

# CITY OF CONCORD

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

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROJECT AGREEMENT WITH THE NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION (NHDOT) FOR THE DESIGN, PERMITTING, RIGHT-OF-WAY, AND CONSTRUCTION OF THE MULTI-USE PATH ON THE CITY-OWNED RAIL CORRIDOR NORTH OF SEWALLS FALLS ROAD (CIP #543, STATE PROJECT NO. 43732), APPROPRIATING THE SUM OF ONE MILLION EIGHT HUNDRED FORTY-SIX THOUSAND FIVE DOLLARS AND SIX CENTS (\$1,846,005.06), IN THE MERRIMACK RIVER GREENWAY TRAIL PROJECT (CIP #543), ACCEPTING THE SUM OF ONE MILLION THREE-HUNDRED NINETY-THREE THOUSAND ONE HUNDRED SEVENTY-ONE DOLLARS AND SIXTY-THREE CENTS (\$1,393,171.63) IN NHDOT TRANSPORTATION ALTERNATIVES PROGRAM (TAP) FUNDING, AUTHORIZING THE TRANSFER AND USE OF IMPACT FEE FUNDS IN THE SUM OF TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$225,000), AUTHORIZING THE TRANSFER AND USE OF RECREATION RESERVE FUNDS IN THE SUM OF ONE HUNDRED TWENTY-THREE THOUSAND TWO HUNDRED NINETY-TWO DOLLARS AND NINETY-ONE CENTS (\$123,292.91), AND ACCEPTING THE SUM OF ONE-HUNDRED FOUR THOUSAND FIVE HUNDRED DOLLARS AND FIFTY-TWO CENTS (\$104,540.52) IN DONATIONS FROM THE FRIENDS OF THE MERRIMACK RIVER GREENWAY TRAIL FOR THIS PURPOSE

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The City of Concord resolves as follows:

- WHEREAS, design and construction of the Merrimack River Greenway Trail is programmed in the City's Capital Improvement Program as CIP #543; and
- WHEREAS, the NH Department of Transportation (NHDOT) has awarded a Transportation Alternatives Program (TAP) grant to support that portion of CIP #543 located on a City-owned rail corridor between Sewalls Falls Road and the Contoocook River; and
- WHEREAS, CIP #543 is part of the NHDOT's TAP and is included in the State's Ten-Year Plan (STIP) as NHDOT Project CONCORD 43732; and
- WHEREAS, CIP #543/ NHDOT Project CONCORD 43732 includes the following components: design, permitting, right-of-way, and construction of a multi-use path on City-owned rail corridor from Sewalls Falls Road north to the Contoocook River; and

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WHEREAS, the total estimated cost of CIP #543/ State Project CONCORD 43732, as calculated by the NH Department of Transportation and included in the State's Project Agreement, is a total of \$1,846,005.06, of which the "Participating" Federal Share (80%) is \$1,393,171.63, the "Participating" Local Share (20%) is \$348,292.91, and the "Non-Participating" Local share (100%) is \$104,540.52; and

WHEREAS, the amount of the TAP grant awarded to support CIP #543/ State Project CONCORD X-A005(172), No. 43732 is \$1,393,171.63, to cover the Participating Federal Share 80%; and

WHEREAS, the total amount of City funds required to meet the Participating Local Share 20% requirements for this grant / capital improvement project equals \$348,292.91; and

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WHEREAS, the Friends of the Merrimack River Greenway Trail (FMRGT) have agreed to raise and donate \$104,540.52 for use towards the Non-Participating Local Share 100% requirements; and

WHEREAS, the City desires to proceed with this project; and

WHEREAS, this appropriation is for a purpose for which funding was not included in the Fiscal Year 2026 adopted budget, therefore Section 37 of the City Charter requires a two-thirds vote of the City Council.

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

1. The sum of .....\$1,846,005.06  
be and is hereby appropriated as follows:

General Capital Project Fund

Merrimack River Greenway Trail project (CIP #543) .....\$1,846,005.06

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2. Revenue to meet said appropriation shall be provided from the following sources:

General Capital Project Fund

Transportation Alternatives Program (TAP) Grant .....	\$1,393,171.63
Impact Fees Recreation District 1 .....	\$20,000.00
Impact Fees Transportation District 1 .....	\$125,000.00
Impact Fees Transportation District 2 .....	\$80,000.00
Recreation Reserve .....	\$123,292.91
Donation from Friends of the Merrimack River Greenway Trail.....	<u>\$104,540.52</u>
Total .....	\$1,846,005.06

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3. These funds shall be available for all costs associated with the portion of CIP #543 located between Sewalls Falls Road and the Contocook River including, but not limited to design, permitting, right-of-way, and construction.
4. Sums as appropriated shall be expended under the direction of the City Manager.
5. The City Manager is hereby authorized to execute agreements and associated documents with the State of New Hampshire Department of Transportation concerning participation in the Transportation Alternatives Program (TAP) and Local Project Agency (LPA) Program for design, permitting, right-of-way, and construction of the multi-use trail between Sewalls Falls Road and the Boscawen Townline CIP #543 Merrimack River Greenway Trail / State Project CONCORD X-A005(172), No. 43732.
6. This resolution shall take effect upon its passage.