

M. Lane Open Forum BSS 6/27/17

During yesterday's Taxpayers Association meeting, participants were reminded that ANY act by ANY public officer either supports and defends the Constitution, or opposes and violates it.

Any enterprise, undertaken by any public official that tends to weaken public confidence and undermines the sense of security for individual rights, is against public policy. In addition to state law, Under the Political Reform Act federal anticorruption law broadly guarantees the public "honest services" from public officials. *Depriving the public of honest services is a federal crime.* Fraud, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word describing the unconstitutional actions of Sr. Services Attorney Al Hamilton and Supervisor Shiva Frentzen.

For the record, Al Hamilton is being investigated by the CA BAR Association for threatening me, harassment, and discrimination. More bluntly, Mr. Hamilton and his good-ole-boys have colluded to blackball me by denying my continued membership in the Taxpayers Association. Consequently, the Franchise Tax Board and the DOJ are also conducting investigations into the Taxpayers Association concerning multiple issues involving El Dorado County corruption.

Shiva, last week you deprived me, and other members of the public, the right to due process, to testify, and address public officers for the purpose of redressing grievances, specifically regarding issues of El Dorado County corruption. Furthermore, you not only perjured yourself, but like most politicians, yesterday you talked a lot but failed to respond directly to specific questions about your unconstitutional actions. You even outright lied when you denied discriminating against me. The facts prove otherwise.

The First Amendment guarantees the Right of free speech and the Right to petition government for **redress of grievances**, which the oath takers, pursuant to their oaths, are mandated to uphold. Today I'm entering into the public record evidence of fraudulent and unconstitutional actions by Planning Commissioner Gary Miller and Supervisor Mike Ranalli. They've all failed the mandated requirements of public officers, thus, they violated two provisions of the First Amendment, the Public Trust, and perjured their oaths.

Not only did Shiva have knowledge of Commissioner Gary Miller's unconstitutional actions, she failed to take corrective measures to have him disciplined or removed, making her culpable, complicit and liable.

Similarly Supervisor Ranalli had foreknowledge of the RMAC, Parks & Recreation and Planning Commissions, and other county staff's fraudulent actions and violations of public policy. Colluding with staff, he too failed to take corrective measures, and instead withheld information from the public, making him culpable, complicit and liable. Lord knows, taxpayers don't need to finance any more lawsuits just to keep crooked lawyers employed.

In ending with these words of Ayn Rand: *"We are fast approaching the stage of the ultimate inversion: the stage where the government is free to do anything it pleases, while the citizens may act only by permission; which is the stage of the darkest periods of human history, the stage of rule by brute force."*

If any of you have questions or comments, make them now while I'm at the podium in order that I may exercise my sovereign right to publicly respond.

Madam Clerk: Please enter these documents into the public record:

1. This transcript
2. Notarized Affidavit/Declaration of Truth – Commissioner Gary Miller
3. Ranalli Pre-letter 6/26/17

## AFFIDAVIT/DECLARATION OF TRUTH

Gary Miller, District #2 Planning Commissioner  
El Dorado County Planning Commission  
330 Fair Lane  
Placerville, CA 95667

Mr. Miller,

I, **Melody Lane**, the undersigned, hereinafter: Affiant/Declarant, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and solemnly swear, under oath, before a certified California Notary Public, that I am of legal age and of sound mind and hereby attest that all the information contained in this Affidavit/Declaration is true, correct and admissible as evidence.

This Affidavit/Declaration of Truth is lawful notification to you, and is hereby made and sent to you pursuant to the Federal Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Declaration of Rights of the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23, and Article 3 Section 1, and requires your written rebuttal to me, specific to each and every point of the subject matter stated herein, within 30 days, via your own sworn and notarized affidavit, using true fact(s), valid law and evidence to support your rebuttal.

You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection or that of those who represent you. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." Also, see: *U.S. v. Tweel*, 550 F. 2d. 297. "*Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.*"

### **Affiant/Declarant hereby affirms that the following actions and events took place:**

On May 8, 2017, I sent you, Gary Miller, El Dorado County District #2 Planning Commissioner, via USPS certified mail, a letter which you received on May 9, 2017, and which I entered into the public record during the May 9, 2017 Board of Supervisors meeting. That letter, attached hereto and marked **Exhibit A**, was sent to inform you of these events and statements made by you, and also as an inquiry to ascertain whether you, Gary Miller, as District #2 Planning Commissioner and Chairman, support and uphold them or would rebut them.

Pursuant to the lawful notification contained in that letter, as I originally stated therein, and as cited and included by reference herein, you were required to respond to and rebut anything contained in the attached May 8th letter with which you disagreed, within thirty (30) days of receipt thereof. You failed to respond with specificity and thereby failed to rebut anything stated therein with truth, fact, valid evidence and law. Therefore, pursuant to the referenced lawful notification, you tacitly admit to all of the statements, charges and claims contained therein, fully binding upon you in any court, without your protest, objection or that of those who represent you.

Some of the things to which you admit include, but are not limited to, the following:

- 1) During the March 23<sup>rd</sup> Planning Commission hearing, I was discriminated against by you, Commissioner Gary Miller. You permitted certain individuals to speak in excess of ten minutes, yet you denied me equal rights when you repeatedly interrupted, harassed, and refused to allow me to respond to blatantly false statements publically made against me, particularly those made by RMAC business representative and Villa Florentina B&B owner, Adam Anderson. Acting as judge, jury and executioner, you conducted the hearing in a manner that demonstrated bias, prejudice, abuse of authority, and your Principal Agent Oath of Office. In so doing, I was harmed by your actions and deprived of due process.
- 2) Audio recorded statements made by you were read verbatim into the public record during the April 11, 2017 Board of Supervisors meeting. **(See Exhibit A)** They substantiated your overt discrimination and violations of the Brown Act. You have no authority whatsoever to arbitrarily engage in dialog with some citizens, or discriminately refuse to dialog with others. Then, during the April 13<sup>th</sup> Planning Commission hearing, I addressed the aforementioned grievances mandating appropriate dialog, scheduling the topic for a future meeting, and requested remedial action as required by law and specified under the Brown Act, Sections 54954.2(a) and 54954.3. Again you deprived me of the right to due process.
- 3) On multiple occasions the topic of Planning & Development Services Director Roger Trout's "3-Strikes" policy was addressed during Planning Commission hearings. Audio recordings affirm that you, Commissioner Gary Miller, stated, *"There isn't a 3 strikes policy!"* Then on April 13<sup>th</sup>, you permitted Roger Trout to speak out of turn and provide testimony in defense of his 3-strikes position. *A policy that doesn't exist cannot be lawfully enforced.* Fraud, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word. Notably, you refused me the right to respond publicly by foreclosing meaningful public dialog for purposeful cover up of government malfeasance and, thus, maintaining the status quo.

- 4) During the April 13th hearing, I specifically addressed my concerns about malfeasance to you and Commissioner James Williams. Instead of responding directly to my request, you made it a point to defer all responses to Planning & Development Services Director, Roger Trout, and Counsel David Livingston. Neither Roger Trout nor Counsel has any authority to respond on your behalf, nor was it appropriate for Counsel to give his opinion and/or interpretation of the law. In violation of the Brown Act and your Principal Agent Oath of Office, you thus deprived me the right to due process for the purpose of redressing grievances.
- 5) As Chairman for the Planning Commission, it has been brought to your attention on numerous occasions, as well as to the Board of Supervisors, that county staff is habitually submitting erroneous data and/or false information regarding Planning Commission decisions and recommendations made to the Board of Supervisors. This topic was again specifically addressed during the June 22, 2017 Planning Commission RMAC Workshop/Hearing. Decisions made by the Board of Supervisors based on deliberately falsified information and collusion, adversely affect all EDC Citizens, thus, undermining the public trust in local government. Having knowledge of wrong doing, and failure to take remedial action makes you culpable and liable. As such, my claims pertain to your failure to provide honest public services pursuant to your oaths. Depriving the public of honest services is a federal crime. The First Amendment guarantees the Right of free speech and the Right to petition government for redress of grievances, which, the oath taker, pursuant to his oath, is mandated to uphold. You failed this requirement, thus, you violated two provisions of the First Amendment, the Public Trust and perjured your oath.
- 6) By not responding and/or not rebutting, such as you have demonstrated, the oath taker denies the Citizen remedy, thus, denies the Citizen constitutional due process of law, as stated within the Bill of Rights. There is no legitimate argument to support the claim that oath takers, such as you, are not required to respond to correspondence or other public inquiries, which, in this case, act as petitions for redress of grievances, stating complaints, charges and claims made against them by Citizens injured by their actions. All American Citizens, can expect, and have the Right and duty to demand, that government officers uphold their oaths to the Constitution(s) and abide by all Constitutionally imposed mandates of their oaths. This is an un-enumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

Lawful notification has been provided to you stating that if you do not truthfully and factually rebut the statements, charges and averments made in this Affidavit/Declaration, then, you agree with and admit to them.

Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut that with which you disagree, with

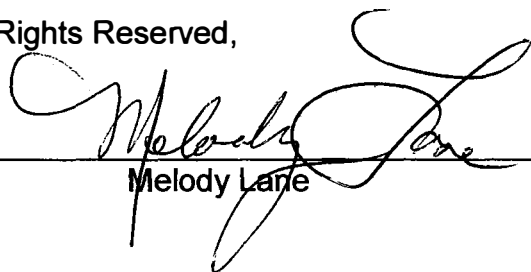
particularity, within thirty (30) days of receipt thereof, by means of your own written, sworn, notarized affidavit of truth, based on specific, relevant fact and valid law to support your disagreement, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of California. An un-rebutted affidavit stands as truth before any court.

Your failure to respond, as stipulated, is your agreement with and irrevocable admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, fully binding upon you, District #2 Commissioner Gary Miller, in any court of law in America, without your protest, objection or that of those who represent you.

Further Affiant sayeth naught.

