

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
State House Concord, New Hampshire  
May 23, 2014, 10:30 a.m.

\*

The Governor and Executive Council convened at 10:30 a.m. with all members present.

Councilor Van Ostern led the Pledge of Allegiance.

\*

Today's pre-meeting ceremonial items included:

- A Moment of Silence in Memory of Officer Steve Arkell; and
- Singing of the National Anthem.

\*

The Governor and Executive Council on motion of Councilor Pappas, seconded by Councilor Pignatelli, accepted the minutes of May 8, 2014.

\*

The Governor and Executive Council, on motion of Councilor Sununu, seconded by Councilor Kenney, approved the appointment of several persons nominated for Civil Commissions from the May 8, 2014 meeting.

\*

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

\*

**RESIGNATIONS**

The Governor and Council accepted the following resignations:

Community Development Finance Authority

(Labor)

Joseph J. Donahue, Derry

Effective: May 23, 2014

Board of Nursing

(LNA)

Brenda J. Libby, Sanbornville

Effective: May 23, 2014

Superior Court

Kenneth R. McHugh, Hooksett

Effective: July 18, 2014

**CONFIRMATIONS**

The Governor and Council confirmed the following:

Appellate Board - RSA 282-A

(Public Member)

Susan Ender, Rye

Effective: May 23, 2014

Succeeding: Katherine K. Dewan, Brentwood (resigned)

Term: October 14, 2014

Department of Cultural Resources Director of the Division of the Arts - RSA 21-K:6

Virginia Lupi, Corning, NY

Effective: May 23, 2014

Vacancy

Term: March 11, 2015

Salary: Grade DD; Step 4-\$71,469.20

|                                                                                                                                                                                                                                          |                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------|
| <u>Commissioner of the Department of Environmental Services</u> - RSA 21-O<br>Thomas S. Burack, Hopkinton<br>Reappointment<br>Salary: Grade KK; maximum- \$114,553.92                                                                    | Effective: July 7, 2014<br>Term: July 7, 2018       |
| <u>Department of Environmental Services Director of the Water Division</u> - RSA 21-O:2, III<br>Eugene J. Forbes, Burlington, VT<br>Succeeding: Harry T. Stewart, Londonderry (retiring)<br>Salary: Grade HH; Maximum step- \$100,170.95 | Effective: May 23, 2014<br>Term: May 23, 2018       |
| <u>Executive Branch Ethics Committee</u> - RSA 21-G:29<br>(Nominated by the State Treasurer)<br>Alan W. Johnson, (r), Penacook<br>Reappointment                                                                                          | Effective: June 30, 2014<br>Term: June 30, 2017     |
| <u>Family Mediator Certification Board</u> - RSA 328-C<br>(Mental Health Professional)<br>I. Terry Sturke, Concord<br>Reappointment                                                                                                      | Effective: May 23, 2014<br>Term: April 10, 2017     |
| <u>Higher Education Commission</u> - RSA 21-N:8-a<br>(Rep. Colby-Sawyer College)<br>Thomas C. Galligan Jr., New London<br>Reappointment                                                                                                  | Effective: June 30, 2014<br>Term: June 30, 2019     |
| <u>New Hampshire Housing Finance Authority</u> - RSA 204-C<br>(Residential Mortgage Banking)<br>Stephen W. Ensign, New London<br>Reappointment                                                                                           | Effective: July 1, 2014<br>Term: July 1, 2019       |
| <u>New Hampshire Housing Finance Authority</u> - RSA 204-C<br>(Real Estate- Selling or Renting)<br>Stephanye Schuyler, (i), Portsmouth<br>Reappointment                                                                                  | Effective: July 1, 2014<br>Term: July 1, 2019       |
| <u>Merrimack River Valley Flood Control Commission</u> - RSA 484<br>George M. Bald, Somersworth<br>Vacancy                                                                                                                               | Effective: May 23, 2014<br>Term: March 1, 2016      |
| <u>Merrimack River Valley Flood Control Commission</u> - RSA 484<br>George C. Cummings, Webster<br>Reappointment                                                                                                                         | Effective: May 23, 2014<br>Term: March 1, 2017      |
| <u>Board of Nursing</u> - RSA 326-B<br>(LNA)<br>Roberta A. Petrin, Rochester<br>Succeeding: Brenda J. Libby, Sanbornville (resigned)                                                                                                     | Effective: May 23, 2014<br>Term: October 24, 2016   |
| <u>Personnel Appeals Board</u> - RSA 21-I:45<br>(Alternate)<br>Norman J. Patenaude (d), Portsmouth<br>Succeeding: Philip P. Bonafide, d, Sanbornton                                                                                      | Effective: May 23, 2014<br>Term: September 24, 2016 |

Personnel Appeals Board - RSA 21-I:45

Charla B. Stevens, (d), Bedford  
Succeeding: Patrick H. Wood, Laconia

Effective: June 2, 2014  
Term: June 2, 2017

Telecommunications Planning and Development Advisory Committee - RSA 12-A:46

(Healthcare Technology)  
Sarah N. Pletcher, Hanover  
Vacancy (newly created position in 2013)

