

MINUTES

County of Inyo Board of Supervisors

October 1, 2013

The Board of Supervisors of the County of Inyo, State of California, met in regular session at the hour of 8:40 a.m., in the Board of Supervisors Room, County Administrative Center, Independence, with the following Supervisors present: Chairperson Linda Arcularius presiding, Jeff Griffiths, Rick Pucci, Mark Tillemans and Matt Kingsley.

- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to address the Board.
- Closed Session The Chairperson recessed open session at 8:40 a.m., to convene in closed session with all Board Members present to discuss and take action as appropriate on Agenda Items No. 2. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code §54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: (ICEA) - Negotiators: Labor Relations Administrator Sue Dishion, and Information Services Director Brandon Shults; No. 3. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]**. Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Elected Officials Assistant Association (EOAA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; No. 4. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Correctional Officers Association (ICCOA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion; **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Inyo County Probation Peace Officers Association (ICPPOA) - Negotiators: Information Services Director Brandon Shults, Chief Probation Officer Jeff Thomson, and Labor Relations Administrator Sue Dishion; No. 6. **CONFERENCE WITH LABOR NEGOTIATOR [Pursuant to Government Code § 54957.6]** - Instructions to Negotiators re: wages, salaries and benefits - Employee Organization: Law Enforcement Administrators' Association (LEAA) - Negotiators: Information Services Director Brandon Shults and Labor Relations Administrator Sue Dishion.
- Report on Closed Session The Chairperson recessed closed session at 9:50 a.m., to reconvene in open session at 10:00 a.m., with all Board Members present. County Counsel reported there were no actions taken in closed session, which are required by law to be reported on in open session.
- Pledge Supervisor Kingsley led the Pledge of Allegiance.
- Public Comment The Chairperson announced the public comment period and there was no one from the public wishing to speak.
- Introduction Ms. Amy Shepherd, Auditor-Controller, introduced Ms. Christie Martindale, Assistant Auditor-Controller; and Ms. Ashlee Alex, Account Technician in the Auditor's Office, to the Board.
- Org./Wild Iris/
Domestic Violence
Month Proclamation Ms. Misti Clark of Wild Iris provided information concerning upcoming events to highlight Domestic Awareness Month. Moved by Supervisor Griffiths and seconded by Supervisor Pucci to proclaim the month of October, 2013 as Domestic Violence Awareness Month in Inyo County. Motion unanimously passed and adopted. Ms. Clark took the opportunity to honor A/CPL Joseph Vetter and Shelly Dumas of the Inyo County Sheriff's Department for demonstrating exemplary service to victims of domestic violence.
- BofS/Fire Prevention
Week Proclamation Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to proclaim the Week of October 6 through 12, 2013 as Fire Prevention Week in Inyo County. Motion carried unanimously.

Clerk/Kofile Contract Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the Contract between the County of Inyo and Kofile Preservation, Inc., for the provisions of preservation and conservation of Official Records, in an amount not to exceed \$20,000 for a period ending June 30, 2014; and authorize the Chairperson to sign. Motion carried unanimously.

HHS-Hlth. Serv./
Medi-Cal Data
Privacy & Security
Agreement Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the Medi-Cal Data Privacy and Security Agreement (PSA) between the California Department of Health Care Services (DHCS) and the County of Inyo; and authorize the Director of Health and Human Services to sign. Motion carried unanimously.

HHS-Hlth. Serv./
Supplemental
Nutrition Assistance
Program Agreement Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the Agreement between the County of Inyo and California Department of Public Health for the provision of implementing the "Supplemental Nutrition Assistance Program-Education" for the three-year period of October 1, 2013 through September 30, 2016, in the amount of \$63,683, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign the Agreement, Agency Capacity & Assurances, Certification Regarding Lobbying, and form CCC-307. Motion carried unanimously.

Planning/HELIX
Environmental
Planning Contract Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the Contract between the County of Inyo and HELIX Environmental Planning for the provision of consulting services to help planning staff update the County's General Plan with a Renewable Energy Chapter, provide public outreach services, and prepare a Programmatic Environmental Impact Report, for the period of October 1, 2013 through March 31, 2015, in an amount not to exceed \$581,446, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign. Motion carried unanimously.

