

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
April 18, 2012, 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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Councilor Burton offered the prayer and led the Pledge of Allegiance.

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The Governor and Executive Council on motion of Councilor Wieczorek, seconded by Councilor St. Hilaire, accepted the minutes of the Special G&C Meeting on March 26, 2012.

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The Governor and Executive Council on motion of Councilor Burton, seconded by Councilor Sununu, accepted the minutes of March 28, 2012.

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The Governor and Executive Council, on motion of Councilor Burton, seconded by Councilor St. Hilaire, approved the appointment of several persons nominated for Civil Commissions from the March 28, 2012 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignation:

Retirement System Board of Trustees - RSA: 100-A:14
(Local Government Center)
Keith R. Hickey, Greenfield

Effective: April 18, 2012

CONFIRMATIONS

The Governor and Council confirmed the following:

Connecticut River Valley Flood Control Committee - RSA: 484
Fred S. Parker, Keene
Reappointment

Effective: May 1, 2012
Expiration: May 1, 2015

Deferred Compensation Commission - RSA: 101-B:2
(Unclassified State Employee)
Kevin P. O'Brien, Concord
Succeeding: Thomas F. Manning, Manchester (resigned)

Effective: Upon confirmation
Expiration: July 15, 2013

Department of Education - RSA: 21-N
(At-large)
Lucinda Chagnon, Bedford
Succeeding: John E. Lyons, Jr. Portsmouth

Effective: Upon confirmation
Expiration: January 31, 2016

Department of Education - RSA: 21-N
(District 1)
Gregory Odell, Dalton
Succeeding: William D. Walker, Campton

Effective: Upon confirmation
Expiration: January 31, 2016

Assistant Commissioner of the Department of Environmental Services - RSA: 21-O
Nominated by the Commissioner of the Department of Environmental Services
Vicki V. Quiram, Billerica, MA
Succeeding: Michael J. Walls, Concord (retired)
Salary: Grade II, maximum step - \$104,364

Effective: Upon confirmation
Expiration: January 8, 2015

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

(Nominated by the NH Hospital Association)

Lori M. Underwood, New London

Reappointment

Effective: April 19, 2012

Expiration: April 19, 2015

State Historical Resources Council - RSA: 227-C

(Public Member)

Molly Bolster, Portsmouth

Reappointment

Effective: Upon confirmation

Expiration: December 10, 2016

Board of Nursing - RSA: 326-B

(RN)

Karen L. Baranowski, Nashua

Reappointment

Effective: May 10, 2012

Expiration: May 10, 2015

Board of Nursing - RSA: 326-B

(RN)

Robert A. Duhaime, Manchester

Reappointment

Effective: May 10, 2012

Expiration: May 10, 2015

Board of Nursing - RSA: 326-B

(Public Member)

Harley G. Featherston, Salem

Reappointment

Effective: May 10, 2012

Expiration: May 10, 2015

Board of Nursing - RSA: 326-B

(LPN)

Beth A. Fersch, Milford

Reappointment

Effective: May 10, 2012

Expiration: May 10, 2015

Director of Operations at the Department of Transportation - RSA: 21-L:10

Nominated by the Commissioner of the Department of Transportation

William P. Janelle, Madbury

Succeeding: Lyle W. Knowlton, Northfield

Salary: Grade II, Maximum step - \$104,364

Effective: May 1, 2012

Expiration: January 7, 2016

Advisory Council on Unemployment Compensation - RSA: 282-A:128

(Employers)

Kevin P. Sullivan, Hampton

Reappointment

Effective: Upon confirmation

Expiration: March 26, 2015

Volunteer NH Board of Directors - RSA: 19-H

Richard McIntire, Bow

Reappointment

Effective: May 20, 2012

Expiration: May 20, 2015

Volunteer NH Board of Directors - RSA: 19-H

Gertrude Sutherland, Concord

Succeeding: Lori DeLeo, Nashua (resigned)

Effective: Upon confirmation

Expiration: January 13, 2013

Wetlands Council - RSA: 21-O:5-a

(Member of Conservation District)

Nominated by the NH Association of Conservation Districts

Earle L. Chase, Center Barnstead

Succeeding: David A. Thompson, Lincoln

Effective: Upon confirmation

Expiration: December 6, 2012

Waste Management Council - RSA: 21-O:9
(Licensed Sanitary or Environmental Engineer from Private Industry)
Arthur J. Cunningham, Bow
Reappointment

Effective: Upon confirmation
Expiration: April 21, 2016

#1 **CONSENT CALENDAR - DONATIONS:**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- A. Authorized the Division of Economic Development to accept a donation of travel costs, registration fees, and lodging expenses valued at approximately \$3,000 from Public Service of NH for a staff person of the Division to attend an Advanced Executive Education Program to be held at Northwestern University, Kellogg School of Management in Chicago, IL.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

- B. Authorized the Division of Parks and Recreation to accept a \$2,000 line of credit from Special Olympics NH, Manchester, NH, for the purchase of uniforms for the staff of Hampton Beach.

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

- C. Authorized the Public Affairs Division, to accept a donation of \$2,500 from Plum Creek Foundation, Seattle, Washington, in order to purchase materials for a facility on the shooting range at Barry Conservation Camp. (2)Further authorized to accept a donation of \$11,000 from Project Learning Tree, Concord, NH to be used for the publication and distribution of "Discover Wild Times". Effective upon G&C approval through June 30, 2012. **100% Agency Income.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

- D. Authorized to accept a gift for travel reimbursement, not to exceed \$2,800 from Lawson and Project Management Associates Inc., to allow one employee to attend the Lawson national conference "Inforum" scheduled for April 22-25, 2012 in Denver, CO.

#2 **CONSENT CALENDAR - TRAVEL:**

DEPARTMENT OF SAFETY

- A. Authorized the Division of Homeland Security and Emergency Management to allow 3 employees, Christopher Pope, Director, Donald Keeler, Operations Section Chief, and Jennifer Harper, Co-Director, IAC, to travel over 300 miles one-way in a state-owned vehicle, rather than by air travel, in the amount of \$3,333 to attend the International Emergency Management Group Spring Conference from May 29, 2012 to June 1, 2012, in Fredericton, New Brunswick, Canada. **53% Federal, 39% Utility, 8% Fire & EMS.**

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

- #3 The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Sununu authorized the request to award a grant to the County of Strafford, Dover, NH, in the amount of \$500,000 for the purpose of assisting YMCA of Greater Manchester with working capital. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#4 Authorized to enter into a memorandum of agreement with the Department of Resources and Economic Development, Concord, NH, the Department of Transportation, Concord, NH, \ the Fish and Game Department, Concord, NH, and the Department of Environmental Services, Concord, NH, to provide \$25,000 for the purposes of maintaining and improving the existing GRANIT web site, archiving and distributing agency data through the GRANITE database and providing technical support services for the development of the Geographic Information System data and applications. Effective upon G&C approval through June 30, 2012. **100% Other Funds – Forest Management and Protection Funds (DRED); 100% Federal Funds (DOT); 50% Federal, 50% Other Funds – Conservation License Plate and Game Management (F&G); 100% Other Funds – Publication Fee Funds (DES).** (2) Further authorized to amend a **sole source** contract with the University of NH, Durham, NH (originally approved by G&C on 6-22-11, item #17), for the GRANIT Geographic Information System project at the Earth Systems Research Center, by increasing the amount by \$25,000 from \$70,000 to \$95,000. Effective upon G&C approval through June 30, 2012. **100% Other Funds (20% DRED, 40% DOT, 20% F&G, 20% DES).**

