

GOVERNOR AND EXECUTIVE COUNCIL MINUTES
State House, Concord, New Hampshire
February 22, 2023 10:00 a.m.

The Governor and Executive Council convened at 10:00 a.m. with Councilors Kenney, Warmington, Stevens, and Wheeler present in person, and Councilor Gatsas was present via telephone.

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Today's pre-meeting ceremonial items included:

- Councilor Stevens offered a reading and led the Pledge of Allegiance
- Performance – Select Group from Salem High School Chorus
 - Performed National Anthem, God Bless the USA and The Storm is Passing Over
- Proclamation/ Commendation
 - Proclamation: National Engineers Week
 - Joined by NH DOT Bridge Competition Winners from Milford High School
 - Commendation – William Bartlett
 - For his many years of service to the state and his community

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Prior to approval of the minutes, the Governor and Council had a discussion regarding voting practices of the Council and concerns were raised about a practice that a Councilor has been voting after the fact. The Governor and Council will review the Manual of Procedures going forward.

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The Governor and Executive Council on motion of Councilor Kenney, seconded by Councilor Wheeler, with Councilors Warmington and Stevens voting **no**, voted to approve the minutes from the February 8, 2023 meeting.

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PREVIOUSLY TABLED MINUTES REMOVED FROM TABLE AND APPROVED

On February 8, 2023:

The Governor and Executive Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to **table** the minutes from the January 18, 2023 meeting.

On February 22, 2023:

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to remove the minutes of January 18, 2023 from the table.

Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, with Councilors Warmington and Stevens voting **no**, voted to approve the minutes from the January 18, 2023 meeting **as amended**:

"The Governor and Council, on motion of Councilor Wheeler, seconded by Councilor Warmington, voted to set the date for a *Special Election for State Representative in Hillsborough County, District 3 (Nashua Ward 4)*.

The filing period will begin on January 23, 2023 and end on January 27, 2023. The primary election will be March 28, 2023. The special election will be May 16, 2023. **If there is no primary election, the special election shall be held on the day previously fixed as the day for the holding of the special primary election; March 28, 2023.**"

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Warmington, approved the appointment of several persons nominated for Civil Commissions from the February 8, 2023 meeting.

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

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RESIGNATIONS

The Governor and Council accepted the following resignations.

Board of Barbering, Cosmetology, and Esthetics - RSA 313-A
Anne Dalton, Manchester Effective: February 15, 2023

Justice, New Hampshire Superior Court - RSA 491
Diane M. Nicolosi, Concord Effective: May 1, 2023

Waste Management Council - RSA 21:0:9
Donald J. Hamann, Rochester Effective: January 17, 2023

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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:3
(Master Licensed Alcohol and Drug Counselor)
Régent Champigny, Hollis Effective: February 22, 2023
Succeeding: Dawna Jones, Manchester (resigned) Term: January 28, 2026

Business Finance Authority, Board of Directors - RSA 162-A:4
Catherine A. Provencher, Merrimack Effective: February 22, 2023
Reappointment Term: November 3, 2025

Business Finance Authority, Board of Directors - RSA 162-A:4
F. Daniel Henderson Jr., Hancock Effective: February 22, 2023
Reappointment Term: November 3, 2025

Business Finance Authority, Board of Directors - RSA 162-A:4
Matthew Benson, Concord Effective: February 22, 2023
Reappointment Term: November 3, 2025

Deputy Attorney General, Department of Justice - RSA 21-M:3
James T. Boffetti, Litchfield Effective: February 22, 2023
Reappointment Term: March 31, 2027
Salary: LG, JJ, \$134,466

Fire Standards and Training Commission - RSA 21-P:26
(Fire Prevention Society)
Jason A. Smedick, Goffstown Effective: February 22, 2023
Reappointment Term: February 14, 2026

Fire Standards and Training Commission - RSA 21-P:26
(N.H. Permanent Firemen's Association)
Robert Field, Manchester Effective: February 22, 2023
Reappointment Term: February 15, 2026

Higher Education Commission - RSA 21-N: 8-a
 (Rep. Franklin Pierce University)
 Kim M. Mooney, Keene
 Reappointment
 Effective: February 22, 2023
 Term: June 30, 2027

Justice, New Hampshire Circuit Court - RSA 490-F - **Councilor Wheeler voted no**
 Amy H. Manchester, Hudson
 Effective: March 13, 2023
 Term: Until 70 Years of Age

Lakes Management Advisory Committee - RSA 483-A:6
 (Member of a Conservation Commission)
 Steven Wingate, Mirror Lake
 Reappointment
 Effective: February 22, 2023
 Term: August 22, 2025

Lakes Management Advisory Committee - RSA 483-A:6
 (Representing Fishing Interests)
 Richard D. Smith, Hancock
 Reappointment
 Effective: February 22, 2023
 Term: November 17, 2025

Midwifery Council - RSA 326-D
 (Public Member)
 Martha L. Testerman, Chichester
 Vacancy
 Effective: February 22, 2023
 Term: September 28, 2025

Oil Fund Disbursement Board - RSA 146-D:4
 (Public Member)
 Shane McKinney, Albany
 Reappointment
 Effective: February 22, 2023
 Term: January 1, 2026

Rivers Management Advisory Committee - RSA 483:8
 (Rep. Conservationists)
 Larry T. Spencer, Plymouth
 Reappointment
 Effective: February 22, 2023
 Term: October 12, 2025

Rivers Management Advisory Committee - RSA 483:8
 (Rep. Fish and Game Commission)
 Christopher K. Hodgdon, Contoocook
 Reappointment
 Effective: February 22, 2023
 Term: September 28, 2024

Rivers Management Advisory Committee - RSA 483:8
 (Rep. of a local river management advisory committee)
 Cory Ritz, New Ipswich
 Succeeding: Ruth B. Ward, Stoddard
 Effective: February 22, 2023
 Term: September 5, 2025

State Radiation Advisory Committee - RSA 125-F
 (Dentistry)
 Debra Ann Albrecht, Conway
 Succeeding: Francis H. LaBranche, Jr., Northfield
 Effective: February 22, 2023
 Term: October 14, 2025

