



RESOLUTION
2025-11.01
Montvale Water Debt

At a regular meeting of the Bedford Regional Water Authority ("Authority") Board of Directors ("Board"), held in the Board Meeting Room at the Authority's Administrative Annex Building on the 18th day of November 2025, beginning at 7:00pm:

WHEREAS, the Authority signed a Letter of Intent ("Intent") dated July 3, 2025 to provide interim assistance to the Montvale Water Incorporated ("MWI") until such time as an agreement was prepared and ready for execution; and,

WHEREAS, on August 19, 2025 the Board approved Resolution 2025-08.02 authorizing the Executive Director to execute a transfer agreement ("Agreement") with MWI and/or their successors and/or trustees to assume ownership and operational maintenance responsibility for the water system serving the Montvale community; and,

WHEREAS, during the preparation of the Agreement, it was determined that the best option for absolving the debt incurred by MWI to the United States Department of Agriculture – Rural Development ("USDA-RD") would be to pay-off the entire USDA-RD debt in a lump sum upon the closing of the Agreement, and that this option was presented to the Board at the October 21, 2025 Board meeting and that the Board approved in concept with this direction; now,

THEREFORE, BE IT RESOLVED, that the Agreement attached hereto as Exhibit A is hereby approved for execution by the Executive Director and is authorized by the Board, subject to such edits and revisions as may be advised by the Authority's legal counsel; and,

BE IT FURTHER RESOLVED, that the Board of the Authority hereby authorizes the appropriation of Authority funds in an amount not expected to exceed \$496,000 (the "Purchase Price") to pay the Purchase Price to MWI pursuant to the Agreement, with it being understood and required by the Agreement that said Purchase Price be used by MWI to pay off MWI's USDA-RD debt and release the deed of trust on MWI's real property securing the USDA-RD debt upon the closing of the transaction contemplated by the Agreement.

Member Rush made a motion to approve this resolution.

Member Moldenhauer seconded the motion.

Board Member Votes: 6 Aye, 0 Nay, 0 Abstain. The motion carried.

CERTIFICATION

The undersigned secretary of the Bedford Regional Water Authority does hereby certify that the foregoing is a true, complete, and correct Resolution adopted by a vote of a majority of the Directors of the Bedford Regional Water Authority, present at a regular meeting of the Board of Directors of the Bedford Regional Water Authority duly called and held **November 18, 2025** at which a quorum was present and acting throughout, and that the same has not been amended or rescinded and is in full force and effect as of the date of the above mentioned meeting.

(SEAL)

Brian M. Key, Secretary,
Bedford Regional Water Authority