

From: melody.lane@reagan.com
Sent: Tuesday, June 20, 2023 1:01 PM
To: BOS-Clerk of the Board; Kim Dawson; Wendy Thomas; George Turnboo; Lori Parlin; John Hidahl; Brooke Laine; Tiffany Schmid; David A Livingston
Cc: Rafael Martinez; Shelley Wiley; Ashley A. Johnson; Richard Esposito; Noel Stack; Eric Jaramishian; Krysten Kellum; BOS-District V; BOS-District IV; BOS-District I; BOS-District III; BOS-District II
Subject: 6/20/23 BOS Consent Items #1 and #9
Attachments: 6-6-23 Mt Murphy Road Veerkamp repair costs resurface.doc; DOT Mt Murphy Rd PRA5444-013123.docx; 6-20-23 PRA 6-6-23 corresp - noncompliant.docx

This morning I arrived to the BOS meeting promptly at 9 AM only to find Sheriff Leikauf making his presentation to the BOS. The only other two constituents in the room informed me that the meeting started early and Wendy Thomas had already advocated on behalf of the LGBTQ Consent item #9. How convenient. No notification was published that the BOS had changed the start time of this meeting to 8 AM instead of the usual 9 AM. **What is the reason for this scheduling anomaly, and why wasn't the public notified?**

I also observed that the EDC Core Values poster to which I refer to below had been removed from the wall. Therefore, please ensure the entirety of this correspondence, including attachments and my below public comments, are posted to 6/20/23 Consent Items #1 and #9. **Please note that the County must respond accordingly to the associated PRA and public inquiries as required by law.**

###

I am addressing Consent items #1 and #9.

First regarding Item #9, the fact that Wendy Thomas is honoring the LGBTQ movement on behalf of all the Supervisors for the whole month of June just demonstrates how “woke” and hypocritical this BOS has become. George, you claim to be a pastor, so my comments especially apply to you as it is evident you do NOT know scriptures. **The LGBTQ movement represents perverted biblical values and sexual grooming of our children.** What God calls an abomination, you call “pride”, then elevate it to acceptable conduct and snuck in under Consent. Scripture says, *“Woe to them that call evil good, and good evil.”* Matthew, Mark, and Luke further state, *“And whosoever shall offend one of these little ones that believe in me, it is better for him that a millstone were hanged about his neck, and he were cast into the sea.”* Everyone knows PRIDE goes before the fall...

With regard to Item #1 and the minutes of the June 6th meeting when I submitted [this] PRA concerning **Mt. Murphy Road repairs**, there has been an abysmal lack of appropriate staff response or adherence to the Freedom of Information Act. John Hidahl was grossly in error and in violation of his oaths of office when he stated that DOT *“did not have to respond to Melody’s comments.”* That hypocritically contradicts the EDC Core Values of **Accountability, Integrity, Service Excellence, and Collaboration.**

Furthermore, DOT Technician Ashley Johnson failed to email me the requested documentation in my PRA. The law is clear that the county is obligated to provide PRA info **in whatever form I request.** I emailed you all to apprise you of the stalemate and Ashley’s absurd response, *“If you have any additional comments or clarifications, please contact road maintenance at (530) 642-4909.”* Her perfunctory replies were insulting and insinuate the county has **no intention of complying with the law.**

I then specifically emailed **Rafael Martinez, Lori Parlin, the CAO and County Counsel**, but no response has been forthcoming. I specifically asked you to please advise **who exactly is responsible for the follow up on PRAs** to ensure they don't **fall through the cracks** such as the related January PRA, and also explain why there has been no response to my last February 10th email concerning that PRA.

Either you are censoring my correspondence, or you are deliberately ignoring them which is against the law and contrary to the **[Core Values posted on the wall over there.]** Pursuant to my rights under the Brown Act I demand your immediate public response to those PRA inquiries.

- 1) PRA 5859-060623 & correspondence

Melody Lane

Founder – Compass2Truth

Brown Act Preamble: “The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people do not yield their sovereignty to the bodies that serve them. **The people insist on remaining informed to retain control over the legislative bodies they have created.**”

From: melody.lane@reagan.com <melody.lane@reagan.com>

Sent: Thursday, June 8, 2023 6:16 PM

To: 'El Dorado County Public Records Center' <eldoradocountyca@mycusthelp.net>; 'David A Livingston' <david.livingston@edcgov.us>; Tiffany Schmid <Tiffany.Schmid@edcgov.us>

Cc: rafael.martinez@edcgov.us; 'Lori Parlin' <lori.parlin@edcgov.us>; rafael.martinez@edcgov.us; bosfive@edcgov.us; bosfour <bosfour@edcgov.us>; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us

Subject: RE: Public Records Request :: P005859-060623

In light of the fact the below correspondence sent 6/9/23 at 6:01 PM was BOUNCED BY THE SYSTEM, it is being resubmitted to the SYSTEM FOR THE PUBLIC RECORD:

Ms. Johnson, et al,

You appear to have a problem understanding and applying the law concerning PRAs, so quit with the Bureaucratic Shenanigans. In the event you need clarification I've attached a Guide to CA Public Record Act Requests to help educate you.

