% Agency Income, 49% Federal Funds.**

#38 Authorized to enter into a sub grant with the Grafton County Department of Corrections, in the amount of \$13,000 from the US Department of Justice's Bureau of Justice Assistance FFY 2011 Residential Substance Abuse Treatment grant program for residential substance abuse treatment programming. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

NEW HAMPSHIRE EMPLOYMENT SECURITY

The Governor and Council acted as follows:

#39 Authorized to continue multiple positions, as detailed in letter dated April 2, 2013, for one year in a temporary status, with an estimated fiscal impact of \$18,952.65 for SFY 2013 and \$525,392.93 for SFY 2014. **Federal Funds.**

#40 Authorized to enter into a contract with Salmon Falls Nursery, Berwick, ME, for lawn care and landscape services at NHES Local Offices, Portsmouth, and Somersworth, NH, in the amount not to exceed \$28,320. Effective upon G&C approval through October 31, 2015. **100% Federal Funds.**

#41 Authorized to amend a contract with Geographic Solutions Inc., Palm Harbor, FL (originally approved by G&C on 9-17-08, item #36), for an additional two years of ongoing maintenance of the Job Match & Labor Exchange System, by increasing the amount by \$423,204 from \$1,060,880 to \$1,484,084. Effective July 1, 2013 through June 30, 2014. **100% Federal Funds.**

#41A Authorized to enter into an agreement with Conway Office Products Inc., Nashua, NH, for full service maintenance services on two Xerox 5638P MFP machines, in the amount not to exceed \$7,500. Effective upon G&C approval through June 30, 2016. **100% Federal Funds.**

INSURANCE DEPARTMENT

#42 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Burton, authorized to accept and expend additional Examination Fee revenue in the amount of \$10,500 to cover the increased cost of Retirees Health Insurance in the Financial Examination Division. Effective upon G&C approval through June 30, 2013. **100% Examination Revenue.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Division of Public Health Services

#43 Authorized the Bureau of Population Health and Community Services, Maternal and Child Health Section to enter into an agreement with Mary Jane Sullivan, Hampton, NH, to provide technical expertise and monitor the quality improvement activities of the NH Early Hearing Detection and Intervention Program, in an amount not to exceed \$50,000. Effective July 1, 2013 or upon G&C approval, whichever is later, through June 30, 2015. **100% Federal Funds.**

#44 Authorized the Bureau of Population Health and Community Services to amend an agreement with Community Health Access Network, Newmarket, NH (originally approved by G&C on 10-6-10, item #79), to provide professional education and technical assistance to support clinical quality improvement initiatives for diabetes prevention and management in NH, by increasing the price by \$19,800 from \$1,000,074 to \$1,019,874. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#45 Authorized the Bureau of Public Health Statistics and Informatics to amend an agreement with the Trustees of Dartmouth College, Hanover, NH, (originally approved by G&C on 6-6-12, item #72), to provide technical assistance to health care providers who need to comply with cancer reporting requirements, by increasing the price by \$35,894 from \$1,161,066 to \$1,196,960. Effective May 1, 2013 or upon G&C approval, whichever is later. **100% Federal Funds.**

#46 Authorized the Bureau of Population Health and Community Services, Maternal and Child Health Section to amend a **sole source** agreement with Child Health Services, Manchester, NH, (originally approved by G&C on 6-20-12, item #115), to provide adolescent health services, by increasing the price by \$50,000 from \$374,616 to \$424,616. Effective July 1, 2013 or upon G&C approval, whichever is later. **10% Federal, 90% General Funds.**

Division for Children, Youth and Families

#47 Authorized to pay an annual membership fee to the Association of Administrators of the Interstate Compact on Adoption and Medical Assistance, Washington, DC, in the amount of \$4,000. Effective **retroactive** to January 1, 2013 through December 31, 2013. **100% Federal Funds.**

#48 Authorized to enter into an agreement with Easter Seals NH Inc., Manchester, NH, for the provision of after hours information and referral services, in an amount not to exceed \$84,967. Effective July 1, 2013 through June 30, 2015. **40% Federal, 60% General Funds.**

