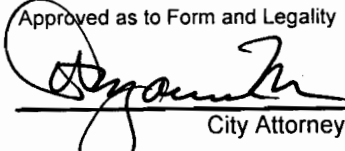


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 MAY 13 PM 1:44

Approved as to Form and Legality

City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82804 C.M.S.

**RESOLUTION TO SUPPORT CALIFORNIA ASSEMBLY BILL 2176
WHICH WILL REQUIRE MANUFACTURERS TO CREATE, FUND AND
OPERATE A PROGRAM TO RECYCLE AND/OR DISPOSE OF MERCURY-
CONTAINING LAMPS THEY SELL IN CALIFORNIA AFTER THEIR
USEFUL LIFE**

WHEREAS, current state law classifies mercury-containing lamps as Universal Waste, and bans them from disposal as solid waste, but does not allocate resources to provide consumers with convenient opportunities for safe and lawful disposal of mercury-containing lamps; and

WHEREAS, the statewide disposal ban burdens local governments including Oakland with the collection of mercury-containing lamps through household hazardous waste collection facilities; and

WHEREAS, AB 2176 (Blumenfield) would require mercury-containing lamp manufacturers to design, fund, and operate an Extended Producer Responsibility (EPR) program for proper end-of-life management of the mercury-containing lamps they sell in California; and

WHEREAS, AB 2176 would result in increased, convenient opportunities for Oakland residents and businesses to safely and legally dispose of mercury-containing lamps; and

WHEREAS, AB 2176 would relieve Alameda County Household Hazardous Waste facilities of the cost burden of disposing or recycling mercury-containing lamps, costs which are paid for by Oakland garbage collection rate payers; and

WHEREAS, AB 2176 would shift these costs from local government and Oakland's garbage rate payers to the manufacturers of mercury-containing lamps, and reduce our reliance on public household hazardous waste programs to capture and dispose or recycle mercury-containing lamps; and

WHEREAS, in 2007 the City Council adopted Resolution No. 80390 C.M.S. to support Extended Producer Responsibility (EPR) legislation that would hold manufacturers responsible for the disposal or recycling of management of post-consumer waste products; now, therefore be it

RESOLVED: The City of Oakland declares its support for AB 2176 (Blumenfield) to require manufacturers of architectural mercury-containing lamps to design, fund, and operate an EPR program for proper end-of-life disposal and/or recycling of the mercury-containing lamps they sell in California; and be it

FURTHER RESOLVED: That the City Council hereby directs the City Administrator and the City's legislative lobbyist to advocate for enacting AB 2176 with the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 1 2010, 20

PASSED BY THE FOLLOWING VOTE:

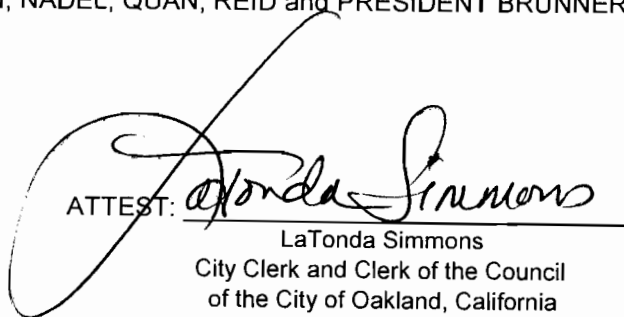
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID and PRESIDENT BRUNNER .- 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California