

**ALAMEDA COUNTY**  
**LEAD POISONING PREVENTION PROGRAM**

***A Joint Powers Authority serving the Cities of Alameda, Berkeley, Emeryville, and Oakland***  
**2000 Embarcadero, Suite #300 • Oakland, CA 94606 • (510) 567-8282**  
**WWW.ACHHD.ORG**

DATE: April 19, 2019

TO: Directors and Alternates  
Alameda County Lead Poisoning Prevention Program

FROM: Larry Brooks, Secretary  
Joint Powers Authority

SUBJECT: **Meeting of the Board of Directors**

The next regular meeting of the Alameda County Lead Poisoning Prevention Program Joint Powers Authority Board of Directors is scheduled for **Thursday, April 25, 2019. The meeting will begin a 9:15 a.m., or immediately following the Administration and Finance Committee Meeting at the Alameda County Administrator's Office, 1221 Oak Street, 2nd Floor, Room 255, Oakland, CA.**

Attached is the agenda packet for the meeting. If you have any questions, please contact Lidice De La Fuente at (510) 567-8291.

Thank you.

Attachments

ALAMEDA COUNTY LEAD POISONING PREVENTION PROGRAM  
JOINT POWERS AUTHORITY

AGENDA

**General Board Meeting**

**April 25, 2019**

**9:15 A.M. or immediately following the Administration and Finance Committee Meeting**

Alameda County Administrator's Office  
1221 Oak Street, 2<sup>nd</sup> Floor, Room 255  
Oakland, California

NOTICE: All meetings of the Alameda County Lead Poisoning Prevention Program Joint Powers Authority Board of Directors are open to the public. Those wishing to address the Board of Directors on items not on the agenda may do so during the open forum section of the meeting.

- 1) **Open Forum** (Discussion)  
Directors, alternates, staff, or members of the public may address the Board of Directors regarding items not on the agenda. The Board will listen to matters presented but may not take action on these items.
- 2) **Director Report** (Information)
- 3) **Lead Paint Litigation** (Information)  
A) County Update/ Timeline  
B) Status of Allocated Funding
- 4) **2019 Meeting Schedule** (Action) Pg. 1
- 5) **Program Operations Committee**  
a) **Minutes (March 26, 2019)** (Action) Pg. 2
- 6) **Administration and Finance Committee**  
a) **Minutes (March 26, 2019)** (Action) Pg. 4
- 7) **General Board Meeting**  
a) **Minutes (March 26, 2019)** (Action) Pg. 5
- 8) **Announcements by Board Directors** (Information)

**Material related to an item on this Agenda, including those submitted to the Board of Directors after distribution of the agenda packet, and are available for public inspection at the Alameda County Healthy Homes Department office during normal business hours.**

**Agendas are available on the Department's website at [www.achhd.org](http://www.achhd.org)**

# ALAMEDA COUNTY LEAD POISONING PREVENTION PROGRAM

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## APPROVED JPA MEETING SCHEDULE 2019

Meetings are held at 1221 Oak Street, 5<sup>th</sup> Floor, Board Chambers, Oakland unless otherwise noted

<ol style="list-style-type: none"> <li>1. Program Operations Committee Meeting</li> <li>2. Administration and Finance Committee Meeting</li> <li>3. General Board Meeting</li> </ol>	
<b>4<sup>th</sup> Thursday of Every Month (January-October)</b>	
DATE	TIME
January 24 – Room 255	9:15 a.m.-11:30 a.m.
February 28 - Room.255	9:15 a.m.-11:30 a.m.
March-28 26 – Room 255	9:15 a.m.- <del>11:30</del> 10:45 a.m.
April 25 - Room 255	9:15 a.m.-11:30 a.m.
May 23	9:15 a.m.-11:30 a.m.
June 27 – Room 255	9:15 a.m.-11:30 a.m.
July 25	9:15 a.m.-11:30 a.m.
August 22	9:15 a.m.-11:30 a.m.
September 26	9:15 a.m.-11:30 a.m.
October 24	9:15 a.m.-11:30 a.m.
November 21 – Room 255 (3 <sup>rd</sup> Thursday of the month)	9:15 a.m.-11:30 a.m.
*December 19 – ACHHD Office (3 <sup>rd</sup> Thursday of the month)	9:15 a.m.-11:30 a.m.

