

GOVERNOR AND EXECUTIVE COUNCIL MINUTES  
New Hampshire National Guard's Field Maintenance Shop, Hooksett, NH  
July 10, 2024, 10:00 a.m.

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

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Today's pre-meeting ceremonial items included:

- Councilor Gatsas led the Pledge of Allegiance

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The Governor and Executive Council on motion of Councilor Gatsas, seconded by Councilor Kenney, voted to approve the minutes of the June 26, 2024 meeting.

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The Governor and Executive Council, on motion of Councilor Kenney, seconded by Councilor Wheeler, approved the appointment of several persons nominated for Civil Commissions from the June 26, 2024 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:

Fish and Game Commission – RSA 206:2  
Susan G. Price, r, Moultonborough

Effective: July 10, 2024

Justice, New Hampshire Superior Court – RSA 491-1  
Jacalyn A. Colburn, Concord

Effective: October 1, 2024

New Hampshire Municipal Bond Bank – RSA 35-A  
James P. Gerry, Bedford

Effective: September 30, 2024

Personnel Appeals Board – RSA 21-I:45  
Jason R.L. Major, r, Epsom

Effective: July 10, 2024

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**CONFIRMATIONS**

The Governor and Council confirmed the following:

Ballot Law Commission - RSA 665  
(Alternate member appointed by Governor and Council)  
Claire W. Rouillard, Goffstown  
Succeeding: Eugene M. Van Loan, Bedford (resigned)

Effective: July 10, 2024  
Term: July 1, 2026

Community College System of New Hampshire, Board of Trustees - RSA 188-F  
(General Public)  
Christopher Dodge, New Boston  
Succeeding: Robert A. Baines, Manchester

Effective: July 10, 2024  
Term: June 30, 2027

Director of Agricultural Development, Department of Agriculture, Markets and Food - RSA 425:21  
Rebecca W. Ross, Concord  
Succeeding: Joshua K. Marshall, Canterbury  
Salary: LG DD, \$101,490

Effective: July 10, 2024  
Term: Commissioner's pleasure

Director of the Division of Regulatory Support, Department of Energy - RSA 12-P:4  
Amanda Noonan, Hopkinton Effective: August 5, 2024  
Succeeding: Thomas C. Frantz, Andover Term: August 4, 2028  
Salary: LG HH, \$126,384

Enhanced 911 Commission - RSA 106-H  
(Nom. By NH Emergency Dispatchers Association)  
E. Douglas Hackett, Cornish Effective: July 10, 2024  
Reappointment Term: August 22, 2027

Enhanced 911 Commission - RSA 106-H  
(N.H. Sheriffs Association)  
William H. Wright, Belmont Effective: July 10, 2024  
Reappointment Term: July 22, 2027

New Hampshire Water Well Board - RSA 482-B:3  
(Pump Installer)  
Norman H. Harris III, Gilford Effective: July 10, 2024  
Reappointment Term: September 15, 2026

State Board of Fire Control - RSA 153:2  
(Chief of a Volunteer Fire Dept.)  
Allan R. Clark, Sugar Hill Effective: July 10, 2024  
Reappointment Term: July 8, 2029

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### **NOMINATIONS**

The following nominations were submitted:

Board of Barbering, Cosmetology, and Esthetics – RSA 313-A  
(Barber)  
Breanna D. Neal, Laconia Effective: Upon Confirmation  
Succeeding: Joshua Craggy, Concord Term: July 1, 2026

Board of Dental Examiners – RSA 317-A:2  
(Dentist)  
Roger A. Achong, Concord Effective: Upon Confirmation  
Reappointment Term: July 26, 2029

Deputy Commissioner, Department of Health and Human Services – RSA 126-A:7  
Morissa S. Henn, Concord Effective: Upon Confirmation  
Reappointment Term: August 18, 2028

Justice, New Hampshire Circuit Court – RSA 490-F  
Brad T. Collins, Amherst Effective: Upon Confirmation  
Term: Until 70 years of age

New Hampshire Municipal Bond Bank – RSA 35-A  
(Public Finance)  
Adam Denoncour, Dunbarton Effective: October 1, 2024  
Succeeding: James P. Gerry, Bedford (resigned) Term: July 1, 2027

State Board of Fire Control – RSA 153:2  
(Forest Fire Warden)  
Daniel Defosses, Campton Effective: Upon Confirmation  
Reappointment Term: September 27, 2029

Water Council – RSA 21-O:7  
(Public Member)  
(Chair)  
John W. Farrell, Londonderry  
Succeeding: John A. Gilbert, Concord

Effective: Upon Confirmation  
Term: December 27, 2026

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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** - NONE

#2 **MOP 150, I, B (2): Approval of Acceptances** – NONE

#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 Cinde Warmington with regard to a certain project in participation with Granite Edvance Corporation of Concord, NH. Effective upon G&C approval.

