

FINAL ACTION MINUTES

I. Roll Call: Present – MacKusick, Clear, Hale, Harris, Toffel, Chatterjee, Krumme, Moret.
Absent – Wood.

Chair, MacKusick. **Vice Chair**, Toffel. **Secretary**, N. Al-Hadithy. **Aide**, J. Tulloch

II. Report From Chair: Introduction of new Commissioner, Walter Hale.

III. Announcements from Commissioners:

- None

IV. Comments from the Public:

- **Pamela Sihvola, Co-Chair of Committee to Minimize Toxic Waste (CMTW)** – Concerned with tritium plume at former National Tritium Labeling Facility (NTLF). Distributed information packet on CMTW tritium research and Molecular Foundry. Announced Mayor announced Toffel to interact with CMTW to understand concerns regarding Lawrence Berkeley National Laboratory (LBNL) issues.

V. Toxics Management Division Staff Report

Updated CEAC on Council reports for Battery Recycling and Green Building. Reiterated changes to TMD code amendments coming up in June: Adopt new Health & Safety Codes. Accept sunset of ozone depleting compound codes, move hazardous waste citing code to Zoning other minor modifications. Requested input on funding Association of Bay Area Governments (ABAG) Dioxin taskforce. Commissioner and Secretary Training.

VI. Discussion/Action

PRESENTATIONS: Commissioner Harris gave short presentation on East Bay Municipal Utility District (EBMUD) power provider report. No actions requested. Noted interest in City's new energy policy.

On Thursday, May 01, 2003, the CEAC took the following action:

- Action: Motioned, seconded, carried (Chatterjee/Harris. For: Toffel, MacKusick, Hale, Moret, Harris, Clear, Chatterjee. Abstain: Krumme. Absent: Wood.) to adopt April minutes as amended.
- Action: Motioned, seconded, failed (Krumme/Harris. For: Krumme, MacKusick. Against: Toffel, Hale, Harris, Moret, Chatterjee, Clear. Abstain: None. Absent: Wood.) that CEAC be vested with authority to recommend suspension to City Manager of commissioners for misbehavior and that City Manager, at his discretion, can suspend them for one meeting.
- Action: Motioned, seconded, carried (Toffel/Harris For: Toffel, MacKusick, Harris, Clear, Krumme. Against: Hale. Abstain: Moret, Chatterjee. Absent: Wood.) that the Chair shall send a letter to the appointing councilmember of the censured commissioner after a motion of censure is passed against that commissioner.
- Action: Motioned, seconded, carried (Harris/Toffel For: MacKusick, Clear, Harris, Chatterjee, Toffel, Krumme. Abstain: Hale. Absent: Wood, Moret.) that public speakers have three minutes to speak. Commission will vote on additional three-minute extensions. No discussion for an extension. There will be a thirty-minute limit on public comment with possible exceptions.