**The Program Operations Committee meeting begins at 9:15 a.m., followed by the Administration and Finance Committee meeting and the General Board meeting.**

*\*December meeting will be held at the Alameda County Healthy Homes Department office, 2000 Embarcadero, Suite 300, Oakland.*

Hon. Lynette Gibson McElhaney, City of Oakland • Hon. Susan Wengraf, City of Berkeley  
Hon. Mary Hatsume Vella, City of Alameda • Hon. John J. Bauters, City of Emeryville  
Hon. Wilma Chan, Alameda County • Gwen Hardy, Community Representative

**PROGRAM OPERATIONS COMMITTEE  
MEETING MINUTES**

March 26, 2019

**Attendance:**

**Voting Directors:** Malia Vella, Alameda; Susan Wengraf, Berkeley; John J. Bauters, Emeryville

**Non-Voting Directors:** Gwen Hardy, Community Representative

**Alternates:**

**Staff:** Larry Brooks, Lidice De La Fuente

**Others:**

**Absent:** Lynette Gibson McElhaney, Oakland; Wilma Chan, County of Alameda

Director John J. Bauters opened the Program Operations Committee meeting at 9:24 A.M.

1) **Open Forum**

2) **Director's Report**

Secretary to the Board, Larry Brooks, informed that the Get the Lead Out Coalition has reached out to Oakland Unified School District (OUSD) to seek a status report on their plan for preventing lead poisoning at their schools. Mr. Brooks will report back after their meeting in April 2019.

Mr. Brooks stated that as a result of the letter sent to the California Department of Public Health (CA DPH) by the JPA Board, Department staff will meet with DPH officials to discuss Department needs and opportunities for training and testing in order to prepare for the lead paint judgment.

Furthermore, Public Broadcasting Service (PBS) will interview staff for an upcoming documentary due in the fall of 2019. The documentary will focus on issues affecting communities from a historical perspective of childhood lead poisoning and the lead paint litigation.

Mr. Brooks informed Directors of the Cleveland School Lead Screening Project by The Frances Payne Bolton School of Nursing at Case Western Reserve University. The project seeks to provide lead testing and follow up services for children in the Pre-K and Kindergarten programs of the Cleveland Metro School District. Director Malia Vella recommended for staff to speak with lobbyist about blood lead screening in relation to the Governors' top priorities to expand childhood education.

Director Susan Wengraf recommended lead testing at an earlier age regardless of age of housing or economic status highlighting early childhood lead exposure and children's toys as a possible source for lead poisoning. Mr. Brooks suggested universal testing based on geographic areas and statistical evidence as one way to prevent lead poisoning noting reluctance by the medical community to do universal testing. Currently, medical offices are providing parents with a questionnaire to determine whether the child should be tested. Director Gwen Hardy stated that doctors are resistant to lead testing children and the questionnaire is obsolete because parents might not be familiar with the subjects.

Furthermore, the U.S. Environmental Protection Agency (EPA) announced The Healthy Schools Grant Program, a \$50 million environmental health grant program to expand efforts to protect children's health. Mr. Brooks stated he would inform OUSD of the opportunity.

3) **Outreach and Education Monthly Report**

Assistant Secretary of the Board, Lidice De La Fuente stated that due to the collaboration with Emeryville's Planning Department a targeted mailing will occur in the coming weeks promoting lead hazard control and minor home repair services. Also, an article on minor home repair will be published in the next Emeryville Recreation Guide Assistance. Director John J. Batters asked for a copy of the mailing that will be sent to Emeryville property owners. He also noted that the assessments and interventions objective is behind at which time Mr. Brooks stated that the staff will attempt to achieve the goal by the end of the fiscal year.

In response to Director Wengraf's inquiry on the training for the City of Berkeley, Mr. Brooks stated that due to Berkeley's Public Health Department' organizational change the Department staff has been assisting Berkeley's Public Health Department with lead poisoning prevention efforts.

4) **Announcements by Board Directors**

Larry Brooks circulated a sympathy card for JPA Director McElhaney.

Meeting adjourned 9:48 A.M.

**ADMINISTRATION AND FINANCE COMMITTEE  
MEETING MINUTES**

February 28, 2019

**Attendance:**

**Voting Directors:** Malia Vella, Alameda; Susan Wengraf, Berkeley; John J. Bauters, Emeryville

**Non-Voting Directors:** Gwen Hardy, Community Representative

**Alternates:**

**Staff:** Larry Brooks, Lidice De La Fuente

**Others:**

**Absent:** Lynette Gibson McElhaney, Oakland; Wilma Chan, County of Alameda

Director John J. Bauters called into order the Administration and Finance Committee Meeting at 9:48 A.M.

1) **Open Forum**

2) **Director's Report**

Larry Brooks informed the JPA Board of the April 9<sup>th</sup>, 2019 budget hearings before the Alameda County Board of Supervisors at which time the Department will inform them of needs for the upcoming fiscal year.

Furthermore, the U.S. Department of Housing and Urban Development Office of Lead Hazard Control and Healthy Homes (HUD OLHCHH) has expressed interest in receiving input from established programs to help them work through the challenges they have experienced with grantees. Thus, Department staff has invited the Grants Technical Representative to learn the Department's experience which include HUD's reductions to administrative costs to cover staff and overhead associated with the projects and the restrictions on how funds can be utilized. Director Bauters recommended using data to show the geographical areas most in need of funding and offer to do a pilot project.