Effective: May 23, 2014  
Term: May 23, 2017

Waste Management Council - RSA 21:0

(Chairman)  
Rudy Bazelmans, Nashua  
Vacancy

Effective: May 23, 2014  
Term: December 23, 2017

**NOMINATIONS**

The Governor placed into nomination the following:

Agricultural Advisory Board - RSA 425:22

(Belknap County)  
John E. Moulton, Meredith  
Succeeding: Andrew Howe, Gilford (term limited)

Effective: Upon Confirmation  
Term: August 18, 2017

State Board of Auctioneers - RSA 311-B

Gregory J. Peverly, Northfield  
Succeeding: Richard C. Berman, Nashua (term limited)

Effective: Upon Confirmation  
Term: March 1, 2019

Business Finance Authority - RSA 162-A

Matthew H. Benson, Concord  
Succeeding: Karen G. Pollard, Rochester

Effective: Upon Confirmation  
Term: November 3, 2016

Community College System of New Hampshire Board of Trustees - RSA 188-F

(Public Member)  
Robert A. Duhaime, Manchester  
Reappointment

Effective: June 30, 2014  
Term: June 30, 2018

Community College System of New Hampshire Board of Trustees - RSA 188-F

(Public Member)  
Stephen Guyer, Gilford  
Succeeding: Kristie L. Palestino, Goffstown

Effective: June 30, 2014  
Term: June 30, 2018

Community College System of New Hampshire Board of Trustees - RSA 188-F

(Technology Sector)  
Jeremy Hitchcock, Manchester  
Reappointment

Effective: June 30, 2014  
Term: June 30, 2018

Community College System of New Hampshire Board of Trustees - RSA 188-F

(Business/ Industry)  
Paul J. Holloway, Rye  
Reappointment

Effective: June 30, 2014  
Term: June 30, 2018

Community College System of New Hampshire Board of Trustees - RSA 188-F

(Law Enforcement)  
John T. Stevens, Gilford  
Succeeding: Nicholas J. Halias (deceased)

Effective: Upon Confirmation  
Term: June 30, 2015

Enhanced 911 Commission - RSA 106-H  
(Mobile Telecommunications Carriers Industry)  
Patrick Robinson, Manchester  
Vacancy

Effective: Upon Confirmation  
Term: March 8, 2015

Judicial Council - RSA 494  
(Lay Person)  
Kimberley Casey, East Kingston  
Vacancy

Effective: Upon Confirmation  
Term: January 1, 2017

Assistant Commissioner of the Department of Transportation - RSA 21-L:5  
David J. (Jeff) Brillhart, Concord  
Reappointment  
Salary: Grade KK; Maximum step- \$114,553.92

Effective: Upon Confirmation  
Term: February 28, 2018

Commission to Study Uniform State Laws - RSA 18:1  
Russell F. Hilliard, Portsmouth  
Succeeding: Michael D. Ruedig, Concord

Effective: Upon Confirmation  
Term: January 4, 2018

Board of Veterinary Medicine - RSA 332-B  
Simon George, Deerfield  
Succeeding: Timothy Fallon, Epping

Effective: Upon Confirmation  
Term: March 5, 2019

#1 **CONSENT CALENDAR - DONATIONS:**

**DEPARTMENT OF TRANSPORTATION**

#A. Authorized to accept 25,800 trash bags, with a reported value of \$2,638.48, from NH the Beautiful Inc., for use in the Sponsor-a-Highway Program.

#2 **CONSENT CALENDAR - TUITION:**

**LOTTERY COMMISSION**

#A. Authorized to enter Tiffani Coriarty into an Educational Tuition Agreement with NHTI, Concord's Community College, Concord, NH, to participate in two courses entitled Algebra I-Part II, and College Algebra, for the period of June 2, 2014 through December 19, 2014, and to pay said costs not to exceed \$1,808. **Lottery Funds.**

**DEPARTMENT OF INFORMATION TECHNOLOGY**

#3 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney, authorized, for the benefit of the Department of Revenue Administration, to enter into a **sole source** amendment of the existing agreement between DoIT and First Data Government Solutions, formerly GovConnect, Cincinnati, OH, (originally approved by G&C in May of 2002), to allow credit card payments to the Meals and Rentals Tax, Business Tax, and Interest and Dividends Tax types to the NH e-File Web Application, by increasing the amount by \$74,880 from \$1,508,440 to \$1,583,320. Effective upon G&C approval through June 30, 2015. **100% General Funds.**

**THE ADJUTANT GENERAL'S DEPARTMENT**

#4 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Pignatelli, authorized to enter into a contract with Absolute Resource Associates LLC, Portsmouth, NH, for the purpose of hazardous waste and environmental sample analysis, in the amount of \$37,525. Effective upon G&C approval through June 30, 2017. **100% Federal Funds.**

## DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council acted as follows:

#5 Authorized with Councilor Van Ostern recusing himself, to accept and place on file the Report and Findings of Councilor Colin Van Ostern with regard to a certain project in participation with University System of New Hampshire, Lee, NH.

