

FINAL ACTION MINUTES

I. **Roll Call: Present** - Grossman, Moret, Clear, MacKusick, Caseber, Wood, Luten, Bianco. Absent: Chatterjee.

Chair. Grossman/MacKusick **Vice Chair:** Wood/Bianco,. **Secretary,** N. Al-Hadithy. **Aide,** J. Tulloch

II. Report From Chair:

III. Announcements from Commissioners:

- **MacKusick** – Distributes copies of article on asthma in exercising children, Lancet Vol. 359, February 2, 2002.
- **Wood** – Bayer antibiotics use. Requests a tour of Bayer facilities.
- **Clear** – Commented on LBNL treatability study and dioxins. Also wants High Rises discussed on future agenda.

V. Comments from the Public:

Dave Williams - Operations Manager, Ecology Center (Public Works contractor)

Trucks operating on 100% biodiesel since March of 2001. Berkeley has opportunity to use 100% biodiesel. Ecology Center is attempting to form purchasing consortium to buy biodiesel at lower price.

- **Greg Deemer, Indiana Carpenter** – Concerns expressed over use of arsenic treated wood in Indiana.
- **Mike Toffel, Haas Business School** – Europe obliges retailers to take back and dispose properly of batteries. Why does Berkeley not have battery collection from homes every six month?

VI. Toxics Management Division Staff Report

Apologized for email sent to commission on Doug Fielding.

Voluntary ban on arsenic, Penta, and creosote treated wood.

Going to City Council on Stop Cancer in March. Working on purchasing policy to include treated wood.

Air monitoring update and February 15 for public notices. Equipment is now working.

Application for homeless shelter in the park. Paperwork for TMD Audit has been submitted.

TMD Enforcement procedure will be focused upon in audit.

VIII. Discussion/Action

Election

CHAIR: Nominated: MacKusick & Wood.

For MacKusick: Bianco, Luten, MacKusic, Clear, Grossman.

For Wood: None. Abstain: Caseber, Moret, Wood.

VICE CHAIR: Nominated Bianco & Wood:

For Bianco: Bianco, Luten, MacKusick, Clear, Grossman.

For Wood: Caseber, Moret, Wood.

New Chair MacKusic, New Vice Chair Bianco.

MOTION Approve Minutes of December (M/S/C Clear, Bianco. For: Unanimous. PASS.)

MOTION Change/Clarify vote Minutes of January, Strike out Wood smoke interview received negative press. Accept as amended (M/S/C Luten/Caseber. Unanimous. PASS.)

MOTION Eliminate all purchases of arsenic, pentachlorophenol and creosote treated wood. M/S/C Wood/Clear. For: Luten, Bianco, Wood, Caseber, MacKusick, Moret, Against: Clear, Grossman. Absent: Chatterjee. PASS)