

M. Lane 3/18/14 #20

ody Lane – Founder, Compass2Truth

3-18-14 #20 CPRA's

Mandatory Ethics Training for Local Government Officials was signed in 2005 by Attorney General Bill Lockyer. It includes but is not limited to:

1. Misuse of Public Funds
2. Brown Act (Gov Code #54950 et seq.)
3. Public Records Act (Gov. Code #6250 et seq.)

Note that ethics laws create MINIMUM standards for ethical conduct by public officials; the public's expectations and ethics principles are likely to create a higher standard for behavior.

Sheriff D'Agostini claims to be a Constitutional Sheriff; however he is not exempt from his oath of office, ethics laws or common law principles. As with the BOS and other government staff, EDSO staff is a reflection of the Sheriff's leadership skills...OR LACK THEREOF.

In that regard I'd like to read a recent letter from Lt. Golmitz concerning an UNSPECIFIED CPRA referencing Resolution 113-95.

"I have reviewed your Public Records Act Request, which I received on 2/26/14. Your request is not specific to any single case, but I CAN ASSUME from the content of your request that you are still trying to obtain cases referencing the Coloma area as it pertains to noise complaints. As in the prior three PRA responses, I have provided you with the information needed to obtain the reports in either hard copy form or to view them.

You stated in your most recent request that EDC Resolution 113-95 no longer exists. I contacted the Clerk of the Board of Supervisors and was informed that EDC Resolution 113-95 is still in effect as are the fees. If you still desire the EDSO reports, please contact Sheriff's Office Records Division at the number above for assistance."

Not only is Lt. Golmitz's reference to a Public Records Act request unspecific, he makes false ASSUMPTIONS plus he creates a circular firing squad wherein he passes the buck onto the Clerk of the Board.

FYI, here is PROOF Resolution 113-95 does NOT appear on the EDC Government website. The reason is AB1234 Mandatory Ethics Training superseded that resolution wherein it states:

The DIRECT COST of duplication includes the pro-rata (proportionate cost) of copying equipment as well as the pro-rata cost of the person running the equipment.

*The direct costs of duplication **DO NOT** include costs affiliated with the research, retrieval, or redaction of a record as the Sheriff publicly indicated to a group of us last September.*

An agency **CANNOT** charge a person requesting copies of records for these costs. **THE THEORY IS THAT THESE COSTS MUST BE BORN BY THE AGENCY AS PART OF ITS DUTY TO SERVE THE PUBLIC.**

County staff is directed by County Counsel and its interpretation of the law. Either staff is **INCOMPETENT** or **MISINTERPRETING** the plain English of the LAW for the purpose of **UNJUST ENRICHMENT!!!** Failure to respond or comply in a timely manner is a failure to honor your oath of office, the Constitution and the constituents you profess to serve!!!

Accordingly I'm submitting two separate CPRAs wherein I request the following:

- Documentation explaining the Human Resources policy applicable to **Disciplinary Procedures** for employee misconduct and/or violations to Personnel Rules.
- **Disciplinary Procedures** specific to Citizen Complaints of misconduct by staff of the **El Dorado Sheriff's Office (EDSO)**.
- Documentation substantiating **any exemptions** to the EDC Personnel Rules and Disciplinary Procedures.
- Documentation substantiating the Government Code, ordinance, statute, resolution or any other legal justification of the following **authorizing the Sheriff, the Board of Supervisors or any other Civil Servant to DENY constituents:**
 1. The right to **access** any public official
 2. A **timely** reply to written correspondence pertaining to issues of public concern
 3. **Requests for meetings** with the Sheriff pertaining to matters within EDSO jurisprudence
 4. **Email access to the Sheriff** and his staff pertaining to matters within EDSO jurisprudence
 5. The right to bring **witnesses** into a scheduled meeting

Furthermore failure to provide an appropriate response to the 2/25 CPRA requesting the bonding insurance for ANY statute within the county by 5 PM TODAY indicates that there is **NO BONDING** for any statute within the county . Any statute or any officer that operates outside that authority is in **VIOLATION** of the law and creates a **LIABILITY** upon the county.

MADAM CLERK: You are ordered to enter these documents into the public record:

1. This transcript
2. 3/7/14 letter from Lt. Bryan Golmitz – Resolution 113-95
3. EDSO CPRA
4. Disciplinary Procedures CPRA

Rec'd 3/13/14



JOHN D'AGOSTINI
SHERIFF - CORONER - PUBLIC ADMINISTRATOR
COUNTY OF EL DORADO
STATE OF CALIFORNIA

March 7, 2014

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

Re: Public Records Request

Dear Ms. Lane,

I have reviewed your Public Records Act Request, which I received on February 26, 2014.

Your request is not specific to any single case, but I can assume from the content of your request that you are still trying to obtain cases referencing the Coloma area as it pertains to noise complaints. As in the prior three Public Records Requests responses, I have provided you with the information needed to obtain the reports in either hard copy form or to view them. Below is the information I provided you in previous PRA responses.

"...a copy of the report is available to you at the Records Division located at 300 Fair Lane, Placerville, CA 95667 or they can be contacted at (530) 621-5703 to schedule an appointment."

You stated in your most recent request that El Dorado County Resolution 113-95 no longer exists. I contacted the Clerk of the Board of Supervisors and was informed that El Dorado County Resolution 113-95 is still in effect as are the fees.

If you still desire the El Dorado County Sheriff's Office reports, please contact Sheriff's Office Records Division at the number above for assistance.

Sincerely,

Lt. Bryan Golmitz
El Dorado County Sheriff's Office
Support Services

"Serving El Dorado County Since 1850"
HEADQUARTERS- 300 FAIR LANE, PLACERVILLE, CA 95667
JAIL DIVISION- 300 FORNI ROAD, PLACERVILLE, CA 95667
TAHOE JAIL- 1051 AL TAHOE BLVD., SOUTH LAKE TAHOE, CA 96150
TAHOE PATROL- 1360 JOHNSON BLVD., SUITE 100, SOUTH LAKE TAHOE, CA 96150

3-13-14



County of El Dorado
California

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Search

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Resolution 113-95 Site Search

No Results

Your search did not match any documents.

Suggestions:

- Make sure all words are spelled correctly.
- Try different keywords.
- Try more general keywords.

M. Lane 3/18/14 #20



Compass2Truth

Citizens Serving God in Truth and Liberty

P.O. Box 598
Coloma, CA 95613
(530) 642-1670
melody.lane@reagan.com

March 18, 2014

To: El Dorado County Board of Supervisors
EDC Clerk to the Board

CA PUBLIC RECORDS ACT REQUEST

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

- Documentation substantiating the Government Code, ordinance, statute, resolution or any other legal justification of the following **authorizing the Sheriff, the Board of Supervisors or any other Civil Servant to DENY constituents:**
 1. The right to **access** any public official
 2. A **timely** reply to written correspondence pertaining to issues of public concern
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 4. **Email access to the Sheriff** and his staff pertaining to matters within EDSO jurisprudence
 5. The right to bring **witnesses** into a scheduled meeting

If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ASK THAT YOU PROVIDE A SIGNED NOTIFICATION CITING THE LEGAL AUTHORITIES ON WHOM YOU RELY.

It is requested that your determination be made within **10 days** of receipt as stipulated within the California Public Records Act **Government Code 6253(c)**.

Thanks for your anticipated cooperation.

Melody Lane
Founder – Compass2Truth
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Coloma, CA 95613

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