

**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 (510) 567-8282  
www.achhd.org***

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DATE: October 22, 2021

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 meeting of the Alameda County Lead Poisoning Prevention Program Joint Powers Authority Board of Directors is scheduled for **Thursday, October 28th, 2021 at 9:00 a.m.**

*In response to the COVID-19 pandemic, and pursuant to California Government Code section 54953, the Alameda County Lead Poisoning Prevention Program Joint Powers Authority Meeting of the Board of Directors will be available via teleconference.*

*Members of the public can also attend in person at the Alameda County Healthy Homes Department, 2000 Embarcadero, Suite 300, Oakland, CA. Members are encouraged to watch the meeting of the Board of Directors online by clicking the following link*

<https://us06web.zoom.us/j/83445122825?pwd=N3Z5bnhxMTNhTDE2YXBJWm1pcHQ0dz09>

Passcode: 424232

*or dial in by using your phone, 1-669-900-6833 Webinar ID: 83445122825; Passcode: 424232*

*If viewing the meeting via teleconference, you may provide written comment on an agenda item or raise an issue during Public Comment by sending an email to Lidice De La Fuente at [Lidice.DeLaFuente@acgov.org](mailto:Lidice.DeLaFuente@acgov.org). Please include your name and identify the agenda item you are addressing or that your comment falls under Public Comment. It is encouraged to send any comments 24 hours prior to the meeting; however, members of the public will be able to provide live oral comments or send written comments via email during the meeting as well.*

*If you require a reasonable modification or accommodation for a disability, please contact Lidice De La Fuente at [Lidice.DeLaFuente@acgov.org](mailto:Lidice.DeLaFuente@acgov.org) or (510) 567-8291 at least 48 hours before the meeting of the Board of Directors.*

Attached is the agenda packet for the meeting.

Thank you.

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Hon. Malia Vella, City of Alameda • Hon. Susan Wengraf, City of Berkeley  
Hon. John J. Bauters, City of Emeryville • Hon. Noel Gallo, City of Oakland  
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  
**Meeting of the Board of Directors**

**October 28<sup>th</sup>, 2021 at 9:00 A.M.**

Please join the meeting from your computer, tablet or smartphone  
<https://us06web.zoom.us/j/83445122825?pwd=N3Z5bnhxMTNhTDE2YXBjWm1pcHQ0dz09>

*Passcode: 424232*

*or dial in by using your phone, 1-669-900-6833 Webinar ID: 83445122825 Passcode: 424232*

or in person at  
Alameda County Healthy Homes Department, 2000 Embarcadero, Suite 300, Oakland, CA

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) **Roll Call**
- 2) **Public Comment** (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.
- 3) **Resolution AB 361: Open Meetings State & Local Agencies** (Action) Pg. 1
- 4) **Meeting Minutes for September 8, 2021** (Action) Pg. 3
- 5) **Director's Report** (Information/Action)
- 6) **Lead Settlement Negotiations** (Information/Action)
- 7) **August & September Monthly Reports** (Information) Pg. 6
- 8) **Future Agenda Items** (Discussion)
- 9) **Announcements by Board Directors** (Information)
- 10) **Adjournment**

**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)

RESOLUTION NO. 2021-\_\_\_\_\_

A RESOLUTION AUTHORIZING REMOTE TELECONFERENCE MEETINGS  
FOR THE PERIOD BEGINNING OCTOBER 28, 2021

WHEREAS, the Ralph M. Brown Act (Gov. Code sections 54950 *et seq.*), requires the meetings of local legislative bodies to be open to the public; and

WHEREAS, all meetings of the Board of Directors of the Alameda County Lead Poisoning Prevention Program Joint Powers Authority (“the Board of Directors”) and its committees or subcommittees that are subject to the Brown Act are open to the public; and

WHEREAS, the Brown Act allows meetings by teleconference, provided specified requirements are met; and

WHEREAS, on March 4, 2020, the Governor of the State of California issued a Proclamation of a State of Emergency declaring a state of emergency exists in California due to the threat of COVID-19, pursuant to the California Emergency Services Act (Government Code section 8625), which has not yet been lifted; and

WHEREAS, the Governor, toward the beginning of the state of emergency, issued executive orders suspending certain requirements of the Brown Act regarding teleconferencing; the Governor’s suspension of Brown Act teleconferencing requirements expired on September 30, 2021, pursuant to Executive Order N-08-21; and

WHEREAS, on September 16, 2021, the Governor signed into law AB 361, which amended the Brown Act to allow teleconferenced meetings under abbreviated teleconference procedures during a state of emergency (Gov. Code section 54953(e)); and

