



Victoria F. Sheehan  
Commissioner

THE STATE OF NEW HAMPSHIRE  
DEPARTMENT OF TRANSPORTATION



William Cass, P.E.  
Assistant Commissioner

Bureau of Highway Design  
May 1, 2019

His Excellency, Governor Christopher T. Sununu  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

**REQUESTED ACTION**

Pursuant to RSA 228:39, authorize the Department of Transportation to enter into an Interstate Agreement with the State of Vermont to allow the Department to bill Vermont for costs associated with work to improve the pavement surface of the roadway and existing bridge (NH Br. Nos. 028/145 and Connecticut River Br. No. 32) carrying NH 114 (Main Street)/VT 114 over the Connecticut River between Stewartstown, New Hampshire, and Canaan, Vermont, effective upon Governor and Council approval, and continuing through construction, inspection, and final acceptance of the completed project, in accordance with the Department's 10-Year Transportation Improvement Plan.

**EXPLANATION**

The Department is required by RSA 228:39 to enter into an Agreement with an adjoining State, with the approval of Governor and Executive Council, before undertaking a joint project with that State. This work includes milling and filling the pavement on the bridge, replacing the asphalt plug joint, and associated highway approach work. This project (District One Resurfacing 16166-H) will be obligated for Construction in State fiscal years 2019 and 2020.

The Agreement, after approval by Governor and Council, allows New Hampshire to bill Vermont for Vermont's share of costs for applicable construction work and inspection incurred by New Hampshire which totals \$4,788.69, as stated in the Agreement. This cost is based on the location of the State Line and the portions of the bridge and associated roadwork located within the State of Vermont.

The Agreement has been approved by the Attorney General as to form and execution. Copies of the fully-executed Agreement are on file at the Secretary of State's Office and the Department of Administrative Services, and subsequent to Governor and Council approval will be on file at the Department of Transportation.

It is respectfully requested that authority be given for this Interstate Agreement, as outlined above.

Sincerely,

Victoria F. Sheehan  
Commissioner

Attachment

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**INTERSTATE AGREEMENT**

**STATE OF NEW HAMPSHIRE AND STATE OF VERMONT**

**STEWARTSTOWN, NH – CANAAN, VT**

**NH BRIDGE NO. 028/145 - CONNECTICUT RIVER BRIDGE NO. 32**

**NH STATE PROJECT NO. 16161-H**

**CA #: OA0018**

**CONSTRUCTION PHASE**

THIS AGREEMENT is made this 22<sup>nd</sup> day of April, 2019 by and between the State of New Hampshire, represented by its Department of Transportation, hereinafter referred to as the NHDOT, and the State of Vermont, represented by its Agency of Transportation, hereinafter referred to as VTrans, as follows:

1. The NHDOT will administer the construction of the 100% State funded project referenced above to improve the pavement surface of the roadway and existing bridge carrying NH 114 (Main Street)/VT 114 over the Connecticut River (NH Br. No. 028/145 and Connecticut River Br. No 32) between the Town of Stewartstown, NH, and the Town of Canaan, VT. The work includes milling and filling the pavement on the bridge and associated highway approach work. Funding for the project is currently obligated for construction in State fiscal years 2019 and 2020.
2. The division of estimated costs for this project will be as follows:
  - a. Construction Costs:
    - The NHDOT will pay all costs for all work performed by the NHDOT, other NH agencies, consultants, and contractors in the construction of this project, including construction engineering and overhead costs. VTrans shall reimburse the NHDOT for work completed from the State Line west to a pavement joint just beyond the bridge totaling \$4,788.69 broken down as follows:
      - Estimated item costs for Cold Planing Bituminous Surfaces (\$2,217.60), Plant Mix Surface Treatment (Asphalt Cement) Paver Shim (\$1,148.00), Tack Coat (\$40.00), Flaggers (\$36.00), and Fuel and Asphalt Adjustments (\$672) totaling \$4,128.18.
      - Overhead costs at a rate of 10% (\$412.82)
      - Construction Engineering at a rate of 6% (\$247.69).
3. Following completion, final inspection, and acceptance by VTrans of the portion of the project within the State of Vermont and the rendering of bills for that portion by the NHDOT to VTrans, VTrans will make a lump sum payment to the State of New Hampshire.
4. VTrans shall have the right at all reasonable times to inspect and review all plans, contracts, documents, books, vouchers and records pertaining to the bridge project contemplated by this Agreement, including, but not limited to, accounting and auditing records upon which the costs to VTrans are to be based.
5. NHDOT will notify VTrans when construction of this project is complete, at which time VTrans will inspect the portion of work located in Vermont and will notify the NHDOT of either acceptance of the project or items needing correction. The NHDOT will not make the final billing to VTrans until the Vermont portion has been accepted in writing by VTrans.
6. This Agreement, and all obligations of the parties hereunder, shall become effective on the date of approval of this Agreement by the Governor and Executive Council of the State of New Hampshire.

INTERSTATE AGREEMENT  
Stewartstown, NH – Canaan, VT  
NH State Project No. 16161-H

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This AGREEMENT executed on the day and date first above written.

STATE OF NEW HAMPSHIRE  
Department of Transportation

STATE OF VERMONT  
Agency of Transportation

By: [Signature]

By: E-SIGNED by Joe Flynn  
on 2019-04-22 22:41:46 UTC

This AGREEMENT has been reviewed and is approved as to form and execution.

Date: June 5, 2019

[Signature]  
Office of Attorney General  
State of New Hampshire

Date: April 22, 2019

E-SIGNED by John Dunleavy  
on 2019-04-22 16:48:06 UTC  
Office of Attorney General  
State of Vermont

This is to certify that the GOVERNOR AND COUNCIL of the State of New Hampshire on  
the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ approved this AGREEMENT as Item # \_\_\_\_\_.

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Secretary of State of New Hampshire