

STATE OF NEW HAMPSHIRE
Executive Council

JOSEPH D. KENNEY
EXECUTIVE COUNCILOR
DISTRICT ONE



STATE HOUSE ROOM 207
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CONCORD, NH 03301
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To: All Cities and Towns in District One
From: Executive Councilor Kenney
Date: April 20, 2016

The Governor and Executive Council met on Wednesday, April 20, 2016 in the Executive Council Chamber at the State House, Concord, NH and considered an agenda of approximately 58 items.

The next scheduled Governor and Council meeting will be held on Wednesday, May 4, 2016 at 10:00 AM in the State House, Concord, NH. These meetings are open to the public.

The items below in ***Bold/Italics*** are of significance to District One.

CONSENT CALENDAR AGENDA

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

STATE TREASURY

#A. Authorized to enter Deborah A. Maltzie into an educational tuition agreement with College for America at Southern NH University, Manchester, NH, to participate in 24 Completed Competencies during the period of May 1, 2016 through October 31, 2016, and to pay said costs in the amount of \$1,250. **100% General Funds. Vote 4-0 (Van Ostern Recused)**

STATE TREASURY

#B. Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$55,727 and the State Treasurer to issue checks in the amount of \$55,727.09 to the rightful owners of abandoned or unclaimed funds. **Unanimous Vote**

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

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
New Hampshire Hospital**

#A. Authorized to accept donations from contributors in the amount of \$3,829.15 during the period of July 1, 2015 through December 31, 2015. **Unanimous Vote**

Entire Counties of Coos and Grafton, the incorporated place of Hale's Location, the towns of Albany, Alton, Andover, Bartlett, Brookfield, Center Harbor, Chatham, Conway, Cornish, Croydon, Danbury, Eaton, Effingham, Freedom, Gilford, Grantham, Hart's Location, Hill, Jackson, Madison, Meredith, Middleton, Milton, Moultonborough, New Durham, New Hampton, New London, Newport, Ossipee, Plainfield, Sanbornton, Sandwich, Springfield, Sunapee, Tamworth, Tilton, Tuftonboro, Wakefield, Wilmot, and Wolfeboro, and the cities of Claremont and Laconia.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
New Hampshire Hospital**

#B. Authorized to accept non-monetary donations as detailed in letter dated March 25, 2016, received during the period of July 1, 2015 through December 31, 2015. **Unanimous Vote**

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

DEPARTMENT OF LABOR

#A. Authorized to accept and place on file the 61st Biennial Report reflecting the period of July 1, 2013 through June 30, 2015. **Unanimous Vote**

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

#B. Authorized to accept and place on file the Biennial Report for the period of July 1, 2013 through June 30, 2016. **Unanimous Vote**

DEPARTMENT OF ADMINISTRATIVE SERVICES

#C. *Authorized to accept and place on file the Report and Findings of Councilor Joseph D. Kenney with regard to a certain project in participation with the Trustees of Dartmouth College, Hanover, NH. Vote 4-0 (Van Ostern Recused)*

DEPARTMENT OF TRANSPORTATION

#D. Authorized to accept and place on file the Monthly Equipment Acquisition Plan status report for the period ending February 29, 2016. **Unanimous Vote**

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

DEPARTMENT OF JUSTICE

#A. Authorized to reappoint Allison P. Vachon to a position where she will remain as a Criminal Investigator at a salary of \$72,729.80 (LGBB, Maximum) for a term effective upon G&C approval through July 1, 2019. **Unanimous Vote**

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

DEPARTMENT OF SAFETY

#A. Authorized the Division of Motor Vehicles to continue participation in a no cost memorandum of agreement with the US Department of Homeland Security, US Citizenship and Immigration Services, Washington, DC (originally approved by G&C on 4-3-13, item #74), for the purpose of verifying citizenship and immigration status information of non-citizen and naturalized or derived US citizen applicants applying for a NH driver license or non-driver identification card. Effective upon G&C approval through June 30, 2021. **100% Highway Funds. Unanimous Vote**