#5 Authorized to amend a **sole source** agreement with the Community Development Finance Authority, Concord, NH, (originally approved by G&C on 12-12-09, item #9), to continue CDFA's management of a revolving loan and grant fund entitled the Enterprise Energy Fund, in compliance with federal funding restrictions and requirements including the terms of the ARRA – State Energy Program from the US Department of Energy, by extending the time through April 30, 2017. No Additional Funding. **100% Federal ARRA Funds.**

#6 Authorized to amend a **sole source** Cooperative Project Agreement with the University System of NH, Durham, NH (originally approved by G&C on 1-27-10, item #3A), for continuation of work under the Green Launching Pad project to be accomplished as part of the ARRA – State Energy Program, by extending the date from April 30, 2012 to August 31, 2012. No Additional Funding. **100% Federal ARRA Funds.**

#7 Authorized to amend an existing contract with Tighe & Bond Inc., Westfield, MA (originally approved by G&C on 9-28-11, item #3), for the ARRA – State Energy Program – Feasibility Studies, by extending the completion date from April 30, 2012 to June 30, 2012. No Additional Funding. **100% Federal ARRA Funds.**

#8 Authorized to amend the ARRA State Energy Programs grant (originally approved by G&C on 10-26-11, item #13), by extending the grant from April 30, 2012 to September 30, 2012, and by reallocating ARRA funding between expenditure classes in the amount of \$105,076.27. No Additional Funding. **100% Federal Funds (ARRA State Energy Program). Contingent upon Fiscal Committee approval on April 13, 2012.**

#9 Authorized to **retroactively** amend an existing **sole source** memorandum of agreement with the NH Public Utilities Commission, Concord, NH, (originally approved by G&C on 4-14-10, item #7), by increasing the amount by \$100,000 from \$500,000 to \$600,000 for a residential central pellet heating system rebate program established with funds from the ARRA – State Energy Programs grant, and by extending the date from April 1, 2012 to September 30, 2012. **100% Federal ARRA Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#9A Authorized with Councilor Wheeler voting **no**, to pay **retroactive** membership fees in the amount of \$4,400 to the National Association of State Chief Information Officers, Lexington, KY, for the period of December 1, 2011 through June 30, 2012. Effective upon G&C approval. **100% Other (DoIT estimates 70% General) Funds.**

#9B Authorized together with the Department of Safety to enter into a contract with ePlus Technology Inc., Herndon, VA, for the procurement, installation, deployment of a Core Network Refresh which consists of replacing the security appliances, routers, switching platforms and other equipment central to all State computer operations and the statewide conversion of communications systems to Voice over Internet Protocol allowing all communication to be made over computer networks, in the amount of \$7,253,408. Effective upon G&C approval through December 31, 2014, with an option to renew for up to two additional years. (2)Further authorized the Department of Safety to enter into an agreement with Banc of America Public Capital Corp, Chicago, IL, in the amount of \$3,523,789 of which \$3,358,388 are principal costs and \$165,401 are the finance charges associated with financing the equipment and licenses associated with the implementation of the communication system. Effective upon G&C approval through July 15, 2016. **49.78% Capital (General), 47.52% Other (Telecommunication Fees), 2.70% Other (Agency Class 027) Funds. The Agency Class 027 funds used by the agencies to reimburse DoIT are 39.77% General, 60.23% Other Funds.**

HIGHWAY SAFETY AGENCY

The Governor and Council acted as follows:

#10 Authorized to enter into a **sole source** agreement with NH Operation Lifesaver Inc., Concord, NH, to conduct the "Operation Lifesaver" public relations and education campaign, in the amount of \$12,500. Effective upon G&C approval through September 15, 2012. **100% Federal Funds.**

#11 Authorized to enter into a contract with Alliance Sport Marketing, Nashville, TN, to coordinate a multi-racing sport marketing public information campaign focusing on occupant protection at eleven of NH's car/truck racing venues, in the amount of \$119,500. Effective upon G&C approval through September 30, 2012, with the option to renew for up to two additional years. **100% Federal Funds.**

OFFICE OF THE ADJUTANT GENERAL

#12 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor St. Hilaire authorized the request that Christopher A. Fauver, formerly a Major in the VT Army National Guard, be nominated for appointment to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

#13 NOT USED

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#14 Authorized to accept and place on file the Report and Findings of Councilor Daniel St. Hilaire with regard to the construction, renovation and equipping of the Borrowers' facilities as well as the refinancing of certain existing indebtedness in connection with Catholic Medical Center, Manchester; The Hunting at Nashua, Nashua; Proctor Academy, Andover; and Colby Sawyer College, New London, NH.

#15 Authorized to accept and place on file the Report and Findings of Councilor Raymond J. Wieczorek with regard to the financing of the construction, renovation and equipping of certain facilities as well as the refinancing of certain existing indebtedness in connection with Southern NH University, Manchester, NH.

#16 Authorized a Working Capital Warrant in the amount of \$375,000,000 to cover the payment of expenditures for the month of May.

#17 Authorized to accept and place on file a report containing a list of vendors that agencies have contracted with for the period of January 1, 2012 through March 31, 2012.

#18 Authorized to make transfers from the Salary Adjustment fund to agency permanent personnel services accounts for April 1- June 30, 2012, and to report transfers made as soon as practical after June 30, 2012 and prior to request for further authority. (2)Further authorized to make transfers from the Benefit Adjustment fund to agency benefit accounts for April 1- June 30, 2012, and to report transfers made as soon as practical after June 30, 2012 and prior to request for further authority.

#19 Authorized to accept the quarterly report for transfer processed through January 1, 2012 – March 31, 2012. (2)Further authorized transfers of funds up to \$25,000 within departments not to exceed the total amounts of funds available, for April 1- June 30, 2012, and to report transfers made as soon as practical after June 30, 2012 and prior to request for further authority.

#20 Authorized to accept and place on file the report of Executive Branch classified employees that have received retroactive payments relating to prior fiscal year payroll events for the period of January 1, 2012 through March 31, 2012.

