

ALAMEDA COUNTY LEAD POISONING PREVENTION PROGRAM

**JOINT POWERS AUTHORITY  
MEETING MINUTES**

April 26, 2007

**Attendance:**

**Voting Directors:** Ken, Bukowski, Henry Chang, Jr., Betty Olds

**Non-Voting Directors:** Gwen Hardy

**Alternates:** Rubén Briones, Nancy Templeton

**Staff:** Mark Allen, Paul da Silva, April Williamson

**Others:**

**Absent:** Beverley Johnson, Alice Lai-Bitker

The meeting was called to order at 9:45 a.m.

1) **Open Forum**

No public comment.

2) **Director's Report**

Mr. Allen circulated an article "Getting the Lead Out" from the *The Nation* to the JPA Board of Directors, citing the Rhode Island's lawsuit against three paint companies. He informed the Board that the County of Alameda continues to be a part of the Santa Clara lawsuit, which now comprises 18 municipalities, against paint companies for knowingly making a hazardous product available to the public, that of lead-based paint.

Mr. Allen said that the Program staff was present at the Earth Day event in the City of Alameda this past weekend. He said that staff was able to distribute 75 to 100 in-home consultation (IHC) applications to City of Alameda's property owners of pre-1978 residential properties. He mentioned that the number of IHCs in the City of Alameda has been low this fiscal year, but staff is undertaking measures to increase this number.

Mr. Allen announced that Program staff would be participating in the City of Emeryville's Earth Day celebration on April 28, located at 47<sup>th</sup> Street and Temescal Creek Park, Emeryville.

Mr. Allen said that at the last JPA Board meeting he had reported that Program staff had toured various at-risk neighborhoods for lead poisoning in the City of Oakland, focusing on properties that might qualify for the HUD Round XIII Lead Hazard Control Project. He said that he wanted to repeat this report to Vice Mayor Chang, as he was away on a trip to China. He said he was surprised that so many of the homes which appeared on the outside to need painting and renovation the most were single family residences and duplexes, not the larger multi-unit properties. He said the Program was forced by the nature of the HUD grant to give priority to multi-unit properties. Owners of pre-1978 properties in disrepair, identified by staff, will receive a mailing informing them of the availability of HUD funds for lead remediation as well as CSA services.

- 3) **Approval of Minutes (March 22, 2007)**  
**Action:** The Board approved the minutes for March 22, 2007.  
**Moved:** Ms. Olds **Seconded:** Mr. Chang **Ayes** 3
  
- 4) **Program Operations Committee**
  - a) **Minutes (April 12, 2007)**
  
  - b) **Health and Housing Services Report**  
Mr. Allen reviewed the Health and Housing Services Report. There were no questions regarding this report.
  
  - c) **Staff Report**  
Mr. Allen presented the staff report requesting approval of a \$57,866 contract with the City of Berkeley's Public Health Division to provide lead awareness and property outreach to Berkeley property owners in fiscal year 2007-2008. Mr. Allen said Berkeley is the only CSA city with its own Health Department. Seeking to maximize efforts and avoid duplication, since 1994 the JPA Board of Directors' has approved contracting with the City of Berkeley's Public Health Division to provide lead outreach and education to owners of pre-1978 residential properties in the City of Berkeley. The JPA Board of Directors approved the contract for fiscal year '07-'08.  
  
**Approval of Staff Report**  
**Action:** The Board approved the staff report for the City of Berkeley contract.  
**Moved:** Mr. Chang **Seconded:** Ms. Olds **Ayes** 3
  
- 5) **Administration and Finance Committee**
  - a) **Minutes (April 12, 2007)**
  
  - b) **Budget Summary**  
Mr. Allen introduced Ms. Williamson, Program Finance Manager, and indicated that she would be providing the Board with a summary of budget for the second quarter. Ms. Williamson reviewed the budget summary with the Board. Mr. Chang requested that future budget summaries be provided on an annual basis during the proposed budget presentation. In that manner, a comparison between last fiscal year's information could be made to the upcoming proposed fiscal year.
  
- 6) **Announcements by Board Members**  
None.

Meeting adjourned at 10:07 a.m.

