

Proverbs 6 states the 7 abominations that the Lord hates, and at the top of His list are a proud look, a lying tongue, and a heart that devises wicked plans. As you know, RMAC was disbanded in 2017 but the committee members still continued to meet outside of the law via serial meetings which the Brown Act strictly prohibits. CPRAs have proven that RMAC continued to conduct their unlawful meetings throughout 2018.

Although they don't live anywhere near the river, it is a fact that Parks & Rec Commissioner Kris Payne, Sue Taylor and Lori Parlin actively participated in drafting the River Management Plan Resolution during the May 2018 RMAC meeting. Then during her very first BOS meeting in January 2019 Lori appointed Nate Rangel to the already disbanded RMAC.

You'll recall last March I advised this Board that Lori pulled a dishonest bait-and-switch when too few RMAC members conveniently failed to show up for a quorum, so Lori conducted her predetermined "community" meeting. The next month Lori publicly stated during another illicit RMAC meeting that she wanted to empower the River Mafia Mob, ***"I will support you with the help of county counsel. You can do anything. ANYTHING!"*** That's also when she announced her plans to resurrect RMAC as the Coloma Lotus Advisory Committee.

Last Thursday evening I attended a meeting at Coloma Grange Hall concerning the River Management Plan. There were 25 people in the audience and the majority of them were members of the American River Conservancy. The meeting was originally posted on the government website as a regular Coloma Lotus Advisory Committee meeting, but then it morphed into a ***Special*** River Management meeting, then an ***Annual*** River Management ***Community*** meeting, and also touted as a ***workshop.*** In reality, it was a **fraudulent** dog-and-pony show spearheaded by Creighton Avilla, Parks & Rec staff Preston Moore, Lori Parlin, and Parks & Rec Commissioner Kris Payne who couldn't restrain himself from grandstanding.

This committee serves one purpose only, and that is to empower the River Mafia Mob and American River Conservancy. Although the minutes from the January 23rd meeting were slated to be approved, Howard Penn deviated from the agenda and deferred it to March 26th. The feedback about the RMP was that it was poorly written and did not accurately capture important data.

It is significant that the agenda for the January 23rd meeting that was distributed on ***January 17th*** included a letter from Chairman Howard Penn addressed to Lori Parlin and cc'd to Don Ashton. The letter dated ***January 24th*** thanked Lori for the opportunity to share the committee's suggestions and concerns from the ***January 23rd*** meeting **THAT HAD NOT YET EVEN TAKEN PLACE!** The whole point is the **FRAUD** and **PREDETERMINED OUTCOMES** render these meetings meaningless, and you are all complicit for aiding and abetting their wicked plans.

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

Committee Members

Keri Cavin – Non-Commercial Boating Representative
Darin Freeland - Member At Large/Vice-Chair
Howard Penn - Business Representative/Chair
Nathan Rangel - Outfitter Representative/Secretary
Sara Schwartz-Kendall - Landowner/Resident Representative
David White - Landowner/Resident Representative
Vacant - Member At Large



*Rec'd 1/17/20
see Penn Hr.
addressed to
Penn & Asisten
dated 1/23/20*

COLOMA LOTUS ADVISORY COMMITTEE AGENDA

January 23, 2020

PLACE: Gold Trail Grange, 319 State Highway 49, Coloma, CA 95613

TIME: 6:30 P.M.

INFO: <https://www.edcgov.us/Government/planning/Pages/Coloma-Lotus-Advisory-Committee.aspx>

The purpose of the Coloma Lotus Advisory Committee is to review and make recommendations to the Parks and Recreation Commission, Planning Commission and the Board of Supervisors regarding matters within the Coloma Lotus valley area.