DEPARTMENT OF ADMINISTRATIVE SERVICES

#B. Authorized to enter into an amendment with Bank of America, N.A., Charlotte, NC (originally approved by G&C On 7-10-13, item #16), for procurement card services, to add a no cost new enhancement that allows the use of Bank of America's Receipt Imaging Service, and to extend the existing for an additional term of two years. Effective June 1, 2016 through May 31, 2018. **Unanimous Vote**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Division for Children, Youth and Families

#6 *Authorized to enter into amendments with the vendors as detailed in letter dated March 14, 2016 (originally approved by G&C on 6-18-14, item #79), to exercise the renewal option in their existing agreements for the facilitation of the Family Assessment and Inclusive Reunification Program, by increasing the price by \$549,928 from \$545,928 to an amount not to exceed \$1,095,856, and by extending the completion date from June 30, 2016 to June 30, 2018. 100% Federal Funds. Unanimous Vote*

Division of Public Health Services

#7 *Authorized to amend an existing agreement with the County of Cheshire (originally approved by G&C on 6-19-13, item #103), to develop a Climate and Health Adaptation Plan to assess and reduce the public health effects from severe weather events in the Greater Monadnock area, by increasing the total price by \$40,000 from \$12,696,418 to \$12,736,418 Effective upon G&C approval through June 30, 2017. 100% Federal Funds. Unanimous Vote*

DEPARTMENT OF TRANSPORTATION

#8 Authorized the Bureau of Right of Way's request to accept the resignation of Richard R. Lemieux, Concord, NH, as a Highway Layout Commissioner for the projects: Barnstead 14121E, Franklin 13928A, and Pembroke 14477A. (2) Further, please note the passing of Thomas F. Tatarczach, Durham, NH who leaves the following projects vacant: Portsmouth 13455, Lee 15692, Farmington 16146, Farmington 16212, and Barrington 16178. **Unanimous Vote**

#9 Authorized the Bureau of Right of Way's request to pay property owners \$184,000 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from March 3, 2016 through March 31, 2016. Effective upon G&C approval. **Unanimous Vote**

#10 Authorized the Bureau of Planning and Community Assistance to enter into a **sole source** project agreement with the University of NH, Civil Engineering Department, Durham, NH, to administer the Local Technical Assistance Program for a fee not to exceed \$787,502.87. Effective upon G&C approval through December 31, 2017. **100% Federal Funds. Unanimous Vote**

#11 Authorized the Bureau of Highway Design to enter into an agreement with the firm of HNTB Corporation, Westbrook, ME, for final design engineering services to widen and retrofit the existing Bedford toll plaza facility on the F.E. Everett Turnpike to implement Open Road Tolling, in an amount not to exceed \$737,399.35. Effective upon G&C approval through December 31, 2017. **100% Turnpike Funds. Unanimous Vote**

#12 *Authorized the Bureau of Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for reconstructing and paving a ½ mile of gravel roadway on Intervale Road, beginning at Old Still Rd and proceeding east to just west of Battis Crossing Road, on the basis of a low bid of \$398,497. (2) Further Authorized a contingency in the amount of \$39,849.70 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 26, 2016. 100% Betterment Funds. Unanimous Vote*

#13 *Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 102 miles in District II in Grafton, Merrimack and Sullivan Counties on the basis of a single bid of \$5,921,800. Effective upon G&C approval through September 30, 2016. 42.2% Betterment, 57.8% Agency Income. Unanimous Vote*

#14 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 108 miles in District III in Belknap, Carroll, Grafton and Merrimack Counties on the basis of a single bid of \$6,208,890. Effective upon G&C approval through September 30, 2016. 54% Betterment, 46% Agency Income. Unanimous Vote

