KENNEBEC WATER DISTRICT
REGULAR BOARD OF TRUSTEES MEETING
THURSDAY – JUNE 4, 2026 at 7:30 AM

The meeting was called to order at 7:30 a.m. by President Murray.

Trustees present: Ben Murray, President; Frank Richards, Vice-President; Jeff Earickson, Treasurer; J. Michael Talbot, Assistant Treasurer; Sarah Whateley, Clerk; Amy Stabins, Trustee (Remote Access); Nathan Saunders, Trustee; Paul Fongemie, Trustee; Alex Lelchuk, Trustee

Trustees absent: Allan Fuller, Trustee

Also present: Roger Crouse, KWD General Manager; Amy Dyer, KWD Finance Manager; Matt Zetterman, KWD Engineering Manager (Remote Access); Benny LaPlante, KWD Service Manager (Remote Access); Jared Bragdon, KWD Distribution Manager (Remote Access); Robbie Bickford, KWD Water Quality Manager; Sue Markatine, KWD Recording Secretary

ITEM 1: INTRODUCTION OF GUESTS

None

ITEM 2: REVIEW AND APPROVE THE MINUTES OF THE REGULAR BOARD OF TRUSTEES' MEETING OF MAY 7, 2026

Motion by Trustee Talbot, "to accept the minutes of the Regular Board of Trustees' meeting of May 7, 2026," seconded by Trustee Richards.

Roll Call Vote: Trustee Earickson – Yea, Trustee Talbot – Yea, Trustee Richards – Yea, Trustee Stabins – Yea, Trustee Fongemie – Yea, Trustee Murray – Yea, Trustee Whateley – Yea, Trustee Saunders – Yea, Trustee Lelchuk – Yea. Motion carried unanimously.

ITEM 3: REVIEW AND APPROVAL OF ACCOUNT WARRANT

Motion by Trustee Earickson, "to ratify the June 4, 2026 total warrant of checks released for $394,392.86," seconded by Trustee Talbot.

Roll Call Vote: Trustee Earickson – Yea, Trustee Talbot – Yea, Trustee Richards – Yea, Trustee Stabins – Yea, Trustee Fongemie – Yea, Trustee Murray – Yea, Trustee Whateley – Yea, Trustee Saunders – Yea, Trustee Lelchuk – Yea. Motion carried unanimously.

ITEM 4: REVIEW OF APRIL 2026 FINANCIAL REPORTS

The Trustees were provided with the April 2026 Financial Statements and Accounts Receivable Aging Report, and a brief review was conducted.

On behalf of the Board members, President Murray thanked Ms. Dyer for the review of the financial statements.

ITEM 5: APPROVALS/MOTIONS NEEDED

A. Adoption of Borrowing Resolution for Chase Avenue Pump Station

The Trustees were provided with the borrowing resolution for the Chase Avenue Pump Station Upgrade project for their review. (See full resolution following the conclusion of the minutes.) This project was approved by the Board of Trustees as part of the 2026 budget, and the award of the construction contract was approved by the Board of Trustees at the April 2, 2026, meeting. KWD received a notice of award to finance this project from the Maine CDC Drinking Water State Revolving Fund Program on April 17, 2026. Mr. Crouse reviewed the loan details, highlighting the 35-percent principal forgiveness associated with the loan, and answered questions from the Trustees.

Motion by Trustee Earickson, "to adopt the 2026 Maine Municipal Bond Bank Chase Avenue Pump Station Upgrade Project Resolution for $1,296,100.00," seconded by Trustee Talbot.

Roll Call Vote: Trustee Earickson – Yea, Trustee Talbot – Yea, Trustee Richards – Yea, Trustee Stabins – Yea, Trustee Fongemie – Yea, Trustee Murray – Yea, Trustee Whateley – Yea, Trustee Saunders – Yea, Trustee Lelchuk – Yea. Motion carried unanimously.

B. After-the-Fact Approval of Electricity Purchase Agreement

The Trustees were provided with a request for authorization memo explaining the contract with Constellation Energy for the supply of electricity to KWD's three medium usage sites expires in November 2026. Mr. Crouse has been monitoring the weekly market watch updates and has solicited advice from PowerOptions and Constellation Energy staff regarding the various options. Because electricity contracts are only held for a few hours after proposals, Mr. Crouse secured a four-year agreement with Constellation Energy. Mr. Crouse is delaying making an agreement for the cost of the ISO-New England's Day-Ahead Ancillary Service Initiative (DASI) until this fall as he has been advised that this cost is expected to trend downward. Mr. Crouse answered questions from the Board members regarding this subject.

