

Carroll County Commissioners Meeting
August 9, 2017
8:30 am

Present: Commissioners Amanda Bevard, David Babson, Mark Hounsell and County Administrator Ken Robichaud.

Others Present: Lisa Scott, Andy (Fidlar), Josephine Amatucci, Howie Chandler, George Cleveland, Daymond Steer, Jon Ruckenbrod

Commissioner Bevard called the meeting to order at 8:30 am/ Pledge of Allegiance

Commissioner Babson motioned to approve the minutes of August 2, 2017 seconded by Commissioner Hounsell: motion passed 2-0 with Commissioner Hounsell abstaining

Public Input – Josephine Amatucci of Wolfeboro has an issue with the Wolfeboro police department.

Commissioner Bevard call a recess at 8:35am

Commissioner Bevard called meeting back in session at 8:45am

Commissioner told Josephine that they will be glad to speak with her about the personnel issue in non-public.

Daymond Steer asked for a copy of the Public Input Policy

Lisa Scott – Andy Horsfall (Fidlar)

Discussion on Microfilm contract. The contract is for \$105,000 and only \$35,000 has been allocated for the project in 2017. Fidlar is willing to take the risk of the \$70,000 not being approved by the Delegation for 2018.

Ken suggested the commissioners postpone the discussion until after the Delegation meeting .

Commissioner Babson motioned to postpone the discussion on the Fidlar Contract until after the August 2017 Delegation meeting seconded by Commissioner Hounsell: all in favor. So voted

Howie Chandler – George Cleveland

Howie and George discussed the need for assisted living facilities in Carroll County. They would like the county to contribute \$10,000 toward a feasibility study.

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Commissioner Hounsell motioned that the Board of Commissioners support allocating an amount not to exceed \$10,000.00 in matching funds from the 2017 MVC budget, for purpose of conducting a feasibility study for assisted living facilities at MVC and in North Conway. Seconded by Commissioner Babson: all in favor. So voted

White Horse Addiction Center

Sue Thistle from White Horse contacted Ken about them accepting a donation from the town of Wakefield. The money would be used for transportation of clients.

The county appropriated \$75,000 to help White Horse with operating cost with the stipulation they would not ask the towns for money. If they asked and received money from the towns it would be subtracted from the \$75,000

The commissioners asked Ken to contact Sue and ask if they would set up a separate fund for the transportation.

M.J. Pettengil – County Poor Farm

MJ gave a presentation of her research on the county farm. MJ was responsible for getting a monument at the pauper's cemetery in Ossipee.

House Bill 178

Commissioner Hounsell was appointed to the Commission to Study Processes to Resolve right-to-know complaints

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CHAPTER 126
HB 178 - FINAL VERSION

26Jan2017... 0049h
20Apr2017... 1586-EBA

2017 SESSION

17-0374
01/08

HOUSE BILL **178**

AN ACT establishing a commission to study processes to resolve right-to-know complaints.

SPONSORS: Rep. Weyler, Rock. 13; Rep. Souza, Hills. 43; Rep. Itse, Rock. 10; Rep. Spillane, Rock. 2; Sen. Giuda, Dist 2; Sen. Gray, Dist 6; Sen. Birdsell, Dist 19; Sen. Avard, Dist 12

COMMITTEE: Judiciary

ANALYSIS

This bill establishes a commission to study processes to resolve right-to-know complaints.

.....

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~in brackets and struck through.~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.
26Jan2017... 0049h
20Apr2017... 1586-EBA 17-0374
01/08

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT establishing a commission to study processes to resolve right-to-know complaints.

Be it Enacted by the Senate and House of Representatives in General Court convened:

126:1 New Section; Commission to Study Processes to Resolve Right-to-Know Complaints. Amend RSA 91-A by inserting after section 8 the following new section:

91-A:8-a Commission to Study Processes to Resolve Right-to-Know Complaints.

I. There is established a commission to study processes to resolve right-to-know complaints.

(a) The members of the commission shall be as follows:

- (1) Three members of the house of representatives, appointed by the speaker of the house of representatives.
- (2) One member of the senate, appointed by the president of the senate.
- (3) The attorney general, or designee.
- (4) One municipal official, appointed by the New Hampshire Municipal Association.
- (5) One school board member, appointed by the New Hampshire School Boards Association.

http://www.gencourt.state.nh.us/bill_status/billText.aspx?sy=2017&id=411&txtFormat=html 8/8/2017