#6 Authorized with Councilor Van Ostern recusing himself, to accept and place on file the Report and Findings of Councilor Christopher C. Pappas with regard to a certain project in participation with Southern New Hampshire University, Manchester, NH.

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

#8 Authorized a Working Capital Warrant in the amount of \$415,000,000 to cover the payment of expenditures for the month of June, 2014.

#9 Authorized to make transfers from the Salary Adjustment Fund to agency permanent personnel service accounts during the period of May 21 – July 18, 2014 (extended year end closing date) for transfer related to fiscal year 2014 and to report transfers made as soon as practical after July 18, 2014. (2) Further authorized to make transfers from the Benefit Adjustment Fund to agency benefit accounts during the period of May 21 – July 18, 2014 (extended year end closing date) for transfers related to fiscal year 2014 and to report transfers made as soon as practical after July 18, 2014.

#10 Authorized the Risk Management Unit to enter into a one year agreement with Ferdinando Insurance Associates Inc., d/b/a Cross Insurance, Manchester, NH, for insurance coverage for state owned watercraft in the amount not to exceed \$28,089. Effective June 4, 2014 through June 4, 2015.

#11 Authorized, on behalf of the NH Deferred Compensation Commission to amend its contract agreement with Great-West Life & Annuity Insurance Company, Greenwood Village, CO, and its approved affiliate (originally approved by G&C on 10-21-09, item #25A) to add a Guaranteed Lifetime Withdrawal Benefit called Great-West SecureFoundation® Guarantee (SecureFoundation) (also known as contingent deferred annuity) as a stand-alone contract. Effective upon G&C approval through December 31, 2015.

#11A Authorized the list of Governor and Council meeting dates for the period of July through December 2014.

## STATE TREASURY

The Governor and Council acted as follows:

#12 Authorized to continue maintaining regular bank accounts with the listed NH banks and account names for the corresponding valid business purposes. Effective upon G&C approval.

#13 Authorized to establish the entrance salary for the new Deputy State Treasurer, Monica Mezzapelle, at Unclassified Salary Grade GG, Step 4, \$87,423 annually. Effective May 30, 2014. **100% General Funds.**

#14 Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$67,225 and the State Treasurer to issue checks in the amount of \$67,224.02 to the rightful owners of abandoned or unclaimed funds.

## DEPARTMENT OF REVENUE ADMINISTRATION

#15 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Sununu, authorized to enter into a **sole source** Cooperative agreement with University of NH of the University System of NH, Durham, NH, to provide a two-fold public engagement process to inform the work of the Governor's Commission on State Government Innovation, Efficiency and Transparency. Effective upon G&C approval through December 31, 2014. **25% Highway, 75% General Funds.**

## DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council acted as follows:

#16 Authorized to **retroactively** pay the fiscal year 2014 membership fee to the National Association of State Departments of Agriculture, Arlington, VA, in the amount of \$3,500. Effective July 1, 2013 through June 30, 2014. **57% General, 43% Other Funds – Product Scale Account.**

#17 Authorized to pay a membership fee to the National Association of State Departments of Agriculture, Arlington, VA, in the amount of \$4,000 to provide annual membership. Effective July 1, 2014 through June 30, 2015. **50% General, 50% Other Funds – Product Scale Account.**

#18 Authorized to enter into an agreement with Gary Saccomani, Feeding Hills, MA, to provide custodial and general maintenance work at the Eastern States Exposition NH Building, West Springfield, MA, in the amount of \$7,263. Effective upon G&C approval through April 1, 2015. **100% Other Funds – Big E Building.**

#19 Authorized to enter into a grant with Strafford County Conservation District, Dover, NH, in the amount of \$18,000 for the Strafford and Rockingham County Soil Health Initiative – Yoeman's Plow, in Stafford and Rockingham Counties. Effective upon G&C approval through April 30, 2016. **100% Other Funds – State Conservation Committee.**

#20 Authorized to enter into an agreement with the Plymouth Area Renewable Energy – Local Foods Plymouth, Plymouth, NH, to conduct a local food delivery program providing local businesses and employees with easy access to local foods and assisting farmers in selling their products, in the amount of \$15,000. Effective upon G&C approval through March 31, 2015. **100% Federal Funds – Specialty Crop Block Grant.**

## DEPARTMENT OF JUSTICE

The Governor and Council acted as follows:

#21 Authorized with Councilor Kenney voting **no**, 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 \$40,000. Effective upon G&C approval through March 31, 2015. **100% General Funds.**

#22 Authorized to enter into a Memorandum of agreement with the Council on Resources and Development, and the Office of Energy and Planning, Conservation Land Stewardship Program, for the purpose of providing stewardship support for the Torrimeo Conservation Parcel. Effective upon G&C approval through May 21, 2024, which may be extended with the mutual consent of all parties.