State Radiation Advisory Committee - RSA 125-F
 (Physical Science)
 James P. Tarzia, East Hampstead
 Reappointment
 Effective: February 22, 2023
 Term: October 14, 2025

State Veterans Council - RSA 110-B:89
 (Family member of a veteran or family member of a currently serving member of the armed forces)
 Madeline Dreusicke, Pelham
 Reappointment
 Effective: February 22, 2023
 Term: November 6, 2025

State Veterans Council - RSA 110-B:89
(Veteran)
Roger A. Sevigny, Dover
Reappointment

Effective: February 22, 2023
Term: October 2, 2025

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NOMINATIONS

The following nominations were submitted:

Air Resources Council - RSA 21-O: 11
(Manufacturing)
David J. Cribbie, Belmont
Reappointment

Effective: Upon Confirmation
Term: November 1, 2026

Advisory Council on Worker's Compensation - RSA 281-A
(Representing Self-Funded Employers)
Marian Mitchell, Hooksett
Reappointment

Effective: Upon Confirmation
Term: October 18, 2025

Fish and Game Commission - RSA 206:2
(Coastal Commission Member)
Jim Titone, i, Seabrook
Succeeding: Paul G. McInnis, r, North Hampton

Effective: Upon Confirmation
Term: September 13, 2027

Judicial Retirement Plan Board of Trustees - RSA 100-C
(Business Experience)
Crystal A. Dionne, Candia
Reappointment

Effective: Upon Confirmation
Term: October 22, 2024

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

Effective: Upon Confirmation
Term: November 19, 2025

New Hampshire State Council on the Arts - RSA 19-A
Catherine V. Sununu, Exeter
Reappointment

Effective: Upon Confirmation
Term: November 23, 2026

New Motor Vehicle Arbitration Board - RSA 357-D
(Alternate - Knowledgeable in Auto Mechanics)
William R. Haynes, Jr., Center Barnstead
Succeeding: Brian Tuttle, Bedford

Effective: Upon Confirmation
Term: August 28, 2025

Public Water Access Advisory Board - RSA 233-A:2
(Non-Power Boating)
Sheila Burke, Meredith
Succeeding: R. Andrew Robertson, Deerfield

Effective: Upon Confirmation
Term: October 27, 2025

Site Selection Committee - RSA 482-A:32
(Nom. By Nature Conservancy)
Charles N. DeCurtis, Bradford
Succeeding: Peter Steckler, Exeter

Effective: Upon Confirmation
Term: September 27, 2024

Waste Management Council - RSA 21:0:9
(Municipal Public Works Field)
Mark M. Gomez, Concord
Reappointment

Effective: Upon Confirmation
Term: November 10, 2025

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CONSENT CALENDAR AGENDA

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Stevens acted as follows:

#1 **MOP 150, I, B (1): Expenditure Approvals**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Commissioner**

- A. Authorized to enter Magdalena Vasquez into an educational tuition agreement with Western Governors University, Salt Lake, UT, to participate in Professional Presence and Influence Essentials of Advanced Nursing Roles and Practice Quality Outcomes in a Culture of Value-Based Nursing Care Informatics for Transforming Nursing Care, from March 1, 2023 to August 31, 2023 and to pay costs in an amount of \$3,000. **Employee Training, 20% Federal, 80% General.**

NEW HAMPSHIRE LOTTERY

- B. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney authorized to enter Devin Goley into an educational tuition agreement with Southern New Hampshire University, Manchester, NH, to participate in Applied Marketing Strategies online, from February 27, 2023 to April 23, 2023 and to pay costs in an amount of \$864. **100% Lottery Fund.**

STATE TREASURY

- C. Authorized the Comptroller to issue a warrant from funds not otherwise appropriated in the amount of \$47,990. (2) Further authorized the State Treasury to issue checks in the amount of \$47,989.29 to the rightful owners of abandoned or unclaimed funds that have escheated to the general fund.

DEPARTMENT OF SAFETY

- D. Authorized the Division of Fire Standards and Training and Emergency Medical Services to pay the annual membership dues of \$3,500 to the National Association of State EMS Officials, Falls Church, VA. Effective upon G&C approval for the period of July 1, 2023 to June 30, 2024. **100% Revolving Funds.**

DEPARTMENT OF JUSTICE

- E. Authorized to pay annual organizational dues to the National Criminal Justice Association, Washington, D.C., in the amount of \$5,306. Effective upon G&C approval for the period of July 1, 2023 through June 30, 2024. **100% Federal Funds.**

#2 **MOP 150, I, B (2): Approval of Acceptances**

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

- A. Authorized to accept donations of memorials placed and repaired on the Memorial Walkway, engraving of pavers and bricks, toner for copier and flag mailing costs in the amount of \$22,717.25, for the New Hampshire Veterans Cemetery to be used for the operation, maintenance, and improvement of the cemetery as detailed in the letter dated February 8, 2023.

NEW HAMPSHIRE VETERANS HOME

- B. Authorized to accept and expend monies as detailed in the letter dated January 26, 2023 totaling \$143,925.68 received during the period of October 1, 2022 to December 31, 2022, as a result of fundraising drives from various organizations and from personal contributions. The monies are placed in the Veterans Home Benefit Fund.

#3 **MOP 150, I, B (3): Reports and Findings**

DEPARTMENT OF ADMINISTRATIVE SERVICES

- A. Authorized to accept and place on file the Report and Findings of Councilor David K. Wheeler with regard to a certain project in participation with Covenant Health Inc. and St. Joseph Hospital, Nashua, NH. Effective upon G&C approval.

#4

MOP 150, I, B (4): Nominations, Confirmations and Appointments

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

- A. Authorized the confirmation of Richard J. Arguien, Manchester, NH, for appointment to the rank of Major, in the NH Army National Guard.

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

- B. Authorized the confirmation of Captain Benjamin L. Johnson, Essex, VT, for appointment to the rank of Major, in the NH Air National Guard.

DEPARTMENT OF JUSTICE

- C. Authorized to appoint Matthew G. Conley as an Assistant Attorney General at a salary level of \$80,000. Effective upon G&C approval or February 24, 2023, whichever is later, for a term ending July 1, 2024.

DEPARTMENT OF JUSTICE

- D. Authorized to appoint Warren G. Cormack as an Assistant Attorney General at a salary level of \$73,000. Effective upon G&C approval or February 24, 2023, whichever is later, for a term ending August 31, 2026.

