

J. Miller Open Forum BOS 2/7/17

Presentation to El Dorado County Board of Supervisors  
February 7, 2017

**Swedelson's Pool Construction Permit Not Valid  
Causing Harm to Jim and Becky Miller**  
owners of Lot 48, 553 Crazy Horse Court, Cameron Park

- ▶ Code Enforcement 557 Crazy Horse Pool Permit (Deviations without Approval)

### Background

- We've lived at 553 Crazy Horse for 3 years 8 months. We purchased the home as a "forever home."
- We've been in a dispute with the Swedelsons concerning their encroachment and drainage resulting from their pool's construction for more than a year, with no resolution. The Swedelsons reside at 557 Crazy Horse Court.
- Approval for encroachment onto our parcel was not requested nor granted during the permit process. The property line apparently used for the pool permit is different from the actual property line.
- The pool project, as constructed, encroached onto our parcel (Lot 48) and in doing so, increased the elevation of the property line in the construction area. This elevation change, along with a French drain, has caused drainage to be re-directed onto our parcel, causing erosion.
- The pool does not comply with the permit and has forced us to file a lawsuit for damages and equitable relief, but the County should be taking action as well. The pool was to be built to the specifications shown in the Sunrise Pool drawings submitted to the CSD and County.
- We believe the permit should have been voided the day it was signed due to the significant changes of the Swedelson's pool, and the County should investigate and, if issues exist, require corrections.

## Deviations of the Permit without Approval

1. The pool and patio were to be parallel with the property line with an 8' separation.
2. The pool and the property line are not parallel. The actual distance is less than 1' at the top of the patio and less than 5' at the northeast corner of where the pool meets the patio.
3. The bond beam wall at the top of the pool patio extends into the setback and is part of the pool structure.
4. The raised pool patio is not shown on the drawings, but is built into the pool structure.
5. The pool lined up with the front of the house on the drawings, however, it appears the pool was constructed further down the hill.
6. The permit shows a stackwall to be built below the pool, however, the Swedelsons submitted legal statements saying the stackwall was never constructed. The stackwall is a supporting structural element for the pool.
7. A French drain was installed along the pool patio retaining wall, redirecting all flows from above the pool onto our property. The Swedelsons deny they did not submit drainage plans in connection with the pool construction.

## Exhibits

- County Permit Swedelson Pool
- Pool Drawing (shows parallel and 8' from property line)
- Google Earth image of what was constructed (shows extended pool decking not on drawings, within a foot of property line)
- Statements of Darcie Swedelson denying stackwall was built and denying that she did not submit drainage plans to the County during pool construction in legal documents.
- Statements from Glen Swedelson denying stackwall was built and denying that he did not submit drainage plans to the County during pool construction in legal documents.



RESIDENTIAL

POOL/SPA

NEW

SWIMMING POOL

43

03/27/2007

15:13:18

EL DORADO COUNTY BUILDING DEPARTMENT

PLACERVILLE 530-621-5315  
SO LAKE TAHOE 530-573-3330

EL DORADO HILLS 916-941-4967 OR 530-621-5582  
INSPECTIONS PLVL/EDH 530-621-5377 SLT 530-573-3330

PERMIT: 179579

APN: 119-320-11-1

JOB ADDRESS: 557 CRAZY HORSE CT

DIRECTIONS: HWY 50, CAMBRIDGE EXIT SOUTH, RIGHT ON CRAZY HORSE RD  
TURNS INTO CRAZY HORSE CT--MAP PG 283-B1

APPLICANT: NEBIOLINI, ERNEST/DEBBIE H  
APPL PHONE: (916) 782-2036  
NOTE:

APPL DATE: 03/05/2007  
ISSUE DATE: 03/27/2007  
EXP DATE: 03/26/2009

SETBACKS: F:      LS:      RS:      R:      LOT SIZE:      .680 COUNTY ROAD: YES

SPECIFIC USE	TYPE	AREA	SPECIFIC USE	TYPE	AREA
SWIM POOL					

INSPECTION	DATE	INSPECTOR	INSPECTION	DATE	INSPECTOR
1. SITE REVIEW	4/6/07	MADZ	45. DIRECT VENTS		
2. SETBACK			46. CHIMNEYS		
4. FOOTINGS/FND			50. HEAT STOVE/FP		
6. CONC.BLK COMPLET			51. TYPE		
8. TILT-UP PANELS			52. HVAC-UNIT		
9. SLAB			60. FLOOR INSULATION		
10. GIRDERS			61. WALL INSULATION		
14. INT SHEAR/BR WAL			62. CEIL INSULATION		
15. EXT SHEAR/BR WAL			64. MH TIE DOWNS		
16. ROOF NAIL/DECK			65. MH SET-UP		
17. FRAMING			66. SNOW LOAD		
18. SHEETROCK			67. TEMPORARY POWER		
19. FIREWALL			68. PERMANENT POWER		
20. LATHING			69. GAS SER LP/NAT		
21. STUCCO/SCRATCH			70. LP SNOW PROTECT		
23. T-BAR CEILING			73. ROCK GRADE		
24. WATER SUPPLY	4/6/07	MADZ	72. ROUGH GRADE		
25. SEWER			71. SUBGRADE		
26. SLAB PLUMBING	4/6/07	MADZ	84. PRE-GUNITE	4/20/07	SMS/MADZ
27. UND FLR PLUMBING			85. DECK EQUIP BOND		
28. TOPOUT PLUMBING			88. PRE-PLASTER	6/14/07	SMS-15
29. SHOWER PAN			89. POOL EQUIPMENT	6/28/07	SMS-15
32. INT GAS TEST			218. LIGHT SEALANT	6/11/07	SMS-15
31. EXT GAS TEST			300. ENERGY FORMS		
34. WATER HEATER			301. AGENCY FORMS		
35. GND ELECTRODE			99. HANDICAP		
36. TYPE			94. SEPTIC SYSTEM		
37. UND GROUND ELECT	4/6/07	MADZ	95. EID FINAL		
38. GFI/ARC FAULT	6/28/07	SMS-15	96. ENCROACHMT FINAL		
39. ROUGH ELECT	6/11/07	SMS-15	97. DRIVEWAY FINAL		
40. MAIN PANEL			98. GRADING FINAL		
41. SUB PANEL	6/28/07	SMS-15	102. PERMIT FINAL	6/28/07	SMS-15
42. UND FLR DUCTS					
43. DUCTWORK					
44. GAS FLUES					