#### **DEPARTMENT OF ADMINISTRATIVE SERVICES**

- B. Authorized to accept and place on file the Report and Findings of Councilor Janet L. Stevens with regard to a certain project in participation with The Birches Academy of Academics & Art: A Public Charter School of Salem, 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 nomination of Major Joseph A. Ebner, Plymouth, NH, for promotion to the rank of Major, in the NH Army National Guard. This officer meets the physical, moral and professional qualifications for this grade promotion in the NH Army National Guard.

#### **DEPARTMENT OF MILITARY AFFAIRS AND VETERANS SERVICES**

- B. Authorized the nomination of Darick W. Krause, Buxton, ME, for promotion to the rank of Major, in the NH Army National Guard. This officer meets the physical, moral and professional qualifications for this grade promotion in the NH Army National Guard.

#### **DEPARTMENT OF JUSTICE**

- C. Authorized to reappoint Charles O. Bucca, as an Assistant Attorney General, at a salary level of \$109,000. Effective upon G&C approval with a term ending June 30, 2029.

#### **DEPARTMENT OF JUSTICE**

- D. Authorized to reappoint Rachel C. Harrington, as an Assistant Attorney General, at a salary level of \$98,000. Effective upon G&C approval with a term ending June 30, 2029.

#### **DEPARTMENT OF JUSTICE**

- E. Authorized to reappoint Sean R. Locke, as an Assistant Attorney General, at a salary level of \$103,000. Effective upon G&C approval with a term ending June 30, 2029.

#### **DEPARTMENT OF JUSTICE**

- F. Authorized to reappoint David M. Lovejoy, as an Assistant Attorney General, at a salary level of \$83,000. Effective upon G&C approval with a term ending June 30, 2029.

**DEPARTMENT OF JUSTICE**

- G. Authorized to appoint Nicholas B. McNutt, as a Criminal Justice Investigator, at a salary level of \$79,144. Effective upon G&C approval, or July 12, 2024, whichever is later, with a term ending July 12, 2029.

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Division of Public Health Services**

- A. Authorized to enter into a **sole source** amendment to an existing contract with MTX Group, Inc., Troy, NY (originally approved by G&C on 7/14/21, Item #19), to continue providing maintenance and support for the Granite Trace system by exercising a contract renewal option by extending the completion date from July 31, 2024 to July 31, 2026, with no change to the price limitation of \$4,545,945. Effective upon G&C approval. **100% Federal Funds**

**DEPARTMENT OF SAFETY**

- B. Authorized the Division of Homeland Security and Emergency Management to amend an existing Memorandum of Agreement with the Department of Environmental Services, Dam Bureau Water Division, Concord, NH (originally approved by G&C on 12/21/22, Item #119), by extending the completion date from September 14, 2024 to September 14, 2025, to provide necessary time to complete the project. Effective upon G&C approval. **100% Federal Funds.** No additional funds are requested.

**DEPARTMENT OF NATURAL & CULTURAL RESOURCES**

- C. Authorized the Division of Forests and Lands to enter into a Master Good Neighbor Agreement with the United States Forest Service, White Mountain National Forest to provide the framework and to document the cooperative efforts between the parties for Authorized forest, rangeland, and watershed restoration services. Effective upon G&C approval through December 21, 2033. No State Funds Required.

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**REGULAR AGENDA**

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

- #6 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Kenney authorized to budget and expend Other Funds in the amount of \$2,495,273 and decrease General Funds by \$2,495,273, as detailed in the letter dated June 27, 2024. Effective **retroactively** to June 30, 2024, upon G&C approval through June 30, 2025. **100% Other Revenue. Contingent upon Fiscal Committee approval on July 10, 2024.**

**Division of Public Health Services**

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

- #7 Authorized to enter into a **sole source** cooperative project agreement with University of New Hampshire, Durham, NH, in the amount of \$7,500 for the provision of a UNH Sustainability Fellow to work on projects with the Food Protection Section of the Division of Public Health Services. Effective **retroactive** to May 28, 2024, upon G&C approval through August 16, 2024. **100% Federal Funds**