#5

MOP 150, I, B (5): Other Items

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division for Children, Youth & Families

- A. Authorized to enter into a **sole source** amendment to an existing contract with Christa Keddie, Auburn, NH (originally approved by G&C on 8/17/22, Item #8), to assist in the performance of dental care services for residents of the John H. Sununu Youth Services Center, by exercising a contract renewal option with no change to the price limitation of \$15,600 and by extending the completion date from June 30, 2023 to June 30, 2025. Effective upon G&C approval. **100% General Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division for Behavioral Health

- B. Authorized to enter into a **sole source** amendment to an existing contract with Brain Injury Association of New Hampshire, Concord, NH (originally approved by G&C on 4/20/22, Item #20), to continue raising awareness of the connection between Substance Use Disorder and Brain Injury, by exercising a contract renewal option with no change to the price limitation of \$200,000 and extending the completion date from June 30, 2023 to June 30, 2024. Effective upon G&C approval. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division of Public Health Services

- C. Authorized to amend an existing contract with On-site Medical Services, LLC, Claremont, NH (originally approved by G&C on 9/21/22, Item #13), to continue to administer COVID-19 vaccines, and other vaccines, as directed by the Department, and to provide COVID-19 telehealth services for oral therapeutics, by exercising a renewal option with no change to the price limitation of \$9,375,000 and extending the completion date from February 28, 2023 to August 31, 2023. Effective upon G&C approval. **100% Federal Funds.**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division of Public Health Services

- D. Councilor Wheeler requested that this item be removed from the consent calendar for discussion. Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Warmington authorized to amend an existing contract with Amoskeag Health, Manchester, NH (originally approved by G&C on 8/17/22, Item #19), for the delivery of primary care health clinics and mental health services in school based settings by exercising a contract renewal option by extending the completion date from June 30, 2023 to June 30, 2024, with no change to the price limitation of \$1,010,000. Effective July 1, 2023, upon G&C approval.

DEPARTMENT OF TRANSPORTATION

- E. Authorized to amend an existing contract with HDR Engineering, Inc., Manchester, NH (originally approved by G&C on 7/15/20, Item #Late A), for preliminary design of improvements to NH Route 1A (Ocean Boulevard) in the Town of Hampton, by extending the completion date from March 31, 2023 to March 31, 2024. Effective upon G&C approval. Time extension only, no additional funding.

DEPARTMENT OF JUSTICE

- F. Authorized to amend an existing subgrant (originally approved by G&C on 5/18/22, Item #99), to make a **retroactive** change of the date criteria only from the May 18, 2022 through September 30, 2025, time period of the January 1, 2022 through September 30, 2025 time period to allow the Administrative Office of the Courts, Concord, NH, an extended period of time to achieve the match required for this grant for the purpose of expanding and enhancing New Hampshire's Drug Court Programs. Effective upon G&C approval. No additional funds are involved in this time expansion and no change to the completion date of September 30, 2025.

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REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Commissioner

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#6 Authorized the determination made by the Commissioner that on December 27, 2022, a Youth Counselor III at Sununu Youth Service Center, sustained an injury in the line of duty 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.

#7 Authorized the determination made by the Commissioner that on January 7, 2023, a Registered Nurse II at New Hampshire Hospital, sustained an injury in the line of duty 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.

#8 Authorized the determination made by the Commissioner that on January 22, 2023, a Registered Nurse II NRS DRC at New Hampshire Hospital, sustained an injury in the line of duty 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.

#9 Authorized to make a **retroactive** one-time payment from State Fiscal Year 2023 funds to Ester Matillano, Registered Nurse II at New Hampshire Hospital, in the amount of \$1,255.19. This payment is to compensate the employee for wages that were not paid for State Fiscal Year 2022. Effective upon G&C approval. **40% General Funds, 60% Agency Income (Provider Fees).**

#10 Authorized to make a **retroactive** one-time payment from State Fiscal Year 2023 funds to Maygan Donovan, Child Protective Service Worker III, in the amount of \$1,740. This payment is to compensate the employee for wages that were not paid for State Fiscal Year 2022. Effective upon G&C approval. **71% General Funds, 29% Federal Funds.**

Division of Finance and Procurement

#11 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington authorized to accept and expend additional Federal Revenue in the amount of \$51,508,288 to support anticipated costs of the increase in Medicaid caseload resulting from COVID-19 pandemic. (2) Further authorized the allocation of the funds as detailed in the letter dated January 23, 2023. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

Division of Medicaid Services

#12 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington authorized to continue an increase in the hourly rate by thirty percent for recruitment and retention purposes for the Pharmaceutical Service Specialist (originally approved by G&C on 2/17/21, Item #7). Effective upon G&C approval for the period of March 15, 2023 through June 30, 2023.

Division of Long Term Supports and Services

#13 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, and with Councilor Wheeler voting **no**, authorized to transfer funds in the amount of \$18,775 for the performance of work associated with the Infant – Toddler Part C Program. (2) Further authorized to establish one temporary full-time position, titled Program Assistant II to complete administrative tasks supporting the Part C Coordinator. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

New Hampshire Hospital

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens acted as follows:

#14 Authorized to **retroactively** extend one vacant full-time temporary Warehouseman, a position needed for the implementation of a new computerized Inventory Management System, which is planned for April 2023. Effective upon G&C approval for the period of December 21, 2021 through December 21, 2023. **87.6% General Funds, 12.4% Other Funds.**

#15 Authorized NH Community Residence (Philbrook Adult Transitional Housing Program (PATH)) to **retroactively** extend one filled full-time temporary Nursing Coordinator, a position necessary to provide direct care to clients and supervision to direct care staff at the PATH program. Effective upon G&C approval for the period of September 30, 2022 through September 30, 2023. **87.6% General Funds, 12.4% Other Funds.**

#16 Authorized to amend an existing contract with ITW Food Equipment Group LLC, Troy, OH (originally approved by G&C on 4/7/21, Item #10), for maintenance and repair of kitchen equipment at New Hampshire Hospital by exercising a contract renewal option by increasing the price limitation by \$47,000 from \$45,000 to \$92,000 and extending the completion date from June 30, 2023 to June 30, 2025. Effective July 1, 2023, upon G&C approval. **70% General Funds, 30% Other Funds (Agency Fees).**