1. **Call to Order and Roll Call by Chair Penn** 6:30-6:35 pm
2. **Public Comment** (Limited to 3 minutes per speaker on items not on the agenda and within the subject matter jurisdiction of the commission). 6:35-6:45 pm
3. Approval of Minutes from 11-21-2019 Meeting 6:45-6:50 pm
4. Outstanding Committee Member – At Large Rep 6:50-6:55 pm
5. Discussion Items:
 - 5.1. Ad Hoc Sub Committee Reports
 - 5.1.1. Economic Sub-Committee (Chair Penn) - 6:55 - 7:05 pm
 - 5.1.2. Fire and Emergency Services Sub-Committee (Chair Schwartz-Kendall) 7:05-7:20 pm
 - 5.1.2.1. Paul Dutch from El Dorado County Fire District – Station 74 status update
 - 5.1.3. River Management Sub-Committee (Chair Rangel) 7:20-7:50 pm
 - 5.1.3.1. Advisory Letter on River Supervisor Position
 - 5.1.3.2. Use and accountability of the River Trust Fund
 - 5.1.3.3. Additional Advisory Recommendations to EDC Board of Supervisors
 - 5.1.3.4. Annual River Management Community Meeting – proposed date: Feb. 20th
 - 5.2. Additional Ad Hoc Sub Committee Development 7:50-8:00 pm
6. Future dates and times for regular meetings: Feb 20th (possible), March 26, and May 14 at 6:30 pm – Gold Trail Grange Hall

ADJOURN

Note: Times noted in the agenda are for suggested time frames for that agenda item. Is not meant to limit committee members or the public from participating in the topic discussion. Only to help manage the meeting agenda and be respectful of everyone's time. Please help us manage the length of the meetings by focusing on the agenda item being discussed and by being as succinct as possible when addressing the matter. Thank you.

posted 1/17/20

January 24, 2020

To: Supervisor Lori Parlin and El Dorado County Board of Supervisors
CC: CAO Don Ashton; El Dorado County Parks and Recreation Commission; Vickie Sanders, El Dorado County Parks Division.

Dear Supervisor Parlin:

Thank you for the opportunity to share our suggestions and concerns with you. At the January 23, 2020 regularly scheduled meeting of the Coloma-Lotus Advisory Committee (CLAC) our Committee voted to send along to you two items.

First, we have been asked to provide input on the River Supervisor job description. We are respectfully asking that this job be continued as a full-time position, utilizing the attached County provided June 2019 proposed job description with the additions noted below. Furthermore, we recommend that the County retain the existing River Recreation Supervisor education requirements (also attached), as we feel the complexity of this position requires an individual with those qualifications.

We recommend that the county add the following job description elements:

- a. Designs and manages implementation of river related use at Henningsen-Lotus Park, and possibly the same for Chili Bar (once the County solidifies its position/status on that resource.)
- b. Identifies river-related grants and supports the County's grant application process with data collection and reporting.
- c. Represents EDCO recreation interests in on-going FERC and other regulatory processes including the UARP as well as other future river recreation opportunities.
- d. Assists with Chili Bar plan update and management. ←
- e. Assists with FEMA issues at HLP.
- f. Manages ongoing education outreach programs.
- g. Works on natural resource education and conservation issues.

We believe that a full time position is crucial for continued good river management, and should be funded by the River Trust Fund, which is one of our areas of oversight responsibility and is itself funded largely by outfitter fees.

Finally, in alignment with the Board Resolution authorizing the CLAC, we respectfully request that our Committee be advisory to and a part of the on-going Chili Bar Planning process including, but not limited to, the scope and direction of that plan as well as possible funding options. The Chili Bar property is the sole public put-in for the upper run of the South Fork American. If you could kindly let us know how we can plug into that process in a timely manner, we would be most appreciative.

We thank you in advance for your consideration and assistance and look forward to helping you, your staff and relevant advisory Commissions and/or Committees with these issues.

Sincerely,

Howard Penn
Chairman
Coloma-Lotus Advisory Committee

My purpose today is to address the unethical bait and switch of last night's RMAC meeting held at the Coloma Grange Hall. On Saturday March 16th at 8:55 AM Lori Parlin's appointee to the Parks & Rec Commission, Julia McIver, distributed on CLNews a message which states in part, "*Noah and Nate have posted here, and it's worth reiterating a headsup. While it's billed as an RMAC meeting so all the RMAC members could legally attend, the meeting promises to be more comprehensive of Lotus Coloma Valley concerns... While the future of RMAC needs to be determined, CLNews has seen recent posts on other issues, including residents losing our homeowners and fire insurance, the Lotus Fire Station, the art project at the intersection of Lotus and 49, the mobility plan, etc.*"

But then on Monday at 10:12 AM Noah Triplett distributed the following message via the CLNews: "*Tonight's RMAC meeting is a public meeting. It is a Brown Act posted meeting. If you have not done so already I would recommend signing up for notifications from the County through the govdelivery system.*" CLNews is run by River Mafia Mob, ultra liberals who have a penchant for censoring conservatives. They do NOT represent the voice of the community.