- #8 Authorized to enter into a **retroactive** amendments to existing contracts with the Contractors as detailed in the letter dated June 25, 2024 (originally approved by G&C on 6/2/21, Item #17), for reimbursement payments of educational loans through the State Loan Repayment Program, by exercising a contract renewal option, increasing the total price limitation by \$60,000 from \$135,000 to \$195,000 and by extending the completion dates from June 30, 2024 to June 30, 2026. Effective **retroactive** to July 1, 2024, upon G&C approval. **100% Other Funds (NH Medical Malpractice Joint Underwriters Association)**

### **New Hampshire Hospital**

#9 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens authorized to enter into a **sole source** amendment to an existing contract with Concord Hospital, Inc., Concord, NH (originally approved by G&C on 5/2/18, Item #26), for radiology and electrocardiogram services, by increasing the price limitation by \$66,000 from \$260,000 to \$326,000 and by extending the completion date from June 30, 2024 to June 30, 2025. Effective **retroactive** to July 1, 2024, upon G&C approval. **32% General Funds, 68% Other Funds (Provider Fees)**

### **Division for Behavioral Health**

#10 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Kenney authorized to enter into **sole source** amendment to an existing contract with the Contractor listed in bold, Mary Hitchcock Memorial Hospital, Lebanon, NH (originally approved by G&C on 10/31/18, Item #17A), as detailed in the letter dated June 21, 2024, to extend after-hours call services, by increasing the total price limitation by \$243,521 from \$57,826,595 to \$58,070,116 with no change to the contract completion date of September 29, 2024. Effective **retroactive** to May 1, 2024, upon G&C approval. **100% Federal Funds**

### **Division of Medicaid Services**

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

#11 Authorized to **retroactively** pay the MEDICAID|MEDICARE|CHIP Services Dental Association, Sandwich, MA in the amount of \$4,000, for annual membership dues. Effective upon G&C approval for the period from July 1, 2024 through June 30, 2025. **75% Federal Funds, 25% General Funds**

#11A Authorized to amend an existing contract with AmeriHealth Caritas New Hampshire Inc., Philadelphia, PA, to provide health care services to eligible and enrolled Medicaid participants through New Hampshire's Medicaid managed care program known as New Hampshire Medicaid Care Management, by increasing the total shared price limitation by \$154,612,193 from \$1,004,871,237 to \$1,159,483,430 with no change to the contract completion date of August 31, 2029. (2) Further authorized to amend an existing contract with Granite State Health Plan Inc. d/b/a New Hampshire Health Families, Bedford, NH, to provide health care services to eligible and enrolled Medicaid participants through New Hampshire's Medicaid managed care program known as New Hampshire Medicaid Care Management, by increasing the total shared price limitation by \$154,612,193 from \$1,004,871,237 to \$1,159,483,430 with no change to the contract completion date of August 31, 2029. (3) Further authorized to amend an existing contract with Boston Medical Center Health Plan, Inc. d/b/a WellSense Health Plan, Manchester, NH, to provide health care services to eligible and enrolled Medicaid participants through New Hampshire's Medicaid managed care program known as New Hampshire Medicaid Care Management, by increasing the total shared price limitation by \$154,612,193 from \$1,004,871,237 to \$1,159,483,430 with no change to the contract completion date of August 31, 2029. Effective September 1, 2024, upon G&C approval. **70.8% Federal Funds, 16% Other Funds, 13.2% General Funds**

### **Division of Long Term Supports and Services**

#12 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Kenney authorized to enter into a **sole source** contract with Easter Seals New Hampshire, Inc., Manchester, NH, in the amount of \$441,041, inclusive of a shared price limitation of \$160,000, for a health care coordination program to enhance the system of care with community-based, family-centered care coordination for children with special health care needs. Effective upon G&C approval through June 30, 2026, with the option to renew for up to two additional years. **52.82% Federal Funds, 47.18% General Funds**

### **DEPARTMENT OF TRANSPORTATION**

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

#13 Authorized the Executive Office to utilize the extended Master Service Agreement contract with Slalom, Inc. (originally approved by G&C on 11/29/23, Item #30A), by increasing the contract amount by \$650,000 from \$1,500,000 to a new contract amount not to exceed \$2,150,000 for the purpose of further developing Department of Transportation permits as part of the Statewide ePermitting system. Effective upon G&C approval. **100% Federal Funds**

