

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: May 14, 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, May 23, 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, 220E, 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

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

May 23, 2019

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

Alameda County Administrator's Office
1221 Oak Street, 2nd Floor, 220E
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) **Program Operations Committee**
a) Minutes (April 25, 2019) (Action) Pg. 1
- 5) **Administration and Finance Committee**
a) Minutes (April 25, 2019) (Action) Pg. 2
- 6) **General Board Meeting**
a) Minutes (April 25, 2019) (Action) Pg. 3
- 7) **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**

April 25, 2019

Attendance:

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

Non-Voting Directors: Gwen Hardy, Community Representative

Alternates: William Gilchrist, Oakland

Staff: Larry Brooks; Lidice De La Fuente

Others:

Absent: Wilma Chan, County of Alameda

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, informed the Board that the California Department of Public Health (CA DPH) addressed the JPA Boards concerns related to the California lead-related construction certification and exams. CA DPH responded that they will provide four additional exams; work with counties to determine locations for the FY 2019/2020 exams and provide expeditious review and approval of applications for certification. Director John J. Bauters offered to host a training if need to. Mr. Brooks announced that CA DPH Childhood Lead Poisoning Prevention Branch has a new director and expects the official announcement to be made at the April 26, 2019 Bay Area Lead Poisoning Prevention meeting. Copies of the letter from the State was circulated at the meeting.

Mr. Brooks thanked Director Susan Wengraf for alerting him of the article "I Found Lead in my Historic House", by Alissa Walker. He also thanked the city for passing policy directing ordinances related to lead safe practices and reimbursement costs. The Department expects to continue to coordinate enforcement efforts with the city.

Mr. Brooks stated that the Department continues to do public awareness and outreach on social media including posting lead related videos and articles. Recently, the Department posted an article on lead in candies and purses highlighting that enforcement of the California Proposition 65 toxic chemical labeling law has resulted in significant decrease in amount of lead found in certain candies and colorful purses. The Department will soon begin to promote lead poisoning prevention on Twitter and Instagram.

Mr. Brooks thanked City of Alameda Code Enforcement agency staff for collaborating on an unsafe renovation complaint involving lead and asbestos on Lincoln Avenue in Alameda.

3) **Outreach and Education Monthly Report**

Assistant Secretary of the Board, Lidice De La Fuente stated that as of March 2019 the Department is at 70% of its goal for housing assessments and interventions. Directors asked staff to identify lead related housing assessments and interventions.

4) **Announcements by Board Directors**

There were no announcements by Board Directors.

Meeting adjourned 9:34 A.M.

**ADMINISTRATION AND FINANCE COMMITTEE
MEETING MINUTES**

April 25, 2019

Attendance:

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

Non-Voting Directors: Gwen Hardy, Community Representative

Alternates: William Gilchrist, Oakland

Staff: Larry Brooks; Lidice De La Fuente

Others:

Absent: Wilma Chan, County of Alameda

Director John J. Bauters called into order the Administration and Finance Committee Meeting at 9:34 A.M.

1) **Open Forum**

2) **Director's Report**

Larry Brooks thanked Directors for their leadership and support in requesting positions from the Alameda County Board of Supervisors. At the April 8th, 2019 Budget Hearing the County approved four positions to increase service levels. Four additional positions will be requested once the lead paint judgment funds are received.

3) **Audit Report for Fiscal Year Ended June 30, 2018**

Larry Brooks informed Directors of the Department's yearly audit noting there were no findings. Mr. Brooks referred to page 7, Economic Factors and page 18, Organization and Significant Accounting Policies stating the economic factors impacting the Department and need to increase the County Service Area service charge through a ballot measure.

Furthermore, he referred to page 24, Contingent Liabilities, Litigation indicating the paint company's intentions to sue property owners and making public records act requests to obtain property owner information. Directors asked for documentation of the public records act requests, KALW report and recommended an advisory letter to landlords, public jurisdictions, local legal providers and members of the California Apartments Association (CAA). Mr. Brooks stated he would follow up with Assembly member Chu's office who were introducing legislation to try to protect property owners from the paint companies obtaining information.