## NEW HAMPSHIRE EMPLOYMENT SECURITY

The Governor and Council acted as follows:

#23 Authorized to continue 4 positions as detailed in letter dated April 24, 2014, for an estimated cost of \$9,059.26 for the remainder of the 2014 fiscal year and \$159,733.93 for the 2015 fiscal year. **100% Federal Funds.**

#24 Authorized to **retroactively** continue 2 positions as detailed in letter dated April 24, 2014, which ended in April 2014, for an estimated cost of \$16,324.95 for the remainder of the fiscal year. **100% Federal Funds.**

## DEPARTMENT OF CORRECTIONS

The Governor and Council acted as follows:

#25 Authorized to pay an invoice in the amount of \$20,629.30 to the Interstate Commission for Adult Offender Supervision, Lexington, KY, for annual membership dues. Effective July 1, 2014 through June 30, 2015. **100% Other Funds.**

#26 Authorized to enter into a contract with Bio-Medical Applications of NH Inc., Concord, NH, to provide Outpatient Renal Hemodialysis Services for the NH Department of Corrections, in the amount of \$320,736. Effective July 1, 2014 through June 30, 2016, with the option to renew for one additional period of 2 years. **100% General Funds.**

#26A Authorized to exercise a two year option to extend the current lease agreement with Robat Holdings LLC, Manchester, NH, (originally approved by G&C on 5-11-11, item #22A), for the purpose of continued provision of probation/parole district office space, by increasing the lease amount by \$161,586 from \$235,259.28 to \$396,845.28. Effective June 1, 2014 through May 31, 2016. **100% General Funds.**

#### **PUBLIC UTILITIES COMMISSION**

The Governor and Council acted as follows:

#27 Authorized to amend an award of grant funds to TRC Energy Services, a division of TRC Environmental Corporation, (originally approved by G&C on 12-19-12, item #39), in the amount of \$5,000,000, for the purpose of lowering energy costs and reducing CO2 emissions, by extending the completion date from June 30, 2014 to June 30, 2015. No Additional Funding. **100% Greenhouse Gas Emissions Reduction Funds.**

#28 Authorized to amend an award of grant funds to the NH Retail Association (originally approved by G&C on 12-8-10, item #71), for the purpose of partnering with The Jordan Institute to expand its 2009 Energy Efficiency program designed for retail businesses, by extending the end date from June 30, 2014 to December 31, 2014. No Additional Funding. **100% Greenhouse Gas Emissions Reduction Funds.**

#### **OFFICE OF CONSUMER ADVOCATE**

The Governor and Council acted as follows:

#29 Authorized to **retroactively** amend a contract with Synapse Energy Economics Inc., (originally approved by G&C on 8-14-13, item #43), for professional services to complete a market supply study for an April 14, 2014 filing related to the Federal Energy Regulatory Commission, by increasing the amount by \$13,334 from \$68,420 to \$81,754. Effective upon G&C approval. **100% Utilities Assessment.**

#30 Authorized to amend a contract with Scott J. Rubin, Bloomsburg, PA (originally approved by G&C on 3-7-12, item #36), to continue to provide professional services, by extending the end date from June 30, 2014 through June 30, 2015. No Additional Funding. **100% Utilities Assessment.**

#### **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

The Governor and Council acted as follows:

##### **Office of the Commissioner**

#31 Authorized to transfer general funds in the amount of \$4,456,546 and increase related Federal revenues in the amount of \$17,596,555 and decrease related Other revenues in the amount of \$785,531. **Contingent upon Fiscal Committee approval on May 22, 2014.**

#32 Authorized to transfer general funds in the amount of \$484,424 and increase related Federal revenues in the amount of \$118,057 and increase related Other revenues in the amount of \$331,490. **Contingent upon Fiscal Committee approval on May 22, 2014.**

#33 NOT USED

##### **Bureau of Homeless and Housing Services**

#34 Authorized to enter into agreements with the vendors as detailed in letter dated March 24, 2014, to provide Homeless Outreach Intervention Prevention services to homeless individuals and families in an amount not to exceed \$333,836. Effective July 1, 2014 or upon G&C approval, whichever is later, through June 30, 2015. **100% Federal Funds.**

#35 Authorized to enter into **retroactive** agreements with the vendors as detailed in letter dated April 9, 2014, to provide homeless shelter operations activities to assist homeless individuals through the Emergency Solutions Grant program in an amount not to exceed \$23,078. Effective January 1, 2014 through December 31, 2014. **100% Federal Funds.**

#36 Authorized to enter into agreements with the vendors as detailed in letter dated April 21, 2014, to provide Shelter Plus Care Program services to homeless individuals and families in an amount not to exceed \$593,876. Effective upon G&C approval. **100% Federal Funds.**

#### **Division of Public Health Services**

#37 Authorized to enter into a **sole source** agreement with Bio-Rad Laboratories Inc., Hercules, CA, to provide repair and service of laboratory instruments used in the Public Health Laboratories, in an amount not to exceed \$23,918. Effective upon G&C approval through a period of twelve months. **37.98% Federal, 62.02% General Funds.**

#38 Authorized the Bureau of Infectious Disease Control to enter into a grant agreement with the Town of Colebrook, 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.**

#38A Authorized to amend a memorandum of agreement with the NH Insurance Department (originally approved by G&C on 6-9-10, item #91), defining the terms of the agreement for the NH Insurance Department to make a contribution to the costs incurred by the Department of Health and Human Services for the collaboration, quality control, and presentation of health care facility data, in an amount not to exceed \$72,000. Effective upon G&C approval through June 30, 2015. **100% Other Funds.**