#14 Authorized the Bureau of Construction to enter into a contract with C.W. Sliter & Sons, LLC d/b/a CWS Fence & Guardrail Co., Andover, NH, on the basis of a low bid of \$1,446,755, for guardrail removal and replacement on I-293 through the Millyard in Manchester, NH. (2) Further authorized a contingency in the amount of \$72,337.75 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through May 16, 2025, unless amended by the Department in accordance with the Standard Specifications. **100% Turnpike Funds**

#15 Authorized the Bureau of Construction to enter into a contract with Pike Industries, Inc., Belmont, NH, on the basis of a low bid of \$2,067,777.75, for resurfacing of three sections of roadway on NH 109 within the Towns of Sandwich, Wolfeboro, Moultonborough, and Tuftonboro, NH. Effective upon G&C approval through July 25, 2025, unless amended by the Department in accordance with the Standard Specifications. **100% Other Funds**

#16 Authorized the Bureau of Transportation Systems Management & Operations to enter into a contract with R&R Communications, Inc., Swanzey, NH, on the basis of a sole bid of \$249,150, for the purpose of providing statewide service and repairs to the Department's land mobile radio system. Effective upon G&C approval through June 30, 2026. **85% Highway Funds, 14% Turnpike, 1% General Funds**

#17 Authorized the Bureau of Bridge Design to enter into an Agreement with Collins Engineers, Inc., Portsmouth, NH, for an amount not to exceed \$750,000, for on-call complex and routine bridge inspection and load rating services for various transportation projects located throughout the State. Effective upon G&C approval through May 31, 2027.

#18 Authorized the Bureau of Aeronautics to **retroactively** award a grant to the Town of Whitefield, NH, in the amount of \$32,000, for the American Rescue Plan Act funding to offset a decline in revenues arising from diminished airport operations and activities as a result of the COVID-19 Public Health Emergency for the Mt. Washington Regional Airport, Whitefield, NH. Effective upon G&C approval through January 25, 2026. **100% Federal Funds**

#19 Authorized the Bureau of Highway Design to enter into an Agreement with GM2 Associates, Inc., Concord, NH, for an amount not to exceed \$1,301,601.52, for final design and associated environmental services to replace a red-listed bridge in the Town of North Hampton, NH. Effective upon G&C approval through December 1, 2028. **100% Federal Funds**

#20 Authorized the Bureau of Environment to enter into an Agreement with Heritage Consultants, LLC, Newington, CT, for an amount not to exceed \$200,000, to provide on-call archaeology services for various projects and facilities located throughout the State. Effective upon G&C approval through March 31, 2027, with the option to renew for one year.

#21 **WITHDRAWN** – The Agency withdrew the request of the Bureau of Environment to sell the currently dismantled Flying Yankee Train, a diesel-electric powered, three-car train, manufactured by Edward G. Budd Manufacturing Company, to The Flying Yankee Restoration Group, d/b/a The Flying Yankee Association, Nashua, NH, for nominal consideration of \$1.00. Effective upon G&C approval.

*[\\*Upon request by Councilor Gatsas, click here to view the status update from the Bureau of Right of Way, for the Derry-Londonderry 13065, Exit 4A project.\\*](#)*

#22 NOT USED

#### **COMMUNITY DEVELOPMENT FINANCE AUTHORITY**

#23 The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens authorized, under the Community Development Block Grant program, to amend a grant to the County of Sullivan, Newport, NH (originally approved by G&C on 9/6/23, Item #31), by increasing the grant agreement amount by \$563,695 from \$563,695 to \$1,127,390 and by extending the completion date from December 31, 2024 to December 31, 2025, to allow for another year of funding for the purpose of assisting two organizations and providing microenterprise technical assistance and training, direct grants and down payment assistance to micro businesses. Effective upon G&C approval through December 31, 2025. **100% Federal Funds**

## **DEPARTMENT OF AGRICULTURE, MARKETS & FOODS**

#24 The Governor and Council on motion of Councilor Kenney, seconded by Councilor Stevens authorized the Division of Pesticide Control to grant funds and enter into a Cooperative Project Agreement with the University of New Hampshire, Office of Sponsored Research, Durham, NH, in the amount of \$52,549, for the advancement of agricultural research and to assist in the promotion of Integrated Pest Management practices in New Hampshire. Effective upon G&C approval through October 31, 2026. **100% Other Funds**

