



Tara Stout <tara.stout@edcgov.us>

Fwd: 9/17/20 PRC Public Comments Agenda Item #5

1 message

Vickie Sanders <vickie.sanders@edcgov.us>
 To: Tara Stout <tara.stout@edcgov.us>

Sat, Sep 19, 2020 at 6:18 PM

Sent from my iPhone

Begin forwarded message:

From: Donald Ashton <don.ashton@edcgov.us>
Date: September 19, 2020 at 6:14:42 PM PDT
To: Tara Stout <tara.stout@edcgov.us>, Vickie Sanders <vickie.sanders@edcgov.us>
Subject: Fwd: 9/17/20 PRC Public Comments Agenda Item #5

Just FYI

----- Forwarded message -----

From: Melody Lane <melody.lane@reagan.com>
Date: Sat, Sep 19, 2020 at 6:12 PM
Subject: 9/17/20 PRC Public Comments Agenda Item #5
To: <edc.cob@edcgov.us>
CC: <lori.parlin@edcgov.us>, <brian.veerkamp@edcgov.us>, Donald Ashton <don.ashton@edcgov.us>, <david.livingston@edcgov.us>, Richard Esposito <resposito@mtdemocrat.net>, <PRC@edcgov.us>, <jmharper2@comcast.net>, Vickie Sanders <vickie.sanders@edcgov.us>, <bosfive@edcgov.us>, bosfour <bosfour@edcgov.us>, <bosone@edcgov.us>, <bosthree@edcgov.us>, <bostwo@edcgov.us>

Please ensure the entirety of this message is included under the 9/17 PRC Agenda Item #5:

Apparently I was the only member of the public on the 9/17 PRC Zoom call. Throughout the entire meeting during public comments Kris Payne disrespectfully kept interrupting and repeatedly asked, "Are you done yet? Are you done with comments yet?"

During Item #5 I asked for clarification regarding the spelling of the first and last name of Tyra who was facilitating the PRC Zoom meeting. At that point Jeannie Harper began shaking her head and interrupted by stating her objection to the relevance of my question. I told Ms. Harper that I did not appreciate her disrespect and infringement on my First Amendment rights.

That's when Kris Payne also discriminately interrupted and began arguing before I could finish my sentence. I persisted in the exercise of my right to ask Tyra for *clarification* since there was confusion at the beginning of the meeting about the similarities in the first names of Kyra (Scharffenberg) with whom I'd spoken concerning Trish Sweeney's duties while working for Parks & Rec, and Tyra Stout who was present. Tyra obliged by reluctantly spelling her first and last name, however note her email address bounced:

After Tyra responded to my inquiries, I proceeded to inform the PRC that I knew more about the Brown Act than all of them put together. In 2010 I brought a consultant from Californians Aware to a River Management Advisory Committee (RMAC) meeting. ***The Brown Act/Bagley Keene Open Meeting Act is the legal expertise of Californians Aware.*** The consultant literally laid the Brown Act down on the table and cited their many violations of the law. All the RMAC meetings were personally audio and video recorded proving that RMAC meetings were conducted outside of the law. That particular confrontation resulted in two members walking out and resigning from RMAC shortly thereafter. Before RMAC was disbanded and reformed as Coloma Lotus Advisory Committee (CLAC), Kris attended several RMAC meetings in Coloma and witnessed for himself how RMAC operated outside of the law, but he has been acting as an agent on their behalf. ***PRC conducts itself just as unlawfully as RMAC-CLAC without any transparency or accountability.***

Excerpts from the Brown Act about the Rights of the Public to ask questions and receive responses have been distributed several times to the PRC members before, but they blatantly continue to ignore the law and the rights of the public ***with the full knowledge and consent of the BOS, CAO and county counsel (see also USGC Title 18, Sections 241 & 242):***

Members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3.

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.**

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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).)

The PRC was reminded that the last two PRC meetings should never have proceed at all ***without 72-hour notification as required by law***. The manner in which the PRC conducted itself was also ***outside of the law***. Over the years we've met on several occasions with Vickie Sanders in this regard, but to no avail. Consequently Brian Veerkamp, Don Ashton, Vickie Sanders and Kris Payne have received notifications of legal responsibility which is the first essential of due process of law, and the unrebutted affidavits can be used as evidence against them in any court of law in America without their contest or protest.

After I concluded my brief final remarks, Kris proceeded to defend himself against my "attacks", when it is a well-known fact that Kris has used the PRC as well as the Taxpayers Association as his personal bully pulpit. The Commissioners are NOT volunteers as Kris falsely professes. Kris Payne is a shill for the government, and it is my duty to expose government corruption and hold his feet to the fire for violating *my rights* and his Principal Agent Oath of Office. However Jeannie Harper, Tom Conwell and Wayne Lowery proceeded to mockingly voice their support by praising Kris for setting an example as Chair of the PRC.

Melody Lane

Compass2Truth

"Our forefathers in faith did not retreat from involvement in society and politics. They did not turn civil government, the making, enforcement, and adjudication of laws, over to Satan and those who serve him. They did not surrender the ministry of civil government to those who are in rebellion against God." ~ Benjamin F. Morris ~

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2 attachments

<tyra.stout@edcgov.us>: host aspxml.google.com[173.194.66.26] said: 550-5.1.1
 The email account that you tried to reach does not exist. Please try
 550-5.1.1 double-checking the recipient's email address for typos or
 550-5.1.1 unnecessary spaces. Learn more at 550 5.1.1
<https://support.google.com/mail/?p=notsuchuser> [1462941119@k126-gsmtp
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