

CITY OF CONCORD

In the year of our Lord two thousand and eighteen

RESOLUTION AUTHORIZING AND APPROPRIATING THE SUM OF ONE MILLION SIX HUNDRED ONE THOUSAND SIX HUNDRED TWENTY-TWO DOLLARS (\$1,601,622) IN HIGHWAY RESERVE FUNDS TO BE USED FOR THE FISCAL YEAR 2018 ROADWAY SURFACE IMPROVEMENTS PROJECT (CIP #78)

The City of Concord resolves as follows:

WHEREAS, on July 27, 2017, the city received a one time payment of \$749,030 as approved under SB38 to be used for road infrastructure improvements. Said funds were accepted and appropriated at the October 10, 2017 City Council meeting and transferred to the Highway Reserve Fund; and

WHEREAS, on June 16, 2017, the New Hampshire Supreme Court issued an order finding the City's excavation fee ordinance to be valid under New Hampshire law; and

WHEREAS, the City recognized the previously collected funds of \$852,592 through an appropriation at the September 11, 2017 City Council meeting, and said funds were transferred to the Highway Reserve Fund; and

WHEREAS, the City wishes to utilize these funds for road improvement purposes as part of the Fiscal Year 2018 CIP #78 Roadway Surface Improvement project; and

WHEREAS, this appropriation is for a purpose not included in the Fiscal Year 2018 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.....\$1,601,622
be and is hereby authorized and appropriated as follows:

General Capital Projects Fund

Roadway Surface Improvements project (CIP #78).....\$1,601,622

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

General Capital Projects Fund

Highway Reserve Fund.....\$1,601,622

- 3) Sums as appropriated shall be expended under the direction of the City Manager.
- 4) This resolution shall take effect upon its passage.