Division of Community Based Care Services

#49 Authorized to accept and expend State Innovation Models Grant federal funds from the Centers for Medicare and Medicaid Services in the amount of \$1,569,378. Effective upon G&C approval through June 30, 2013. **100% Federal Funds. Contingent upon Fiscal Committee approval on April 19, 2013.**

#50 Authorized to enter into an agreement with the University of NH, to provide project management services necessary to advance the Balancing Incentive Program in multiple Department program areas and within communities statewide, in an amount not to exceed \$782,162. Effective April 17, 2013 or upon G&C approval, whichever is later, through June 30, 2014. **100% Federal Funds.**

Bureau of Behavioral Health

#51 Authorized to **retroactively** amend a **sole source** agreement with Harbor Homes Inc., Nashua, NH, (originally approved by G&C on 7-13-11, late item B), to expend the Housing Bridge Subsidy program for persons with mental illness who are homeless or at risk of becoming homeless, by increasing the price by \$81,280 from \$2,410,723 to an amount not to exceed \$2,492,003. Effective January 28, 2013. **35% Federal, 65% General Funds.**

Bureau of Elderly & Adult Services

#52 Authorized to make a one-time payment of \$19,317 of Federal Funds from the Civil and Monetary Penalty account to Foundation for Health Communities, Concord, NH, to train staff in long-term care facilities in NH for the Provider Orders for Life-Sustaining Treatment program. Effective upon G&C approval. **100% Federal Funds.**

#53 Authorized to make a one-time payment of \$19,000 to Arts Alliance of Northern NH, Littleton, NH, of Federal Funds from the Civil and Monetary Penalty account to train staff, residents, and families at several northern NH nursing homes. Effective upon G&C approval. **100% Federal Funds.**

#54 Authorized to amend an agreement with Rochester Rural District Visiting Nurse Association, Rochester, NH (originally approved by G&C on 6-22-11, item #226), to provide Adult Medical Day, Adult In-Home Care, Homemaker, and Health Screening services, by changing the Contractor Name from Rochester Rural District Visiting Nurse Association to CornerStone VNA, terminating scope of services for Adult Medical Day services, and decreasing the price by \$12,186 from \$275,581 to \$263,395. Effective upon G&C approval. **48.32% Federal, 51.68% General Funds.** (2) Further authorized to amend an agreement with The Homemakers Health Services, Rochester, NH (originally approved by G&C on 6-22-11, item #215), to provide Adult Medical Day, Adult In-Home Care, Home Health Aide, Homemaker, Nursing and Transportation services, by increasing the number of Adult Medical Day units by transferring units from CornerStone VNA, transferring Transferring Transportation Demand Route units to Transportation Medical Trip units, and increasing the price by \$10,155 from \$1,913,960 to \$1,924,115. Effective upon G&C approval. **49.95% Federal, 50.05% General Funds.**

Glenclyff Home

#55 Authorized to enter into a contract with Suzanne Appleton, d/b/a Newfound Therapeutic Massage, Hebron, NH, to provide massage therapy services, in an amount not to exceed \$12,000. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

#56 Authorized to enter into an agreement with Pemi-Baker Community Health, Plymouth, NH, to provide Physical Therapy and Occupational Therapy services, in an amount not to exceed \$10,000. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

#57 Authorized to enter into a contract with Daniels Equipment Company Inc., Auburn, NH, to provide laundry equipment repair services, in an amount not to exceed \$10,000. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

#58 Authorized to enter into a contract with ATC Group Services Inc., Manchester, NH, to provide wastewater laboratory services, in an amount not to exceed \$7,168.70. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

#59 Authorized to enter into a contract with Brian Weeks Electric, Warren, NH, to provide electrician services, in an amount not to exceed \$5,000. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

#60 Authorized to enter into a contract with Interstate Electrical Services Corporation, Bedford, NH, to provide fire alarm and detection device testing and maintenance services, in an amount not to exceed \$15,000. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