#### **Bureau of Drug and Alcohol Services**

#39 Authorized to enter into a **retroactive** memorandum of understanding with the NH State Liquor Commission, Concord, NH, to provide increasing surveillance and related activities for youth access to and use of tobacco products, in an amount not to exceed \$50,000 for SFY 2014 and \$50,000 for SFY 2015. Effective October 3, 2013 through June 30, 2015. **100% Other Funds.**

#### **New Hampshire Hospital**

#40 Authorized to make a **sole source retroactive** payment of \$10,195.96 to Neighborcare of NH LLC, d/b/a Omnicare of NH, for intravenous medications and IV therapy. Effective February 20, 2013 through June 30, 2014. **68% Federal, 32% Federal Funds.**

#41 Authorized to accept and expend a monetary donation from the NH Hospital Association, Foundation for Healthy Communities to fund NH Hospital Pandemic Preparedness and Response initiatives including employee education in the amount of \$7,000. Effective upon G&C approval through June 30, 2014.

#### **Board of Alcohol & Other Drug Abuse Professionals**

#42 Authorized to expend examination fees not otherwise appropriated in the amount of \$1,010. Effective upon G&C approval through June 30, 2014. **100% General Funds.**

#### **DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT**

The Governor and Council acted as follows:

#43 Authorized to accept and expend a **retroactive** supplemental amendment 01 grant award in the amount of \$15,574 from the University of NH (originally approved by G&C on 6-5-13, item #126), to support the position of Director of Broadband and Technology Planning and Development. Effective July 1, 2013 through June 30, 2014. **100% Agency Income. ARRA Funds.**

#44 Authorized to use First Colebrook Bank as well as Santander Bank as the depository for revenue collected at Coleman, Deer Mountain, Lake Francis, Umbagog Lake, and Pawtuckaway State Parks.

#45 Authorized the Division of Parks and Recreation to enter into a contract with the Town of Nottingham – Police Department, Nottingham, NH, for security coverage and traffic control at Pawtuckaway State Park, in the amount of \$6,240. Effective July 1, 2014 through June 30, 2015. **100% Park Funds.**

#46 Authorized to make **retroactive** payments to the vendors as detailed in letter dated May 6, 2015, in the total amount of \$7,701.96. Effective upon G&C approval. **17.5% Fuelwood (Agency Income), 38.1% Parks Fund, and 44.4% HWY Welcome Centers (Transfer from DOT).**

#47 Authorized, with the Department of Health and Human Services (DHHS), to exchange management responsibilities for State land parcels of approximately equal acreage located in Concord, NH, said parcels consisting of approximately 0.89 acres of Russell Shea State Forest land to be annexed to the abutting DHHS Russell Farm parcel at 84 Iron Works Road in exchange for approximately 1.03 acres of the DHHS Russell Farm parcel to be annexed to the abutting Russell Shea State Forest. No Funding.

#48 Authorized the Division of Forests and Lands to accept and expend \$21,904 from the USDA Forest Service for administration of the Stormwater Redesign Grant. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

#49 Authorized the Division of Parks and Recreation to enter into a contract with the Groundhog Landscaping and Property Maintenance Inc., Londonderry, NH, for bi-annual beach cleaning services at Hampton Beach State Park, in the amount of \$142,026. Effective upon G&C approval through September 25, 2015. **100% Hampton Meters Fund.**

#### **NEW HAMPSHIRE FISH AND GAME DEPARTMENT**

The Governor and Council acted as follows:

#50 Authorized to enter into a **sole source** contract with Holden Engineering & Surveying Inc., Bedford, NH, to survey and restore missing property corners and boundary line delineation on Henry Laramie Wildlife Management Area in Enfield, NH, for \$32,362. Effective upon G&C approval through November 30, 2014. **25% Agency Income (Wildlife Habitat Funds) and 75% Federal Funds.**

#51 Authorized to enter into a contract with M.H. Beecy Appraisal Services, Manchester, NH, to conduct an appraisal to Uniform Standards for Federal Land Acquisition for a property owned by Carroll and Myrna Allston in Grafton, NH, in the amount of \$3,300. Effective upon G&C approval through September 30, 2014. **75% Federal, 25% Other (Wildlife Habitat Funds).**

#52 Authorized to enter into a **sole source** contract with Judy Stokes Weber, Rumney, NH, for the purpose of providing public participation and meeting facilitation services relative to game management planning efforts of the NH Fish and Game Department, including input into multiple public surveys and the design and facilitation of a variety of meetings, as part of the Department's comprehensive 10-year Game Management Planning effort, in the amount of \$9,525. Effective upon G&C approval through December 31, 2015. **25% Other (Game Management) and 75% Federal Funds.**

#53 Authorized to enter into a contract with Joe Brigham Inc., d/b/a JBI Helicopter Services of Pembroke, NH, to carry out aerial stocking and water sample collection (acid rain analysis) of remote, high altitude trout ponds, in the amount of \$12,850. Effective upon G&C approval through June 30, 2014. **69% Federal, 23% Fish and Game, 8% Other (Wildlife Heritage Foundation) Funds.**

