

M. Lane Item #26 BOS

6-17-14



Compass2Truth

Citizens Serving God in Truth and Liberty

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May 22, 2014

TO: Norma Santiago, BOS Chairman (Dist. #5)
Ron Briggs, Dist. #4 Supervisor

Terri Daly, CAO
Pamela Knorr, HR Director

RE: Mt. Murphy Road Bridge SAC & Emergency Evacuation Plan

Dear Supervisor Santiago,

The purpose of this correspondence is to request the May 28th Mt. Murphy Road Bridge SAC meeting be postponed until such time as an Emergency Evacuation Plan is set in order. The *first* priority needs to be public safety.

Local residents are concerned that the cart is being put before the horse, "If you build it, they will come." This would apply as well to related plans for the Henningson Lotus Park conceptual plan.

In follow up to our May 19th meeting I've attached a copy of the Delphi Technique as well as the Mt. Murphy Road Bridge summary from the April 8th SAC meeting held at Gold Trail Grange. Please note that the Evacuation Plan for the Coloma region was one of the "parking lot" items that are supposed to be discussed during the upcoming 5/28/14 Mt. Murphy Road Bridge SAC meeting held at 5:30 – 8 PM at Gold Trail Grange Hall.

As discussed, the Mt. Murphy Road Bridge in Coloma sets the standard for all other Capital Improvement Projects involving historic bridges in El Dorado County. With the current drought & exceptionally high fire risk it would be grossly irresponsible to even consider the Mt. Murphy Road Bridge replacement without a viable Emergency Evacuation Plan for our historic region.

Also to be taken into consideration is the annual maintenance of Mt. Murphy Road. It is in deplorable condition. When can we expect this to be addressed by DOT?

We are also concerned that preferential treatment and consideration has been given to the owners of the Coloma Resort presumably based on revenues generated by their operations. Economic revenue cannot take second place to public safety. The BOS has frequently heard residents express their concerns that it is nearly impossible at times to egress the Mt. Murphy Bridge due to the crowds of children and caravans of large RVs creating a bottleneck of traffic. There is no traffic control. Just imagine the scenario in the event of a disaster.

Additionally it is well documented that the Coloma Resort owners have a reputation for not being compliant with the SUPs, codes and ordinances that govern our society. This detrimentally deteriorates the condition of the bridge and Mt. Murphy Road as well as adversely affecting the quality of life for **local rural residents**. With the upcoming holiday weekend such concerns are at the forefront of neighbor's minds.

The Evacuation Plan has been a major concern to Coloma residents as far back as 1988 when petitions were submitted to the Planning Commission regarding the management of the Coloma Resort. It states as follows:

We, the undersigned residents and/or landowners living on roads accessed by the Mt. Murphy Road Bridge (Bayne, Mt. Murphy and Carver Roads), are opposed to any discretionary action taken by the El Dorado County Planning Commission or the El Dorado County Board of Supervisors which would allow, or lead to, any additional traffic on Mt. Murphy Road Bridge.

Mt. Murphy road Bridge, as a lengthy one-lane bridge, and all the county roads accessed by it, which have even longer one-lane portions, are inadequate to handle heavier traffic loads. They are particularly dangerous in any emergency situation, such as a wild land fire, because it is impossible to evacuate the population while emergency vehicles are attempting to access the emergency. We believe that the approval of any rezoning, special use permit, or General Plan Amendment, or other discretionary government action, which will lead to traffic loads greater than currently exist, must be preceded by improvements which cure the existing situation.

The attached CPRA requesting the Coloma Evacuation Plan was submitted on 4/22/14 and was due 5/6/14. A response has not yet been received as required within 10 days as stipulated within the **California Public Records Act Government Code 6253(c)**.

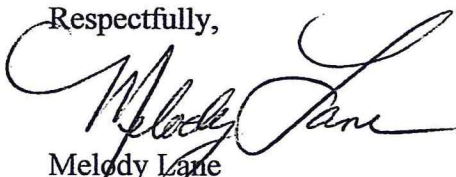
Also please note CA State Parks response to the Evacuation CPRA submitted 5/9/14. CSP Counsel Rory Allen remarks that the **EDC Sheriff and Emergency Services Office are responsible for the Evacuation Plan.**

Therein resides the problem that needs to be immediately resolved...

As you've been made aware, the Sheriff has been unresponsive to legal correspondence and my email remains blocked by EDSO. The public safety and liability implications for our historic community are glaringly obvious. The BOS made a public commitment during the recent Cultural Assessment Survey to hold all EDC employees to the same standards. Therefore I'm requesting that HR Director Pamela Knorr forward this correspondence to the Sheriff and to Lt. Golmitz. Accordingly it is also requested that the CAO/HR formally address the Sheriff's duty to honor his oath of office and remedy the situation.

