

Community Environmental Advisory Commission Regular Meeting of 01/03/2002
FINAL ACTION MINUTES

Roll Call: Present -

Chair Grossman, **V. Chair** Wood, Clear, MacKusick, Luten, Chiang (Chatterjee), Moret, Caseber. Absent: Bianco.

Secretary, Al-Hadithy. **Intern**, Tulloch.

II. Report From Chair:

At end of meeting, Grossman welcomed LA Woods' request that elections for chair and vice-chair be held at the February meeting. He said he would step down as chair in February although his election in September had been ruled by the city attorney to be for a full term of one year. He will not be a candidate for chair or vice-chair. He commented that the polarization and tension between the vice-chair and himself had not been productive for CEAC and suggested that having different officers would be a wise idea. Elections for chair and vice-chair will be scheduled on the February agenda.

III. Announcements from Commissioners:

Wood – Treatability study problems. Building Opportunities for Self Sufficiency proposal for shelter Harrison Park. Wanted to discuss arsenic.

Clear – Draft Battery Resolution (Distributed). In future will vote no on any resolution which cuts discussion. Question improper identification of CEAC Commissioners in letters to media.

Caseber – Wood smoke ordinance: good Live 105 radio interview & cancellation with CNN.

Grossman – Suggested explicit statement in body of text that affiliation is for identification only. Also announced his intent to allow fresh elections for Chair in Feb. Suggested allowing new leadership because of inter-personal problems evident between Chair and Vice Chair.

V. Comments from the Public:

Mark McDonald, CMTW, PJC – Urge CEAC to send emergency item that Department of Toxic Substances Control (DTSC) demand treatability study be changed to full permit. California Environmental Quality Act (CEQA) and National Environmental Policy Act (NEPA) should apply.

Kallie Kull, Resident - UC graduate and environmental scientist. Neighborhood has not been informed. Need for public information for residents. Request targeted letter to homes in the vicinity.

Gene Berardi, CMTW – Tritium facility cannot close if continuing study. Treatment and elimination of waste should part of closure plan. Should have public hearing. 1998 accident shows that vacuum system was not working.

John Selawsky - BUSD (identification only) Questions submitted on treatability. Like to see printed response from LBL.

Pamela Sihvola, CMTW – Questions for Lab about study and emissions.

Irmi Meindl, CMTW - Questions for Lab about study and emissions. Suggested Lab could move study if there was a will.

Barbara George - Questions for Lab about study and emissions. Air monitors suggested by Franke should be in place.

Kallie Kull - Questions for Lab about study and emissions.

VI. Toxics Management Division Staff Report

1. CUPA program - state required goals met - internal goals not met. New inspector not hired. Business lost results in short funding. CUPA Audit in mid February.
2. Not heard response from state re LA Wood complaint on lack of enforcement.
3. Treated wood. Staff accept recommendation (as read). Winegar Air Study information to be made available on the web.

LBNL PRESENTATION ON NATIONAL TRITIUM LABELING FACILITY CLOSURE

Gary Zeman – Addressed de-inventory, de-commissioning and de-construction. Promised response to Selawsky questions. Deconstruction begins after NEPA/CEQA. Agencies and others can comment.

Nancy Shepard, Lab Attorney – Gave background on treatability study and answered questions.

Li-Yang Chang – Answered questions from public.

VII. Action

VIII. Discussion/Action

MOTION:

Recommend that City Council send a letter to the Lawrence Berkeley National Laboratory (LBNL) asking that they discontinue future treatability testing on mixed waste and that the Lab ship the remainder of the mixed waste, equipment and funding to another Department of Energy site that is in a less densely populated and more seismically stable location.

And that City Council reaffirm its Resolution of September 15, 1998, and send it to LBNL requesting “that all oxidation/incineration/treatment of mixed waste and all emissions cease at the NTLF”.

And that City Council request LBNL to include the mixed waste treatability study as part of the environmental review of the NTLF plan pursuant to the California Environmental Quality Act and National Environmental Policy Act.

And that when NTLF decommissioning and decontamination is complete, that the future reuse of this laboratory facility will never again involve radio nuclides and thus remove all future concerns for radioactive exposure to the public from research activities the NTLF site.

(M/S/C Wood/Caseber. For: Caseber, Wood, Moret, Chiang. Against: MacKusick, Clear, Grossman. Abstain: Luten. FAIL.)

MOTION: Approve December Minutes (M/S/C Clear/MacKusick. For: Clear, Grossman, MacKusick, Luten. Abstain: Chiang, Moret, Wood, Caseber. FAIL.) Minutes tabled till February.