



## RESOLUTION

### AUTHORIZING PENNICHUCK CORPORATION AND PENNICHUCK WATER WORKS, INC. TO ISSUE TAXABLE BONDS OF UP TO \$75,000,000

### *CITY OF NASHUA*

*In the Year Two Thousand and Twenty*

**WHEREAS**, the City of Nashua is the sole shareholder of Pennichuck Corporation (“Pennichuck”) and each of its subsidiaries;

**WHEREAS**, Article IX (3) of the Articles of Incorporation of Pennichuck and Article V §2 of the by-laws of Pennichuck require the approval of the sole shareholder (the City of Nashua) for Pennichuck to create, incur, assume, or guarantee any indebtedness for borrowed money, which includes contracting a loan on behalf of Pennichuck or its subsidiaries; and

**WHEREAS**, Pennichuck Water Works, Inc. is a regulated New Hampshire public water utility, and is a wholly owned subsidiary of Pennichuck which, in turn, is wholly owned by the City of Nashua.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Aldermen of the City of Nashua that the City approves the borrowing by Pennichuck Water Works, Inc. of up to \$75,000,000 of issuance of taxable bonds to finance and refinance currently outstanding debts of approximately \$58,500,000, finance monies to refill its MOERR RSF for \$5,500,000, and to fund the cost of issuance and any escrow deposits amounts required and any allowance needed for the issuance of the bonds at a premium, should that be required.

**LEGISLATIVE YEAR 2020**

**RESOLUTION:** R-20-039

**PURPOSE:** Authorizing Pennichuck Corporation and Pennichuck Water Works, Inc. to issue taxable bonds of up to \$75,000,000

**ENDORSERS:** Alderman-at-Large Lori Wilshire

**COMMITTEE ASSIGNMENT:** Budget Review Committee

**FISCAL NOTE:** None.

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**ANALYSIS**

This resolution approves the proposal by Pennichuck Corporation and one of their regulated public water subsidiaries to issue up to \$75,000,000 in taxable bonds as described in the resolution.

We have forwarded additional information provided by Pennichuck on the proposal to the Board of Aldermen.

Article IX (3) of Pennichuck Corporation's Articles of Incorporation and Article V §2 of the Pennichuck Corporation's by-laws requires City approval for the borrowing.

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

**By:**           /s/ Dorothy Clarke          

**Date:**           May 20, 2020

