

PREAMBLE:

"The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people do not yield their sovereignty to the bodies that serve them. The people insist on remaining informed to retain control over the legislative bodies they have created."

CHAPTER V.

RIGHTS OF THE PUBLIC

§54954.3 Public's right to testify at meetings. (c) The legislative body of a local agency shall not prohibit public criticism of the policies, procedures, programs, or services of the agency, or of the acts or omissions of the legislative body. Nothing in this subdivision shall confer any privilege or protection for expression beyond that otherwise provided by law. Care must be given to avoid violating the speech rights of speakers by suppressing opinions relevant to the business of the body.

As such, members of the public have broad constitutional rights to comment on any subject relating to the business of the governmental body. Any attempt to restrict the content of such speech must be narrowly tailored to effectuate a compelling state interest. Specifically, the courts found that policies that prohibited members of the public from criticizing school district employees were unconstitutional. (*Leventhal v. Vista Unified School Dist.* (1997) 973 F. Supp. 951; *Baca v. Moreno Valley Unified School Dist.* (1996) 936 F. Supp. 719.) These decisions found that prohibiting critical comments was a form of viewpoint discrimination and that such a prohibition promoted discussion artificially geared toward praising (and maintaining) the status quo, thereby foreclosing meaningful public dialog.

Where a member of the public raises an issue which has not yet come before the legislative body, the item may be briefly discussed but no action may be taken at that meeting. The purpose of the discussion is to permit a member of the public to raise an issue or problem with the legislative body or to permit the legislative body to provide information to the public, provide direction to its staff, or schedule the matter for a future meeting. (§ 54954.2(a).)



M. Lane BOS 9/13/16 Open Form

JOHN D'AGOSTINI

SHERIFF - CORONER - PUBLIC ADMINISTRATOR
COUNTY OF EL DORADO
STATE OF CALIFORNIA

August 18, 2016

Ms. Melody Lane
P.O. Box 598
Coloma, CA 95613

RE: Public Records Request – American River Resort

PO01073-080916
Due 8/23/16

Dear Ms. Lane,

I have received and reviewed your Public Records Act Request dated August 9, 2016 wherein you requested all addendums and Temporary Use Permits (TUPs) issued to the American River Resort either by Planning or the El Dorado County Sheriff's Office including but not limited to music camps, weddings and special events from January 2010 to present date of this PRA.

Copies of Live Outdoor Amplified Music/Concert Permits issued by the El Dorado County Sheriff's Office from 2000 through August 2015 for the Coloma Resort were previously requested by you and produced on September 1, 2015.

A search was conducted of our records for Live Outdoor Amplified Music/Concert Permits issued by the El Dorado County Sheriff's Office for the American River Resort for the period of January 2010 through August 16, 2016. 12 permits were located and have been prepared for release.

These permits are ready for viewing. If you would like to obtain a hard copy of these items please submit payment in the amount of \$1.20 (\$.10 per pate) to the El Dorado County Sheriff's Office Records Division at 300 Fair Lane, Placerville, CA 95667, reference PRA request.

If you have any questions or if I can be of further assistance I can be contacted at (530) 621-5877 Monday – Friday between 0800-1600 hours.

Sincerely,

JOHN D'AGOSTINI
Sheriff-Coroner
Public Administrator

By: *Serena Wilke*
Serena Wilke
Sheriff's Records Supervisor

viewed 9-9-16 dlu

2 of 11



JOHN D'AGOSTINI

SHERIFF - CORONER - PUBLIC ADMINISTRATOR
COUNTY OF EL DORADO
STATE OF CALIFORNIA

August 18, 2016

Ms. Melody Lane
P.O. Box 598
Coloma, CA 95613

RE: Public Records Request – Coloma Resort

P001074-081016
Due 8/24/16

Dear Ms. Lane,

I have received and reviewed your Public Records Act Request dated August 10, 2016 wherein you requested all addendums and Temporary Use Permits (TUPs) issued to the Coloma Resort either by Planning or the El Dorado County Sheriff's Office including but not limited to music camps, weddings and special events from January 2010 to present date of this PRA.

Copies of Live Outdoor Amplified Music/Concert Permits issued by the El Dorado County Sheriff's Office from 2000 through August 2015 for the Coloma Resort were previously requested by you and produced on September 1, 2015.

A search was conducted of our records for Live Outdoor Amplified Music/Concert Permits issued by the El Dorado County Sheriff's Office for the Coloma Resort for the period of September 2015 through August 16, 2016, no responsive records were located.

If you have any questions or if I can be of further assistance I can be contacted at (530) 621-5877 Monday – Friday between 0800-1600 hours.