87. Barrier 6/28/07 SMS-15

**Becky**

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**From:** Janette Gerondakis <janette.gerondakis@edcgov.us>  
**Sent:** Thursday, January 19, 2017 3:37 PM  
**To:** jimmler1709@comcast.net  
**Subject:** Re:557 Crazy Horse Ct. Permits

Jim Miller,  
There were 2 permits finalized on 557 Crazy Horse Ct. 1 was for the house, Permit #149680 and one for the pool, Permit #179579. Thanks, Janette

**Janette Gerondakis**  
*Supervising Development Tech*  
**County of El Dorado**  
*Community Development Agency*  
*Development Services,/Building*  
*2850 Fair Lane Ct.*  
*Placerville, CA 95667*  
*530-621-6685 / FX 530-626-8869*  
[janette.gerondakis@edcgov.us](mailto:janette.gerondakis@edcgov.us)



1 Defendant objects to this Request for Admission to the extent that the phrase “accurately  
2 depict” has not been defined, is vague, ambiguous and unintelligible. Therefore, Defendant is unable  
3 to admit or deny this request. Subject to and without waiving the foregoing objections, Defendant  
4 responds as follows: Deny.

5 **REQUEST FOR ADMISSION NO. 11:**

6 Admit that the "Stack Wall," identified in the design drawing attached as Exhibit B, did not  
7 comply with required setbacks.

8 **RESPONSE TO ADMISSION NO. 11:**

9 Defendant objects to this Request for Admission to extent that it is vague, ambiguous and  
10 unintelligible. Defendant cannot admit or deny this request because the stack wall was never built.

11 **REQUEST FOR ADMISSION NO. 12:**

12 Admit that the "Stack Wall" and related elevation changes, identified in the design drawing  
13 attached as Exhibit B, altered the flow of water over the ADJOINING PROPERTY.

14 **RESPONSE TO ADMISSION NO. 12:**

15 Defendant objects to this Request for Admission to extent that it is vague, ambiguous and  
16 unintelligible. Defendant cannot admit or deny this request because the stack wall was never built.

17 **REQUEST FOR ADMISSION NO. 13:**

18 Admit that YOU did not submit to El Dorado County for approval plans for the yard drainage  
19 done in connection with the POOL CONSTRUCTION.

20 **RESPONSE TO ADMISSION NO. 13:**

21 Deny.

22 **REQUEST FOR ADMISSION NO. 14:**

23 Admit that the POOL was designed to discharge pool water onto the SUBJECT  
24 PROPERTY.

25 **RESPONSE TO ADMISSION NO. 14:**

26 Defendant objects to this Request for Admission to the extent that the phrase “designed to  
27 discharge pool water” has not been defined, and is vague, ambiguous and unintelligible. Subject to  
28 and without waiving the foregoing objections, Defendant responds as follows: Deny.

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2 responds as follows: Deny.

3 **REQUEST FOR ADMISSION NO. 11:**

4 Admit that the "Stack Wall," identified in the design drawing attached as Exhibit B, did not  
5 comply with required setbacks.

6 **RESPONSE TO ADMISSION NO. 11:**

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8 unintelligible. Defendant cannot admit or deny this request because the stack wall was never built.

9 **REQUEST FOR ADMISSION NO. 12:**

10 Admit that the "Stack Wall" and related elevation changes, identified in the design drawing  
11 attached as Exhibit B, altered the flow of water over the ADJOINING PROPERTY.

12 **RESPONSE TO ADMISSION NO. 12:**

13 Defendant objects to this Request for Admission to extent that it is vague, ambiguous and  
14 unintelligible. Defendant cannot admit or deny this request because the stack wall was never built.

15 **REQUEST FOR ADMISSION NO. 13:**

16 Admit that YOU did not submit to El Dorado County for approval plans for the yard drainage  
17 done in connection with the POOL CONSTRUCTION.

18 **RESPONSE TO ADMISSION NO. 13:**

19 Deny.

20 **REQUEST FOR ADMISSION NO. 14:**

21 Admit that the POOL was designed to discharge pool water onto the SUBJECT  
22 PROPERTY.

23 **RESPONSE TO ADMISSION NO. 14:**

24 Defendant objects to this Request for Admission to the extent that the phrase "designed to  
25 discharge pool water" has not been defined, and is vague, ambiguous and unintelligible. Subject to  
26 and without waiving the foregoing objections, Defendant responds as follows: Deny.

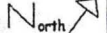
27 **REQUEST FOR ADMISSION NO. 15:**

28



SUNRISE POOLS  
203 SUNRISE AVE.  
ROSEVILLE, CA 95661  
(916) 782-2036

Design/Draft by  
Phillip de la O  
Scale is 1/8"=1'