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- (6) One county official, appointed by the New Hampshire Association of Counties.
 - (7) One member who shall have brought suit pro se under RSA 91-A:7, appointed by the governor.
 - (8) One member representing the New Hampshire Press Association, appointed by that association.
 - (9) One member representing Right To Know New Hampshire, appointed by that organization.
 - (10) One member of the New Hampshire Civil Liberties Union, appointed by that organization.
 - (11) One citizen member, appointed by the governor.
 - (b) Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.
 - II.(a) The commission shall study alternative processes to resolve right-to-know complaints consistent with the following:
 - (1) Encouraging resolution of right-to-know complaints directly between citizens and public agencies and bodies.
 - (2) Reducing the burden and costs of right-to-know complaints on the courts.
 - (3) Reducing the burden and costs of right-to-know complaints on public agencies and bodies.
 - (4) Reducing the burden and costs of right-to-know complaints on citizens aggrieved by violations of RSA 91-A.
 - (5) Increasing awareness and compliance with the right-to-know law to minimize violations.
 - (b) The commission may solicit information from any person or entity the commission deems relevant to its study.
 - III. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named house member. The first meeting of the commission shall be held within 30 days of the effective date of this section. Seven members of the commission shall constitute a quorum.
 - IV. The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2017.
 - 126:2 Repeal. RSA 91-A:8-a, establishing a commission to study processes to resolve right-to-know complaints, is repealed.
 - 126:3 Effective Date.
 - I. Section 2 of this act shall take effect November 1, 2017.
 - II. The remainder of this act shall take effect upon its passage.
- Approved: June 16, 2017
Effective Date: '
I. Section 2 effective November 1, 2017
II. Remainder effective June 16, 2017

Commissioners discussed a letter received from NHAC on HB 517 to do with Health and Human Services.

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President
George Maglaras
Strafford County Commissioner

Vice President
Tom Brady
Coos County Commissioner

Clerk
Tom Tombarello,
Rockingham County Commissioner

Treasurer
Les Hammond
Merrimack County Treasurer



Immediate Past President
Bronwyn Asplund-Walsh
Merrimack County Commissioner

Executive Director
Ronald R. White

46 Donovan Street, Suite 2
Concord, NH 03301

(603) 224-9222
(603) 224-8312 (fax)

nhaac@nhcounties.org
~
www.nhcounties.org

August 4, 2017

Carroll County Commissioners
Attention: Ken Robichaud, County Administrator
Administration Building
P.O. Box 152
Ossipee, NH 03864-0152

RE: HB-517, Section 176 & 177

Dear Commissioners:

HB-517, Section 176 – New Hampshire Partnership for Long-Term Care Plan. The New Hampshire Association of Counties, in consultation with the county-state finance commission, shall develop a New Hampshire partnership for long-term care plan. The plan shall address services for New Hampshire's population that is eligible for Medicaid for nursing home level care, including those services provided under the choices for independence program. The plan shall account for demographic changes in New Hampshire, availability of non-nursing home community based services, and ensuring the least restrictive care available. The plan shall include methods for funding and management of programs that balance the interests of county, state, and federal payers into the system. Development of the plan shall include a process for meaningful input from affected persons. The New Hampshire Association of Counties shall submit to the governor, the speaker of the house of representatives, and the president of the senate a preliminary report by March 1, 2018 and a final report by July 1, 2018.

HB-517, Section 177 – Appropriation; Health and Human Services; New Hampshire Partnership for Long-Term care Plan. The sum of \$100,000 is hereby appropriated to the department of health and human services for the biennium ending June 30, 2019 for the purpose of funding the New Hampshire Association of Counties, development of a New Hampshire partnership for long-term care plan. This appropriation shall be contingent upon a 50 percent match by the county governments. The New Hampshire Association of Counties shall notify the commissioner of the department of health and human services once the match has been obtained. Upon notification, the commissioner shall distribute the appropriation to the New Hampshire Association of Counties. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

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Previously, I sent a letter addressing the need for each county to pay \$10,000 towards a \$100,000 County match as indicated by legislation. To date eight (8) counties have made their respective payments. I am asking that your county make payment so that NHAC can notify the Commissioner, Health and Human Services to receive the matching \$100,000 from the State.

If we do not get total contributions from our respective members, then the available match will be reduced accordingly. If these resources are not available to do this study, then we will be forced to notify the state of our unwillingness to fund the study and therefore be subject to the will of the state regarding Long Term Care Services, which include our Nursing Home operations.

NHAC is actively engaged in meeting the requirements of the above legislation by the identified dates. To accomplish this we need the support of all counties.

If you have any questions or concerns, please contact me, or a member of the County/State Finance Committee.

Respectfully,


George Maglaras, President

Copies: NHAC File

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CHAPTER 156
HB 517 - FINAL VERSION
- Page 80 -

1 health and human services shall engage in a rate-setting process which is based on providers'
2 reasonable costs of providing those services needed to implement the provisions of sections 158
3 through 173 of this act.

