



RESOLUTION

CHANGING THE PURPOSE OF TWO MILLION DOLLARS (\$2,000,000) OF UNEXPENDED BOND PROCEEDS FROM THE BROAD STREET PARKWAY PROJECT TO THE DIVISION OF PUBLIC WORKS OFFICE FACILITY PROJECT

CITY OF NASHUA

In the Year Two Thousand and Twenty One

RESOLVED by the Board of Aldermen of the City of Nashua that the purpose of a portion of the remaining unexpended bond proceeds previously reserved and designated under Resolution R-08-111 ("Authorizing the Mayor and City Treasurer to issue bonds not to exceed the amount of thirty-seven million six hundred thousand dollars (\$37,600,000) for the design and construction of the Broad Street Parkway Project") is changed as follows:

The original purpose from R-08-111 was for the design and construction of the Broad Street Parkway Project. These purposes for which the funds were originally borrowed have been mostly completed and it is anticipated that there will be some surplus proceeds.

The new purpose will be for two million dollars (\$2,000,000) to be used for the new Division of Public Works Office Facility. The useful life of the project is 30 years.

LEGISLATIVE YEAR 2021

RESOLUTION:

R-21-191

PURPOSE:

Changing the purpose of two million dollars (\$2,000,000) of unexpended bond proceeds from the Broad Street Parkway project to the Division of Public Works Office Facility project

SPONSOR(S):

Mayor Jim Donchess

COMMITTEE

Budget Review Committee

ASSIGNMENT:

Board of Public Works

FISCAL NOTE:

Spend \$2,000,000 on a capital project from unspent bond proceeds approved under R-08-111. The remaining balance in the Broad Street Parkway Capital Project after the repurposing will be approximately \$1,100,000.

ANALYSIS

Resolution R-08-111 authorized bonding for the Broad Street Parkway project. That project is mostly completed and it is anticipated that there will be some surplus proceeds. Those surplus proceeds will be used on the Division of Public Works Office Facility project.

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.

The total amount budgeted for the new Division of Public Works Office Facility is anticipated to be \$15,150,000 as listed below.

R-19-187 - \$6,000,000 Bond

R-21-190 - \$3,650,000 Appropriate proceeds from sale of Burke St. Building

R-21-191 - \$2,000,000 Change purpose of Broad Street Parkway unexpended bond proceeds

R-21-192 - \$3,000,000 New Bond

R-20-069 - \$200,000 Previous Escrows

R-19-170 - \$300,000 Previous Escrows

This legislation should be referred to the Board of Public Works.

Resolution R-21-191, continued

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

Financial Services Division

By: /s/John Griffin

Approved as to form:

Office of Corporation Counsel

By: Douglas Clarke

Date: 3 November 2021