



C. Bly Chester BOS 8/31/2021

Cheryl Bly-Chester <cheryl.bly-chester@edcgov.us>

Fwd: April 22, 2021 Planning Commission Brown Act Violations

1 message

Cheryl Bly-Chester <cheryl.bly-chester@edcgov.us>
To: George Turnboo <george.turnboo@edcgov.us>

Sun, Aug 29, 2021 at 10:40 AM

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

From: **Cheryl Bly-Chester** <cheryl.bly-chester@edcgov.us>
Date: Mon, May 3, 2021 at 10:16 AM
Subject: Fwd: April 22, 2021 Planning Commission Brown Act Violations
To: David Livingston <david.livingston@edcgov.us>

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

From: **Cheryl Bly-Chester** <cheryl.bly-chester@edcgov.us>
Date: Mon, May 3, 2021 at 10:10 AM
Subject: April 22, 2021 Planning Commission Brown Act Violations
To: John Hidahl <john.hidahl@edcgov.us>

Dear Chairman Hidahl:

First, I want to thank you and the Board of Supervisors for the opportunity and the great honor to serve the people of District 2 as an El Dorado County Planning Commissioner. This experience has been interesting and eye-opening.

Second, and as you may know, I have a strong background in the open meeting laws of California based upon my prior appointments to many boards and commissions in California. That background also includes my doctoral dissertation on California Board Representation. Further, I have also qualified as an expert witness in federal court on numerous subjects, including the propriety of agency and board conduct.

Based upon this extensive background, I am sorry to report that I believe the Planning Commission repeatedly violated the Ralph M. Brown Act open meeting law on April 22, 2021 in relation to an appeal hearing of the "Meyers Commercial Cannabis Retail Selection and Award." During that meeting, County Counsel for the Planning Commission, I believe that Bre Mobius, misadvised or failed to advise the commission contrary to the Brown Act. I stated so in both open session and closed session. I was thus forced to leave the closed session when I stated that I would not participate in such Brown Act violations.

Thereafter, I was accused through County Counsel of intending to disclose confidential information. Such accusation was and is specious. I have not released confidential information, and do not have any intention to do so.

Since that time, I have been informed by a county official that I will be voted off of the Planning Commission if I do not first resign. Such a threat and retaliation for me voicing an educated opinion that the Planning Commission acted contrary to the Brown Act is both shocking and disgraceful. Obviously, both the Brown Act and the First Amendment of the US Constitution protect my right to make such statements, and any threat to take action against me in retaliation is itself a violation of the Brown Act.

Accordingly, I am entitled to know if you intend to present an agenda item to vote me off of the Planning Commission before my term of office is over? If so, I may consider resigning now to avoid the consequential disruption and embarrassment during a Board of Supervisors Meeting.

Finally, I would appreciate a prompt response to the above question within ten (10) days.

Thank you,
Commissioner Cheryl Bly-Chester

M. Lane BUS 8/31/2021

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Melody Lane, founder Compass2Truth

8-31-21 #43 – Commissioner Bly-Chester

As you should be aware, the preamble to the Brown Act is the foundation of Compass2Truth founded in 2009 as a whistleblower organization.

During yesterday's Taxpayers Association meeting discussion ensued concerning Sue Novasel's request to remove Planning Commissioner Cheryl Bly-Chester. The fact remains that the public was not given sufficient notice or substantiation as to Supervisor Novasel's motives relative to this item as required under the Brown Act. The item was void of written explanation, thus the public was left in the dark and deprived of necessary information in. What happened to the good governance, transparency and accountability that you frequently tout?

The impression conveyed to the public is that Ms. Novasel has an ax to grind and that she has something to hide which **unnecessarily contributes to political theater, also known as Bureaucratic Shenanigans or bovine fecal matter**. Furthermore, Ms. Novasel's surreptitious actions are contrary to the EDC Core Values of **Accountability, Collaboration, Integrity and Service Excellence**.

Sue Novasel is the poster child for the Progressive/Marxist Agenda for the 21st century. During her tenure, Sue has consistently demonstrated her contempt for the Constitution, her oaths of office, and the Brown Act Rights of the Public. As a consequence, she was served with an Affidavit of Truth containing specific claims and averments. An un rebutted affidavit stands as truth and fact before any court of law in America.

All actions by public officers conducted in the performance of their official duties either support and defend the national and state Constitutions, or oppose and violate them. Any enterprise undertaken by any public official, such as Sue Novasel has done, tends to weaken public confidence and undermines the sense of security for individual rights, and is against all public policy.

The Supreme Law of the Land is supreme for a reason. Apparently Ms. Novasel thinks she is just as much above the law as Nancy Pelosi and Gavin Newsom. Therefore we strongly urge you to oppose the removal of Planning Commissioner Cheryl Bly-Chester. Instead, it is Sue Novasel who should be removed from office for abuse of the public trust and consistent violations of her oaths of office.

~~The question still remains as to who exactly was responsible for permitting this item to be posted sans written justification as required by Section 54954.2(a) of the Brown Act requires you to respond now while I'm at the podium.~~