#21 Authorized with Councilor Wheeler voting **no**, the Bureau of Public Works Design and Construction to budget and expend \$293,340 of revenue in excess of estimate. (2)Further authorized to establish four part time temporary positions and three full times temporary positions. Effective upon G&C approval through June 30, 2013. **Contingent upon Fiscal Committee approval on April 13, 2012. 100% Agency Income Funds (Non-general funded agencies).**

#22 Authorized, acting in cooperation with the Department of Health and Human Services, to sell the State-owned late, building, and other improvements located at 1164 River Road, Manchester, to Thomas G. and Mary E. Hankins, for \$135,000. (2)Further authorized to pay 5% of the gross proceeds to Gallo Realty Group NH LLC, Manchester, for real estate services, in the amount of \$6,750. Effective upon G&C approval. **100% Net Proceeds from Sale (General Funds).**

#23 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Beloin Construction Inc., Rochester, NH, to construct a new liquor store on NH Route 9 in Chesterfield, NH, for a price not to exceed \$2,508,210. Effective upon G&C approval through November 30, 2012. **72.90% Capital Funds (Liquor Commission Funds), 27.1% Store Operations Funds.** (2)Further authorized the amount of \$70,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$2,578,210. **100% Capital Funds (Liquor Commission Funds).**

#24 Authorized the Bureau of Court Facilities to amend a lease agreement with Monadnock Economic Development Corporation, Keene, NH (originally approved by G&C on 12-8-10, item #36), to extend the occupancy term and increase the rental rate for the design-build construction of the new Keene Courthouse for office and courtroom space to house the Keene District and Cheshire County Superior and Probate Courts, by revising the date from July 1, 2013 to June 30, 2028 to a later date of December 1, 2013 to November 30, 2028, and by increasing the amount of \$8,369,510 to \$9,159,963.84 representing an overall increase of \$790,453.84. **100% Transfer Funds – transfer from AOC, Rent from Other Agencies.**

#24A Authorized the Bureau of Court Facilities to enter into a three month holdover amendment with 7 Liberty Hill LLC, Henniker, NH, for 3,786 square feet of courtroom and office space for the Henniker District & Family Court, for an amount not to exceed \$14,917.50. Effective May 1, 2012 through July 31, 2012. **100% Transfer Funds – transfer from AOC, Rent from Other Agencies.**

#24B Authorized the Bureau of Public Works Design and Construction to enter into a contract with D.L. King & Associates Inc., Nashua, NH, for the North Hampton State Beach Redevelopment, Route 1A, North Hampton, NH, for a total price not to exceed \$578,987. Effective upon G&C approval through June 14, 2013. **61% Capital, 28% Federal, 11% Other (Parking Meter) Funds.** (2)Further authorized the amount of \$12,270 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$591,257. **28% Other (Hampton Beach Improvement), 72% Federal Funds.**

DIVISION OF PERSONNEL

The Governor and Council acted as follows:

#25 Authorized to accept and place on file the Sixty-First Annual Report.

#25A Authorized with Councilor Wieczorek voting **no to increases only**, and with Councilor Wheeler voting **no to the entire request**, a waiver of classification decisions as detailed in letter dated April 3, 2012. Effective upon G&C approval.

JOINT BOARD OF LICENSURE AND CERTIFICATION

#26 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request to enter into a **sole source** contract with the National Association of State Boards of Geology, Columbia, SC, for membership and the preparation and scoring of the national professional geologist examinations from May 1, 2012 through April 30, 2014. (2)Further authorized unencumbered payments under this contract with internal accounting control within the Joint Board. **100% General Funds.**

STATE TREASURY

The Governor and Council acted as follows:

#27 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$229,316 and the State Treasurer to issue checks in the amount of \$229,315.17 to the rightful owners of abandoned or unclaimed funds.

#28 Authorized with Councilor Wheeler voting **no**, to issue up to \$115 million of federal highway grant anticipation (GARVEE) bonds, 2012 series. (2)Further authorized to execute the final form of the Second Supplemental Trust Agreement between the State of NH and Bank of New York Mellon Trust Company, N.A., as detailed in letter dated April 5, 2012. (3)Further authorized to execute the final form of Bond Purchase contract with a syndicate of underwriters to be selected by the Treasurer, as detailed in letter dated April 5, 2012.

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council acted as follows:

#29 Authorized to **retroactively** amend a contract with the City of Manchester, NH, (originally approved by G&C on 6-13-07, item #53), for the Black Brook Restoration Project, by extending the completion date to July 1, 2012 from December 31, 2009. No Additional Funding. **100% State Conservation Funds.**

#30 Authorized the State Conservation Committee to enter into a grant with the Town of Rye, NH, for the Growing Green Initiative at Goss Farm to be conducted at the Goss Farm in the Town of Rye, Rockingham County, NH, in the amount of \$20,280. Effective upon G&C approval through April 30, 2014. **100% Other Funds – State Conservation Committee.**

#31 Authorized the State Conservation Committee to enter into a grant with Rockingham County Conservation District, Brentwood, NH, in the amount of \$22,815 for the Odiorne Point State Park Restoration at the Odiorne Park in the Town of Rye, Rockingham County, NH. Effective upon G&C approval through April 30, 2014. **100% Other Funds – State Conservation Committee.**

#32 Authorized to enter into a grant agreement with the Cheshire County Conservation District in the amount of \$34,159.65 to conduct a regional farm to school pilot program. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#33 Authorized to enter into a grant agreement with the Merrimack County Conservation District in the amount of \$50,500 to create an education program to advance an integrated and adaptive soil health management plan. Effective upon G&C approval through October 15, 2014. **100% Federal Funds.**

#34 Authorized to enter into a grant agreement with the New England Apple Growers Association in the amount of \$15,099 to establish new food service markets for fresh sliced New England, including NH, apples. Effective upon G&C approval through January 31, 2013. **100% Federal Funds.**

#35 Authorized to enter into a grant agreement with the Small & Beginner Farmers of NH in the amount of \$14,775 to conduct an educational workshop series about the production and marketing of specialty crops. Effective upon G&C approval through November 30, 2013. **100% Federal Funds.**

#36 Authorized with Councilor Wheeler voting **no**, to enter into a grant agreement with the Southern NH Resource Conservation & Development Area in the amount of \$54,500 to assist in the establishment of an apple marketing cooperative to promote apple sales to wholesale markets. Effective upon G&C approval through August 31, 2014. **100% Federal Funds.**

ATTORNEY GENERAL – DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#37 **TABLED** – The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Wheeler, voted to **table** the petition of Brian R. LaClair (age 52), requesting a pardon hearing for the offense of Aggravated Felonious Sexual Assault. The petitioner is not eligible for an annulment.

#38 Authorized to conduct a one day pre-conference training for multidisciplinary sexual assault resource teams scheduled for June 6, 2012 and entitled “Third Statewide SART Training” and a two day advanced conference scheduled for June 7-8, 2012, entitled the “Eighteenth Statewide Conference on Domestic and Sexual Violence and Stalking” to be held at Southern NH University, Manchester, NH, at a cost not to exceed \$37,054. Effective upon G&C approval through June 3, 2012. **36% Agency Income, 64% Federal Funds.** (2)Further authorized to accept and expend registration fees for the Eighteenth Statewide Conference on Domestic and Sexual Violence and Staling in the amount of \$60 from each of an estimated 225 attendees, for a total amount not to exceed \$13,500, to help defray the cost of the conference and facility expenses. Effective upon G&C approval through June 30, 2012. **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 one day pre-conference training as well as the two day advanced training conference, in the amount not to exceed \$6,850. Effective upon G&C approval through June 8, 2012. **100% 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 one day pre-conference training as well as the two day advanced training conference, in an amount not to exceed \$19,440. Effective upon G&C approval through June 8, 2012. **69% Agency Income, 31% Federal Funds.**

#39 Authorized to enter into a sub grant with the Grafton County Department of Corrections in the amount of \$20,000 for residential substance abuse treatment programming from the FFY 2011 Residential Substance Abuse Treatment Grant Program. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**

#40 Authorized to enter into a sub grant totaling \$11,000 with the NH State Liquor Commission, Bureau of Enforcement, from the US Department of Justice’s Office of Juvenile Justice and Delinquency Prevention FFY 2011, Enforcing Underage Drinking Laws Grant Program, for public awareness and education of NH’s underage drinking laws. Effective upon G&C approval through May 31, 2013. **100% Federal Funds.**