#17 Authorized to enter into a **sole source** amendment to an existing contract with Aslynn J. Romano PLLC, Concord, NH, to provide an additional psychiatric services to resident at Philbrook Adult Transitional Housing, by increasing the price limitation by \$78,000 from \$9,000 to \$87,000 with no change to the contract completion date of December 31, 2023. Effective **retroactive** to January 1, 2023, upon G&C approval. **80.2% General Funds, 19.8% Other Funds (Provider Fees).**

Division of Economic & Housing Stability

#18 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Wheeler authorized to enter into a **sole source** amendment to an existing contract with Southwestern Community Services, Inc., Keene, NH (originally approved by G&C on 12/18/19, Item #32), for the continuation of Rapid Re-Housing, Permanent Housing program and support services for individuals and families facing homelessness through the Federal Continuum of Care Program, by exercising a contract renewal option by increasing the total price limitation by \$123,475 from \$359,036 to \$482,511 and extending the completion date from December 31, 2022 to December 31, 2023. Effective **retroactive** to January 1, 2023, upon G&C approval. **100% Federal Funds.**

Division of Public Health Services

#19 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Wheeler authorized to enter into **retroactive sole source** amendment to an existing contract with Qualtrax, Inc., Blacksburg, VA (originally approved by G&C on 5/15/19, Item #10), to continue providing support and maintenance of a cloud hosted, compliance and document management software, by exercising a renewal option by increasing the price limitation by \$81,326 from \$51,099 to \$132,425 and by extending the completion date from December 31, 2022 to December 31, 2027. Effective upon G&C approval. **100% General Funds.**

Division for Behavioral Health

#20 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington, and with Councilor Wheeler voting **no**, authorized to enter into a **sole source** amendment to an existing cooperative project agreement with University of New Hampshire, Durham, NH (originally approved by G&C on 5/6/18, Item #19), for the continued provision of a substance use disorder workforce development plan, by increasing the price limitation by \$285,000 from \$1,229,435 to \$1,514,435 and by extending the completion date from March 14, 2023 to June 30, 2024. Effective March 14, 2023, upon G&C approval. **100% Federal Funds.**

DEPARTMENT OF TRANSPORTATION

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler acted as follows:

#21 Authorized the Division of Project Development to accept and expend revenue in the amount of \$10,457,500 from the Federal Highway Administration for various local municipal projects. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#22 Authorized the Bureau of Turnpikes to transfer \$1,198,000 between various accounts and classes in Turnpike's Central Operations, Central Maintenance, East NH TPK Blue Star Operations and East NH TPK Blue Star Maintenance. Effective upon G&C approval through June 30, 2023. **100% Turnpike Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#23 Authorized the Division of Operations to transfer \$3,590,000 from the Highway Surplus Account to fund winter maintenance activities. Effective upon G&C approval through June 30, 2023. **100% Highway Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#24 Authorized the Commissioner's Office to increase the salary of Michelle Winters, Directors of Aeronautics, Rail and Transit, an unclassified position at labor grade FF, to establish a \$1,000 differential above a subordinate classified employee, an annual salary of \$104,584, which is \$2,066 above the labor grade FF maximum step on the unclassified salary chart. Effective upon G&C approval. **100% General Funds.**

#25 Authorized the Bureau of Human Resources to enter into a **sole source** agreement with Federal Highway Administration Finance Division, National Highway Institute, Arlington, VA, for an amount not to exceed \$98,070 for training. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

#26 Authorized the Bureau of Highway Design to enter into an agreement with AECOM Technical Services, Inc., Manchester, NH for an amount not to exceed \$1,000,000, for Intelligent Transportation System Services for various transportation projects located throughout the State over a three-year term. Effective upon G&C approval through January 31, 2026.

#27 Authorized the Bureau of Highway Maintenance to enter into an agreement with Stantec Consulting Services, Inc., Auburn, NH for an amount not to exceed \$750,000, for maintenance and design services for various transportation projects located throughout the State. Effective upon G&C approval through February 28, 2026.

#28 Authorized the Bureau of Construction to enter into a contract with J Hutchins Inc., Richmond, VT, on the basis of a low bid of \$4,897,125.28, for a pavement resurfacing of three sections in five towns (Littleton, Bethlehem, Haverhill, Carroll and Hart's Location) in Districts 1 and 2. (2) Further authorized a contingency in the amount of \$244,856.26 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through September 22, 2023. **100% Federal Funds.**

#29 Authorized the Bureau of Highway Design to enter into an agreement with CHA Consulting, Inc., Keene, NH, for an amount not to exceed \$1,655,470.43, for improvements to NH Route 101 in the City of Keene. Effective upon G&C approval through February 28, 2026. **100% Federal Funds.**

#30 Authorized the Bureau of Turnpikes to enter into an agreement with Kapsch TrafficCom IVHS, McLean, VA, under a best-value procurement undertaken by the E-ZPass Group to provide E-ZPass related equipment for the Turnpike System. Effective upon G&C approval through December 12, 2028, with the option to renew for three additional one-year periods. **100% Turnpike Funds.**

#31 Authorized the Bureau of Construction to enter into a contract with F.L. Merrill Construction, Inc., Loudon, NH, on the basis of a low bid of \$4,986,543, for rail trail improvements, part of the East Coast Greenway Trail. (2) Further authorized a contingency in the amount of \$747,981.45 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 25, 2024. **100% Federal Funds.**

#32 Authorized the Bureau of Construction to enter into a contract with J Hutchins Inc., Richmond, VT, on a basis of a low bid of \$4,131,543.41, for pavement resurfacing on four sections in seven towns (Green's Grant, Martin's Location, Dixville, Millsfield, Jefferson, Dummer and Cambridge) and the parking lot at the Colebrook-Dixville patrol shed in District 1. (2) Further authorized a contingency in the amount of \$206,577.17 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through October 27, 2023. **100% Federal Funds.**

