



Planning and Development Department
Toxics Management Division

Regular Community Environmental Advisory Commission Meeting of 3/2/2006.

ACTION MINUTES

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

II. Report From Chair:

III. Comments from the Public:

- **Pamela Sihvola, Committee to Minimize Toxic Waste (CMTW)** – Commented on Deed Restriction concerns and importance of continuing Environmental Restoration Program.

IV. Toxics Management Division Staff Report

None

V. Discussion/Action

PRESENTATIONS

Department of Toxic Substances Control (DTSC) discussed clean up and deed restriction issues at Lawrence Berkeley National Laboratory (LBNL). LBNL and DTSC agreed that Maximum Contaminant Levels (MCLs) and residential Preliminary Remediation Goals (PRGs) were the goals of the clean up process. Site-specific health risks would only be used when they could not reach PRGs and MCLs. Javendal of LBNL corrected this to say that Institutional PRGs were used for soils. Sihvola was concerned that the Department of Energy was budgeting minimal funds for clean up, according to DoE report. Both LBNL and DTSC explained that the funds had been transferred to LBNL General Maintenance fund. The money is less than half the former allotment but it now does not have an overhead cost. Secretary asked LBNL to identify who the future Site Restoration manager had to compete for these funds with. Toffel & Secretary reached agreement with Sandhu that CEAC and public wanted real interaction not just a forum for disseminating information. Sandhu also acknowledged the concern from CEAC that issuing land use restrictions to LBNL would be a disincentive to clean up.

On Thursday, March 2, 2006, the CEAC took the following action:

- **SUBJECT: Minutes Review/Adoption**
Action: Motioned, seconded, carried (Toffel/MacKusick. For: Clear, MacKusick, Hale, Kibbey Against: None. Abstain: Toffel. Absent: Harris, Moret.) to adopt February 2006 minutes.
- **SUBJECT: Precautionary Principle**
Action: Motioned, seconded, failed (MacKusick/Toffel. For: MacKusick, Against: Moret, Toffel, Clear. Abstain: Hale, Kibbey. Absent: Harris.) CEAC urges City Council to adopt a Precautionary Principle Ordinance, which has its 1st hearing on March 7, 2006.

VI. Announcements from Commissioners:

- None

VII. Requests:

- **Clear** – Community Action Group (CAG) clean up discussion to April agenda
- **Toffel** – Add dates to tracker
- **Toffel** – CAG/Deed Restriction email to April Agenda as information item.

Adjourned 9:05 PM