Mr. Brooks informed of a State audit of the Cal Home Program indicating no findings; Recommendations were made on how to maintain the program files. Due to staffing challenges the Department will propose giving the Cal Home Program to a sister Department.

3) **Announcements by Board Directors**

There were no announcements by Board Directors.

Meeting adjourned at 9:57 AM

**GENERAL BOARD  
MEETING MINUTES**

March 26, 2019

**Attendance:**

**Voting Directors:** Malia Vella, Alameda; Susan Wengraf, Berkeley; John J. Bauters, Emeryville

**Non-Voting Directors:** Gwen Hardy, Community Representative

**Alternates:** Dave Brown, County of Alameda

**Staff:** Larry Brooks; Lidice De La Fuente

**Others:**

**Absent:** Lynette Gibson McElhaney, Oakland

Director John J. Bauters opened the General Board Meeting at 9:57 A.M.

1) **Open Forum**

2) **Director's Report**

Secretary to the Board, Larry Brooks, stated that local community organizations are beginning to express their support for a proactive code enforcement and healthy housing inspection program in Oakland. Additionally, the East Bay Rental Housing Association requested Mr. Brooks write an article on proactive rental inspections programs in an effort to educate their members. Furthermore, he noted that there has been a number of efforts across the country to pass laws to prevent local jurisdictions from having local inspection programs with some landlords threatening that they would stop renting units to children because they were afraid that they would find lead hazards and be held accountable. Director Bauters noted the Fair Housing Act, which states not to discriminate against a household based on whether or not they have children.

Mr. Brooks announced the National Environmental Health Association Annual education conference in July in Nashville, Tennessee. At this time, staff is not expected to attend the conference.

Directors tabled item 3 and moved on to items 5, 6, and 7.

3) **Lead Paint Litigation**

**A) County Update/timeline**

Mr. Brooks provided an update on the lead paint litigation stating that most recently the court upheld the tentative ruling to offset the abatement fund by the amount of the Millennium Holdings, LLC settlement received in 2011, consequently, reducing the funds from \$700 million to \$400 million.

**B) Draft Letter to Alameda County Board of Supervisors**

Item reflected on item 4 of the May 26<sup>th</sup>, 2019 General Board Meeting.

**C) Status of Allocated Funding**

Mr. Brooks stated that as part of the April 9<sup>th</sup>, 2019 Alameda County Board of Supervisors budget hearings the Department is taking an incremental approach and proposing four permanent positions instead of eight as originally planned. The Department intends to restore positions lost in the recent years due to inflation and one position dedicated to the lead paint litigation fund to coordinate and administer the required work.

The Department expects to return to the Alameda County Board of Supervisors and ask for four additional project positions for ramp up once the lead paint litigation funds are received.

Director Bauters thanked Alameda County for their commitment.

4) **Letter to Alameda County Board of Supervisors**

Directors asked for edits to the letter to remove the header and footer on the second page; change the footer to reflect Malia Vella in lieu of Mary Hatsume Vella, and; revise the signature line to “on behalf of the Joint Powers Authority Board of Directors”.

**Action:** The JPA Board approved a modified letter to the Alameda County Board of Supervisors requesting general fund support to restore four positions in the Healthy Homes Department that will perform child lead poisoning prevention tasks and some preparation for the implementation of the lead paint judgment court order.

**Moved:** Susan Wengraf      **Seconded:** Malia Vella      **Ayes:** 3- Vella; Wengraf; Bauters  
**Absent:** McElhaney

5) **Approval of Minutes -Program Operations Committee**

a) **Minutes (February 28, 2019)**

**Action:** The Board approved the meeting minutes for the February 28, 2019 Program Operations Committee meeting.

**Moved:** Malia Vella      **Seconded:** Susan Wengraf      **Ayes:** 3- Vella; Wengraf; Bauters  
**Absent:** McElhaney

6) **Approval of Minutes -Administration and Finance Committee**

a) **Minutes (February 28, 2019)**

**Action:** The Board approved the meeting minutes for the February 28, 2019 Administration and Finance Committee meeting.

**Moved:** Susan Wengraf      **Seconded:** Malia Vella      **Ayes:** 3- Vella; Wengraf; Bauters  
**Absent:** McElhaney

7) **Approval of Minutes -General Board Meeting**

a) **Minutes (February 28, 2019)**

**Action:** The Board approved the meeting minutes for the February 28, 2019 General Board meeting.

**Moved:** Susan Wengraf      **Seconded:** Malia Vella      **Ayes:** 3- Vella; Wengraf; Bauters  
**Absent:** McElhaney

8) **Announcements by Board Directors**

There were no announcements by Board Directors.

Meeting adjourned at 10:16 A.M.