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STATE OF NEW HAMPSHIRE  
**DEPARTMENT of NATURAL and CULTURAL RESOURCES**  
 DIVISION of FORESTS and LANDS  
 172 Pembroke Road Concord, New Hampshire 03301

603-271-2214  
 FAX: 603-271-6488

JEFFREY J. ROSE  
 Commissioner

BRAD SIMPKINS  
 Director

His Excellency, Governor Christopher T. Sununu  
 and the Honorable Executive Council  
 State House  
 Concord, New Hampshire 03301

July 3, 2017

**REQUESTED ACTION**

1. Authorize the Department of Natural and Cultural Resources (DNCR), Division of Forests and Lands to enter into a Memorandum of Agreement (MOA) with the New Hampshire Fish and Game Department (NHF&G) for the purpose of providing Off Highway Recreational Vehicle (OHRV) Enforcement Patrols upon approval of Governor and Executive Council for the period through June 30, 2018. 100% Other Funds
2. Further authorize the Department to accept and expend payments not to exceed \$3,240 to be made by NHF&G in accordance with the terms of the MOA. 100% Other Funds

**03-35-35-351010-35200000 FOREST PROTECTION**

		<b><u>FY 2018</u></b>	<b><u>Requested</u></b>	<b><u>FY 2018</u></b>
		<b><u>Budget</u></b>	<b><u>Action</u></b>	<b><u>Budget</u></b>
001-405893	Transfers from Other Agency	\$0	(\$3,240)	(\$3,240)
004-403631	Intra-Agency Transfers	(99,393)	0	(99,393)
009-405667	Agency Income	0	0	0
010-500100	Personal Services Perm Classified	710,125	0	710,125
018-500106	Overtime	0	2,268	2,268
020-500200	Current Expenses	15,000	0	15,000
023-500264	Heat/Electricity/Water	200	0	200
026-500251	Organizational Dues	5,100	0	5,100
030-500320	Equipment	0	0	0
039-500188	Telecommunications	12,000	0	12,000
050-500109	Personal Services - Temporary	15,000	0	15,000
060-500612	Benefits	514,148	972	515,120
070-500704	In State Travel Reimbursement	20,000	0	20,000
103-502673	Contracts for Op Services	12,600	0	12,600
		<b>\$1,304,173</b>	<b>\$3,240</b>	<b>\$1,307,413</b>

**EXPLANATION**

NHF&G wishes to enter into a MOA with DNCR, Division of Forests and Lands to provide OHRV Enforcement Patrol coverage on the properties known as Connecticut Lakes Headwaters, Jericho State Park, Nash Stream Forest and other areas of the State under their jurisdiction and adjacent properties, pursuant to the authority under RSA 215-A:23, VIII(f). Additional areas other than the above may be patrolled if a need is determined by NHF&G and DNCR. OHRV Enforcement Patrols will be provided by Division Forest Rangers dressed in a recognizable department uniform.

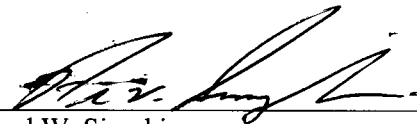
The following additional appropriation is requested for Fiscal 2018:

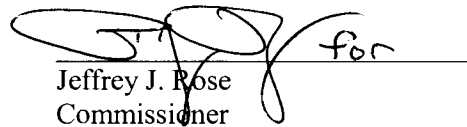
Class 018 – Overtime \$2,268, to pay current Forest Protection Bureau staff to patrol a minimum of 4 hours per shift on properties under their jurisdiction.

Class 060 – Benefits \$972, benefits associated with the above overtime shifts

Your approval of this MOA will ensure this relationship. The Attorney General’s Office has reviewed and approved this MOA as to form, substance and execution.

Respectfully submitted,

  
\_\_\_\_\_  
Brad W. Simpkins  
Director

  
\_\_\_\_\_  
Jeffrey J. Rose  
Commissioner

(CM)

State of New Hampshire  
Department of Natural and Cultural Resources  
Division of Forests and Lands

**FISCAL SITUATION**

**03-35-35-351010-35200000 FOREST PROTECTION**

Total Budget for FY 2018	\$1,304,173
Other Funds Budget Request for FY 2018	<u>\$3,240</u>
Total Revised Budget for FY 2018	\$1,307,413

## MEMORANDUM OF AGREEMENT

between

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT  
DIVISION OF FORESTS AND LANDS

and

THE NEW HAMPSHIRE FISH AND GAME DEPARTMENT

The Department of Resources and Economic Development (DRED) and the New Hampshire Fish and Game Department agree to cooperate in the performance of the project described below:

Project Title: OHRV ENFORCEMENT

Project Outline: The Department of Resources and Economic Development shall perform the following services during the period of July 1, 2017 to June 30, 2018.