Sincerely,

JOHN D'AGOSTINI
Sheriff-Coroner
Public Administrator

By: *Serena Wilke*
Serena Wilke
Sheriff's Records Supervisor

3 of 11

"Serving El Dorado County Since 1850"

HEADQUARTERS- 300 FAIR LANE, PLACERVILLE, CA 95667
JAIL DIVISION- 300 FORNI ROAD, PLACERVILLE, CA 95667
TAHOE JAIL- 1051 AL TAHOE BLVD., SOUTH LAKE TAHOE, CA 96150
TAHOE PATROL- 1360 JOHNSON BLVD., SUITE 100, SOUTH LAKE TAHOE, CA 96150

Melody Lane

From: El Dorado County Public Records Center <eldoradocountyca@mycusthelp.net>
Sent: Monday, September 12, 2016 3:22 PM
To: melody.lane@reagan.com
Subject: Public Records Request : P001095-090116

--- Please respond above this line ---



Ms. Lane,

Please login to the Public Records Center to view additional information provided by the District Attorney and Sheriff's offices, respectively.

Thank you,
Jim Mitrisin
Clerk of the Board

To monitor the progress or update this request please log into the [El Dorado County Public Records Center](#).



4 of 11



JOHN D'AGOSTINI

SHERIFF - CORONER - PUBLIC ADMINISTRATOR
COUNTY OF EL DORADO
STATE OF CALIFORNIA

September 12, 2016 — See 9/7/16 @ 4:04 PM correspondence w/J. Mitrishin

Ms. Melody Lane
P.O. Box 598
Coloma, CA 95613

PO01095-090116

submitted
August 31, 2016

RE: Public Records Request-Use of Drones

I have received and reviewed your Public Records Act Request dated September XX, 2016 wherein you requested the following information regarding the use of Drones:

1. Copies of policies, procedures and routing slips authorizing the use of drones in El Dorado County;
2. Documentation quantifying the amount of EDC financial resources allotted for drones and specific projects in which they are used; and
3. Copies of all contracts between El Dorado County and government or private agencies relevant to drone usage.

A search was conducted of our records pertaining to the use of Drones pertaining to your request. From this search, items responsive to your request were identified and are described below:

1. A copy of the Sheriff's Office policy regarding the use of Drones aka. Unmanned Aerial System (UAS).
2. Copy of the Purchase Order for UAS purchased by the Sheriff's Office.

In regards to item number 3, the El Dorado County Sheriff's Office has no documents that are responsive to this request.

The above information is ready for viewing. If you would like to obtain a hard copy of these items, please submit payment in the amount of .30 cents (\$.10 per page) to the El Dorado County Sheriff's Office Records Section at 300 Fair Lane, Placerville, CA 95667, reference PRA request.

If you have any questions, or if we can be of further assistance, please contact Serena Wilke at (530)621-5877 Monday-Friday between 0800-1600 hours.


"Serving El Dorado County Since 1850"

HEADQUARTERS- 300 FAIR LANE, PLACERVILLE, CA 95667
JAIL DIVISION- 300 FORNI ROAD, PLACERVILLE, CA 95667
TAHOE JAIL- 1051 AL TAHOE BLYD., SOUTH LAKE TAHOE, CA 96150
TAHOE PATROL- 1360 JOHNSON BLYD., SUITE 100, SOUTH LAKE TAHOE, CA 96150

5 of 11

Sincerely,

JOHN D'AGOSTINI
Sheriff-Coroner
Public Administrator

By: 

Matthew Foxworthy
Sheriff's Lieutenant

6 of 11

9/12/16

001095-090116

eldoradocountyca.mycusthelp.com says:

Error: Unauthorized

Prevent this page from creating additional dialogs.

*D.A. letter
deleted 9/12/16
→ cannot access ←*

OK

...possible if unknown, please provide

...cedures and routing slips authorizing the use of
...nty; 2) Documentation quantifying the amount of
...ted for drones and specific projects in which they a
...ll contracts between El Dorado County and
...government or private agencies relevant to drone usage.

erred Method to Receive Records:

Electronic via Records Center ***

*** Please note not all public documents are available in a electronic
...the doc. method requested are not available electronicly, we will
...them available for request on only paper copy, in accordance with the
...Public Access Law.

7 of 11



OFFICE OF THE
DISTRICT ATTORNEY
EL DORADO COUNTY, CALIFORNIA

VERN PIERSON, DISTRICT ATTORNEY

September 2, 2016

Melody Lane
Compass2Truth
P.O. Box 598
Coloma, CA 95613

P 001095-090116
RE: CALIFORNIA PUBLIC RECORDS ACT REQUEST

Submitted 8/31/16

Dear Ms. Lane:

We have reviewed your Public Records Act request concerning use of drones, financial resources allotted for drones and specific projects in which they are used, and copies of contracts relevant to drone usage.

Pursuant to Government Code section 6253, subdivision (c)(1) [(c) (2)], we are claiming an additional 14 calendar days to complete our search for and review of records. The additional time is necessary to do research of our records and respond to your request.

We will respond on or before September 22, 2016.