All Rights Reserved,

By: \_\_\_\_\_



Melody Lane

Date: \_\_\_\_\_

6/26/17

*Melody Lane  
Compass2Truth  
C/o P.O. Box 598  
Coloma, California [95613]*

**(See attached California Notarization)**

Attachments:

Exhibit A – May 8, 2017 letter to Gary Miller

CC: Dist. #1 Supervisor John Hidahl  
Dist. #2 Supervisor Shiva Frentzen  
Dist. # 3 Supervisor Brian Veerkamp  
Dist. #4 Supervisor Michael Ranalli  
Dist. # 5 Supervisor Sue Novasel  
EDC Planning Commissioners Williams, Hanson, Vegna and Shinault  
EDC District Attorney Vern Pierson  
Media and other interested parties

# CALIFORNIA JURAT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA )

COUNTY OF El Dorado )

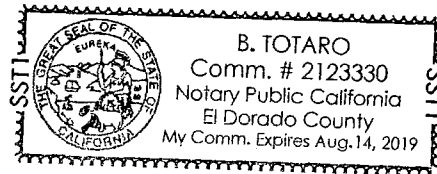
Subscribed and sworn to (or affirmed) before me on this 26 day of June, 2017  
Date Month Year

by Melody J. Lane

*Name of Signers*

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature: B. Totaro  
Signature of Notary Public



Seal  
Place Notary Seal Above

## OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent attachment of this form to an unintended document.

### Description of Attached Document

Title or Type of Document: Affidavit/Declaration of Truth

Document Date: 6/26/17

Number of Pages: 4

Signer(s) Other Than Named Above: \_\_\_\_\_

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

May 8, 2017

Gary Miller, District #2 Planning Commissioner  
330 Fair Lane  
Placerville, CA 95667

Mr. Miller,

This letter is lawful notification to you, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23, and Article 3 Section 1. This letter requires your written rebuttal to me, specific to each claim, ~~statement~~ and averment made herein, within 30 days of the date of this letter, using true fact, valid law and evidence to support your rebuttal.

You are hereby noticed that your failure to respond within 30 days as stipulated, and rebut, with particularity, everything in this letter with which you disagree is your lawful, legal and binding agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful and binding upon you, in any court, anywhere in America, without your protest or objection or that of those who represent you. Your silence is your acquiescence. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." Also, see: *U.S. v. Tweel*, 550 F. 2d. 297. "*Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.*"

What I say in this letter is based in the supreme, superseding authority of the Constitution for the United States of America, circa 1787, as amended in 1791, with the Bill of Rights, and the California Constitution, to which all public officers have sworn or affirmed oaths, under which they are bound by Law. It is impossible for an oath taker to lawfully defy and oppose the authority of the documents to which he or she swore or affirmed his or her oath. My claims, statements and averments also pertain to your actions taken regarding violations of the California Ralph M. Brown Act and deprivation of my rights pursuant to your Principal Agent Oaths of Office. When I use the term "public officer(s)", this term includes you.

The Supreme Law and superseding authority in this nation is the national Constitution, as declared in Article VI of that document. In Article IV, Section 4 of that



Constitution, every state is guaranteed a republican form of government. Any "laws", rules, regulations, codes and policies which conflict with, contradict, oppose and violate the national and state Constitutions are null and void, *ab initio*. It is a fact that your Principal Agent oath requires you to support the national and state Constitutions and the rights of the people secured therein.

All public officers are required to abide by their oaths in the performance of their official duties. No public officer, including you, has the constitutional authority to oppose, deny, defy, violate and disparage the very documents to which he or she swore or affirmed his or her oath. All actions by public officers conducted in the performance of their official duties either support the national and state Constitutions, or deny them.

As principal, Supervisor Shiva Frentzen has delegated authority to you, Gary Miller, to act on her behalf, as her agent. When any public officer has knowledge of wrongdoing, yet, fails to take corrective action, then, that public officer aids and abets the unlawful action of the agent, thereby maintaining the status quo, and thus becomes complicit and liable. As you have been made aware, in some cases, it's the agent who can be held responsible for misconduct, illegal activity, or violations of business standards such as you have committed.

Your Principal Agent Oath of Office requires you to uphold and support the Constitution of the United States of America, and pursuant to your oath, you are required to abide by that oath in the performance of your official duties. You have no constitutional or other valid authority to defy the Constitution, to which you owe your LIMITED authority, delegated to you by and through the People.

On March 18, 2017, correspondence and accompanying evidence was submitted by me to the Planning Commission, Development Services Director Roger Trout, and the Board of Supervisors regarding the upcoming March 23<sup>rd</sup> Planning Commission hearing relevant to the revocation of the Villa Florentina Special Use Permit and multiple violations of the River Management Plan. **(See Exhibit A)**

Prior to the hearing Commissioner Williams and I spoke on the phone. It was agreed that the Commission would ask Roger Trout to produce the SUP revocation "3-strikes policy" in writing. That policy is vitally pertinent to the River Management Plan and El Dorado County Law/Code Enforcement.

During the March 23<sup>rd</sup> hearing, discrimination was evident when you allowed certain individuals to speak in excess of ten minutes, but denied me due process when you repeatedly interrupted, harassed, and refused to allow me to respond to blatantly false statements publically made against me by RMAC representative and Villa Florentina owner, Adam Anderson. Furthermore, none of the commissioners ever requested that Roger Trout provide the 3 strikes policy in writing, as previously agreed. Acting as judge, jury and executioner, you essentially turned the hearing into a kangaroo courtroom, thus, mocking the Citizens and the constitutions to which you swore an oath of allegiance.

It became evident after the hearing in the course of conversation with you that none of those materials had been read by the Planning Commissioners prior to rubber-stamping their unanimous decisions made during the March 23<sup>rd</sup> Planning Commission hearing, nor were they properly posted to the government website. Afterwards, I conversed at length with District #4 Commissioner, James Williams, about your hostile attitude and March 23<sup>rd</sup> hearing anomalies. Mr. Williams concurred with my assessment of the situation by encouraging me to request in writing that the Planning Commission decisions made that day be appealed and reversed for lack of due process.

Subsequently, on March 29, 2017 I addressed a letter to Supervisors Shiva Frentzen and Michael Ranalli. Pursuant to my questioning of your voting rationale and unprofessional conduct during the March 23<sup>rd</sup> hearing, one example citing your own verbatim words from that correspondence was read into the public record during the April 11, 2017 BOS meeting. **(See Exhibit B):**

*“I don’t really need to explain to you what I did...I don’t need to justify myself to you. You get what I give you!...I suggest you make a complaint to the BOS & have me removed. That would break my heart!...There isn’t a 3 strikes policy! I know there’s no such policy!...There is nothing in the Brown Act that says you can talk 3 or 5 minutes. One of the unique things about being a Chairman is you don’t get to tell me what I can do!...Sounds like you are threatening to take me to court...County Council was right there. I assure you, that if I was in violation of the Brown Act he would have said something.”*

All five Planning Commissioners also received via email a copy of the March 29<sup>th</sup> correspondence concerning specific violations of your Principal Agent Oath of Office, the Brown Act, and due process. It is noteworthy that although the materials had been emailed prior to the April 13<sup>th</sup> Planning Commission hearing, the said correspondence was not distributed by Char Tim until just moments before said hearing commenced, nor was sufficient time even given to the Commissioners to read the materials before the hearing commenced. **(See Exhibit C)**

During the April 13<sup>th</sup> Planning Commission hearing, I addressed the aforementioned grievances which mandates appropriate dialog, scheduling the topic for a future meeting, and remedial action as required under the Brown Act, Section 54954.2(a), which states in part:

**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).)**

You were also reminded that the Planning Commissioners and the Board of Supervisors have been regularly apprised that they are routinely receiving false

information from the River Management Advisory Committee, Development Services, Parks & Recreation staff, and the CAO. When I asked if you had any questions or further comments, you audibly replied, "No." It soon became evident by your openly hostile demeanor that you had no intention whatsoever to respond to repeated requests to address the problems, schedule the matter for a future meeting, or to take remedial action.

Such abuse of power and actions against me constitute obstruction of justice and due process. In the course of our dialog, it is significant that you mentioned your fear of being sued. Apparently you were aware that any enterprise undertaken by any public official who tends to weaken public confidence and undermines the sense of security for individual rights is against public policy. Fraud, in its elementary common-law sense of deceit, is the simplest and clearest definition of that word.

Just one example is Roger Trout's fraudulent 3-Strikes policy which you, Commissioner, Gary Miller, referred to on multiple occasions stating, *"There isn't a 3 strikes policy!"* **A policy that doesn't exist cannot be lawfully enforced.** Then on April 13<sup>th</sup>, you permitted Roger Trout to speak out of turn and provide testimony in defense of his 3-strikes position. Notably, you refused me the right to respond publicly by foreclosing meaningful public dialog for purposeful cover up of government malfeasance and thus maintaining the status quo.

Collusion between departments is a major factor in depriving Citizens of their right to access public information and due process, topics discussed extensively in meetings with Sheriff D'Agostini and District Attorney, Vern Pierson. Following is Clerk to the Board, Jim Mitrison's, 3/24/17 reply to another constituent's CPRA requesting Mr. Trout's 3-Strikes policy, *"There are no records responsive to your request. I phoned the Planning Department to learn more and was informed the reference to "1,2,3" was made by an applicant and restated by Mr. Trout regarding steps taken to address a use permit issue. You may want to contact Mr. Trout for additional information."*

Additionally, repeated requests that I made to **appeal and reverse** the aforementioned 3/23/17 Planning Commission decisions were blatantly ignored. During the April 13<sup>th</sup> hearing, I specifically addressed my concerns of malfeasance to you and Commissioner James Williams. Instead of responding appropriately to my request, you made it a point to defer all responses to Development Services Director, Roger Trout, and Counsel David Livingston. Neither Roger Trout nor Counsel has any authority to respond on your behalf, nor was it appropriate for Counsel to give his opinion and/or interpretation of the law.

In violation of the Brown Act and your Principal Agent Oath of Office, you thus deprived me the right to due process, to testify and address the Planning Commission specifically for the purpose of redressing grievances, to wit:

The Preamble of the Ralph M. Brown Act states:

**“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.”**

It further states:

**§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.**

It has been brought to your attention on numerous occasions by *Compass2Truth* that county staff is habitually submitting erroneous data and/or false information regarding interrelated issues to the Board of Supervisors. Consequently, decisions made by the Supervisors that are based on deliberately falsified information will ultimately adversely affect all EDC tax payers, thus, undermining the public trust in local government.

It is apparent that the public's input has been reduced to irrelevancy by how the Planning Commission votes unanimously, and/or rubber-stamps Consent items, thereby demonstrating that public meetings are little more than dog and pony shows with predetermined outcomes designed to falsely give the public an impression of government transparency and accountability.

*Depriving the public of honest services is a federal crime.* My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths.