Furthermore, your absurd remark, "*If you have any additional comments or clarifications, please contact road maintenance at (530) 642-4909*" is insulting and insinuates the county has no intention of complying with the law.

Sunshine laws governing PRAs have not changed: "THE PEOPLE OF THIS STATE DO NOT YIELD THEIR SOVEREIGNTY TO THE AGENCIES WHICH SERVE THEM. THE PEOPLE, IN DELEGATING AUTHORITY, DO NOT GIVE THEIR PUBLIC SERVANTS THE RIGHT TO DECIDE WHAT IS GOOD FOR THE PEOPLE TO KNOW AND WHAT IS NOT GOOD FOR THEM TO KNOW. THE PEOPLE INSIST THEY MAY RETAIN CONTROL OVER THE INSTRUMENTS THEY HAVE CREATED." Whether I come into the county offices to examine public records, make a verbal PRA on the phone, request the documents be sent USPS, or request they be *efficiently sent via email to avoid unnecessary costs of duplication*, the county is still obligated to provide that info *in whatever form I request*.

To reiterate my previous PRA, please provide ALL the following information requested and note the highlights:

With regard to your insufficient response to items #1 and #2, **no pdf files were attached**, nor were the documents sent **directly** to melody.lane@reagan.com as specified in this PRA submitted 6/6/23 wherein I requested:

- **The agency must justify the withholding of any record** by demonstrating that the record is exempt or that the public interest in confidentiality outweighs the public interest in disclosure. (§6255) **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.**
- If no such documents/plans exist, then please so state immediately.

Also please note such government obfuscations and delay tactics are strictly prohibited:

- **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)
- **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))

- **Access is immediate** and allowed at all times during business hours. (§ 6253(a)). Staff need not disrupt operations to allow immediate access, but a decision on whether to grant access must be prompt. An agency may not adopt rules that limit the hours records are open for viewing and inspection. (§ 6253(d); 6253.4(b))

Lastly, no response has been forthcoming regarding 6/6/23 correspondence sent at 2:38 with County Counsel and staff, specifically:

1. Please advise **who exactly is responsible for the follow up on PRAs** to ensure they don't fall through the cracks such as the related P005444-013123? (Name and title please)
2. Also please explain why there has been no response to my last email on 2/10/23 at 8:42 AM concerning P5444-013123??

In conjunction with the above, please note John Hidahl was grossly in error and in violation of his Constitutional oaths of office when he stated during the BOS that DOT “*did not have to respond to Melody’s comments.*” Mr. Hidahl’s statement hypocritically contradicts the EDC Mission, Vision, and EDC Core Values of **Accountability, Integrity, Service Excellence, and Collaboration** that are posted on the wall of the BOS chambers.

Please contact me immediately if you have any questions or need further clarification.

Melody Lane

Founder – Compass2Truth

~ By identifying the people's sovereign will not with its latest but its oldest expression, the Framers succeeded in identifying the people's authority with the Constitution, not with the statutory law made by their representatives. ~

From: Ashley A. Johnson <ashley.johnson@edcgov.us>

Sent: Thursday, June 8, 2023 4:24 PM

To: melody.lane@reagan.com

Subject: Public Records Request (P005859-060623)

Dear Melody Lane,

Pursuant to California Government Code § 6253, I am writing in response to your Public Records Act (“PRA”) request, received on June 6, 2023, requesting documentation for Mt. Murphy emergency repairs and planned resurfacing. I am submitting this letter within the ten-day period for response set out in Government Code § 6253(c).

After a review, the County has determined that **it has non-exempt records** which are responsive to your request. We have already evaluated the items in your PRA request. Please see the following specific responses:

- Request #1: You asked for “all documents pertaining to the scope and total cost of the repairs completed in April 2023 by Doug Veerkamp Engineering and Construction due to the 12/31/22 landslide, flooding, and road failures specifically on Mt. Murphy Road in Coloma. These materials should be immediately accessible.”
 - Response #1: The approved work order and final invoice are attached as PDF’s in GovQA.

- Request #2: Mt. Murphy Road was formerly a solid surface. Residents have frequently expressed concerns about increased traffic creating an environmental/health/safety hazard due to clouds of airborne particulate matter. Theoretically the road resurfacing should be included in the Mt. Murphy Bridge CIP. Please provide all documents related to DOTs projected plan/schedule to resurface the dirt and gravel segment of Mt. Murphy Road with a solid material in order to mitigate the hazardous particulate matter. If no such documents/plans exist, then please so state immediately.”
 - Response #2: The MOU between Air Quality Management District and Department of Transportation is attached as documentation of the approved grant on GovQA as a PDF. There is not currently a confirmed date for Mt. Murphy Road paving operations, however it is required to be completed by 2027 based on the grant approval dates.

