

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House Concord, New Hampshire
January 29, 2014, 10:00 a.m.

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The Governor and Council met in non-public session, pursuant to notice under RSA 91-A, following the breakfast meeting for the purpose of discussing an issue involving a public official. Upon motion made and duly seconded, the Council voted unanimously to maintain the minutes under seal pursuant to RSA 91-A:3, which motion was announced by the Council. There was no other business transacted during the non-public session.

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

Councilor Pignatelli led the Pledge of Allegiance.

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Today's pre-meeting ceremonial items included:

- Music by Symphony New Hampshire Concertmaster, Elliott Markow - Introduced by Eric Valliere: Executive Director of Symphony New Hampshire.

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The Governor and Executive Council on motion of Councilor Sununu, seconded by Councilor Pignatelli, accepted the minutes of January 15, 2014.

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The Governor and Executive Council, on motion of Councilor Pappas, seconded by Councilor Pignatelli, approved the appointment of several persons nominated for Civil Commissions from the January 15, 2014 meeting.

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

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CONFIRMATIONS

The Governor and Council confirmed the following:

Board of Licensing for Alcohol and Other Drug Use Professionals - RSA 330-C

(Licensed Alcohol and Drug Abuse Counselor)

Cheryl Wilkie, Concord

Reappointment

Effective: January 29, 2014

Term: January 28, 2017

Athletic Trainers Governing Board - RSA 328-F

Renee C. Kleszczynski, Durham

Reappointment

Effective: January 29, 2014

Term: January 8, 2017

Compensation Appeals Board - RSA 281-A:42

(Employer/ Insurer)

Dennis Teravainen, Hooksett

Reappointment

Effective: February 13, 2014

Term: February 13, 2017

Division of Libraries Director (State Librarian) for the Department of Cultural Resources - RSA 21-K

Michael York, Goffstown

Reappointment

Salary: Grade GG; Max step - \$91,964.84

Effective: February 12, 2014

Term: February 12, 2018

Dental Hygienists Committee - RSA 317-A

(Nom by NH Dental Society)

Margaret A. Ray, Hancock

Succeeding: Carolyn M. Boisvert, Brookline

Effective: January 29, 2014

Term: October 26, 2016

<u>Board of Licensed Dietitians</u> - RSA 326-H Jeanne S. Brown, Goffstown Succeeding: Carole A. Palmer, Penacook (term limited)	Effective: January 29, 2014 Term: December 6, 2016
<u>Director of the Division of Higher Education</u> - RSA 21-N:3 – Councilor Van Ostern recused himself. Edward R. MacKay, Durham Succeeding: Richard A. Gustafson (resigned) Salary: Grade EE; Step Maximum - \$79, 643.87	Effective: January 29, 2014 Term: August 8, 2016
<u>Board of Foresters</u> - RSA 310-A:100 (Industrial Forester) Donald W. Winsor, Plymouth Reappointment	Effective: January 29, 2014 Term: August 22, 2018
<u>Board of Registration of Funeral Directors and Embalmers</u> - RSA 325:2 Timothy P. Kenney, Goffstown Succeeding: Thomas G. Janosz, Manchester	Effective: January 29, 2014 Term: June 13, 2018
<u>Board of Professional Geologists</u> - RSA 310-A Thomas C. Shevenell, Hancock Reappointment	Effective: January 29, 2014 Term: October 4, 2018
<u>State Historical Resources Council</u> - RSA 227-C (Archeology) James L. Garvin, Pembroke Reappointment	Effective: January 29, 2014 Term: December 10, 2018
<u>Interstate Bridge Authority</u> - RSA 234:46 Henry B. Stebbins, Portsmouth Reappointment	Effective: January 29, 2014 Term: May 25, 2017
<u>Manufactured Housing Installation Standards Board</u> - RSA 205-D:2 (Fire Chief) Kevin J. Breen, Salem Reappointment	Effective: January 29, 2014 Term: October 3, 2016
<u>Manufactured Housing Installation Standards Board</u> - RSA 205-D:2 (Engineer) Fred Emanuel, Stratham Reappointment	Effective: January 29, 2014 Term: October 3, 2016
<u>Manufactured Housing Installation Standards Board</u> - RSA 205-D:2 (Owner / Operator 100 or fewer lots) Linda J. Rogers, Exeter Reappointment	Effective: January 29, 2014 Term: October 3, 2016
<u>Physical Therapy Governing Board</u> - RSA 328-F Gillian Cavezzali, Plymouth Succeeding: Robert P. Brunton, Wolfeboro (resigned)	Effective: January 29, 2014 Term: January 8, 2015
<u>State Radiation Advisory Committee</u> - RSA 125-F (Life Science) Richard A. Fralick, Durham Reappointment	Effective: January 29, 2014 Term: October 14, 2017

