

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: July 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, July 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, 5th Floor, Board Chambers, 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.

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

ALAMEDA COUNTY LEAD POISONING PREVENTION PROGRAM
JOINT POWERS AUTHORITY

A G E N D A

General Board Meeting

July 25, 2019

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

Alameda County Administrator's Office
1221 Oak Street, 5th Floor, Board Chambers
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's Report** (Information)
- 3) **Lead Paint Litigation** (Information)
A) County Update/ Timeline
B) Status of Allocated Funding
- 4) **Relocation of JPA Board Meetings** (Action)
- 5) **Program Operations Committee**
a) Minutes (June 20, 2019) (Action) Pg. 1
- 6) **Administration and Finance Committee**
a) Minutes (June 20, 2019) (Action) Pg. 3
- 7) **General Board Meeting**
a) Minutes (June 20, 2019) (Action) Pg. 4
- 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

**PROGRAM OPERATIONS COMMITTEE
MEETING MINUTES**

June 20, 2019

Attendance:

Voting Directors: Malia Vella, Alameda; Susan Wengraf, Berkeley; John J. Bauters, Emeryville; Lynette Gibson-McElhaney, Oakland

Non-Voting Directors:

Alternates:

Staff: Larry Brooks; Lidice De La Fuente

Others:

Absent: Wilma Chan, County of Alameda; Gwen Hardy, Community Representative

Director John J. Bauters opened the Program Operations Committee meeting at 9:15 A.M.

1) **Open Forum**

2) **Director's Report**

Secretary to the Board, Larry Brooks, alerted Directors that the Department was asked by the U.S. Department of Housing and Urban Development (HUD) and U.S. Environmental Protection Agency (EPA) to attend a press release announcing new rules regarding lead dust sampling as part of the President's Taskforce Federal Action Plan to reduce childhood lead exposure. Mr. Brooks stated that JPA Directors John J. Bauters and Gwen Hardy are attending the press release event in West Oakland after the JPA Board meetings. Directors were invited to the event.

Mr. Brooks announced that the Department is the co-recipient of the National Association of Counties Achievement Awards for asthma intervention work. The award is the result of the Pay for Success Initiative / Coordinated Health and Housing Asthma Management Program (CHHAMP), a joint project with Alameda County Health Care Services Agency Asthma Start Program.

Moreover, on June 14, 2019 the Alameda County Board of Supervisors issued a proclamation for Healthy Homes Month 2019 noting Healthy Homes Department and Healthy Havenscourt Collaborative, a placed-based collaborative comprised of residents, community-based organizations, and public agency partners are working together to strengthen long-term health outcomes for residents and create a healthier neighborhood.

Mr. Brooks stated that a Reuters reporter is interviewing Department staff and families affected by lead poisoning for an upcoming article on the lead paint judgment. Mr. Brooks noted that the City and County of San Francisco could not provide a family affected by high lead levels of lead poisoning for the interview because the County does not see those type of cases. According to City and County of San Francisco officials they are proactive, and they intervene at lower blood lead levels, therefore, preventing high levels. Mr. Brooks reminded Directors that it is the goal of the Department to intervene at lower levels similar to the City and County of San Francisco.

3) **Outreach and Education Monthly Report**

Assistant Secretary of the Board, Lidice De La Fuente informed Directors that as of May 2019 the Department surpassed its objectives for the fiscal year for Direct Public Outreach, which is 151 percent and 101 percent for Indirect Public Outreach. The Department is optimistic that it will achieve the objective for Healthy Housing Interventions.

4) **Announcements by Board Directors**

There were no announcements by Board Directors.

Meeting adjourned 9:27 A.M.

**ADMINISTRATION AND FINANCE COMMITTEE
MEETING MINUTES**

June 20, 2019

Attendance:

Voting Directors: Malia Vella, Alameda; Susan Wengraf, Berkeley; John J. Bauters, Emeryville; Lynette Gibson-McElhaney, Oakland

Non-Voting Directors:

Alternates:

Staff: Larry Brooks; Lidice De La Fuente

Others:

Absent: Wilma Chan, County of Alameda; Gwen Hardy, Community Representative

Director John J. Bauters called into order the Administration and Finance Committee Meeting at 9:27 A.M.

1) **Open Forum**

2) **Director's Report**

Larry Brooks stated that the CalHome Program is seeking public comment on their draft guidelines. He reminded Directors that the Department has used CalHome funds for housing rehabilitation work assisting the elderly to age in place.