Motion by Trustee Richards, "to approve the after-the-fact agreement with Constellation Energy for electricity supply for KWD's three medium usage sites at a per kWh rate of $0.09997 from November 2026 to November 2030 and to approve the General Manager to enter into an agreement with Constellation Energy before November 2026 for the cost of ISO-New England's Day-Ahead Ancillary Service Initiative," seconded by Trustee Earickson.

Roll Call Vote: Trustee Earickson – Yea, Trustee Talbot – Yea, Trustee Richards – Yea, Trustee Stabins – Yea, Trustee Fongemie – Yea, Trustee Murray – Yea, Trustee Whateley – Yea, Trustee Saunders – Yea, Trustee Lelchuk – Yea. Motion carried unanimously.

C. Approval of Revision to KWD's Procurement Policy

The Trustees were provided with a memo requesting approval for modifications to the KWD Procurement Policy, a summary of the proposed changes, and a copy of the policy with proposed revisions. Mr. Crouse reviewed the proposed changes and answered questions from the Board members.

Motion by Trustee Earickson, " to approve the proposed modifications to the KWD Procurement Policy," seconded by Trustee Lelchuk.

Roll Call Vote: Trustee Earickson – Yea, Trustee Talbot – Yea, Trustee Richards – Yea, Trustee Stabins – Yea, Trustee Fongemie – Yea, Trustee Murray – Yea, Trustee Whateley – Yea, Trustee Saunders – Yea, Trustee Lelchuk – Yea. Motion carried unanimously.

ITEM 6: GENERAL MANAGER'S REPORT

As part of their Board packet, the Trustees were provided with the General Manager's report, and a brief review was conducted by Mr. Crouse.

Mr. Crouse informed the Trustees that the documentary "Unless Something Goes Terribly Wrong," which chronicled a year of the day-to-day operations of the Portland Water District's wastewater treatment facility, will be presented at the Waterville High School on June 23, 2026, at 6:00 p.m. A film trailer of this documentary was shown.

In response to a question from Trustee Lelchuk, Mr. Crouse replied that the PFAS settlement monies are not legally restricted and can be used at the discretion of KWD.

On behalf of the Board members, President Murray thanked Mr. Crouse for the General Manager's report.

ITEM 7: DEPARTMENT REPORTS

As part of their Board packet, the Trustees were provided with the Monthly Department Reports prepared by the respective managers.

In response to a question from Trustee Earickson, Mr. Bragdon stated that the system-wide single hydrant flow testing being conducted this year was previously performed in 2020. As KWD replaces water mains, this data can be influenced. This information of anticipated water flow capacity is provided to the local fire departments.

There was a brief discussion regarding the abutters at the KWD Chase Avenue Pump Station property and the upcoming pump station upgrade.

On behalf of the Board members, President Murray thanked the Department Managers for their reports.

ITEM 8: TRUSTEE COMMENTS, CONCERNS, AND/DEPARTMENT REPORTS

Trustee Richards introduced a discussion regarding the need to acquire (or place in conservation) additional parcels in the China Lake watershed. Although KWD developed a China Lake Watershed Acquisition Policy in 2024 which identifies priority parcels, no additional parcels have been purchased or conserved. Trustee Richards asked Mr. Crouse and Mr. Bickford to report on activity to pursue land acquisitions.

Mr. Bickford consistently monitors land placed on the market for sale in the West Basin. While there has been two priority parcels for sale, the asking price was above fair market value, so no action was taken.

The Trustees engaged in a discussion regarding pursuit of undeveloped lots, non-priority lots, lots not on the market, and other means to protect the China Lake West Basin, including but not limited to land ordinances and land conservation trusts.

The discussion turned to the benefits of adding a new KWD position dedicated to planning, organizing, and managing programs to protect and improve the health of the watershed and to enlighten and educate the general population on the importance of source-water protection. The Trustees directed Mr. Crouse to develop a recommended job description to present to the Board.

In other news, Trustee Saunders informed the Board that although the Maine Legislature approved the bill to expand KWD water service infrastructure in Fairfield due to PFAS contaminated wells, this bill did not receive funding.

At Trustee Saunders request, Mr. Crouse reviewed the KWD Cross-Connection Control Policy which includes non-testable backflow prevention devices (mostly in residential homes) and reduced pressure zone (RPZ) devices (mostly in high hazard businesses such as hospitals, restaurants, auto shops, and hair salons) which must be tested annually to ensure proper functioning.

The next KWD Board meeting is scheduled for Thursday, July 16, 2026.

ITEM 9: PUBLIC PARTICIPATION

None

ITEM 10: AS NEEDED: EXECUTIVE SESSION – 1 MRS §405. EXECUTIVE SESSION

None

ITEM 11: ADJOURNMENT

Motion by Trustee Talbot, “to adjourn the meeting,” seconded by Trustee Richards.

Vote: Motion carried unanimously.

Meeting adjourned at 9:03 a.m.

