

R-21-146



## RESOLUTION

### AUTHORIZING PENNICHUCK CORPORATION AND PENNICHUCK EAST UTILITY, INC. TO ENTER INTO A TERM LOAN WITH COBANK, ACB

### *CITY OF NASHUA*

*In the Year Two Thousand and Twenty-One*

**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 East Utility, 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 (1) the loan to Pennichuck East Utility, Inc. from CoBank, ACB, in an amount of \$1,135,409, with a 25-year amortization schedule; and (2) the guarantee by Pennichuck Corporation of the payment by Pennichuck East Utility, Inc. of said loan.

**LEGISLATIVE YEAR 2021**

**RESOLUTION:** R-21-146

**PURPOSE:** Authorizing Pennichuck Corporation and Pennichuck East Utility, Inc. to enter into a term loan with CoBank, ACB

**ENDORSERS:** Alderman-at-Large Lori Wilshire  
Alderman Richard A. Dowd  
Alderman Skip Cleaver  
Alderman Patricia Klee  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Linda Harriott-Gathright

**COMMITTEE ASSIGNMENT:** Pennichuck Special Water Committee

**FISCAL NOTE:** None.

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**ANALYSIS**

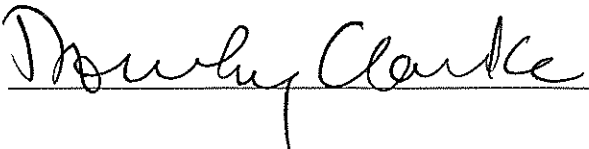
This resolution approves the proposal by Pennichuck Corporation and one of their regulated public water subsidiaries to enter into a term loan as described in the resolution.

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: 

Date: 19 May 2021

**RESOLUTION R-21-146**

**Authorizing Pennichuck Corporation and Pennichuck East Utility, Inc. to enter into a term loan with CoBank, ACB**

**IN THE BOARD OF ALDERMEN**

1<sup>ST</sup> READING May 25, 2021

Referred to:  
Pennichuck Special Water Committee

2<sup>nd</sup> Reading June 8, 2021

3<sup>rd</sup> Reading \_\_\_\_\_

4<sup>th</sup> Reading \_\_\_\_\_

Other Action \_\_\_\_\_

Passed June 8, 2021

Indefinitely Postponed \_\_\_\_\_

Defeated \_\_\_\_\_

Attest: \_\_\_\_\_ City Clerk  
Kari Wilshire  
\_\_\_\_\_  
President

Approved \_\_\_\_\_ Mayor's Signature

\_\_\_\_\_  
Date

Endorsed by  
Kari Wilshire WILSHIRE  
\_\_\_\_\_  
DOWD  
\_\_\_\_\_  
CLEAVER  
\_\_\_\_\_  
KLEE  
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O'BRIEN  
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HARRIOTT-GATHRIGHE  
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Vetoed: \_\_\_\_\_

Veto Sustained: \_\_\_\_\_

Veto Overridden: \_\_\_\_\_

Attest: \_\_\_\_\_ City Clerk

\_\_\_\_\_  
President