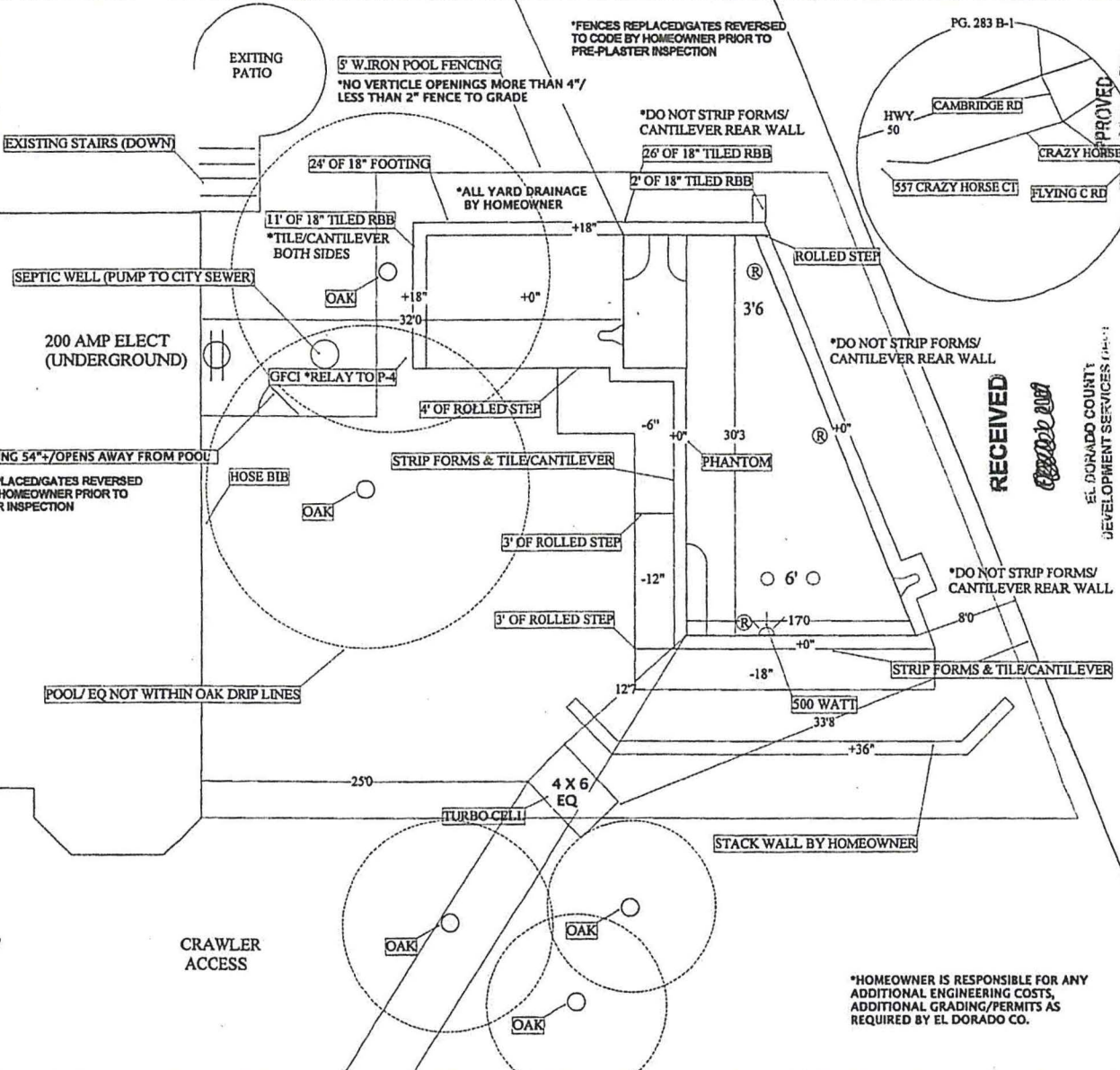


RECEIVED  
MAR 05 2007

EL DORADO COUNTY  
DEVELOPMENT SERVICES (P-14-1)

*W0057*

179579



Name: GLEN & DARCI SWEDELSON  
Address: 557 CRAZY HORSE CT  
City: EL DORADO HILLS, 95682  
Telephone: (530) 676-3796  
Work Phone:

**GENERAL POOL SPECIFICATIONS**

Pool Size: 30'3 x 17'  
Perimeter: 97'  
Sq. Feet: 395  
Depth: 3'6 TO 6'  
Volume: 12,800 GALLONS  
Filter: 425 SQ.FT.  
Pump: 3/4 HP N STAR  
Pool Cleaner: HAYWARD PHANTOM  
Heater: NO  
Gas Line: NO  
Fill Line: 30' INC.  
Electric: 125' INC.  
Remote: P-4 w/ FLOAT REMOTE  
Tile: RE-341 (GOLDEN PLAINS @ RBB)  
Trim Tile: NO  
Plaster Color: FEB-TEC (TAHOE BLUE)  
Deck Size: 400 SQ.FT.  
Deck Finish: TBA  
Coping: NO  
Mastic Color: NO  
Light: 500 WATT  
Maint. Kit/Tel. Pole: INC.  
Waterfall: NO  
Waterfall Pump: NO  
Pool Purifier: TURBO CELL  
Extra Grading: NO (DIRT ON SITE)  
Fences Replaced: NO  
Tractor Type: CRAWLER  
Conc. Removal: NO  
Miscellaneous:

ALL YARD DRAINAGE BY HOMEOWNER

SPA  
Size: NO  
No. of Jets: NO  
Booster Pump: NO  
Damwall: NO  
Auto Controls: NO