Motion: Directors issued a motion to issue an advisory letter to landlords, public jurisdictions, local legal aid providers and tenants informing of the paint company's intentions.

Moved: Malia Vella
Wengraf; Bauters

Seconded: William Gilchrist

Ayes: 4- Gilchrist; Vella;

Absent: none

4) **Announcements by Board Directors**

There were no announcements by Board Directors.

Meeting adjourned at 9:49 AM

**GENERAL BOARD
MEETING MINUTES**

April 25, 2019

Attendance:

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

Non-Voting Directors: Gwen Hardy, Community Representative

Alternates: William Gilchrist, Oakland

Staff: Larry Brooks; Lidice De La Fuente

Others:

Absent: Wilma Chan, County of Alameda

Director John J. Bauters opened the General Board Meeting at 9:49 A.M.

1) **Open Forum**

2) **Director's Report**

Secretary to the Board, Larry Brooks announced that on April 30, 2019, Oakland Unified School District (OUSD) will hold a press conference on Tap Water/Soda Tax/Lead Abatement. He thanked Directors for their effective communication with OUSD acknowledging Director Wengraf who attended a previous OUSD board meeting to address lead concerns at OUSD schools.

Moreover, Mr. Brooks stated he is the chair of the Healthy Housing Coalition's new Lead Poisoning Prevention Workgroup.

Recently, the Department received a letter from a city of Fremont high school student concerned about lead poisoning. The student recommended that all jurisdictions adopt more laws such as the 2006 Lead Based Paint Poisoning Prevention Law in Rochester, NY requiring inspections for lead paint hazards as part of the City's existing housing inspection process. City of Oakland Alternate William Gilchrist expressed interest in learning more about Rochester's lessons learned around tenant displacement.

3) **Lead Paint Litigation**

A) County Update/timeline

Mr. Brooks provided an update on the lead paint litigation stating that on May 15th, 2019 the attorneys will return to the courtroom in the City of Santa Clara.

B) Status of Allocated Funding

None reported.

4) **2019 Meeting Schedule**

Action: The JPA Board approved revisions to the 2019 meeting schedule rescheduling the June meeting to June 20th at 9:15AM at 1221 Oak Street Oakland and cancelling the August 22, 2019 meeting. Directors asked to revisit the November meeting date at the September 26th, 2019 Board meeting.

Moved: John J. Bauters
Wengraf; Bauters

Seconded: Susan Wengraf **Ayes:** 4- Vella; Gilchrist;

Absent: none

- 5) **Approval of Minutes -Program Operations Committee**
 - a) **Minutes (March 26, 2019)**

Action: The Board approved the meeting minutes for the March 26, 2019 Program Operations Committee meeting.

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

Absent: none

- 6) **Approval of Minutes -Administration and Finance Committee**
 - a) **Minutes (March 26, 2019)**

Action: The Board approved the meeting minutes for the March 26, 2019 Administration and Finance Committee meeting.

Moved: Malia Vella **Seconded:** William Gilchrist **Ayes:** 4- Gilchrist; Vella; Wengraf; Bauters

Absent: none

- 7) **Approval of Minutes -General Board Meeting**
 - a) **Minutes (March 26, 2019)**

Action: The Board approved the meeting minutes for the March 26, 2019 General Board meeting.

Moved: William Gilchrist **Seconded:** Susan Wengraf **Ayes:** 4- Gilchrist; Vella; Wengraf; Bauters

Absent: none

- 8) **Announcements by Board Directors**

City of Oakland Alternate Gilchrist informed of a reporting by National Public Radio (NPR) Morning Edition on how the fluorinated pollutants known as PFAS could become the next health issue.

Meeting adjourned at 10:10 A.M.