



Victoria F. Sheehan
Commissioner

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



William Cass, P.E.
Assistant Commissioner

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August 18, 2022
Executive Office

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court and

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

REQUESTED ACTION

1. Pursuant to RSA 9:16-a, authorize the Department of Transportation to transfer \$274,496 between various accounts and classes effective upon Fiscal Committee and the date of Governor and Council approval through June 30, 2023 as follows:

In SFY23, funds shall be transferred from 04-096-096-963515-3311 – Non-Participating I-93 Construction as follows:

04-096-096-963515-3311 Non-Participating I-93 Construction	Current Budget FY2023	Requested Change FY2023	Revised Budget FY2023
Expenses:			
046 500463 Consultants	\$822,053	\$0	\$822,053
400 500870 Construction-Repairs & Materials	679,458	(274,496)	404,962
401 500876 Land Interest	750,000	0	750,000
Total	\$2,251,511	(\$274,496)	\$1,977,015
Source of Funds			
Revenue:			
000 000015 Highway Funds	\$274,496	(\$274,496)	\$0
009 405921 Agency Income	1,977,015	0	1,977,015
Total	\$2,251,511	(\$274,496)	\$1,977,015

In SFY23, funds shall be transferred to 04-096-096-963015-3049 – Non-Participating Construction/Reconstruction as follows:

04-096-096-963015-3049 Non-Participating Construction / Reconstruction	Current Budget FY2023	Requested Change FY2023	Revised Budget FY2023
Expenses:			
046 500463 Consultants	\$589,164	\$0	\$589,164
400 500870 Construction-Repairs & Materials	2,379,115	274,496	2,653,611
401 500876 Land Interest	19,907,428	0	19,907,428
Total	\$22,875,707	\$274,496	\$23,150,203

Source of Funds			
Revenue:			
000 000015 Highway Funds	\$22,875,707	\$274,496	\$23,150,203
Total	\$22,875,707	\$274,496	\$23,150,203

2. Pursuant to RSA 14:30-a, VI, authorize the New Hampshire Department of Transportation to accept and expend revenue in the amount of \$6,175,600 from the Federal Highway Administration (FHWA) effective upon the date of Fiscal Committee and Governor and Council approval through June 30, 2023. 100% Federal Funds

04-096-096-960515-3048 Maintenance & Critical Repair	Current Budget FY2023	Requested Change FY2023	Revised Budget FY2023
Expenses:			
018 500106 Overtime	\$1,515	\$0	\$1,515
020 500200 Current Expense	21,780	0	21,780
022 500255 Rents-Leases Other than Sta	11,800	0	11,800
024 500225 Maint Other Than Build-Grn	26,339	0	26,339
030 500301 Equipment	52,843	0	52,843
037 500174 Technology-Hardware	99	0	99
046 500463 Consultants	63,176	0	63,176
047 500240 Own Forces Maint Build-Grn	310,540	0	310,540
048 500226 Contractual Maint Build-Grn	533,874	60,000	593,874
060 500601 Benefits	336	0	336
400 500870 Construction-Repairs & Materials	0	508,000	508,000
Total	\$1,022,302	\$568,000	\$1,590,302
Source of Funds			
Revenue:			
000 409151 Federal Funds	\$0	\$568,000	\$568,000
000 000015 Highway Funds	1,022,302	0	1,022,302
Total	\$1,022,302	\$568,000	\$1,590,302

04-096-096-963015-3049 Non-Participating Construction / Reconstruction	Current Budget FY2023	Requested Change FY2023	Revised Budget FY2023
Expenses:			
046 500463 Consultants	\$589,164	\$0	\$589,164
400 500870 Construction-Repairs & Materials	2,379,115	5,607,600	7,986,715
401 500876 Land Interest	19,907,428	0	19,907,428
Total	\$22,875,707	\$5,607,600	\$28,483,307
Source of Funds			
Revenue:			
000 409151 Federal Funds	\$0	\$5,607,600	\$5,607,600
000 000015 Highway Funds	22,875,707	0	22,875,707
Total	\$22,875,707	\$5,607,600	\$28,483,307

EXPLANATION

1. The Department requests authorization to transfer budgeted account funds among the various accounts in order to pay for services incurred in meeting the State's transportation demands. Specific explanations relating to the Department's spending requests are as follows:

Non - Participating I-93 Construction (3311) 100% Highway Funds

Class 400 Decrease Construction – Repairs & Materials by \$274,496. This accounting unit was intended to be a contingency account for any non-participating costs related to the I-93 expansion project from Salem to Manchester. At this time, all construction projects have been completed and it is not anticipated that these contingency funds will be needed for the project.

Non - Participating Construction / Reconstruction (3049) 100% Highway Funds

Class 400 Increase Construction – Repairs & Materials by \$274,496.

