

**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: December 15, 2017

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, December 21, 2017. The meeting will begin at 10:15 a.m., or immediately following the Administration and Finance Committee Meeting at the Alameda County Healthy Homes Department, 2000 Embarcadero Cove, 3<sup>rd</sup> Floor, Suite 300, Oakland.**

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**

**December 21, 2017**

**10:15 a.m. or immediately following the Administration and Finance Committee Meeting**

Alameda County Healthy Homes Department  
2000 Embarcadero Cove, 3<sup>rd</sup> Floor, Suite 300  
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** (Discussion)
- 3) **Staff Report: Non-Profit Arm for Crowdfunding** (Action) Pg. 1
- 4) **Meeting Schedule 2018** (Action) Pg. 3
- 5) **Program Operations Committee**  
a) **Minutes (November 16, 2017)** (Action) Pg. 4
- 6) **Administration and Finance Committee**  
a) **Minutes (November 16, 2017)** (Action) Pg. 6
- 7) **General Board Meeting**  
a) **Minutes (November 16, 2017)** (Action) Pg. 7
- 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 HEALTHY HOMES DEPARTMENT

### Staff Report Regarding Support of Nonprofit Arm for Crowdfunding Campaign

December 21, 2017

#### Background

The Healthy Homes Department (HHD) and Lead Poisoning Prevention Program is unique from most county departments in that it operates outside of the general fund. Its primary financial support is obtained from the annual assessment service charge on pre-1978 housing built in the County Service Area (CSA) comprised of the cities of Oakland, Berkeley, Alameda and Emeryville. Two other major funding sources for the Department are an allocation from the State of California Department of Public Health for child lead poisoning prevention services and grant funds from the U.S. Department of Housing and Urban Development for lead hazard control. Since the inception of the Department the CSA service charge has been affected by inflation resulting in the Department facing ever increasing challenges of sustainability. For this reason, the Department seeks your support in the Department partnering with or creating its own nonprofit arm for increasing revenues.

#### Discussion

Given the intense visibility of child lead poisonings resulting from media coverage of Flint, Michigan, the California Department of Public Health report on high lead poisoning rates in Oakland and news of lead contaminated water in San Francisco and Oakland school districts, the Healthy Homes Department has received questions from the public as to if there is a way to donate to the Healthy Homes Department's child lead poisoning prevention efforts. Currently, the County Board of Supervisors may accept donations on behalf of the County. However, given the Department's unique status of being outside the general fund and part of the CSA it may be possible that the HHD could take donations directly without going through the Board of Supervisors. Additionally, County Counsel has suggested that HHD might be able to accept donations by partnering with a nonprofit agency. However, the Department's unique status might again make it possible to establish its own independent nonprofit arm and do fundraising activities such as crowdfunding, which could potentially offset some of the Department's operational expenses and thereby reduce CSA costs and utilize donated funds to build a reserve.

A review of other public agencies, Attachment A, suggests there is a precedent for granting the Department the right to pursue the establishment of a nonprofit arm or conduct crowdfunding.

#### Recommendation

Staff recommends the Joint Powers Authority Board support the Departments' pursuit of partnering with or forming a nonprofit arm and conduct fundraising efforts such as a crowdfunding campaign in addition to other strategies to assist with the sustainability of the Department.

#### Financial Impact

There are no costs associated with this action, and therefore, no financial impact.

## Attachment A

### Articles:

<https://www.citylab.com/life/2017/09/the-rise-of-public-sector-crowdfunding/539244/>

<http://www.acgov.org/law/index.htm>

<https://nonprofitquarterly.org/2012/04/13/philanthropy-funding-government-work-theres-a-foundation-for-thatseveral-actually/>

### Public Agencies Receiving Crowdfunding:

Alameda County Arts Commission: <https://www.acgov.org/arts/html/support.html>

Alameda County Library: <http://www.aclf2.org/>

Alameda County Social Services:

[http://www.alamedasocialservices.org/public/departments/children\\_and\\_family\\_services/get\\_involved.cfm](http://www.alamedasocialservices.org/public/departments/children_and_family_services/get_involved.cfm)

City of Berkeley Parks Division:

[https://www.cityofberkeley.info/Parks\\_Rec\\_Waterfront/Trees\\_Parks/Make\\_A\\_Donation.aspx](https://www.cityofberkeley.info/Parks_Rec_Waterfront/Trees_Parks/Make_A_Donation.aspx)

City of Oakland Parks: <http://www.oaklandparks.org/get-know-us/about>

City of Alameda Library: <https://alamedaca.gov/library/policies/gifts-and-donation-policy>

Contra Costa County Animal Care: <http://www.co.contra-costa.ca.us/1429/Animal-Benefit-Fund>

Sacramento County Animal Care: <http://team4animals.org/>

# ALAMEDA COUNTY LEAD POISONING PREVENTION PROGRAM

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## PROPOSED JPA MEETING SCHEDULE 2018

