

FINAL ACTION MINUTES

I. Roll Call: Present – Caseber, Bianco, Wood, Luten, Wozniak, Chatterjee, Grossman. Absent: Morgan, Webster.
Chair Caseber. Vice Chair, Wood. Secretary, N. Al-Hadithy. Intern, J. Tulloch

II. Report From Chair: Council included fulltime employee (FTE) for Toxics Management Division in this year's budget. No funding for Wood Smoke Public Education campaign. Work Plan subcommittee did not meet.

III. Announcements from Commissioners:

- LA Wood – Reported to Commission on Aging encouraging them to meet with CEAC. Takara ammonia release/emergency response. Notification questions. Has questions about efficiency. Submitted Emergency Response & Public Notification document requesting secretary to produce top 15 sites and their Emergency Response capability. To be shared with Disaster Commission. Complaint about Public Works storm water enforcement.
- Elmer Grossman – copies of document on Precautionary Principal available for distribution. Secretary noted too many last minute documents. Best differed to August meeting.

V. Comments from the Public:

- **Robert Clear** – NiCd (Nickel Cadmium) Recyclable batteries should not be discouraged as in San Francisco Battery ordinance. There is difference between manufacturers that take back NiCd and those that do not. Recommendation in lieu of San Francisco ordinance.
- **Terri Powell** – Wanted copies of letters and distributed response to Wood/Sihvola letter to Department of Energy (DOE) on the subject of public participation.

VI. TMD Staff Report

Written document distributed. Question from Wood on Public Works enforcement.

VII. Action

- Regarding diesel power backup generators, what is City of Berkeley doing? Forwarded to Neal DeSnoo.
- What policy does City have about power generators for pollution prevention? Powell/LBL.
- Does City of Berkeley have an energy conservation booklet? Forwarded to Neal DeSnoo. Chatterjee.
- Provide soil/grass cuttings Cr6 test results at Harrison Park to Commission.
- Wozniak/Clear to provide final language on recyclable NiCd batteries.
- What are cleanup costs for WRE Colortech? Can City do work and bill? Wozniak.

VIII. Discussion/Action

- MOTION Adopt June Minutes (M/S/C Grossman/Wozniak. For: Unan. Against: None. Absent: Morgan, Webster. PASS.)
- MOTION Adopt May Minutes (M/S/C Bianco/Grossman/ For: Unan. Against: None. Absent: Morgan, Webster. PASS.)
- MOTION Adopt language to RWQCB as written: That Council request City Manager to write to State Water Resources Control Board (SWRCB) and Regional Water Quality Control Board (RWQCB) to study and implement a notification procedure for all properties that are potentially impacted by groundwater pollution from an off-site source. There is a clear need in light of rapid acceptance of Brownfields and Containment Zones that impact a) social justice and, b) property value and, c) land use and restrictions d) potential health impacts. Wood/Caseber (M/S/C Wood/Wozniak/ For: Unan. Against: None. Absent Morgan, Bianco, Webster, Grossman. PASS.)
- MOTION Send revised version of San Francisco Resolution on Batteries. Submit to Solid Waste Commission. Information item to City Council. Take action upon receiving their comment. (M/S/C Wozniak/Chatterjee/ For: Unan. Against: None. Absent Morgan, Bianco, Webster. PASS.)