#41 **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Sununu, voted to **table** the request to enter into sub grants totaling \$49,487 with the Manchester Police Department and the Nashua Police Athletic League, from the FFY 2009 and FFY 2010 Project Safe Neighborhoods Anti-Gang/Anti-Gun Initiatives to help curb youth gang activity by supporting youth programs. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**

#42 Authorized to enter into a **sole source** contract with Dr. Carolyn Kappen, Bronx, NY, as a substitute medical examiner to conduct autopsies as needed in the absence of the State Medical Examiner and the Deputy Chief Medical Examiner, for a total not to exceed \$15,000. Effective upon G&C approval through August 31, 2012. **100% General Funds.**

#43 Authorized with Councilor Sununu abstaining, to conduct a three day training for NH Network of Trauma Informed Mental Health Providers from April 27-29, 2012, to be held at Waterville Valley Conference Center, Waterville Valley, NH, at a total cost not to exceed \$7,974. (2)Further authorized to enter into an agreement with EMDR Humanitarian Assistance Programs, to provide training to the Network of Trauma Informed Mental Health Clinicians (Network), at a cost not to exceed \$7,125. Effective upon G&C approval through April 29, 2012. **100% Federal Funds.**

#44 Authorized to enter into a sub grant with the NH Department of Safety, in the amount of \$22,500, from the FFY 2009 ARRA Edward Byrne Justice Assistance Grant Program, which provides funding for programs to improve the functioning of the criminal justice system. Effective upon G&C approval through February 28, 2013. **100% Federal ARRA Funds.**

#45 Authorized to designate John McCormack as an Attorney at a salary of \$56,500 for a term through June 30, 2013. Effective upon G&C approval. **100% Federal ARRA Funds.**

#45A Authorized to designate Stephen G. LaBonte as an Assistant Attorney General, at a salary of \$62,000. Effective April 20, 2012 through October 31, 2012.

INSURANCE DEPARTMENT

The Governor and Council acted as follows:

#46 Authorized to enter into a contract with Gorman Actuarial LLC, for the provision of consulting services in connection with the premium rate review initiative to evaluate options for improving the health insurance rate review process, in the amount of \$142,570. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#47 Authorized to enter into a contract with the University of NH, working through the University of NH Institute for Health Policy and Practice, for the provision of consulting services in connection with the premium rate review initiative to evaluate options for improving the health insurance rate review process, in the amount of \$68,386. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#48 Authorized to enter into a contract with Rath, Young and Pignatelli PC, for the provision of consulting services in connection with the premium rate review initiative to evaluate options for improving the health insurance rate review process, in the amount of \$35,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#49 Authorized to accept and expend additional Examination Fee revenue in the amount of \$10,000 to cover the increased cost of Retirees Health Insurance in the Financial Examination Division. Effective upon G&C approval through June 30, 2012. **100% Insurance Examination Fees.**

#49A Authorized to enter into a contract with Gorman Actuarial LLC, for the provision of consulting services in connection with the premium rate review initiative to evaluate options for improving the health insurance rate review process, in the amount of \$159,930. Effective upon G&C approval through September 30, 2013. **100% Federal Funds.**

#49B Authorized to enter into a contract with Compass Health Analytics Inc., for the provision of consulting services in connection with the premium rate review initiative to evaluate options for improving the health insurance rate review process, in the amount of \$200,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Bureau of Human Resource Management

#50 Authorized to finalize the determination made by the Commissioner that on March 4, 2012 Jacqueline Harzmovitch, a Mental Health Worker III, NH Hospital sustained an injury in the line of duty and due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#51 Authorized to finalize the determination made by the Commissioner that on February 28, 2012 Karen Hirtle, a Youth Counselor II at the Sununu Youth Services Center sustained an injury in the line of duty and due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#52 Authorized to finalize the determination made by the Commissioner that on February 28, 2012 Jessica Foley, a Youth Counselor II at the Sununu Youth Services Center sustained an injury in the line of duty and due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#53 Authorized to finalize the determination made by the Commissioner that on March 8, 2012 Dorothy Beauchesne, a Registered Nurse III, NH Hospital, sustained an injury in the line of duty and due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

#54 Authorized to finalize the determination made by the Commissioner that on January 15, 2012 Ryan Phelps, a Registered Nurse II, NH Hospital, sustained an injury in the line of duty and due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

Office of Minority Health and Refugee Affairs

#55 Authorized to enter into a contract with Fedcap Rehabilitation Services, New York, NY, to provide an Employer Based Training Pilot as part of the Health Profession Opportunity Project, in an amount not to exceed \$315,000. Effective April 18, 2012 or upon G&C approval, whichever is later, through September 29, 2012. **100% Federal Funds.**

Office of Medicaid Business and Policy

#56 Authorized to amend a **sole source** contract with Schaller Anderson Medical Administrators Incorporated, Phoenix, AZ, (originally approved by G&C on 1-10-07, item #74), to accommodate the implementation of the Medicaid Care Management program, by increasing the price by \$1,565,156.16 from \$11,684,863.64 to \$13,250,019.80, and by extending the completion date from June 30, 2012 to June 30, 2013. **50% Federal, 50% General Funds.**

Office of Information Services

#57 Authorized to amend a **sole source** contract with Cognosante, LLC, Scottsdale, AZ, (originally approved by G&C on 12-7-05, late item C), for continuation of quality assurance services related to the State's Medicaid Management Information System project, by increasing the price by \$2,535,902 from \$7,070,774 to an amount not to exceed \$9,606,676, and by extending the completion date from June 30, 2012 to December 31, 2013. **90% Federal, 10% General Funds.**

Bureau of Homeless and Housing Services

#58 Authorized to enter into an agreement with Southwestern Community Services Inc., Keene, NH, to provide services to homeless individuals, in the amount of \$85,682. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#59 Authorized to enter into an agreement with Tri-County Community Action Program Inc., Berlin, NH, to provide services to homeless individuals, in the amount of \$130,182. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#60 Authorized to enter into an agreement with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH, to provide services to homeless individuals, in the amount of \$86,223. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#61 Authorized to enter into an agreement with Families in Transition, Manchester, NH, to provide services to homeless individuals, in the amount of \$70,057. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#62 Authorized to enter into an agreement with Seacoast Mental Health Center, Portsmouth, NH, to provide services to homeless individuals, in the amount of \$13,817. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

#63 Authorized to enter into an agreement with Community Services Council of NH, Concord, NH, to provide services to homeless individuals, in the amount of \$113,750. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2013. **100% Federal Funds.**

New Hampshire Hospital

#64 Authorized to amend the Consultant List (originally approved by G&C on 6-22-11, item #298), by adding Amy Phenix, Ph.D., to provide training and consultation for the Multidisciplinary Team responsible for evaluation of persons to determine if they meet the definition as a sexually violent predator. Effective upon G&C approval through June 30, 2013. **8750-102-500731 30% Federal, 8750-020-500271 70% General Funds. 8753-102-500731 100% General Funds.**

#64A Authorized to make a **retroactive** one-time payment to the National Association of State Mental Health Program Directors Research Institute Inc., Alexandria, VA, for continued participation in the Research Institute's Behavioral Healthcare Performance Measurement System, in the amount of \$7,160. Effective upon G&C approval through February 28, 2013. **68% General, 32% Federal Funds.**