P.W./Amendment 4
to Eastern Sierra
Engineering
Contract Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve Amendment No. 4 to the Contract between the County of Inyo and Eastern Sierra Engineering (ESE) for engineering services for the See Vee Lane Extension Project, increasing the Contract by \$138,053 to an amount not to exceed \$233,474, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.

P.W./Temp Road
Closure for Indy
Roads Rehab. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to direct William Kanayan Construction and their subcontractor, Intermountain Slurry Seal, Inc., to temporarily close the roads in Independence affected by the Independence Town Roads Rehabilitation Project. Motion carried unanimously.

P.W./Johnstone
Supply P. O. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to declare Johnstone Supply a sole-source provider of heating, air-conditioning, and refrigeration parts for FY 2013-14; and approve a blanket purchase to Johnstone Supply for parts, in an amount not to exceed \$12,000. Motion carried unanimously.

Rd. Dept./Message
Board P. O. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to declare United Rentals of Ridgecrest, California, as a sole-source provider of used portable message boards and approve the purchase of two used portable message boards from United Rentals of Ridgecrest in the amount of \$14,580 which includes tax and does not include license fees. Motion carried unanimously.

Rd. Dept./Big Pine
Road Closure The Chairperson noted that the reference to Bartell Road in the ARF and on the Agenda be changed to Blake Road. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the closure of School Street between Baker Creek Road and Blake Road, during the morning of October 12, 2013 for the Big Pine Homecoming Parade, as recommended by staff. Motion carried unanimously.

Sheriff/Sun Ridge
Systems P. O. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to declare Sun Ridge Systems, Inc., a sole-source provider of support and maintenance services and approve the purchase order to Sun Ridge Systems, Inc., in the amount of \$21,688.75, for RIMS annual support services for FY 2013-14. Motion carried unanimously.

Water/Herbicide and
JLB Oil P. O. Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to approve the purchase of 150 gallons of Garlon 4 herbicide and 225 gallons of Improved JLB Oil Plus, with dye, from Silverado Ranch Supply in an amount not to exceed \$22,145, including tax. Motion carried unanimously.

Child Support Serv./
Old Mammoth Road
Property Lease

Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to approve the Lease Agreement between the County of Inyo and IPTV-B-L6-192 for real property described as 126 Old Mammoth Road, Suite 202, for an initial period of three years, with two one-year options, at the rate of \$882 per month for the period of October 1, 2013 through September 20, 2016, with a maximum allowed increase of two percent for each of the two one-year options exercised by the County; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained. Motion carried unanimously.

D.A./Position
Request

Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Deputy District Attorney I-IV exists, as certified by the by the District Attorney, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, authorize hiring off an already established eligibility list of this position; and C) approve the hiring of one Deputy District Attorney I at Range 76 (44,768 - \$5,796), II at Range 79 (\$5,115 – \$6,220), III at Range 82 (\$5,503 – \$6,681) or IV at Range 85 (\$5,919 - \$7,195) depending upon qualifications. Motion carried unanimously.

P.W./Liquid Asphalt
Contract

Moved by Supervisor Griffiths and seconded by Supervisor Tillemans to award and approve the Contract for Liquid Asphalt Products to Telfer Oil Company, in an amount not to exceed \$119,190 for the period of September 18, 2013 through November 30, 2013; and authorize the Chairperson to sign. Motion carried unanimously.

HHS-Hlth. Serv./
State Contract Local
Public Health Emerg.
Preparedness

Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to ratify and approve the Allocation Agreement between the County of Inyo and California Department of Public Health for the provision of Local Public Health Emergency Preparedness, for the period of July 1, 2013 through June 30, 2014, in an amount not to exceed \$302,838; and authorize the Director of Health and Human Services to sign the Agreement, the Certification Regarding Lobbying, and the Non-Supplantation Certification form. Motion carried unanimously.