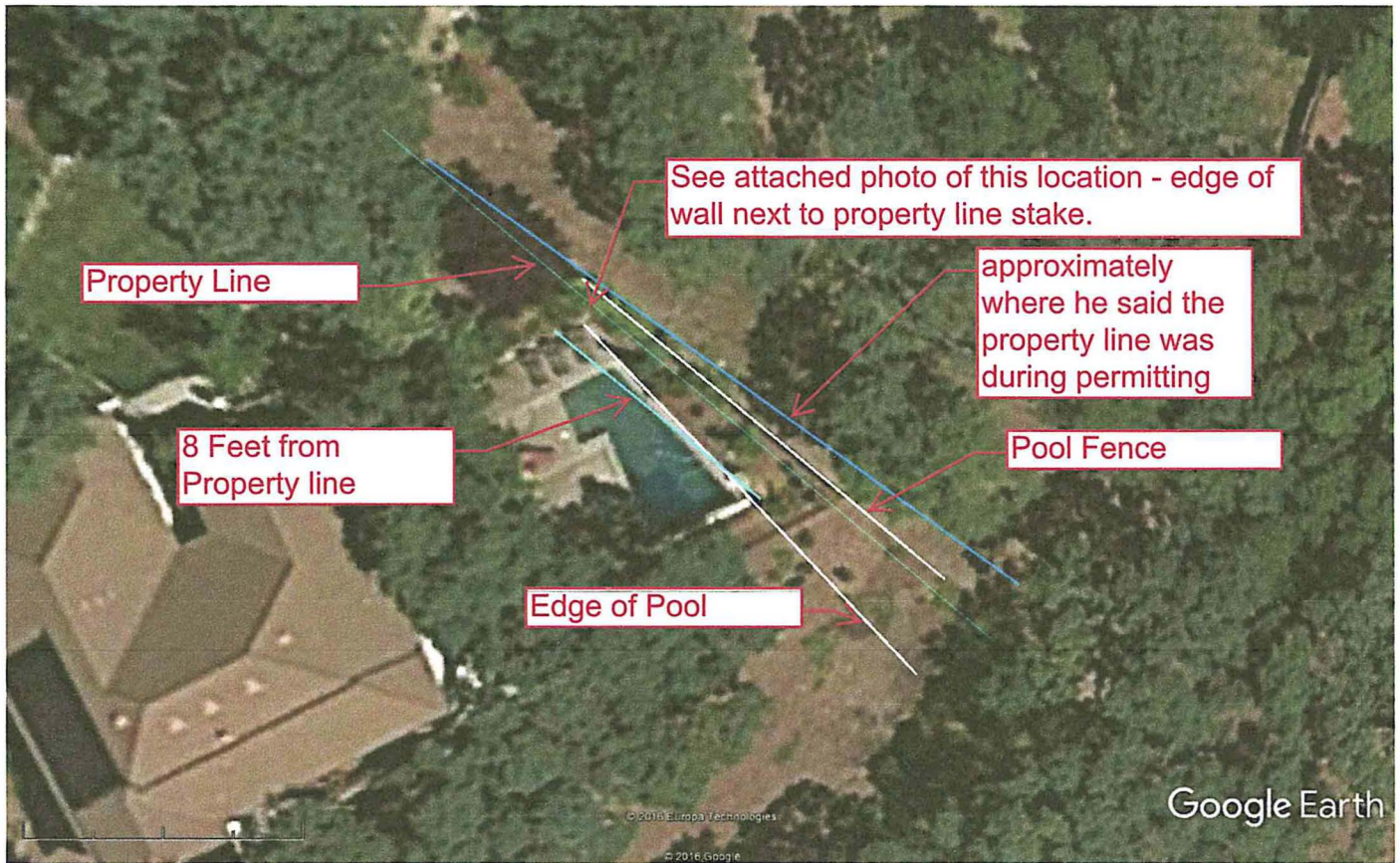
**PLAN APPROVAL**

Signature Indicates owner's approval of pool and equipment locations and all accessories listed hereon. Owner to install safety fencing or devices per state code. Date: \_\_\_\_\_  
Owner: \_\_\_\_\_

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EL DORADO COUNTY  
DEVELOPMENT SERVICES (P-14-1)

\*HOMEOWNER IS RESPONSIBLE FOR ANY  
ADDITIONAL ENGINEERING COSTS,  
ADDITIONAL GRADING/PERMITS AS  
REQUIRED BY EL DORADO CO.