The First Amendment guarantees the Right of free speech and the Right to petition government for **redress of grievances**, which, the oath taker, pursuant to his oath, is mandated to uphold. If he fails this requirement, then, he has violated two provisions of the First Amendment, the Public Trust and perjured his oath.

Additionally, by not responding and/or not rebutting, the oath taker denies the Citizen remedy, thus, denies the Citizen constitutional due process of law, as stated within the Bill of Rights. An American Citizen, such as I, can expect, and has the Right and duty to demand, that his government officers uphold their oaths to the Constitution(s) and abide by all Constitutionally imposed mandates of their oaths. This is an un-enumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

Furthermore, there is no legitimate argument to support the claim that oath takers, such as you, are not required to respond to letters, which, in this case, act as petitions for redress of grievances, stating complaints, charges and claims made against them by their constituents or by Citizens injured by their actions. When public officers harm the Citizens by their errant actions, and then refuse to respond to or rebut petitions from Citizens, then, those public officers, as are you, are domestic enemies, acting in sedition and insurrection to the declared Law of the land and ***must be opposed, exposed and lawfully removed from office.***

You perjured your oath by violating my constitutionally guaranteed Rights, in particular those secured in the Bill of Rights, including but not limited to my 1<sup>st</sup> Amendment Rights. By your unlawful actions, you acted in sedition and insurrection against the constitutions, both federal and state, and in treason against the People, in the instant case, me.

Anytime public officers, such as you, pursuant to their oaths, violate Rights guaranteed to Citizens in the Constitutions, they act outside their limited delegated authority, thus, perjure their oaths, and by their own actions, invoke the self-executing Sections 3 and 4 of the 14<sup>th</sup> Amendment; thereby vacate their offices and forfeit all benefits thereof, including salaries and pensions.

As stated previously, actions by a public officer either uphold the Constitutions and rights secured therein, or oppose them. By your stepping outside of your delegated authority you lost any "perceived immunity" of your office and you can be sued for your wrongdoing against me, personally, privately, individually and in your professional capacity, as can all those in your jurisdiction, including any judges or prosecuting attorneys and public officers for that jurisdiction, if, once they are notified of your wrongdoing, they fail to take lawful actions to correct it, pursuant to their oaths and their duties, thereto.

If they fail to act and correct the matter, then, they condone, aid and abet your criminal actions, and further, collude and conspire to deprive me and other Citizens of their Rights guaranteed in the Constitutions, as a custom, practice and usual business operation of their office and the jurisdiction for which they work. This constitutes treason by the entire jurisdiction against the People, in the instant case, me, and based

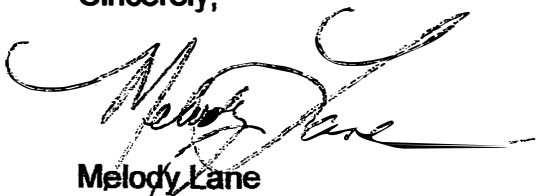
upon the actions taken and what exists on the public record, it is impossible for any public officer to defend himself against treason committed. See: 18 USC § 241 - Conspiracy against rights. See also: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.

Pursuant to the constitutional mandates imposed upon them, by and through their oaths, there is no discretion on the part of public officers, including you, to oppose the Constitutions and their oaths thereto, nor to be selective about which, if any, mandates and protections in the Constitutions they support. The mandates and protections set forth in the Constitutions are all encompassing, all-inclusive and fully binding upon public officers, without exception, as they are upon you.

If you disagree with anything in this letter, then, rebut that with which you disagree, in writing, with particularity, to me, within 30 days of the date of this letter, and support your disagreement with evidence, fact and law.

Your failure to respond, as stipulated, is your agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful, and is your irrevocable agreement attesting to this, fully binding upon you, in any court in America, without your protest or objection or that of those who represent you.

Sincerely,



Melody Lane  
Founder - **Compass2Truth**

**Attachments:**

Exhibit A – March 18, 2017 Villa Florentina Evidence

Exhibit B - March 29, 2017 SUP/RMP Planning Commission Hearing letter

Exhibit C – 4/12/17 Request to pull items from Consent for discussion & action

CC: District #1 Supervisor John Hidahl  
District #2 Supervisor Shiva Frentzen  
District #3 Supervisor Brian Veerkamp  
District #4 Supervisor Ranalli  
District #5 Supervisor Sue Novasel  
Planning Commissioners, Districts 1, 3, 4 & 5  
Development Services Director Roger Trout



# Compass2Truth

*Citizens for Constitutional Liberty*

P.O. Box 598  
Coloma, CA 95613

March 18, 2017

El Dorado County Planning Commission  
C/o Development & Planning Services  
2850 Fairlane  
Placerville, CA 95667

**RE: Villa Florentina Bed & Breakfast SUP #S10-0009 Violations & Revocation**

Dear Commissioners,

I have been a resident of Coloma for nearly 20 years living close to the intersection of Carvers and Mt. Murphy Roads located within the Quiet Zone of the S. Fork American River. Not only can we hear excessively loud events emanating from Villa Florentina, residents are frequently bombarded simultaneously by multiple amplified events at the Coloma Resort and other surrounding campgrounds. (See Exhibit A)

Egress in the event of an emergency is also cause for concern frequently expressed by neighbors on the north side of the Mt. Murphy Road Bridge. This becomes a public safety issue when large events create traffic jams.

The Quiet Zone as described in the River Management Plan (RMP) begins at Indian Creek above Coloma, and ends at Greenwood Creek below Rivers Bend. RMP noise restrictions apply to the river rafters as well as to campgrounds, business establishments, and private property owners. The majority of residents moved to Coloma for the peace and quiet of the rural lifestyle. The purpose of the Quiet Zone is to respect the rights and reasonable expectations of adjoining landowners.

The specifics of SUPs and requirements are delineated in Sections 4 through 8 of the RMP. Section 8.2 of the RMP states only the County Sheriff's Department has the authority to fine and enforce County Code violations involving private campgrounds and private land owners. Should a resident desire to obtain a Temporary Use Permit (TUP) for a special amplified music event, they would be required to pay a fee to obtain a permit through the Sheriff's Department. To date, Public Record Act requests for information reveal there have only been about a dozen TUPs issued by EDSO over the course of more than 15 years, most of them held at Henningson-Lotus Park. None have ever been issued for Villa Florentina.

Significantly excessively noisy events, such as those emanating from Villa Florentina, have negative impacts not only upon the quality of life of residents living within this stretch of the river, but also upon the value of neighboring homes. The historic failure of the county to apply consequences for SUP violations as per the RMP exacerbates the problem of unacceptable levels of noise. The campgrounds, businesses, and event

coordinators expect Code and Law Enforcement to turn a blind eye and deaf ear to resident's complaints\* hence business continues as usual in EDC.

Noise violations within the Quiet Zone have been a bone of contention in our community long before I even moved here. Once it was realized what a problem SUP violations actually were, I joined others in circulating petitions for SUP revocations and volunteered as secretary for the Community Clamor Committee (CCC). The purpose of the CCC was to mitigate the frequent SUP violations, lack of appropriate monitoring within the Quiet Zone, and to develop a plan of action to bring the offending parties into compliance. Because these meetings could get very contentious, I invited law enforcement to actively participate as per the RMP. Note it is not necessary to have a decibel meter or hire a professional to determine the level of noise. (See Exhibit B)

The minutes of the CCC meetings were integrated into the RMP, but in essence the county failed to recognize and/or take any remedial action. Consequently bully tactics were applied against anyone who dared complain about disturbances of the peace. Ultimately the Sheriff's Department and Code Enforcement failed miserably to abide by the requirements of the RMP. Again, business continued as usual.

Every resident has a right to live in peace and safety. Therefore in 2010 we began meeting with Sheriff D'Agostini as well as County and CA State Parks personnel to further develop a plan of action to mitigate the RMP noise problems and associated concerns that have plagued our community for decades.

It is significant that Adam Anderson, owner of Villa Florentina, is the Business Representative for the River Management Advisory Committee (RMAC). I was accompanied by four individuals to the September 14, 2015 RMAC meeting. Supervisor Ranalli was also present. The purpose of the agenda item I'd specifically requested was to address RMP violations and recommend revocation of the SUPs to the Planning Commission. In addition to multiple audio recordings, my four witnesses can attest Adam Anderson falsely accused me of using profanity while I was quietly seated in the audience. Adam has failed to demonstrate integrity, and in fact, has a conflict of interest as delegate to RMAC. (Please refer to Consent Item #2 for the RMP to be pulled & removed.)

Using RMAC as a bully pulpit, it became evident RMAC delegates had colluded with county personnel to set up and publicly discredit me and the organization, *Compass2Truth*. Consequently that incident became the subject of meetings with County Counsel, Supervisor Ranalli and other EDC staff. (See Exhibit C)

Please ensure that the Planning Commission REVOKE the SUP for Villa Florentina Bed & Breakfast.

Sincerely,

  
Melody Lane  
Founder *Compass2Truth*

Attachments:

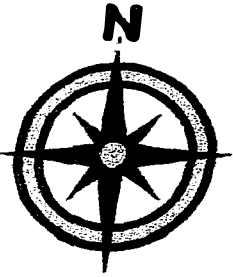
Exhibit A – Trout letters to American River Resort & Coloma Resort

Exhibit B - EDSO Examples of Sound Levels

Exhibit C - 11/14/16 RMP Public Comments

CC: Roger Trout  
Supervisors Districts #1, 2, 3, 4 & 5





# Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598  
Coloma, CA 95613

March 29, 2017

TO: District #4 Supervisor Mike Ranalli  
District #2 Supervisor Shiva Frentzen

CC: EDC Planning Commissioners  
CAO Don Ashton  
Supervisor Brian Veerkamp  
Supervisor Sue Novasel  
Supervisor John Hidahl

RE: 3/23/17 Planning Commission Hearing – RMP & Villa Florentina

Dear Supervisors Frentzen & Ranalli,

Please ensure the entirety of this correspondence is posted to Public Comments for Villa Florentina SUP scheduled for the August Planning Commission hearing. The following comments apply to the 3/23/17 Planning Commission Consent Item #2 – RMP Update & Implementation, and Item #5 – Villa Florentina SUP hearing:

Note I did not address Mike Ciccozzi during the 3/28/17 Open Forum. My purpose in specifically addressing Supervisor Ranalli and Chair Frentzen was to briefly dialog, as permitted under the Brown Act, and receive a public response as to scheduling the item on the BOS calendar for public dialog and remedial action by the BOS.

