

FINAL ACTION MINUTES

I. Roll Call: Present – Wood, Toffel, Moret, Hale, Harris, Clear. **Absent** – MacKusick, Issel. **Chair**, M. Toffel. **Vice Chair**, R. Clear. **Secretary**, N. Al-Hadithy. **Aide**, J. Tulloch.

II. Report From Chair:

III. Comments from the Public:

- **Scott Murtishaw** – Expressed interest in learning about the commission.
- **John Ringewald, Local 790 Union Member & Berkeley Citizen** – Due to recent budget cuts, a sweeper operator was demoted to a non-street-sweeping position. Less cleaning is accomplished. Request that CEAC support effort to reestablish position and overall functionality of street sweeping program.
- **Jim Cunningham** – Speaking on Department of Toxic Substances Control (DTSC) involvement in Lawrence Berkeley National Laboratory (LBNL) cleanup program, expressed support for the formation of a Community Advisory Group (CAG) to contribute to the process.

IV. Toxics Management Division Staff Report

Reported on self-audit and evaluation.

V. Discussion/Action

On Thursday, October 06, 2005, the CEAC took the following action:

- **SUBJECT: Minutes review/adoption**
Action: Motioned, seconded, carried (Harris/Toffel. For: Unanimous Against. None. Abstain: None. Absent: MacKusick, Issel.) to adopt September 2005 minutes.
- **SUBJECT: Requesting Public Documents from LBNL Re: Environmental and Community Impacts of Nanotechnology**
Action: Motioned, seconded, carried (Harris/Wood. For: Toffel, Hale, Wood, Moret, Harris. Against Clear. Abstain: None. Absent: MacKusick, Issel.) City Council should direct the City Manager to request that the Lawrence Berkeley National Laboratory (LBNL) provide updated information to the community regarding the approved nanotechnology activities that will take place at LBNL concerning the following issues:
 - What are the potential impacts to the environment and community health associated with the LBNL's nanotechnology activities?
 - Which credentialed independent sources (individuals or organizations unaffiliated with Department of Energy [DOE] or LBNL objectives) have endorsed this list of potential impacts to the environment and community health as being comprehensive?
 - For each of the items on this list, how strong is the evidence of potential impacts to the environment and community health?
 - What steps is the lab taking to identify and manage each of these potential impacts to the environment and community health?
 - Since the science is just emerging on many of the potential health and environmental impacts associated with nanomaterials, how often will the Lab revisit its nanotechnology environmental, health, and safety policies?
 - How will the Lab publicize changes to these policies to the City and the community?

- **SUBJECT: Tritium Exit Sign Policy**

Action: Motioned, seconded, carried (Clear/Harris. For: Toffel, Hale, Moret, Harris, Clear.

Against None. Abstain: None. Absent: MacKusick, Issel, Wood.)

- 1) City to create an inventory of all tritium exit signs in city-owned and leased buildings by June 1, 2006.
- 2) City to institute a policy of no purchases or installation of tritium signs.
- 3) City to provide all facility maintenance hires and subcontracts with information to aid them to identify tritium signs and inform them of their responsibilities with regards to them (see #3 below)
- 4) The appropriate city agencies are to develop policies to institute the following guidelines:
 - a) Signs are to be removed in an intact state prior to demolition, or remodeling. Signs removed during normal replacement are also to be removed intact. Removed signs are to be either inventoried for other use, or returned to the manufacturer or other appropriate agency.
 - b) Identify the appropriate agency, if any, for notification of theft of signs. Prompt notification of the appropriate agency upon discovery of theft.
 - c) Safe procedure for prompt clean up and proper disposal of any broken signs and associated contaminated clean up material.
- 5) The City should disseminate this policy to Berkeley Unified School District (BUSD), Association of Bay Area Governments (ABAG), the City's Green Building program, and the City's website.

VI. Announcements from Commissioners:

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VII. Requests:

- **Toffel** – that Secretary copy CEAC on letter to DOE on their goals concerning Lab cleanup timeline and costs.
- **Wood** – Request data on City's street-sweeping services
- **Wood** – Community Action Group Council Referral to November agenda.