Google Earth











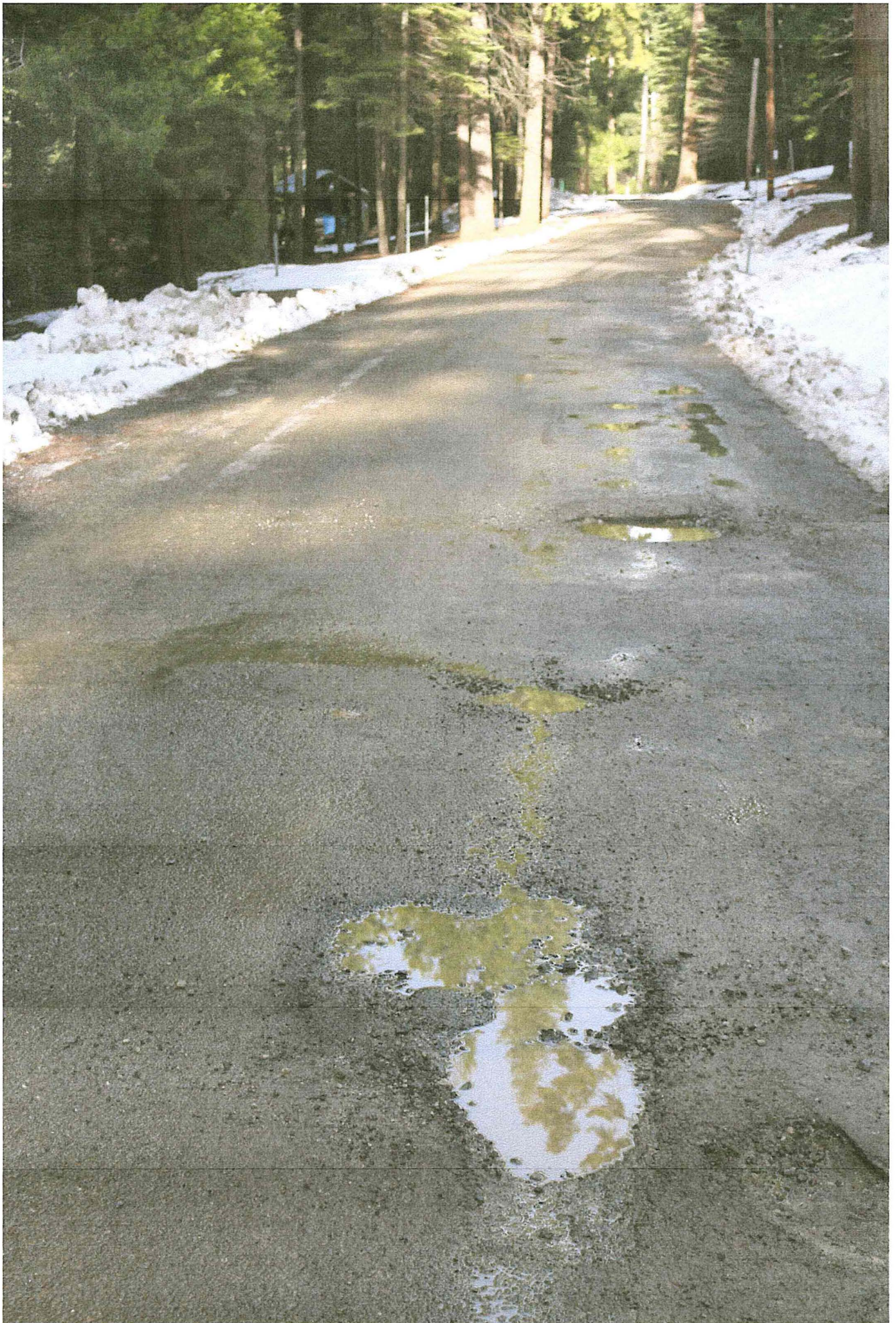


M. Almer, Open Forum BUS 2/7/17

## Road Repair in Grizzly Flat, CA

<u>Road Name</u>	<u>Status</u>	<u>Future Repair</u>	<u>Date</u>	<u>Comment</u>
Blue Mountain Drive	0.36	Chip Seal	FY 17/19	
Broken Antler Drive	0.5	Chip Seal	FY 17/19	
Capps Crossing Road	0.55	Chip Seal	FY 17/19	
Cary Drive	0.63	Chip Seal	FY 17/19	
Coralaine Court	0.71	Chip Seal	FY 17/19	
Coralaine Drive	0.35	Chip Seal	FY 17/19	
Creekside Drive	0.36	Chip Seal	FY 17/19	
Cypress Point Drive	0.44	Chip Seal	FY 17/19	
Deertrack Court	0.23	Chip Seal	FY 17/19	
Deerwood Court	0.35	Chip Seal	FY 17/19	
Deerwood Drive	0.61	Chip Seal	FY 17/19	
Edgewood Circle	0.63	Chip Seal	FY 17/19	
Evergreen Drive	0.38	Chip Seal	FY 17/19	
Forest Glen Drive	0.45	Chip Seal	FY 17/19	
Forest View Drive	0.5	Chip Seal	FY 17/19	
Golden Aspen Court	0.72	Chip Seal	FY 17/19	
Golden Aspen Drive	0.52	Chip Seal	FY 17/19	
Grizzly Creek Drive	0.7	Chip Seal	FY 17/19	
Grizzly Flat Road	0.89	Chip Seal	FY 17/19	
Hilltop Court	0.46	Chip Seal	FY 17/19	
Hilltop Drive	0.54	Chip Seal	FY 17/19	
Kings Row Drive	0.5	Chip Seal	FY 17/19	
Meadow Glen Drive	0.63	Chip Seal	FY 17/19	
Merrywood Court	0	Chip Seal	FY 17/19	
Millwood Drive	0.66	Chip Seal	FY 17/19	
Mount Pleasant Drive	0.33	Chip Seal	FY 17/19	
Parkside Court	0.48	Chip Seal	FY 17/19	
Parkside Drive	0.53	Chip Seal	FY 17/19	
Pine Ridge Court	0.59	Chip Seal	FY 17/19	
Pine Ridge Drive	0.52	Chip Seal	FY 17/19	
Pinehaven Drive	0.36	Chip Seal	FY 17/19	
Pioneer Court	0.42	Chip Seal	FY 17/19	
Pioneer Drive	0.5	Chip Seal	FY 17/19	
Quietwood Drive	0.56	Chip Seal	FY 17/19	
Rollingwood Court	0.72	Chip Seal	FY 17/19	
Rollingwood Drive	0.71	Chip Seal	FY 17/19	
Sciaroni Road	0.47	Chip Seal	FY 17/19	
South View Drive	0.42	Chip Seal	FY 17/19	
Squirrel Hill Drive	0.76	Chip Seal	FY 17/19	
Storybook Court	0.06	Chip Seal	FY 17/19	
String Canyon Court	0.49	Chip Seal	FY 17/19	
String Canyon Road	0.56	Chip Seal	FY 17/19	
Sugar Pine Drive	0.25	Chip Seal	FY 17/19	
Tyler Drive	0.5	Chip Seal	FY 17/19	
Wildberry Court	0.76	Chip Seal	FY 17/19	
Wildberry Drive	0.71	Chip Seal	FY 17/19	
Wildrose Court	0.74	Chip Seal	FY 17/19	
Wildrose Drive	0.42	Chip Seal	FY 17/19	
Winding Way	0.47	Chip Seal	FY 17/19	
Winding Way Court	0.71	Chip Seal	FY 17/19	
Wood View Court	0.7	Chip Seal	FY 17/19	
Wooded Glen Court	0.34	Chip Seal	FY 17/19	
Wooded Glen Drive	0.68	Chip Seal	FY 17/19	
Woodhaven Court	0.44	Chip Seal	FY 17/19	
Woodhaven Drive	0.36	Chip Seal	FY 17/19	
Woodridge Drive	0.48	Chip Seal	FY 17/19	
1926 Road	N/A			Not in road database, No planned repair
average =	0.51268			

