# GRAFTON COUNTY COMMISSIONERS'MEETING 3855 Dartmouth College Hwy North Haverhill, NH 03774 June 21st, 2016

PRESENT: Commissioners Cryans, Richards and Lauer, CA Libby and Admin Assistant S. Norcross.

OTHERS PRESENT: Supt. Elliott, Supt. Oakes, HSA Bishop

Commissioner Cryans called the meeting to order at 9:05 AM and began with the Pledge of Allegiance.

Supt. Elliott arrived and gave the following report:

June 21, 2016

#### **Commissioners Report**

1. Population: In House: 78 F Unit: 23

E Unit: 21 D Unit: 21 C Unit: 12 Intake: 1

#### 2. Community Corrections Report:

a) Drug Court: Supervising (12) \*1 absconded

**b) Electronic Monitoring**: Supervising (5)

c) Daily Work Release: Supervising (0)

d) Operation Impact: Sgt. Larson conducted presentations at North Country Charter Academy, Monroe Elementary, Lebanon Middle School, Newfound Middle School and Haverhill Middle School.

**e) Community Work Program:** Sgt. Webster supervised work details at the Grange in Plymouth and the Orford Presbyterian Church.

#### 3. General:

Inmate Transfer – Supt. Elliott stated that Sullivan County asked if they would take a male inmate that is sentenced for 60 days because he is related to a Sullivan County employee.

Commissioner Lauer moved to accept the inmate transfer from Sullivan County. Commissioner Richards seconded the motion and all were in favor.

Staff Training – Supt. Elliott stated that he sent six (6) people to Primex leadership training course. He stated that this is a very valuable free training and he plans to send more this year.

\*9:11 AM - Commissioner Richards moved to enter into non-public session for the purposes of consideration of security-related issues bearing on the immediate safety of security personnel or inmates at the county correctional facilities by county correctional superintendents or their designees according to RSA 91-A:3, II (g). Commissioner Lauer seconded the motion. This motion requires a roll call vote, Commissioner Cryans called the roll. Commissioner Cryans "yes"; Commissioner Richards "yes"; Commissioner Lauer "yes". Commissioner Cryans stated that a majority of the board voted yes and would now go into non-public session.

\*9:16 AM Commissioner Cryans declared the meeting back in public session.

Commissioner Richards moved to permanently seal the minutes from the just completed non-public session in the event they could affect the reputation of someone other than those of the Board of Commissioners. Commissioner Lauer seconded the motion and all were in favor.

Farm Stand Opening – Supt. Elliot stated that the farm stand will be opening July 6<sup>th</sup>.

Belknap Transfers – Supt. Elliott stated that they did receive ten (10) Belknap County inmate transfers from bike week, they have all returned back to Belknap County.

\*9:19 AM - Commissioner Richards moved to enter into non-public session for the purposes of matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the public body itself, unless such person requests an open meeting. This exemption shall extend to any application for assistance or tax abatement or waiver of a fee, fine, or other levy, if based on inability to pay or poverty of the applicant according to RSA 91-A:3, II (c). Commissioner Lauer seconded the motion. This motion requires a roll call vote, Commissioner Cryans called the roll. Commissioner Cryans "yes"; Commissioner Richards "yes"; Commissioner Lauer "yes". Commissioner Cryans stated that a majority of the board voted yes and would now go into non-public session.

\*9:48 AM Commissioner Cryans declared the meeting back in public session.

Commissioner Richards moved to permanently seal the minutes from the just completed non-public session in the event they could affect the reputation of someone other than those of the Board of Commissioners. Commissioner Lauer seconded the motion and all were in favor.

Commissioner Cryans asked if everyone had a chance to read the minutes from June 14<sup>th</sup>. Commissioner Richards had one edit.

Commissioner Lauer moved to approve the minutes from June 14<sup>th</sup>. Commissioner Richards seconded the motion and all were in favor.

Commissioners signed check registers 750; 1202; 1205-1206; 1208-1209.

HSA Bishop arrived and gave the following report: (\* see attached)

CAP Discussion – HSA Bishop stated that their June bill is lower than expected and as it turns out they will be about \$10,000 short of the cap. The Commissioners had a discussion with HSA Bishop about all the details regarding the CAP and that they feel they have met their obligations. Commissioner Cryans stated that he already called DHHS and said they will pay up to their cap and starting July 1<sup>st</sup> go to the 1/12<sup>th</sup> payments. He does not feel comfortable going back on his word.