Division of Family Assistance

#65 **WITHDRAWN** – The Agency withdrew the request to transfer \$37,000 of general funds. (2)Further authorized to accept and expend \$42,543 of federal matching funds. (3)Further authorized to establish two full-time Secretary II positions, labor grade 9, utilizing the funding above. Effective July 1, 2012 through June 30, 2013. **53.6% Federal, 46.4% General Funds. Contingent upon Fiscal Committee approval on April 13, 2012.**

Division of Public Health Services

#66 Authorized the Bureau of Population Health and Community Services, Maternal and Child Health Section, NH Early Hearing Detection and Intervention Program to amend an agreement with the NH Coalition for Citizens with Disabilities, Concord, NH, (originally approved by G&C on 6-25-08, item #223), to support contractor participation in a quality improvement initiative aimed at increasing the number of potentially deaf or hard of hearing infants receiving timely follow-up services, by increasing the price by \$12,142 from \$120,000 to \$132,142. Effective upon G&C approval. **100% Federal Funds.**

#67 Authorized the Bureau of Public Health Statistics and Informatics, Environmental Public Health Tracking Program, to enter into an agreement with JSI Research and Training Institute Inc., d/b/a Community Health Institute, Bow, NH, to identify the needs of its target audience and then to create, implement, and evaluate a marketing outreach plan to make disease prevention products and services available to the target audience, in an amount not to exceed \$99,916. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

#68 Authorized the Bureau of Population Health and Community Services, Maternal and Child Health Section to enter into an agreement with Trustees of Dartmouth College, Hanover, NH, to evaluate injury prevention efforts in the State of NH, in an amount not to exceed \$175,804. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#69 Authorized to enter into an agreement with JSI Research and Training Institute Inc., d/b/a Community Health Institute, Bow, NH, to provide logistics for professional training, in an amount not to exceed \$51,984. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

Division of Community Based Care Services

#70 Authorized to enter into an agreement with the National Alliance on Mental Illness, NH, to develop a statewide comprehensive Strategic Plan to improve the mental health of children and youth with serious emotional disturbances and their families, in an amount not to exceed \$280,904. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

Disability Determination Unit

#71 Authorized to amend an agreement with Peter S. Bradley, MD, Deerfield, NH, (originally approved by G&C on 1-19-11, item #64), to function as a Medical Disability Determination Reviewer, by increasing the price by an amount not to exceed \$104,000 from \$154,700 to \$258,700, and by extending the completion date to June 30, 2013. Effective July 1, 2012 or upon G&C approval, whichever is later. **75% Federal, 25% General Funds.**

Bureau of Behavioral Health

#72 Authorized with Councilor St. Hilaire recusing himself, to amend an agreement with Attorney Steven P. Bunker, Concord (originally approved by G&C on 5-25-11, item #90), to provide legal services by increasing the price \$5,270 from \$32,948, to an amount not to exceed \$38,218. Effective upon G&C approval through June 30, 2013. **100% General Funds.**

#73 Authorized to amend an agreement with Attorney John P. LeBrun, Concord (originally approved by G&C on 5-25-11, item #94), to provide legal services by increasing the price by \$9,982 from \$73,912, to an amount not to exceed \$83,894. Effective upon G&C approval through June 30, 2013. **100% General Funds.**

#74 Authorized to amend the Attorney Consultant List (originally approved by G&C on 6-8-11, item #124), by adding Lauren S. Vallari, Esq, Concord, to provide legally required representation for certain individuals admitted to NH Hospital. Effective upon G&C approval through June 30, 2013. **100% General Funds.**

Bureau of Homeless and Housing Services

#75 Authorized to enter into an agreement with Southwestern Community Services Inc., Keene, NH, to provide services to homeless individuals, in the amount of \$245,328. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 27, 2013. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#76 Authorized to enter into a contract with Bio-Medical Applications of NH Inc., Concord, NH, to provide Outpatient Renal Hemodialysis Services. Effective May 1, 2012 through June 30, 2014. **100% General Funds.**

#76A Authorized to amend a **retroactive** contract with Maxim Healthcare Services Inc., d/b/a Maxim Staffing Solutions, Newton, MA (originally approved by G&C on 2-16-11, item #23), for the provision of Temporary Nursing Services, by increasing the amount by \$35,000 from \$42,524 to \$77,524. Effective November 19, 2011 through June 30, 2012. **100% General Funds.**

NEW HAMPSHIRE LIQUOR COMMISSION

The Governor and Council acted as follows:

#77 Authorized to establish an entrance salary of \$81,656, salary group GG, step 3 for Mr. Eddie Edwards, Director of the Division of Enforcement and Licensing. Effective upon G&C approval. **100% Liquor Funds.**

#77A Authorized to establish an entrance salary of \$81,656, salary group GG, step 3, for Mr. Craig Bulkley, Director of the Division of Administration. **100% Liquor Funds.**

PUBLIC UTILITIES COMMISSION

#78 The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Burton authorized the request to amend an accept and expend request of \$500,000 from the Office of Energy and Planning (originally approved by G&C on 5-12-10, item #47), for work to be accomplished as part of the ARRA – State Energy Programs – Expanded Renewable Energy Program – Residential Central Pellet Heating System Program, by extending the completion date from April 30, 2012 to September 30, 2012 and adjusting \$17,065.74 between the existing administrative and grant appropriations in SFY 2012. (2)Further authorized to accept and expend \$100,000 from the Office of Energy and Planning for work to be accomplished as part of the ARRA-SEP – Expanded Renewable Energy Program – Residential Central Pellet Heating System Program. Effective upon G&C approval through September 30, 2012. **100% Transfers from Other Agencies – (ARRA-SEP). Contingent upon Fiscal Committee approval on April 13, 2012.**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

The Governor and Council acted as follows:

#79 Authorized the Division of Economic Development to amend item #40A approved by G&C on 10-7-09, by reallocating \$26,000 of ARRA federal funds from the US Department of Labor, to continue the Business Energy Efficiency Program. Effective upon G&C approval through June 30, 2012. **100% ARRA Funds. Contingent upon Fiscal Committee approval on April 13, 2012.**

#80 Authorized the Division of Parks and Recreation to make a **retroactive** payment to North Country Plumbing and Heating, Colebrook, NH, in the amount of \$3,995 for emergency furnace replacement at Coleman State Park completed on February 22, 2012. **100% Capital Funds.**

#81 Authorized the Division of Parks and Recreation to make a **retroactive** payment to Fastenal Company, Errol, NH, in the amount of \$432.78 for miscellaneous building materials and supplies purchased for Hampton Beach Complex on December 20, 2011. **100% Agency Income (Park Account) Funds.**

#82 Authorized the Division of Parks and Recreation to enter into a contract with Robblee Tree Service LLC, Antrim, NH, for tree and brush removal and chipping services at Greenfield State Park, in the amount of \$33,890. Effective upon G&C approval through November 30, 2012. **100% Capital Funds.**

#83 Authorized the Division of Parks and Recreation to exercise a contract renewal option with Cale America Inc., Tampa, FL (originally approved by G&C on 3-4-09, late item A), for technical support services of wireless pay stations at Hampton Beach, Jenness Beach, and North Hampton Beach State Parks, in the amount of \$140,500. Effective upon G&C approval through December 31, 2013. **100% Revolving Funds (Hampton Beach Capital Improvement Fund).**