#61 Authorized to enter into a contract with Canfield Systems Inc., Scarborough, ME, to provide nurse call bell system repair services, in an amount not to exceed \$7,500. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2015. **100% General Funds.**

DEPARTMENT OF CORRECTIONS

#62 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Burton, authorized to exercise the renewal option with Strafford County, Dover, NH (originally approved by G&C on 6-22-11, item #68), for the provision of In-State Incarceration of State Sentenced Female Offenders Services, by increasing the amount by \$547,500 from \$657,900 to \$1,205,400. Effective July 1, 2013, or upon G&C approval, whichever is later, through June 30, 2014. **100% General Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

#63 The Governor and Council on motion of Councilor Burton, seconded by Councilor Pappas, authorized to extend one full-time Grants Program Coordinator position, salary grade 23, through June 9, 2014, for an estimated cost of \$63,771.44. **100% Federal Grant Funds.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#64 Authorized to assign vehicle D1 on a 24 hour, seven day a week basis to the DRED Commissioner.

#65 Authorized the Division of Travel and Tourism Development to enter into a **sole source** contract with the New England State Travel Directors Council Inc., d/b/a Discover New England, Portsmouth, NH, in the amount of \$440,000 for collaborative international marketing. Effective July 1, 2013 through June 30, 2015. **100% General Funds.**

#66 Authorized the Division of Parks and Recreation to enter into a contract with Century Bank, Medford, MA, for Seacoast Parking Citation Payment Lockbox Services, in the amount of \$10,500. Effective upon G&C approval through April 30, 2015, with the option to renew for an additional two-year period. **100% Agency Income (Hampton Meters Fund).**

#67 Authorized the Division of Parks and Recreation to enter into a contract with Piscataqua Environmental Services LLC, Rochester, NH, for wastewater sampling and testing services at Wallis Sands State Park, in the amount of \$42,940. Effective May 1, 2013 through September 30, 2014. **100% Agency Income (Park Account Fund).**

#68 Authorized the Division of Parks and Recreation to amend a **sole source** contract with Cardinal Tracking Inc., Lewisville, TX, (originally approved by G&C on 3-26-08, item #76), for software enhancements, by increasing the amount by \$92,666.77 from \$157,626.58 to \$250,293.35, and by extending the completion date to December 31, 2017 from April 30, 2013. **100% Agency Income (Hampton Meters).**

#69 Authorized the Division of Parks and Recreation to enter into contracts with caterers to provide non-exclusive catering services at the Oceanfront Pavilion and South Pavilion Conference Room at Hampton Beach State Park in Hampton, NH. Effective upon G&C approval through March 31, 2014. (2)Further authorized to accept monthly commission payments, at a rate of 20%, 15% or 10% based on the origin of reservations and dates booked to be paid by the caterers.

#70 Authorized the Division of Forests and Lands to budget and expend \$94,383 from the Stone Property Trust for the purpose of funding property maintenance and equipment purchases. Effective upon G&C approval through June 30, 2013. **100% Private Local Funds (Trust Funds).**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#71 Authorized to accept \$5,000 from the Brown-Monson Foundation, and \$3,500 from the Sanford and Doris Slavin Foundation Inc. Effective upon G&C approval through June 30, 2013. **100% Other (Donations).**

#72 Authorized to acquire fee title of 0.4 acres with a small seasonal camp in Stratham, NH, from Scott T. Harmon and Jonathon R. Knight of Dover, NH, for \$85,000. Effective upon G&C approval through June 30, 2013. **100% Federal – Wildlife Habitat Funds.**

#72A Authorized to grant Society for the Protection of NH Forests to provide partial funding toward the acquisition of 121.96 acres in Wakefield, NH. (2)Further authorized to accept fee title to 121.96 acres in Wakefield from Virginia E. Harding, Trustees of the Virginia E. Harding Trust and the Flora Belle Weber Educational Trust. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#73 Authorized a Supplemental Loan Agreement with the Town of Newmarket, which finalizes the Original Loan Agreement in the amount of \$940,000 (originally approved by G&C on 8-19-09, item #109C) for the design and construction of the New Village Utility Improvements project. Effective upon G&C approval. **50% CWSRF Repayment Funds, 50% Federal ARRA Funds.**