Commissioner Richards moved that Grafton County will pay up to its cap. Commissioner Lauer seconded the motion and all were in favor.

HSA Bishop noted that they will be starting the first wellness challenge with new insurance in July.

Supt. Oakes arrived and gave the following report:

May 17 – Jun 20, 2016

#### COMPLEX

Preventative Maintenance (PM) – Performed various PM tasks throughout

Safety Audit – An inspector from the Dept. of Labor (DOL) stopped by unannounced to perform a safety audit of the county's safety programs and to inspect all our buildings. The inspector completed his audit of the safety programs and inspected the complex. He cited the county's safety program and several deficiencies in Maintenance, the Nursing Home and Farm areas. All departments have addressed all of the cited violations. The NH DOL inspector returned about a week ago and reinspected everything and was happy to see everything addressed and closed out.

**Sprinkler Systems** – Hampshire Fire Protection completed the quarterly inspections in all our sprinkled builds and the annual inspections at the Dept. of Corrections and biomass plant

**Fire Damper Inspections** – Completed 4-year damper inspection in the Dept. of Corrections and are in the process of doing the same thing in the Nursing Home and Administration Building.

**Sewage Pump Station** – Main pump station pumps making excessive noise and #2 pump not moving any fluid. *Pump Systems Inc. disassembled pumps and found them both bound full of rags and wipes. Cleared pumps, reinstalled, and tested both.* 

#### COURTHOUSE

**Preventative Maintenance (PM)** – Performed various PM tasks throughout.

**HVAC** – Crankcase heater bad on AC-1...replaced heater

#### NURSING HOME

Preventative Maintenance (PM) – Performed various PM tasks throughout

**Kitchen Equipment** – Lower food steamer lost power...replaced contactor

**Kitchenette (Meadow)** - Sink clamping rails rotted away and sink will not stay sealed to counter. *Replaced sink and sealed new one to counter* 

**Kitchenette (Meadow)** - 2" sanitary tee rotted out on bottom sweep and leaking into walls behind counters and in walls between steam table area and room 105B. Removed sheetrock and 2' of insulation from lower walls in room 105B. Removed base cabinets and countertop from kitchenette and removed sheetrock and insulation from lower wall. Vacuum up slop in walls and sprayed everything down with disinfectant. Turned fans on to dry out crevices. R2 sanitary tee. Reinsulated, sheet rocked and painted. Reinstalled counter and backsplash.

Employee Entrance Doors – Sliding doors opening but will not close...troubleshot but could not find cause of fault. Door Controls Inc. will be send a tech 6/21.

Windows – Replaced 25-30 fogged windows throughout facility

HVAC – Air conditioning condensing unit (ACCU) short cycling due to low freon/low head pressure... Evacuated Freon. Brazed hole in coil. Brazed in new filter dryer. Purged system and pressurized with nitrogen. Tested well. Reserviced with Freon

**HVAC** – ACCU 4 2nd stage bangs as it turns on and off...won't stay running. *Replaced time delay relay* 

**Electro-mechanical Beds** – Head end of two beds stopped working. *Replaced actuators on both beds* 

#### ADMINISTRATIVE BUILDING

Preventative Maintenance (PM) – Performed various PM tasks throughout.

HVAC - HRU 1 Heat exchanger leaking in previous repair location...soldered new patch

**Biohazardous Waste Storage** - Door is heavily corroded and frame is rotting in places...replaced door

#### DEPT. OF CORRECTIONS

HVAC - Heat pump HP-H7 shorted harness... Trane ordered part

**HVAC** – Heat pump WHP-D1 has low pressure alarm on both circuits which means it cannot heat nor cool at this point...notified Trane

HVAC - Heat pump WHP-B2, circuit B contactor failed...locked out circuit...awaiting Trane to replace

**Glass** – Inmates in Area E (women's house) broke a security window between the dayroom and recreation yard. Did not have spare in stock... *Ordered replacement glass*.

**Training Room** – CO's tried folding room divider panels while in locked position and damaged door to floor seals...installed new door seals

#### MAINT/FARM BUILDING

Preventative Maintenance (PM) – Performed various PM tasks throughout

#### <u>Farm</u>

Fuel Tank – The farm's tractor refueling setup does not meet environmental standards and fire code based on an environmental engineering review and New Hampshire DES feedback.