1. Provide adequate Off Highway Recreational Vehicle Enforcement Patrol coverage for a minimum of 4 hours per shift on the on the properties commonly known as Connecticut Lakes Headwaters Trail, Jericho State Park, Nash Stream Forest, other areas of the State under their jurisdiction and adjacent properties, pursuant to the authority under RSA 215-A:23, VIII(f).
2. If the DRED, Forests and Lands Forest Protection Bureau and the New Hampshire Fish and Game Department shall determine that there is a need for additional Off Highway Recreational Vehicle Enforcement Patrols in areas other than Connecticut Lakes Headwaters Trail, Jericho State Park, Nash Stream Forest, other areas of the State under their jurisdiction and adjacent properties, prior approval must be obtained by the DRED Forests and Lands Forest Protection Bureau from the New Hampshire Fish and Game Department.
3. All police officers providing Off Highway Recreational Vehicle Enforcement Patrols shall be employed by the Department of Resources and Economic Development, Division of Forests and Lands Forest Protection Bureau.
4. All police officers providing Off Highway Recreational Vehicle Enforcement Patrols shall be dressed in a recognizable department uniform.

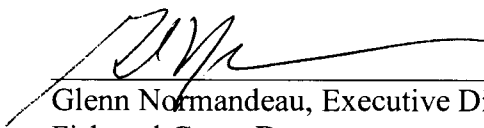
Funds:

The total project cost is not to exceed \$3,240.00.

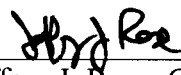
The Department of Resources and Economic Development, Forests and Lands Forest Protection Bureau shall receive compensation at the rate not to exceed \$45.00 per hour with a total compensation as approved by the Governor and Executive Council.

IN WITNESS THEROF, the respective parties have hereunto set their hand on the dates indicated.

Date 5/26/2017

  
Glenn Normandeau, Executive Director  
Fish and Game Department (9)

Date 6/5/17

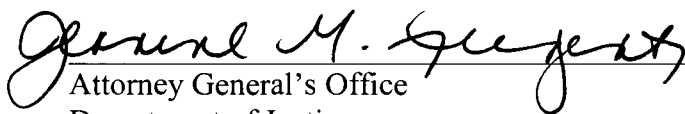
  
Jeffrey J. Rose, Commissioner  
Department of Resources and Economic  
Development

Date 5/30/17

  
Brad W. Simpkins, Director  
Division of Forests and Lands

Approved by Attorney General (Form, Substance, and Execution)

Date 6/27/17

  
Attorney General's Office  
Department of Justice

## ATTACHMENT "A"

### **EXHIBIT A**

#### **SCOPE OF WORK:**

The Party of the First Part, **DRED Forests and Land Forest Protection**, agrees to furnish the following described services:

1. To provide adequate Off Highway Recreational Vehicle Enforcement Patrol coverage for a minimum of 4 hours per shift on the commonly known as **Connecticut Lakes Headwater Trail Jericho SP, Nash Stream SF, other areas of the State under their jurisdiction** and adjacent properties, pursuant to the authority under RSA 215-A:23, VIII(f).
2. If the **DRED Forests and Land Forest Protection** and the New Hampshire Fish and Game Department shall determine that there is a need for additional Off Highway Recreational Vehicle enforcement patrols in areas other than **Connecticut Lakes Headwater Trail Jericho SP, Nash Stream SF, other areas of the State under their jurisdiction** and property and adjacent properties, prior approval must be obtained by the **DRED Forests and Land Forest Protection** to the New Hampshire Fish and Game Department.
3. All police officers providing Off Highway Recreational Vehicle Enforcement Patrols, shall be employed by the **DRED Forests and Land Forest Protection**
4. All Police Officers providing Off Highway Recreational Vehicle Enforcement Patrols shall be dressed in a recognizable department uniform.
5. The **DRED Forests and Land Forest Protection** shall receive compensation at the rate of \$45.00 per hour with a total compensation as approved by the Governor and Executive Council. Such total compensation shall not exceed the amount approved by the Governor and Executive Council.
6. Payment shall be made to the **DRED Forests and Land Forest Protection** within 30 days of submission of an invoice submitted to the New Hampshire Fish and Game Department with the Off Highway Recreational Vehicle Special Detail Report form. The New Hampshire Fish and Game Department shall supply the printed form and/or computer program version.

#### **EXHIBIT B:**

Payment shall be made within 30 days upon receipt of invoice and Off Highway Recreational Vehicle Special Detail Report forms.

Total shall not exceed: **\$3,240.00** as approved by Governor and Executive Council