#15 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 10.1 miles of mainline and ramps on the Spaulding Turnpike in the Town of Milton, on the basis of a low bid of \$3,891,872.81. Effective upon G&C approval through September 9, 2016. 100% Turnpike Funds. Unanimous Vote

#16 Authorized the Bureau of Construction to enter into a contract with Alvin J. Coleman & Son Inc., Conway, NH, for the construction of a right turn lane on NH 104 approaching Meredith Center Road and a widened bypass shoulder on NH 104 opposite Chase Road, on the basis of a low bid of \$886,786. (2) Further Authorized a contingency in the amount of \$62,075.02 for payment of latent conditions, which may appear during the construction of the project. Effective upon G&C approval through June 16, 2017. 100% Federal Funds. Unanimous Vote

#17 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 58 miles in District V in Hillsborough, Merrimack and Rockingham Counties, on the basis of a low bid of \$4,349,887.50. Effective upon G&C approval through September 30, 2016. 57% Betterment, 43% Agency Income. Unanimous Vote

#18 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 70 miles in District VI in Merrimack, Rockingham and Strafford Counties, on the basis of a low bid of \$4,483,310. Effective upon G&C approval through September 30, 2016. 48% Betterment, 52% Agency Income. Unanimous Vote

#19 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 79 miles in District I in Coos and Grafton Counties, on the basis of a single bid of \$5,944,487.50. Effective upon G&C approval through September 30, 2016. 45.8% Betterment, 54.2% Agency Income. Unanimous Vote

#20 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 5.0 miles of mainline and ramps on the F.E. Everett Turnpike in the City of Nashua, on the basis of a low bid of \$3,168,828.61. Effective upon G&C approval through September 9, 2016. 100% Turnpike Funds. Unanimous Vote

DEPARTMENT OF INFORMATION TECHNOLOGY

#21 Authorized, on behalf of the Department of Health and Human Services, to exercise a contract amendment with Computer Associates Inc., Islandia, NY (originally approved by G&C on 6-4-08, item #4), to upgrade the speed of the mainframe software which will run an updated mainframe serving DHHS, by increasing the amount by \$31,395 from \$5,254,312 to \$5,285,707. Effective upon G&C approval through June 30, 2016. 60% General, 40% Federal Funds. Unanimous Vote

#22 Authorized to enter into a **sole source contract amendment to an existing contract with RTM Designs, Hendersonville, NC (originally approved by G&C on 7-15-09, item #6), for hosting, maintenance, and support for the Refer7 software application, by increasing the amount by \$107,163.92 from \$230,977 to \$338,140.92, and by extending the end date of July 31, 2016 to June 30, 2020. 39% Federal, 61% General Funds. Unanimous Vote**

THE ADJUTANT GENERAL'S DEPARTMENT

#23 Authorized to enter into a contract agreement with Securitas Security Services USA Inc., Manchester, NH, for providing armed security services at the Pease Air National Guard Base in Newington, NH, in the amount of \$1,977,400. (2) Further Authorized a general contingency in the amount of \$39,948, bringing the total to \$2,037,348. Effective May 1, 2016 through April 30, 2018. **100% Federal Funds. Unanimous Vote**

DEPARTMENT OF CORRECTIONS

#24 Authorized to exercise a contract renewal option and amendment with Sentinel Offender Services LLC, Irvine, CA (originally approved by G&C 8-5-14, item #45), for the provision of Offender Electronic Monitoring Services for the NH Department of Corrections, by increasing the amount by \$26,000 from \$26,000 to \$52,000. Effective July 1, 2016 through June 30, 2018. **90% Other, 10% General Funds. Unanimous Vote**

#25 Authorized to exercise a contract renewal option and amendment with Johnstone Enterprises LTD d/b/a Granite State Shuttle Services, Dover, NH (originally approved by G&C on 9-3-14, item #60), for the provision of In-State Courier Services for the Northern NH Correctional Facility. Effective July 1, 2016 through June 30, 2018. **100% General Funds. Unanimous Vote**