- Environmental deficiency From and environmental standpoint, there is no safeguard to contain a spill during dispensing operations. To address this problem we will construct a refueling area capable of containing up to a 20-gallon spill. I drafted construction plans and submitted them to DES for review and approval. DES approved the plans, so we are now in the process of constructing it.
- Fire code deficiency The farm's tank is a UL 142 listed tank with a tank-mounted refueling dispenser currently being used to dispense diesel fuel to the farm's tractors. Per Nation Fire Protection Agency code 30A, the only fuel dispensing equipment compatible with this tank is a remotely operated gas pump that must be 50-feet away or greater from the tank or any buildings. From cost and environmental standpoints, it is not practical to convert this tank to this configuration. Last week I ordered a new UL2085 listed tank that is designed for tank-mounted fuel dispensing. The new tank arrived and is awaiting installation on the new refueling pad.

Greenhouse - Valve in water line between well tile and PRV is cracked...replaced valve

#### BIOMASS PLANT

Preventative Maintenance (PM) – Performed various PM tasks throughout.

#### ALTERNATIVE SENTENCING BUILDING

Preventative Maintenance (PM) – Performed various PM tasks throughout

**HVAC** – AC-1 fan making a lot of noise (bad motor)...replaced motor

#### VEHICLES & EQUIPMENT

Preventative Maintenance (PM) - Performed various PM tasks

<sup>3</sup>/<sub>4</sub> Ton Pickup — This truck is in the process of receiving body repairs to its rocker panels and panting of its tailgate and rear quarter panel. We are also replacing the driver's seat that has a large hole in it.

#### TRAINING/OTHER

**Vacant Position** – We received close to 50 applications for the Maintenance Assistant position and have interviewed 10 applicants. We've narrowed our choice down to a couple applicants and are in the process of checking references.

Commissioner Cryans opened bids for the Biomass Plant Lightening Protection project. There was one (1) bid received and it was as follows:

Acme - \$7,245.00

Commissioner Lauer moved to accept Acme's bid of \$7,245.00. Commissioner Richards seconded the motion and all were in favor.

\*10:37 AM - Commissioner Richards moved to enter into non-public session for the purposes of matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the public body itself, unless such person requests an open meeting. This exemption shall extend to any application for assistance or tax abatement or waiver of a fee, fine, or other levy, if based on inability to pay or poverty of the applicant according to RSA 91-A:3, II (c). Commissioner Lauer seconded the motion. This motion requires a roll call vote, Commissioner Cryans called the roll. Commissioner Cryans "yes"; Commissioner Richards "yes"; Commissioner Lauer "yes". Commissioner Cryans stated that a majority of the board voted yes and would now go into non-public session.

\*10:53 AM Commissioner Cryans declared the meeting back in public session.

Commissioner Richards moved to permanently seal the minutes from the just completed non-public session in the event they could affect the reputation of someone other than those of the Board of Commissioners. Commissioner Lauer seconded the motion and all were in favor.

CA Libby read a letter from the Trinity Churchyard Cemetery Association thanking the jail for opening up the cemetery and taking care of the grounds.

CA Libby read a letter from the NH Division of Historical Resources which stated that Chocorua Falls, in Holderness was going to be considered for the National Historical Register.

Primex's Contribution Assurance Program (CAP) – CA Libby stated that she received a letter from Primex with the opportunity for the County to participate in the CAP for the property liability insurance for 2018 & 2019 which has a max of a 9% increase over current rates for FY18 and a cap of 9% again for FY19 if they choose to participate. She stated that they have participated in their CAP program consistently and recommends that they participate again. She noted that 9% seems like a lot and that their last caps were 7%.

Commissioner Lauer moved to participate in the Primex CAP program for FY18 and FY19. Commissioner Richards seconded the motion and all were in favor.

CA Libby submitted paperwork from the Attorney's Office for their new attorney Lise Solbeck for the commissioners to sign.

CA Libby stated that she had received an email from Dick Ranaghan regarding restructuring the current jail bonds which would enable the county to be able to save up to \$631,000 over the life of the bonds based on current market conditions. She stated that he would like to come meet with her next week to go over the analysis he did and explain everything. She asked the Commissioners if they would like her to meet with him and they were all in agreement to have her get more information.