WHEREAS, Government Code section 54953(e), provides for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), during a state of emergency declared by the Governor pursuant to Government Code section 8625, if certain conditions exist; and

WHEREAS, the conditions of Government Code section 54953(e) are that state or local officials have imposed or recommended measures to promote social distancing, or in the alternative, the legislative body holds a meeting to determine, or has already determined, by a majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Division of Occupational Safety and Health of California’s (Cal/OSHA) issued Emergency Temporary Standards that require employers to train and instruct employees that the use of social distancing helps combat the spread of COVID-19 (8 Cal. Code Regs. 3205(c)(5)(D).); and

WHEREAS, on September 28, 2021, the Board of Supervisors of the County of Alameda accepted the recommendation of the Health Care Services Agency Director for continued social distancing at all meetings of the full Board of Supervisors and at all Board of Supervisors Committee meetings; and

NOW, THEREFORE, BE IT RESOLVED:

Section 1. All of the above recitals are true and correct and are incorporated into this Resolution by this reference.

Section 2. The Board of Directors finds that state and local officials have imposed or recommended measures to promote social distancing. The Board of Directors has reconsidered the circumstances of the state of emergency and finds that state and local officials continue to impose or recommend measures to promote social distancing.

Section 3. The Board of Directors finds that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees. The Board of Directors has reconsidered the circumstances of the state of emergency and finds that the state of emergency continues to directly impact the ability of the members to meet safely in person.

Section 4. The Board of Directors therefore determines that it and its legislative bodies shall conduct their meetings by teleconferencing in accordance with Government Code section 54953(e).

Section 5. This Resolution expires thirty (30) days after the date of its adoption only to the extent required by law. Otherwise, this Resolution shall remain in effect until repealed by the Board of Directors.

ADOPTED this \_\_\_ day of \_\_\_, 2021 by the Board of Directors of the Alameda County Lead Poisoning Prevention Program Joint Powers Authority, by the following vote:

YES:

NO:

ABSENT:

ABSTAIN:

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John J. Bauters  
Chair

Attest:

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Larry Brooks  
Secretary

Approved as to form:  
DONNA R. ZIEGLER  
County Counsel

By: \_\_\_\_\_  
Andrew J. Massey, Deputy

**SPECIAL MEETING OF THE BOARD OF DIRECTORS  
MEETING MINUTES**

September 8, 2021

**Attendance:**

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

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

**Alternates:** Jared Savas, County of Alameda

**Staff:** Larry Brooks; David Crosby; Lidice De La Fuente; Dale Hagen

**Others:** County of Alameda: Andrew J. Massey; Dave Brown; City of Oakland Staff & Consultants: LaTonda Simmons; William Gilchrist; Darlene Flynn; Marybelle Tobias; Malia McPherson

**Absent:** none

Director John J. Bauters called into order the teleconference for the Special Meeting of the Board of Directors at 12:06 P.M.

1) **Roll Call**

2) **Public Comment**

None

3) **Meeting Minutes for July 22, 2021**

**Action:** The Board approved the meeting minutes for July 22, 2021.

**Moved:** Noel Gallo **Seconded:** Susan Wengraf **Ayes:** 4-Bauters; Gallo; Wengraf; Vella

**No:** None **Abstain:** None **Community Representative's Vote:** None

**Absent:** Gwen Hardy **Excused:** none

4) **In-Person Meeting Location**

Gwen Hardy arrived at item 4.

Director John J. Bauters indicated that the California Governor's Executive Order N-29-20 is set to expire on September 30, 2021 and Assembly Bill 361 currently in Committee was amended to extend the waiver and Brown Act provisions related to public in person meetings until January 31, 2022. Director Bauters proposed to continue meetings virtually through January 31, 2022 if AB361 passes and if not signed into law to have a backup physical location in the City of Emeryville in place for the October 2021 JPA meeting.

**Motion:** Director Bauters issued a motion to continue to provide virtual meetings through January 2022 if Assembly Bill 361 is signed into law. If not signed into law the City of Emeryville will host the October 2021 JPA board meeting. Director Bauters asked to revisit agenda item at a future JPA meeting to select a permanent physical meeting location if AB361 does not pass.

**Approved:** John J. Bauters **Seconded:** Susan Wengraf **Ayes:** 4-Bauters; Gallo; Wengraf; Vella

**No:** None **Abstain:** None **Community Representative's Vote:** Gwen Hardy

**Absent:** None **Excused:** none

5) **Report by City of Oakland on Lead Settlement Negotiations**

Director Bauters welcomed City of Oakland staff and its consultants.