NEW HAMPSHIRE LIQUOR COMMISSION

#26 Authorized to grant a perpetual utility easement on State land to Unitil Energy Systems Inc., and Northern New England Telephone Operations LLC d/b/a FairPoint Communications – NNE), as tenants in common, for the construction, installation, operations, maintenance, and replacement of transmission and distribution lines and associated service poles and other supporting facilities and apparatus as needed to provide electrical and telecommunications utility service to the NH Liquor Commission Headquarters building in Concord, NH. **Unanimous Vote**

PUBLIC UTILITIES COMMISSION

#27 *Authorized to award grant funds in the amount of \$325,000 to Pemi-Baker Cooperative School District, to install a biomass boiler at Plymouth Regional High School in Plymouth, NH. Effective upon G&C approval through December 31, 2016. 100% Renewable Energy Fund, a non-lapsing special fund continually appropriated to the Commission. Unanimous Vote*

#28 Authorized to award grant funds in the amount of \$200,000 to Ever Better Hydro Power LLC, to recover, reactivate, and operate the retired Pittsfield Hydroelectric Project. Effective upon G&C approval through June 30, 2017. **100% Renewable Energy Fund, a non-lapsing special fund continually appropriated to the Commission. Unanimous Vote**

#29 Authorized to award grant funds in the amount of \$200,000 to the University of NH, to install a steam turbine electric generator in Rudman Hall. Effective upon G&C approval through June 30, 2017. **100% Renewable Energy Fund, a non-lapsing special fund continually appropriated to the Commission. Unanimous Vote**

#30 Authorized to award grant funds in the amount of \$300,000 to Froling LLC, to install a dry wood chip fired biomass and a continuous feed wood chip drying facility located at its site in Peterborough, NH. Effective upon G&C approval through June 30, 2017. **100% Renewable Energy Fund, a non-lapsing special fund continually appropriated to the Commission. Unanimous Vote**

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#31 *Authorized to enter into a sole source contract with Prock Marine Company, Rockland, ME, for the installation of Piles at Newfound Lake, Bristol, NH, in the amount of \$89,882. Effective upon G&C approval through June 30, 2016. 75% Federal, 25% Statewide Public Boat Access Funds. Unanimous Vote*

#32 Authorized to enter into a Cooperative Project Agreement with University of NH to carry out endangered seabird conservation, for a total of \$85,053. Effective upon G&C approval through April 22, 2017. **65% Federal, 35% Conservation License Plate Funds. Vote 3-2 (Kenney- No, Wheeler, No)**

#33 Authorized to enter into a transfer agreement with Northeast Fishery Sector XI for the transfer of Annual Catch Entitlement of groundfish from federal fisheries permits residing in the NH State Permit Bank. Effective upon G&C approval through April 30, 2017. **Unanimous Vote**

#34 *Authorized to enter into a sole source no cost Cooperative Project agreement with the University of NH Cooperative Extension 4-H Camps, Durham, NH, for the purpose of operating the Barry Conservation Camp located at the Berlin Fish Hatchery. Effective upon G&C approval through June 30, 2021. Unanimous Vote*

#35 *Authorized to enter into a contract with Holden Engineers & Surveyors Inc., Bedford, NH, to conduct complete boundary survey and subdivision of the Johnson Family farm property in Grafton, NH, in the amount of \$19,876. Effective upon G&C approval through June 15, 2016. 25% Wildlife habitat account and 75% Federal Funds. Vote 4-1 (Wheeler, No)*

DEPARTMENT OF ENVIRONMENTAL SERVICES

#36 Authorized to accept and expend other funds in the amount of \$11,232 from the Department of Safety, Division of Homeland Security and Emergency Management. Effective upon G&C approval through September 30, 2016. **100% Other (Interagency Federal Pass-Thru) Funds. Unanimous Vote**