#83A Authorized the Division of Parks and Recreation to enter into a contract with Groundhog Landscaping and Property Maintenance Inc., Londonderry, NH, for bi-annual beach cleaning services at Hampton Beach State Park, in the amount of \$115,749.14. Effective May 21, 2012 through September 30, 2013. **100% Agency Income (Hampton Meters).**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council acted as follows:

#84 Authorized to accept fee title transfer of five properties for a total of 212.97 acres of high quality habitat land in the Great Bay region from The Nature Conservancy as follows: Beaudette 2, 64.28 acres, in the Town of Durham, with a market value of \$490,000; Cochecho Country Club, 14.74 acres, in the Town of Dover, with a market value of \$1,200,000; Hayden, 63.71 acres, in the Town of Newmarket, with a market value of \$200,000; Smith H.R. 1, 21.58 acres, in the Town of Newfields/Exeter, with a market value of \$26,296; Smith H.R. 2, 48.66 acres, in the Town of Newfields, with a market value of \$240,000. (2) Further authorized to accept one conservation easement deed for a property (Brett) for a total of 53.02 acres in the Town of Madbury with a market value of \$320,000. (3) Further authorized to accept a \$10,000 donation from the Brett Family Revocable Trust to be used to endow monitoring and stewardship of the conservation easement (Brett). (4) Further authorized to transfer the \$10,000 to the Land Conservation Endowment Fund for easement monitoring and stewardship on behalf of NH Fish and Game Department (MOA approved by G&C on 6-25-08, item #16). **100% Agency Income.**

#84A Authorized to enter into a contract with Boulanger Consulting, NH Licensed Land Surveyor, Littleton, NH, to conduct a full boundary survey, boundary maintenance and deliver certified plats and documents on Reed's Marsh (Orford), Lebanon (Lebanon), and Mascoma (Canaan) Wildlife Management Areas, for \$11,500. Effective upon G&C approval through November 30, 2013. **25% Wildlife habitat account, 75% Federal Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#85 Authorized to enter into a **sole source** Cooperative Project Agreement with the University of NH – Sponsored Programs Administration, Durham, NH, for the DES/UNH Pollution Prevention Internship Program, for \$7,500. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

#86 Authorized to enter into a memorandum of agreement with the Department of Resources of Economic Development to support the bathhouse and sewer hookup improvements at North Hampton State Beach, in the amount of \$24,200. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#87 Authorized to amend the memorandum of agreement with the Fish and Game Department (originally approved by G&C on 9-22-10, item #126), to complete remaining repairs to Akers Pond Dam in Errol, by extending the completion date from June 30, 2012 to June 30, 2015. No Additional Funding. **100% Dam Project Funds.**

#88 Authorized an Allonge to Promissory Note and amendment of loan agreement with Pennichuck Water Works Inc., Merrimack, NH, (originally approved by G&C on 8-19-09, item #109B, in the amount of \$1,300,000), to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **50% ARRA, 50% Drinking Water State Revolving Loan Fund Repayment Funds.**

#89 Authorized an Allonge to Promissory Note and amendment of loan agreement with Mountain Maintenance Corporation, Frankestown, NH, (originally approved by G&C on 9-23-09, item #58, in the amount of \$200,000), to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **50% ARRA, 50% Drinking Water State Revolving Loan Fund Repayment Funds.**

#90 Authorized an Allonge to Promissory Note and amendment of loan agreement with Pennichuck Water Works Inc., Merrimack, NH, (originally approved by G&C on 8-19-09, item #109B, in the amount of \$450,000), to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **50% ARRA, 50% Drinking Water State Revolving Loan Fund Repayment Funds.**

#91 Authorized an Allonge to Promissory Note and amendment of loan agreement with Country Village Way Condominium Association Inc., Gilford, NH, (originally approved by G&C on 10-6-09, item #63), by reducing the amount of \$97,400 to \$76,586.19, to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#92 Authorized an Allonge to Promissory Note and amendment of loan agreement with Pennichuck Water Works Inc., Merrimack, NH, (originally approved by G&C on 7-28-10, item #30), by reducing the amount of \$1,600,000 to \$842,289.68, to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#93 Authorized an Allonge to Promissory Note and amendment of loan agreement with Pennichuck East Utility Inc., Merrimack, NH, (originally approved by G&C on 7-27-07, item #127), by reducing the amount of \$700,000 to \$299,534.54, to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#94 Authorized an Allonge to Promissory Note and amendment of loan agreement with Granliden Community Association, Sunapee, NH, (originally approved by G&C on 4-18-07, item #53), by reducing the amount of \$600,000 to \$481,433.49, to finalize the loan amount used to finance the water system improvements project. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#95 Authorized a loan agreement with the Town of Durham, NH, in the amount of \$418,000 to finance water system improvements. Effective upon G&C approval. **79% Federal, 21% Capital (General) Funds.**

#96 Authorized to amend a Local Source Water Protection grant to the Town of Jaffrey, NH, (originally approved by G&C on 1-19-11, item #50, in the amount of \$20,000), to complete a project to better protect drinking water from contamination, by extending the completion date to May 31, 2013 from May 30, 2012. No Additional Funding. **100% Federal Funds.**

#97 Authorized to amend a Local Source Water Protection grant to the Lower Bartlett Water Precinct, Bartlett, NH, (originally approved by G&C on 3-16-11, item #89, in the amount of \$19,935), to complete a project to better protect drinking water from contamination, by extending the completion date to December 31, 2012 from May 31, 2012. No Additional Funding. **100% Federal Funds.**

#98 Authorized to award a grant to the City of Portsmouth, NH in the amount of \$12,500 to purchase a one acre island in tidal Sagamore Creek for conservation land. Effective upon G&C approval through December 31, 2012. **100% Federal Funds.**

#99 Authorized to enter into a grant agreement with Great Bay Marine Inc., Newington, NH, in the amount of \$5,500 to pay for operation and maintenance costs for the vessel sewage pumpout station. Effective upon G&C approval through January 31, 2013. **100% Federal Funds.**

#100 Authorized to enter into an agreement with Target New England, Wolfeboro, NH, for industrial painting services, in the amount of \$25,760. Effective upon G&C approval through June 30, 2012. **100% WRBP Funds.**

#101 Authorized to enter into a **sole source** contract with GeoInsight Inc., Manchester, NH, to perform an underground storage tank closure and Brownfields site assessment at the Milton Mills Variety Store site in Milton Mills, in the amount of \$23,000. Effective upon G&C approval through June 30, 2012. **100% Federal Funds.**

#102 Authorized to enter into an agreement with P&H Senesac Inc., Milton, VT, for digester cleaning and sludge dewatering, in the amount of \$51,800. Effective upon G&C approval through June 30, 2012. **100% WRBP Funds.**

#103 Authorized to enter into a grant agreement with Oakhurst Dairy, Portland, ME, in an amount not to exceed \$116,499, to support the purchase of three hybrid vehicles. Effective upon G&C approval through December 31, 2012. **100% Pass-through Federal Funds.**

#103A Authorized George & Sandra Schussel's request to perform work on Advent Cove/Lake Winnepesaukee, in Meredith.