P.W.-CAO/
Consolidated
Building

The Board received a presentation concerning the proposed Consolidated Office Building. The Board reviewed the two Space/Plan Test Fits for a 45,365 sq. ft. and a 43,600 sq. ft. building. Several Board Members questioned the space designated for offices for the Board of Supervisors, the various conference, meeting and training spaces identified, and the lunch room space. The Board and staff had a lengthy discussion regarding the size of the building, revisions that could be made to the Space/Plan Test Fit documents that would reduce the size of the building, while maintaining the flexibility of providing efficient office space from which to dispense County services in the northern part of the County, and those offices that have space in the building that several Board Members thought should be located in Independence rather than Bishop. The Board discussed a variety of sq. ft. changes that might be acceptable. Moved by Supervisor Kingsley and seconded by Supervisor Pucci to, with regard to the final design of the proposed Consolidated Office Building, direct staff to update the Space Plan/Test Fit for a building in the range of 41,000 sq. ft. to 43,000 sq. ft., eliminating the offices for the Board of Supervisors and redesigning the amount of sq. ft. designated for the lunch room, conference, meeting and training rooms, as outlined in the Design Review process included in the Exclusive Negotiation Agreement with Joseph Enterprises and return at a future meeting of the Board of Supervisors with an action seeking consideration of non-binding approval of the final Test/Fit Space Plan and updated Term Sheet. Motion carried unanimously.

CAO-ENA for
Consolidated Bldg.

The County Administrator explained that the extension in the Exclusive Negotiation Agreement for the Consolidated Building is needed in order to facilitate the Board's previous action to change the Space Plan/Test Fit to reduce the square footage of the proposed building. Moved by Supervisor Pucci and seconded by Supervisor Tillemans to approve Amendment No. 8 to the Exclusive Negotiation Agreement for Construction and Leasing of Inyo County Consolidated Office Building between the County of Inyo and Joseph Enterprises, extending the Phase I Expiration Date to November 5, 2013. Motion carried unanimously.

HHS-Mental Hlth.
Serv./Mental Health
Fees Ordinance

The Chairperson opened the public hearing at 12:05 p.m., on a proposed ordinance titled "An Ordinance of the Board of Supervisors for the County of Inyo, State of California, Revising Inyo County Community Mental Health Services Fees" and repealing Ordinance No. 1174. The Board received a report regarding the proposed changes to the Mental Health Services Fees. There was no one from the public wishing to address these fees. The Chairperson closed the public hearing at 12:06 p.m.

Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to waive the first reading of the ordinance and schedule the enactment for 11:30 a.m., Tuesday, October 8, 2013 in the Board of Supervisors Room, at the County Administrative Center, in Independence. Motion carried unanimously.

Recess/
Reconvene The Chairperson recessed the regular meeting at 12:05 p.m., to reconvene in open session at 1:15 p.m., with all Board Members present.

HHS-Hlth. Serv./
MOU w/Sierra Hope Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to approve the Memorandum of Understanding between the County of Inyo and Sierra HOPE for the purpose of assisting Inyo County HIV positive clients in accessing Housing Opportunities for People with AIDS (HOPWA) assistance for short term emergency financial assistance with rent, mortgage or essential utilities, for the period of July 1, 2013 through June 30, 2016; and authorize the Chairperson to sign. Motion carried unanimously.

HHS-ICGOLD-
ESAAA/ Mono
County Purchase
Meals Moved by Kingsley and seconded by Supervisor Tillemans to authorize the HHS/ESAAA Director to implement a purchase order process allowing the County of Mono to purchase approximately sixty-five (65) meals per week from the County of Inyo for eligible older adults living in communities located around the Highway 6 corridor. Motion carried unanimously.

HHS-Inyo First 5/
Position request Moved by Supervisor Tillemans and seconded by Supervisor Kingsley to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Health and Human Services (HHS) Specialist exists, as certified by the Director of Health and Human Services, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply and a current applicant list exists; and C) approve the hiring of one HHS Specialist at Range 53 (\$2,779 - \$3,380). Motion carried unanimously.