#54 Authorized to enter into a **sole source** contract with Daniel and Melissa Hayward d/b/a TERNs LLC, to continue ongoing endangered seabird restoration on the Isles of Shoals for a total of \$57,796. Effective upon G&C approval through March 31, 2015. **65% Federal, 35% Conservation License Plate Funds.**

## DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council acted as follows:

#55 Authorized to enter into a **sole source** contract with the Northeast Waste Management Officials' Association, Boston, MA, to provide funding for the Northeast Regional Pollution Prevention Information Center, in the amount of \$129,870. Effective upon G&C approval through June 30, 2015. **100% Federal Funds.**

#56 Authorized to amend an Asset Management and Financial Planning grant to the Crotched Mountain Rehabilitation Center Inc., Greenfield, NH (originally approved by G&C on 6-19-13, item #170), to develop an asset management plan for the water system, by extending the completion date to October 31, 2014 from May 31, 2014. No Additional Funding. **100% Federal Funds.**

#57 Authorized to award a Local Source Water Protection grant to the Town of Winchester, NH, in the amount of \$2,900 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2015. **100% Federal Funds.**

#58 Authorized two loan agreements with Pennichuck Water Works Inc., Merrimack, NH, to finance water system improvements, in the amount not to exceed \$2,970,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#59 Authorized a loan agreement with Whip-O-Will Hill Village Cooperative Inc., Plymouth, NH, to finance water system improvements, in the amount not to exceed \$160,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#60 Authorized three loan agreements with Pennichuck East Utility Inc., Merrimack, NH, to finance water system improvements, in the amount not to exceed \$1,522,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds.**

#61 Authorized the City of Portsmouth's request to perform work on the Piscataqua River in Portsmouth.

#62 Authorized Cynthia Collins' request to perform work on the Atlantic Ocean, in Newmarket.

## DEPARTMENT OF EDUCATION

The Governor and Council acted as follows:

#63 Authorized to enter into a contract with NH Coalition for Citizens with Disabilities, d/b/a Parent Information Center, Concord, NH, to build on the current statewide school and family partnership framework providing the opportunity to involve/engage parents and families of children and youth with disabilities in their individual child's education, in their schools and communities regarding special education process at the district and school level throughout NH, in an amount not to exceed \$749,996.43. Effective July 1, 2014 through June 30, 2017. **100% Federal Funds.**

#64 Authorized to enter into a contract with Allyson Vignola, Barnstead, NH, as a Regional Master Educational Surrogate Parent, in an amount not to exceed \$20,000. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#65 Authorized to enter into a contract with Mary Grillo, Exeter, NH, as a Regional Master Educational Surrogate Parent, in an amount not to exceed \$20,000. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#66 Authorized a renewal option to a **sole source** cooperative agreement with University of NH, Institute on Disability, Durham, NH, (originally approved by G&C on 5-1-13, item #85B), to continue to train and provide technical assistance to regional intermediaries and LEA staff on Project RENEW, a dropout prevention strategy, in an amount not to exceed \$79,000. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#67 Authorized a renewal option to a **sole source** cooperative agreement with Keene State College, Keene, NH (originally approved by G&C on 5-1-13, item #81C), to continue to develop and implement a website for accessing all training materials and resources developed under the State Personnel Development Grant as well as assist with development of training to be provided to educators, in an amount not to exceed \$192,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#68 Authorized a renewal option to a **sole source** contract with Monadnock Development Services, Keene, NH, (originally approved by G&C on 4-3-13, item #66), to continue to develop and provide training and technical assistance to local education agencies in their region under the State Personnel Development Grant, in an amount not to exceed \$134,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#69 Authorized a renewal option to a **sole source** contract with Q.E.D. Foundation, Amherst, NH (originally approved by G&C on 5-1-13, item #83), to continue to provide Extended Learning Opportunities training and technical assistance to SPDG Regional Intermediary trainers and LEA teams in each region under the State Personnel Development Grant, in an amount not to exceed \$50,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#70 Authorized a renewal option to a **sole source** contract with North Country Education Services, Gorham, NH, (originally approved by G&C on 5-1-13, item #81D), to continue to develop and provide training and technical assistance to local education agencies in their region under the State Personnel Development Grant, in an amount not to exceed \$146,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#71 Authorized a renewal option to a **sole source** contract with NH Coalition for Citizens with Disabilities Inc., d/b/a Parent Information Center, Concord, NH (originally approved by G&C on 5-1-13, item #84), to continue to provide training and technical assistance to LEA personnel and families focusing on family-school engagement in the transition planning process of the NH State Personnel Development Grant, in an amount not to exceed \$134,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#72 Authorized a renewal option to a **sole source** contract with Strafford Learning Center, Somersworth, NH, (originally approved by G&C on 3-20-13, item #68), to continue to develop and provide training and technical assistance to local education agencies in their region under the State Personnel Development Grant, in an amount not to exceed \$134,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#73 Authorized a renewal option to a **sole source** contract with Granite State Independent Living, Concord, NH, (originally approved by G&C on 5-1-13, item #82), to continue to develop and provide training and technical assistance to local education agencies in their region under the State Personnel Development Grant, in an amount not to exceed \$146,000. (2)Further authorized to exercise a renewal option on this contract for one additional fiscal year. Effective July 1, 2014 through June 30, 2016. **100% Federal Funds.**