Please include a copy of this correspondence with any CIP items scheduled on the agenda when the BOS meetings resume.

Respectfully,



Melody Lane
Founder – Compass2Truth

Attachments: 4/8/14 Mt. Murphy Road Bridge SAC
Delphi Technique
4/22/14 Evacuation CPRA
CSP Response to Evacuation CPRA

CC: Board of Supervisors, Districts #1, 2 & 3
Janet Postlewait, DOT
Ross Branch, CAO Office

Melody Lane

From: Melody Lane <melody.lane@reagan.com>
Sent: Thursday, May 22, 2014 12:03 PM
To: norma.santiago@edcgov.us; ron.briggs@edcgov.us; Terri Daly; Pamela Knorr
Cc: Janet Postlewait; bard.lower@edcgov.us; ross.branch@edcgov.us; Sheriff DAgostini; Bryan Golmitz; bosfive@edcgov.us; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us; 'Ron Briggs'
Subject: FW: Mt. Murphy Road Bridge SAC Meeting #1 Summary
Attachments: SAC Meeting #1 Summary.pdf; Delphi Technique.doc; 4-22-14 CPRA Emerg Evac Fire.doc; 14-097.Evacuation Plan.Lane.05.19.14.resp.pdf; MMBridge Evac Plan 5-22-14.pdf

Supervisor Santiago, et al,

Please see the attached correspondence and respond accordingly.

*Note a response to the 4/22/14 Emergency Evacuation Plan CPRA was never received.

Pam: thanks in advance for forwarding this to Sheriff D'Agostini & Lt. Bryan Golmitz.

Regards,

Melody Lane

Founder – Compass2Truth

Conservatives Serving God in Truth and Liberty

“Our lives begin to end the day we become silent about things that matter.” ~ Martin Luther King ~

From: Janet Postlewait [<mailto:janet.postlewait@edcgov.us>]
Sent: Thursday, April 24, 2014 4:19 PM
To: undisclosed-recipients:
Subject: Mt. Murhpy Road Bridge SAC Meeting #1 Summary

Hello SAC members,

Please mark your calendars for the next SAC meeting scheduled for **May 28, 2014 at the Coloma Grange Hall, from 5:30 to 8:00**. If you are unable to make it, please try and find someone to sit in for you. We will be sending out an agenda about a week prior to the meeting.

I have attached the meeting summary from the April 8th meeting. Please go over it and we can discuss any issues you may have regarding the project at the next meeting.

Thank you again for your valuable participation in this project.

Note that the power point presentation, as well as the schedule and this meeting summary will be posted on the website

<http://www.edcgov.us/MtMurphyBridge/>

Also, if you would like a copy of the sign in sheet from the first meeting, they will be made available at the next meeting. Or, just let me know and I will email you a copy.

Janet Postlewait
El Dorado County Transportation
(530) 621-5993

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Thank you.

Joyce Terhaar: With Proposition 42's passage, Californians guaranteed access to public meetings and records

By [Joyce Terhaar](#)
jterhaar@sacbee.com

Published: Sunday, Jun. 15, 2014 - 12:00 am

Voters in El Dorado County said “no.” So did those in Amador, Sutter and Calaveras counties.

But voters throughout most of this region – Sacramento, Placer, Yolo, Yuba and Nevada counties – said “yes” to Proposition 42 on June 3, making it clear they want local governments to provide public access to meetings and records. Statewide, 61.9 percent of voters approved Proposition 42, compared with 38.1 percent opposed.

It's been a little hairy watching public access to records and local government meetings get caught up in a fight between state and local officials over who, exactly, would pay for such access. Judging from many of you who contact The Bee, Californians want information and they want access. And when it directly affects their lives, they want both passionately.

Reporter Tony Bizjak's coverage this past week revealing that trains coming through Sacramento and rural California are likely carrying volatile Bakken [crude oil](#) is just the latest example of demand for information that can come from public records. High-profile rail disasters are turning such shipments into a public safety concern across the country.

After one story published, readers throughout [Northern California](#) contacted Bizjak because “They want to know more. The calls I'm getting are from people who live by [rail lines](#). They're concerned about whether dangerous materials are being transported on the [rail lines](#) near them, and they want to know about it,” he said.

Earlier this week, Bizjak filed Public Records Act requests to get information from a regional air quality management district as well as the state. At the same time, BNSF Railway, in a letter to the state Office of [Emergency Services](#), demanded that if OES is asked to release information about shipments through an open records request, it must immediately notify BNSF so the railway company can take legal action to prevent public disclosure.

That sort of fight over public records is a little more familiar to those of us in the newsroom. We sort it out in the courtroom if need be. In the case of Proposition 42, however, the battle was over so-called state mandates that required the state to pay for access instead of local governments. Proposition 42 amends the [state constitution](#) to require local governments to comply with public access and records laws, with no state reimbursement for doing so.