After Howard Penn announced his sponsorship of the COMMUNITY meeting, then Lori took the floor and announced that not enough RMAC members showed up for a quorum to have a Brown Act meeting. Then she asked, "Does everybody know what a quorum is?" No quorum meant everybody could "speak freely" since it was now a "community" meeting. There wasn't any county staff or even an audio recorder in the room. It was apparent by Lori's handouts before the meeting started that her bait & switch was deliberately set up so the River Mafia Mob could conduct themselves outside the restrictions of the Brown Act without any transparency or accountability.

Lori also announced that RMAC was officially disbanded, however they still have meeting dates posted for the remainder of the year on the government calendar. The BOS and county counsel is permitting them to operate outside of the law with their knowledge and blessing, a topic that was discussed during yesterday's Taxpayers meeting.

Nate Rangel and Bob Smay were the only RMAC members present and they were allowed to talk as long and as often as they wanted. But when I finally took my turn to explain about how RMAC continues to operate outside of the law, Lori kept interrupting which served to encourage the crowd to heckle me. She did NOT like my statement that it was very disingenuous to pull the bait & switch tonight and other Bureaucratic Shenanigans. Lori demonstrated exactly the same unethical legal manipulations described in the notice of legal responsibility addressed to Vickie Sanders that was posted to the RMAC agenda and which you've all received. In so doing Lori is empowering the River Mafia Mob and pitting neighbor against neighbor thereby dividing rather than uniting our river community. Those are very dangerous politics, too reminiscent of Saul Alinsky's **Rules for Radicals**.

I'll end with a quote from Ayn Rand, "***There is no difference between socialism and communism, except in the means of achieving the same ultimate end: communism proposes to enslave men by force, socialism by vote. It is merely the difference between murder and suicide.***"

If you have any questions or comments, please make them at this time while I'm at the podium. Lori? (Hearing none) Oh the tangled web you weave when you practice to deceive!

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

- 1) This transcript
- 2) 3/18/18 CLNews – 3/18/19 Grange Hall meeting/Noah Triplett & Julia McIver

Open Forum BSS 3/12/2020
V. Miller

Request to Revote on Motion to Approve Vineyards Development

Submitted by Vern Miller

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This is a request for one of the Supervisors who voted to approve the Vineyards Development to reconsider how they voted and exercise their right for a new vote. Many county residents requested this project be denied and not even one supported the actual project. Due to limited speaking time not all pertinent facts could be presented at the last Board of Supervisors meeting.

Reasons for Reconsideration

1. Omni obtained this property knowing that a plan had already been approved for 19 lots and was in conformance with the RE5 LDR zoning. Why should they be able to increase the density when they knew what was approved when they obtained the property?
2. This development does not conform to the El dorado County voter approved General Plan. The Low Density Residential section of the General Plan says "The maximum allowable density shall be one dwelling unit per 5.0 acres." It is not ambiguous but rather specific and never mentions any means to increase that density. As approved, this development looks like just another development in many suburban areas and does not conform with the intent of RE5 LDR zoning.
this quote is from the El Dorado County General Plan, Land Use Element, Objective 2.1.3, Rural Region, 2.2.1.2 under paragraph titled Low Density Residential (LDR) as amended August 2019
3. The General Plan was not followed in regards to the recognition and treatment of Malcolm Dixon Road as a historical part of the Pony Express route. It says "Recognize that segments of the California and Pony Express National and Historic Trails are located within public and private land areas of the County. Give priority to County activities that will establish contiguous recreational trails along these alignments and pursue funding to construct and maintain trails along these alignments." There is no evidence or documentation that this was ever considered in regards to the Vineyard project. The County had a chance to both create part of this trail and also reduce or eliminate the sun-block hazard to the many bicyclists and walkers that use this road when the Overlook project was in the planning/approval stages. They failed at that time but have another chance to create a valuable recreational path along a historic route. This will likely be the final chance to achieve this goal if it is not done now.