State Radiation Advisory Committee - RSA 125-F

(Dentistry)

Francis H. La Branche Jr, Northfield

Reappointment

Effective: January 29, 2014

Term: October 14, 2017

State Radiation Advisory Committee - RSA 125-F

(Physical Science)

James P. Tarzia, East Hampstead

Reappointment

Effective: January 29, 2014

Term: October 14, 2017

Real Estate Appraisers Board - RSA 310-B

(Representative of N.H. lending institution)

Cynthia L. Baron, Sunapee

Reappointment

Effective: January 29, 2014

Term: August 12, 2016

Director of the Division of Municipal and Property for the Dept of Revenue Admin - RSA 21-J:2,II

Stephan W. Hamilton, Salem

Vacancy (new position per Chapter 247, Laws of 2013)

Salary: Grade HH; step 3 \$90,267.00

Effective: January 29, 2014

Term: Serves at Comm. Pleasure

Speech-Language Pathology Governing Board - RSA 328-F

(Licensed SPL, Clinical Setting)

Robyn Kingsley, Exeter

Succeeding: Debra E. Kaufman, Bedford (resigned)

Effective: January 29, 2014

Term: March 4, 2015

Telecommunications Planning & Development Adv Comm - RSA 12-A

(Industry)

Christopher K. Hodgdon, Contoocook

Reappointment

Effective: January 29, 2014

Term: November 9, 2015

Telecommunications Planning & Development Adv Comm - RSA 12-A – Councilor Van Ostern recused himself.

(Residential Telecom User)

Martha McLeod, Franconia

Reappointment

Effective: January 29, 2014

Term: September 19, 2016

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

(Labor/Employees)

Dennis Caza, Goffstown

Reappointment

Effective: January 29, 2014

Term: March 26, 2016

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

(Employers)

Matthew Kfoury, Manchester

Vacancy

Effective: January 29, 2014

Term: March 26, 2014

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

(Employees)

Robert E. Martel, Dunbarton

Reappointment

Effective: January 29, 2014

Term: March 26, 2017

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

Lee C. Nyquist, New Boston

Reappointment

Effective: January 29, 2014

Term: March 26, 2017

Waste Management Council - RSA 21:0
(Public Health Expert)
Frederick J. McGarry, Deerfield
Reappointment

Effective: January 29, 2014
Term: December 23, 2017

Wetlands Council - RSA 21-O:5-a
(Member Conservation District)
Richard Mellor, Rindge
Vacancy

Effective: January 29, 2014
Term: December 6, 2015

NOMINATIONS

The Governor placed into nomination the following:

Advanced Manufacturing Education Advisory Council - RSA 188-E
(Public Member)
John F. Olson, Charlestown
Reappointment

Effective: Upon Confirmation
Term: December 18, 2016

Current Use Advisory Board - RSA 79-A
(Rep. Assessing Official in a City)
Thomas A. Mullin, Rochester
Reappointment

Effective: March 15, 2014
Term: March 15, 2016

Judicial Council - RSA 494
(Lay Person)
Steven D. Lubrano, Hanover
Reappointment

Effective: Upon Confirmation
Term: January 1, 2017

Judicial Council - RSA 494
(Lay Person)
Alan Seidman, Bedford
Reappointment

Effective: Upon Confirmation
Term: January 1, 2017

Judicial Retirement Plan Board of Trustees - RSA 100-C
(Business Experience)
Deborah B. Butler, Concord
Reappointment

Effective: Upon Confirmation
Term: November 19, 2016

Board of Landscape Architects - RSA 310-A:3
Douglas H. Greiner, Salisbury
Reappointment

Effective: Upon Confirmation
Term: August 23, 2018

Advisory Committee on Marine Fisheries - RSA 211:60, 60-a
Peter A. Whelan, Portsmouth
Reappointment

