

CITY OF CONCORD

In the year of our Lord two thousand and twenty-five

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROJECT AGREEMENT WITH THE NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION (NHDOT), APPROPRIATING THE SUM OF THREE MILLION SIX HUNDRED SIXTY-FOUR THOUSAND FOUR HUNDRED EIGHTY DOLLARS AND NINETY-SEVEN CENTS (\$3,664,480.97) IN THE BROADWAY/WEST STREET INTERSECTION PROJECT (CIP #31), ACCEPTING THE SUM OF THREE MILLION ONE HUNDRED SIXTY-NINE THOUSAND FOUR HUNDRED EIGHTY DOLLARS AND NINETY-SEVEN CENTS (\$3,169,480.97) OF CONGESTION MITIGATION AND AIR QUALITY (CMAQ) GRANT FUNDS, AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND NOTES IN THE SUM OF FOUR HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$495,000) FOR THIS PURPOSE

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The City of Concord resolves as follows:

WHEREAS, improvements to the McKee Square intersection are programmed in the City's Capital Improvement Program as CIP #31; and

WHEREAS, in Fiscal Year 2025, the City appropriated the sum of \$275,671 for preliminary design of intersection improvement alternatives for CIP #31; and

WHEREAS, in Fiscal Year 2026 the City appropriated the additional sum of \$25,000 for CIP #31; and

WHEREAS, the NHDOT has awarded a Congestion Mitigation and Air Quality (CMAQ) grant to support CIP #31; and

WHEREAS, CIP #31 is part of the NHDOT's CMAQ Program and is included in the State's Ten-Year Plan (STIP) as NHDOT Project CONCORD 44298; and

WHEREAS, CIP #31/ NHDOT Project CONCORD 44298 includes the following components: design, permitting, right-of-way, and construction of McKee Square roadway improvements; and

WHEREAS, the total estimated cost of CIP #31/ NHDOT Project CONCORD 44298, as calculated by the NH Department of Transportation and included in the State's Project Agreement, is \$3,961,851.21, of which it is anticipated that 80% shall be Federal funds and 20% shall be City funds; and

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WHEREAS, the amount of the CMAQ grant awarded to support CIP #31/ NHDOT Project CONCORD 44298 is \$3,169,480.97; and

WHEREAS, the amount of matching City funds required for this grant / capital improvement project are \$792,370.24; and

WHEREAS, adjusting for previously appropriated City funds for this Project in FY2024 and FY2026 which totaled \$300,671 (combined) and are eligible to be matching funds for the CMAQ grant, a net additional appropriation of \$491,699.24 of City funds is required to satisfy City match requirements for this project and associated CMAQ grant; and

WHEREAS, due to the use of bonds and notes, the additional matching fund appropriation has been rounded to \$495,000 to facilitate ease of issuance; and

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

WHEREAS, RSA 33:9 mandates that a two-thirds vote of all members of the City Council is required to pass a bond resolution; 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:

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1. The sum of\$3,664,480.97
be and is hereby appropriated as follows:

General Capital Project Fund

Broadway/West Street Intersection project (CIP #31)\$3,664,480.97

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

General Capital Project Fund

Congestion Mitigation & Air Quality (CMAQ) Grant\$3,169,480.97

General Obligation Bonds and Notes\$495,000.00

Total\$3,664,480.97

3. These funds shall be available for all costs associated with CIP #31 including, but not limited to design, permitting, right-of-way, and construction.
4. In order to meet said expenditure, the City Treasurer, with approval of the City Manager, is authorized to issue four hundred ninety-five thousand dollars (\$495,000) in general obligation bonds and notes of the City of Concord under RSA 162-K:8, Chapter 280 of the Acts of 2000 and/or RSA 33:9 of the Municipal Finance Act.
5. The discretion of the fixing of dates, maturities, rate of interest, form and other details of such bonds and notes (including whether such bonds or notes shall be issued on a tax exempt or taxable basis) and providing for the sale are hereby delegated to the City Treasurer.

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6. The useful life of the project is expected to be in excess of twenty (20) years.
7. Sums as appropriated shall be expended under the direction of the City Manager.
8. 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 Congestion Mitigation Air Quality program and Local Project Agency (LPA) Program for design, permitting, right-of-way, and construction of CIP 31/ State Project CONCORD 44298.
9. This resolution shall take effect upon its passage.