Refer to the Brown Act § 54954.2(a) and § 54954.3 (c) which state in part,

*“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...These decisions found that prohibiting critical comments was a form of viewpoint discrimination and that such prohibition promoted discussion artificially geared toward praising and maintaining the status quo, thereby foreclosing meaningful public dialog...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.”*

Additionally, based upon the BOS knowledge of falsified data submitted by Parks & Recreation staff member Noah Rucker-Triplet and CSD Director Roger Trout, and the subsequent denial of the public's due process, I

3.31.17

**also submit this request to appeal and reverse the 3/23/17 Planning Commission Consent Item #2 unanimous vote to:**

- 1) Approve 2016 Annual Report to implementation of RMP; and
- 2) Recommend continued implementation of the River Management Plan as currently prescribed

Prior to the hearing sufficient evidence was submitted for the #5 Villa Florentina SUP and request to pull from Consent Item #2 RMP Update. Apparently those materials were not read by the commissioners or properly posted to the government website. My records indicate one of the emails I had submitted was NOT posted to #5 Villa Florentina SUP. Lucky I had those materials with me which I presented three times to Char Tim during the hearing before she finally accepted them into the public record. *Also significantly omitted was Adam Anderson's power point presentation that falsely targeted my home as a "noise hot spot" on a map of the river.*

You, our elected officials, are responsible to deal directly and transparently with the constituents whom you profess to serve. *Counsel has no authority whatsoever to respond on behalf of the BOS or any other EDC employee, nor is it appropriate for Counsel to give his opinion and/or interpretation of the law. Mike Ciccozzi's comment to post missing documents after the public hearing is a typical form of discrimination artificially geared toward praising and maintaining the status quo, thus denying the public their right to due process. As such Mike Ciccozzi's reply was unacceptable.*

Adam Anderson is not an exception to the law or any of the RMP restrictions in the Quiet Zone of the S. Fork American River. Adam has an apparent conflict of interest with RMAC, and in the presence of Supervisor Ranalli, Adam has proven his lack of integrity. Mr. Anderson has abused the authority delegated to him by you, the entire Board of Supervisors.

Furthermore, The Mountain Democrat article was a blatant misrepresentation of the 3/23/17 Planning Commission hearing orchestrated by the Chamber Political Action Committee (CPAC). Commission Chairman Gary Miller turned the Villa Florentina hearing into a biased kangaroo courtroom. The Channel 13 public relations stunt, plus special considerations given to Adam during the 3/21 BOS Open Forum, perpetrated sympathy and certainly generated profitable revenues in support of his plight.

<http://sacramento.cbslocal.com/tag/villa-florentina/>

Supervisor Frentzen, you especially need to be aware that District #2 Commissioner Gary Miller violated the Brown Act in addition to being discriminatory, disrespectful and arrogant during the 3/23/17 Commission hearing. I was the *only person whom he harassed*, demonstrating exactly the same unacceptable behavior as Ron Mikulaco while he was Chairman of the BOS. Gary's mocking attitude while we spoke Tuesday evening was bizarre, abrasive and unreasonable. This is just a sampling of some of his comments when I questioned his voting rationale and unprofessional conduct during the hearing.

*"I don't really need to explain to you what I did...I don't need to justify myself to you. You get what I give you!...I suggest you make a complaint to the BOS & have me removed. That would break my heart!...There isn't a 3 strikes policy! I know there's no such policy!...There is nothing in the Brown Act that says you can talk 3 or 5 minutes. One of the unique things about being a Chairman is you don't get to tell me what I can do!...Sounds like you are threatening to take me to court...County Council was right there. I assure you, that if I was in violation of the Brown Act he would have said something."*

It is troubling that Commissioner Miller remarked about his fear of being sued. Similar comments were made by Kim Kulton during the February 15<sup>th</sup> CL Fire Safe Council. Some of the same community members at the CL FSC meeting addressed the 3/23/17 Planning Commission hearing as mentioned in the Mtn. Democrat

**article concerning the Villa Florentina SUP. This is an issue that Supervisor Ranalli and Roger Trout have taken great pains to avoid addressing, particularly as it involves the RMP, SUP violations, Code & Law Enforcement, and related public safety issues in Coloma.**

**Comments made by Roger Trout during the Villa Florentina hearing raised several red flags, particularly his evident reluctance to respond to numerous requests for the written "3-strikes" Special Use Policy. How can a policy be enforced if it doesn't even exist?**

**Over the years we had met with Roger Trout, Sheriff D'Agostini, Supervisor Ranalli, Supervisor Briggs, Don Ashton and County Counsel on several occasions to discuss the 3 strikes policy and related code and law enforcement matters. However all meetings proved to be exercises in futility primarily because Roger Trout and Supervisor Ranalli remained unresponsive to constituent concerns about SUP enforcement affecting the entirety of El Dorado County.**

**Finally a District #4 constituent who couldn't be present for the hearing submitted a CPRA for the 3 strikes policy. It wasn't until 3/28/17 that I received the following response to the CPRA:**

**There are no records responsive to your request. I phoned the Planning Department to learn more and was informed the reference to "3, 2, 3" was made by an applicant and restated by Mr. Trout regarding steps taken to address a Use permit issue. You may want to contact Mr. Trout for additional information.**

**Thank you,  
Jim Marston  
Clerk of the Board**

**Special Use Permits are a major component of the RMP, particularly restrictions put upon business establishments within the Quiet Zone of the S. Fork American River.**

**During the hearing when District #4 Commissioner James Williams addressed concerns discussed prior to the hearing, Noah Rucker-Triplett made some disturbing comments and revealing admissions concerning the River Management Plan. Noah stated RMAC isn't required to respond to the public, nor had the RMAC held any meetings since the Annual November 2016 RMAC. That meeting was in reality less than 25 minutes in duration with only three members of the public present, me included. Additionally there was no Annual RMP Update submitted to the Planning Commission for the year 2015.**

**Commissioner Williams made the astute observation that the RMAC can't advise the BOS if they aren't meeting or the RMAC issues aren't publicly vetted. However Chairman Miller recommended approval of the RMP as submitted by staff. Subsequently the Commission unanimously approved the RMP despite the apparent discrepancies which had been brought to their attention. Apparently the facts didn't matter, business as usual. Thus the public was denied due process in violation of the Brown Act and legal mandates within the RMP.**

**The BOS has been made aware of the frequent RMP violations and safety aspects affecting the quality of life for river residents within District #4. Yet your failure to effectively address and remedy these issues is dereliction of duty making you complicit in their perpetration.**

**Accordingly, you've been reminded on more than one occasion of AB1234 Mandatory Ethics Training for Public Officials, wherein it states in part:**

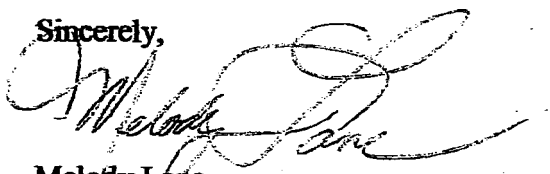
- The law provides only minimum standards for ethical conduct. Just because a course of action is legal, doesn't make it ethical/what one ought to do.**

- **Because of the breadth of federal anticorruption law, avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law. Even though a course of action may be lawful under the state law, it may not be lawful under federal law.**
- **Conduct the public's business in open and publicized meetings, except for the limited circumstances when the law allows closed sessions.**
- **Allow the public to participate in meeting, listening to the public's views before decisions are made.**
- **Cannot retaliate against those who whistle-blow.**
- **Must conduct public hearings in accordance with due process principles.**
- **The law is aimed at the perception, as well as the reality, that a public official's personal interests may influence a decision. Even the temptation to act in one's own interest could lead to disqualification, or worse.**
- **Cannot simultaneously hold certain public offices or engage in other outside activities that would subject them to conflicting loyalties.**
- **Violating the conflict of interest laws could lead to monetary fines and criminal penalties for public officials. Don't take that risk**

Included as an attachment is the Ron Mikulaco Declaration-Affidavit referenced above. It should serve as a wake-up call to all public officials to take their Constitutional Oaths seriously. Don't forget, you work for us.

In anticipation of your cooperation and in accordance with Constitutional principles I look forward to your prompt response.

Sincerely,



Melody Lane  
 Founder – *Compass2Truth*

**Attachments:**

1. 3/27/17 Villa Florentina Mtn. Democrat article
2. Ron Mikulaco Declaration-Affidavit

## Melody Lane

---

**From:** Melody Lane <melody.lane@reagan.com>  
**Sent:** Wednesday, April 12, 2017 3:35 PM  
**To:** shiva.frentzen@edcgov.us; Michael Ranalli; James Williams; gary.miller@edcgov.us  
**Cc:** 'Donald Ashton'; jeff.haberman@edcgov.us; jeff.hansen@edcgov.us; brian.shinault@edcgov.us; planning@edcgov.us; 'Roger Trout'; 'Roger Niello'; brian.veerkamp@edcgov.us; sue.novasel@edcgov.us; john.hidahl@edcgov.us; Jim Mitrisin; bosfive@edcgov.us; bosfour@edcgov.us; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us  
**Subject:** Please pull from 4/13/17 Planning Commission Consent Item #1 for public discussion  
**Attachments:** RMP Villa Fiorentina SUP 3-29-17.pdf  
**Importance:** High

Please ensure the following Item #1 is pulled from the 4/13/17 Planning Commission Consent Agenda for public discussion and appropriate action as required under the Brown Act, § 54954.2(a) and § 54954.3(c):

1. 17-0380 Clerk of the Planning Commission recommending the Commission approve the MINUTES of the regular meeting of March 23, 2017.

**As per the attached letter, the public has been denied due process as required by law. This topic was addressed to the BOS & Planning Commission on 3/30/17, but in violation of your Constitutional Oath of Office, was again ignored and diverted during yesterday's 4/11/17 BOS meeting.**

*Melody Lane*  
Founder – Compass2Truth

**Any act by any public officer either supports and upholds the Constitution, or opposes and violates it.**

*Exhibit<sub>1</sub> C*

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

June 26, 2017

Supervisor Michael Ranalli, Dist. #4  
El Dorado County Board of Supervisors  
330 Fair Lane  
Placerville, CA 95667

Supervisor Michael Ranalli,

This letter is lawful notification to you, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23, and Article 3 Section 1. This letter requires your written rebuttal to me, specific to each claim, statement and averment made herein, within 30 days of the date of this letter, using fact, valid law and evidence to support your rebuttal.