Effective: Upon Confirmation
Term: September 29, 2016

Board of Mental Health Practice - RSA 330-A:3, II
(Public Member)
Joseph P. Nadeau, Durham
Reappointment

Effective: February 17, 2017
Term: February 17, 2017

Oil Fund Disbursement Board - RSA 146-D
(Petroleum Dealer)
Thomas Klemm, Salem
Reappointment

Effective: Upon Confirmation
Term: January 1, 2016

Personnel Appeals Board - RSA 21-I:45

Joseph M. Casey, d, Rochester
Reappointment

Effective: Upon Confirmation
Term: June 2, 2016

Physical Therapy Governing Board - RSA 328-F

Nicole Lavoie, Nashua
Reappointment

Effective: Upon Confirmation
Term: January 8, 2017

Racing and Charitable Gaming Commission - RSA 284:6-a

Frederick Booth, New Durham
Reappointment

Effective: April 9, 2014
Term: April 9, 2017

Recreational Therapy Governing Board - RSA 328-F

Rebecca L. K. Taylor, Manchester
Reappointment

Effective: Upon Confirmation
Term: October 25, 2016

Transportation Appeals Board - RSA 21-L:14

(Professional Engineer)
Christopher R. Bean, Concord
Reappointment

Effective: Upon Confirmation
Term: April 23, 2016

Volunteer New Hampshire Board of Directors - RSA 19-H

(Postsecondary Education)
Charles R. Lloyd, Concord
Reappointment

Effective: Upon Confirmation
Term: October 10, 2016

Volunteer New Hampshire Board of Directors - RSA 19-H

Pamela S. Hall, Portsmouth
Reappointment

Effective: March 26, 2014
Term: March 26, 2017

Waste Management Council - RSA 21:0

(Prof./Environmental Science or Sanitary Engineering)
Nancy E. Kinner, Lee
Reappointment

Effective: Upon Confirmation
Term: November 10, 2017

Wetlands Council - RSA 21-O:5-a

(Member of Municipal Conservation Committee)
Deborah Lievens, Londonderry
Reappointment

Effective: Upon Confirmation
Term: November 21, 2016

#1 **CONSENT CALENDAR - DONATION:**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

- A. Authorized to accept and expend funds as a donation from The Noah Foundation in the amount of \$15,000. **100% Other Funds – APCP.**

BUSINESS FINANCE AUTHORITY

#2 The Governor and Executive Council on motion of Councilor Van Ostern, seconded by Councilor Sununu and further on a roll call vote as follows: Councilor Van Ostern – yes, Councilor Sununu – yes, Councilor Pappas – yes, and Councilor Pignatelli – yes, authorized to hold a Public Hearing with respect to the financing of a loan to Coastal Economic Development Corporation for the benefit of Screw-Matic Corp dba SMC Aerospace or nominee located in Seabrook, NH. Action will authorize a Resolution under RSA 162-A:18 to determine the financing will serve a public use, provide public benefit and is within the policy and authority of the Act.

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE
GOVERNOR AND COUNCIL HELD ON JANUARY 29, 2014
COUNCIL CHAMBER, CONCORD, NEW HAMPSHIRE**

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At approximately 10:30 a.m., the Governor announced that the next matter to be considered would be the purchase by the Business Finance Authority of a loan to be made by Coastal Economic Development Corporation and declared that the public hearing on the subject had commenced. She said that she and the members of the Council had received written material from the Authority with respect to the proposed loan. The Governor then said that the meeting would hear anyone wishing to speak on the subject. Michael Donahue, Senior Credit Officer of the Authority, briefly explained the project. The Governor then repeated that the proceedings were a public hearing and asked whether any other person wished to speak; there being none, Councilor Van Ostern introduced a resolution entitled "A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY OF THE STATE OF NEW HAMPSHIRE TO COASTAL ECONOMIC DEVELOPMENT CORPORATION" and moved its adoption, which was seconded by Councilor Sununu. There being no discussion, the Governor called for a vote on the motion. Those voting in favor were: The Governor and Councilor Van Ostern, Councilor Sununu, Councilor Pappas, and Councilor Pignatelli; those abstaining were Councilor(s) None; and those voting against were Councilor(s) None. The Governor declared that the resolution was passed.