HHS-Soc. Serv./
Position Request Moved by Supervisor Tillemans and seconded by Supervisor Pucci to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of Social Worker exists, as certified by the Director of Health and Human Services, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one Social Worker I at Range 61 (\$3,345 – \$4,062), II at Range 64 (\$3,590 – \$4,363) or III at Range 67 (\$3,852 – \$4,676) contingent upon qualifications. Motion carried unanimously.

HHS-Hlth. Serv./
Position Request Moved by Supervisor Pucci and seconded by Supervisor Griffiths to A) approve the title change of the existing HHS Clinical Services Director to HHS Deputy Director – Public Health; B) approve the job description and salary range for the HHS Deputy Director-Public Health at Range 88 (\$6,370 – \$7,740) and C) find that consistent with the adopted Authorized Position Review Policy: (a) the availability of funding for the position of HHS Deputy Director – Public Health exists and is budgeted, as certified by the Director of Health and Human Services, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure qualified applicants apply; and C) approve the hiring of one HHS Deputy Director-Public Health at Range 88 (\$6,370 - \$7,740), effective January 1, 2014. Motion carried unanimously.

HHS-Social Serv.-
ESAAA/Position
Request Moved by Supervisor Kingsley and seconded by Supervisor Griffiths to find that consistent with the adopted Authorized Position Review Policy: A) the availability of funding for the position of A-PAR program Services Assistant exists, as certified by the Director of Health and Human Services, and concurred with by the County Administrator and Auditor-Controller; B) where if the County was facing layoffs, the position could be filled by internal candidates meeting the qualifications for the position, but since no layoffs are pending, an open recruitment would be appropriate to ensure a sufficient number of qualified applicants apply; and C) approve the hiring of one A-PAR Program Services Assistant I at Range 39PT (\$10.80 – \$13.12/hr.) or II at Range 42 PT (\$11.55 to \$14.05/hr.) depending upon qualifications. Motion carried unanimously.

Recess/ Reconvene	The Chairperson recessed the regular meeting at 1:34 p.m., to convene as the Board of Equalization, see separate minutes. The Chairperson reconvened the regular meeting at 3:20 a.m., in open session, with all Board Members present.
Emerg. Serv./D.V. Roadeater Emerg. Continued	The County Administrator recommended the Board continue the emergency. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32. Motion carried unanimously.
Emerg. Serv./Gully Washer Emerg. Continued	The County Administrator recommended the Board continue the emergency. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013. Motion carried unanimously.
Emerg. Serv./ Canyon Crusher Emerg. Continued	The County Administrator recommended the Board continue the emergency. Moved by Supervisor Kingsley and seconded by Supervisor Tillemans to continue the local emergency, The Canyon Crusher Emergency that resulted in flooding in portions of Inyo County during the month of August, 2013. Motion carried unanimously.
BofS/Minute Approval	Moved by Supervisor Tillemans and seconded by Supervisor Griffiths to approve the minutes of the Board of Supervisors Meetings as follows: a) August 27, 2013; B) September 3, 2013; and C) September 10, 2013. Motion carried unanimously.
Planning/DEIR on Southern Owens Valley Solar Ranch Project	<p>Mr. Josh Hart, Planning Director, provided a brief overview of the 200 mega watt Southern Owens Valley Solar Ranch project proposed by DWP. Mr. Hart asked that in staff's Agenda Request Form the reference to the date reflected for approval of the term sheet be corrected to August 6th. He went on to review the history of events that have transpired since 2010 when DWP filed a Notice of Preparation (NOP) for a solar generating project in the Owens Valley. Mr. Hart explained that the project location has changed since the original NOP was filed in 2010, with the project location now being east of Independence along Manzanar Reward Road. Mr. Hart also reviewed the provisions of the non-binding term sheet that the Board approved on August 6th which set the parameters for the development of a proposed MOU with LADWP concerning mitigation project impacts to the County.</p> <p>Mr. Hart proceeded to review the various areas of the Draft Environmental Report (DEIR) for the proposed project, i.e. aesthetics, hydrology, agricultural and forestry resources, land use, air quality, noise, biological resources, population and housing, cultural resources, public services, geology, recreation, green house gases, traffic hazards, utilities, and alternatives. In concluding his remarks Mr. Hart said that it is staff's belief that the term sheet addresses most of the issues identified, and the DEIR includes a substantial number of alternatives.</p> <p>The County Administrator said that the Board has an opportunity to review staff's analysis of the DEIR against the potential impacts identified through the departmental assessments provided for inclusion in the term sheet. He explained that there are parallel processes occurring with the County submitting comments on the DEIR, while comparing those items to any MOU that may be developed based on the non-binding term sheet.</p> <p>The Board heard from various department heads regarding their concerns, i.e., the Sheriff, who was still evaluating estimates of the cost of impacts, the Agricultural Commissioner, the Environmental Health Director, the Water Director, the Public Works Director, and the Deputy Sr. County Administrator, who identified and recycling issues and potential impacts to the County's campgrounds depending upon LADWP's housing plans, which have not been fully identified.</p> <p>The following members of the public addressed the Board:</p> <p>(a) April Zrelak, representing the Lone Pine Paiute Shoshone Reservation, who noted staff's recommendations of both commenting on the EIR and continuing with the MOU process, saying that "we agree and encourage that you accept those recommendations." Ms. Zrelak went on to ask about the timing of the release of the MOU. The County Administrator explained that the County has not received a draft copy of any MOU yet, and at a minimum the MOU will be discussed in public session in compliance with the timing requirements of the Brown Act.</p>