DEPARTMENT OF INFORMATION TECHNOLOGY

#33 **WITHDRAWN** – The Agency withdrew the request to authorize, on behalf of the Department of Health and Human Services, Division of Economic and Housing Stability, to enter into a **sole source** amendment to an existing contract with Konica Minolta Business Solutions, U.S.A., Inc., Ramsey, NJ (originally approved by G&C on 6/29/22, Item #77), to add funding to support system enhancements and upgrades as needed by DHHS, that were not included in the prior action, by increasing the price limitation by \$198,849 from \$481,151 to \$680,000, with no change to the contract completion date of June 30, 2026. Effective upon G&C approval. **100% Other (Agency Class 27) Funds.**

STATE TREASURY

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Stevens acted as follows:

#34 Authorized the resolution permitting the State Treasurer to proceed with the sale and issuance of up to \$75 million of general obligation ("new money") bonds through a competitive process, negotiated sale, or private placement. (2) Further authorized the resolution permitting the State Treasury to conduct the sale and issuance of up to \$50 million of general obligation refunding bonds through a competitive process, negotiated sale, or private placement to refund outstanding general obligation bonds of the State to generate net present value debt service savings. Both resolutions have an expiration date of September 30, 2023.

#35 Authorized to accept and place on file the quarterly report of the NH State Treasury for the period ended December 31, 2022.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#36 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington, and with Councilor Wheeler voting **no**, authorized, under the Community Development Block Grant program, to award a grant to the City of Laconia in the amount of \$170,000, on behalf of the Laconia Area Community Land Trust, Inc., d/b/a Lakes Region Community Developers to support their acquisition and rehabilitation project located at 11 Jameson Street, Laconia, NH. Effective upon G&C approval for the period effective February 22, 2023 through June 30, 2025. **100% Federal Funds.**

COUNCIL ON DEVELOPMENTAL DISABILITIES

#37 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Wheeler authorized to enter into a **sole source** contract amendment with the Disability Rights Center, Concord, NH (originally approved by G&C on 3/9/22, Item #41), by increasing the contract price by \$25,000 from \$50,000 to \$75,000 and extending the completion date from April 15, 2023 to June 30, 2023, for the purpose of building and maintaining a coalition of people with disabilities, family members, advocates, service providers and other to identify barriers and opportunities to expand the use of supported decision making in NH. Effective upon G&C approval. **100% Federal Funds.**

DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES

#38 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney authorized to enter into an amendment to an existing contract with Securitas Security Services USA, Inc., Manchester, NH (originally approved by G&C on 6/15/22, Item #77), for security services at the State Military Reservation in Concord, NH, by decreasing the price limitation by \$560,682 from \$2,477,904 to \$1,917,222. (2) Further authorized the Department to decrease the contingency line limitation by \$24,779.04 from \$49,558.08 to \$24,779.04, for additional security services for unforeseen events requiring additional security presence bringing the contract total to \$1,942,001.04. Effective **retroactive** to February 1, 2023, upon G&C approval with no change to the end date of June 30, 2024. **100% Federal Funds.**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#39 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Warmington authorized the Division of Pesticide Control to establish a temporary part-time Agricultural Intern position for the purpose of supporting the Pesticide Certification Program. **Contingent upon Fiscal Committee approval on February 17, 2023.** (2) Further authorized to accept and expend a grant award from U.S. Environmental Protection Agency, in the amount of \$53,128 for a pesticide multi-purpose grant for support of the Pesticide Certification Program. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#40 NOT USED

GOVERNOR'S OFFICE FOR EMERGENCY RELIEF AND RECOVERY

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington acted as follows:

#41 Authorized to amend a Fiscal Committee Item (originally approved by G&C on 2/16/22, Item #67A), to make program changes to the New Hampshire Homeowner Assistance Fund program, which helps mitigate financial hardships suffered by NH homeowners associated with the COVID-19 pandemic. No increase in funding is requested at this time. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#42 Authorized, with Councilor Wheeler voting **no**, to finalize the grant agreements using signed terms and conditions and in the amounts indicated as detailed in the letter dated February 8, 2023 totaling \$141,868 from the approved accept and expend of \$3,000,000 in American Rescue Plan Act State Fiscal Recovery Funds previously approved on November 22, 2021, to grant funds to support the Local Restaurant Infrastructure Investment Funds Program designed to help address workforce issues and overall restaurant safety challenges experienced by small, locally-owned restaurants across the State. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#43 NOT USED

BUSINESS AND ECONOMIC AFFAIRS

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Kenney acted as follows:

#44 Authorized the Division of Economic Development, Office of International Commerce to **retroactively** renew its membership with The Council of State Governments d/b/a State International Development Organizations, Lexington, KY, in the amount of \$3,000, to provide national export trade research and related trade development programs. Effective upon G&C approval for the period of July 1, 2022 to June 30, 2023. **100% General Funds.**

#45 Authorized the Division of Economic Development, Office of International Commerce to **retroactively** renew its membership with The Council of State Governments d/b/a Eastern Trade Council, New York, NY, in the amount of \$5,250, to provide regional export trade research and related trade development programs. Effective upon G&C approval for the period of July 1, 2022 to June 30, 2023. **100% General Funds.**

#46 Authorized the Division of Economic Development to enter into a contract with Guidehouse, Inc., Boston, MA in the amount of \$2,325,000 in American Rescue Plan Act Capital Project Funds for consultation services for the Coronavirus Capital Projects Fund administered by the US Treasury. Effective upon G&C approval through February 21, 2026. **100% Federal Funds.**

#47 Authorized the Division of Economic Development to enter into a contract with Consolidated Enterprise Services, Inc. (CCI), Mattoon, IL in the amount of \$40,000,000 in American Rescue Plan Act Capital Project Fund for the buildout of broadband services to the unserved and underserved addresses identified in the RFP proposal submitted by CCI. Effective upon G&C approval through December 31, 2026. **100% Federal Funds.**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler acted as follows:

#48 Authorized to **retroactively** accept and expend a grant award from the Association of Food and Drug Officials, Milk and Shellfish Grant Program in the amount of \$13,006 to purchase Vortex ultra-high definition binoculars. Effective upon G&C for the period July 1, 2022 to June 30, 2023. **100% Federal Funds.**