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**A RESOLUTION UNDER RSA 162-A:18 AWARDDING A LOAN
UNDER RSA 162-A:7 FROM THE BUSINESS FINANCE AUTHORITY
OF THE STATE OF NEW HAMPSHIRE TO COASTAL ECONOMIC
DEVELOPMENT CORPORATION**

WHEREAS, the Governor and Council (the "Governor and Council") of the State of New Hampshire (the "State") have received from the Business Finance Authority of the State of New Hampshire (the "Authority") its written recommendation that the Governor and Council make certain findings and determinations pursuant to RSA 162-A:18 with respect to a loan by the Authority to Coastal Economic Development Corporation (the "Borrower") in the original principal amount of up to \$450,000 to be reloaned to Screw-Matic Corp dba SMC Aerospace or Nominee, of Seabrook, New Hampshire to purchase property and move the business (the "Loan")

WHEREAS, pursuant to the provisions of RSA Chapter 162-A, the Governor and Council is authorized to approve the recommendation of the Authority and to authorize and approve the Loan by the Authority upon the making of specific findings after public hearing;

WHEREAS, the Governor and Council will receive all the documentation and information with respect to the proposed Loan by the Authority; and

WHEREAS, further action by the Authority with respect to the proposed transaction is subject to the passage of this Resolution and cannot be taken until after its passage.

NOW, THEREFORE, it is hereby resolved that:

1. Findings and Determination. On the basis of the documentation and information received by the Governor and Council, after a public hearing, the Governor and Council find:

a. Special Findings.

(i) The Loan in consistent with local or regional development plans or policies.

b. General Findings.

(i) The Loan that the Authority has proposed will serve a public use and provide a public benefit.

(ii) The Loan that the Authority has proposed is within the policy of, and the authority conferred, by RSA Chapter 162-A.

- (iii) The Loan that the Authority has proposed will preserve or increase the social welfare or economic prosperity of the State and one or more of its political subdivisions, and will promote the general welfare of the State's citizens.
- (iv) The Loan that the Authority has proposed will promote the orderly development of business activities, create or preserve employment opportunities, or protect the physical environment.

2. Approval. Governor and Council approve the Loan by the Authority as recommended by the Authority and authorize the Authority to cause the execution and delivery of the loan documents substantially in the form submitted to Governor and Council and to take such further action as the act with respect to the transaction as may be required.

3. Effective Date. This Resolution shall take effect upon its passage.

Passed and agreed to January 29, 2014.

OFFICE OF ENERGY AND PLANNING

The Governor and Council acted as follows:

#3 Authorized to budget and expend prior year carry forward Petroleum Violation Escrow funds in the amount of \$21,024 as a cash match for the US Department of Energy – State Energy Program grant. Effective January 29, 2014 through June 30, 2015. **100% Other Funds (PVE Funds).**

#4 Authorized to enter into a contract with Energy Efficient Investments Inc. Merrimack, NH, to provide quality control inspection services for the federally funded NH Weatherization Assistance Program, in the amount of \$12,000. Effective January 29, 2014 through March 31, 2014. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

The Governor and Council acted as follows:

#5 Authorized, for the benefit of the Department of Safety, to exercise a **sole source** contract extension with NIIT Technologies, Atlanta, GA, for technical support services for the Municipal Agent Automation Program, in the amount of \$1,050,000 from \$1,952,630 to \$3,002,630. Effective upon G&C approval through June 30, 2016. **100% Other (Agency Class 27) Funds: the agency Class 27 used by DOS to reimburse DoIT for this contract is 100% Highway Funds.**

#6 Authorized to accept funds in the amount of \$254,995 in SFY 14 from the State Homeland Security Program funds available from the Department of Safety for funding of cyber/network security measures at DoIT for the Statewide IT network. (2)Further authorized to establish 046 consultant positions for the purpose of reviewing and recommending cyber/networking security measures at DoIT for the statewide IT network. Effective upon G&C approval through June 30, 2014. **100% Other Funds; the funds used by DOS reimburse DoIT are 100% Federal Funds. Fiscal Committee approved.**

DEPARTMENT OF THE ADJUTANT GENERAL

#7 The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Pappas, authorized the nomination of Lieutenant Colonel Gregory J. Malone, Cape Elizabeth, ME, for appointment to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified.

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#8 Authorized a Working Capital Warrant in the amount of \$325,000,000 to cover expenditures for the months of February 2014.