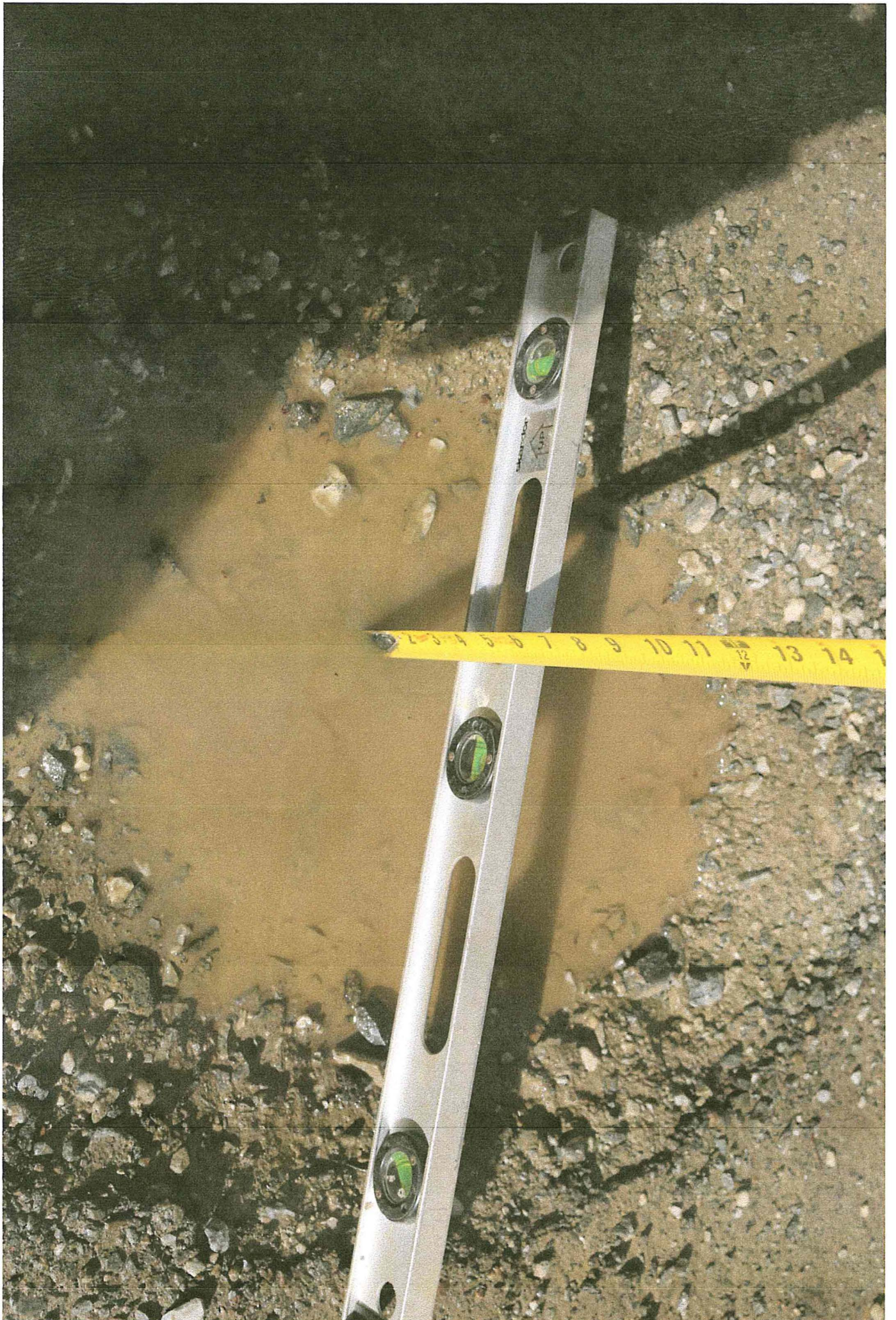


































Trustworthiness: You have confidence in our reliability, honesty, capabilities, and intentions	258	387	457	272	42	2.61	1416
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Largely, the citizens' average rating of the County reflecting its values are slightly above or slightly below the midpoint. The data from this question are good baseline measures to use as indicators of performance improvement for the "good governance" section of the strategic plan.

### Citizens' Ranking of Service Priorities

Rank the following 12 areas of service provided by El Dorado County government (1 meaning higher priority, and 12 meaning least priority).

Options: 1=Highest to 12=Lowest	1	2	3	4	5	6	7	8	9	10	11	12	Rating Average from highest priority to lowest priority
1.Public Safety	429	216	149	91	90	70	34	51	39	50	26	34	3.70
2.Roads	168	263	201	144	109	84	74	60	59	53	53	39	4.62
3.Land Use & Planning	211	158	166	120	108	80	89	85	78	78	53	47	5.07
4.Health Care	73	112	117	161	132	158	106	106	82	82	42	25	5.69
5.Child Services	68	114	142	131	132	125	119	109	100	72	47	33	5.78
6.Business & Employment Services	92	98	111	133	119	105	126	83	89	93	80	62	6.11
7.Veteran & Senior Services	74	70	109	133	140	140	132	116	117	105	82	81	6.50
8.Library	82	90	81	85	103	115	107	134	88	115	111	134	6.94
9.Agriculture	74	62	67	83	97	118	106	117	100	121	133	118	7.18
10.Counseling	23	44	62	68	88	82	103	119	144	163	168	123	7.94
11.Animal Control	18	41	47	63	86	89	109	134	136	140	167	170	8.16
12.Public Documents/Records	27	29	50	61	63	73	85	88	136	134	186	313	8.75

The feedback provided by this ranking is intended discover if a baseline could be established that indicates how citizens prioritize services. The results indicate no clear priority from those who responded to the survey. Quite a few of the comments in the responses to this question indicate that people found prioritizing the services a task that was too difficult, because they are all important and that the services are systemic and interrelated. Moving forward, when



**EL DORADO COUNTY  
COMMUNITY DEVELOPMENT AGENCY: TRANSPORTATION DIVISION**

**Count Summary Beginning:                      September 23, 2015**

Count Station:	1100100	Counter ID:	72
City/Town:	Somerset	Mile Post:	0.11
Road Name:	<b>Grizzly Flat Road</b>	Location:	<b>500 Ft. E. of Mt Aukum Rd.</b>
Lanes:	2	Direction:	Combined

Date	27	28	29	23	24	25	26	Weekly	Wk Day
Day	Sun	Mon	Tue	Wed	Thu	Fri	Sat	Average	Avg.
Time									
100	11	4	5	9	7	9	18	9	7
200	10	3	13	3	5	6	5	6	6
300	3	4	6	4	5	3	6	4	4
400	7	11	13	4	9	13	3	9	10
500	4	12	9	11	18	18	3	11	14
600	13	40	34	35	46	31	19	31	37
700	17	72	70	127	105	96	32	74	94
800	23	94	106	170	109	147	55	101	125
900	55	90	76	156	115	151	57	100	118
1000	73	67	69	119	91	153	73	92	100
1100	77	58	63	106	136	137	102	97	100
1200	94	97	94	140	144	136	132	120	122
1300	120	109	130	124	141	163	170	137	133
1400	115	96	129	138	139	177	142	134	136
1500	144	139	133	155	192	166	148	154	157
1600	136	141	158	167	195	179	162	163	168
1700	130	180	212	187	148	169	159	169	179
1800	117	158	165	179	147	158	143	152	161
1900	123	138	144	147	130	157	119	137	143
2000	89	79	111	108	114	116	87	101	106
2100	49	60	86	54	65	62	64	63	65
2200	30	43	35	46	37	60	68	46	44
2300	24	21	17	21	22	40	31	25	24
2400	12	17	10	13	16	24	25	17	16
<b>Totals</b>	<b>1476</b>	<b>1733</b>	<b>1888</b>	<b>2223</b>	<b>2136</b>	<b>2371</b>	<b>1823</b>	<b>1950</b>	<b>2070</b>
AM Peak Hr	12:00	12:00	8:00	8:00	12:00	10:00	12:00	12:00	8:00
AM Count	94	97	106	170	144	153	132	120	125
PM Peak Hr	3:00	5:00	5:00	5:00	4:00	4:00	1:00	5:00	5:00
PM Count	144	180	212	187	195	179	170	169	179