For the records released, you may access the records by visiting the El Dorado County Public Record Center at the following link: [Public Record Center](#). If you have any trouble accessing records, please contact my office as described below so that we can help resolve the problem.

Please note that all public record requests are limited only to records maintained in the normal course of business by the County and records that are within the County’s custody, control, and access. Please also note that we will not produce records that are privileged or otherwise exempt from disclosure pursuant to State and Federal laws, including exemptions identified in Gov. Code Section 6254, et seq., and additional exemptions specifically incorporated under Gov. Code Section 6254(k). This includes documents pertaining to pending litigation or claims, and documents protected by the attorney-client privilege, attorney work product, and official information privileges.

If you have any additional comments or clarifications, please contact road maintenance at (530) 642-4909.

Sincerely,

Ashley Johnson

Sr. Administrative Analyst

County of El Dorado

Department of Transportation
Maintenance and Operations Division
2441 Headington Road
Placerville, CA 95667
Phone (530) 642-4925
ashley.johnson@edcgov.us

My regular office hours are Monday through Friday from 8 am to 4:30 pm. I am in the office on Tuesday and Wednesday and telework Monday, Thursday and Friday.

From: melody.lane@reagan.com <melody.lane@reagan.com>

Sent: Thursday, June 8, 2023 1:24 PM

To: 'El Dorado County Public Records Center' <eldoradocountyca@mycusthelp.net>; 'David A Livingston' <david.livingston@edcgov.us>; 'Lori Parlin' <lori.parlin@edcgov.us>; Tiffany Schmid <Tiffany.Schmid@edcgov.us>

Cc: rafael.martinez@edcgov.us; john.hidahl@edcgov.us; george.turnboo@edcgov.us; wendy.thomas@edcgov.us; Brooke Laine <Brooke.laine@edcgov.us>; bosfive@edcgov.us; bosfour

<bosfour@edcgov.us>; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us

Subject: RE: Public Records Request :: P005859-060623

With regard to your insufficient response to items #1 and #2, **no pdf files were attached**, nor were the documents sent **directly** to melody.lane@reagan.com as specified in this PRA submitted 6/6/23 wherein I requested:

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Please contact me immediately if you have any questions or need further clarification.

Melody Lane

Founder – Compass2Truth

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If you have any additional comments or clarifications, please contact road maintenance at (530) 642-4909.

Sincerely,

Ashley Johnson

From: melody.lane@reagan.com <melody.lane@reagan.com>
Sent: Monday, January 30, 2023 6:46 PM
To: 'Lori Parlin' <lori.parlin@edcgov.us>; rafael.martinez@edcgov.us; Kim Dawson <Kim.Dawson@edcgov.us>; edc.cob@edcgov.us
Cc: 'Donald Ashton' <don.ashton@edcgov.us>; 'David A Livingston' <david.livingston@edcgov.us>
Subject: Public Record Act request # P005444-013123

Pursuant to my rights under the California Public Records Act (Government Code Section 6250 et seq.), I ask to obtain **via email** the following information:

- 1) The identity by **name and title** of the below pictured driver and passenger in the silver Ford truck, license plate **CAT 60**. This information should be immediately accessible.
- 2) Any policy, procedure, or directive from county staff indicating that an employee is **not required return phone calls, respond to communications, to speak to and/or provide their identity to constituents**. This includes any communications from the CAO, BOS, or Department heads. If no such documents exist, please so state immediately.
- 3) Contract with Veerkamp Construction for Mt. Murphy Road repairs, scope of work, materials to be used, cost of project, and timeline.
- 4) Mt. Murphy Bridge Replacement timeline and
- 5) Detailed Emergency Evacuation Plan/route for residents on northeast side of the river.

To avoid unnecessary delays or costs of duplication, electronic copies are acceptable and may be emailed directly to melody.lane@reagan.com in pdf format. **Access is always free.** Fees for "inspection" or "processing" are prohibited. (§ 6253)

The agency must justify the withholding of any record by demonstrating that the record is exempt or that the public interest in confidentiality outweighs the public interest in disclosure. (§6255) **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.**

It is further requested that your determination be made within **10 days, or sooner**, as stipulated within the California Public Records Act, Government Code 6253(c). ***Note these time periods may not be used solely to delay access to the records. (§ 6253(d)) The law makes no provision for extensions due to Covid-19.**

Please do not hesitate to contact me immediately if you have any questions.

