

Rochester City Council Public Hearing

April 5, 2016

Council Chambers

7:10 PM

COUNCILORS PRESENT

Councilor Abbott
Councilor Barnett
Councilor Bogan
Councilor Gates
Councilor Gray
Councilor Hamann
Councilor Keans
Councilor Lachapelle
Councilor Lauterborn
Councilor Torr
Councilor Varney
Councilor Willis
Mayor McCarley

MEMBERS EXCUSED

OTHERS PRESENT

City Manager Daniel Fitzpatrick
Deputy City Manager Blaine Cox
City Attorney Terence O'Rourke

MINUTES

1. Call to Order

Mayor McCarley called the Rochester City Council Public Hearing to Order at 7:04 PM.

2. AB 127 City of Rochester, New Hampshire – A Resolution Authorizing the Issuance of Refunding Bonds

Mayor McCarley read the resolutions by title only and invited the public to address the City Council at 7:10 PM.

CITY OF ROCHESTER, NEW HAMPSHIRE

A Resolution

Authorizing the Issuance of Refunding Bonds

WHEREAS, the City of Rochester, New Hampshire (the "City") has issued certain \$18,710,000 General Obligation Bonds, 2008 Series A (Tax Exempt) dated February 15, 2008 and which closed on February 28, 2008 (the "2008

April 5, 2015

Bonds”), which 2008 Bonds that mature on February 15 of the years 2019 through 2028, inclusive, in the aggregate principal amount of \$7,550,000 are eligible to be refunded at par on any interest payment date on or after February 15, 2018 (the “Refunded Bonds”); and

WHEREAS, it appears likely that bonds issued today would have a net interest cost less than the net interest cost on the Refunded Bonds; and

WHEREAS, the City may be able to realize debt service savings by issuing certain refunding bonds (the “Refunding Bonds”), the proceeds of which would be utilized to current refund or advance refund the Refunded Bonds and to pay certain other costs relating thereto;

NOW THEREFORE, BE IT RESOLVED that the City, acting by and through its City Council, hereby authorizes the issuance of Refunding Bonds pursuant to the provisions of RSA 33:3-d, the proceeds of which shall be utilized to current refund or advance refund the Refunded Bonds, to pay the redemption premium, if any, applicable thereto, any principal and interest coming due on the Refunded Bonds prior to any redemption date, and to pay the costs of issuance of the Refunding Bonds, including any costs of credit enhancement; provided, however, that such refunding is only authorized to the extent that the same will achieve a net present value debt service savings in an amount equal to at least three percent (3%) of the outstanding principal amount of the Refunded Bonds; and

IT IS FURTHER RESOLVED that the City Treasurer, with the approval of the City Manager, is hereby authorized to issue the aforesaid Refunding Bonds by entering into a Bond Purchase Contract with such bond purchaser or underwriter as they may deem appropriate in connection with the issuance of the Refunding Bonds to evidence the City's approval of the terms and conditions of the Refunding Bonds; and

IT IS FURTHER RESOLVED that an Escrow Contract and such other documents as shall be required in connection with the issuance of the Refunding Bonds shall be signed on behalf of the City by the aforementioned individuals, or such other individuals as may be required by state law or as may be specified by bond counsel; and engage such other professionals (including a Financial Advisor, Escrow Agent, Verification Agent and Paying Agent), and to do such other things as are necessary to consummate the aforesaid refunding; and

IT IS FURTHER RESOLVED that all actions heretofore taken by the City consistent with the foregoing are hereby confirmed, ratified and approved.

3. AB 131 Resolution Authorizing Supplemental Appropriation to

April 5, 2015

the 2015-2016 Capital Improvements Budget of the City of Rochester, Department of Public Works, for the So-Called Salmon Falls Road EDA Sewer Extension Project

**RESOLUTION AUTHORIZING SUPPLEMENTAL APPROPRIATION
TO THE 2015-2016 CAPITAL IMPROVEMENTS BUDGET OF THE
CITY OF ROCHESTER, DEPARTMENT OF PUBLIC WORKS
FOR THE SO-CALLED SALMON FALLS ROAD EDA SEWER EXTENSION
PROJECT**

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ROCHESTER, AS FOLLOWS:

That the sum of Eight Hundred Sixty Five Thousand Dollars (\$865,000.00) be, and hereby is, appropriated as a supplemental appropriation to the 2015-2016 capital improvements (CIP) budgets of the City of Rochester, Department of Public Works as follows: Two Hundred Fifteen Thousand Dollars (\$215,000.00) to the General Fund CIP fund; Three Hundred Seventy Three Thousand Dollars (\$373,000.00) to the Water CIP fund; and Two Hundred Seventy Seven Thousand Dollars (\$277,000.00) to the Sewer CIP fund. The purpose of this supplemental appropriation is to provide sums necessary to pay costs and/or expenditures with respect to the so-called Salmon Falls Road EDA Sewer Extension Project (the "Project"), and provided further that such appropriation shall be drawn in its entirety from the proceeds of bonding/borrowing to be undertaken by the City of Rochester.

Further, that the Mayor and City Council of the City of Rochester hereby resolve that, in accordance with the provisions of RSA 33:9, the City Treasurer, with the approval of the City Manager, be, and hereby are authorized to borrow the sum of Eight Hundred Sixty Five Thousand Dollars (\$865,000.00) through the issuance of bonds and/or notes, and/or through other legal form(s), for the purposes of funding the expenditures incident to the implementation of the Project outlined, and referred to, in the preceding paragraph, such borrowing to be on such terms and conditions as the said Treasurer and City Manager may deem to be in the best interest of the City of Rochester. Such borrowing is authorized subject to compliance with the provisions of RSA 33:9 and Section 45 of the Rochester City Charter to the extent required, necessary and/or appropriate.

Further, the Mayor and City Council hereby determine that the expected useful life of each element of the Project to be at least twenty (20) years.

To the extent not otherwise provided for in this Resolution, the Finance Director is hereby authorized to designate and/or establish such accounts

and/or account numbers as necessary to implement the transactions contemplated by this Resolution. **CC FY 16 04-05 AB 131**

No member of the public addressed the city Council and Mayor McCarley closed the Rochester Public Hearing at 7:11 PM.

4. Adjournment

Councilor Lachapelle **MOVED** to **ADJOURN** the Rochester Public Hearing at 7:12 PM. Councilor Bogan seconded the motion. The **MOTION CARRIED** by a unanimous voice vote.

Respectfully submitted,

Kelly Walters, CMC
City Clerk