#37 *Authorized to award an Asset Management grant to the Town of Lincoln, NH, in the amount of \$15,000 to improve public water system management. Effective upon G&C approval through May 31, 2017. 100% Federal Funds. Unanimous Vote*

#38 *Authorized to enter into a grant agreement with the Town of Moultonborough, NH, in the amount of \$59,000 to fund exotic aquatic plant control activities. Effective upon G&C approval through December 31, 2016. 100% Lake Restoration Funds. Unanimous Vote*

#39 Authorized to amend an agreement with Watershed Assessment Associates LLC, Schenectady, NY (originally approved by G&C on 6-10-15, item #77), for the purpose of processing aquatic benthic samples and taxonomic identification for macroinvertebrates, by increasing the amount by \$7,818 from \$134,215 to \$142,033. Effective upon G&C approval through May 21, 2020. **100% Federal Funds. Unanimous Vote**

#40 *Authorized to award a Local Source Water Protection grant to the Green Mountain Conservation Group, Effingham, NH, in the amount of \$19,387 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2017. 100% Federal Funds. Unanimous Vote*

#41 *Authorized to award a Local Source Water Protection grant to Lower Bartlett Water Precinct in the amount of \$8,908 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2017. 100% Federal Funds. Unanimous Vote*

#42 Authorized to award a Local Source Water Protection grant to the Rockingham Planning Commission, Exeter, NH, in the amount of \$9,500 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2017. 100% Federal Funds. Unanimous Vote

#43 *Authorized to award a Local Source Water Protection grant to the Lake Winnepesaukee Association, Meredith NH, in the amount of \$16,770 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2017. 100% Federal Funds. Unanimous Vote*

#44 Authorized to enter into an agreement with the University of NH, Durham, NH, to complete the *Great Bay Watershed Improvements to Reduce Nitrogen on the UNH Campus* project, in the amount of \$65,000. Effective upon G&C approval through June 30, 2017. **100% Federal Funds. Unanimous Vote**

#45 Authorized a Clean Water State Revolving Fund loan agreement with the Town of Allenstown in the amount not to exceed \$30,000 to finance an asset management plan for their wastewater collection and treatment system. Effective upon G&C approval. **100% CWSRF Repayment Funds. Unanimous Vote**

#46 Authorized a Clean Water State Revolving Fund loan agreement with the City of Portsmouth, in an amount not to exceed \$75,000,000 to finance with Peirce Island Wastewater Treatment Facility Upgrade project. Effective upon G&C approval. **100% CWSRF Repayment Funds. Unanimous Vote**

#47 *Authorized a loan agreement with the White Lake Estates Homeowners Association Inc., Tamworth, NH, in the amount not to exceed \$292,750 to finance water system improvements. Effective upon G&C approval. 100% Drinking Water State Revolving Loan Fund Repayment Funds. Unanimous Vote*

#48 Authorized NH Fish & Game Department's request for a five year permit time extension to perform work on Hot Hole Pond in Concord, NH. **Unanimous Vote**

DEPARTMENT OF EDUCATION

#49 Authorized to enter into a **sole source** contract with the National Center for Competency Based Learning, Durham, NH, to administer the workplace competency compounds of the E³ Teen Fathering Program, in an amount not to exceed \$220,000. Effective upon G&C approval through June 30, 2017, with the option to renew for up to three additional one-year terms. **100% Federal Funds. Unanimous Vote**

DEPARTMENT OF SAFETY

#50 Authorized to enter into a grant agreement with the Department of Health and Human Services, in the amount of \$69,000 for the State Homeland Security Program portion of the 2015 Homeland Security Grant Program. Effective upon G&C approval through August 31, 2018. **100% Federal Funds. Unanimous Vote**

DEPARTMENT OF JUSTICE

#51 *Authorized to conduct seven Municipal Trustee Seminars in an amount not to exceed \$4,000; three seminars at the Town and Country Motor Inn, Shelburne, NH and four seminars at the Holiday Inn, Concord, NH. Effective upon G&C approval through June 30, 2016. 100% Agency Income. Unanimous Vote*