The Department proposes to use the funds for non-participating construction costs or state match requirements associated with Federal aid projects. Non-participating construction costs are the result of latent unforeseen conditions that occur during the execution of a federal aid project. Match requirements would be related to FEMA or FHWA Emergency Relief (ER) funds that do not allow the use of toll credits to fulfill the match requirement.

The following is provided in accordance with the Budget Officer's instructional memorandum dated April 17, 1985 to support the above requested actions:

1. Does transfer involve continuing programs or one-time projects?
Transfers are for continuing programs (not one-time).
2. Is this transfer required to maintain existing program level or will it increase program level?
Transfers are to maintain existing program levels (no increase in program level).
3. Cite any requirements, which make this program necessary.
RSA 21-L:2, in part, establishes that the Department will be responsible for planning, developing, and maintaining a state transportation network. This transfer will facilitate the accomplishment of this responsibility.
4. Identify the source of funds on all accounts listed on this transfer.
Source of funds are Highway Funds.
5. Will there be any effect on revenue if this transfer is approved or disapproved?
This transfer will have no effect on revenue.
6. Are funds expected to lapse if this transfer is not approved?
No.
7. Are personal services involved?
The transfer does not result in any new positions.

2. The Department bills the FHWA for expenditures on work performed on participating Federal projects. Revenues received are higher due to the closing of projects, account and project reconciliation, direct reimbursement of labor higher than budget and reimbursement of previous year expenditures. The revenues will be used as follows:

Maintenance & Critical Repair (3048) 100% Highway Funds

The Department requires \$568,000 of additional funds for the construction of the Dixville patrol shed. Public Works advertised the project with bids coming in \$568,000 overestimate. Sufficient funds are not available within the appropriated budget within HB25 capital improvements. Re-advertising this project would result, in our opinion, in higher prices and prevent the completion of the work in a timely manner. The Department considers it to be in the best interest of the State to accept this bid and utilize the excess federal revenue for this purpose.

Class 048 Increase Contractual Maint Build-Grn by \$60,000 for increased costs over bid for Dixville patrol shed construction costs.

Class 400 Increase Construction – Repairs & Materials by \$508,000 for increased costs over bid for facility paving and the fuel site.

Non - Participating Construction / Reconstruction (3049) 100% Highway Funds

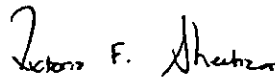
Class 400 Increase Construction – Repairs & Materials by \$5,607,600.

The Department proposes to use the funds for non-participating construction costs or state match requirements associated with Federal aid projects or discretionary grants. Non-participating construction costs are the result of latent unforeseen conditions that occur during the execution of a federal aid project. Match requirements would be related to FEMA or FHWA Emergency Relief (ER) funds and discretionary grants that do not allow the use of toll credits to fulfill the match requirement.

These funds are FHWA federal funds and pursuant to FHWA guidelines, are not applicable to Class 040 Indirect Costs, Class 041 Audit Fund Set Aside and Class 042 Additional Fringe Benefits.

Your approval of this resolution is respectfully requested.

Sincerely,



Victoria F. Sheehan
Commissioner

Attachment

Department of Transportation
FISCAL SITUATION FISCAL YEAR 2023
04-096-096-960515-3048

Maintenance & Critical Repair

Estimated revenue budgeted:	\$	1,022,302
Prior year carryforward revenue:	\$	-
Additional non-budgeted revenue:	\$	<u>568,000</u>
Amount available to budget:	\$	1,590,302
Less current FY23 budget authorization:	\$	<u>1,022,302</u>
Total available for budgeting:	\$	568,000
Amount to be budgeted this request:	\$	<u>568,000</u>
Amount available to budget with future requests:	\$	<u>-</u>

Source of Non-Budgeted Revenue	Amount	Expenses through 8/17/2022	Balance
Federal Highway Funds	\$ 568,000	\$ -	\$ 568,000
		\$ -	\$ -
		\$ -	\$ -
Totals	<u>\$ 568,000</u>	<u>\$ -</u>	<u>\$ 568,000</u>

Department of Transportation
FISCAL SITUATION FISCAL YEAR 2023
04-096-096-963015-3049

Non-participating Construction/Reconstruction	
Estimated revenue budgeted:	\$ 450,000
Prior year carryforward revenue:	\$ 22,425,707
Additional non-budgeted revenue:	<u>\$ 5,607,600</u>
Amount available to budget:	\$ 28,483,307
Less current FY23 budget authorization:	<u>\$ 22,875,707</u>
Total available for budgeting:	\$ 5,607,600
Amount to be budgeted this request:	<u>\$ 5,607,600</u>
Amount available to budget with future requests:	<u>\$ -</u>

Source of Non-Budgeted Revenue	Amount	Expenses through 8/17/2022	Balance
Federal Highway Funds	\$ 5,607,600	\$ -	\$ 5,607,600
		\$ -	\$ -
		\$ -	\$ -
Totals	<u>\$ 5,607,600</u>	<u>\$ -</u>	<u>\$ 5,607,600</u>