



## RESOLUTION

**ORDERING THAT A PROPOSED AMENDMENT TO CITY CHARTER SECTION 56-c, RELATIVE TO THE LIMITATION ON BUDGET INCREASES, BE PLACED ON THE BALLOT AT THE NEXT REGULAR STATE BIENNIAL ELECTION**

### *CITY OF NASHUA*

*In the Year Two Thousand and Thirteen*

**RESOLVED** by the Board of Aldermen of the City of Nashua that pursuant to RSA 49-B:5, and having held a public hearing on said proposed Nashua City Charter amendment, order that the proposed amendment be submitted to the voters by placing it on the ballot at the next regular state biennial election in the manner required by RSA 49-B with the following summary:

**Shall the municipality approve the charter amendment summarized below?**

This amendment will replace the Consumer Price Index – Urban (CPI-U) with the Gross Domestic Product (GDP) Implicit Price Deflator (IPD) for State and Local Government Consumption Expenditures and Gross Investment to account for the effects of inflation when determining the limit for the next fiscal year’s combined annual municipal budget.

Amend the City Charter by deleting the struck-through language [~~EXAMPLE~~] and adding new language in bold italics [**EXAMPLE**] in underline as follows:

**“§ 56-c. Limitation on budget increases.**

Recognizing that final tax rates for the City of Nashua are set by the New Hampshire Department of Revenue Administration pursuant to RSA 21-J:35(1), the mayor, the board of aldermen, and all departments in the City of Nashua including the mayor’s office, aldermanic office, legal department, administrative services division, community services division, community development division, school department, public works division, fire department, police department, public libraries, parking garages and cemeteries shall prepare their annual budget proposals and the Board of Aldermen shall act upon such proposals in accordance with the mandates in this paragraph.

In establishing a combined annual municipal budget for the next fiscal year, the mayor and the board of aldermen shall consider total expenditures not to exceed an amount equal to the combined annual budget of the current fiscal year, increased by a factor equal

to the average of the changes in the ~~Consumer Price Index-Urban(CPI-U)~~ ***Gross Domestic Product Implicit Price Deflator (IPD) for State and Local Government Consumption Expenditures and Gross Investment*** of the three (3) calendar years immediately preceding budget adoption as published by the ***Bureau of Economic Analysis***~~U.S. Bureau of Labor Statistics.~~

This provision shall not prevent the mayor and the board of aldermen from establishing a combined annual municipal budget below this limit.

This provision shall not prevent the mayor and the board of aldermen from appropriately funding any programs or accounts mandated to be paid from municipal funds by state and federal law.”

This amendment shall become effective January 1, 2015.

**LEGISLATIVE YEAR 2013**

**RESOLUTION:** R-13-147

**PURPOSE:** Ordering that a proposed amendment to City Charter Section 56-c, relative to the limitation on budget increases, be placed on the ballot at the next regular state biennial election

**ENDORSERS:** As required by RSA 49-B

**COMMITTEE  
ASSIGNMENT:**

**FISCAL NOTE:** Administrative costs will be approximately \$30.00

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**ANALYSIS**

An amendment to the City Charter is authorized and controlled by RSA Chapter 49-B "HOME RULE – MUNICIPAL CHARTERS". Upon filing of a petition to amend the charter which has been found sufficient by the city clerk, the board of aldermen is required within ten (10) days of receipt of the city clerk's notice of sufficiency, to order that a public hearing on the proposed amendment be scheduled. Public notice is required to be published in a newspaper of general circulation in Nashua at least seven (7) days prior to the scheduled public hearing. The notice is required to contain the text of the proposed amendment and a brief explanation.

Following the public hearing, the board is required to file a report with the city clerk containing the final draft of the proposed amendment as well as a letter prepared by corporation counsel stating that the proposed amendment does not conflict with the general laws or constitution. The board must also, within the seven (7) days following the public hearing, order that the proposed amendment be placed on the ballot at the next regular state biennial election (November, 2014).

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**Approved as to form:** Office of Corporation Counsel

By: 

**Date: October 18, 2013**