#74 Authorized to amend a loan agreement with the Winnepesaukee River Basin Project (originally approved by G&C on 8-9-09, item #61), to reallocate the funding sources by increasing the ARRA of 2009 Repayment funding by \$915,551.08, and decreasing the Clean Water State Revolving Fund Repayment funding by \$915,551.08. Effective upon G&C approval. No Change in Funding. **100% Federal ARRA Funds.**

#75 Authorized to enter into a **sole source** contract with Great Bay Marine Inc., Newington, NH, to provide dock slips for the six DES workboats, boats on trailers storage, office trailer, and unlimited boat launching rights, in the amount of \$111,000. Effective May 1, 2013 through June 30, 2016. **100% Oil Pollution Control Fund.**

#76 Authorized to amend a **sole source** agreement with the US Geological Survey, Pembroke, NH, (originally approved by G&C on 5-23-12, item #74), to cover contaminant transport pathway evaluations in deep bedrock at the OK Tool Superfund Site in Milford, NH, by increasing the agreement by \$40,000 from \$30,000 to \$70,000, and by extending the completion date to September 30, 2013 from March 31, 2013. **100% Federal Funds.**

#77 Authorized to amend an agreement with Field Geology Services LLC, Farmington, ME, (originally approved by G&C on 5-9-12, item #77), to complete the fluvial erosion hazard assessment of the Suncook River, by extending the completion date to June 30, 2014 from June 30, 2013. No Additional Funding. **100% Capital (General) Funds.**

#78 Authorized to enter into an agreement with the NH Rivers Council, Concord, NH, to complete the McQuesten Brook and Pond Watershed Restoration Plan – Phase 2 Implementation: Dam Removals, in the amount of \$89,000. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**

#79 Authorized to enter into an agreement with Franklin Pierce University, Rindge, NH, to complete the Pearly Pond Watershed Management Development Project, in the amount of \$56,900. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**

#80 Authorized to accept and place on file the report for SFY 2012 on the Milfoil and other Exotic Plants Prevention Program, including a description of prevention and research projects funded by the Program and the extent of aid to municipalities or subdivisions of the state, non-profit corporations, and research institutions.

#81 Authorized to enter into a grant agreement with the NH Lakes Association Inc., Concord, NH, for the purpose of milfoil prevention activities, in the amount of \$210,000. (2)Further authorized to award an advance payment in the amount of \$75,000 to NH LAKES. Effective upon G&C approval through December 31, 2013. **100% Lakes Restoration Funds.**

#82 Authorized to enter into grant agreements totaling \$21,708 with: Northwood Lake Watershed Association Inc., Northwood, NH; Resort on the Bay Inc., Weirs Beach, NH; Cobbetts Pond Improvement Association Inc., Windham, NH; and Pearley Pond Association Inc., Rindge, NH, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2013. **100% Lake Restoration Funds.**

#83 Authorized to enter into grant agreements totaling \$38,846 with: the Town of Alton, in the amount of \$13,224; the Town of Ossipee, in the amount of \$14,064; and the Town of Meredith, in the amount of \$11,558, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2013. **100% Lake Restoration Funds.**

#84 Authorized to enter into grant agreements totaling \$40,936 with: Mountain View Yacht Club Inc., Gilford, NH, in the amount of \$3,314; Powwow Pond Council Inc., Kingston, NH, in the amount of \$6,500; Balch Lake Improvement Association Inc., E. Wakefield, NH, in the amount of \$8,508; and Contoocook Lake Area Preservation Association, Holderness, NH, in the amount of \$12,274, to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2013. **100% Lake Restoration Funds.**

