



Victoria F. Sheehan
Commissioner

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



William Cass, P.E.
Assistant Commissioner

July 5, 2019
Division of Rail & Transit

The Honorable Mary Jane Wallner, Chairman
Fiscal Committee of the General Court
State House
Concord, New Hampshire 03301

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

REQUESTED ACTION

Pursuant to the provisions of Chapter 145, sub-paragraph I,(a), Laws of 2019, the Department of Transportation requests authorization to exceed the 3/12 limitation of said resolution for the accounts listed below, in the amount of \$173,750.00, for the period of Fiscal Committee and Governor and Council approval through September 30, 2019. 100% Agency Income

04-096-096-964010-29910000	Current Budget FY 2020	Requested Change	Revised Budget FY 2020
Special Railroad Fund			
Expenses:			
018 500106 Overtime	\$1,000	\$0	\$1,000
020 500200 Current Expenses	3,750	0	3,750
022 500242 Rents-Leases Other than State	5,000	0	5,000
046 500463 Consultants	7,158	6,250	13,408
048 500226 Contract Maint Bldgs & Grnds	4,500	0	4,500
060 500601 Benefits	198	0	198
073 500579 Grants Non Federal	18,250	0	18,250
400 500870 Construction Repair Material	469,513	167,500	637,013
Total	\$509,369	\$173,750	\$683,119
Source of Funds			
Revenue:			
000-407323 Agency Income	\$509,369	\$173,750	\$683,119
Total	\$509,369	\$173,750	\$683,119

EXPLANATION

The Department requests authorization to exceed the 3/12 limitation of said resolution to pay for services incurred in meeting the State's transportation demands. Specific explanations relating to the Department's spending requests are as follows:

Special Railroad Fund (2991) – 100% Agency Income

- Class 046 Increase Consultants by \$6,250.00. The Department is required to hire environmental consultants for ongoing testing and mitigation for two railroad sites. This increase is necessary to enter into these contracts timely.
- Class 400 Increase Construction Repair Materials by \$167,500.00. Summer is a busy and crucial railroad construction and maintenance season and additional funds are necessary to allow critical infrastructure repairs to track (ties, rail, surface), drainage, bridges, etc. to safely maintain the state-owned railroad lines and support the safe movement of goods (freight) and people (tourist excursions). The funds currently appropriated via the Continuing Resolution will not allow all the critical maintenance and repairs to take place and may exacerbate growing deferred maintenance and compromise safety or the ability to keep the state-owned railroad lines open. Additionally, if railroad contractors are aware that funds are limited, and perhaps unavailable, they will schedule and work elsewhere (private railroads or out of state) and when funds become available, the Department will have difficulty scheduling contractors which will further delay deferred maintenance repairs.

Listed below are answers to standard questions required of all Fiscal Committee item requests, related to RSA 9:16-a, "Transfers authorized", RSA 14:30-a, VI "Expenditure of funds over \$100,000 from any Non State Source", or RSA 124:15,"Positions Authorized", or both, and all emergency requests pursuant to " Chapter 145, subparagraph I, (a), Laws of 2019, making temporary appropriations for the expenses and encumbrances of the State of New Hampshire":

1. Is the action required of this request a result of the Continuing Resolution for FY 2020?
Yes, this request is a result of the Continuing Resolution.
2. If this request is **retroactive** what is the significance and importance of the action being effective from an earlier date?
No, this is not a retroactive request.
3. Is this a previously funded and ongoing program established through Fiscal Committee and Governor and Executive Council action? (If so, include as an attachment the original documents as approved and cite the specific dates of authorization and end dates for each action as part of your answer to this question.)
No, this program was not established through Fiscal Committee and Governor and Executive Council action. This program was established through RSA 228:68 Special Fund Established.
4. Was funding for this program included in the FY 2018-2019 enacted Budget or requested and denied?
Funding for this program was included in the FY 2018-2019 enacted Budget.
5. Is this program in total or in part, included in the vetoed FY 2020-2021 Operating Budget proposal

currently pending for your department, or was it requested and denied?

This program was included in the vetoed FY 2020-2021 Operating Budget proposal.

6. Does this program include, either positions or consultants, and if so are the positions filled, vacant, or have offers pending? (Please provide details for each position and note whether consultant contracts have been awarded.)

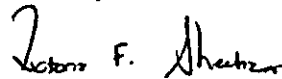
This request does not include additional positions or consultants. The consultants are from existing statewide consultant contracts.

7. What would be the effect should this program be discontinued or not initiated as a result of this request being denied?

Critical maintenance of the state-owned railroad lines may be delayed resulting in compromised safety of movement of goods (freight) and people (tourist excursions). There is a significant backlog of deferred maintenance on the system and delaying these projects would put construction out into 2020 instead of being completed in this calendar year.

Your approval of this resolution is respectfully requested.

Sincerely,



Victoria F. Sheehan
Commissioner