

Final ACTION MINUTES

I. Roll Call: Present – Caseber, Morgan, Bianco, Wood, Moret, Luten, Wozniak, Chatterjee, Grossman.

Chair: Caseber then Grossman. **Vice Chair:** LAWood. **Secretary:** N. Al-Hadithy. **Intern:** J. Tulloch

II. Report From Caseber: Stepping down as promised. Received Clean Air Champion Award. Requested \$25k funding for Public Education campaign from Bay Area Air Quality Management District (BAAQMD) with positive response.

III. Announcements from Commissioners:

- **Wood** – Hazardous waste facility invitation at Lawrence Berkeley National Laboratory (LBNL). Received letter from Department of Toxic Substances Control (DTSC) about inspection of waste facility. Concerned about Commissioners being involved in waste management.
- **Morgan** – This meeting is officially his last. Council member Maio has a new member to appoint.
- **Caseber** – Welcome Leuren Moret to the Commission.

V. Comments from the Public:

- **Kate Bernier** – July 12th Congressional Briefing re microwaves. Berkeley public hearing on Sept. 19. Request CEAC to get involved and help keep installation out of neighborhoods.
- **Gene Bernardi, CMTW** – Would like to discuss most recent report by Bernd Franke of IFEU (Institut für Energie und Umweltforschung). Agrees with recommendations and request commission to consider further work as described.
- **Robert Clear** – Requested IFEU report. Ace Hardware has battery-recycling bin for NiCd batteries.

VI. Toxics Management Division Staff Report

CUPA inspections and reports behind schedule. Interviews but fifth Specialist not hired. New written Enforcement Schedule. Berkeley Repertory Theater and Hong Kong Villa jointly responsible. Creosote and arsenic reports no significant risks. Problem with high arsenic in Berkeley soils. Commission advised Secretary to send the Creosote and Arsenic reports to Council as attachments even if it is significantly late as record of CEAC/TMD successful actions.

DISCUSSIONS:

Presentation from Kate Squire, Economic Development, Green Business and Green Building. Green Building initiative is supported by Energy Commission and 135 people in recent forum. Many of these are building professionals. Requests support of CEAC and will consider adding indoor air quality to Green Building initiative. Will provide action item for October meeting. Green Business or Environmental Business initiative not discussed. Wood had concerns about Green Business.

Harrison Park Air Monitoring. Secretary informed commission that no Cr6 data was available and PM2.5 equipment was still not working satisfactorily. Commissioners want to review the data from contractor when sufficient PM2.5 & PM10 is accumulated. Expect at least 3 months data. Also wish to review hiring policy for the City. Admonished staff not to accept bad data and that contractor to pursue all data promised at his expense.

VII. Action

VIII. Discussion/Action

- **MOTION: FOR GROSSMAN FOR CHAIR:** Bianco, Caseber, Grossman, Luten, Wozniak. **WOOD FOR CHAIR:** Chatterjee, Moret, Wood, Abstain: Morgan. Grossman new chair. Wood remains Vice Chair.
- **MOTION: Approve August Minutes with change to LA "raised concern"** (M/S/C Wozniak/Bianco/PASS. FOR: Caseber, Morgan, Bianco, Wood, Moret, Luten, Wozniak, Grossman. Against: . Abstain: Chatterjee Absent: PASS
- **MOTION: Add North Sonoma County Air Pollution Control District protocols for fire place emissions testing as an equivalent EPA test method for low particulate emissions.** (M/S/C Wozniak/Bianco/FAIL. FOR: Grossman, Morgan, Wozniak, . Against: Caseber. Abstain: Chatterjee, Luten Absent: Bianco, Moret