



RESOLUTION

AUTHORIZING THE MAYOR AND CITY TREASURER TO BORROW AN AMOUNT NOT TO EXCEED THREE MILLION NINE HUNDRED THOUSAND DOLLARS (\$3,900,000) THROUGH THE ISSUANCE OF BONDS AND/OR A LOAN THROUGH THE NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES STATE REVOLVING LOAN FUND FOR THE WASTEWATER TREATMENT PLANT PRIMARY TANK UPGRADES

CITY OF NASHUA

In the Year Two Thousand and Sixteen

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 borrow up to Three Million Nine Hundred Thousand Dollars (\$3,900,000) through the issuance of bonds of the City under the Municipal Finance Act and/or a low interest loan program offered through the State of New Hampshire Department of Environmental Services, identified as the State Revolving Loan Fund, such borrowing to be effected by the issuance of bonds of the City under the Municipal Finance Act. The proceeds of said bonds or loans shall be used to fund the Wastewater Treatment Plant Primary Tank Upgrades. The lifespan of the project shall be 20 years.

If a bond is issued:

While such bonds shall be a general obligation of the City, it is the intent of the City that the principal and interest on any such bonds shall be paid for by revenues received by the Wastewater Enterprise Fund.

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.

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.

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If a loan is obtained:

The Mayor of the City of Nashua is hereby authorized on behalf the City of Nashua to file an application for a loan to be made in accordance with New Hampshire RSA 486:14 and Code of Administrative Rules Chapter Env-Wq 500.

If such loan is made the City of Nashua agrees to repay the loan as stipulated in the loan agreement.

The Treasurer for the City of Nashua is hereby authorized to furnish such information and take such other action as may be necessary to enable the City of Nashua to qualify for the loan.

The Treasurer for the City of Nashua is hereby designated as authorized representative of the City of Nashua for the purpose of furnishing such information, data and documents pertaining to the City of Nashua for the loan as may be required, and otherwise to act as the authorized representative of the City of Nashua in connection with this application.

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

LEGISLATIVE YEAR 2016

RESOLUTION:

R-16-058

PURPOSE:

Authorizing the Mayor and City Treasurer to borrow an amount not to exceed Three Million Nine Hundred Thousand Dollars (\$3,900,000) through the issuance of bonds and/or a loan through the New Hampshire Department of Environmental Services State Revolving Loan Fund for the wastewater treatment plant primary tank upgrades

ENDORSER(S):

Mayor Jim Donchess

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE:

In order to take advantage of the lowest interest rate possible, the Treasurer will determine the financing vehicle subsequent to the need for the funds. The bond would be sold in FY17 or FY18 for a 20 year term. It is estimated that the interest rate will be approximately 3.0% and the total cost of the bond over the 20 years will be \$5,128,500 including interest. The approximate average yearly cost would be \$512,850 with some years being slightly higher and others lower. The first payment on this bond would be anticipated in FY18 or FY19 depending on the sale.

ANALYSIS

This resolution authorizes the Mayor and the City Treasurer of the City of Nashua to either issue and sell general obligation bonds for the City or borrow from the State of New Hampshire Revolving Loan Fund an aggregate principal amount not to exceed \$3,900,000. The proceeds of said bonds or loans shall be used for the wastewater treatment plant primary tank upgrades. The primary tanks were last upgraded in 2006-2007. The upgrades included the installation of plastic chain and flights in each of the five primary tanks. The plastic chain and flights frequently become dislodged due to rags and wastewater debris getting caught in the chain. Sludge cross collectors were installed but failed soon after installation and could not be repaired due to lack of access. New, more durable steel chain and flights are needed and new cross collectors with access hatches.

Pursuant to Nashua City Charter §54-a, this Resolution requires a "duly advertised public hearing". Also see NH RSA 33:9, which requires a 2/3 vote for passage of this Resolution. 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: 

Approved as to form:

Office of Corporation Counsel

By: 

Date: August 3, 2016