#49 Authorized to enter into a **sole source** amendment to an existing contract with Eastern Analytical, Inc., Concord, NH (originally approved by G&C on 9/7/22, Item #70), to perform the required NPDES permit wastewater monitoring chemical analysis of water samples at all six fish hatchery facilities, by increasing the price limitation by \$30,000 from \$32,460 to \$62,460. Effective upon G&C approval through June 30, 2023. **75% Federal Funds, 25% Fish and Game Funds.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington acted as follows:

#50 Authorized the Division of Parks and Recreation, Cannon Mountain Ski Area to make a **retroactive** payment to Franconia Notch Ski Patrollers Association, Sugar Hill, NH the amount of \$3,008 for membership dues. Effective upon G&C approval for the period December 1, 2022 through November 30, 2023. **100% Other Funds (Agency Income).**

#51 Authorized the Division of Historical Resources to award a Conservation Number Plate (Moose Plate) grant to the Town of Effingham in the amount of \$20,000 for the rehabilitation of the Old Town Hall/Library. (2) Further authorized an advance payment in the amount of \$10,000 in accordance with the terms of the contract. Effective upon G&C approval through October 31, 2024. **100% Other Funds (Agency Income).**

#52 Authorized the Division of Historical Resources to award a Conservation Number Plate (Moose Plate) grant to the Town of Henniker/Tucker Free Library in the amount of \$20,000 for masonry repairs to the library. (2) Further authorized an advance payment in the amount of \$10,000 in accordance with the terms of the contract. Effective upon G&C approval through October 31, 2024. **100% Other Funds (Agency Income).**

#53 Authorized the Division of the Arts to award a Public Value Partnership grant to 3S Artspace, Portsmouth, NH, in the amount of \$10,000 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#54 Authorized the Division of the Arts to award a Public Value Partnership grant to Apple Hill Center for Chamber Music Inc., Nelson, NH, in the amount of \$13,500 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2023. **100% General Funds.**

#55 Authorized the Division of the Arts to award a Public Value Partnership grant to Arts Alive!, Keene, NH, in the amount of \$7,000 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2023. **100% General Funds.**

#56 Authorized the Division of the Arts to award a Public Value Partnership grant to The Barnstromers Theater, Inc., Tamworth, NH, in the amount of \$10,000 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#57 Authorized the Division of the Arts to award a Public Value Partnership grant to the Upper Valley Music Center, Lebanon, NH, in the amount of \$12,250 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#58 Authorized the Division of the Arts to award a Public Value Partnership grant to The Winnepesaukee Playhouse, Meredith, NH, in the amount of \$13,500 to strengthen their capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2023. **100% General Funds.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Kenney acted as follows:

#59 Authorized to transfer funds in the amount of \$23,000 in and among classes within an accounting unit to better utilize Federal Funds, as detailed in the letter dated January 31, 2023. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#60 Authorized to establish one full-time temporary position, Environmental III, through June 30, 2023, as detailed in the letter dated January 31, 2023. (2) Further authorized to accept and expend \$71,308 in Federal Funds from US Department of Commerce, National Oceanic and Atmospheric Administration, to fund investments in coastal habitat-focused infrastructure through the NHDES Coastal Program. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#61 Authorized to award a grant to the City of Somersworth in the amount not to exceed \$41,966 for drinking water and wastewater utility cybersecurity improvements. Effective upon G&C approval through June 1, 2024. **100% Federal Funds.**

#62 Authorized to award a grant to the Town of Merrimack in the amount not to exceed \$50,000 for wastewater utility cybersecurity improvements. Effective upon G&C approval through June 1, 2024. **100% Federal Funds.**

#63 Authorized to award a grant to the City of Manchester in an amount not to exceed \$1,600,000 for design of improvements to the Cemetery Brook Drain Tunnel project. Effective upon G&C approval through December 31, 2024. **100% Federal Funds.**

#64 Authorized to award a grant to the City of Manchester in an amount not to exceed \$250,000 for design of improvements to the Christian Brook Sewer Separation project. Effective upon G&C approval through December 31, 2023. **100% Federal Funds.**

#65 Authorized to enter into a grant agreement with the Town of Durham in the amount of \$284,226 for design and permitting necessary to advance the removal of the Mill Pond Dam. Effective upon G&C approval through December 31, 2024. **100% Federal Funds.**

#66 Authorized to award a grant to the Goffstown Village Precinct, Goffstown, NH, in an amount not to exceed \$1,000,000 for the rehabilitation of Upper Reservoir Dam. Effective upon G&C approval through July 1, 2026. **100% Federal Funds.**

#67 Authorized to award a grant to the City of Manchester in an amount not to exceed \$578,934 for the rehabilitation of Dorrs Pond Dam. Effective upon G&C approval through July 1, 2024. **100% Federal Funds.**

#68 Authorized to award a grant to the Town of Exeter Public Works in an amount not to exceed \$172,000 for the rehabilitation of Exeter Reservoir Dam. Effective upon G&C approval through January 1, 2025. **100% Federal Funds.**

#69 Authorized to award a grant to the Town of Bedford, in an amount not to exceed \$1,397,500, to finance a rebate program to remediate per- and polyfluoroalkyl substances. Effective upon G&C approval through December 1, 2026. **100% General Funds.**

#70 Authorized to award a grant to the Town of Merrimack, in the amount not to exceed \$1,072,500, to finance a rebate program to remediate per- and polyfluoroalkyl substances. Effective upon G&C approval through December 1, 2026. **100% General Funds.**

#71 Authorized to award a grant to the City of Keene, in the amount not to exceed \$285,330, for the Main Street Sewer Rehabilitation and Flood Management project. Effective upon G&C approval through May 31, 2024. **100% Federal Funds.** (2) Further authorized a loan agreement with the City of Keene, in an amount not to exceed \$1,376,270, to finance the Main Street Sewer Rehabilitation project under the provision of RSA 486:14 and NH Code of Admin Rules Env-Wq 500 et seq. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#72 Authorized to award a grant to the City of Keene, in the amount not to exceed \$276,240, for the Drainage Lining Program project. Effective upon G&C approval through June 1, 2026. **100% Federal Funds.** (2) Further authorized a loan agreement with the City of Keene, in an amount not to exceed \$644,560, to finance the Drainage Lining project under the provision of RSA 486:14 and NH Code of Admin Rules Env-Wq 500 et seq. Effective upon G&C approval. **100% CWSRF Repayment Funds.**

#73 **WITHDRAWN** – The Agency withdrew the request to authorize the New Hampshire Department of Transportation's request to perform work on Lake Winnepesaukee in Alton Bay.