## PROGRAM OPERATIONS COMMITTEE

### MEETING MINUTES

May 10, 2007

**Attendance:**

**Voting Directors:** Ken Bukowski, Henry Chang, Jr., Beverly Johnson, Betty Olds

**Non-Voting Directors:** Gwen Hardy

**Alternates:** Rubén Briones

**Staff:** Mark Allen, Paul da Silva

**Others:** None

**Absent:**

1) **Open Forum**

No public comment.

2) **Director's Report**

Mr. Allen informed the JPA Board of Directors he responded last week to the Director of the City of Oakland's Department of Human Services, Andrea Youngdahl, regarding Oakland's interest in applying for a United States Conference of Mayors' (USCM) Lead Poisoning Prevention grant. He said he wanted to inform the Board that he had responded via voice mail and e-mail to Ms. Youngdahl, stating the Program's willingness to assist the City of Oakland on their proposal in any way possible. To date, he had not received a reply. Mr. Allen noted the USCM grant program is a joint effort with DuPont Inc., which is a defendant in a host of lawsuits filed by municipalities throughout the country for allegedly creating a public nuisance with lead-based paint, and fraudulently disguising its danger to the public.

DuPont is one of the defendants in the suit filed by Santa Clara County against Atlantic Richfield et al, and joined by both the City of Oakland and the County of Alameda.

3 **Health and Housing Services Report**

Mr. Allen and the JPA Board Members reviewed the Health and Housing Services Report. There were no questions regarding these reports.

4) **Third Quarter Report FY 2006-2007**

Mr. Allen and the JPA Board Members reviewed the Third Quarter Report. There were no questions regarding this report.

5) **Proposed Goals and Objectives for Fiscal Year 2007-2008**

Mr. Allen and the JPA Board Members reviewed the Goals and Objectives for FY 2007-2008. Ms. Olds inquired whether there was a mechanism in place to address recalcitrant property owners and painters who do not follow safe work practices when painting. Mr. Allen said the Program seeks to work in collaboration with other government agencies to address unsafe work practices. Program staff working via the Information Line, and though resources are scarce, occasionally through a site visit, have been successful in mediating such disputes. Furthermore, on some occasions they have succeeded in getting the home renovators and contractors to take the Program's Lead Safe Work Practices course.

However, much more could be done. And it remains a serious challenge to get local code enforcement agencies to address lead hazards.

Mr. Chang said that major demolition or construction contractors are required to notice the neighbors of pending construction activity. He suggested that perhaps a mechanism exists to require property owners to forewarn their neighbors of any planned renovation, remodeling or painting to be done at their property. He said informed neighbors could be a deterrent to unsafe practices. Mr. Allen said that he would take Mr. Chang's suggestion back to staff.

**Approval of Proposed Goals and Objectives for FY 2007-2008**

**Action:** The Board approved the Goals and Objectives for FY 2007-2008.

**Moved:** Ms. Olds **Seconded:** Mr. Chang **Ayes** 4

Meeting adjourned at 10:00 a.m.

ADMINISTRATION AND FINANCE COMMITTEE

MEETING MINUTES

May 10, 2007

**Attendance:**

**Voting Directors:** Ken Bukowski, Henry Chang, Jr., Beverly Johnson, Betty Olds

**Non-Voting Directors:** Gwen Hardy

**Alternates:** Rubén Briones

**Staff:** Mark Allen, Paul da Silva

**Others:** None

**Absent:**

1) **Open Forum**

No public comment.

2) **Director's Report**

None.

3) **Proposed Budget for Fiscal Year 2007-2008**

Mr. Allen, Ms. Williamson and the JPA Board Members reviewed the Budget for FY 2007-2008. Ms. Williamson highlighted budget changes from last fiscal year to this fiscal year's proposed budget to the JPA Board of Directors. She said that the majority of the changes resulted from the addition of HUD Round XIV Healthy Homes Demonstration grant. The Board approved the Budget for Fiscal Year '07-'08.

**Approval of Proposed Budget for Fiscal Year 2007-2008**

**Action:** The Board approved the Budget for FY 2007-2008.

**Moved:** Mr. Chang **Seconded:** Ms. Olds **Ayes** 4

Meeting adjourned at 10:15 a.m.