#85 Authorized to enter into a grant agreement with Pier People LLC d/b/a Wentworth by the Sea Marina, New Castle, NH, to pay for operation and maintenance costs for the vessel sewage pumpout facility, in the amount of \$9,000. Effective upon G&C approval through January 31, 2015. **100% Federal Funds.**

#86 Authorized to enter into a grant agreement with Great Bay Marine Inc., Newington, NH, to pay for operation and maintenance costs for the vessel sewage pumpout station, in the amount of \$3,000. Effective upon G&C approval through January 31, 2015. **100% Federal Funds.**

#87 Authorized to award an Asset Management and Financial Planning grant to Conway Village Fire District, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2014. **100% Federal Funds.**

#88 Authorized Alexander and Alexandra Bakman's request to perform work on the Oyster River in Durham.

#89 Authorized Terry Cook and Stephen Yevich's request to perform work on the Squamscott River in Newfields.

#90 Authorized the Trustees of Dartmouth College's request to perform work on the Connecticut River in Hanover.

#91 Authorized John Habig's request to perform work on Sagamore Creek in Rye.

BOARD OF LICENSURE FOR ALCOHOL & OTHER DRUG USE PROFESSIONALS

#92 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Burton, authorized an additional appropriation of \$20,000 in FY 2013 to pay the Attorney General's Office/Administrative Prosecutions Unit for unanticipated investigations and possible adjudiciary proceedings. **100% General Funds.**

DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#93 Authorized to pre-pay hotel costs for Matthew Welch to attend the Spring Forum 2013 Brustein & Manasevit PLLC, Attorneys At Law, Spring Forum 2013 Federal Grants Management: Race to where conference to be held at Mandarin Oriental Hotel, Washington, DC, for an amount not to exceed \$940.80. **100% Federal Funds.**

#94 Authorized the Division of Adult Learning and Rehabilitation to amend a contract with New England Farm Workers Council, Springfield, MA, (originally approved by G&C on 2-8-12, item #70), to provide a minimum of 25 eligible out-of school youth aged 18-24 with employment and training services in the Greater Manchester area, by modifying the end date from June 30, 2013 to May 31, 2013, and by decreasing the price by \$105,285.12 from \$315,759 to an amount not to exceed \$210,473.88. **100% Youth Employment Funds.**

#95 NOT USED

#96 NOT USED

#97 NOT USED

NEW HAMPSHIRE LOTTERY COMMISSION

#98 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Burton, authorized to amend the lottery gaming system services contract with Intralot Inc., Duluth, GA, (originally approved by G&C on 9-9-09, item #133), to provide an enhanced LOTOS gaming system, which includes an advertising program known as a Player Advertising Displays. Effective upon G&C approval through July 2, 2016. No Cost.

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#99 Authorized the Division of Fire Safety to enter into a grant agreement with the North Country Emergency Response Team for activities associated with the development and implementation of emergency plans under the Emergency Planning and Community Right to Know Act, in the amount of \$13,000. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**

#100 Authorized the Division of Fire Safety to enter into a grant agreement with the City of Manchester for activities associated with the development and implementation of emergency plans under the Emergency Planning and Community Right to Know Act, in the amount of \$12,458. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**

#101 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Greenfield for the purchase and installation of a generator at the Town Office building, for a total amount of \$9,660. Effective upon G&C approval through May 31, 2014. **100% Federal Funds.**

#102 Authorized to accept and expend "Disaster FEMA 4095-DR-NH" funds in the amount of \$44,385 from the State of NH, Department of Safety, Homeland Security and Emergency Management for cost incurred during the declared event of Hurricane Sandy. Effective upon G&C approval through June 30, 2013. **100% Agency Income.**

#102A Authorized the Division of Fire Standards and Training and Emergency Medical Services to amend the lease agreement with Roland W. Couture, Gorham, NH, for office space, Gorham, NH, (originally approved by G&C on 3-26-08, item #145), by increasing the amount by \$24,300 from \$114,750 to \$139,050, and by extending the end date from April 30, 2013 to April 30, 2014. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#103 Authorized the Bureau of Right of Way to pay various owners \$21,173.57 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from March 13, 2013 through March 26, 2013. Effective upon G&C approval.