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

#10 Authorized the Bureau of Public Works Design and Construction to enter into a contract with R.S. Audley Inc., Bow, NH, for the North Beach Seawall Repairs, Hampton, NH, for a total price not to exceed \$3,192,140. (2)Further authorized a contingency in the amount of \$159,600 for unforeseen conditions, bringing the total to \$3,351,740. (3)Further authorized the amount of \$37,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$3,388,740. Effective upon G&C approval through June 15, 2015. **50% Capital – General, 50% Other Funds.**

#10A Authorized to accept and place on file the quarterly reporting containing a list of vendors that agencies have contracted with for the period of October 1, 2013 through December 31, 2013.

STATE TREASURY

#11 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Pignatelli, authorized to issue a warrant from funds not otherwise appropriated in the amount of \$91,504 and the State Treasurer to issue checks in the amount of \$91,503.80 to the rightful owners of abandoned or unclaimed funds.

DEPARTMENT OF CULTURAL RESOURCES

The Governor and Council acted as follows:

#12 Authorized the Division of Historical Resources to **retroactively** renew membership with the National Conference of State Historic Preservation Officers, Washington, DC, in the amount of \$4,671. Effective January 1, 2014 through December 31, 2014. **100% Federal Funds.**

#13 Authorized the Division of Arts to award Public Value Partnership Grant in the amount of \$13,000 to the Currier Museum, Manchester, to strengthen the capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2014. **100% General Funds.**

#14 Authorized the Division of Arts to award a Public Value Partnership Grant in the amount of \$5,200 to the NH Music Festival, to strengthen the capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2014. **100% General Funds.**

#15 Authorized the Division of Arts to award a Public Value Partnership Grant in the amount of \$13,000 to Colonial Theatre Group, Keene, to strengthen the capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#16 The Governor and Council on motion of Councilor Pignatelli, seconded by Councilor Pappas, authorized to enter into an agreement with NH Agriculture in the Classroom, Concord, NH, to develop key school educational programming and outreach activities, in the amount of \$10,000. Effective upon G&C approval through May 1, 2014. **100% General Funds.**

DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#17 Authorized to hire into Class 050, Part-Time salaries in the Consumer Protection Bureau, for the purpose of hiring a part-time Attorney I, to provide the administrative prosecution legal services required for the Board of Podiatry and the Board of Licensing for Alcohol and Other Drug Use Professionals. (2) Further authorized to enter into a memorandum of understanding with the Board of Podiatry for the purpose of providing administrative prosecution legal services and to accept and expend \$10,000 from the Board for providing these services. (3) Further authorized to enter into a memorandum of understanding with the Board of Licensing for Alcohol & Other Drug Use Professionals for the purpose of providing administrative prosecution legal services and to accept and expend \$20,000 from the Board for providing these services. Effective upon G&C approval through June 30, 2015. **100% Transfer from other agencies (fees). Fiscal Committee approved.**

#18 Authorized to enter into sub grants with the agencies as detailed in letter dated January 13, 2014, totaling \$62,349 for residential substance abuse treatment programming from the FFY 2012 and FFY 2013 Residential Substance Abuse Treatment Grant Programs. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

INSURANCE DEPARTMENT

The Governor and Council acted as follows:

#19 Authorized to enter into a contract with Freedman HealthCare LLC, to assist in updating the data submission rules for data collected by licensed insurers and third party administrators in NH, in the amount of \$50,000. Effective upon G&C approval through December 31, 2014. **100% Federal Funds.**

#20 Authorized to amend a **sole source** contract with Public Consulting Group Inc., Boston, MA (originally approved by G&C on 3-20-13, item #18), for consulting services, for the purpose of planning, development and design of plan management activities related to a partnership health benefit exchange, by increasing the amount by \$273,750 from \$594,250 to \$868,000, and by extending the end date from February 28, 2014 to June 30, 2014. **100% Federal Funds.**

DEPARTMENT OF CORRECTIONS

#21 The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, authorized to enter into a contract with Eric Joyce d/b/a Joyce Dental Laboratory, Laconia, NH, to provide Dental Laboratory Services, in the amount of \$85,363.75. Effective April 5, 2014, or upon G&C approval, whichever is later, through June 30, 2015, with the option to renew for one additional period of two years. **100% General Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

The Governor and Council acted as follows:

Bureau of Facilities and Assets Management

#22 Authorized to amend a **sole source** lease with 40 Terrill Park Drive LLC c/o CPManagement Inc., Exeter, NH (originally approved by G&C on 1-14-09, item #58), for the Concord District Office space, by increasing the price in the amount of \$265,475.52 to \$2,794,081.68 from \$2,528,606.16, and by extending the term to July 31, 2014. Effective February 1, 2014, or upon G&C approval, whichever is later, through July 31, 2014. **60% General, 40% Federal Funds.**

Office of Human Services

#23 Authorized to accept, expend and allocate Federal Funds in the amount of \$722,837 for SFY 2014 and SFY 2015. Effective upon G&C approval through June 30, 2015. **100% Federal Funds. Fiscal Committee approved.**

Bureau of Homeless and Housing Services

#24 Authorized the Bureau of Homeless and Housing Services to amend an agreement with Lakes Region Mental Health Center Inc., d/b/a Genesis Behavioral Health, Laconia, NH, (originally approved by G&C on 1-16-13, item #26), for permanent housing for seven or more individuals, by increasing the price by \$38,837 from \$38,659 to \$77,496 and by extending the completion date from January 31, 2014 to January 31, 2015. **100% Federal Funds.**

Division for Children, Youth & Families

#25 Authorized to accept private funds for Spark NH, Early Childhood Advisory Council, in order to accept and expend private funds from the NH Charitable Foundation in the amount of \$25,000 to support general operations. Effective upon G&C approval through December 31, 2014. **100% Private / Other Funds.**

#26 Authorized to pay a membership fee to the Association of Administrators of the Interstate Compact on Adoption and Medical Assistance, Washington DC, in the amount of \$3,215. Effective January 1, 2014 through December 31, 2014. **100% Federal Funds.**

#27 Authorized to enter into an agreement with NH Legal Assistance Inc., Concord, NH, to provide civil legal advocacy services to juveniles up to age 18 in the Laconia, Nashua, Manchester, Farmington, Conway, Concord and Rochester areas who are at risk for, or are involved with, the juvenile justice system, by providing services through the Youth Law Project, in an amount not to exceed \$68,276. Effective upon G&C approval through February 1, 2015. **100% Federal Funds.**

#28 Authorized to enter into an agreement with the Upper Room, A Family Resource Center, Derry, NH, to provide juvenile court diversion and intervention services to youth up to the age of 18 in the Greater Derry Area through the Greater Derry Juvenile Diversion program in an amount not to exceed \$66,300. Effective upon G&C approval through February 1, 2015. **100% Federal Funds.**

#29 Authorized to enter into an agreement with the City of Rochester Police Department to provide juvenile court diversion services by providing support services for Rochester Teen Night events, in an amount not to exceed \$10,000. Effective upon G&C approval through February 1, 2015. **100% Federal Funds.**

#30 Authorized to enter into an agreement with the Youth Council, Nashua, NH, to provide juvenile court diversion and intervention services to minority youth up to the age of 18 in the Nashua Area program in an amount not to exceed \$90,000. Effective upon G&C approval through February 1, 2015. **100% Federal Funds.**

#31 Authorized to enter into an agreement with JSI d/b/a Community Health Institute, Bow, NH, to provide services to juvenile court prevention and intervention programs to improve the efficacy, evaluation and sustainability of juvenile court diversion programs statewide by continuing Center for Excellence business operations in an amount not to exceed \$80,430. Effective upon G&C approval through February 1, 2015. **100% Federal Funds.**

#32 Authorized to enter into an agreement with Child and Family Services of NH, Manchester, NH, for the provision of recruitment and retention activities for Resource Family Homes, in an amount not to exceed \$150,000. Effective upon G&C approval through December 30, 2015. **100% Federal Funds.**

#32A Authorized to enter into an agreement with Bethany Christian Services of New England, Candia, NH, to provide a Community and Faith Based Initiative to Support Resource and Adoptive Families, in an amount not to exceed \$100,000. Effective upon G&C approval through December 31, 2015. **100% Federal Funds.**

Division of Family Assistance

#33 Authorized to amend an agreement with Michael Kalinowski, Durham, NH, (originally approved by G&C on 5-15-13, item #28), to provide a True Cost of Care Assessment with a group of urban child care providers, by extending the completion date from March 30, 2014 to June 30, 2014. **100% Federal Funds.**