You are hereby noticed that your failure to respond within 30 days as stipulated, and rebut with particularity everything in this letter with which you disagree is your lawful, legal and binding agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful and binding upon you, in any court, anywhere in America, without your protest or objection or that of those who represent you. Your silence is your acquiescence. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." Also, see: *U.S. v. Tweel*, 550 F. 2d. 297. "*Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.*"

What I say in this letter is based in the supreme, superseding authority of the Constitution for the United States of America, circa 1787, as amended in 1791, with the Bill of Rights, and the California Constitution, to which all public officers have sworn or affirmed oaths, under which they are bound by Law. It is impossible for an oath taker to *lawfully* defy and oppose the authority of the documents to which he or she swore or affirmed his or her oath. My claims, statements and averments also pertain to actions taken by you regarding multiple violations of the River Management Plan, the California Ralph M. Brown Act, and your lack of response to constituents, in this case me, as required pursuant to your oaths. When I use the term "public officer(s)", this term includes you.

Since America and California are both Constitutional Republics, not democracies, they are required to operate under the Rule of Law, and not the rule of man. The Supreme Law and superseding authority in this nation is the national Constitution, as declared in Article VI of that document. In Article IV, Section 4 of that Constitution, every state is guaranteed a republican form of government. Any "laws", rules, regulations, codes and policies which conflict with, contradict, oppose and violate the national and state Constitutions are null and void, *ab initio*. It is a fact that your oath requires you to support the national and state Constitutions and the rights of the people secured therein.

During two meetings that I audio recorded, specifically on August 4, 2016, and again on May 17, 2017, you verbally affirmed that all public officers are required to abide by their oaths in the performance of their official duties. No public officer, including you, has the constitutional authority to oppose, deny, defy, violate and disparage the very documents to which he or she swore or affirmed his or her oath. All actions by public officers conducted in the performance of their official duties either support and defend the national and state Constitutions, or oppose and violate them.

*"The Oath of Office is a quid pro quo contract in which clerks, officials, or officers of the government pledge to perform (Support and uphold the United States and State Constitutions) in return for substance (wages, perks, benefits). Proponents are subjected to the penalties and remedies for Breach of Contract, **conspiracy** under Title 28 U.S.C., Title 18 Sections 241, 242. **treason** under the Constitution at Article 3, Section 3., and intrinsic **fraud**..."*

The Board of Supervisors has been regularly apprised that they are routinely receiving falsified information from the River Management Advisory Committee, Parks & Recreation, the CAO, and the Planning Commission. Despite frequent public testimony and evidence submitted into the public record of fraudulent information submitted by the aforementioned public agencies to the BOS, you have failed to take corrective action and the BOS voted unanimously to approve their recommendations. Any enterprise, undertaken by any public official, such as you and other Board of Supervisor members, which tends to weaken public confidence and undermines the sense of security for individual rights, is against public policy. Fraud, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word. My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths.

It is the duty of every Citizen to demand that government employees, such as you, specifically perform pursuant to the constitutional mandates contained within their oaths, thereby uphold and protect the rights of the people, as opposed to upholding and promoting the profits of a rapacious, destructive association that perniciously violates the rights of the people as its apparent routine custom, practice and policy.

Whenever constitutional violations are committed by public officers, there are constitutional remedies available to the people. Such remedies make those who violate their oaths, such as you, accountable and liable for their unconstitutional actions conducted in perjury of their oaths. When public officers take oaths, yet are ignorant of the constitutional positions to which they are bound by their oaths, and then fail to abide by them in the performance of their official duties, this suggests that they may have had no intention of ever honoring their oaths, and their signatures upon the oath documents constitute fraud. Fraud vitiates any action.

The preamble of the Ralph M. Brown Act states,

“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.**”

You’ve publicly stated three times during the January 5, 2016 Board of Supervisors meeting, *“I’ll meet with anyone...I’ve never refused a meeting.”* However, you have refused to respond publicly to verbal inquiries, denied the public the right to pull an item from Consent for public dialog, and failed to respond to my meeting requests for the purpose of resolving specific issues that have been perpetually avoided for years. Concerns have been expressed monthly, and sometimes weekly, particularly regarding the transparency and accountability of the **River Management Advisory Committee, Parks & Recreation Commission, Planning Commission, Code & Law Enforcement, Coloma-Lotus Fire Council, and CA Environmental Quality Assurance (CEQA)**. Additionally CA Public Record Act requests for information have not been responded to as required by law. You have either been unresponsive to communications, relegated your comments to hallway conversations, or you’ve obfuscated and diverted any meaningful public replies whatsoever. (See U.S. versus Tweel above.)

For example, in 2016 and 2017 the following interrelated public meetings were all **cancelled** by county staff without explanation but with your foreknowledge:

**Parks & Recreation Commission:**

**2016:** January, April, June, August, September, October and December.

**2017:** April and June

**River Management Advisory Committee (RMAC):**

**2016:** February, March, July, August, September.

**2017:** January, February, March, and May. (June minutes not yet posted.)

**Planning Commission:**

**2016:** February, March, April, July.

**2017:** January



One example of your evasion occurred on October 4, 2016. You and Sheriff D'Agostini both failed to show up for a scheduled meeting, without explanation, and instead, CAO Don Ashton and county counsel Paula Franz appeared in your stead and represented you. They have no authority whatsoever to act as your spokespersons. **(See Exhibit A)**

Another example of evasion is the May 9, 2017 memo from Laura Schwartz, Deputy CAO, posted as Consent Item #6 to the 5/16/17 BOS agenda concerning two new appointments to the River Management Advisory Committee (RMAC). I requested this item be pulled from Consent, but you refused to pull it or dialog as required by the Brown Act, Sections 54954.2(a) and 54954.3:

---

**Please pull Item #6 from Consent for public discussion and dialog**

1 message

---

Melody Lane <melody.lane@reagan.com>

Mon, May 15, 2017 at 10:18 AM

To: Michael Ranalli <michael.ranalli@edcgov.us>

Cc: shiva.frentzen@edcgov.us, brian.veerkamp@edcgov.us, sue.novasel@edcgov.us, john.hidahl@edcgov.us, Jim Mitrisin <jim.mitrisin@edcgov.us>, edc.cob@edcgov.us, Donald Ashton <don.ashton@edcgov.us>, bosfive@edcgov.us, bosfour@edcgov.us, bosone@edcgov.us, bosthree@edcgov.us, bostwo@edcgov.us

Supervisor Ranalli, et al:

There are several issues pertaining to the River Management Advisory Committee that have been perpetually swept under the rug of government bureaucracy. In the interest of public transparency and accountability, and pursuant to Sections 54954.3 and 54954.2(a) of the Brown Act, please pull Item #6 from Consent for public discussion and dialog.

Also ensure the entirety of this message, with attachments, is timely posted via the government distribution system.

In her May 9, 2017 memo Ms. Schwartz states, *"...we recommend that this committee be dissolved and that the County encourage interested participants to form an ad-hoc committee...Over the past several months, the majority of RMAC members have stepped down from the Committee resulting in not enough members to reach quorum. Several meetings have been cancelled at the request of RMAC due to a lack of a quorum or no issues to discuss...The Chief Administrative Office recommends that the Board consider filling the vacancies noting that RMAC may be dissolved by the end of the year."* **(See Exhibit B)**

Despite sufficient members to constitute a quorum for monthly meetings, all evidence obtained through CA Public Record Act requests indicates that county staff has been colluding in cancelling RMAC meetings in an attempt to stall the River Management Plan updates. In actuality, the RMAC members have not stepped down; rather they have been participating in serial meetings which the law specifically prohibits. In fact, the ACAO's May 9<sup>th</sup> memorandum outlines the county's long range plan for RMAC, thus demonstrating that public meetings and workshops soliciting resident input are nothing more than fraudulent bureaucratic attempts to convince

Citizens that their input makes a difference in the management of the most valuable Sierra watershed.

Yet a third example is the May 26, 2016 Special Meeting requested by Nate Rangel scheduled to be held at 6:00 PM in the Marshall Gold Discovery Park Museum. The only topic of this special meeting was the RMP Update. By 6:30, there were only three people in the room, including myself and one other member of the public. After waiting for a half hour, RMAC Representative Marilyn Tahl announced that she had no idea where everyone was. When it was apparent no meeting was going to take place, I exited the building. I was bid farewell by Chairman Nate Rangel seated outside the Museum casually talking to another individual

Although the RMAC meeting was never officially cancelled, the next day the meeting minutes appeared on the EDC Legistar calendar indicating that the RMAC meeting commenced immediately at 6:30 PM *after I had left the premises*. The stall tactics apparently were a strategic attempt to get me to leave so they could conduct the meeting without me. It is significant that the previously posted minutes have disappeared from the government website and the audio is “unavailable” and cannot be played. “Technical difficulties” appear to be a convenient frequent problem, especially when there are matters concerning government transparency and compliance with the law:



Authentic transparency and accountability in the administration of the RMP, and the public’s right to address their grievances concerning the RMP, have been blatantly avoided literally for decades by the BOS. This was one of the topics addressed during our 8/3/16 meeting with you, CAO Don Ashton, and Planning Services Director Roger Trout. **(See Exhibit C)**

Note the specific item addressing the RMP Update was the only topic on the most recent June 12, 2017 RMAC meeting agenda. Significantly, the SOFAR Charter (RMP) was scheduled as Consent Item #9 on the June 20, 2017 BOS meeting agenda, but it was surreptitiously diverted to the June 27<sup>th</sup> BOS meeting Item #50. The same topic was also scheduled for the June 22, 2017 Planning Commission Item #4: **17-0659 WORKSHOP - Chief Administrative Office, Parks Division, requesting a workshop to discuss proposed changes to the El Dorado County River Management Plan (RMP). No action was to be taken by the Planning Commission.** Contrary to the posting made by Nate Rangel to the CL News, that Planning meeting was neither a workshop nor a hearing as Mr. Rangel publicly had communicated. Commissioner Gary Miller, who has a history of violating the Brown Act and abusing his Principal Agent Oath of Office, permitted Nate Rangel to speak for 15 minutes, meanwhile dialoging and asking him numerous questions. Notably, Chairman Miller denied other members of the public the same rights to dialog.

You've been made aware of numerous unlawful government practices within your district, yet you've failed to take any corrective action. In so, doing you've aided and abetted the perpetuation of government fraud, and are therefore culpable, complicit and liable.