Mr. Brooks informed Directors that he expects HUD to announce the Notice of Funding Opportunities for the next round of Lead Hazard Control grant funds.

Recently, the Department asked EPA for additional funds to provide training for code enforcement officers and lead safety.

The Board Director stipend forms were distributed at the meeting.

3) **Announcements by Board Directors**

There were no announcements by Board Directors.

Meeting adjourned at 9:28 AM

**GENERAL BOARD
MEETING MINUTES**

June 20, 2019

Attendance:

Voting Directors: Malia Vella, Alameda; Susan Wengraf, Berkeley; John J. Bauters, Emeryville; Lynette Gibson-McElhaney, Oakland

Non-Voting Directors: Gwen Hardy, Community Representative

Alternates:

Staff: Larry Brooks; Lidice De La Fuente

Others: Alex Marqusee

Absent: Wilma Chan, County of Alameda

Director John J. Bauters opened the General Board Meeting at 9:29 A.M.

1) **Open Forum**

2) **Director's Report**

Larry Brooks stated that the Department will begin discussions with Alameda County's Health Officer and Alameda County Public Health Department Director to strategize on how to respond to mold complaints. The discussions were prompted by the California State Department of Public Health which highlighted concerns that neither the County or City of Oakland are responding to mold complaints.

Mr. Brooks informed that recently the U.S. Supreme Court ruled that it will allow Flint, Michigan residents affected by lead in water crisis to sue officials that were involved.

3) **Lead Paint Litigation**

A) County Update/timeline

Mr. Brooks stated that jurisdictions in the lead paint litigation met on June 19, 2019 and they expect a final judgment on June 24, 2019. Mr. Brooks noted that once final judgement is made the paint companies will have 60 days to provide funds to receiver and jurisdictions anticipate receiving the funds in September 2019. Jurisdictions are scheduled to meet on July 17, 2019.

Directors discussed the draft advisory letter that would inform public agencies of the lead paint companies' intentions to sue property owners who seek lead paint litigation funds to remediate home lead hazards. Directors discussed the list of recipients to include tenant, legal groups and local government jurisdictions. Recipients considered are: Causa Justa/Just Cause; Bay Area Legal Aid, East Bay Community Law Center; Centro Legal de la Raza; California Apartment Owner's Association; Berkeley Rent Board; realtor associations; local housing authorities, local public health departments, grassroot organizations; city administrators, city managers and city attorneys.

Director Lynette Gibson McElhaney recommended citing the name of the court case in the introductory section of the letter; a public service announcement to go along with the letter and having talking points, comments, and or written statements ready. Mr. Brooks recommended adding the link to Assembly Bill 206, (Chu), Public Nuisance: Abatement: Lead-based Paint, which would nullify property owners from any fault caused by lead based paint in their properties. Director Gwen Hardy recommended adding Lead Poisoning Prevention Program to

the letter.

Motion: Director Malia Vella issued a motion to accept the letter in concept and for Directors Bauters and McElhaney to edit the letter accordingly.

Moved: Malia Vella **Seconded:** Susan Wengraf **Ayes:** 4-Vella; Wengraf; Bauters; McElhaney

Absent: None

B) Status of Allocated Funding

None reported.

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

a) **Minutes (May 23, 2019)**

Action: The Board approved the meeting minutes for the May 23, 2019 Program Operations Committee meeting.

Moved: Susan Wengraf **Seconded:** Lynette Gibson-McElhaney **Ayes:** 4-Vella; McElhaney; Wengraf; Bauters

Absent: None

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

a) **Minutes (May 23, 2019)**

Action: The Board approved the meeting minutes for the May 23, 2019 Administration and Finance Committee meeting.

Moved: Malia Vella **Seconded:** Susan Wengraf **Ayes:** 4- Vella; Wengraf; McElhaney; Bauters

Absent: None

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

a) **Minutes (May 23, 2019)**

Action: The Board approved the meeting minutes for the May 23, 2019 General Board meeting.

Moved: Malia Vella **Seconded:** Susan Wengraf **Ayes:** 4- Vella; Wengraf; McElhaney; Bauters

Absent: None

7) **Announcements by Board Directors**

Directors congratulated Director Vella for the birth of her child. Mr. Brooks thanked Director Wengraf for her assistance in the closing of Realm Charter School and congratulated Director Bauters for his efforts in raising the Pride flag at the Alameda County Superior Court buildings.

Meeting adjourned at 9:57 A.M.