Tom Newton, executive director of the [California Newspaper Publishers Association](#), of which The Sacramento Bee is a member, contends the so-called costs behind this battle were a bit of a phantom issue despite complaints from local governments.

“The commission on state mandates, it really is a feeding trough,” he said. “If you look at how historically many local governments have submitted claims for the minor cost of posting an agenda and allowing the public to speak at meetings, they'd put hundreds of thousands of costs” in.

I asked Newton, who lives in El Dorado County, what he thought about the “no” vote there.

“My thinking is that the rather conservative folks in El Dorado County looked at the voter pamphlet and ... saw this as a cost increase and didn’t pass it,” he said.

Lack of money is a real concern for many local governments. But saying no to public access and public accountability? The majority of Californians rightly drew the line there with a vote that says access to records and meetings at the local level – whether city hall or an irrigation district or the fire district – is as important as it is at the state and federal level. It’s how we keep officials accountable for their decisions, whether elected or hired staff. It’s how we watch public spending, or ferret out public corruption.

Reporter Charles Piller’s investigation into the construction of the [San Francisco-Oakland Bay Bridge](#), for instance, is dependent upon government documents, in this case hundreds of thousands of them.

Piller, who is working on another installment in his investigation, had sources telling him about their concerns with the structural quality of the bridge before he had documents to back them up.

We don’t publish such allegations without documented proof, however, and it has been a painstaking process to sort through documents obtained through numerous Public Records Act requests. Without those documents, Piller would not have written stories that spurred state Senate hearings and an investigation, as well as a separate investigation by the CHP.

At the local level, now that Proposition 42 has passed, Newton said he’s turning his attention to a growing issue with access to court documents.

[Sacramento County](#) plans to begin charging for online access to court records in June to raise revenue. Other counties have done the same. [Peter Scheer](#) of the First Amendment Coalition in [San Rafael](#) told The Bee in April that the fees will be a “pretty significant barrier for a lot of people.”

For journalists as well. In our investigation last year of Nevada’s busing of mental health patients to avoid paying for care, The Bee paid court fees ranging as high as \$4.75 per name for [Los Angeles](#) County court records. We were checking for criminal complaints involving about 500 patients bused to California; we spent about \$530 in Los Angeles alone.

Which raises the obvious question – are records truly available to the public if no one can afford to get them? A patchwork of county-by-county court document fees isn’t the answer to tight budgets.

Read more here: <http://www.sacbee.com/2014/06/15/6479939/with-proposition-42s-passage-californians.html#storylink=cpy>



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June 5, 2014

TO: District Attorney Vern Pierson

**RE: REQUEST FOR MEETING TO DISCUSS
EDSO Dereliction of Duty & Violation of the Public Trust**

Dear Mr. Pierson,

Please find enclosed a small sample of materials which have been submitted to the Board of Supervisors involving the El Dorado County Sheriff's Office. These issues warrant your attention and action.

I'm confident you are aware by now that Sheriff D'Agostini, as well as several other public officials, is in violation of the public trust and his Constitutional Oath of Office. The Board of Supervisors recently affirmed during the 4/28/14 Special BOS meeting addressing the Cultural Assessment Survey that retaliatory, harassing, bullying or unethical conducts will not be tolerated.

The potential liability for El Dorado County against its bonding insurance policy is another concern of taxpayers who ultimately pay for the exorbitant cost of litigation.

Therefore I respectfully request a one-hour meeting with you to discuss the significance of the above issues. Another individual will accompany me as a representative for mutually concerned citizens. As with all meetings with public officials, an agenda will be prepared to keep us on track.

Please have your administrator contact me to coordinate schedules for this important meeting. I can be reached at (530) 642-1670. We look forward to your anticipated cooperation and hearing from you soon.

Sincerely,

Melody Lane
Founder – **Compass2Truth**

Attachments: 5/22/14 Cessna Citizen Complaint
4/29/14 CA Public Records Act Requests (non-compliant) Coordination/EDSO Refusal to Serve
4/28/14 BOS Transcript – Cultural Assessment
4/22/14 CPRA – Emergency Evacuation Plan/Fire Stations (non-compliant)
4/7 & 29/14 CPRAs re: EDSO MOUs
2/25/14 BOS Transcript – Bullying/Retaliation/Discrimination

CC: EDC Grand Jury

County: Reduce Horizontal Spacing between trees
Electrical lines; Cluster of small trees are topped every few years,
space them out 10' feet.

Reduce Road Side Fuels

Neighborhoods working together one property at a time to; clear
horizontal and vertical spacing 18' wide x 15' tall

- Reduces spot fires which cut off evacuation routes
 - Fire brands ignite fires miles ahead of the advancing fire front
- Allows responding fire engines to access your neighborhood
 - BC's are not sending big engines down dangerously overgrown roads



H. Campbell Item #26 BSS
6-17-14