#52 Authorized Ellen O'Shea to serve on the New Hampshire Victims' Assistance Commission. Effective upon G&C approval through the period of three years. **Unanimous Vote**

#53 Authorized Jennifer L. Schirmer to serve on the New Hampshire Victims' Assistance Commission. Effective upon G&C approval through the period of three years. **Unanimous Vote**

DEPARTMENT OF ADMINISTRATIVE SERVICES

#54 Authorized to accept and place on file the report containing a list of vendors that agencies have contracted with for the period of January 1, 2016 through March 31, 2016. **Unanimous Vote**

#55 Authorized the Division of Personnel’s request for waiver of classification decisions. Effective upon G&C approval. **Unanimous Vote**

#56 Authorized to **retroactively** enter into a third amendment to the current contract with Banc of America Merchant Services LLC (“BAMS”), and Bank of America N.A., Jamaica Plain, MA (originally approved by G&C on 9-18-13, item #27E), for merchant card processing services, by extending the date of Conversion Assistance for conversion from the First Data processing platform to the BAMS processing platform, by extending the end date from March 15, 2016 to October 28, 2016. No Additional Costs. **Unanimous Vote**

#57 *Authorized the Division of Public Works Design and Construction to enter into a contract with GMI Asphalt LLC, Belmont, NH, for the Reclaim and Repave the Flume Parking Lot – Franconia Notch Park Daniel Webster Highway, Lincoln, NH, for a total price not to exceed \$512,834. (2) Further Authorized the amount of \$4,000 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$516,834. Effective upon G&C approval through September 30, 2016. 100% General – Capital Funds. Unanimous Vote*

#58 Authorized the Bureau of Public Works Design and Construction to enter into a contract with Charters Brothers Construction, Danville, NH, for the Bureau of Traffic Building A, Boiler Replacement, Concord, NH, for a total price not to exceed \$249,400. Effective upon G&C approval through August 15, 2016. **84% Highway, 16% General Funds.** (2) Further Authorized the amount of \$5,027 for payment to the Department of Administrative Services, Division of Public Works Design and Construction, for engineering services provided, bringing the total to \$254,427. **100% Highway Funds. Unanimous Vote**

TABLED ITEMS

DEPARTMENT OF ADMINISTRATIVE SERVICES

(Tabled at G&C Meeting on 3/9/16)

#108 REMOVED FROM THE TABLE/WITHDRAWN BY THE AGENCY – The Governor and Council on motion of Councilor Wheeler, seconded by Councilor Van Ostern voted to **table** the request for a new chapter of the Department of Administrative Services Manual of Procedures (“DAS MOP”), DAS MOP 161 – Memorandum of Understanding (“DAS MOP 161”), effective upon G&C approval.

The following individuals from District One were nominated by Governor Hassan to serve on State Boards and Commissions.

Board of Licensing for Alcohol and Other Drug Use Professionals

Serene M. Eastman, Gilford

NH Housing Finance Authority Housing Finance Board

Kendall L. Buck, Wilmot

Merrimack River Valley Flood Control Commission

George Bald, Somersworth

Board of Nursing

Kathleen M. Kidder, Andover

Board of Optometry

Joel R. Tuite, Littleton

The Executive Council welcomes public input on nominations that are brought forward by the Governor for consideration and confirmation.

If you have any interest in serving on any of the 300+ State Boards or Commissions please send a letter of interest along with a resume, to Catherine George in care of the Governor's office and a copy to Executive Councilor Kenney. A list of Boards and Commissions can be found at [Http://www.sos.nh.gov/redbook/index.htm](http://www.sos.nh.gov/redbook/index.htm).

Please feel free to contact me with any concerns or support for any of the above individuals or any other issues you might have.