

FINAL ACTION MINUTES

I. Roll Call: Present – MacKusick, Toffel, Wood, Moret, Clear. **Absent:** Chatterjee, Krumme. **Chair,** MacKusick. **Vice Chair,** Vacant. **Secretary,** N. Al-Hadithy. **Aide,** J. Tulloch

II. Report From Chair:

- None

III. Announcements from Commissioners:

- **Clear** – Received letter re: tritium disposal. Announcement re: treatability study.
- **Toffel** – Voting on minutes.
- **Wood** – Secretary forwarding communication from LBNL.
- **Moret** – Comments on tritium treatment technology.

IV. Comments from the Public:

- **Alden Bryant** – To observe commission process.
- **Pamela Sihvola** – Comments on Secretary and LBNL misinterpretation of comments at 12/17/02 City council meeting. Molecular Foundry. Distributed information on Lawrence Livermore National Laboratory (LLNL) BLOWARFARE facility plan. Permit to operate hazardous waste facility at LBNL. Requested various actions on Molecular Foundry. Distributed materials.

V. Toxics Management Division Staff Report

None

VI. Discussion/Action

PRESENTATIONS

Accelerated Cleanup

Laurence B. McEwen, Deputy Director, US Department of Energy, Oakland Environmental Programs Division

Molecular Foundry

Jim Krupnick, Project Director, Molecular Foundry Project
Joe Harkins, Project Manager, Molecular Foundry Project

Green Business/Leadership in Energy and Environmental Design (LEED) Building Standard

Adam Berman, MBA, President, Tilden Consulting

On January 9th, 2003, the CEAC took the following action:

Action: Moved, seconded, carried (Toffel/Clear. For: Unanimous. Absent: Chatterjee, Krumme.) to approve October minutes with point of order deleted

Action: Moved, seconded, carried (Toffel/Moret. For: Unanimous. Absent: Chatterjee, Krumme.) to approve November minutes with commentary on point of order deleted

Action: Moved, seconded, carried (Toffel/Clear For: Unanimous. Absent: Chatterjee, Krumme.) to approve December minutes as amended.

Action: Moved, seconded, carried (Wood/Clear. For: Unanimous. Absent: Chatterjee, Krumme) to adopt motion of December 5th, 2002 on accelerated clean up: That Council direct City Manager to

write a letter to the Department of Energy (DOE), Regional Water Quality Control Board (RWQCB), the Department of Toxic Substances Control (DTSC), and our federal elected officials stating that the City is committed to cleaning contaminated sites at Lawrence Berkeley National Laboratory (LBNL) to the maximum extent possible. The City strongly objects to using risk based clean up standards which permit significant amounts of federally generated contamination to remain in place which threatens Berkeley's groundwaters. Berkeley urges that funding for the Site Restoration Program at Lawrence Berkeley National Laboratory not be cut.

Action: Moved, seconded, carried (Moret/Wood. For: Unanimous. Absent: Chatterjee, Krumme.)
CEAC recommends that City Council 1) extend comment period to the end of February 2003
2) extend comment period to a reasonable time period that would enable comment from the City's
Toxics Management Division 3) request a presentation to public from LBNL representatives
4) request a public hearing 5) request hazardous waste analysis

Action: Moved, seconded, carried (Wood/Moret. For: Unanimous.) to request funding from City
Manager and Parks & Waterfront Department for air monitoring to stay in operation for an
additional year at Harrison Park

Action: Moved, seconded, carried (MacKusick/Wood. For: Unanimous. Absent: Chatterjee,
Krumme.) to assign LA Wood as liaison to Aquatic Park Subcommittee