\*9:19 AM - Commissioner Richards moved to enter into non-public session for the purposes of the dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted according to RSA 91-A:3, II (a). Commissioner Lauer seconded the motion. This motion requires a roll call vote, Commissioner Cryans called the roll. Commissioner Cryans "yes"; Commissioner Richards "yes"; Commissioner Lauer "yes". Commissioner Cryans stated that a majority of the board voted yes and would now go into non-public session.

\*9:48 AM Commissioner Cryans declared the meeting back in public session.

Commissioner Richards moved to permanently seal the minutes from the just completed non-public session in the event they could affect the reputation of someone other than those of the Board of Commissioners. Commissioner Lauer seconded the motion and all were in favor.

Commissioners Cryans and Lauer attended the Commissioner Council meeting in Strafford County. Nine (9) counties were represented.

Commissioner Cryans asked Commissioner Lauer and Commissioner Richards to do their best to get the delegation members to be at the meeting on Monday to vote on the FY17 budget.

11:52 AM With no further business the meeting adjourned.

Respectfully Submitted,

Linda D. Lauer, Clerk

#### HUMAN SERVICES MONTHLY REPORT

- 1.) LTC Expenses to date:
  - Payment by Towns Report
  - CAP discussion
- 2.) Legislation:
  - No report
- 3.) Other:
- Walk NH Challenge (July 11 Aug 21)

### Grant Total by Town From: 07 / 2015 To: 05 / 2016

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Town	INC \$	# I Cases	HCBC \$	# H Cases	Total \$	# T Cases
ALEXANDRIA	60,172.06	7	5,436.54	1	65,608.60	8
ASHLAND	78,805.18	9	60,388.12	8	139,193.30	17
BATH	120,405.17	8	0.00	0	120,405.17	8
BENTON	-3,300.72	1	0.00	0	-3,300.72	1
BETHLEHEM	155,022.91	11	41,573.28	4	196,596.19	15
BRIDGEWATER	54,106.61	2	9,229.90	1	63,336.51	3
BRISTOL	195,531.42	16	51,073.80	12	246,605.22	28
CAMPTON	154,592.61	11	84,707.63	11	239,300.24	22
CANAAN	125,120.76	12	37,301.62	6	162,422.38	18
DORCHESTER	10,599.18	2	12,995.04	3	23,594.22	5
EASTON	0.00	0	1,197.85	1	1,197.85	1
ENFIELD	128,944.01	11	83,961.20	1 <b>1</b>	212,905.21	22
FRANCONIA	64,258.35	4	15,927.90	3	80,186.25	7
GRAFTON	73,269.48	4	64,426.15	5	137,695.63	9
GROTON	17,664.39	1	0.00	0	17,664.39	1
HANOVER	218,321.38	16	35,136.08	8	253,457.46	24
HAVERHILL	816,423.62	65	165,904.23	26	982,327.85	91
HEBRON	31,662.35	2	0.00	0	31,662.35	2
HOLDERNESS	50,985.56	6	911.96	2	51,897.52	8
LANDAFF	57,379.31	3	14,251.71	2	71,631.02	5
LEBANON	805,014.20	69	242,087.69	30	1,047,101.89	99
LINCOLN	229,894.21	14	29,390.49	4	259,284.70	18
LISBON	249,129.26	15	107,547.62	13	356,676.88	28
LITTLETON	505,288.29	40	242,030.74	41	747,319.03	81
LYMAN	7,782.25	2	0.00	0	7,782.25	2
LYME	76,467.21	4	6,484.26	1	82,951.47	5
MONROE	39,574.27	5	11,736.52	1	51,310.79	6
ORANGE	19,769.17	2	5,389.90	2	25,159.07	4
ORFORD	34,815.75	3	21,937.56	3	56,753.31	6
PIERMONT	87,959.30	7	15,273.63	3	103,232.93	10
PLYMOUTH	190,053.60	12	70,116.93	12	260,170.53	24
RUMNEY	64,205.55	3	8,091.75	2	72,297.30	5
SUGAR HILL	3,131.60	1	11,306.60	1	14,438.20	2
THORNTON	35,625.24	2	38,412.10	4	74,037.34	6
WARREN	83,093.03	10	27,052.23	5	110,145.26	15
WATERVILLE	22,706.64	2	14,449.34	2	37,155.98	4
WENTWORTH	74,566.71	6	12,758.57	2	87,325.28	8
WOODSTOCK	72,226.73	4	74,227.58	9	146,454.31	13
XXXXX	-254,733.00	2	0.00	0	-254,733.00	2
Grand Total Count:	39 4,756,533.64	394	1,622,716.52	239	6,379,250.16	633