Melody Lane

Founder – Compass2Truth

From: melody.lane@reagan.com <melody.lane@reagan.com>
Sent: Monday, January 30, 2023 5:35 PM
To: 'Lori Parlin' <lori.parlin@edcgov.us>; rafael.martinez@edcgov.us; 'Donald Ashton' <don.ashton@edcgov.us>; 'David A Livingston' <david.livingston@edcgov.us>
Cc: george.turnboo@edcgov.us; wendy.thomas@edcgov.us; john.hidahl@edcgov.us; Brooke Laine <Brooke.laine@edcgov.us>; Shelley Wiley <shelley.wiley@edcgov.us>; bosfive@edcgov.us; bosfour <bosfour@edcgov.us>; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us
Subject: Mt. Murphy Road Closure - Public Safety/Liability issues

There has been a tremendous amount of traffic on Mt. Murphy Road over the past two weeks. Many vehicles have been parking their cars in front of my home, and trespassers have been using my driveway to turn around

which sets off my security alarm system. As you are aware, I've had multiple electric gate openers broken beyond repair by frequent intruders who ignore the signage.

Today at approximately 2:30 PM the occupants of an **unmarked silver Ford truck** moved the barricades aside, **license plate CAT 60**. When I walked up the road to investigate, the truck began backing down the road towards me while I was talking to my neighbors who were walking their dogs. When I waved the driver down to inquire who had given them authority to move the barricades aside, the driver responded that Veerkamp Construction had asked him to look at the road damage, but he refused to provide me his name, although I believe he is a DOT employee.

The passenger of the vehicle also looked familiar and refused to give me his name, but he did admit he worked for DOT. The passenger addressed me by my name and then disrespectfully mocked, "*Do you think you own the road?*" Since the passenger admitted to being a **public servant**, I again repeated my request to identify himself, but he refused to do so, and then he very sarcastically told me to "*Go tell it to the Board of Supervisors.*" It was the disrespect that was most infuriating.

The matter of **public employees refusal to respond to constituents** was a controversial topic brought up during today's Taxpayers Association meeting when CAO Don Ashton was the guest speaker. It did not go unnoticed that the CAO avoided responding to most of the questions with any level of transparency, much less any accountability. It essentially was just another dog and pony show, same as the BOS meetings where constituents are tightly controlled and censored. In conversation with others afterwards, it became apparent that lawsuits are the only method of resolving these issues, and an obvious waste of taxpayer resources. That is not leadership; it is totalitarianism.

LORI: Quit kicking the can down the road. The Mt. Murphy Road repairs go hand-in-hand with the Mt. Murphy Bridge replacement project. It is irresponsible for DOT to move forward with the Bridge CIP without properly addressing the public safety and liability issues that I, and others, have addressed in previous correspondence. **WHAT IS THE DOT PLAN AND TIMELINE FOR THE BRIDGE & ROAD REPAIRS???**



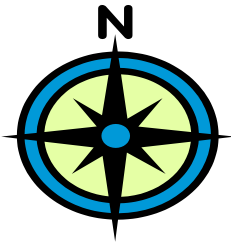




Melody Lane

Founder – Compass2Truth

“You need a new Board [of Supervisors]. All of them. Hold their feet to the fire. Mine too. I work for you.” Sheriff John D’Agostini – August 16, 2011



Compass2Truth

Citizens for Constitutional Liberty

P.O. Box 598
Coloma, CA 95613

June 6, 2023

To: District #4 Supervisor Lori Parlin
DOT Director Rafael Martinez
Environmental Management Director Jeffrey Warren
Clerk of the Board Kim Dawson

CA PUBLIC RECORDS ACT REQUEST

Pursuant to my rights under the California Public Records Act (Government Code Section 6250 et seq.), I ask to obtain **via email**:

1. All documents pertaining to the scope and total cost of the repairs completed in April 2023 by Doug Veerkamp Engineering and Construction due to the 12/31/22 landslide, flooding, and road failures specifically on Mt. Murphy Road in Coloma. These materials should be immediately accessible.
2. Mt. Murphy Road was formerly a solid surface. Residents have frequently expressed concerns about increased traffic creating an environmental/health/safety hazard due to clouds of airborne particulate matter. Theoretically the road resurfacing should be included in the Mt. Murphy Bridge CIP. Please provide all documents related to DOTs projected plan/schedule to resurface the dirt and gravel segment of Mt. Murphy Road with a solid material in order to mitigate the hazardous particulate matter. If no such documents/plans exist, then please so state immediately.

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It is further requested that your determination be made within **10 days, or sooner**, as stipulated within the California Public Records Act, Government Code 6253(c). ***Note these time periods may not be used solely to delay access to the records. (§ 6253(d))**

Please do not hesitate to contact me immediately if you have any questions.

Sincerely,

Melody Lane

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