4 156:175 Funding of Alternative Placement Capacity for Youth. Notwithstanding any other
5 provision of law, no less than \$8,714,632 of the funds appropriated in account 05-95-42-421010-
6 2958, class 535, shall be expended during the biennium ending June 30, 2019, to fund rate increases
7 and additional capacity for out-of-home placements pursuant to the duties of the commissioner of
8 health and human services in section 165 of this act. These funds may not be transferred or utilized
9 for any other purpose, including to satisfy a lapse requirement or appropriation reduction.

10 156:176 New Hampshire Partnership for Long-Term Care Plan. The New Hampshire
11 Association of Counties, in consultation with the county-state finance commission, shall develop a
12 New Hampshire partnership for long-term care plan. The plan shall address services for New
13 Hampshire's population that is eligible for Medicaid for nursing home level of care, including those
14 services provided under the choices for independence program. The plan shall account for
15 demographic changes in New Hampshire, availability of non-nursing home community based
16 services, and ensuring the least restrictive care available. The plan shall include methods for
17 funding and management of programs that balance the interests of county, state, and federal payers
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19 persons. The New Hampshire Association of Counties shall submit to the governor, the speaker of
20 the house of representatives, and the president of the senate a preliminary report by March 1, 2018
21 and a final report by July 1, 2018.

22 156:177 Appropriation; Health and Human Services; New Hampshire Partnership for Long-
23 Term Care Plan. The sum of \$100,000 is hereby appropriated to the department of health and
24 human services for the biennium ending June 30, 2019 for the purpose of funding the New
25 Hampshire Association of Counties' development of a New Hampshire partnership for long-term
26 care plan. This appropriation shall be contingent upon a 50 percent match by the county
27 governments. The New Hampshire Association of Counties shall notify the commissioner of the
28 department of health and human services once the match has been obtained. Upon notification, the
29 commissioner shall distribute the appropriation to the New Hampshire Association of Counties.
30 The governor is authorized to draw a warrant for said sum out of any money in the treasury not
31 otherwise appropriated.

32 156:178 New Subparagraph; Commissioner's Duties; Medicaid Managed Care Program; Prior
33 Authorization. Amend RSA 126-A:5, XIX by inserting after subparagraph (f) the following new
34 subparagraph:

35 (g)(1) By July 15, 2017, the commissioner shall develop a universal online prior
36 authorization form for drugs used to treat mental illness and require community mental health
37 centers and managed care organizations to use such form by September 1, 2017. A reasonably

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Commissioner Hounsell motioned to instruct Ken to send a letter to NHAC saying the commissioners are in support of HB517 unfortunately there is no appropriation in the 2017 budget but will ask for the appropriation in the 2018 budget

Line Item Transfers

The commissioners signed the following transfers:

From: line item # 100.4170.082 Equipment Repairs \$600.00

To: line item # 100.4170.073 County Vehicle Exp \$600.00

From: line item # 100.4100.012 Medical Insurance \$600.00

To: line item# 100.4100.005 Overtime \$600.00

Administrator Updates

PYO blueberries will be open aging this weekend. The total blueberry sales is \$268.00

Haying is going well with 5,602 bales up 644 bales from LY

NHAC conference is September 21-23

Commissioners Updates

Commissioner Hounsell is honored to be appointed to the to the Commission to Study Processes to Resolve right-to-know complaints

Commissioner Hounsell asked if the Board would approve mileage for him to attend the commission meetings.

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Commissioner Bevard motion to pay Commissioner Hounsell's mileage to HB 178 commission meetings if the NHAC will not pay seconded by Commissioner Babson: motion passed 2-0 with Commissioner Hounsell abstaining.

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Commissioner Babson motioned to go into non-public session 1, RSA 91-A: 3 Paragraph II (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself.

Session 2

RSA 91-A:3, Paragraph II (g) Consideration of security-related issues bearing on the immediate safety of security personnel or inmates at the county correctional facility by county correctional superintendents or their designee.

Session 3

RSA 91-A:3 Paragraph II (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself. Seconded by Commissioner Hounsell: motion passed on a roll call vote Commissioner Hounsell "Aye", Commissioner Babson "Aye", Commissioner Bevard "Aye"

Commissioner Babson motioned to come out of non-public seconded by Commissioner Hounsell: all in favor. So voted

Commissioner Bevard motioned to seal the minutes seconded by Commissioner Babson: all in favor. So voted

Commissioner Bevard with no objection declared the meeting adjourned

Minutes Approved on 8/16/17
Amanda J. Bevard

Amanda Bevard, Chairman

David L. Babson Jr.

David Babson, Vice Chair

Mark Hounsell
Mark Hounsell, Clerk