

SPECIAL BOARD OF ALDERMEN

APRIL 25, 2022

7:00 PM

Aldermanic Chamber and via Zoom

To Join Zoom meeting: <https://us02web.zoom.us/j/83588891320?pwd=NGNWcDhoTUNsYVpxcWloT3FJN1hGQT09>
Meeting ID: 835 8889 1320 Passcode: 103645

To Join by Telephone: 1-929-205-6099
Meeting ID: 835 8889 1320 Passcode: 103645

If anybody has a problem accessing the meeting via phone or Channel 16, please call 603-589-3329 and they will help you connect.

PRESIDENT LORI WILSHIRE CALLS ASSEMBLY TO ORDER

PRAYER OFFERED BY CITY CLERK SUSAN K. LOVERING

PLEDGE TO THE FLAG LED BY ALDERMAN RICHARD A. DOWD

ROLL CALL

PUBLIC HEARINGS

R-22-020

AUTHORIZING THE MAYOR AND THE CITY TREASURER TO ISSUE BONDS NOT TO EXCEED THE AMOUNT OF THIRTY-SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$37,500,000) TO FUND THE SECOND FIVE YEAR PHASE OF A TEN YEAR PAVEMENT MANAGEMENT PROJECT

Testimony in Favor

Testimony in Opposition

Testimony in Favor

Testimony in Opposition

R-22-021

CHANGING THE PURPOSE OF UP TO ONE HUNDRED AND FIFTY-TWO THOUSAND AND THIRTY DOLLARS (\$152,030) OF UNEXPENDED BOND PROCEEDS FROM THE FIRE DEPARTMENT PUMPER TRUCK AND AERIAL LADDER TRUCK PURCHASES TO INFRASTRUCTURE IMPROVEMENTS TO THE MUNICIPAL FIRE ALARM SYSTEM

Testimony in Favor

Testimony in Opposition

Testimony in Favor

Testimony in Opposition

ADJOURNMENT



RESOLUTION

AUTHORIZING THE MAYOR AND THE CITY TREASURER TO ISSUE BONDS NOT TO EXCEED THE AMOUNT OF THIRTY-SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$37,500,000) TO FUND THE SECOND FIVE YEAR PHASE OF A TEN YEAR PAVEMENT MANAGEMENT PROJECT

CITY OF NASHUA

In the Year Two Thousand and Twenty-Two

RESOLVED by the Board of Aldermen of the City of Nashua that the Mayor of the City of Nashua and the City Treasurer of the City of Nashua are hereby authorized to issue and sell general obligation bonds of the City, in an aggregate principal not to exceed Thirty Seven Million Five Hundred Thousand (\$37,500,000). The proceeds of said bonds shall be used over the second five-year phase of a 10-year pavement management project with the goal of bringing the average pavement condition index (PCI) of the 300-mile road network to at least 87 (which is an ASTM standard for a good service condition) at the end of 10 years. The project will implement various pavement treatment and repair methods including routine maintenance, preventative maintenance, structural improvement and base rehabilitation. The project also includes work related to periodic pavement condition surveys, analyses and reporting, management system updating, bidding documents, construction quality control and material testing. The 10-year pavement management project followed by maintenance as needed is expected to extend the life of the road network by 20 years.

Pursuant to Nashua City Charter §54-a, this resolution requires a “duly advertised public hearing.” Also see N.H. RSA 33:9, which requires a 2/3 vote for passage of this resolution.

The bonds shall be general obligations of the City of Nashua, payable as to principal and interest from ad valorem taxes, which will be levied without limitation as to rate or amount on all taxable property within the territorial limits of the City of Nashua.

The bonds shall bear the manual and facsimile signature of the City Treasurer and the Mayor. In accordance with Chapter 91 of the New Hampshire Acts of 2005, bonds issued pursuant to this resolution shall not require an authenticating certificate of a bank or trust company doing business in the State of New Hampshire or the Commonwealth of Massachusetts, or the Commissioner of Revenue Administration.

RESOLUTION

R-22-020

The bonds are to be issued in fully-registered form by means of a book-entry system or otherwise and shall have such terms and conditions and be in such form, subject to the provisions of this resolution and applicable law, as shall be determined by the Mayor and the City Treasurer.

RESOLVED FURTHER, that the Mayor is authorized to enter into the required contracts therefor as well as any amendments to be made thereto or any other documentation necessary for the receipt of said funds.

LEGISLATIVE YEAR 2022

RESOLUTION:

R-22-020

PURPOSE:

Authorizing the Mayor and the City Treasurer to issue bonds not to exceed the amount of Thirty-Seven Million Five Hundred Thousand Dollars (\$37,500,000) to fund the second five year phase of a ten year pavement management project

ENDORSER(S):

**Mayor Jim Donchess
Alderman-at-Large Lori Wilshire
Alderman-at-Large Michael B. O'Brien, Sr.
Alderman Richard A. Dowd
Alderman Ernest A. Jette**

**COMMITTEE
ASSIGNMENT:**

**Budget Review Committee
Board of Public Works**

FISCAL NOTE:

Bonds will be issued over a five-year period with the first bond anticipated to be sold in FY24 with the first payment beginning in FY25. Estimated interest rates are 3.0%-4.0%. Each bond issued will be in an amount not to exceed \$7,500,000 for a total of \$37,500,000. Total bond payments are estimated at \$49,500,000 including interest. Each bond will have a fifteen-year term. The Bonds will be repaid through the Special Road & Highway Fund.

