

# CITY OF CONCORD

*In the year of our Lord two thousand and twenty-six*

**RESOLUTION** APPROPRIATING THE SUM OF TWENTY-EIGHT THOUSAND EIGHT HUNDRED DOLLARS (\$28,800) IN THE MERRIMACK RIVER GREENWAY TRAIL (MRGT) RAIL LEASE PAYMENT GRANTS AND DONATIONS SUBPROJECT FOR THE MAINTENANCE AND ASSOCIATED PROPERTY TAX PAYMENTS FOR THE LEASE AREA ENCOMPASSING 3.3 MILES OF THE MRGT RAIL CORRIDOR INCLUDING A PARKING AREA ON SEWALLS FALLS ROAD AND ACCEPTING THE SUM OF TWENTY-EIGHT THOUSAND EIGHT HUNDRED DOLLARS (\$28,800) IN LEASE PAYMENTS FOR THIS PURPOSE.

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**The City of Concord resolves as follows:**

**WHEREAS,** on February 25, 2026, the City acquired the 5.7-mile long discontinued Northern Railroad rail corridor from the Boston and Maine Corporation (herein “BMC”) for the purpose of constructing the Merrimack River Greenway Trail (“MRGT”); and

**WHEREAS,** as part of the property acquisition, the City was assigned an existing lease with the Scenic RailRiders, Inc. to operate a railbike tour business; and

**WHEREAS,** per RSA 72:23, I(b), when a municipality leases its property to a private entity, the lease agreement must include a provision requiring the lessee pay all property taxes; and

**WHEREAS,** at the April 13, 2026 meeting, City Council authorized the City Manager to enter into a new lease with the Scenic RailRiders to include the abovementioned required provisions per RSA 72:23, I(b); and

**WHEREAS,** in addition, it established a new lease payment of \$3200 per month for the term of the lease for a period of April 1, 2026 through December 31, 2026; and

**WHEREAS,** the required tax payments as well as maintenance costs will be paid from this amount; and

**WHEREAS,** this appropriation is for a purpose for which funding was not included in the Fiscal Year 2027 adopted budget, therefore Section 37 of the City Charter requires a two-thirds vote of the City Council.

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**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Concord that:

- 1) The sum of .....\$28,800  
be and is hereby appropriated as follows:

Grants and Donations Fund

MRGT Rail Lease Payments subproject.....\$28,800

- 2) Revenue to meet said appropriation shall be provided from the following source:

Grants and Donations Fund

Scenic RailRiders, Inc. lease payments .....\$28,800

- 3) Sums as appropriated shall be expended under the direction of the City Manager.

- 4) This resolution shall take effect upon its passage.