Ms. Zrelak encouraged the County to follow the third track which was referenced in the minutes of the August 6, 2013 Board of Supervisors meeting, regarding an effort by the County, Tribes and other agencies, to explore joint options and alternatives. In response to this statement, the County Administrator confirmed that he will be responding to a request from the Lone Pine Tribe for a joint meeting with the Board, and has scheduled a meeting with Mr. Les Inafuku the Superintendent of Manzanar. He explained that the "third track" would only become viable if the County and other agencies all decided to oppose the project, noting that to date the County has not taken a position to support, oppose or remain neutral on the project.

- (b) Mr. Philip Anaya, read a letter into the record concerning his request that the Board take action to protect the County's local land use authority, especially over projects like this, from State laws that are prohibiting and/or restricting this authority. Mr. Anaya's letter also remarked on his concern regarding the feasibility of the energy generated from this project actually being able to be placed on the "grid" or in the "queue." He talked about the transmission corridor and the "large generator transmission interconnection process" asking that there be a complete understanding of this process for the project. He also said that the alternatives section of the DEIR does not address alternative sites. He said consideration must be given to the inadequacies of the DEIR to address the issues, adding that he thinks the EIR should include the "addition of the specter of having another two square mile project above it," i.e. the Northland Power Project that would double the visual impacts.
- (c) Mr. Bill Helmer, Tribal Historic Preservation Officer for the Big Pine Paiute Tribe and a resident of Independence, made preliminary comments on behalf of the Tribe. Mr. Helmer reiterated opposition to the County entering into an MOU with LADWP for this project. He also questioned the adequacy of the DEIR in addressing cultural resources, the inadequacies of the alternatives identified, and the need to utilize dispersed generation in the Los Angeles area rather than developing large generating facility in the Owens Valley. Mr. Helmer remarked that with regard to track 3, the Tribe would like to be included in those discussions.
- (d) Mr. Jim Stroh, Independence Resident, addressed the Board to support the project. He provided a graph of the wattage to be generated and reviewed the statistics with the Board. Mr. Stroh also commented on the dispersed generation, saying he has read that because there are so many small installations the grid has reached its saturation level.
- (e) Mr. Paul Fretheim, Independence Resident, expressed concerns with the visual impacts of this large project and suggested that it be placed at the Owens Lake, on a gravel base LADWP is creating on a section of the Lake.
- (f) Ms. Sally Manning, Bishop Resident, opposed the MOU saying that with the additional impacts identified by staff earlier, it would appear that the impacts of the project are greater than what was originally anticipated and this will mean that the County won't get as much as what the impacts are if they now proceed with the MOU per the previously approved non-binding term sheet. The County Administrator responded to Ms. Manning's concerns. He said that he thought it was infeasible to expect that the County would receive a dollar for dollar impact point. He reviewed what had transpired with the Hidden Hills Project in the southeast portion of the County where the County had agreed to a \$15 million sales and use tax agreement to mitigate for over \$92 million of County impacts. He went on to compare that Agreement to what has been proposed for the MOU with LADWP through the term sheet, for a project where the County has even less land use authority over the project than in the Hidden Hills matter.