#104 NOT USED

DEPARTMENT OF EDUCATION

#105 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire authorized the request to pay the General Educational Development Testing Service Annual Fee not to exceed \$18,360. Effective upon G&C approval through June 30, 2012. **100% General Funds.**

MCAULIFFE-SHEPARD DISCOVERY CENTER

#106 The Governor and Council on motion of Councilor St. Hilaire, seconded by Councilor Burton authorized the request to enter into a contract with Northeast Landscaping LLC, Chichester, NH, for landscaping services, in an amount not to exceed \$3,655. Effective upon G&C approval through June 30, 2012. **100% Other Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#107 Authorized the Division of State Police to transfer funds within the Detective Bureau, in the amount of \$30,000 for anticipated shortages in current expenses for the Fiscal Year 2012. Effective upon G&C approval through June 30, 2012. **100% Agency Income. Contingent upon Fiscal Committee approval on April 13, 2012.**

#108 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hanover for an upgrade to the public works radio system, two fire department vehicle repeaters, and a set of fiber modems between the Hanover Police Dispatch Center and the Hanover Town Hall transmitter for a total amount of \$34,263. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#109 Authorized the Division of Homeland Security and Emergency Management to enter into a memorandum of agreement with the Department of Environmental Services, for the acquisition of a 6-inch diesel-powered centrifugal trash pump, for \$27,500. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#110 Authorized the Division of Motor Vehicles to enter into an agreement with Graf Brothers Leasing Inc., Salisbury, MA, for storage containers for the Motorcycle Rider Education Program, for an amount not to exceed \$68,400. Effective July 1, 2012 or upon G&C approval, whichever is later, through June 30, 2017. **100% Agency Income.**

#111 Authorized the Division of Motor Vehicles to enter into an agreement with Tri-Town Ice Arena Limited Partnership, Hooksett, NH, for the purpose of providing a training range for the Division of Motor Vehicles, Motorcycle Rider Education Program, in an amount not to exceed \$26,000. Effective upon G&C approval through December 31, 2013. **100% Agency Income.**

#112 Authorized the Division of State Police to **retroactively** pay an invoice in the amount of \$4,220 to the American Society of Crime Lab Directors Laboratory Accreditation Board, Garner, NC, for the annual fee to continue the Forensic Laboratory's accreditation certificate program. Effective January 1, 2012 through December 31, 2012. **100% Agency Income.**

#113 Authorized to accept and place on file the Annual Report for the period of July 1, 2010 through June 30, 2011.

#114 **TABLED** – The Governor and Council on motion of Councilor Wieczorek, seconded by Councilor Wheeler, voted to **table** the request of the Division of Motor Vehicles to exercise a contract with Gordon-Darby for intelligent test equipment and network to support the State's motor vehicle inspection and maintenance program. Effective upon G&C approval through June 30, 2017. No State Funds will be used for this contract; services will be paid by the licensed inspection stations.

#115 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend a grant agreement for the North Country Resource Conservation and Development Area Council Inc., (originally approved by G&C on 4-13-11, item #104), by changing the completion date from March 31, 2012 to September 30, 2012. **100% Federal Funds.**

#116 Authorized the Division of Homeland Security and Emergency Management to amend a grant agreement with the Town of Kingston (originally approved by G&C on 3-16-11, item #128), requested by FEMA to cover anticipated cost over runs associated with a mitigation project on Ball Rd, by increasing the amount of \$307,950 to \$319,366. Effective upon G&C approval. **100% Federal Funds.**

#117 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Sandown for the development of the community's Local Emergency Operations Plan, for a total amount of \$5,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#118 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the City of Claremont to purchase forty Minitor V dual frequency pagers for a total amount of \$13,247. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#119 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Hampstead toward the purchase and installation of an emergency generator for the Town Office, in the amount of \$13,857. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#120 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Milton to purchase an all-hazards mobile Emergency Operations Center/command vehicle for a total amount of \$25,889. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#121 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Auburn, for the purchase and installation of a digital emergency notification sign for a total amount of \$14,035. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#122 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Madison, for updating the local hazard mitigation plan, for a total amount of \$5,000. Effective upon G&C approval through September 18, 2014. **100% Federal Funds.**

#123 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Bethlehem, for updating the local hazard mitigation plan, for a total amount of \$5,000. Effective upon G&C approval through September 9, 2013. **100% Federal Funds.**

#124 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with Southwest Region Planning Commission, to provide technical assistance to one local community for the update of their hazard mitigation plan, for a total amount of \$5,000. Effective upon G&C approval through September 14, 2014. **100% Federal Funds.**

#125 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Amherst for the purchase and installation of two emergency generators for back-up power at the Police Department and Public Works garage for a total amount of \$43,700. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#126 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreements with the Town of Franconia, in the amount of \$5,000, and the Town of Waterville Valley, in the amount of \$5,000, to update their local hazard mitigation plans. Effective upon G&C approval through September 18, 2014. **100% Federal Funds.**

#127 Authorized the Division of Fire Safety to enter into a grant agreement with the NH Association of Fire Chiefs, for activities associated with the development and implementation of emergency plans under the Emergency Planning and Right to Know Act, in the amount of \$20,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#128 Authorized the Division of Fire Safety to enter into a grant agreement with the NH Association of Fire Chiefs, for activities associated with training of hazardous material handling emergency plans under the Emergency Planning and Right to Know Act, in the amount of \$15,950. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#129 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Goffstown for the third and final phase of the town wide radio system upgrade project for a total amount of \$86,000. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

#130 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Salem to purchase and install a dynamic message sign board for a total amount of \$12,500. Effective upon G&C approval through September 30, 2012. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#131 Authorized the Bureau of Finance and Contracts to pay Small Claims for the fourth quarter of FY 2012 for individual amounts less than \$600 for a period of April 1, 2012 through June 30, 2012. **100% Highway Funds.**

#132 Authorized the Bureau of Finance and Contracts to enter into a **retroactive sole source** contract with OCE North America Inc., Chicago, IL, for equipment maintenance, in the amount of \$31,009.68. (2)Further authorized to pay overage charges, if needed, at a rate of \$.01799 per sq foot for usage in excess of \$600,000 sq feet, the amount included in the base annual contract from FY 2012 and FY 2013. Effective November 1, 2011 through October 31, 2012. **100% Highway Funds.**

#133 Authorized the Bureau of Right of Way to sell a 6.5+/- acre parcel of State owned land located in the Town of Amherst to Terry Connor for \$200,000 plus a \$1,100 Administrative Fee. (2)Further authorized to compensate Real Living / The Norwood Group from the proceeds of the sale in the amount of \$12,000, for real estate services. Effective upon G&C approval.

#134 Authorized the Bureau of Right of Way to sell a State owned property improved with a single family home on an 8.17 acre parcel of land located at 30 Fitzwilliam Road in Troy to Jacob T. Whitney for \$88,000 plus a \$1,100 Administrative Fee. (2)Further authorized to compensate Better Homes and Gardens / The Masiello Group from the proceeds of the sale, in the amount of \$4,400, for real estate services. Effective upon G&C approval.

#135 Authorized the Bureau of Right of Way to sell a 5 +/- acre parcel of State owned land located in the Town of Exeter to Edward J. Connor or assigns for \$120,000 plus a \$1,100 Administrative Fee. Effective upon G&C approval.