## **DEPARTMENT OF ENERGY**

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

#25 Authorized to enter into an amendment to an existing **sole source** contract with Community Action Program Belknap and Merrimack Counties, Inc., Concord, NH (originally approved by G&C on 12/21/22, Item #57), to supplement the Agency's Building Weatherization Program by increasing the price limitation by \$130,000 from \$565,748 to \$695,748 using additional Low-Income Home Energy Assistance Program funds, from the US Department of Health and Human Services, Administration for Children and Families and by extending the completion date from September 30, 2024 to December 31, 2024. Effective upon G&C approval. **100% Federal Funds**

#26 Authorized to enter into an amendment to an existing **sole source** contract with Community Action Partnership of Strafford County, Dover, NH (originally approved by G&C on 12/21/22, Item #58), to supplement the Agency's Building Weatherization Program by increasing the price limitation by \$120,000 from \$347,186 to \$467,186 using Low-Income Home Energy Assistance Program funds, from the US Department of Health and Human Services, Administration for Children and Families and by extending the completion date from September 30, 2024 to December 31, 2024. Effective upon G&C approval. **100% Federal Funds**

#27 Authorized to enter into an amendment to an existing **sole source** contract with Southwestern Community Action Services, Inc., Keene, NH (originally approved by G&C on 12/21/22, Item #60), to supplement the Agency's Building Weatherization Program by increasing the price limitation by \$120,000 from \$557,059 to \$677,059 using Low-Income Home Energy Assistance Program funds, from the US Department of Health and Human Services, Administration for Children and Families and by extending the completion date from September 30, 2024 to December 31, 2024. Effective upon G&C approval. **100% Federal Funds**

#28 Authorized to enter into an amendment to an existing **sole source** contract with Southern New Hampshire Services, Inc., Manchester, NH (originally approved by G&C on 12/21/22, Item #59), to supplement the Agency's Building Weatherization Program by increasing the price limitation by \$80,000 from \$613,079 to \$693,079 using Low-Income Home Energy Assistance Program funds, from the US Department of Health and Human Services, Administration for Children and Families and by extending the completion date from September 30, 2024 to December 31, 2024. Effective upon G&C approval. **100% Federal Funds**

#29 Authorized to enter into an amendment to an existing **sole source** contract with Tri-County Community Action Program, Inc., Berlin, NH (originally approved by G&C on 12/21/22, Item #61), to supplement the Agency's Building Weatherization Program by increasing the price limitation by \$150,000 from \$666,928 to \$816,928 using Low-Income Home Energy Assistance Program funds, from the US Department of Health and Human Services, Administration for Children and Families and by extending the completion date from September 30, 2024 to December 31, 2024. Effective upon G&C approval. **100% Federal Funds**

#30 Authorized to enter into a contract with Apple Energy Group LLC, Austin, TX, for an amount not to exceed \$327,725, to provide assistance for monitoring of subgrantees of the Bipartisan Infrastructure Law Weatherization Assistance Program. Effective upon G&C approval through June 30, 2027, with the option to extend the contract up to 18 months. **100% Federal Funds**

#31 Authorized to enter into an amendment to an existing contract with Blue Ridge Consulting Services, Inc., Travelers Rest, SC (originally approved by G&C on 6/28/23, Item #112), by executing an available contract extension and increasing the price limitation by \$95,380 from \$97,550 to \$192,930 and extending the expiration date from December 31, 2024 to September 30, 2025, to provide utility revenue requirement consulting services. Effective upon G&C approval, with the option to renew for an additional nine months. **100% Other Funds (Special Utility Assessment)**

#32 Authorized to amend an existing contract executing an available two-year extension with Christensen Associates Energy Consulting, LLC, Madison, WI (originally approved by G&C on 8/23/23, Item #67), by increasing the price limitation by \$257,727 from \$110,000 to \$367,727, and extending the expiration date from September 30, 2024 to September 30, 2026, to provide utility technical consulting services from a qualified consultant in utility performance-based ratemaking. Effective upon G&C approval. **100% Other (Special Utility Assessment)**

#33 Authorized to amend an existing **sole source** contract by executing an available two-year extension with Christensen Associates Energy Consulting, LLC, Madison, WI (originally approved by G&C on 8/23/23, Item #68), by increasing the price limitation by \$257,799 from \$121,500 to \$379,299, and extending the expiration date from September 30, 2024 to September 30, 2026, to provide utility technical consulting services from a qualified cost of service and rate design consultant. Effective upon G&C approval. **100% Other (Special Utility Assessment)**