Mr. Ranalli, you were not elected to maintain the dysfunctional status quo of El Dorado County via bureaucratic obfuscations and diversions. Public Service Ethics training as required by the Political Reform Act and AB1234 is mandatory of all elected officials. The ethics manual published by the Institute for Local Government repeatedly emphasizes the following:

- Must conduct public hearings in accordance with due process principles.
- Cannot retaliate against those who whistle-blow.
- Even though a course of action may be lawful under state law, it may not be lawful under federal law.
- The law provides only minimum standards for ethical conduct. Just because a course of action is legal, doesn't make it ethical/what one ought to do.
- Refrain from discussing or voting on a matter
- Transparency is an important element of public service.

By your actions and in some cases, inaction, it is clear that you have violated each and every one of these provisions on numerous occasions.

When you and other public officers violate the Constitutions, at will, as an apparent custom, practice and policy of office, you and they subvert the authority, mandates and protection of the Constitutions, thereby act as domestic enemies to these Republics and their people. When large numbers of public officers so act, this reduces America, California and the County of El Dorado to the status of frauds operating for the benefit of governments and their corporate allies, and not for the people they theoretically serve.

You have no constitutional or any other valid authority to defy the Constitution, to which you owe your LIMITED authority, delegated to you by and through the People, and to which you swore your oath. Yet, by your actions against me, committed repeatedly on the aforementioned dates and several other occasions too numerous to mention, you've deprived me and other members of the public their rights to address public officers and provide testimony. It is apparent the public's input has been reduced to irrelevancy, thereby demonstrating that public meetings are little more than predetermined outcomes designed to falsely give Citizens the impression of government transparency and accountability, while providing neither. This blatant fraud perpetrated by you and other elected/appointed officers against the people they are required to serve and who pay their respective salaries.

The Ralph M. Brown Act further states:

§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).)**"

Anytime public officers, pursuant to their oaths, violate Rights guaranteed to Citizens in the Constitutions, they act outside their limited delegated authority, thus, perjure their oaths, and by their own actions, invoke the self-executing Sections 3 and 4 of the 14<sup>th</sup> Amendment; thereby vacate their offices and forfeit all benefits thereof, including salaries and pensions, as you did on several other occasions, which are now a matter of public record. Following are just a few examples:

- 1) On September 14, 2015, I requested four witnesses to accompany me to the meeting of the River Management Advisory Committee (RMAC). One of my witnesses was Parks & Recreation Commissioner, Kris Payne. After consultation with Parks & Recreation Manager Vickie Sanders, and at my request, the planned subject matter of the September RMAC meeting focused on Special Use Permits (SUP) and other violations of the River Management Plan. As is my custom, I personally audio recorded the meeting as I always do. You were present for the entirety of the meeting seated at the back of the room when RMAC business representative, Adam Anderson, falsely accused me of using profanity. As all four of my witnesses can attest, in reality I was quietly seated in the audience. This appeared to be the cue to the audience to launch their attack.

Planning Services Director Roger Trout then actively participated with some members of the community known as the "River Mafia" who then proceeded to take turns at publicly vilifying me.

In violation of the Brown Act and my constitutional secured inherent rights, I was not permitted by Chairman Nate Rangel to respond to any of their fraudulent accusations, nor would Vickie Sanders correct the minutes to reflect what actually transpired as I later requested in writing. You were apprised and requested by me to take action to correct the on-going deception, but you failed to respond to my phone calls or correspondence.

Then, during a meeting held April 1, 2016 in the Marshall Gold Discovery Park, with Superintendent Barry Smith and CSP RMAC representative Bill Deitchman, the issue of the September 14, 2015 RMAC meeting was on the agenda. Of primary concern was the fact that Bill Deitchman was not present for that meeting, yet it appeared he was in collusion with El Dorado County staff and other government agencies to unethically deprive the public of honest services. Contrary to public policy, the minutes of the September 2015 RMAC meeting reflect Mr. Deitchman's approval of the fraudulent meeting when he should have actually recused himself as being absent. Mr. Deitchman responded, "*County Counsel told us we don't have to be present to approve the minutes!*" (See Exhibit D)

**Significantly, on February 18, 2014 @ 3:38 PM, Noah Triplett had distributed to all RMAC representatives the following directive:**

*Ms. Lane submitted a doc. Cc'd to half the County Gov. today. You do not need to pull the minutes from consent and have her 3 three or 5 minutes allowed to speak. It is attached.*

*Whomever is the chair please let her know she can speak after the committee is done discussing whatever agenda item it is during public comment on whatever item she wishes to comment on **and you do not have to reply to her if you do not want to.***

**On August 7, 2015 @ 5:20 PM, Noah Triplett** distributed an email to RMAC representatives informing them the August 10, 2015 RMAC meeting had been CANCELLED without reason. The following exchange took place between Noah Triplett and RMAC Chairman Nate Rangel:

**On August 7 2015 @ 6:31 PM, Nathan Rangel wrote:**

*Hi Noah,  
I think it would be both prudent and courteous to at least check in with me prior to cancelling any of our meetings. That's what occurred in the past. Any reason why it didn't this time?*

**On August 7, 2015 @ 7:05 PM Noah Triplett replied:**

*Hi Nate,*

*I was understood that Vickie talked to you about the draft not being done and no need to agendize HLP property issues.*

*There's nothing for the agenda at this time.*

*Melody Lane wants us to put a SUP compliance item on the next meeting agenda for discussion.*

*I will confirm with you before cancelling another meeting.*

**On August 8, 2015 @ 5:21 AM Nathan Rangel responded:**

*Hey Noah,*

*No worries. No, Vickie didn't touch base with me. It's just that when we cancel a meeting I let the other members know the reason. I've got 4 emails asking why....I'll let them know.*

*Melody's item should be interesting! Take care and I'll touch base with you next week.*

It should be noted that in our audio recorded meetings with Parks & Recreation Manager Vickie Sanders and consultant Steve Peterson that we specifically requested confidentiality of these sensitive issues due to the personnel problems associated with Noah Rucker-Triplett and his association with the "River Mafia." It became apparent that Ms. Sanders did not honor her agreement, and thus violated EDC personnel protocols as well as her Oaths of Office. During our 8/3/15 meeting with you, concern was expressed about the history of retaliation, particularly against women in the river community, by the "River Mafia" and Parks & Recreation personnel. In addition to being entered into the public record during several BOS meetings, these frequent breaches in public policy were also brought to the attention of the Human Resources Director and County Counsel. **(See Exhibit E)**

The subject of the 9/14/15 RMAC meeting was also broached again during our 8/3/16 meeting with you, CAO Don Ashton, and Planning Services Director Roger Trout. A major concern was the absence of Roger Trout's "3 Strikes" policy concerning violations of Special Use Permits (SUPs) and the county's reticence to respond lawfully to Public Record Act Requests (CPRAs). No response has ever been forthcoming from you concerning any of these issues.

- 2) Previously mentioned was the Special RMAC meeting requested by RMAC Chairman, Nate Rangel, to be held May 26, 2016 at 6:00 PM in the Marshall Gold Discovery Park Museum regarding updates to the River Management Plan. By 6:30 Nate Rangel had not shown up, there still was no quorum, and it was apparent no meeting would take place, so I left the premises. Although the meeting wasn't officially cancelled, the meeting commenced immediately after I was persuaded to leave. The agenda for that meeting still appears, but the

minutes and the audio of the fraudulent 5/26/16 meeting have since disappeared from the government website

Just prior to the May 26, 2016 Special RMAC meeting I had submitted a CA Public Record Act request for the following information which was due 5/31/16:

Pursuant to my rights under the California Public Records Act (Government Code Section 6250 et seq.), I asked to obtain the following:

- Copies of all RMAC representative correspondence pertaining to the River Management Plan Update from January 1, 2016 through May 15, 2016.
- Copies of all Parks and Recreation correspondence between Vickie Sanders and consultant Steve Peterson from January 1, 2016 through May 15, 2016.
- Documentation proving the necessary 4/5 BOS vote substantiating the transfer of \$25,000 from the River Trust Fund for the River Management Plan Update.

You, and the entire BOS, were publicly apprised that the CPRA response was received two days late and was incomplete. Furthermore, the entirety of the requested correspondence between the RMAC representatives was never received by me, and what was actually received from Parks & Recreation Manager Vickie Sanders contained primarily blank pages. Contrary to our audio recorded conversations, Vickie's response to the CPRA *denied* her possession of *any* correspondence with consultant Steve Peterson whom she personally authorized and hired to update the RMP. Significantly, she also failed to produce the signed and dated contract with Mr. Peterson. Not surprisingly, the BOS unanimously voted, March 22, 2016, to authorize an expenditure of \$25,000 to pay Mr. Peterson out of the River Trust Fund (RTF), which trust fund Noah Rucker Triplett stated in an email was "flat broke".

Then, during the March 22, 2016 BOS meeting, I reminded you, and the other Supervisors, of their fiduciary responsibility to the citizens of El Dorado County, and the fact that Steve Peterson had been meeting behind closed doors with county representatives, BLM and CA State Parks long before the item had been put on the BOS agenda or the contract officially entered into with the consultant. Ms. Sanders and Mr. Peterson both confirmed during one of our audio recorded meetings that the county's plan was to take control away from RMAC and turn it over to CA State Parks and BLM who work in conjunction with American River Conservancy and other unaccountable non-government organizations (NGOs.)

