

**EXECUTIVE COMMITTEE OF THE
MASSACHUSETTS CLEAN WATER TRUST**

Meeting Minutes

Meeting Date: Thursday, May 7, 2020
Time: 12:30 PM
Location: By Telephone
Notice: Due public notice given
Attendees Sue Perez, Executive Director, Trust
Maya Jonas-Silver, Director of Finance & Administration, Trust
Maria Pinaud, Director of Program Development, Trust
Also Present Nate Keenan, Deputy Director, Trust
Jonathan Maple, Policy Analyst, Trust
Sally Peacock, Controller, Trust

SUMMARY OF DISCUSSIONS

Open the Meeting: Ms. Perez opened the meeting after confirming all attendees were present.

1. **2020 Intended Use Plan Update from MassDEP.** Ms. Pinaud informed the committee that the finalized 2020 Intended Use Plans (IUPs) have been posted on April 27, 2020. She noted that MassDEP has received positive feedback from the borrowers about the extension of the deadline requirement for the local vote authorization which was moved to October 16, 2020 from June 30, 2020.
2. **PFAS treatment emergency loans and Private Water Suppliers.** Ms. Pinaud wanted the committee to address the eligibility of a private company's eligibility for an emergency loan under the no interest PFAS emergency loan program. Ms. Perez asked if the private company was technically a public water supplier (PWS)? Ms. Pinaud noted that the company does provide water to the public and is regulated as a PWS. The committee agreed that as long as the company could meet the requirements for a standard SRF loan through the IUP or emergency loan process then they would be eligible under the 0% pilot loan program to assist with PFAS mitigation of public water supplies.
3. **Water Infrastructure Fund Transfer Authority (WIFTA) funds transfer.** Ms. Pinaud brought to the committee's attention new requirements from EPA that use of the WIFTA, which allows a one-time transfer from the Clean Water SRF to the Drinking Water SRF to fund lead abatement projects, must be noted in the Drinking Water SRF (DWSRF) IUP. This means that the IUP will need to be amended. Ms. Pinaud suggested that this update could be accomplished like how the Trust amended the 2019 IUP to meet updated Disadvantaged Community requirements by holding a 30-day public comment period and updating the IUP accordingly.

Ms. Perez asked if MassDEP had results from the Lead and Copper survey that have been discussed in previous meeting that would provide a better picture of the potential scope of lead abatement projects. Ms. Pinaud said that the survey was supposed to be collecting information now, but due to the COVID-19 outbreak was delayed.

Ms. Perez asked Mr. Keenan if the issue of the deadline being extended has been addressed by the Council of Infrastructure Financing Authorities (CIFA)? Mr. Keenan noted that this issue is not a current topic being discussed and previously stated that not many states showed interest in the new authorization. Additionally, he noted that the October deadline for using transfer is established in by statute and not under the discretion of EPA.

The committee discussed that the WIFTA transfer has an October timeline, but a looser timeframe for use of the funds, but would need to have plan for the use of the funds and be able to describe what impact the transfer may have on the Clean Water SRF. Ms. Pinaud added that she would like to include any lead abatement program in the July IUP solicitation for the 2021 project period.

Finally, Mr. Keenan proposed, and the committee agreed that the Trust will need to build out a timeline for the use of the WIFTA transfer funds that covers amending the IUP, implementing the transfer as required. Mr. Keenan said the Trust will bring this to an Executive Committee meeting. Ms. Pinaud agreed to gather estimated numbers for potential projects.

Other Business (Items not reasonably anticipated by the Chair 48 hours in advance of the meeting)

4. **Series 2020 Refunding.** Ms. Perez provided an update on the Trust's plans to complete a refunding through a competitive sale. The Preliminary Official Statement was posted today, and the sale is scheduled for Thursday, May 14th.
5. **EPA Lead Abatement Grant Funding Opportunity.** Ms. Pinaud noted that MassDEP is pushing forward with drafting an application for the lead abatement in school drinking water funding opportunity and should be able to bring additional information to the committee soon. Ms. Perez confirmed that the Trust was reviewing the information as well and would bring up for discussion in a future meeting.

Adjourn the Meeting: Ms. Perez requested a motion to adjourn the meeting. Ms. Jonas-Silver moved the motion and Ms. Pinaud seconded. A roll call was held, and all members approved the motion.

The meeting adjourned at 12:52 p.m.

Minutes Approved: 06/11/2020