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

| <b>1. Program Operations Committee Meeting</b><br><b>2. Administration and Finance Committee Meeting</b><br><b>3. General Board Meeting</b> |                      |
|---|----------------------|
| <b>4<sup>th</sup> Thursday of Every Month (January-October)</b>   |                      |
| DATE  | TIME                 |
| January 18 – Room 255<br><i>(3<sup>rd</sup> Thursday of the month)</i>  | 9:15 a.m.-11:30 a.m. |
| February 22   | 9:15 a.m.-11:30 a.m. |
| March 22  | 9:15 a.m.-11:30 a.m. |
| April 26 – Room 255   | 9:15 a.m.-11:30 a.m. |
| May 24  | 9:15 a.m.-11:30 a.m. |
| June 28 – Room 255  | 9:15 a.m.-11:30 a.m. |
| July 26   | 9:15 a.m.-11:30 a.m. |
| August 23   | 9:15 a.m.-11:30 a.m. |
| September 27  | 9:15 a.m.-11:30 a.m. |
| October 25  | 9:15 a.m.-11:30 a.m. |
| November 15 – Room 255<br><i>(3<sup>rd</sup> Thursday of the month)</i>   | 9:15 a.m.-11:30 a.m. |
| *December 20 – ACHHD Office<br><i>(3<sup>rd</sup> Thursday of the month)</i>  | 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. Desley Brooks, 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

REVISED PROGRAM OPERATIONS COMMITTEE  
MEETING MINUTES

November 16, 2017

**Attendance:**

**Voting Directors:** Mary Hatsume Vella, Alameda; Susan Wengraf, Berkeley; Desley Brooks, Oakland; John J. Bauters, Emeryville

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

**Alternates:** Sarah Oddie, County of Alameda

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

**Others:**

**Absent:**

Director John J. Bauters chaired the meeting at 9:34 A.M.

1) **Open Forum**

2) **Director's Report**

Secretary to the Board, Larry Brooks, provided Directors with new developments on the lead paint litigation stating that the California Appeals Court upheld the majority of judge's reasoning in ordering the paint companies to pay more than one billion dollars for the alleged contribution to "Public Nuisance caused by the continued presence of lead paint in old homes, however, pared down the judgement in that paint companies were only responsible for funding the investigation and abatement for pre-1950 housing, affecting nearly 1.6 million homes amongst the 10 participating cities and counties. Mr. Brooks stated that the paint companies have pledged to appeal to the California Supreme Court. Director Desley Brooks requested an update by County Counsel and the issuance of a press release regarding the new developments.

Mr. Brooks stated that Ruth Ann Norton, Director of the Green and Healthy Homes Initiative offered to request for additional funding on behalf of the Department to U.S. Department of Housing and Urban Development (HUD) Secretary Dr. Ben Carson. Mr. Brooks provided Ms. Norton with a brief summary requesting additional funding for all County Service Area cities to provide free training, free risk assessments, revitalize outreach and education and funding for a code enforcement pilot program. Mr. Brooks indicated he would share the summary with the Directors.

Moreover, the Department continues to be in communication with the Oakland Unified School District (OUSD) advocating for the need to get the word out to parents particularly in the schools that tested positive for lead in water, to get children blood lead tested and for transparency on testing results. Thus far, a flyer encouraging students to get blood lead tested has been distributed at McClymonds High School. Mr. Brooks said he would share the flyer with the JPA Board. OUSD is testing all schools in their district and East Bay Municipal Utility District is retesting and acting as an independent testing source. Director John J. Bauters indicated Emeryville Unified School District (EUSD) tested all three school sites and encouraged students to be tested for lead. Susan Wengraf stated she would follow up with the Berkeley School Board on lead testing.

Directors emphasized the urgent need for OUSD and EBMUD to take precautionary steps to prevent children from accessing the water fountains that tested positive for lead in water until a secondary test prove lead in water levels to be negative. Director Mary Hatsume Vella recommended OUSD connect with the Red Cross to coordinate water distribution at schools during the interim while waiting for testing where there is a preliminary test. Director Bauters

noted that EUSD rented Oakland's Santa Fe School, which scored the highest lead levels at 60 parts per billion (ppb) and coincidentally EUSD has seen a decrease in test scores in last couple of years.

The lead in water contamination in the OUSD has triggered various elected officials including Congresswoman Barbara Lee and Senator Dianne Feinstein's offices have reached out to the Department to discuss how they can help. Currently, the County Health Officer has indicated forming a taskforce to address the water quality in all school districts, the California Public Interest Research Group (CALPIRG) is looking into legislature that will require lead water contamination in schools to meet the five parts per billion (ppb) threshold similar to what's required for bottled water; and, OUSD School member Torres has indicated she will introduce a ballot measure for 2018 to provide funding to fix water fixtures if water test results are over the 15 ppb threshold. The Department is also investigating a ballot measure to increase funding for the CSA. Mr. Brooks stated he will recommend having a PTA representative on the proposed taskforce.

Mr. Brooks thanked Supervisor Wilma Chan for providing commendations to two OUSD High School students who conducted research papers on lead poisoning. Alternate, Sarah Oddie announced that Supervisor Chan is arranging for an outreach event at a school in Oakland.