#### **COMMUNITY COLLEGE SYSTEM OF NEW HAMPSHIRE**

#74 The Governor and Council on motion of Councilor Pappas, seconded by Councilor Kenney and with Councilors Van Ostern and Sununu recusing themselves, authorized to **retroactively** amend the current purchase and sale agreement with Juliet Marine Systems Inc., (originally approved by G&C on March 5, 2014), for the sale of the former Stratham Campus, land and building, by extending the due diligence period from April 15, 2014 to September 15, 2014 and amending such other provisions as contained in the Third Amendment to the Purchase and Sale Agreement for the sale of 89.9 +/- acres, consisting of 100,035 +/- square foot building located at 275 Portsmouth Ave, Stratham (the "Premises"), to Juliet Marine Systems Inc., (the "Buyer").

## **POLICE STANDARDS AND TRAINING COUNCIL**

The Governor and Council acted as follows:

#75 Authorized to enter into a service agreement with Compass Group USA Inc., by and through its Chartwells Division, Rye Brook, NY, for the provision of meals through the NHTI – Concord's Community College Capital Commons dining hall to recruit and in-service officers attending programs at the Arthur D. Kehas Law Enforcement Training Facility and Campus, in the amount of \$272,213. Effective upon G&C approval through June 30, 2015. **100% Penalty Assessment Fund.**

#76 Authorized to enter into a **sole source** amendment to the Cooperative project agreement with Granite State College (originally approved by G&C on 5-19-04, item #85), for offsite police in-service and Academy training, by increasing the amount of \$118,351.27 from \$585,444.38 to \$703,795.65, and by extending the completion date from June 30, 2014 to June 30, 2015. **100% Penalty Assessment Fund.**

#77 Authorized to enter into a service agreement with Dividers Plus Inc., Bedford, NH, for the renovation and reconstruction of a section of the existing facility to accommodate the installation of a use of force simulator at the Arthur D. Kehas Law Enforcement Training Facility and Campus, in the amount of \$7,300. Effective upon G&C approval through June 30, 2014. **100% Agency Income.**

#77A Authorized to enter into a service agreement with Gerard A. LaFlamme Inc., Londonderry, NH, to reconstitute the electrical capacity of a section of the existing facility to accommodate the installation of a use of force simulator at the Arthur D. Kehas Law Enforcement Training Facility and Campus, in the amount of \$11,800. Effective upon G&C approval through June 30, 2014. **100% Agency Income.**

## **DEPARTMENT OF SAFETY**

The Governor and Council acted as follows:

#78 Authorized the Division of Administration to pay annual membership dues of \$17,000 to the International Fuel Tax Agreement Inc., Chandler, AZ. Effective July 1, 2014, or upon G&C approval, whichever is later, through June 30, 2015. **100% Highway Funds.**

#79 Authorized the Division of State Police to restore 9.5 hours of sick leave to Sergeant Michael McQuade, who suffered a line of duty injury and was unable to perform his normal or routine duties from January 2, 2014 through January 3, 2014.

#80 Authorized to enter into an agreement with Dictate Express Inc., Solana Beach, CA, to provide transcribing services for investigations and hearings, in an amount not to exceed \$32,364. Effective July 1, 2014, or upon G&C approval, whichever is later, through June 30, 2017. **100% Revolving Funds.**

#81 Authorized the Division of Fire Standards and Training & EMS to enter into a **sole source** agreement with the National Board on Fire Service Professional Qualifications, Quincy, MA, to provide accreditation for the Division's certified training programs, in an amount not to exceed \$33,000. Effective July 1, 2014 through June 30, 2017. **100% Revolving Funds.**

#82 Authorized to enter into a grant agreement with the Department of Health and Human Services, in the total amount of \$50,000 for sub-grantees to administer the Metropolitan Medical Response System portion of the Federal Fiscal Year 2013 Homeland Security Grant Program. Effective upon G&C approval through August 31, 2015. **100% Federal Funds.**

#83 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend a grant agreement with the Town of Greenville (originally approved by G&C on 8-10-11, item #122), for the purpose of completing the Livingston Road culvert project, by increasing the price by \$18,531 from \$64,173 to \$82,704, and by extending the end date from March 8, 2014 to March 8, 2015. **100% Federal Funds.**

#84 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of New Boston, to purchase and install a generator for the community's Highway Department which is the alternate Emergency Operations Center and primary fuel depot for a total amount of \$9,514. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#85 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Plaistow, for enhancements to the regional dispatch communication network for a total amount of \$66,500. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#86 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend the grant agreement with the Town of Andover (originally approved by G&C on 11-17-10, item #190), for the Town's Hazard Mitigation Plan, by extending the end date from July 10, 2012 to June 30, 2014. Effective upon G&C approval. **100% Federal Funds.**