#104 Authorized the Bureau of Finance & Contracts to enter into an agreement with Konica Minolta Business Solutions, USA Inc., Atlanta, GA, for full service maintenance, in an amount not to exceed \$54,000. Effective upon G&C approval through February 22, 2015. **100% Highway Funds.**

#105 Authorized to accept and place on file the Bureau of Mechanical Services Monthly Equipment Acquisition Plan status report for the period ending February 28, 2013.

#106 Authorized the Bureau of Rail & Transit to enter into an agreement with Boston Express Bus Inc., Concord, NH, to overhaul 3 State-owned Motor Coach Industries motor coaches operated by Boston Express Bus Inc., for an amount not to exceed \$220,792. Effective upon G&C approval through December 31, 2013. **100% Federal Funds.**

#107 Authorized the Bureau of Highway Maintenance, Well Section, to enter into a contract with Kriester Artesian Well Co. Inc., Henniker, NH, for a 6-inch drilled well and pump on the property of Christian Saidla, Deerfield, NH, in the amount of \$19,080. Effective upon G&C approval through August 1, 2013. **100% Highway Funds.**

#108 Authorized the Bureau of Bridge Maintenance to enter into a contract with CDE Corrosion Services, Cushing, ME, for Testing, Service and Repair of Cathodic Protection Systems, in the amount of \$16,000. Effective upon G&C approval through June 30, 2015. **100% Highway Funds.**

#109 Authorized the Bureau of Construction to enter into a contract with Heitkamp Inc., Watertown, CT, for lining a 100 foot long 60" aluminum culvert on NH 116, located east of Hazen Road in Whitefield, on the basis of a single bid of \$140,250. (2) Further authorized a contingency in the amount of \$7,012.50 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 26, 2013. **100% Federal Funds.**

#110 Authorized the Bureau of Highway Maintenance to enter into a contract with Interstate Electrical Services Corporation, Bedford, NH, for electrical services for facilities maintained by the Bureau of Highway Maintenance District 5, in the amount of \$40,000. Effective upon G&C approval through June 30, 2014, with the option to renew for an additional two-year period. **100% Highway Funds.**

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ITEM REMOVED FROM THE TABLE

The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, voted to remove item #13B- which was tabled at the March 20, 2013 Meeting.

DEPARTMENT OF ADMINISTRATIVE SERVICES

#13B The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu voted to authorize the request of the Bureau of Purchase and Property to enter into a contract with Auctions International Inc., Aurora, NY, free of charge to the State, for the administration of online auction services in the capacity of an intermediary and administrator for the sales and financial processing of surplus property. Effective upon G&C approval through January 31, 2016.

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LATE ITEMS

OFFICE OF THE ADJUTANT GENERAL'S

A. Authorized to exercise a contract amendment with the NH Department of Health and Human Services for the Deployment Cycle Support Program, increasing the price limitation by \$35,000 from \$2,490,000.00 to \$2,525,000.00 to provide support to NH reserve military families and military members deployed and returning from combat, effective upon G&C approval through Sept. 30, 2013. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division of Community Based Care Services

B. Authorized to amend an existing Agreement with Easter Seals New Hampshire, Inc. to continue to manage the statewide Deployment Cycle Support Program that provides support services to NH National Guard, Reserves and Active Duty service members and their families who are deployed or returning from combat, by increasing the current amount by \$35,000 from \$5,782,338.00 to an amount not to exceed \$5,817,338.00, effective date of G&C approval. **100% Other Funds (transfer from Adjutant General's Office)**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

C. Authorized the Division of Forests and Lands to budget and expend \$43,610 of funds from the Forest Management and Protection Fund for emergency Emerald Ash Borer surveillance and monitoring, effective upon G&C approval through June 30, 2013. **100% Agency Income**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday, May 1, 2013, at the State House, Concord, NH.

Honorable Board then Adjourned at 11:40 a.m.