#136 Authorized the Bureau of Right of Way to sell a three acre parcel of State owned land located in New Durham to the Town of New Durham for \$36,100 which includes a \$1,100 Administrative Fee. Effective upon G&C approval.

#137 Authorized the Bureau of Right of way to pay various owners \$34,730 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from March 6, 2012 through March 27, 2012. Effective upon G&C approval.

#138 Authorized Turnpikes System to budget and expend additional revenue in the amount of \$500,000 from the Turnpike Fund Balance Surplus. Effective upon G&C approval through June 30, 2012. **100% Turnpike Funds.**

#139 Authorized the Bureau of Traffic to enter into a **sole source retroactive** memorandum of agreement with Iowa Department of Transportation, Ames, IA, to provide the State's share of the operational costs totaling \$126,113 for the 511 Travel Information web services. Effective October 1, 2011 through September 30, 2012. **100% Federal Funds.**

#140 Authorized the Bureau of Highway Maintenance to **retroactively** pay invoices to Public Services of NH, Manchester, NH, for outdoor lighting maintenance in the amount of \$58,464.41. Effective July 1, 2006 through June 30, 2011. (2)Further authorized to **retroactively** pay invoices to Unitil, Boston, MA, for FY 2011 Electric Bills in the amount of \$7,782.28. Effective upon G&C approval. **69.06% Highway, 30.94% Turnpike Funds.**

#141 Authorized the Bureau of Rail and Transit to enter into an agreement with the Town of Hanover, NH, for engineering, permitting, design and construction of improvements to a bus transfer facility in Hanover, for an amount not to exceed \$294,016. Effective upon G&C approval through December 31, 2013. **100% Federal Funds.**

#142 Authorized the Bureau of Rail and Transit to enter into an agreement with Southern NH Planning Commission, Manchester, NH, for coordinated transportation services, for an amount not to exceed \$228,422. Effective upon G&C approval through June 30, 2013. **100% Federal Funds.**

#143 Authorized the Bureau of Rail and Transit to enter into a Cooperative Project Agreement with the University of NH, Durham, NH, to support expanded transit service in the Seacoast region, for an amount not to exceed \$783,127. Effective upon G&C approval through December 31, 2018. **100% Turnpike Funds.**

#144 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing approximately 12.3 miles of mainline and ramps on the F.E. Everett Turnpike in the Towns of Bow and Hooksett and in the Cities of Manchester and Nashua, on the basis of a low bid of \$2,513,433.70. Effective upon G&C approval through September 7, 2012. **100% Turnpike Funds.**

#145 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 14.75 miles of the Eastern Turnpike and Spaulding Turnpike in North Hampton, Greenland, and Milton, on the basis of a low bid of \$3,828,533.50. Effective upon G&C approval through September 7, 2012. **100% Turnpike Funds.**

#146 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for roadway resurfacing of 29 miles in maintenance District II in Merrimack, Grafton and Sullivan Counties, on the basis of a low bid of \$1,704,450. Effective upon G&C approval through August 24, 2012. **100% Betterment Funds.**

#147 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 21 miles in District IV and in Cheshire and Hillsborough Counties and reclaiming approximately 2.4 miles of Nelson Road in Nelson, on the basis of a low bid of \$2,318,957.50. Effective upon G&C approval through August 24, 2012. **100% Betterment Funds.**

#148 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway resurfacing of 21.6 miles in maintenance District III and in Grafton, Belknap and Carroll Counties, on the basis of a low bid of \$1,576,039. Effective upon G&C approval through August 24, 2012. **100% Betterment Funds.**

#149 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 25.8 miles in District VI and in Strafford and Rockingham Counties, on the basis of a low bid of \$2,007,130. Effective upon G&C approval through August 24, 2012. **100% Betterment Funds.**

#150 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for roadway resurfacing of 20 miles in maintenance District I in Coos, Carroll and Grafton Counties and reclaiming approximately 1.8 miles of NH 16 in Cambridge, on the basis of a single bid of \$2,426,752. Effective upon G&C approval through September 28, 2012. **100% Betterment Funds.**

#151 Authorized the Bureau of Construction to enter into a contract with Liddell Brothers Inc., Halifax, MA, for installation of a continuous fiber optic communications system and all necessary appurtenances along 23 miles of I-93 between Bodwell Road in Manchester and Manchester Street in Concord, on the basis of a low bid of \$5,869,910. Effective upon G&C approval through May 31, 2013. **80% Federal ARRA grant, 11% Turnpike, 9% Highway Funds.**

#152 Authorized the Bureau of Environment to enter into contracts with Northeast Archaeology Research Center Inc., Farmington, ME, for \$240,000 and with Hunter Research Inc., Trenton, NJ, for \$210,000, to undertake certain cultural resource investigations involving pre-contact, Native American archaeological studies for transportation purposes. Effective upon G&C approval through March 31, 2015.

#153 Authorized the Bureau of Environment to enter into contracts with Northeast Archaeology Research Center Inc., Farmington, ME, for \$240,000 and with Monadnock Archaeological Consulting LLC, Stoddard, NH, for \$210,000, to undertake certain cultural resource investigations involving historical archaeological studies for transportation purposes. Effective upon G&C approval through March 31, 2015.

#154 Authorized with Councilor Wheeler voting **no**, the Bureau of Aeronautics to pay membership dues in the amount of \$3,649.36 to the National Association of State Aviation Officials, Washington, DC. Effective upon G&C approval through September 30, 2012. **100% General Funds.**

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ITEM REMOVED FROM TABLE

The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire, voted to remove item #62- which was tabled at the February 22, 2012 Meeting.

DEPARTMENT OF EDUCATION

#62 The Governor and Council on motion of Councilor Burton, seconded by Councilor St. Hilaire, and with Councilor Wheeler voting **no**, voted to approve the request to pay the Council of Chief State School Officers, Washington, DC, membership dues for FY12, in the amount of \$32,916. Effective **retroactive** to July 1, 2011 through June 30, 2012. **100% General Funds.**

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LATE ITEMS

DEPARTMENT OF TRANSPORTATION

A. **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Sununu, and with Councilors Burton and St. Hilaire voting **no**, voted to **table** the request of the Bureau of Construction to enter into a contract with R.M. Piper, Inc., Plymouth, NH on the basis of a low bid of \$887,028.00 for slope stabilization on US 302 near the Catterall Road intersection west of I-93, Exit 42 in Lisbon. From the date of G&C approval through October 26, 2012. **100% Federal funds.** 2) Further authorize that a contingency in the amount of \$88,702.80 be approved for payment of latent conditions, which may appear during the construction of the project.

DEPARTMENT OF TRANSPORTATION

B. **TABLED** – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Sununu, and with Councilors Burton and St. Hilaire voting **no**, voted to **table** the request of the Bureau of Construction to enter into a contract with R.M. Piper, Inc., Plymouth, NH on the basis of a low bid of \$631,636.65 for rehabilitation work on the NH Route 140 bridge over the Winnepesaukee River in the Town of Tilton, from date of G&C approval through November 16, 2012. **100% Federal funds.** 2) Further authorize that a contingency in the amount of \$63,163.67 be approved for payment of latent conditions, which may appear during the construction of the project.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday, May 9, 2012, at the State House, Concord, NH.

The Honorable Board then Adjourned at 1:40 p.m.