DEPARTMENT OF EDUCATION

The Governor and Council on motion of Councilor Kenney, seconded by Councilor Wheeler acted as follows:

#74 Authorized to accept and expend American Rescue Plan Act, Child Nutrition National School Lunch Program Equipment Assistance funds in the amount of \$132,083 from the US Department of Agriculture. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#75 Authorized the Division of Workforce Innovation, Bureau of Vocational Rehabilitation to transfer Federal grant funds, in the amount of \$55,000, in FY23 to support facilitating client services and operations management. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#76 Authorized to accept and expend Child Nutrition Fiscal Year 2022 National School Lunch Program Equipment Assistance Grants for School Fund Authorities in the amount of \$22,935 from the US Department of Agriculture. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

#77 Authorized the Bureau of Career Development to hold an organized meeting on August 7th and 8th 2023, at a conference center to be determined for a total conference cost not to exceed \$50,000 to provide statewide summer learning series for Career and Technical Education educators and administrators. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

#78 Authorized the Bureau of Educational Opportunities to enter into a contract with SchoolWorks, LLC, Southwick, MA, in an amount not to exceed \$400,000, to provide Education Training Services as requested by the Office of Charter Schools. Effective upon G&C approval through August 31, 2026. **100% Federal Funds.**

#79 Authorized the Division of Learner Support to enter into a **sole source** contract with Applied Learning Technology Associates Corp, Henderson, CO, in an amount not to exceed \$34,000, to manage the Migrant Parent Empowerment Consortium and carry out all of the work detailed in the approved grant for year three. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

#80 Authorized the Bureau of Vocational Rehabilitation to enter into a **sole source** contract with Big Brothers Big Sisters of New Hampshire, Stratham, NH, in an amount not to exceed \$776,049, to provide Mentor 2.0, an evidence-based one-on-one mentoring program for students with disabilities. Effective upon G&C approval through June 30, 2025. **100% Federal Funds.**

#81 Authorized the Division of Learner Support, Bureau of Instructional Support, to enter into a **sole source** contract with WestEd, San Francisco, CA, in the amount of \$1,180,095, to support NH public and public chartered schools that have been identified for Targeted Support and Improvement, and for Comprehensive Support and Improvement. Effective upon G&C approval through September 30, 2023. **100% Federal Funds.**

POLICE STANDARDS & TRAINING COUNCIL

#82 The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Stevens authorized to establish a Class 046 – Consultants for the purpose of supporting the law enforcement accreditation program. Effective upon G&C approval through June 30, 2023. **Contingent upon Fiscal Committee approval on February 17, 2023.** (2) Further authorized to accept and expend funds in the amount of \$75,000 from the Department of Justice for the purpose of contracting with an expert in law enforcement accreditation to implement a statewide program for law enforcement accreditation. Effective upon G&C approval through August 31, 2023. **100% Transfer of Federal Funds.**

DEPARTMENT OF SAFETY

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney acted as follows:

#83 Authorized the Division of Homeland Security and Emergency Management to accept and expend Pre-Disaster Mitigation Congressional Community Project funds in the amount of \$439,258 from the Federal Emergency Management Agency for Emergency Generator Replacements in the Town of Durham. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#84 Authorized the Office of the Commissioner to accept and expend State and Local Cybersecurity Grant Program funds in the amount of \$2,378,761 from the Federal Emergency Management Agency for cybersecurity enhancements. (2) Further authorized to establish Class 046 – Consultants for the purpose of supporting the State and Local Cybersecurity Grant Program. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#85 Authorized the Division of State Police to accept and expend \$5,000 of pass-through Federal funds from the Department of Safety, Office of Highway Safety, entitled New Hampshire State Roadside Oral Fluid Testing Grant, to purchase supplies to be used during regular DRE evaluation training. Effective upon G&C approval through June 30, 2023. **100% Intra Agency Transfers.**

#86 Authorized the Office of the Commissioner's request for an annual salary increase for John Marasco, Director of the Division of Motor Vehicles, in the amount of \$6,006 from a current salary of \$115,492 to a new annual salary of \$121,498. Effective February 24, 2023, upon G&C approval. **100% Other Funds.**

#87 Authorized the Division of State Police to pay overtime in the amount of \$675,000 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at Traffic Bureau. The \$675,000 represents the estimate of additional funds needed for the remainder of SFY 2023. Effective upon G&C approval through June 30, 2023. **41.07% Highway Funds, 24.16% Turnpike Funds, 34.77% General Funds.**

#88 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Alton, for a total amount of \$20,000 to purchase a Variable Message Board. Effective upon G&C approval through August 31, 2024. **100% Federal Funds.**

#89 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Derry, for a total amount of \$6,500 to create or update the community's Continuity of Operations Plan. Effective upon G&C approval through August 31, 2024. **100% Federal Funds.**

#90 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Marlborough, for a total amount of \$4,000 to update the community's local emergency operation plan. Effective upon G&C approval through August 31, 2024. **100% Federal Funds.**

#91 Authorized the Division of Homeland Security and Emergency Management to amend the grant agreement with the City of Keene (originally approved by G&C on 6/29/22, Item #179), by increasing the grant amount by \$3,267 from \$26,934 to \$30,201, for the purchase and installation of computer conferencing equipment, with no change in the completion date. Effective upon G&C approval through September 29, 2023. **100% Federal Funds.**

#92 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend an existing grant agreement with the Town of Surry (originally approved by G&C on 6/2/21, Item #112), to extend the completion date from August 31, 2022 to August 31, 2023. Effective upon G&C approval. **100% Federal Funds.**

#93 Authorized the Division of State Police to enter into a **sole source** contract with Promega Corporation, Madison, WI, in the amount of \$176,000, for the purpose of validating and employing new chemistries and forensic instruments in the New Hampshire State Police Forensic Laboratory. Effective upon G&C approval through December 31, 2023. **100% Federal Funds.**