We discussed during our 8/3/16 meeting that evidence obtained via CA Public Record Act requests reveals collusion with county staff to deprive the public of their right to public information, refusal to engage in dialog, or participate in the deliberation of public policy. Consequently, the decisions

made by you and the other Supervisors that are based on collusion and deliberately falsified information will ultimately adversely affect all EDC tax payers through unnecessarily expensive litigation, thus, undermining the public trust in local government. See *USC Title 18, § 241 Conspiracy Against Rights*. For example:

**In an email dated April 28, 2014 @ 3:21 PM, Noah Triplett informed all RMAC representatives:**

*“Vickie informed the committee that the County is looking at starting a more comprehensive update to the RMP beyond what was identified in the 5 year summary reports next year (July 2014). This update would include the River Rescue proposal and Institutional Proposal and anything else. The goal being to not piecemeal updates but to try and do it all at once. **This is also going to cost money since the County wants to use the consultant who did the 2001 RMP and as you know the RTF is broke.***

*The floodplain litter ord. was tabled indefinitely.*

*The alternate RMAC representative proposal was also continued. Maybe Stephen and Keith could get together and come up with a proposal since it sounds like there may be differences?*

*Please do not respond to all as that could be considered a violation of the Brown act.”*

**In yet another email sent October 5, 2015 @ 1:58 PM to CA State Park RMAC representatives, Noah Triplett wrote:**

*“We received a public records request from Melody Lane which requests copies of correspondence between RMAC representatives and me.*

*I am seeking an opinion from County Counsel on whether I can include the emails between you to because there is a confidentiality statement with your emails so she may have to request them from the State.”*

- 3) It has also been brought to your attention during BOS meetings, and on numerous other occasions, that county staff is habitually falsifying reports and conducting what California Sunshine Laws and the Brown Act describe as “serial meetings”, particularly as it affects the River Management Advisory Committee, Parks & Recreation Commission, and the Planning Commission:

*The issue of serial meetings stands at the vortex of two significant public policies: first, the constitutional right of citizens to address grievances and communicate with their elected representatives; and second, the Act’s policy favoring public deliberation by multi-member boards, commissions and councils. **The purpose of the serial meeting prohibition is not to prevent citizens from communicating with their elected representatives, but rather to prevent public bodies from circumventing the requirement for open and public***



**deliberation of issues.** *The Act expressly prohibits serial meetings that are conducted through direct communications, personal intermediaries or technological devices for the purpose of developing a concurrence as to action to be taken. (§ 54952.2(b); Stockton Newspapers, Inc. v. Redevelopment Agency (1985) 171 Cal.App.3d 95, 103.)*

**Serial meetings are explicitly prohibited.** *A serial meeting is a series of communications, each involving less than a quorum, but which taken as a whole involves a majority. Serial meetings may occur in various ways. Examples include members of the body communicating with each other and a staff member communicating with members of the body, to orchestrate a consensus. Unlawful serial meetings may occur through oral, written or electronic communications.*

By your own actions and the actions of other public officers, it is clear that you have violated all of these requirements in letter and spirit, thus, you have violated the law, the rights of the people and have perpetrated ongoing fraud as your usual custom, practice and policy of you and that of the other public officers.

- 4) Primary concerns that have been publicly addressed but ignored by you, and the BOS, regard to the topics of public safety and retaliation, particularly as it pertains to the River Management Plan, and the lack of SUP code and law enforcement. As you have been made aware, Public Record Act requests for information pertinent to the River Management Plan have been ignored, are late, or are insufficiently responded to as required by law. Just one example, as cited above, is Roger Trout's fraudulent "3-Strikes" policy which has been the topic of meetings with you, the Planning Commission and other county staff. You've been apprised that Commissioners Gary Miller and James Williams both stated in May 2017 that Roger's "3-Strikes" policy **does not exist**. *A policy that does not exist cannot be lawfully enforced.*

*Depriving the public of honest services is a federal crime.* My claims, statements and averments also pertain to your actions taken regarding your failure to provide honest public services, pursuant to your oaths. All public officers within whatever branch and whatever level of government, and whatever be their private vocations, are trustees of the people, and accordingly labor under every disability and prohibition imposed by law upon trustees relative to the making of personal financial gain from a discharge of their trusts. That is, a public officer occupies a fiduciary relationship to the political entity on whose behalf he or she serves and owes a fiduciary duty to the public. The fiduciary responsibilities of a public officer cannot be less than those of a private individual. You have failed your fiduciary responsibilities and duty.

Furthermore, any enterprise undertaken by the public official who tends to weaken public confidence and undermine the sense of security for individual rights is against public policy. Fraud, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word [483 U.S. 372] in the statute. *See United States v. Dial, 757 R2d 163, 168 (7<sup>th</sup> Cir 1985) includes the deliberate concealment of*

*material information in a setting of fiduciary obligation. See also USC Title 18, § 2071 – Concealment, removal, or mutilation generally.*

On one occasion, October 4, 2016, your attendance was required at a meeting, but you and Sheriff D'Agostini both failed to show up. The topics included inconsistencies in responding to CA Public Record Act Requests as required by law, ethics issues, Brown Act violations and lack of Code/Law Enforcement in the Coloma-Lotus region of the South Fork American River.

Another example entailed a recent meeting request. Since you and your Administrator, Brenda Bailey, have been reluctant to respond to correspondence or meeting requests, I asked Marshall Gold Discovery Park Superintendent, Barry Smith, to coordinate a meeting to include you and DOT Director, Bard Lower. The meeting request made in my email dated March 19, 2017 specifically stated:

*“You are required to be responsive to constituent grievances and provide a method of resolution pursuant to your Constitutional Oaths of Office. The purpose of summoning you to this one-hour meeting is to transparently address inter-related issues and a viable plan of action to achieve resolution. Your personal participation is mandatory, not optional. That means no substitutes or additional personnel are permitted—not the CAO or Counsel—as has been the past practice.”*

The day of the meeting, May 17, 2017, Mr. Lower failed to show up, but despite the conditions set forth in the initial meeting request, you were accompanied by two representatives from the CAO's office. Consequently we found it necessary to terminate the meeting before it began. You were provided a copy of the prepared agenda which included the topics of *Public Safety and Retaliation*. **(See Exhibit F)**

The First Amendment guarantees the Right of free speech and the Right to petition government for **redress of grievances**, which, the oath taker, pursuant to his oath, is mandated to uphold. If he fails this requirement, then, he has violated two provisions of the First Amendment, the Public Trust and perjured his oath. By not responding and/or not rebutting, the oath taker denies the Citizen remedy, thus, denies the Citizen constitutional due process of law, as stated within the Bill of Rights. By your own actions, pursuant to your oath, you have violated these First Amendment guarantees. An American Citizen, such as I, can expect, and has the Right and duty to demand, that his government officers uphold their oaths to the Constitution(s) and abide by all constitutionally imposed mandates of their oaths. This is an un-enumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

Furthermore, there is no legitimate argument to support the claim that oath takers, such as you, are not required to respond to letters or meeting requests, which, in this case, act as petitions for redress of grievances, stating complaints, charges and claims made against them by their constituents or by Citizens injured by their actions. When public officers harm the Citizens by their errant actions, as you have done, and then refuse to respond to or rebut petitions from Citizens, as you have also done, then,

those public officers, as are you, are domestic enemies, acting in sedition and insurrection to the declared Law of the land and ***must be opposed, exposed and lawfully removed from office.***

As stated previously, actions by a public officer either uphold the Constitutions and rights secured therein, or oppose them. By your stepping outside of your delegated authority you lost any "perceived immunity" of your office and you can be sued for your wrongdoing against me, personally, privately, individually and in your professional capacity, as can all those in your jurisdiction, including your supervisors and anyone having oversight responsibility for you, including any judges or prosecuting attorneys and public officers for that jurisdiction, if, once they are notified of your wrongdoing, they fail to take lawful actions to correct it, pursuant to their oaths and their duties, thereto:

*"Personal involvement in deprivation of constitutional rights is prerequisite to award of damages, but defendant may be personally involved in constitutional deprivation by direct participation, failure to remedy wrongs after learning about it, creation of a policy or custom under which unconstitutional practices occur or gross negligence in managing subordinates who cause violation." (Gallegos v. Haggerty, N.D. of New York, 689 F. Supp. 93 (1988)).*

If those superiors referenced above fail to act and correct the matter, then, they condone, aid and abet your criminal actions, and further, collude and conspire to deprive me and other Citizens of their Rights guaranteed in the Constitutions, as a custom, practice and usual business operation of their office and the jurisdiction for which they work. This constitutes treason by the entire jurisdiction against me, and based upon the actions taken and what exists on the public record, it is impossible for any public officer to defend himself against treason committed. See: 18 USC § 241 - Conspiracy against rights and 18 USC § 242 – Deprivation of Rights Under Color of Law. See also: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.

Supervisor Ranalli, your choice is very simple. You can either uphold your oath and the rights and best interests of the people, or violate your oath and your duties to the people. As stated previously, anytime you perjure your oath, defy the authority of the Constitutions and step outside of the lawful scope of your duties and authority, you are personally liable. In fact, the national Constitution provides remedy for the people when public officers, such as you, perjure their oaths, which remedy, in part, can be found at the referenced Sections 3 and 4 of the 14<sup>th</sup> Amendment.

Pursuant to the constitutional mandates imposed upon them, by and through their oaths, there is no discretion on the part of public officers to oppose the Constitutions and their oaths thereto, nor to be selective about which, if any, mandates and protections in the Constitutions they support. The mandates and protections set forth in the Constitutions are all-encompassing, all-inclusive and fully binding upon public officers, without exception, as they are upon you.

If you disagree with anything in this letter, then rebut that with which you disagree, in writing, with particularity, to me, within thirty (30) days of the date of this letter, and support your disagreement with valid evidence, fact and law.

Your failure to respond, as stipulated, is your agreement with and admission to the fact that everything in this letter is true, correct, legal, lawful, and is your irrevocable agreement attesting to this, fully binding upon you, in any court in America, without your protest or objection or that of those who represent you.