Darlene Flynn and Marybelle Tobias presented, "Racial Equity Impact Analysis: Abating Lead Paint Hazards Equitably in Oakland and Alameda County". Presenters highlighted developing or enhancing programs that abate lead paint from housing, particularly housing

occupied by low-income individuals; providing services to individuals, particularly children who have been exposed to lead paint; and educating the public about hazards caused by lead paint and best means to avoiding exposure to and remediating the harms caused by lead paint including the availability of funding for lead abatement. Presenters noted that addressing lead hazards may require 60-70% of funding availability for lead hazard abatement. Desired future outcomes include a lead hazard abatement program; equitable governance, community oversight and transparency; Prioritization of communities through geographically phased approach; Strong anti-displacement measures including funding for tenant relocation and assistance for low income/affordable housing providers; and Comprehensive data collection including measures of impacts of the program.

Director Noel Gallo asked for JPA Directors support in recognizing the study indicating that Oakland deserves to receive the greatest need financially based on the race and equity data presented by the City of Oakland.

Director Wengraf asked for a copy of the presentation to be shared with all Directors and for an action plan.

On behalf of Board Supervisor and JPA Director Wilma Chan, Dave Brown, Chief of Staff stated Director Chan is committed to equity and to representing Oakland and appreciated the presentation by the City of Oakland. Mr. Brown inquired on the 116 census tracts data and whether any partnership with the County will include work funneled through the Healthy Homes Department. Mr. William Gilchrist stated a Request for Proposal to hire a consultant is in the works while Ms. LaTonda Simmons stated specifics are still to be worked out and discussions with the County will continue to develop a workplan and timeline to move the agenda forward.

Director Gwen Hardy commented that PUEBLO brought about the Lead Poisoning Prevention Program noting that the City of Oakland is the biggest city and doesn't have its own Health Department and that something needs to be done to address lead poisoning.

Both Directors Malia Vella and John J. Bauters asked for a timely implementation, continued communication and to spend funds in a way that has the greatest impact and equitable usage of funds.

#### 6) **Director's Report**

Director Larry Brooks reported on the Prevalence of lead in toys reminding Directors of the 2007 toy recall and noting that two instances have been recorded by the California State of Public Health where toys was the likely source for lead. Mr. Brooks stated that in recent years stores in Oakland on International Blvd., in the Fruitvale District were identified to have lead tainted jewelry products resulting in the EPA removing the lead tainted items and the Department issuing a public awareness campaign. Mr. Brooks indicated the Department remains vigilant, continues to work with families by providing them with education on lead in toys and other possible sources for lead and has built up collaborations with organizations to ensure new parents are aware of possible lead sources.

Mr. Brooks stated that the County Service Area ballot measure letter is currently being drafted in consultation with County Counsel. Mr. Brooks reminded Directors that in 2006 the Department hired a consultant to survey the possibility of a ballot measure noting the strongest voter support was in the cities of Berkeley and Emeryville. Mr. Brooks stated the economic environment in 2006 is similar to the current economic environment.

Mr. Brooks announced that Max Weintraub has been promoted to Chief of the Lead Hazard Reduction section for the California Public Health Childhood Lead Poisoning Prevention Branch.

Mr. Brooks congratulated staff Soni Johnson and David Crosby for assisting reported from Oaklandside on collecting data for an article, “When your home makes you sick: Children in Oakland are suffering from mold, pests and toxic dust.”

Lastly, Mr. Brooks informed the Board that the California Association of Code Enforcement Officers will be presenting the California Healthy Housing Coalition with an award in memory of Bishop Allen.

7) **July Monthly Report**

Lidice De La Fuente stated that the second chart of the monthly report reflects broad outreach and it includes media postings and mailings.

8) **End of Year Outreach Report FY 2020/2021**

Lidice De La Fuente informed Directors that the report reflects activities conducted between July 1, 2020 to June 30, 2021 noting that the Shelter in Place issued in March 2020 had a significant impact on the Department activities.

9) **Future Agenda Items**

Director Bauters asked that the CSA ballot measure letter be placed as an action item and asked County Counsel to provide a brief confidential memo to Directors on the understanding of Proposition 218 and the impacts of the proposition on ballot measure as it relates to the JPA’s existing agreement.

10) **Announcements by Board Directors**

Director Bauters reminded Directors he has a planned trip and will not have phone or email communication. He expect to return the first week in October 2021.