#93A Authorized the Division of State Police to accept and expend \$415,602 of Federal Pass-through Funds from the NH Department of Justice to update software used within the Justice Information Bureau. Effective upon G&C approval through June 30, 2023. **100% Fed Rev Xfers from Other Agencies. Fiscal Committee approved on January 27, 2023.**

DEPARTMENT OF JUSTICE

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Gatsas acted as follows:

#94 Authorized to accept and expend Federal Funds in the amount of \$5,000,000 from the American Rescue Plan Act of 2021 State Fiscal Recovery Funds for the purpose of subgranting funds to existing subgrantees to address the increased need for victim services. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#95 Authorized to amend a Fiscal Item (originally approved by G&C on 6/16/21, Item #137), by transferring funds in the amount of \$55,000 between classes from the American Rescue Plan Act of 2021 State Fiscal Recovery Funds for the purpose of paying class 039, Telecommunications, and class 042, Additional Fringe Benefits. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#96 Authorized the salary increment of James J. Hodgdon from a salary level of \$74,386 to a salary level of \$78,234. Effective upon G&C approval or March 11, 2023, whichever is later.

#97 Authorized to enter into a **sole source** contract with Dr. Renee Robinson, Richmond, VA as a substitute medical examiner, for a total price not to exceed \$10,000, to aid the Office of the Chief Medical Examiner for the period of March 6, 2023 to March 10, 2023. Effective upon G&C approval through April 30, 2023. **100% General Funds.**

#98 Authorized to enter into a **sole source** contract with Dr. Jeremy Stuelpnagel, New York, as a substitute medical examiner, for a total price not to exceed \$10,000, to aid the Office of the Chief Medical Examiner for the period of April 13, 2023 to April 17, 2023. Effective upon G&C approval through May 31, 2023. **100% General Funds.**

#99 Authorized to enter into a subgrant with the Barrington Police Department, in an amount not to exceed \$100,000, from the Federal American Rescue Plan Act, to support municipalities and state agencies with activities related to relaxed COVID-19 restrictions. Effective upon G&C approval through June 30, 2023. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Wheeler acted as follows:

#100 Authorized to accept and expend \$15,000,000 of American Rescue Plan Act State and Local Recovery Funds for necessary technology upgrades to ensure the sustainability of the State's Financial, Payroll and Budgeting System. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#101 Authorized to amend a Fiscal Committee Item (originally approved by G&C on 6/16/21, Item #154), for Deferred Maintenance – HVAC Replacement and Repairs, by reallocating \$4,008,614 for better utilization of funds. Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#102 Authorized to amend a Fiscal Committee Item (originally approved by G&C on 3/9/22, Item #96), to accept and expend an additional \$500,000 of American Rescue Plan Act State and Local Recovery Funds to enhance the DAS Recruitment Unit to build a stronger online presence on a range of recruitment platforms targeting different prospective applicant pools and add one temporary full-time staff to provide dedicated recruitment support. (2) Further authorized to establish one temporary full-time position, Human Resource Coordinator II, to report to DAS's Division of Personnel Recruitment Unit, to equip DAS to support agencies to recruit talent at all levels. . Effective upon G&C approval through June 30, 2023. **100% Federal Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

#103 Authorized to transfer funds in the amount of \$135,000 to cover anticipated shortfalls in maintaining court facilities. (2) Further authorized the funds to be allocated as detailed in the letter dated January 23, 2023. Effective upon G&C approval through June 30, 2023. **100% Other Funds. Contingent upon Fiscal Committee approval on February 17, 2023.**

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

#105 Authorized the Division of Risk and Benefits to waive a portion of the State's \$636,254.01 gross lien related to a worker's compensation claim for a former state employee and to accept \$113,333.33 to satisfy the lien. Effective upon G&C approval.

#106 Authorized to enter into a **retroactive** contract with Potters Industries, LLC, Malvern, PA, in the amount of \$2,171,136, for glass spheres, with the option to renew for an additional two one-year periods. Effective upon G&C approval for the period of February 1, 2023 through January 31, 2026.

#107 Authorized to enter into a **retroactive** contract with Howard P. Fairfield, LLC, Hopkinton, NH, in the amount of \$378,574.17, for spreader parts – compuspread, with the option to renew for an additional two years. Effective upon G&C approval for the period November 22, 2022 through October 31, 2025.

#108 Authorized to enter into a **retroactive** amendment to an existing contract with Tri State Generators LLC, Brentwood, NH (originally approved by G&C on 8/17/22, Item #82), for generator maintenance services, to add eight existing generators to the contract, with no change to the price limitation. Effective upon G&C approval for the period December 1, 2022 through August 31, 2025.

#109 Authorized the Division of Public Works Design and Construction to enter into a contract with RTH Mechanical Contractors, Inc., Portsmouth, NH, for a total price not to exceed \$1,650,495, for Boiler Replacements Concord Prison for Men, Concord, NH. Effective upon G&C approval through September 15, 2024. (2) Further authorized a contingency in the amount of \$200,000 for unanticipated site expenses for Boiler Replacements Concord Prison for Men, Concord, NH, bringing the total to \$1,850,495. (3) Further authorized the amount of \$21,000 for payment to the DAS Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$1,871,495. **100% Capital Funds.**

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PREVIOUSLY TABLED MINUTES REMOVED FROM TABLE AND APPROVED

On February 8, 2023:

The Governor and Executive Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to **table** the minutes from the January 18, 2023 meeting.

On February 22, 2023:

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to remove the minutes of January 18, 2023 from the table.

Following discussion, the Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, with Councilors Warmington and Stevens voting **no**, voted to approve the minutes from the January 18, 2023 meeting **as amended**:

"The Governor and Council, on motion of Councilor Wheeler, seconded by Councilor Warmington, voted to set the date for a *Special Election for State Representative in Hillsborough County, District 3 (Nashua Ward 4)*.

The filing period will begin on January 23, 2023 and end on January 27, 2023. The primary election will be March 28, 2023. The special election will be May 16, 2023. **If there is no primary election, the special election shall be held on the day previously fixed as the day for the holding of the special primary election; March 28, 2023.**"

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The next regular Governor and Executive Council meeting is scheduled for Wednesday March 8, 2023 at 10:00 a.m. the State House, Concord, NH.

The Honorable Board then adjourned at 12:20 p.m.