#34 Authorized to enter into a contract with Willoughby Consulting, Apex, NC, for an amount not to exceed \$450,000, to provide ongoing engineering analysis and advice regarding the electric distribution system engineering and planning practices of New Hampshire's regulated electric distribution utilities. Effective upon G&C approval through June 30, 2027, with the option to extend the contract for an additional three years or three one-year periods. **100% Other (Special Utility Assessment)**

#### **DEPARTMENT OF NATURAL & CULTURAL RESOURCES**

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

#35 Authorized to continue one full-time temporary MISC BUS OPS SPEC, a position essential for assisting in administering all facets of the Bureau of Trails non-motorized program on the statewide trail system, within the Division of Parks and Recreation. Effective upon G&C approval for the period August 2, 2024 through August 2, 2025. **100% Other Funds (Agency Income)**

#36 Authorized to continue one full-time temporary MISC BUS OPS SPEC, a position essential for managing the federal stewardship and compliance requirements of the Land and Water Conservation Fund program, within the Division of Parks and Recreation. Effective upon G&C approval for the period August 24, 2024 through August 24, 2025. **100% Other Funds (Agency Income)**

*The Governor recessed the meeting at approximately 11:10 a.m. The Governor and Executive Council reconvened at approximately 11:15 a.m. with all members present.*

#### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

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

#37 Authorized to approve a Drinking Water State Revolving Fund loan agreement with the City of Keene, NH, in the amount not to exceed \$3,801,900, to finance water system improvements under the provisions of RSA 486:14 and NH Code of Administrative Rules Env-Dw 1100 et seq. Effective upon G&C approval. **87.34% Drinking Water State Revolving Loan Fund BIL Funds, 12.66% General Funds**

#38 Authorized to approve a Drinking Water State Revolving Fund loan agreement with the Oyster River Condominium Association, Lee, NH, in the amount not to exceed \$680,000, to finance water system improvements, subject to conditions as detailed in the letter dated June 21, 2024, under the provisions of RSA 486:14 and NH Code of Administrative Rules Env-Dw 1100 et seq. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Funds Repayment Funds**

#39 Authorized to approve a Clean Water State Revolving Fund loan agreement with the City of Lebanon, NH, in an amount not to exceed \$100,000, to finance the Mascoma Watershed Protection Plan project under the provisions of RSA 486:14 and NH Code of Administrative Rules Env-Wq 500 et seq. Effective upon G&C approval. **100% CWSRF Repayment Funds**

#40 Authorized to approve a Clean Water State Revolving Funds loan agreement with the Town of Swanzey, NH, in an amount not to exceed \$420,000, to finance energy improvements through the Energy Efficiency and Solar Array project under the provisions of RSA 486:14 and NH Code of Administrative Rules Env-Wq 500 et seq. Effective upon G&C approval. **100% CWSRF Repayment Funds**

#41 Authorized Elizabeth/Robert Lancaster's request to perform work on Lake Winnepesaukee in Gilford, NH.

#42 Authorized the City of Portsmouth's request to perform work on North Mill Pond in Portsmouth, NH.

#### **DEPARTMENT OF EDUCATION**

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

#43 Authorized the Bureau of Learner Support to hold an organized meeting with the Southwest Center for Educator Support at Keene State College, Keene, NH, for a cost not to exceed \$29,508, to provide a one-day Summer Leadership Institute, and concurrent New Teacher Retreat, on July 31, 2024 and two follow up sessions online dates TBD, entitled "Engaging and Connecting Student and Teachers in Learning." (2) Further authorized to enter into a **sole source** Cooperative Project Agreement with the Southwest Center for Educator Support at Keene State College, in the amount of \$29,508, to provide a Summer Leadership Institute, concurrent New Teacher Retreat for Educators, and two follow up sessions online entitled "Engaging and Connecting Students and Teachers in Learning" hosted by the Southwest Center for Educator Support on the Keene State College campus. Effective upon G&C approval through September 30, 2024. **100% Federal Funds**

#44 Authorized to amend an existing **sole source** contract with FACTS Education Solutions, LLC, Lincoln, NE (originally approved by G&C on 4/12/23, Item #112), by increasing the price limitation by \$756,200 from \$956,340 to \$1,712,540 and extending the completion date from September 30, 2024 to September 30, 2026, to deliver fiscal agents services on behalf of the New Hampshire Department of Education to eligible participants of the sponsored training for LETRS Elementary Educators and LETRS Early Childhood Educators being provided through the contract with Lexia Learning Systems, LLC. Effective upon G&C approval. **100% Federal Funds**