11) **Adjournment**

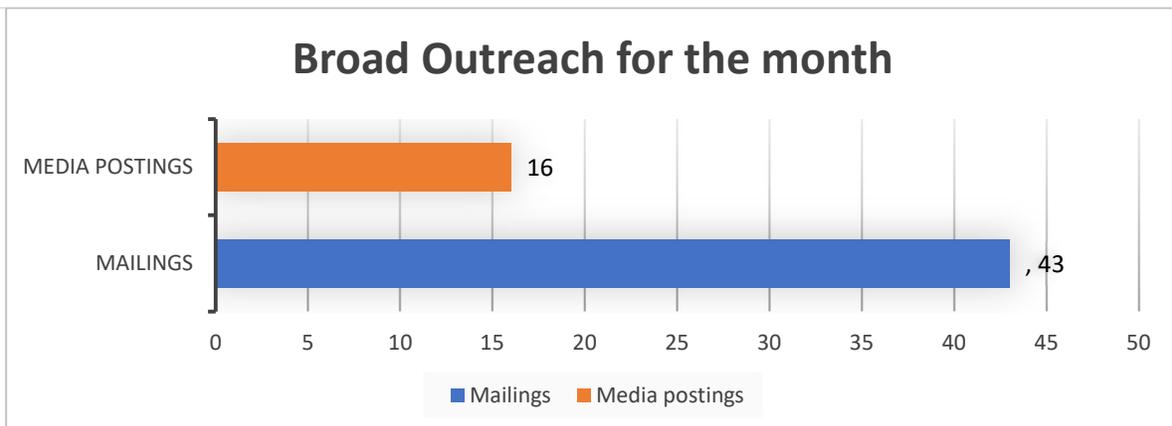
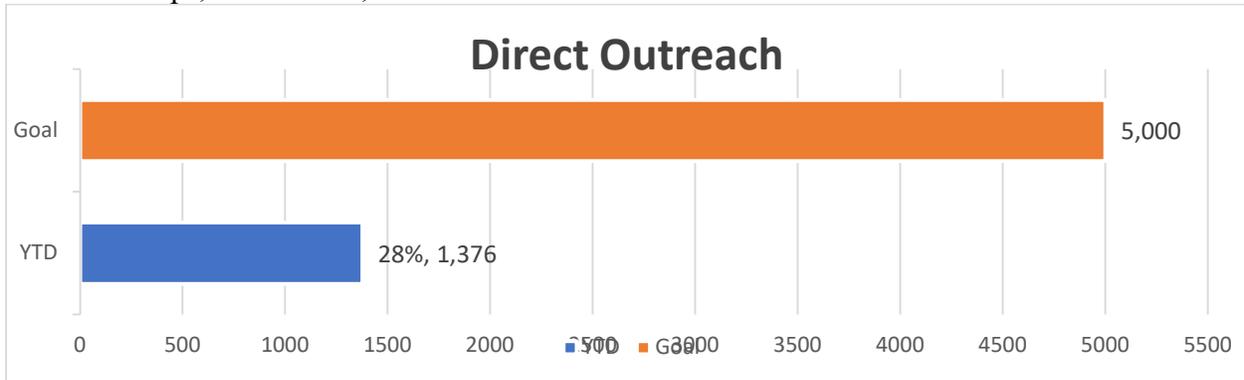
Meeting adjourned at 1:51 P.M.

# Alameda County Healthy Homes Department Outreach and Education Report Objectives FY 20-21

## Report for August & September 2021

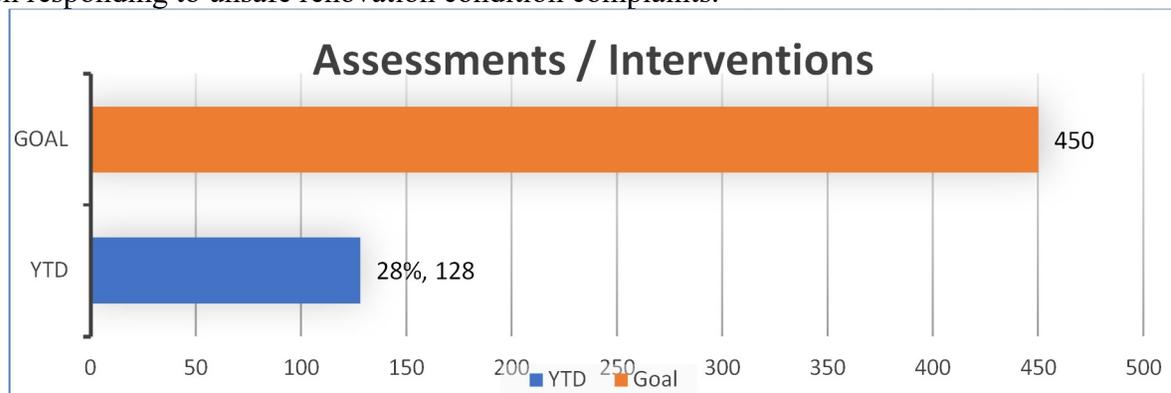
### Public Outreach

By June 30, 2022, Alameda County residents will be reached and informed of CSA property owner services, lead safety, lead regulations, childhood lead poisoning prevention, maintaining a lead-safe property, the impact of housing on health and other Department services. Direct outreach to an estimated 5,000 residents will be done through community events such as presentations, information booths, trainings, collaboration meetings and phone consultations, etc. An estimated 1 million individuals will be reached through website, social media, mailings, literature drops, and articles, etc.