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Sue Markatine, Recording Secretary

KENNEBEC WATER DISTRICT

2026 Maine Municipal Bond Bank – Chase Avenue Pump Station Upgrade Project
($1,296,100.00)
Resolution

The Kennebec Water District (the "**District**") hereby resolves as follows:

1. Pursuant to Chapter 200 of Private and Special Laws of 1899, as amended, the District is hereby authorized to borrow up to the aggregate principal amount of **One Million Two Hundred Ninety Six Thousand One Hundred and 00/100 Dollars ($1,296,100.00)** (the "**Loan**") from the **Maine Municipal Bond Bank**, Augusta, Maine (the "Bond Bank"), with up to $453,635 in loan forgiveness, all in accordance with the terms and conditions of an approval letter from the Maine Department of Health and Human Services to the District dated April 17, 2026, as the same may be amended, and, if the District's loan application is accepted, to execute and implement a Loan Agreement with the Bond Bank in the form prescribed by the Bond Bank (the "**Loan Agreement**") for the purpose of financing construction and improvements of the District's pump station at Chase Avenue, together with related costs and expenses, including the costs of issuance (collectively, the "Project").

2. Pursuant to the Loan Agreement, and as evidence of the Loan, the District is hereby authorized to issue and sell to the Bond Bank interest bearing and/or non-interest bearing note(s) or bond(s) of the District in the aggregate principal amount of up to **One Million Two Hundred Ninety Six Thousand One Hundred and 00/100 Dollars** ($1,296,100.00) (the "**Bonds**").

3. The Bonds shall bear such date or dates as the Bond Bank shall request, bear such interest rate or rates, be in such denominations, maturities, and be redeemable at such price or prices, all as shall be set forth in the Loan Agreement and the Bonds, and as may hereafter be determined by the Treasurer and the President of the Board of Trustees to be necessary or advisable, the execution of the Loan Agreement and the Bonds to be conclusive evidence of their determination of the terms and provisions thereof.

4. Each of the Bonds shall bear on its face the words "Kennebec Water District" and shall be signed by the Treasurer and shall be countersigned by the manual or facsimile signature of the President of the Board of Trustees of the District, and shall be in substantially the same form as prescribed in the Loan Agreement or otherwise as prescribed by the Bond Bank.

5. In anticipation of the Bonds heretofore authorized, the District is also hereby authorized to borrow the aggregate principal amount of up to $1,296,100.00 from the Bond Bank for the Project (the "**SRF Interim Loan**"); (ii) to execute and deliver a Loan Agreement with the Bond Bank in the form prescribed by the Bond Bank (the "**SRF Interim Loan** Agreement") for the SRF Interim Loan; and (iii) to execute and deliver to the Bond Banka note in anticipation of the Bonds in the aggregate principal amount of up to $1,296,100.00 (the "**SRF Interim Note**") for the Project, in the form prescribed by the Bond Bank. The SRF Interim Note shall be sold at the par value thereof to the Bond Bank, bear interest at a rate determined by the Bond Bank, and shall mature upon the issuance of the Bonds, or 12 months from the date of the SRF Interim Note, whichever occurs first. The SRF Interim Note shall contain

such other terms and provisions as may hereafter be determined by the Treasurer and President of the Board of Trustees to be necessary or advisable, their execution of the SRF Interim Note to be conclusive evidence of their determination of the terms and provisions thereof.

6. The SRF Interim Note shall bear on its face the words “Kennebec Water District” and “General Obligation Note” and shall be signed by the Treasurer and shall be countersigned by the manual or facsimile signature of the President of the Board of Trustees of the District.

7. The District covenants to establish, maintain, revise, and collect rates and charges for water services furnished by the District sufficient to provide revenues to pay when due current expenses of operating and maintaining the water system; to pay when due interest on the outstanding indebtedness of the District incurred or assumed for District purposes; and to pay or provide for the payment of all indebtedness created or assumed by the District.

8. All actions taken to date by the Board of Trustees and the officers of the District with respect to the authorization, issuance, and sale of the Bonds and SRF Interim Note and consistent with the foregoing resolutions are hereby ratified and confirmed. The President of the Board of Trustees, Treasurer, General Manager, and other officers of the District are, and each of them singly is, hereby authorized to take such action, and to execute and deliver the following with respect to the Bonds and with respect to any SRF Interim Note: a Loan Agreement, a Signature and No Litigation Certificate, and such additional documents, certificates and instruments and any amendments thereto as may be deemed by them as necessary or appropriate to effectuate the issuance of the Bonds and SRF Interim Note heretofore authorized.

9. Any prior resolutions of the Trustees restricting the amount of authorized loans or issuance of bonds and notes, to the extent they conflict with the foregoing resolutions, are hereby superseded.