

**MEETING OF THE MASSACHUSETTS
CLEAN WATER TRUST
BOARD OF TRUSTEES**

March 3, 2021
1:30 PM

Location: Remote*

Minutes

Attendees: James MacDonald, First Deputy Treasurer, Designee
Martin Suuberg, Commissioner of MassDEP
Maya Jonas-Silver, Director of Capital Planning and Long-Term Obligations,
Executive Office for Administration and Finance, Designee

Also Present: Susan Perez, Executive Director, MCWT
Nate Keenan, Deputy Director, MCWT
My Tran, Treasurer, MCWT
Sally Peacock, Controller, MCWT
Sunkarie Konteh, Accountant, MCWT
Pamela Booker, Accountant, MCWT
Nicole Munchbach, Accountant, MCWT
William Kalivas, Treasury Specialist, MCWT
Jonathan Maple, Policy Analyst, MCWT
Rachel Stanton, Communications Specialist and Graphic Designer, MCWT
Joshua Derouen, Program Associate, MCWT
Maria Pinaud, Director of Municipal Services, MassDEP
Robin McNamara, Deputy Director of Municipal Services, MassDEP
Gregory Devine, Environmental Engineer, MassDEP
Andrew Napolitano, Deputy Communications Director, Office of the State
Treasurer
Emily Kowtoniuk, Director of Policy and Legislative Affairs, Office of the State
Treasurer
Mary Wilkins, Communications Executive Assistant, Office of the State
Treasurer

CALL TO ORDER: The meeting was called to order by Mr. MacDonald at 1:35 p.m.

Item #1

MOTION- VOTE

Acceptance and Approval of February 9, 2021 Minutes

The motion was made by Ms. Jonas-Silver and seconded by Commissioner Suuberg and voted unanimously in favor of acceptance and approval of the minutes of the meeting of the Board held on February 9, 2021.

Item #2

REPORT OF THE EXECUTIVE COMMITTEE

EPA Annual Review

Ms. Perez said that after the EPA's annual review, there were a couple of issues noted in their report.

Similar to last year, the Clean Water Trust was cited for not requiring borrowers listed on the Federal Funding Accountability and Transparency Act (FFATA) reports to also submit a single audit and show Trust loan disbursements on their Schedule of Expenditures of Federal Awards (SEFA). The Trust disagrees with this interpretation because projects reported in FFATA do not necessarily receive federal funds and if the borrower does not receive federal funds, there would not being any funding to report on the SEFA. The Trust has discussed this with its outside auditors who agree with the Trust's interpretation. The Trust will continue to work with EPA towards a solution.

The other issue noted was how MassDEP requests advances of set-aside funding ahead of each quarter from the Trust instead of in advance of each biweekly pay period. This has been standard practice since the inception of the program. Receiving a quarter's worth of funds ahead of time ensures that there are sufficient funds for payroll and other administrative expenses. However, this year the EPA cited this as an issue because advance requests should not be made more than a pay period ahead of time. The Trust will work with DEP and propose a solution to EPA.

Meeting with Senator Markey's Office

Ms. Perez said that Mr. Keenan and herself will meet with staff members from Senator Markey's office at 4 PM. The Senator's office requested the meeting to discuss water issues in Massachusetts.

Item #3

MOTION- VOTE

The motion was made by Ms. Jonas-Silver and seconded by Commissioner Suuberg and voted unanimously in favor of acceptance and approval of the following:

Approval of Clean Water Commitment

<u>PAC No.</u>	<u>Borrower</u>	<u>Amount</u>	<u>Interest Rate</u>
CW-20-44	Barnstable County	\$1,450,000	0%¹

¹ PFAS Mitigation Loan

Item #4

MOTION- VOTE

The motion was made by Ms. Jonas-Silver and seconded by Commissioner Suuberg and voted unanimously in favor of acceptance and approval of the following:

Approval of the Clean Water Loan/Local Government Obligation and Financing Agreement

<u>PRA No.</u>	<u>Borrower</u>	<u>Amount</u>	<u>Interest Rate</u>
CW-17-19	Taunton	\$10,274,800 ²	2%

OTHER BUSINESS:

MOTION- VOTE

The motion was made by Ms. Jonas-Silver and seconded by Commissioner Suuberg.

Ms. Perez said that after notice for this meeting was posted, revised agreements for two loans for the City of Lawrence, CWP-19-06 and CWP-19-06-A, were sent to the Trust. Lawrence expects to need more loan proceeds for construction costs than originally expected and less loan proceeds for architecture and engineering than originally expected. Approving these revisions will result in costs being moved from one loan to another, not an overall increase in the cost of the project.

The motion was voted unanimously in favor of acceptance and approval of the following:

MOTION- VOTE REQUESTED

Approval of Lawrence Emergency Clean Water Loans/Local Government Obligations and Financing Agreements

<u>PRA No.</u>	<u>Borrower</u>	<u>Amount</u>	<u>Interest Rate</u>
CWP-19-06	Lawrence	\$4,445,000 ³	0%
CWP-19-06-A	Lawrence	\$525,000 ⁴	0%

ADJOURN: The motion was made by Ms. Jonas-Silver and seconded by Commissioner Suuberg and voted unanimously in favor of adjourning the meeting at 1:44 p.m.

LIST OF DOCUMENTS AND EXHIBITS USED:

1. Minutes, February 9, 2021
2. SWIG Program Update
3. Project Descriptions

² First Revision: Previous PRA amount was \$8,794,800.

³ First Revision: Previous PRA amount was \$4,400,000.

⁴ First Revision: Previous PRA amount was \$570,000.

***Location: Remote :** Pursuant to the Governor's March 12, 2020 - [Order Suspending Certain Provisions of the Open Meeting Law](#): Notice is hereby given in accordance with M.G.L.c.30A, § 20, that the Wednesday, March 3, 2021 meeting of the Massachusetts Clean Water Trust's Board of Trustees will be held through remote participation.

Those interested in attending the online meeting can do so by visiting <https://zoom.us/j/93515986199?pwd=Qm9TWElPR3VMTUlkeUxVZlBaalA0dz09>. The Meeting ID is 935 1598 6199 and the password is 143459.

Alternatively, if you wish to participate just by telephone, call (646)558-8656 and then enter the attendee Access Code 935-1598-6199 followed by the pound (#) sign.

To ensure that the audio is clear to all attendees, unless you are actively participating in the meeting, please mute your audio. If you have technical difficulties joining the meeting, please email Joshua Derouen at jderouen@tre.state.ma.us

Please Note: There will be no physical meeting at the offices of the Massachusetts Clean Water Trust.