



GARDINER CITY COUNCIL AGENDA ITEM INFORMATION SHEET



Meeting Date		Department	
Agenda Item			
Est. Cost			

Background Information

Requested Action	
City Manager and/or Finance Review	
Council Vote/ Action Taken	
Departmental Follow-Up	

<i>City Clerk Use Only</i>	1 st Reading _____	Advertised _____	EFFECTIVE DATE _____
	2 nd Reading _____	Advertised _____ w/in 15 Days	
	Final to Dept _____	Updated Book _____	Online _____

CITY OF GARDINER
RESOLUTION OF CITY COUNCIL #2026-07
AUTHORIZING ISSUANCE OF BONDS AND NOTES IN THE PRINCIPAL
AMOUNT OF \$2,740,000 AND APPROPRIATION OF THE PROCEEDS THEREOF

WHEREAS, the United States of America, acting through the United States Department of Agriculture Office of Rural Development (“USDA”), has issued a Letter of Conditions, dated January 14, 2026, relating to a loan in the amount of \$2,740,000 and a grant in the amount of \$482,000 to the City of Gardiner (the “City”) to finance upgrades to the City’s wastewater treatment facility and Maine Avenue pump station (the “Project”);

WHEREAS, the City desires that the General Obligation Bonds and/or Notes of the City be issued to finance the Project and that the grant as set forth above be accepted and appropriated for the purpose of financing the Project; and

NOW, THEREFORE, be it voted and resolved by the City Council of the City as follows:

RESOLVED: That the RUS Bulletin RD 1780-27 Loan Resolution (Public Bodies) is hereby adopted in the form attached hereto, which is hereby incorporated herein, for the purpose of financing the Project, and further

RESOLVED: That the City Council of the City hereby approves and accepts in all respects, a proposed loan of \$2,740,000 from the USDA at an interest rate to be set by the USDA at the time of loan approval or the time of closing (currently estimated to be 3.75%) for a period of twenty-eight (28) years, for the purpose of financing upgrades to the City’s wastewater treatment facility and Maine Avenue pump station in accordance with Loan Resolution (Public Bodies) RUS Bulletin 1780-27 and a proposed grant in the amount of \$482,000 in accordance with the Grant Agreement, as defined below, and this Resolution authorizing the Treasurer, the Mayor and the Clerk of the City to deliver all documents, and to take any and all actions necessary to carry into effect such financing; and further

RESOLVED: That pursuant to the provisions of Maine law and the City’s Charter, and all other authority thereto enabling, and in order to provide funds for the purposes described herein, the City Council hereby approves and authorizes the issue, sale and delivery as evidence of the aforesaid loan of up to \$2,740,000 and against payment therefor, the General Obligation Bonds of the City in a principal amount not to exceed \$2,740,000 (the “Bonds”), such Bonds to mature and be payable on such dates and in such amounts as approved by the Treasurer of the City; such Bonds to bear interest at the rates specified by the USDA or its successor agency, which rates shall be subject to approval by the Treasurer of the City, such approval to be conclusively evidenced by execution and delivery of such Bonds, to be issued as a single fully registered Bond under United States of America, Acting through the United States Department of Agriculture in an amount not to exceed \$2,740,000, payable in equal annual amortized installments as approved by the Treasurer; and such Bonds to be signed by the Treasurer and countersigned by the Mayor, and to be sealed with the seal of the City and attested by its Clerk; and to be in such form and contain such terms and provisions as the

officers executing the same may approve, their approval to be conclusively evidenced by their execution thereof; and further

RESOLVED: That pursuant to the provisions of Maine law and the City Charter, and all other authority thereto enabling, and in order to provide funds for the purposes described herein, the City Council hereby approves and authorizes the issue, sale and delivery of notes in anticipation of the Bonds authorized to be issued hereunder in a principal amount not to exceed \$2,740,000 (the “Notes”), such Notes to be sold to one or more financial institutions to be selected by the City Council; and to mature and be payable on such dates and in such amounts as approved by the City Council; and such Notes to bear interest at the rates approved by the City Council, which rates shall be subject to approval by the Treasurer of the City, such approval to be conclusively evidenced by the Treasurer’s execution and delivery of such Notes, to be issued in an aggregate amount not to exceed \$2,740,000, to be signed by the Treasurer and countersigned by the Mayor and to be sealed with the seal of the City and attested by its Clerk; and to be in such form and contain such terms and provisions as the officers executing the same may approve, their approval to be conclusively evidenced by their execution thereof; and further