#45 Authorized the Division of Learner Support, Bureau of Adult Education to enter into a **sole source** contract with LiteracyPro Systems, Inc., Boulder, CO, to provide a web-based, commercial-off-the-shelf, vendor-hosted student data management system that meets the federal reporting requirements under the Workforce Innovation and Opportunity Act of 2014, for a not-to-exceed amount of \$584,923. Effective upon G&C approval through July 31, 2028, with the option to renew for four additional years. **100% General Funds**

#46 Authorized to enter into a **sole source** contract with MetaMetrics, Inc., Durham, NC, in an amount not to exceed \$190,000, to provide the use of Lexile® reader measures and Quantile® measures for mathematics for the NH State Assessment System. Effective upon G&C approval through June 30, 2025. **100% Federal Funds**

#47 Authorized the Bureau of Adult Education to enter into a **sole source** contract with PSI Services LLC, Glendale, CA, for an amount not-to-exceed \$50,000, to provide high school equivalency testing services to New Hampshire residents and technical support. Effective upon G&C approval through June 30, 2029, with the option to extend up to four years. **100% General Funds**

#48 Authorized the Bureau of Vocational Rehabilitation (VRNH) to enter into a **sole source** contract with Turning Point Education Consulting Services, LLC, Concord, NH, in an amount not to exceed \$19,625, to provide support to VRNH's statewide coordination of Project Search and co-facilitating the Transition Advisory Committee consistent with the transition service strategic plan. Effective upon G&C approval through June 30, 2025. **100% Federal Funds**

#### **POLICE STANDARDS & TRAINING COUNCIL**

#49 The Governor and Council on motion of Councilor Stevens, seconded by Councilor Kenney authorized to enter into a Memorandum of Agreement with the Department of Safety, Division of Fire Standards & Training & EMS, in the amount of \$8,780, for providing Tactical Emergency Casualty Care Training for police recruits for each of the full-time academy sessions and part-time academy session to be held during Fiscal Year 2025. Effective upon G&C approval through June 30, 2025. **100% General Funds**

#### **DEPARTMENT OF SAFETY**

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

#50 Authorized the Division of State Police to accept and expend \$6,334 of federal pass-through funds from the Department of Safety, Division of Administration to conduct aggressive law enforcement initiatives by patrolling all northern borders. Effective upon G&C approval through June 30, 2025. **100% Intra-Agency Transfers**

#51 Authorized the Division of Homeland Security and Emergency Management to **retroactively** amend an existing Memorandum of Agreement with the Department of Environmental Services, Dam Bureau Water Division, Concord, NH (originally approved by G&C on 12/21/22, Item #118), by extending the completion date from August 31, 2023 to August 31, 2024. Effective upon G&C approval. **100% Federal Funds.** No additional funds requested.

#52 Authorized the Division of State Police to **retroactively** pay invoices in the amount of \$18,443.21 to the Vendors as detailed in the letter dated June 26, 2024, for the purchase of maintenance and repairs to the State Police fleet. Effective upon G&C approval. **45% General Funds, 35% Highway Funds, 13% Turnpike Funds, 7% Other Funds**

#53 Authorized to waive the provisions of Manual of Procedures (MOP) 150 section V. 'Governor and Executive Council Approval Thresholds' paragraph A.3 'Thresholds Established,' and continue to purchase maintenance and repair services for State Police fleet vehicles in accordance with Administrative Rule 608.01 'Repairs to Motor Vehicle.' Effective upon G&C approval.

#54 Authorized the Division of Administration to enter into a contract with Spears Bros. Building Wrecking in the amount of \$23,800 for the demolition services at 108 Clinton Street, Concord, NH. Effective upon G&C approval through October 31, 2024. **100% Agency Funds**

#55 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Sanbornton, NH, in the amount of \$75,000, to purchase and install a backup generator for their community secondary Emergency Operations Center. Effective upon G&C approval through August 31, 2025. **100% Federal Funds**

#56 Authorized the Division of Fire Standards & Training and Emergency Medical Services to enter into a **sole source** agreement with the International Association of Fire Fighters, Washington, DC, in the amount of \$42,000, to provide training for the IAFF Fire Ground Survival Train-the-Trainer program. Effective upon G&C approval through August 31, 2024.