ANALYSIS

This resolution authorizes the City to issue and sell general obligation bonds up to \$37,500,000, for the second five-year phase of a 10-year pavement management project as described in the resolution. This project is in the FY2022 Capital Improvements Program.

As this legislation is an authorization to borrow money, this resolution requires a "duly advertised public hearing" pursuant to Nashua City Charter §54-a. NH RSA 33:9 requires a 2/3 vote of all the members for the issuance of bonds. This resolution is also a specific non-budget, supplementary appropriation, permitted by Charter Sec. 53. Requirements for that are notice and a public hearing. A two-thirds vote is required under Charter Sec. 56-b for an item or amount not in the mayor's budget. A roll call is required under Charter Sec. 49.

This legislation should be referred to the Board of Public Works for its review and approval.

**Approved as to account
structure, numbers,
and amount:**

Financial Services Division

By: /s/ John Griffin

Approved as to form:

Office of Corporation Counsel

By: Frank Clarke

Date: 15 March 2022



RESOLUTION

CHANGING THE PURPOSE OF UP TO ONE HUNDRED AND FIFTY-TWO THOUSAND AND THIRTY DOLLARS (\$152,030) OF UNEXPENDED BOND PROCEEDS FROM THE FIRE DEPARTMENT PUMPER TRUCK AND AERIAL LADDER TRUCK PURCHASES TO INFRASTRUCTURE IMPROVEMENTS TO THE MUNICIPAL FIRE ALARM SYSTEM

RESOLVED by the Board of Aldermen of the City of Nashua that the purpose of the remaining unexpended bond proceeds of up to One Hundred and Fifty-Two Thousand and Thirty Dollars (\$152,030), previously reserved and designated under Resolution R-20-008 (“Authorizing the Mayor and City Treasurer to issue bonds not to exceed the amount of one million four hundred thousand dollars (\$1,400,000) for the purchase of a new 2020 Pierce Arrow XT red aerial ladder truck and the for the Fire Department”) and Resolution R-18-081 (“Authorizing the Mayor and City Treasurer to issue bonds not to exceed the amount of six hundred and sixty thousand dollars (\$660,000) to purchase of a new pumper truck for the Fire Department”) is changed as follows:

The original purpose from R-20-008 and R-18-081 was for the purchase of two trucks for the Fire Department. The purposes for which the funds were originally borrowed is complete and there will be a remaining balance of proceeds that is surplus.

The remaining funds will be used for upgrades and improvements to the municipal fire alarm system. The useful life of the project is 40 years. The following is a brief explanation and tasks for the project.

Nashua’s Municipal Fire Alarm System provides direct and immediate notification of fire alarm system activations throughout the city. The Municipal Fire Alarm System is monitored by the fire alarm operators 24/7/365. Currently the system contains 15 box circuits and six station circuits. Circuit 15 provides monitoring for properties along the Amherst Street corridor northerly to the Merrimack town line. The number of fire alarm boxes on Circuit 15 have grown to exceed the recommended number on a single circuit. A new and distinct pathway across the Nashua River (Broad Street Parkway) separate from previous circuits is available and would provide additional circuits and redundancies to the system. Circuit 12 (Main Dunstable Road) contains only one highway crossing with no spare or additional conductor and a pathway exists crossing the highway that will allow for additional circuits and redundancies to be installed in this project, including but not limited to the new middle school project.

LEGISLATIVE YEAR 2022

RESOLUTION:

R-22-021

PURPOSE:

Changing the purpose of up to One Hundred and Fifty-Two Thousand and Thirty Dollars (\$152,030) of unexpended bond proceeds from the Fire Department pumper truck and aerial ladder truck purchases to infrastructure improvements to the municipal fire alarm system

ENDORSERS:

**Mayor Jim Donchess
Alderman-at-Large Melbourne Moran, Jr.**

**COMMITTEE
ASSIGNMENT:**

**Budget Review Committee
Board of Fire Commissioners**

FISCAL NOTE:

Allows \$152,030 to be spent on a capital project (municipal fire alarm system improvements) from unspent bond proceeds approved under R-20-008 and R-18-081. The approved purchases of two fire trucks is complete. If bond funds were not repurposed for this project, they could be used for other capital projects.

ANALYSIS

Resolutions R-20-008 and R-18-081 authorized bonding for the purchase of two trucks for the Fire Department. Those purchases are complete and there are surplus funds. This legislation allows those surplus funds to be used for infrastructure improvements to the municipal fire alarm system. That project can be found in the FY2022 Capital Improvements Program.

The use of bond proceeds is controlled by RSA 33:3-a. They may be spent only for purposes for which the loan is incurred, except as the statute otherwise provides. If no expenditure of the proceeds has been made or a balance remains after "completion" of the project, the funds may be authorized, by a 2/3 vote, for another project eligible for bonding for an equal or longer period, or the funds may be used to pay principal of the project's loan as it matures. RSA 33:3-a II. No public hearing is needed under bonding requirements because the reallocation is not the authorization of new borrowing. However, this is a supplemental appropriation. Charter Sec. 53 permits specific non-budget, supplementary appropriations. There should be notice and a public hearing. A two-thirds vote is required under Charter Sec. 56-b for an item or amount not in the mayor's budget. A roll call is required under Charter Sec. 49.

This legislation should be referred to the Board of Fire Commissioners.

**Approved as to account
structure, numbers and
amount:**

Financial Services Division

By: /s/John Griffin

Approved as to form:

Office of Corporation Counsel

By: Dorothy Clarke

Date: 14 March 2022