El Dorado County General Plan, Parks and Recreation Element, Objective 9.1.3, Policy 9.1.3.5

Note: Since El Dorado County included the Parks and Recreation Element in its General plan, "it carries the same importance as the required elements and must be internally consistent with the other elements of the General plan."

El dorado County General Plan, Parks and Recreation Element, State Authorization section

4. The application of density bonuses is contained in Ordinance 5090. Shouldn't the voter approved General Plan take precedence over a non-voter approved ordinance. There seems to be a conflict regarding RE5 / LDR density allowances between the aforementioned portions of the density plan and this ordinance. The General Plan should be the prevailing document and guidelines.

5. The density bonus allowance for Vineyards is incorrect assuming density bonuses are even valid for RE5 /LDR zoning. The current density bonus is higher than that allowed in the County Ordinance. This ordinance establishes the calculation at "1.5 times the density allowed in the existing or proposed zone(s). Thus, allowing the Vineyards to go from 19 to 42 lots is not possible under this ordinance. Without reducing the allowable density due to ponds, etc., the maximum allowable lots under this ordinance is 34. How did we ever get 42? The ordinance does not provide for any higher bonus density than the 1.5 factor.

Ordinance 5090, Title 130, Article 2, Chapter 130.28, Section 130.28.060 item C "Calculating Total Project Density With a Density Bonus, subparagraph 3

6. The Department of Transportation is getting ready to start major modifications to the S curve on Malcolm Dixon Rd. I assume this means they will also complete the crossroad. This is a very large waste of money, will destroy a scenic and historical part of our road and will have very little impact on traffic. Traffic patterns were based on traffic from the new developments along Malcolm Dixon Road plus traffic from the Arroyo Vista area using this new crossroad. As I understand, the developer of Vineyards has been released from the turn restriction requirement and that traffic from this development can now go west on Malcolm Dixon. This is only logical. Why would someone go east if they were wanting to go to Silva Valley, El Dorado Hills Boulevard, the Safeway center, or Folsom. Why would a person go down the Crossroad to an uncontrolled intersection where, at times, it is very difficult to get on Green Valley Road versus going to El Dorado hills Boulevard or Silva Valley where there are traffic signals.

The Board of Supervisors needs to direct the Department of Transportation Director Rafael Martínez to relook at the traffic and cost implications of what is being implemented which were based on very different assumptions. Also, it should be noted that even though Supervisor Hidahl was able to get a Loch Way turn lane funded as a condition for approving this project, the lifting of the turn restrictions means there will be virtually no impact by traffic from this development on that intersection. It must be noted that there is another access off of Silva Valley Road to the area served by Loch Way . Perhaps a "NO LEFT TURN" sign would be a simple way to correct the problem.

Surveying on Malcolm Dixon Road has already started so this matter deserves immediate attention.

7. Supervisor Veerkamp made the motion to approve the Vineyards development and used the somewhat befuddling reason that the County has "an extreme housing crunch." What type crunch are we having. I don't think we really have a "crunch" for more exclusive gated enclaves. Also, just 15 seconds down White Rock Rd from the county line there are 10,000 new houses being built. This should takes care of a lot of the housing crunch. Supervisor Veerkamp also said his reason was that the County " needs a minimal amount of growth to keep things going" Is even the current approved difference of 23 houses going to make that much of a difference to the County's property tax revenue? (42 minus 19 = 23). The logical conclusion from this statement is that real 5 or 10 acre RE5 LDR projects will not happen again and our rural ideals are eliminated. It also seems that this logic ignores, or possibly even disrespects the fact that all of those people that showed up to request denial of the Vineyard project have been tax-paying property owners for a period of time - some for many decades.

Supervisors Novasel, Hidahl and Veerkamp please rethink your vote after considering the above and all prior communications from the residents of our area and request a revote.

Respectfully Submitted, Vern Miller