



Noah Triplett <noah.triplett@edcgov.us>

Fwd: Please publicly post to Item #1 of the 2/11/19 RMAC meeting agenda

2 messages

Jim Mitrison - El Dorado County <jim.mitrison@edcgov.us>

Fri, Feb 8, 2019 at 3:01 PM

To: Vickie Sanders <vickie.sanders@edcgov.us>, Noah Triplett <noah.triplett@edcgov.us>, Chelsea Doyle <chelsea.doyle@edcgov.us>

Cc: Creighton Avila <creighton.avila@edcgov.us>

FYI, please see email from Melody Lane below.

Jim Mitrison
 Clerk of the Board of Supervisors
 County of El Dorado
 Ph. 530.621.5390 Main
 Ph. 530.621.5592 Direct
 Email jim.mitrison@edcgov.us

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

 From: **Melody Lane** <melody.lane@reagan.com>

Date: Fri, Feb 8, 2019 at 2:56 PM

Subject: Please publicly post to Item #1 of the 2/11/19 RMAC meeting agenda

 To: Vickie Sanders <vickie.sanders@edcgov.us>, Noah Rucker-Triplett <noah.rucker-triplett@edcgov.us>, Donald Ashton <don.ashton@edcgov.us>, Jim Mitrison <jim.mitrison@edcgov.us>, <lori.parlin@edcgov.us>, Shelley Wiley <shelley.wiley@edcgov.us>

 Cc: <john.hidahl@edcgov.us>, <brian.veerkamp@edcgov.us>, <sue.novasel@edcgov.us>, <shiva.frentzen@edcgov.us>, <barry.smith@parks.ca.gov>, Jason DeWall <jason.dewall@parks.ca.gov>, <bosfive@edcgov.us>, bosfour <bosfour@edcgov.us>, <bosone@edcgov.us>, <bosthree@edcgov.us>, <bostwo@edcgov.us>

Please ensure the entirety of this correspondence is publicly posted via the Gov Delivery system TODAY to Item #1 of the 2/11/19 RMAC minutes. Note for the record that NONE of the corrections were made to the 1/14/19 minutes, therefore they should NOT be approved under Consent. ***And please, no more***

Bureaucratic Shenanigans like the CAO pulled last month by deliberately delaying until the 11th hour the public distribution.

Also for the record, the RMAC was out of order the entirety of the meeting. Vickie Sanders and Noah Rucker have colluded with other county staff in maintaining their corrupt status quo. Accordingly the following presentation was made to the Board of Supervisors on 1/15/19:

Melody Lane – Founder, Compass2Truth

1-15 19 RMAC – Brown Act Rights of the Public

I'd like to draw your attention to the highlighted portions of the Brown Act Rights of the Public that were just distributed to you. You've seen this many times before. In fact, I provided it to Lori Parlin in 2016 when she also presented it to the BOS.

From: Donald Ashton [mailto:don.ashton@edcgov.us]

Sent: Friday, August 17, 2018 3:45 PM

To: Melody Lane

Cc: AD-Department-Heads-m; The BOSONE; The BOSTWO; The BOSTHREE; The BOSFOUR; The BOSFIVE

Subject: Email Access

Good afternoon Ms. Lane,

Over the last few months, you have sent numerous emails, sometimes including lengthy email chains and/or attachments along with your communication. These emails have included in their distribution numerous staff members in addition to Department Heads, my office, the offices of the Board of Supervisors and their assistants.

The County's email system is designed to make County operations more effective and efficient. In furtherance of that objective the County has a practice of limiting certain types of email traffic. The County has never by policy or practice opened its email system for indiscriminate use by the general public.

The County takes seriously its obligation to provide the constituents of the County with access to their local government, however, the County's email system is not a traditional public forum nor has the County designated it as such. As a nonpublic forum, the County can impose reasonable regulations on the use of its email system. In fact, even where a public forum is involved, the law allows reasonable time, place, and manner restrictions upon the use of that public forum. As has been noted "Freedom of expression does not mean that everyone with opinions or beliefs to express may do so at any time and place..." It has also been recognized that the government and the taxpayers it serves have a substantial interest in avoiding unnecessary drains upon the public resources. By sending these lengthy emails with extensive attachments to numerous County employees and officials, public resources are diverted from other important tasks when those employees and officials must open and review the email and attachments.

This is to let you know that effective immediately the County is restricting your ability to email County staff. In order to ensure you continue to have access to your local government, you will still be permitted to email all Board of Supervisors members, their assistants, County Department Heads as well as edc.cob@edcgov.us and planning@edcgov.us. You remain free to express any opinions, requests, or other comments in your emails as the County has no interest in restricting your ability express your viewpoint on matters of County governance.

We appreciate your interest in the operation of your local government and trust you understand that we share your desire to ensure that the County operates effectively and efficiently for all of the citizens of the County.

WARNING: This email and any attachments may contain private, confidential, and privileged material for the sole use of the intended recipient. Any unauthorized review, copying, or distribution of this email (or any attachments) by other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender immediately and permanently delete the original and any copies of this email and any attachments.

CALIFORNIA 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."

CHAPTER V.

RIGHTS OF THE PUBLIC

§54954.3 Public's right to testify at meetings. (c) The legislative body of a local agency shall not prohibit public criticism of the policies, procedures, programs, or services of the agency, or of the acts or omissions of the legislative body. Nothing in this subdivision shall confer any privilege or protection for expression beyond that otherwise provided by law. Care must be given to avoid violating the speech rights of speakers by suppressing opinions relevant to the business of the body.

