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STATE OF NEW HAMPSHIRE
DEPARTMENT of NATURAL and CULTURAL RESOURCES
DIVISION of PARKS and RECREATION
172 Pembroke Road Concord, New Hampshire 03301
Phone: (603) 271-3556 Fax: (603) 271-3553
Web: www.nhstateparks.org

May 13, 2019

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

REQUESTED ACTION

Authorize the Department of Natural and Cultural Resources, Division of Parks and Recreation (DNCR) to make a payment in the amount of \$24,000 to the Mount Washington Summit Road Company d/b/a Mount Washington Auto Road (Auto Road) (VC #154040), Gorham, NH for a portion of road repairs to the auto road for wear and tear caused by DNCR's snow cats during the 2018-2019 winter season upon Governor and Executive Council (G&C) approval. **100% Revolving Funds**

Funding is available as follows:

	<u>FY 2019</u>
03-35-35-351510-37420000	
Mt. Washington Commission	\$24,000
022-500257-35M00311 Rents - Leases Other Than State	

EXPLANATION

DNCR and Auto Road have had an agreement since 1975, when Auto Road expanded and improved the summit parking areas at Mount Washington State Park. The 2004 agreement continued to provide Auto Road with use of DNCR's summit parking areas and granted DNCR access to the summit via the auto road, but also provided reimbursement to Auto Road to cover damages to the auto road from the snow cat equipment used by DNCR to access the summit in the winter.

DNCR and Auto Road entered into Non-Disturbance Agreement (NDA) in 2016 in order to allow Auto Road to secure financing for its hotel project located at the base of Mount Washington (approved by the Governor and Executive Council on August 24, 2016, Item #46B). The NDA provided Auto Road rights to use the summit parking areas and DNCR rights to access the summit via the auto road through August 2, 2033. Reimbursement for yearly winter damage to the auto road was not included in the NDA.

Increases in road repair and maintenance costs and the length of the auto road that is now paved resulted in an increase in the damage assessment to \$24,000 from \$22,050 in 2011, an average 1.1% increase per year. G&C approval is necessary because of the change in the threshold amount. For that reason, DNCR respectfully requests approval to make payment to Auto Road.

Respectfully submitted,

Concurred,

Philip A. Bryce
Director

Sarah L. Stewart
Commissioner

Mt. Washington Summit Road Co.
P.O. Box 278
Rt. 16 Pinkham Notch
Gorham, NH 03581



Invoice

Date	Invoice #
7/1/18	12525

Bill To

NH Dept. of Natural & Cultural Resources
Parks & Recreation
172 Pembroke Road
Concord, NH 03301

Description	Amount
July 1, 2018-June 30, 2019	24,000.00
Thank you for your prompt payment.	Total \$24,000.00