

Minutes
Executive Committee Meeting
Massachusetts Clean Water Trust

DATE: April 1, 2016

START TIME: 2:15 p.m.

PLACE: 3 Center Plaza, Suite 430

NOTICE: Due public notice given

MEMBERS OF THE EXECUTIVE COMMITTEE –

PRESENT: Sue Perez, Executive Director of the Trust
Steve McCurdy, Director of Program Development of the Trust
ABSENT: Rachel Madden, Director of Finance & Administration of the Trust

ALSO PRESENT: Bernard Greene, Senior Legal Counsel of the Trust
Nate Keenan, Deputy Director of the Trust

SUMMARY OF DISCUSSIONS (INCLUDING DECISIONS MADE/ACTIONS TAKEN/ VOTES):

1. Falmouth. Mr. McCurdy asked how the Trust might be able to finance the alternative projects that the Cape Cod Commission has identified in the 208 Plan, since their useful life is not known and they are not specifically covered under the Massachusetts General Law that governs issuing debt. He mentioned that Falmouth has researched this issue and might have an answer. Mr. Keenan stated he would take the lead and reach out to Falmouth to see what information they have on financing these projects.
2. MWRA. Mr. Keenan stated that the Trust will meet with MWRA to discuss their process for receiving Trust loans. In recent years certain projects that appear on the Intended Use Plan have not had invoices that can be funded by the Trust. Many of their invoices are for expenses incurred prior to the grant years from which funding is sought to pay the expenses.
3. Plymouth. Mr. McCurdy reported on the corrosion of a sewer main in Plymouth. He said that it appears that many people failed to respond to the danger that was evident years ago. They are looking for funding to build a redundant system so that a failure at a single point in the system, as occurred here, does not cause too much damage. He noted that DEP may fund this as an emergency project. Plymouth's Town Meeting would have to provide authorization at its April meeting before the Trust can provide financial assistance. The town is asking for 0% financing, but that would require legislation.
4. SRF Regulations. Mr. McCurdy reported that public hearings will be held on Wednesday on the SRF Regulations required by §23 of Chapter 259 of the Acts of

2014. The comment period ended on March 25. Following the hearing, DEP will review any testimony and the comments and prepare its response.

5. Contract Assistance. The Trust is working with its program counsel, Mintz Levin, to draft the form needed to draw contract assistance to be used for the additional subsidization provided for in Chapter 259 of the Acts of 2014.
6. Annual Meeting. Ms. Perez noted that the Trust is working on finding dates that will work for the schedules of the *ex officio* members of the Trust's Board for the annual meeting. At that meeting the meeting of the Audit Committee will also be held.
7. Lead in School Pipes. The Committee discussed the issue of lead pipes and lead in public school water. The Trust will inquire of MSBA whether they have the data with which to develop a knowledge base of the problem. Mr. McCurdy noted that MWRA is working to develop a project to finance the cost of replacing lead service lines from the water main to a property's water meter. The Trust and DEP are working to develop a project to test public school water in communities, using money from the Trust's administrative fund.
8. Conference of Infrastructure Financing Authorities ("CIFA"). Mr. Keenan reported on his attendance at the CIFA conference. He noted that a request for a waiver for small systems from the American Iron and Steel requirement has been sent to EPA from the CIFA Board. Mr. McCurdy noted that small systems are not using the SRF program because of the cost of the American Iron and Steel requirement.

LIST OF DOCUMENTS AND EXHIBITS USED:

School lead screens

The meeting adjourned at 3:30 p.m.

Approved: May 18, 2016