**TOTAL ADT:                      2,070**



## Grizzly Flats Community Services District

4765 Sciaroni Road / P.O. Box 250  
Grizzly Flats, CA 95636  
Ph: 530/622-9626 Fax: 530/622-4806  
www.grizzlyflatscsd.com



April 17, 2014

Community Development Agency, Transportation Division  
(Department of Transportation)  
**ATTN: Mr. Don Spear, Deputy Director**  
2441 Headington Rd.  
Placerville, CA 95667

Dear Mr. Spear,

It has come to our attention that there are some interior roads in our community that are in need of repair. We are submitting this letter as a request for action from the Community Development Agency, Transportation Division (formally DOT). We have appreciated your work in our community in the past and just wanted to touch base with you about the condition of our roadways.

Enclosed with this letter are some pictures that represent some of the interior roads in Grizzly Flats. We would appreciate your consideration to take action to repair the roads at your budget meeting planned for April 29, 2014.

Please contact us if you have questions or need any additional information.

Sincerely,

---

Jodi Lauther, General Manager  
Grizzly Flats Community Services District







**From:** Melody Lane [mailto:melody.lane@reagan.com]

*M. Lane open Forum BOS 2/7/17*

**Sent:** Monday, January 23, 2017 12:55 PM

**To:** 'Lesley Gomes'; Michael Ranalli; sue.novasel@edcgov.us; brian.veerkamp@edcgov.us; shiva.frentzen@edcgov.us; john.hidahl@edcgov.us; 'El Dorado County Public Records Center'

**Cc:** Paula Frantz; Donald Ashton; edc.cob@edcgov.us; Jim Mitrison; Brenda Bailey; Vern R Pierson; bosfive@edcgov.us; bosfour@edcgov.us; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us

**Subject:** RE: Public Records Request :: P001150-111416

Ms. Gomes and EDC Supervisors,

As per our 10/4/16 meeting which Supervisor Ranalli and Sheriff D'Agostini refused to participate, all CPRAs have been addressed to the entire Board of Supervisors and Clerk to the Board. Elected officials bear full responsibility for responses to CPRAs and/or remedial action for system breakdowns. Failure to do so is a violation of your Constitutional Oaths of Office and obligation to serve the citizens of EDC. Ms. Gome's reply to this PRA is hogwash.

Audio recordings of the attached meeting agendas confirm that it is Counsel's responsibility to track all CPRAs received by the County whether they are conveyed verbally, in writing or electronically. Ms. Gomes was copied as a courtesy for tracking purposes only, and as such, she has no authority whatsoever to dictate and/or erroneously respond on behalf of elected representatives to requests for public information.

Additionally you were all informed of the reason

Rather than Counsel tracking CPRAs, it is apparent by Jim Mitrison's attached 10/14/16 correspondence that I am the victim being tracked by EDC government!

As previously stated in the 12/19/16 @ 4:14 PM email below, the County has previously been responsive to CPRAs via email. The law has not changed, nor is the public compelled to conform to local government edicts or faulty systems. It is apparent by the lack of response to the last several CPRAs that the EDC modus operandi fails in transparency and accountability to the citizens whose taxes pay for salaries and services they are no longer receiving.

Furthermore, you failed to provide the following info as stated in all CPRAs:

**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 specific legal authorities on whom you rely.**

**To avoid unnecessary costs of duplication, electronic copies are acceptable and may be emailed directly to . It is requested that your determination be made within 10 days as stipulated within the California Public Records Act, Government Code 6253(c).**

For the record, the County has failed to lawfully provide responsive documents or correspondence to all CPRAs submitted since our initial 11/12/14 meeting on these topics.

Sincerely,

*Melody Lane*

**Founder – Compass2Truth**

As history teaches us, if the people have little or no knowledge of the basics of government and their rights, those who wield governmental power inevitably wield it excessively. After all, a citizenry can only hold its government accountable if it knows when the government oversteps its bounds.



**From:** Lesley Gomes [ ]  
**Sent:** Thursday, December 22, 2016 3:40 PM  
**To:** Melody Lane  
**Cc:** El Dorado County Public Records Center; Donald Ashton; ; Jim Mitrisin  
**Subject:** Re: Public Records Request :: P001150-111416

Dear Ms. Lane,

The County timely completed its response to your request on December 5, 2016. The response is available for you online at the County's Public Records Center, Reference Number P001150-111416. I have previously replied to your statements that you are "opting-out" of using the online Records Center by noting that the County's use of this web portal is authorized by the California Government Code. The County's online Records Center is in compliance with California law, available 24/7 and free of charge. There is no independent obligation to send these records to your personal email address. If you wish to receive paper copies of these records in lieu of utilizing the online resource, the County is happy to make these copies readily available for pick up during business hours for a fee paid in advance as authorized by law.

## Lesley B. Gomes

Deputy County Counsel  
330 Fair Lane, Placerville, CA 95667  
Fax: (530) 621-2937  
Direct Phone: (530) 621-5711

On Mon, Dec 19, 2016 at 4:14 PM, Melody Lane < > wrote:

Leslie, et al:

As per our 10/4/16 meeting, and as previously stated on numerous occasions, the COB was directed to submit all CPRA replies DIRECTLY to my email address (agenda attached). As an alternative they may be USPS mailed within the \*10 day limit.

