

**MUNICIPAL WORK ZONE AGREEMENT
FOR
STATEWIDE TIER 2 RESURFACING (CENTRAL)**

**STATE PROJECT: 45075
FEDERAL PROJECT: X-A005(700)**

THIS AGREEMENT, executed in *duplicate*, made and entered into this _____ day of _____ 2025, between the New Hampshire Department of Transportation, hereinafter called the "DEPARTMENT" and the City of *Concord*, hereinafter called the "CITY."

WITNESSETH that,

WHEREAS, the DEPARTMENT will *resurface sections of NH Route 106 and US Route 3, including sections located in Concord. The first section is located along NH Route 106 and starts at a pavement joint 0.3 miles north of Autumn Drive in Concord and continues northerly to approximately 750 feet north of Wales Bridge Road (north abutment) in Loudon. The second section is located along US Route 3 and begins at a pavement joint approximately 125 feet south of Dearborn Road in Pembroke and continues northerly to approximately 200 feet south of Airport Road in Concord (Compact Limit), including 950 feet of NH Route 106.*

WHEREAS, The State Legislature has delegated the Commissioner of the DEPARTMENT with full authority to control traffic in highway/bridge construction work zones on Class I, II, and III highways; RSA 228:21, 236:1, and 228:37;

WHEREAS, The Department intends to use a combination of flaggers and/or uniformed officers, as appropriate, to control traffic and ensure public and worker safety; and

NOW, THEREFORE, in consideration of the above premises, it is mutually agreed as follows:

- A. The DEPARTMENT shall construct project *Statewide Tier 2 Resurfacing (Central), resurfacing sections NH Route 106 and US Route 3* in the CITY.
- B. **The DEPARTMENT will be responsible for the management and operation of the highway(s) throughout the duration of the construction of the project. This authority is also granted contractually, not statutorily, for Class IV, V, and VI highways. This includes the authority to determine the most appropriate way to control traffic within the construction work zone limits of the project.**
- C. The DEPARTMENT, as of April 1, 2013, will only compensate for the use of police officers that have successfully completed an NHDOT approved course on the Safe and Effective Use of Law Enforcement in Work Zones

IN WITNESS WHEREOF, the parties here have affixed their signatures, the City of *Concord*, New Hampshire, on this _____ day of _____, 2025; The Department of Transportation on this _____ day of _____, 2025.

**NEW HAMPSHIRE DEPARTMENT OF
TRANSPORTATION**

By: _____
Director of Project Development

CITY OF CONCORD

By: _____
(AUTHORIZED MUNICIPAL OFFICIAL)

cc: Police Chief

Revised August 1, 2018
Revised November 17, 2022