Sincerely,

All Rights Reserved



Melody Lane

**Attachments:**

**Exhibit A – 10/4/16 Meeting Agenda**

**Exhibit B – 5/9/17 CAO Dissolve RMAC Memo**

**Exhibit C – 8/3/16 Ashton/Ranalli/Trout Meeting Agenda**

**Exhibit D – 4/1/16 MGDG Meeting Agenda**

**Exhibit E – 11/12/14 & 8/3/15 Meeting Agendas**

**Exhibit F – 5/17/17 Meeting Agenda**

**Cc: Supervisor Brian Veerkamp  
Supervisor Sue Novasel  
Supervisor Shiva Frentzen  
Supervisor John Hidahl  
D.A. Vern Pierson**

**Agenda**  
**8-3-16 @ 4 PM**  
**Don Ashton – Mike Ranalli – Roger Trout**

- I. RIVER MANAGEMENT PLAN
  - A. RMAC Representation
    - 1) EDSO
    - 2) MGDG
    - 3) Resident
  - B. Brown Act Violations
    - a. 9/14/15 meeting (attendees)
    - b. MGDG Rep. Bill Deitchman – absent/approved minutes
    - c. 5/26/16 MGDG Special Meeting
    - d. 7/11/16 Lotus Fire House > 8/8/16
  - C. RMP Update
    - 1) EDSO Revisions
    - 2) BLM/CA State Parks
    - 3) Ranalli strategy
  
- II. CODE/LAW ENFORCEMENT
  - A. EDSO Jurisdiction
  - B. SUPs
    - 1) Code Enforcement coordination w/EDSO (John Desario replaced Jim Wassner)
    - 2) Documentation
    - 3) Complaint process > responsibility?
    - 4) Consequences/Revocations
    - 5) Retaliation
  
- III. CPRAs
  - A. Oaths of Office
  - B. CAO/County Counsel
  - C. Violations – Late/non-compliant responses
  
- IV. FOLLOW UP
  - A. Remedy & Expectations
    - 1) CAO
    - 2) Mike Ranalli
    - 3) Roger Trout
    - 4) EDSO
  - B. Next meeting target date:

**EXHIBIT C**

**Tuesday October 4, 2016 @ 2:30 PM**  
**Don Ashton, Mike Ranalli, Paula Franz**  
*ABSENT*

- I. CPRAs - FOIA
  - A. Guide to CPRAs
  - B. Government PRA Tracking system – COB Discrepancies
  - C. Legal vs. Lawful
  
- II. Ethics & HR policies
  - A. Brown Act Violations
  - B. Transparency & Accountability
    - 1. BOS
    - 2. EDSO
    - 3. CAO
  
- III. Obstacles - Bureaucratic Shenanigans
  - A. Communication breakdown
  - B. Fees - Resolution 113-95 v. AB1234
  - C. Code/Law Enforcement policy inconsistencies
  
- IV. Follow up - Target date

**EXHIBIT A**



# County of El Dorado

*Chief Administrative Office*

*Parks Division*

330 Fair Lane  
Placerville, CA 95667-4197

Don Ashton, MPA  
Chief Administrative Officer

Phone (530) 621-5360  
Fax (530) 642-0301

DATE: May 9, 2017  
TO: Board of Supervisors  
FROM: Laura Schwartz, Deputy Chief Administrative Officer  
RE: River Management Advisory Committee

## Background

In 2001, the Board adopted Resolution number 065-2002 establishing the River Management Advisory Committee (RMAC). The committee consists of seven members appointed by majority vote of the Board of Supervisors. The RMAC was formed to provide a forum for the discussion of river use issues, ideas or conflicts among persons or groups with an interest in the South Fork of the American River. The committee is advisory to the Board of Supervisors.

El Dorado County Chief Administrative Office, Parks Division entered into a contract with Environmental Stewardship and Planning on July 28, 2014. The purpose of this contract was to prepare a redlined revision of the River Management Plan (RMP). This plan has not been updated since 2001 and since that time the County has fifteen years of data to support the recommendations made in the redlined version. One of the recommendations from the consultant was specifically related to the River Management Advisory Committee (RMAC). The recommendation was as follows:

### **5. Dissolve the RMAC.**

The most significant change that we propose is to dissolve the RMAC. This committee has done some very good and dedicated work since its inception in 1984, but has evolved into more of a community-focused, rather than River-focused organization. Because of the lack of substantive issues that require deliberation and the wide-ranging interests of the RMAC, we recommend that this committee be dissolved and that the County encourage interested participants to form an ad-hoc committee. This committee could be supported by the County in same manner as the Rubicon Oversight Committee that has successfully conducted ad-hoc meetings for over 10 years.

**EXHIBIT B**

17-0528 E 1 of 3

The draft Redlined Version of the RMP was posted to the County website on February 10, 2016 for public comments. On February 18, 2016 a public meeting was held at the Coloma Grange with the consultant present to answer any questions. The recommendation for the dissolution of RMAC had the most comments from the public as they were not in support of this recommendation.

Staff concurs with the recommendation of the consultant. RMAC was formed by Resolution of the Board and not by the RMP; therefore all references to RMAC have been removed from the plan. The reporting structure and recommendations are addressed in the revised plan.

Timeline

The timeline for the Redlined Version of the RMP has changed many times. The public comment period was extended from March 18, 2016 to April 15, 2016. RMAC then requested that they have a separate deadline as they wanted to review the public comments before they made their comments. RMAC's comment period was extended to May 26, 2016. It was requested that the deadline be extended again. It was extended to June 14, 2016, giving RMAC an opportunity to discuss at their June 13, 2016 meeting.

Comments were received during the busy river season and staff did not review the comments until the river season was complete. Staff compiled the draft plan and sent the Administrative Draft to County departments for comment on January 13, 2017. Staff received comments from Roger Trout of the Community Development Agency and Jim Byers of the Sheriff's Department. Staff met with County Counsel on April 18, 2017. Their comments were addressed and incorporated into the draft.

This is the proposed schedule to complete this project.

* Planning Commission Workshop	June 24, 2017	* 6/22/17
Planning Commission Project Description & Initial Study Approval	July 2017	
Board of Supervisors-Project Description & Initial Study Approval	July 2017	
CEQA Document Prepared	August 2017	
30 Public Comment Period for CEQA Document	September 2017	
Prepare Final Document	October 2017	
Planning Commission Approval	November 2017	
* Board of Supervisors Approval	November 2017	

Issue and Recommendation

Until the new River Management Plan is approved and adopted, RMAC is still an advisory committee to the Board of Supervisors and the Planning Commission. Over the past several months, the majority of RMAC members have stepped down from the Committee resulting in not enough members to reach to quorum. Several meetings have been cancelled at the request of



RMAC due to a lack of a quorum or no issues to discuss. Per the resolution, the County posted notices of vacancies and received applications to fill the vacancies.

The Chief Administrative Office recommends that the Board consider filling the vacancies, noting that RMAC may be dissolved by the end of the year.

**Agenda**  
**8-3-16 @ 4 PM**  
**Don Ashton – Mike Ranalli – Roger Trout**

- I. RIVER MANAGEMENT PLAN
  - A. RMAC Representation
    - 1) EDSO
    - 2) MGDG
    - 3) Resident
  - B. Brown Act Violations
    - a. 9/14/15 meeting (attendees)
    - b. MGDG Rep. Bill Deitchman – absent/approved minutes
    - c. 5/26/16 MGDG Special Meeting
    - d. 7/11/16 Lotus Fire House > 8/8/16
  - C. RMP Update
    - 1) EDSO Revisions
    - 2) BLM/CA State Parks
    - 3) Ranalli strategy
  
- II. CODE/LAW ENFORCEMENT
  - A. EDSO Jurisdiction
  - B. SUPs
    - 1) Code Enforcement coordination w/EDSO (John Desario replaced Jim Wassner)
    - 2) Documentation
    - 3) Complaint process > responsibility?
    - 4) Consequences/Revocations
    - 5) Retaliation
  
- III. CPRAs
  - A. Oaths of Office
  - B. CAO/County Counsel
  - C. Violations – Late/non-compliant responses
  
- IV. FOLLOW UP
  - A. Remedy & Expectations
    - 1) CAO
    - 2) Mike Ranalli
    - 3) Roger Trout
    - 4) EDSO
  - B. Next meeting target date:

**EXHIBIT C**

**4/1/16 MGDPA Agenda  
Barry Smith**

- I. EDSO & CSP
  - A. Public Safety meeting w/Mike Ranalli, Roger Trout, CSP, Sheriff D'Agostini
  - B. Notice & Demand
  - C. Mt. Murphy Road
    - 1) DOT
    - 2) Fencing repairs
    - 3) No Parking signs
    - 4) Hang gliders
    - 5) Trespassers
  
- II. Coloma Lotus Fire Safe Council
  - A. Tim Kulton & Deborah Kruze
  - B. Bill Deitchman – Project Manager
  - C. CPRA – County Counsel
  - D. Coloma Resort
    - 1) Annual fireworks
    - 2) Code/law enforcement
    - 3) Mt. Murphy Bridge egress
  
- III. RMAC
  - A. No EDSO representative
  - B. Bill Deitchman – approval of 9/14/15 minutes
    - 1) No response
  
- IV. Citizen Complaints
  - A. Jeremy McReynolds
  - B. Suzie Matin
  - C. Bill Deitchman (?)
  
- V. CL News
  - A. CF15-5698 & CF15-5793
  - B. Censoring Committee

**EXHIBIT D**

**Wednesday November 12, 2014 @ 10:00 AM**

**Robyn Drivon/Paula Franz / *Amelia Knorr***

- I. CPRAs - FOIA
  - A. CAO - Ross Branch
  - B. Process - Coordination, logging, tracking
  - C. Spreadsheet Discrepancies
  - D. EDSO
  
- II. Brown Act – Bagley Keene Act Violations
  - A. BOS Agendas
  - B. Censoring/minimizing info.
  - C. Technical Difficulties
  
- III. Obstacles - Bureaucratic Shenanigans
  - A. Communication breakdown
  - B. Resolution 113-95 v. AB1234
  - C. Fees - Paper v. electronic copies or CD
  - D. Code/Law Enforcement inconsistencies
  - E. Diverted responses/lack of response
  
- IV. Solutions – Follow up
  - A. 10/21 CPRA presentation – publish CPRAs to government website?
  - B. Transparency/Accountability
  - C. Right-to-know v. media blackout

**EXHIBIT E-1**

## 8/3/15 RMAC Meeting

Parks & Recreation – Vickie Sanders

### I. Personnel Issues

- A. Noah Rucker
- B. RMAC minutes/Brown Act violations/Audio recordings
- C. Conspiracy/harassment/discrimination
- D. Remedial action

### II. Next RMAC Meeting

- A. Rescheduled Date?
- B. May 2010 Brown Act – Ciccozzi/Briggs/Mtn. Demo
- C. Wording of agenda > Bullying
- D. EDSO

**May 17, 2017**

**Michael Ranalli, Bard Lower, Barry Smith (MGDP)**

- I. Coloma Lotus Fire Safe Council**
  - A. Bill Deitchman, Tim Kulton, Deborah Kruse
  - B. CL News
    - 1) Media
    - 2) Rural Communities Coalition
  
- II. Public Safety**
  - A. Trespassing
  - B. Hang gliders
  - C. Egress
  - D. DOT – Cal Trans
    - 1) Mt. Murphy Road maintenance
    - 2) Hwy 49
  
- III. River Management Plan (RMP = River Mafia Politics)**
  - A. RMAC representation
    - 1) EDC Parks & Recreation
    - 2) Falsified reports & data
  - B. MGDP – BLM – American River Conservancy
  - C. SUPs – Code & Law Enforcement
  - D. Jurisdiction
  - E. Retaliation
  
- IV. Remedial Action**
  - A. Oaths of Office – Principle Agent Oaths of Office
  - B. Accountability
  - C. Follow up

**EXHIBIT F**