## TITLE XII PUBLIC SAFETY AND WELFARE

# CHAPTER 167 PUBLIC ASSISTANCE TO BLIND, AGED, OR DISABLED PERSONS, AND TO DEPENDENT CHILDREN

Section 167:18-a

#### 167:18-a County Reimbursement of Funds; Limitations on Payments. -

- I. These expenditures shall in the first instance be made by the state, but each county shall make monthly payments to the state for the amounts due under this section within 45 days from notice thereof.
- (a) Counties shall reimburse the state for expenditures for recipients for whom such county is liable who are eligible for nursing home care and are receiving services from a licensed nursing home, or in another New Hampshire setting as an alternative to a licensed nursing home placement and are supported under the Medicaid home and community-based care waiver for the elderly and chronically ill, as such waiver may be amended from time to time, to the extent of 100 percent of the non-federal share of such expenditures. Expenditures shall not include payments made for skilled care.
- (b) Counties shall not be liable for Medicaid recipients in state institutions, the Crotched Mountain Rehabilitation Center, and intermediate care facilities (ICF) approved by the department of health and human services and servicing developmentally impaired persons.
- II. (a) The total billings to all counties made pursuant to this section shall not exceed the amounts set forth below for state fiscal years 2016-2017:
  - (1) State fiscal year 2016, \$114,562,000.
  - (2) State fiscal year 2017, \$115,268,000.
- (b) The caps on total billings for fiscal years after fiscal year 2015 shall be established by the legislature at least on a biennial basis.
- III. (a) The counties shall have an aggregate credit of \$5,000,000 against amounts due under this section for each fiscal year beginning July 1, 2008. The credit shall be allocated as follows:
- (1) For fiscal year 2009, \$4,000,000 shall be allocated among the counties based upon the proportion each paid for such expenditures in the prior fiscal year, and \$1,000,000 shall be allocated among the counties based upon their relative proportions of residents age 65 or older who are Medicaid recipients.
- (2) For fiscal year 2010, \$2,000,000 shall be allocated among the counties based upon the proportion each paid for such expenditures in the prior fiscal year, and \$3,000,000 shall be allocated among the counties based upon their relative proportions of residents age 65 or older who are Medicaid recipients.
- (3) For fiscal year 2011 and for each fiscal year thereafter, \$5,000,000 shall be allocated among the counties based upon their relative proportions of residents age 65 or older who are Medicaid recipients.
- (b) The credit shall be made available as soon as possible after the start of the fiscal year. The department shall adopt county credit criteria in consultation with the county-state finance commission and in accordance with the provisions of RSA 541-A. The total aggregate obligation of the counties shall be reduced by the amount of the credit in each fiscal year.
- IV. Notwithstanding the procedures of paragraphs I-III of this section, no county shall be liable for total billings in fiscal year 2009 or fiscal year 2010 in an amount which would be greater than the amount of liability projected for that fiscal year using the methodology for determining county payments in former RSA 167:18-a, 167:18-b, and 167:18-f prior to its repeal together with the amount of liability projected for that fiscal year using the repealed methodology for determining county payments in RSA 169-B, 169-C, and 169-D.
- V. (a) Any shortfall between the state audited Medicaid allowances incurred by the state's county operated nursing homes and amounts otherwise reimbursed by federal 50 percent Medicaid matching funds or other income,

shall be certified as a public expenditure and be eligible for additional federal funding match.

(b) The department of health and human services shall seek federal Medicaid assistance match for any state audited county nursing home Medicaid expense which is not fully reimbursed through rates. Any revenue realized through such a match shall be paid to the nursing homes which incurred the unreimbursed expense.

**Source.** 1973, 423:6. 1985, 380:33. 2007, 263:17. 2008, 52:10; 296:19, 20. 2009, 144:22. 2011, 224:21, 22. 2013, 144:8, eff. July 1, 2013. 2015, 276:153, eff. July 1, 2015.