RESOLVED: That the Treasurer of the City and other proper officials of the City be, and hereby are, authorized and empowered in its name and on its behalf, to do or cause to be done all such acts and things as may be deemed necessary or desirable in order to effect the borrowing from the United States of America acting through the United States Department of Agriculture or its successor agency of up to \$2,740,000 and the issue and delivery to said United States of America acting through the United States Department of Agriculture or its successor agency as evidence thereof of a corresponding principal amount of the Bonds of the City as hereinabove and the issue and delivery of such Notes in anticipation of the Bonds as authorized in the foregoing Resolution; and further

RESOLVED: That the Rural Utilities Service grant funds in the amount of \$482,000 as awarded by the United States of America acting through the United States Department of Agriculture is hereby accepted and appropriated for costs of the Project, subject to all conditions as outlined in the Letter of Conditions from the USDA Office of Rural Development dated January 14, 2026, and the City, acting through its appropriate officers as set forth herein, is authorized to take all necessary and appropriate steps to carry out the transactions contemplated by the Grant Agreement; and further

RESOLVED: That the Treasurer, Mayor and the Clerk of the City are authorized to execute and deliver RUS Bulletin 1780-12 “Water and Waste Systems Grant Agreement” (the “Grant Agreement”) on behalf of the City, with such changes and additions as the Treasurer, Mayor and Clerk may deem necessary or appropriate; and further

RESOLVED: That the Treasurer of the City or the Mayor, acting singly, are each authorized to take such other actions and execute and deliver such other agreements, documents and certificates as either deems appropriate in order to borrow such amount and construct the Project; and further

RESOLVED: That if the Treasurer, Mayor or Clerk of the City are for any reason unavailable to approve and execute the Bonds or Notes or any of the related financing documents,

the person or persons then acting in any such capacity, whether as an assistant, a deputy, or otherwise, is authorized to act for such official with the same force and effect as if such official had himself or herself performed such act.

RESOLVED: That the average period of usefulness of the Project is determined to be a minimum of 28 years from the date of final passage of this Resolution; and further

RESOLVED: The City shall levy, and hereby authorizes the levy of, a direct, annual, ad valorem tax on all taxable property within its jurisdiction, without limitation as to rate or amount, in an amount sufficient to meet the payment of the annual, serial installment of principal and interest on the Bonds and Notes as it becomes due, until the Bonds and Notes mature or have been refunded.

First Reading: March 4, 2026
Second Reading: March 18, 2026

ADOPTED this 18th day of March, 2026 by the City Council of Gardiner, Maine.

Effective Date: March 28, 2026

Debra Kimball

Veronica Babcock

Shawn Dolley

Kendall Holmes

Marc Cone

Timothy Cusick

Russell Greenleaf

CERTIFICATION

I, the undersigned Clerk of the City of Gardiner, Maine, hereby certify: 1.) that the City Council is composed of seven (7) members, of whom ___ were present at a meeting thereof duly called and held on March 18, 2026, which constituted a quorum thereof; 2.) notice of this Resolution was posted in Gardiner City Hall and the Gardiner Public Library, and published in the *Kennebec Journal* on February 25, 2026, a date that was at least two weeks before the City Council's second reading and adoption of this Resolution; 3.) the City Council read this resolution at two separate meetings duly called and held on March 4, 2026 and March 18, 2026; 4.) that the Resolution was adopted by the affirmative vote of at least 6 members of the Council (excluding the Mayor) as shown below; and 5.) that the Resolution has not been rescinded or amended in any way.

YEAS _____

NAYS _____

ABSENT _____

Dated this ____ day of March, 2026

Kathleen Cutler, City Clerk