Very truly yours,

VERN PIERSON
District Attorney


JAMES A. CLINCHARD
Assistant District Attorney

PLEASE REPLY TO:

** 515 Main Street
Placerville, CA. 95667
(530) 621-6472
Fax (530) 621-1280

1360 Johnson Blvd. Ste. 105
South Lake Tahoe, CA 96151
(530) 573-3100
Fax (530) 544-6413

WEB SITE:
www.edcgov.us/eldoda

BLOG:
<http://vernpierson.us/blog/>

JAC:nva

8 of 11

Melody Lane

From: Melody Lane <melody.lane@reagan.com>
Sent: Wednesday, September 7, 2016 4:04 PM
To: 'Jim Mitrison - El Dorado County'
Cc: 'Paula Frantz'; 'Donald Ashton'; 'Michael Ranalli'; 'Roger Trout'
Subject: RE: Public Records Request :: P001073-080916

Coloma Desert

Jim,

Your response appears to be a delay tactic and as such is unacceptable.

Again, please READ the email correspondence addressed to you today and appropriately provide the specific number of documents in electronic form as requested per past policy and lawfully delineated below.

Melody Lane

Founder – Compass2Truth

"It does not take a majority to prevail... but rather an irate, tireless minority, keen on setting brushfires of freedom in the minds of men." ~ Samuel Adams ~

From: Jim Mitrison - El Dorado County [<mailto:jim.mitrison@edcgov.us>]
Sent: Wednesday, September 7, 2016 3:02 PM
To: Melody Lane
Cc: Paula Frantz; Donald Ashton; Michael Ranalli; Roger Trout
Subject: Re: Public Records Request :: P001073-080916

Melody,

This is a duplicate to the response I sent via the Public Records system moments ago. I provide this for the benefit of those copied on this email thread.

- - -

Ms. Lane,

Pursuant to item 4 of your request, there were no responsive records of correspondence between Board members and those individuals named in your request.

Regarding your email dated today, the responsive records in Planning Services (530-621-5355) and the Sheriff's (530-621-5655) office are in hard copy format only, as previously communicated to you. Please contact those offices to arrange a time to review the responsive records.

Thank you,

9 of 11

Jim Mitrison
Clerk of the Board of Supervisors
County of El Dorado
Ph. 530.621.5390 Main
Ph. 530.621.5592 Direct
Email jim.mitrison@edcgov.us

On Wed, Sep 7, 2016 at 10:55 AM, Melody Lane <melody.lane@reagan.com> wrote:

Please identify the specific Planning and EDSO records in 1, 2 & 3 and transmit them electronically as initially requested. Also note the following as discussed during our 11/12/14 and 8/3/16 meetings (agendas attached):

- Specific exceptions to disclosure are listed in sections 6253.5-6253.7, 6254, 6254.1-6254.21, 6255, 6267 and 6276; **to ensure maximum access, they are read narrowly.**
 - **"Records" includes all forms of communication** related to public business "regardless of physical form or characteristics, including any writing, picture, sound, or symbol, whether paper, fiber, magnetic, or other media." (§ 6252(e)) Electronic records are included, but software may be exempt. (§ 6253.9(a),(g), 6254.9(a),(d))
 - **The agency must provide assistance** by helping to identify records and information relevant to the request and suggesting ways to overcome any practical basis for denying access. (§ 6253.1)
 - **Access is always free.** Fees for "inspection" or "processing" are prohibited. (§ 6253)
 - **Copy costs are limited to "statutory fees" set by the Legislature (not by local ordinance)** or the "direct cost of duplication", typically 10-25 cents per page.
 - **The agency must justify the withholding of any record** by demonstrating that the record is exempt or that the public interest in confidentiality outweighs the public interest in disclosure. (§ 6255)

Melody Lane

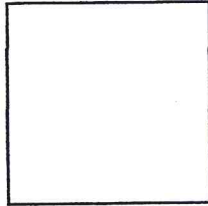
Founder – Compass2Truth

~ By identifying the people's sovereign will not with its latest but its oldest expression, the Framers succeeded in identifying the people's authority with the Constitution, not with the statutory law made by their representatives. ~

10 of 11

From: El Dorado County Public Records Center [mailto:eldoradocountyca@mycusthelp.net]
Sent: Tuesday, August 23, 2016 10:06 AM
To: melody.lane@reagan.com
Subject: Public Records Request :: P001073-080916

--- Please respond above this line ---

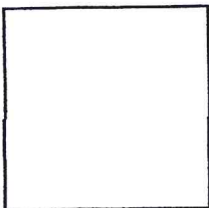


Ms. Lane,

Pursuant to items 1, 2 and 3 of your request, please contact Planning Services (530-621-5355) and Sheriff's Office (530-621-5655) during normal business hours to arrange for an appointment to view responsive records that are in hard copy form only. We are researching any potentially responsive emails between Board Members and the individuals named in item 4 of your request and anticipate completion and response no later than September 7th.

Thank you,
Jim Mitrisin
Clerk of the Board

To monitor the progress or update this request please log into the [El Dorado County Public Records Center](#).



|| *JK* ||