#### **DEPARTMENT OF JUSTICE**

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

#57 Authorized to reappoint Todd M. Flanagan, as Deputy Chief Investigator, at a salary level of \$94,495. Effective upon G&C approval with a term ending July 20, 2029.

#58 Authorized to reappoint Ashley Taylor, as a Victim/Witness Specialist, at a salary level of \$80,824. Effective upon G&C approval with a term ending June 30, 2029.

#59 Authorized to reappoint Michael S. Garrity, as Director of Communications, at a salary level of \$112,770. Effective upon G&C approval with a term ending June 30, 2029.

#60 Authorized to appoint Assistant Attorney General Mary Ann Dempsey as the Director of Charitable Trusts, at a salary level of \$120,000. Effective upon G&C approval or June 28, 2024, whichever is later, with a term ending March 22, 2029.

#### **DEPARTMENT OF ADMINISTRATIVE SERVICES**

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

#61 Authorized a Working Capital Warrant for the month of August 2024 in the amount of \$950,000,000 to cover the payment of expenditures for the month.

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

#63 Authorized to enter into a contract with Presidio Networked Solutions LLC, Woburn, MA, in an amount up to and not to exceed \$4,000,000, for cloud solutions through a Participating Agreement with the National Association of State Procurement Officials Value Point Master Agreement. Effective upon G&C approval through September 15, 2026.

#64 Authorized to enter into a **retroactive** contract amendment to an existing contract with First Data Merchant Services LLC, Alpharetta, GA (originally approved by G&C on 9/18/13, Item 27E), for merchant card processing services, to extend the contract term from June 20, 2024 to June 30, 2025. Effective upon G&C approval.

#65 Authorized the Division of Public Works Design and Construction to enter into a contract with DLR Group Inc., Omaha, NE, for a total price not to exceed \$9,167,169 for Project New Men's Prison. (2) Further authorized a contingency in the amount of \$777,831 for unanticipated site expenses, bringing the total to \$9,945,000. (3) Further authorized a payment of \$50,000 to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$9,995,000. Effective upon G&C approval through the completion of the construction documents phase, estimated to be August 29, 2025, unless extended in accordance with the contract terms. **100% General Funds**

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### **ITEMS REMOVED FROM THE TABLE**

On June 26, 2024:

The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Kenney, voted to **table** item #52 below.

On July 10, 2024:

The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, and with Councilor Wheeler voting **no**, voted to remove item #52 below from the table. The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, voted to adopt item #52 for the purpose of discussion. Following discussion, the Governor and Council, with Councilors Kenney and Wheeler voting **no**, approved item #52 below.

### **DEPARTMENT OF HEALTH AND HUMAN SERVICES Division of Behavioral Health**

#52 Authorized to enter into a Memorandum of Understanding with the New Hampshire Department of Education, Concord, NH, in the amount of \$562,000, to support New Hampshire school districts with exploring the feasibility of, or expanding a previously implemented Multi-Tiered System of Supports for Behavioral Health and Wellness and/or Pyramid Model Framework. Effective July 1, 2024, upon G&C approval through June 30, 2026, with the option to renew for up to four additional years. **100% Other Funds (Governor's Commission)**

On June 26, 2024:

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Wheeler, voted to **table** item #119 below.

On July 10, 2024:

The Governor and Council on motion of Councilor Stevens, seconded by Councilor Warmington, voted to remove item #119 below from the table. The Governor and Council on motion of Councilor Warmington, seconded by Councilor Stevens, voted to adopt item #119 for the purpose of discussion. Following discussion, the Governor and Council, with Councilors Stevens and Wheeler voting **no**, approved item #119 below.

**DEPARTMENT OF NATURAL & CULTURAL RESOURCES**

#119 Authorized to sell approximately 30-acres of land located on the north side of Concord, NH, known as Allen State Forest, to David R. Price, Sr. and David R. Price, Jr. for \$132,000, exceeding the appraised value which includes an administrative fee of \$1,100 pursuant to RSA 4:40, III-A. (2) Further authorized to accept the payment of \$132,000 in accordance with the terms of the Purchase and Sales agreement. Effective upon G&C approval.

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The next regular Governor and Executive Council meeting is scheduled for Wednesday July 24, 2024 at 10:00 a.m. at The Rocks, Bethlehem, NH.

The Honorable Board then adjourned at 11:35 a.m.