#87 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend the grant agreement with the Town of Northfield (originally approved by G&C on 11-17-10, item #190), for the Town's Hazard Mitigation Plan, by extending the end date from July 10, 2012 to June 30, 2014. Effective upon G&C approval. **100% Federal Funds.**

#88 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Carroll County Sheriff's Office, for a conversion to a multi-agency communications system by installing software and components, for a total amount of \$12,979. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#89 Authorized the Division of Homeland Security and Emergency Management to amend the grant agreement for the City of Claremont (originally approved by G&C on 6-5-13, item #192), for the communications tower and antenna grant project, by extending the completion date from May 31, 2014 to September 30, 2014. No Additional Funding. **100% Federal Funds.**

#90 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Deerfield to purchase and install a base radio and antenna system for the community's shelter located at the Deerfield Community School and to purchase computer aided dispatch software for emergency management computers for a total amount of \$9,441. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

#### **DEPARTMENT OF TRANSPORTATION**

The Governor and Council acted as follows:

#91 Authorized the Bureau of Right of Way to pay property owners \$14,900 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from April 16, 2014 through April 29, 2014.

#92 Authorized the Bureau of Highway Maintenance, Well Section, to enter into a contract with Skillings & Sons Inc., Amherst, NH, for a 6-inch drilled well and pump on the property of Harry Weatherbee, Weare, NH, in the amount of \$21,650. Effective upon G&C approval through September 5, 2014. **100% Highway Funds.**

#93 Authorized the Bureau of Bridge Design to enter into an Interstate Bridge Agreement with the State of Vermont to allow the Department to bill Vermont for costs associated with the rehabilitation and widening of the bridges (NH Br. Nos. 044/103 & 044/104) carrying Interstate 89 over the Connecticut River between Lebanon, NH and Hartford, VT. Effective upon G&C approval and continuing through engineering design, construction, inspection, and final acceptance of the completed project, in accordance with the Department's 10-Year Transportation Improvement Plan. **76% NH, 24% VT.**

#94 Authorized the Bureau of Traffic to enter into a contract with Advanced Waterjet Technologies LLC, Fergus Falls, MN, for providing a service to hydro-strip retro-reflective sheeting off aged signed so they may be reused at the Bureau of Traffic, in the amount of \$36,835. Effective upon G&C approval through December 31, 2014. **44% Federal, 4.5% Intra Agency, 2.0% Agency Income, 49.5% Highway Funds.**

#95 Authorized the Bureau of Turnpikes to enter into a contract with J.R. Pepper Electric Inc., Chester, NH, for electrical services at facilities maintained by the Bureau of Turnpikes, on the basis of a low bid of \$53,760. Effective July 1, 2014 through June 30, 2016. **100% Turnpike Funds.**

#96 Authorized to accept and place on file the Bureau of Construction's quarterly summary of active projects that may require contingency use for the period through March 31, 2014.

#97 Authorized the Bureau of Construction to enter into a contract with American Excavating Corp, Derry, NH, for intersection improvements on NH 28 at Kilrea Road in the Town of Derry, on the basis of a low bid of \$1,135,314.54. (2)Further authorized a contingency in the amount of \$79,472.02 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 28, 2015. **100% Federal Funds.**

#98 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for pavement rehabilitation on five roadway segments located in District I, District III, and the Town of Milton, on the basis of a low bid of \$2,141,315. Effective upon G&C approval through August 15, 2014. **100% Betterment Funds.**

#99 Authorized the Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA, for roadway resurfacing on approximately 0.5 miles of NH 125 in Epping, on the basis of a low bid of \$944,825. (2)Further authorized a contingency in the amount of \$47,241.25 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 26, 2014. **100% Federal Funds.**

#100 Authorized the Bureau of Construction to enter into a contract with All States Asphalt Inc., Sunderland, MA, for 15.6 miles of pavement preservation at three separate locations throughout the State, on the basis of a single bid of \$2,222,727.50. (2)Further authorized a contingency in the amount of \$111,136.38 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 15, 2014. **100% Federal Funds.**

#101 Authorized the Bureau of Traffic to enter into a contract with Southwest Research Institute, San Antonio, TX, for the Advanced Transportation Management System/Traveler Information System, in an amount not to exceed \$4,167,745. Effective upon G&C approval through May 7, 2019. **100% Federal Funds.**

\*

**ITEM REMOVED FROM THE TABLE**

The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, voted to remove item #82- which was tabled at May 8, 2014 Meeting.

**DEPARTMENT OF SAFETY**

#82 The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas voted to approve the request of the Division of State Police to enter into a contract with the NL Partners, Portland, ME, to produce and broadcast radio announcements to promote safe driving around large trucks, in the amount of \$45,000. Effective upon G&C approval through September 30, 2014. **100% Federal Funds.**

\*

The Next regular Governor and Executive Council meeting is scheduled for Wednesday, June 4, 2014, at The State House, Concord, NH.

Honorable Board then Adjourned at 11:45 a.m.