The Board Members went on to identify their specific concerns with the DIER which included:

- (a) protecting the County's financial interest in the event the project is built;
- (b) ensuring the least impacts to the residents of the County;
- (c) the applicability of the Long Term Water Agreement should apply to this project;
- (d) the indemnification of the County should impacts to the LORP and/or legal costs if the LORP doesn't reach it's goals as a result of the project;

- (e) that the DEIR does not adequately address the housing and population concerns;
- (f) acknowledgement that the County is not being compensated for all of the impacts of the project, even with the MOU;
- (g) the County's comments regarding the aesthetics and visual resources needs to be strengthened, including the importance that the facility be as "night sky compliant" as possible and to include landscaping mitigation;
- (h) expanding traffic and transportation to cover localized traffic and transportation issues that might arise depending on how housing issues are addressed;
- (i) amending the last sentence in Section 13 to acknowledge that most of the County's costs have been addressed, but noting there may be some unknown impacts to communities because of the visual impacts;
- (j) decommissioning of the facilities is not addressed by the EIR and what happens to the site after operations cease is of critical importance;
- (k) that the impacts to the County's campgrounds and tourist economy has the potential to be negatively impacted during the construction phase depending on the housing plan;
- (l) recycling of construction and demolition must be addressed; and
- (m) the alternatives section is lacking and developing on the Owens Lake should be considered.

The Chairperson thanked those members of the public that spoke and indicated that staff has been provided sufficient information to develop correspondence from the County commenting on the DEIR. Mr. Philip Anaya was recognized and addressed the Board to express his concern that no one from the Board identified that his concerns be considered. The Chairperson explained that while the Board may not have acknowledged a speaker's remarks, that she has complete confidence in County staff, who, she assured Mr. Anaya, would evaluate and use all of the comments that were made today to appropriately craft, for the Board's consideration, a County response to the DEIR.

County Department Reports

The Chairperson announced the County Department report period. Mr. Josh Hart, Planning Director, announced that because of the Federal Government Shutdown, he is expecting a delay in the Forest Service Assessment Report which was scheduled to be released next week; and the DRECP meeting has been delayed and will be rescheduled. Ms. Jean Turner, updated the Board on Department program activities. Mr. Marvin Moskowitz, Environmental Health Director, reported on the Annual Environmental Health Directors Conference. Ms. Pam Hennarty, Deputy Sr. County Administrator, reported that in accordance with State Regulations on solid waste reporting on verification of origin, the County is moving into that project and effective October 1st, anybody who approaches the landfill gate will be asked where they are coming from and be asked for identification.

Public Comment

The Chairperson opened public comment. Supervisor Tillemans requested that today's meeting be adjourned in memory of Connie Hildebrand, who was the Inyo County Auditor for 25 years and passed away recently. Supervisor Kingsley also requested that today's meeting be adjourned in memory of Lew Crispin, a retired County employee who also passed away recently.

Adjournment

The Chairperson adjourned the meeting in memory of Ms. Connie Hildebrand and Mr. Lew Crispin who have passed away recently. The Chairperson adjourned the meeting at 5:30 p.m., to 8:30 a.m., October 8, 2013, in the Board of Supervisors Room, at the County Administrative Center, in Independence.

Chairperson, Inyo County Board of Supervisor

Attest: *KEVIN D. CARUNCHIO*
Clerk of the Board

by: _____
Patricia Gunsolley, Assistant