Furthermore, Mr. Brooks stated the Department is exploring a collaboration on job development opportunities around lead safety training for re-entry participants with the Bay Area Business Network.

The Department received a glowing progress report from the California Department of Public Health on the Department's nursing case management, outreach and education, and Surma Exchange pilot program.

The Department also received a quarterly progress report from HUD obtaining a Green designation meaning the program is meeting its primary benchmarks for completion of lead hazard control in homes identified with lead paint hazards.

Mr. Brooks informed Directors of a report asserting that the New York City Housing Authority lied about lead inspections and stated the Department continues to work with the local Housing Authorities on developing a Memorandum of Understanding to conduct environmental investigations on units where lead poisoned children have been identified.

Due to multiple scheduling conflicts, Director Bauters introduced the notion of meeting on the third week instead of the fourth week of the month in January 2018. Directors were receptive to the change.

3) **Outreach and Education Monthly Report**

Lidice De La Fuente provided Directors with information on the monthly report for October 2017 highlighting tabling events in Oakland reaching 195 people, collaboration meetings and a hospital health fair in Alameda and training 22 individuals on the U.S. Renovate, Repair Paint (RRP) in Emeryville. Ms. De La Fuente noted that as previously requested by Alternate Marilyn Ezzy Ashcraft, tabling events have been scheduled in November 2017 and February 2018 at the Mastick Senior Center in Alameda.

4) **Announcements by Board Directors**

There were no announcements from Directors.

Meeting adjourned at 10:08 A.M.

**REVISED ADMINISTRATION AND FINANCE COMMITTEE**  
**MEETING MINUTES**

November 16, 2017

**Attendance:**

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

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

**Alternates:** Sarah Oddie, County of Alameda

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

**Others:**

**Absent:** Desley Brooks, Oakland

The meeting was called to order by John J. Bauters at 10:08 A.M.

1) **Open Forum**

2) **Director's Report**

Mr. Brooks informed the Board that the Department is in contract negotiations with the City of Oakland for minor home repair services for two years in the amount of \$318,000 noting a contingency that contract can be amended or dissolved if any reduction or elimination of Community Benefit-Development Block Grant funding occurs. Similar negotiations are being held with the City of Fremont for housing rehabilitation services. Mr. Brooks stated he is uncertain the Department will continue work on housing rehabilitation in the next year due to the passage of Measure A1, which Habitat for Humanity has been contracted to conduct the work.

Mr. Brooks stated that the Department met its deliverables under the Pay for Success Project and handed over data to contractors to validate the results, which he hopes could lead to future funding to conduct asthma interventions. With the conclusion of the project and loss of funding the Department was obliged to release two temporary staff.

3) **Announcements by Board Directors**

There were no announcements from Directors.

Meeting adjourned at 10:15 A.M.



ALAMEDA COUNTY LEAD POISONING PREVENTION PROGRAM  
**REVISED GENERAL BOARD**  
MEETING MINUTES

November 16, 2017

**Attendance:**

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

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

**Alternates:** Sarah Oddie, County of Alameda

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

**Others:**

**Absent:** Desley Brooks, Oakland

The meeting was called to order by John J. Bauters at 10:15 A.M.

1) **Open Forum**

2) **Director's Report**

Mr. Brooks informed Directors that the California Association of Code Enforcement Officers (CACEO) is considering training its officers on RRP and plans to begin a pilot program in Southern California and ultimately become accredited by EPA.

Furthermore, the City of Oakland Administrator's Office is holding task force meetings to design the Proactive Inspection Program which is expected to be presented to their City Council in the next year.

The Department is partnering with CALPIRG to develop legislation that would require universal blood lead testing in high risk areas such as in Alameda County. An Author has yet to be identified.

Mr. Brooks reminded Directors that the JPA meeting schedule for 2018 will be presented at the next meeting on December 21, 2017 at the Department's office and that breakfast or brunch will be served.

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

a) **Minutes (October 26, 2017)**

**Action:** The Board approved the meeting minutes for the October 26, 2017 Program Operations Committee meeting.

**Moved:** Susan Wengraf  
Bauters

**Seconded:** Mary Hatsume Vella  
**Absent:** Desley Brooks

**Ayes:** 3-Wengraf; Vella;

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

a) **Minutes (October 26, 2017)**

**Action:** The Board approved the meeting minutes for the October 26, 2017 Administration and Finance Committee meeting.

**Moved:** Susan Wengraf  
Bauters

**Seconded:** Mary Hatsume Vella  
**Absent:** Desley Brooks

**Ayes:** 3-Wengraf; Vella;

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

a) **Minutes (October 26, 2017)**

**Action:** The Board approved the meeting minutes for the October 26, 2017 General Board meeting.

**Moved:** Susan Wengraf  
Bauters

**Seconded:** Mary Hatsume Vella  
**Absent:** Desley Brooks

**Ayes:** 3-Wengraf; Vella;

6) **Announcements by Board Directors**

There were no announcements from Directors.

Meeting adjourned at 10:23 A.M.