Note Don Ashton, County Counsel and the entire BOS have been provided the following information, yet continuously disregard the law. As such you are in violation of your Constitutional Oaths of Office, personnel rules and other applicable statutes and regulations which are *not open to interpretation by County Counsel*:

- **An agency has \*10 days to decide if copies will be provided.** In "unusual" cases (request is "voluminous," seeks records held off-site, OR requires consultation with other agencies), the agency may upon written notice to the requestors give itself an additional 14 days to respond. (§6253(c)) **These time periods may not be used solely to delay access to the records. (§ 6253(d))**
- **The agency may never make records available only in electronic form.** (§ 6253.9(e))
- **Access is always free.** Fees for "inspection" or "processing" are prohibited. (§ 6253) (**Obsolete Resolution 113-95 superseded by AB1234**)



- **Copy costs are limited to "statutory fees"** set by the Legislature (*not* by local ordinance) or the "direct cost of duplication", typically 10-25 cents per page. Charges for search, review or deletion are not allowed. (§ 6253(b)); *North County Parents v. DOE*, 23 Cal.App.4th 144 (1994).
- **The agency must provide assistance** by helping to identify records and information relevant to the request and suggesting ways to overcome any practical basis for denying access. (§ 6253.1)

Please forward immediately the long overdue and *comprehensive* response to PRA 001150-111416. If you have any questions, please contact me directly via email.

**Melody Lane**

**Founder – Compass2Truth**

*"Everyone is entitled to his own opinion, but not his own facts."* Daniel Patrick Moynihan, senator from New York, 1976-2000.

**From:** El Dorado County Public Records Center [ ]

**Sent:** Monday, November 28, 2016 3:18 PM

**To:**

**Subject:** Public Records Request :: P001150-111416

--- Please respond above this line ---

Dear Ms. Lane,

I am contacting you regarding the status of your request, reference number P001150-111416. Your request is being processed and has been forwarded to the county departments who may have relevant information. These departments are currently working to identify responsive records and you will receive notification as soon as the request is complete. In the meantime, please see the El Dorado County Charter, which contains information responsive to item number 3 in your request. You may view the charter at the following link:

Sincerely,

Lesley Gomes

To monitor the progress or update this request please log into the



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

*Committee Members:*

*Adam Anderson, Business Representative*  
*Faith Cushman, Landowner/Resident Representative*  
*Bill Deitchman, Calif Dept of Parks & Recreation*  
*Representative*  
*Keith Gershon, Non-commercial boater Representative*  
*Tim Lasko, Member-at-Large*  
*Nate Rangel, Chair, Outfitter Representative*  
*Marilyn Tahl, Member-at-Large*  
*Eric Carter, Alternate, Calif Dept of Parks & Recreation*  
*Representative*

*Staff:*

*Vickie Sanders, Parks Manager*  
*Noah R. Triplett, River Recreation Supervisor*

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Monday, June 13, 2016

6:30 PM

Board of Supervisors Meeting Room

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**An audio recording of this meeting will be published to the website. Please note that due to technology limitations, the link will be labeled as "Video" although only audio will play. The meeting is not video recorded.**

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Parks and Trails Division of the Chief Administrative Office if you require accommodation at 530 621-5595.

Rules on Public Comment for Agenda Items: There will be a public comment period for each item before the Committee acts on the item. Each speaker may comment no more than three (3) minutes on an item and individuals speaking for a group are allocated five (5) minutes. Except with the consent of the Committee, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Committee for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Committee for a point of clarification or question by the Committee.

Rules on Public Comment for Non-Agenda Items during Open Forum within the jurisdiction of the Committee: Each speaker may comment no more than three (3) minutes in total, regardless of the number of topics addressed. No action will be taken by the Committee at this meeting on non-agenda items.



Materials related to an item on this Agenda submitted to the River Management Advisory Committee after distribution of the agenda packet are available for inspection during normal business hours at the Parks Division Office located in Building A, 330 Fair Lane, Placerville. Such documents are also available on the Parks and Recreation's Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

The River Management Advisory Committee is concerned that written information submitted to the Committee the day of the Committee meeting may not receive the attention it deserves. The Parks Division staff cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Committee prior to action on the subject matter.

### CALL TO ORDER AND ROLL CALL

**Present:** 4 - Keith Gershon, Tim Lasko, Marilyn Tahl and Nate Rangel

**Absent:** 4 - Eric Carter, Bill Deitchman, Faith Cushman and Adam Anderson

### ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

**A motion was made by Member Gershon, seconded by Member Lasko, to adopt the agenda and approve the consent calendar.**

**Yes:** 4 - Keith Gershon, Tim Lasko, Marilyn Tahl and Nate Rangel

**Absent:** 4 - Eric Carter, Bill Deitchman, Faith Cushman and Adam Anderson

### OPEN FORUM

*None*

### CONSENT CALENDAR

1. 16-0631 Chief Administrative Office, Parks Division, requesting the Committee approve the Meeting Minutes from the River Management Advisory Committee regular meeting of May 9, 2016.

### DISCUSSION ITEMS

2. 16-0161 Chief Administrative Office, Parks Division, requesting the Committee receive and review the redline draft of River Management Plan (RMP) and provide recommendations to the County on the update to the RMP.

**FUNDING:** N/A

**A motion was by Member Lasko, seconded by Member Gershon, to move we approve the document that Marilyn has created as revised and document that Karen will complete based on our comments tonight and we submit that to the County as our comments on the River Management Plan update.**

**Yes:** 4 - Keith Gershon, Tim Lasko, Marilyn Tahl and Nate Rangel



**Absent:** 4 - Eric Carter, Bill Deitchman, Faith Cushman and Adam Anderson

**COMMITTEE MEMBER COMMENTS AND ANNOUNCEMENTS**

Member Rangel thanked staff, commmmittee and public for attendance and work.

**STAFF MEMBER COMMENTS AND ANNOUNCEMENTS**

The County has a Parks Division booth at the County Fair.  
The County will not be responding to public comments on the Redline Draft of the River Management Plan.

**ADJOURNMENT 9:25 PM**

A motion to adjourn was made by Member Tahl and seconded by Member Rangel.

**Yes:** 4 - Keith Gershon, Tim Lasko, Marilyn Tahl and Nate Rangel

**Absent:** 4 - Eric Carter, Bill Deitchman, Faith Cushman and Adam Anderson



6/10/16	7:00 PM	Building C Meeting Room 1287, Palmdale CC, Palmdale, CA 93557 CANCELLED MEETING NOTICE		Not available	Not available
7/11/16	7:00 PM	Coloma - Louis Fire Station 5112 Fire House Road Coloma, California CANCELLED MEETING NOTICE		Not available	Not available
8/12/16	6:30 PM	Board of Supervisors Meeting Room			
	6:00 PM				
8/9/16	6:00 PM	Board of Supervisors Meeting Room			