

# MINUTES

Eugene Toxics Board  
Saul Conference Room—The Atrium Building—99 West 10<sup>th</sup> Avenue

April 17, 2001  
3 p.m.

PRESENT: Cathy Verrét, Steve Johnson, Clyde Carson, Steve Morgan, Mary O'Brien, Madronna Holden, Brian Allen, members; Glen Potter, Fire & Emergency Medical Services Department; Ken Luse, Jen Gleason, guests.

Mr. Morgan called the meeting to order.

## I. APPROVAL OF AGENDA/NEW ITEMS

Mr. Potter requested that the following items be added to the meeting agenda: 1) *Term Expiration Dates*; and 2) *Characteristic List Discussion*.

## II. PUBLIC COMMENT ON ITEMS NOT LISTED ON AGENDA

There was no public comment.

## III. APPROVAL OF MINUTES FROM MARCH 6, 2001

Mr. Morgan determined that there was consensus to approve the minutes of the March 6, 2001, meeting of the Toxics Board, as submitted.

## IV. QUESTIONS FOR BOARD APPLICANTS

### A. Final Approval of Board Applicant Questions

Referring to a list of questions considered by the board in the past, members revised and edited the questions. The revisions were recorded by Mr. Potter for incorporation into an updated list of questions.

### B. Board Member Term Expirations

Referring to a motion made by Ms. O'Brien, which was tabled during the previous meeting, members discussed the guideline adopted by the City Council in which terms of service on City boards and commissions would expire on October 31 of any given year. The tabled motion proposed that, until the Charter itself is changed, the expiration dates for the Toxics Board

remain the same; however, the recruitment and appointment process would be aligned with the City process, with the exception of the appointment of the seventh member.

Following discussion, there was a unanimous vote in favor of the above motion.

## **V.FEE STRUCTURE**

Referring to a document entitled *Toxics Fee Scenarios Under \$2,000 Cap Provision of House Bill 2431*, copies of which were included in the meeting agenda packet, Mr. Potter presented a brief overview of three possible scenarios resulting from the proposed cap which is scheduled to become effective on July 1, 2003.

Ms. Holden suggested establishing a "sliding scale," based upon number of FTE, for smaller companies. Mr. Potter said he could explore the feasibility of that option.

## **VI.HB2431--REQUIRED CHEMICAL DATA FOR PUBLIC**

Section 3 (6)(c) of 1999 House Bill 2431 provides that a right-to-know regulatory program shall: ". . .include locations where a person may obtain epidemiological statistics related to health effects of the hazardous substances and toxic substances, if available. . . ." Ms. O'Brien suggested that the web site [www.scorecard.org](http://www.scorecard.org) be utilized to fulfill that provision for Eugene's program.

Mr. Potter agreed to send board members the address of the web site mentioned by Ms. O'Brien and directions regarding how to navigate the site.

## **VII. REVIEW OF CHARACTERISTIC CHEMICALS REPORTED FOR 1999**

Referring to a list of characteristic chemicals reported by participating businesses in 1999, Mr. Potter requested that the board consider: 1) Are the substances included on the list "characteristic?"; and 2) How should businesses be notified regarding the chemicals on the list?

Mr. Carson expressed his opinion that it was not the board's responsibility to determine whether chemicals reported as characteristic are in fact characteristic and thus reportable by all companies. He suggested that the list be forwarded to businesses with an explanation that chemicals on the list were reported in the past; however, the list should be considered as neither comprehensive nor accurate in terms of including all characteristic chemicals. The other board members expressed support for Mr. Carson's suggestion. The board agreed to include the list of reported characteristic chemicals as a section in future handbooks with a caveat that the list should be considered as advisory only.

In addition, the board agreed to include on the list clarification that oxygen must be pressurized to be considered reportable.

## **VIII.STAFF REPORT**

### **A. 2000 Reports**

Mr. Potter reported that all of the reports for 2000 were in. He said five extensions had been granted and the extended deadlines had been met. Mr. Potter said the majority of the reports

had been posted on the Toxics Board web page.

B. Legal Update

Mr. Potter said he had no legal update.

C. 2001 Fee Amount/Billing Status

Mr. Potter said the City Council had approved, during its April 9 meeting, a 2001 fee amount of \$12.54 per FTE. He said bills were distributed on April 10 and are due May 1.

D. Other

Mr. Potter reported that he had been told that the Charter Review Committee would be requesting the Toxic Board's recommendations regarding an update of Charter Amendment IV (Toxics Right-to-Know Program). He said the recommendations would be due in early fall.

Mr. Luse requested that the board add to the agenda of its next meeting discussion regarding the issue of providing amnesty to businesses that come forward to declare their responsibility to report under the Toxics Right-to-Know Program.

## **IX.AUDITS IN MARCH**

Mr. Johnson moved, seconded by Mr. Carson, to direct Mr. Potter to conduct no audits during the month of March, due to the fact that many businesses will be busy conducting inventories. The motion passed unanimously.

## **X. SCHEDULE NEXT MEETING**

The next meeting of the Toxics Board was scheduled for 3 p.m. on May 15, 2001.

The meeting adjourned at 4:45 p.m.

(Recorded by Kim Kunkel)