### Healthy Housing Assessments/Interventions

By June 30, 2022, a total of 450 healthy housing assessments / interventions will be conducted in the homes of Alameda County residents participating in the Lead Hazard Control Program, Lead Poisoning Prevention Program, Minor Home Repair, and Independent Living Homes Project or when responding to unsafe renovation condition complaints.



## Activities conducted August & September 2021:

CITY	Public Outreach and Housing Assessments/Interventions
Alameda	<ul style="list-style-type: none"> <li>• 4 Housing Assessment/Intervention, (4 lead related)</li> <li>• Mailing: Lead Poisoning Outreach and Education, (3 reached)</li> </ul>
Berkeley	<ul style="list-style-type: none"> <li>• 1 Housing Assessments/Intervention, (1 lead related)</li> <li>• Training: Social Media Best Practices Training Bilingual Spanish/English LUCHA Tabaco CTCP Berkeley, (23 reached)</li> <li>• 2 Collaboration Meetings: Berkeley Tobacco Prevention Coalition; LLA Berkeley Tobacco Program Coalition Focus Group-What Makes Berkeley Strong?, (23 reached)</li> </ul>
Emeryville	<ul style="list-style-type: none"> <li>• 2 Housing Assessments/Interventions</li> <li>• 2 Lit Racks- City Clerk's Office &amp; Adult Services Department-Housing Programs Brochures</li> </ul>
Oakland	<ul style="list-style-type: none"> <li>• 7 Collaboration Meetings: SB 617 West Oakland Steering Committee; West Oakland Community Collaborative Steering Committee Meeting; Health Equity Advisory Committee; Cypress Mandela Training Center Candidate Interviews 8/23 &amp; 8/24, (123 reached)</li> <li>• Info Booth: EBRHA 360 Trade Expo 2021 in Oakland, (250 reached)</li> <li>• Mailing: Lead Poisoning Outreach and Education, (12 reached)</li> <li>• 39 Housing Assessments/Interventions, (20 lead related)</li> </ul>
Countywide Services	<ul style="list-style-type: none"> <li>• 2 Trainings: EPA Renovation, Repair and Painting (RRP) Initial Training @ Cypress Mandela Oakland, (25 reached)</li> <li>• Presentation: EBRHA Landlord Member Meeting, (30 reached)</li> <li>• Lit rack: Newborn Kits to First 5 Alameda County, (100)</li> <li>• 6 Collaboration meeting: Child Health &amp; Disability Prevention Program (CHDP) Nurse Liaisons regarding blood lead testing of CHDP health providers; California Department of Public Health Community Wealth Building - Center for Healthy Communities; Safe Kids Alameda County; Anthem Blue Cross Community Advisory Committee; Hello Housing; Pre to 5 Collaboration with Public Health Family Health Services, (75 reached)</li> <li>• Media-Radio: Two radio campaigns Back to School Campaign on 98.5 FOX; 196.5 KOIT; 102.9 KBLX; 99.7 NOW and Healthy Homes Department 30th Anniversary Campaign on 96.5 KOIT; 102.9 KBLX; 99.7 NOW</li> <li>• Media-Social: Twitter; Facebook; Instagram; YouTube; Google Ads, (10,777 views)</li> <li>• Media-E-Subscribe: 3 Emails-Paint Supply Kits and East Bay Rental Housing Association 360 Trade Expo, (22059 Subscriptions)</li> <li>• 27,132 Website Visitors</li> <li>• 275 Information calls</li> </ul>

Other Alameda County cities not in the CSA / Regional/Out of State/ National	<ul style="list-style-type: none"><li>• Presentation: Protecting Children through Code Enforcement-City of Santa Rosa, (9 reached)</li><li>• Collaboration Meeting: Passage from Kabul to the Bay UCSF, (65 reached)</li><li>• Mailing: Lead Poisoning Outreach and Education, (28 reached)</li><li>• 40 Housing Assessments/Interventions, (12 lead related)</li></ul>
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