Division of Public Health Services

#34 Authorized the Bureau of Infectious Disease Control to enter into a grant agreement with the town of Gorham, NH, under which the Division of Public Health Services will provide one portable ventilator and necessary accessories valued at \$6,990 to enhance respiratory medical capacity in response to a large-scale health emergency, using funding supported by the Federal Department of Homeland Security Grant to NH. Effective upon G&C approval, and until the grant agreement is terminated by one of the parties. **100% Other Funds.**

#35 Authorized to enter into a **sole source** agreement with Robert Gougelet, MD, Hanover, NH, to provide expert disaster medicine and public health emergency consultation services, in an amount not to exceed \$220,000. Effective upon G&C approval through August 31, 2015. **93% Federal, 7% General Funds.**

#35A Authorized **AS AMENDED, on motion of Councilor Van Ostern, seconded by Councilor Pappas**, to enter into agreements with: (1) Concord Feminist Health Center, in the amount of \$73,218, (2) Feminist Health Center of Portsmouth d/b/a Joan G Lovering Health Care, in the amount of \$89,214, and (3) Planned Parenthood of Northern New England, in the amount of \$737,568, to provide family planning services, for an amount not to exceed \$900,000. Effective **July 1, 2013 through June 30, 2015 rather than** upon G&C approval through June 30, 2015. **100% General Funds.**

Bureau of Elderly & Adult Services

#36 Authorized to enter into an agreement with James B. Manning, a dental contractor, to provide limited dental treatment to adults age 60 and older that will be participating in a dental screening project. No maximum or minimum client and service volume is guaranteed. Accordingly, the price limitation among all agreements is \$22,309 each SFY for a total of \$44,618. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

Bureau of Drug and Alcohol Services

#37 Authorized to accept and expend federal funds in the amount of \$198,000 from the Substance Abuse and Mental Health Services Administration to fund the State Epidemiological Outcomes Workgroups. Effective upon G&C approval through September 29, 2014. **100% Federal Funds. Fiscal Committee approved.**

NEW HAMPSHIRE BOARD OF MEDICINE

#38 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Van Ostern, authorized to accept and place on file the annual report for FY 13.

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

#39 The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, authorized the Division of Parks and Recreation to accept \$5,305 in donations given in memory of Dolly Conron, from the individuals as detailed in letter dated December 11, 2013. Effective upon G&C approval.

FISH AND GAME DEPARTMENT

#40 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, authorized to enter into a **sole source** Cooperative Project agreement with University of NH, to continue research using nano-tag telemetry to investigate foraging behavior for common terns, for a total of \$74,292. Effective upon G&C approval through January 1, 2016. **65% Federal, 35% Conservation License Plate Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#41 Authorized to **retroactively** accept and expend \$21,019 from the State of Arizona, Arizona Geological Survey to complete a geothermal energy assessment project. Effective December 1, 2013 through March 31, 2014. **100% Federal Funds.**

#42 Authorized to award grant aid funds to four entities in the aggregate amount of \$1,748,019 for wastewater facility projects. Effective upon G&C approval. **100% General Funds.**

#43 Authorized Robert/Vicki Gilfert's request to perform work on Lake Winnepesaukee in Alton.

#44 Authorized to enter into a **sole source** agreement with Sawyer Mill Associates Inc., Dover, NH, for feasibility studies, design, and permitting associated with the removal of the Sawyer Mills Upper and Lower Dams, in the amount of \$10,000. Effective upon G&C approval through December 15, 2015. **100% Federal Funds.**

#45 Authorized Beaconwood 2012 Realty Trust's request to perform work on Sunapee Lake in New London.

NEW HAMPSHIRE VETERANS HOME

#46 The Governor and Council on motion of Councilor Sununu, seconded by Councilor Pappas, authorized to **retroactively** pay Control Technologies Inc., Manchester, NH, the amount of \$7,285.22 for the repair of HVAC and heating consoles at the Veteran's Home from September to December 2013. **100% General Funds.**

DEPARTMENT OF EDUCATION

#47 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, and with Councilor Van Osten recusing himself, authorized the Division of Higher Education to enter into a **sole source** memorandum of agreement with the Community College System of NH, Concord, NH, to provide services that will increase awareness of postsecondary mathematics requirements, improve mathematics preparedness and raise financial literacy, in an amount not to exceed \$52,768. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council acted as follows:

#48 Authorized to **retroactively** accept and expend \$90,727 of federal funds from the NH Highway Safety Agency that will be used by the Division of State Police to conduct patrols known as "Operation Safe Commute". Effective October 1, 2013 through September 30, 2014. **100% Agency Income.**

#49 Authorized to enter into a grant agreement with the Department of Fish and Game in the amount of \$33,090.20 for the Operation Stonegarden portion of the 2013 Homeland Security Grant Program. Effective upon G&C approval through August 31, 2015. **100% Federal Funds.**

#50 Authorized to enter into a grant agreement with the Department of Resources and Economic Development in the amount of \$5,591.10 for the Operation Stonegarden portion of the 2013 Homeland Security Grant Program. Effective upon G&C approval through August 31, 2015. **100% Federal Funds.**

#51 Authorized the Division of Fire Safety to enter into a grant agreement with the Southeastern NH Hazardous Materials Mutual Aid District in the amount of \$15,040 for activities associated with the development and implementation of emergency plans under the Emergency Planning and Community Right-to-know Act. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#52 Authorized the Division of State Police to enter into a **sole source** contract with Valor Systems Inc., Oak Brook, IL, for the purpose of developing software to enable the Valor Law Enforcement Records Management System to interface with the State of NH J-ONE System, the eTicket System and the Crash Records Management System for criminal complaints, dispositions, and citations, in the amount of \$130,000. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#53 Authorized the Grants Management Unit to enter into a memorandum of understanding with the Department of Health and Human Services, for funding of the purchase of Liquid Scintillation Counter, in the amount of \$75,000. Effective upon G&C approval through August 31, 2014. **100% Federal Funds.**

#54 Authorized to enter into a grant agreement with the NH Police Standards and Training Council in the amount of \$323,284 for the Law Enforcement Terrorism Prevention-Oriented Activities portion of the 2011 Homeland Security Grant Program. Effective upon G&C approval through August 31, 2014. **100% Federal Funds.**

#55 Authorized the Division of Fire Safety to enter into a grant agreement with the NH Association of Fire Chiefs in the amount of \$28,450 for activities associated with the development and implementation of emergency plans under the Emergency Planning and Community Right-to-Know Act. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council acted as follows:

#56 Authorized the Project Development Division to establish various non-budgeted classes in various accounting units and to transfer \$105,240 between Highway Fund accounts and classes. Effective upon G&C approval through June 30, 2014. **Fiscal Committee approved.**

#57 Authorized the Division of Operations to establish various non-budgeted classes and transfer \$20,000 between Highway Fund accounts and classes. Effective upon G&C approval through June 30, 2014. **Fiscal Committee approved.**

#58 Authorized the Project Development Division to establish various non-budgeted classes in various accounting units and to transfer \$257,475 between Highway Fund accounts and classes. Effective upon G&C approval through June 30, 2014. **Fiscal Committee approved.**

#59 Authorized the Bureau of Right of Ways request to pay property owners \$101,250 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from December 18, 2013 through January 3, 2014. Effective upon G&C approval.

#60 Authorized to accept and place on file the Bureau of Right of Ways Contemplated Award List for amounts less than \$5,000 for the sum total of \$49,781.82 for the period extending from October 1, 2013 through December 31, 2013. These awards are paid from various **Transportation Funds.**

#61 Authorized to accept and place on file the Bureau of Construction's quarterly summary of active project that may require contingency use for the period through December 31, 2013.

#62 Authorized with Councilor Pappas recusing himself, the Bureau of Planning and Community Assistance to enter into an agreement with the City of Manchester to provide funding of \$83,700 under the Federal Highway Safety Improvement Program through a local project administration process. Effective upon G&C approval through June 30, 2015. City is responsible for match requirements. **100% Federal Funds.**

#63 Authorized the Bureau of Environment to enter into two individual agreements with the firms of Harris Miller Miller and Hanson Inc., Burlington, MA, and Vanasse Hangen Brustlin Inc., Bedford, NH, for air quality and noise related engineering services for various projects located throughout the State, for an amount not to exceed \$400,000 each. Effective upon G&C approval through February 28, 2017.

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday, February 12, 2014, at The State House, Concord, NH.

Honorable Board then Adjourned at 11:10 a.m.