As such, members of the public have broad constitutional rights to comment on any subject relating to the business of the governmental body. Any attempt to restrict the content of such speech must be narrowly tailored to effectuate a compelling state interest. Specifically, the courts found that policies that prohibited members of the public from criticizing school district employees were unconstitutional. (*Leventhal v. Vista Unified School Dist.* (1997) 973 F. Supp. 951; *Baca v. Moreno Valley Unified School Dist.* (1996) 936 F. Supp. 719.) These decisions found that prohibiting critical comments was a form of viewpoint discrimination and that such a prohibition promoted discussion artificially geared toward praising (and maintaining) the status quo, thereby foreclosing meaningful public dialog.

Where a member of the public raises an issue which has not yet come before the legislative body, the item may be briefly discussed but no action may be taken at that meeting. The purpose of the discussion is to permit a member of the public to raise an issue or problem with the legislative body or to permit the legislative body to provide information to the public, provide direction to its staff, or schedule the matter for a future meeting. (§ 54954.2(a).)



DEPARTMENT OF PARKS AND RECREATION
GOLD FIELDS DISTRICT
Marshall Gold Sector
Post Office Box 265
Coloma, CA 95613
Telephone: (530) 622-3470
Facsimile: (530) 622-3472
Email: Barry.Smith@parks.ca.gov

April 10, 2018

El Dorado County
Board of Supervisors
330 Fair Lane
Placerville, CA 95667

RE: River Management Advisory Committee (RMAC):
California State Parks Representation

Dear Board of Supervisors:

As an agency who shares management over whitewater recreation on the South Fork of the American River, California State Parks & Recreation will no longer provide department representation on the River Management Advisory Committee.

In the future, if the committee should request it, California State Parks & Recreation is open to providing information and or guidance to the committee.

Should you have any questions or concerns, please feel free to contact me at (530) 622-3470 or Barry.Smith@parks.ca.gov.

Sincerely,

 SPS# 4/10/18

Barry C. Smith, Superintendent
Marshall Gold Sector
Gold Fields District

cc: El Dorado County Parks Division



County of El Dorado

Chief Administrative Office

Parks Division

330 Fair Lane
Placerville, CA 95667-4197

Don Ashton, MPA
Chief Administrative Officer

Phone (530) 621-5360
Fax (530) 642-0301

DATE: May 9, 2017
TO: Board of Supervisors
FROM: Laura Schwartz, Deputy Chief Administrative Officer
RE: River Management Advisory Committee

Background

In 2001, the Board adopted Resolution number 065-2002 establishing the River Management Advisory Committee (RMAC). The committee consists of seven members appointed by majority vote of the Board of Supervisors. The RMAC was formed to provide a forum for the discussion of river use issues, ideas or conflicts among persons or groups with an interest in the South Fork of the American River. The committee is advisory to the Board of Supervisors.

El Dorado County Chief Administrative Office, Parks Division entered into a contract with Environmental Stewardship and Planning on July 28, 2014. The purpose of this contract was to prepare a redlined revision of the River Management Plan (RMP). This plan has not been updated since 2001 and since that time the County has fifteen years of data to support the recommendations made in the redlined version. One of the recommendations from the consultant was specifically related to the River Management Advisory Committee (RMAC). The recommendation was as follows:

5. Dissolve the RMAC.

The most significant change that we propose is to dissolve the RMAC. This committee has done some very good and dedicated work since its inception in 1984, but has evolved into more of a community-focused, rather than River-focused organization. Because of the lack of substantive issues that require deliberation and the wide-ranging interests of the RMAC, we recommend that this committee be dissolved and that the County encourage interested participants to form an ad-hoc committee. This committee could be supported by the County in same manner as the Rubicon Oversight Committee that has successfully conducted ad-hoc meetings for over 10 years.

CALIFORNIA BROWN ACT

PREAMBLE:

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Last night I attended the RMAC meeting in this room. It was as chaotic as an insane asylum. The four representatives—Bill Crenshaw, Rob Smay, Nate Rangel and Adam Anderson--were clueless as to their function, much less the law and finer points of the River Management Plan. As Larry Weitzman remarked in one of his MD columns, they were acting “ultra vires” or outside of the law. It’s been their typical modus operandi.

Even Vickie Sanders appeared confused. Despite multiple phone calls, it was apparent she had no idea what I was referring to during public comments. No wonder because Vickie never received my request last week Thursday to ensure certain documents were publicly posted via the Gov Delivery system to last night’s specific agenda items. **It begs the question, how many other emails to public officials were UNLAWFULLY intercepted since Don Ashton sent me THIS email on 8/17/18 RESTRICTING MY EMAIL ACCESS???**

After multiple phone calls Monday afternoon, at 2:23 PM I’d received the following email from Jim Mitrison: *In this instance, it is my responsibility to ensure your emails are forwarded to the proper staff members for posting, which I have since completed. I expect staff will be able to post your materials in short order. I apologize for the delay.*

I replied: *The materials I distributed last week were already addressed to the proper staff to ensure lawful transparency and accountability. Vickie Sanders insisted she never received my email concerning Item #2, nor has she received direction from the BOS to remove State Parks from the RMAC agendas/minutes. RMAC still blatantly continues to operate outside of the law with the full knowledge and blessing of county staff.*

After the meeting adjourned I conversed with Vickie Sanders. She informed me that Don Ashton ordered removed ALL emails of the Parks & Rec Commissioners, RMAC and other county committees. Counsel knows they are bound by the same laws as county staff. That would explain why they’ve ALL been unresponsive, including Lori Parlin, which makes them culpable and liable under Title 18, Sections 241 & 242 which are federal offenses, not to mention in violation of their Constitutional oaths of office.

So the question is, are you and staff UNLAWFULLY acting of your own volition, or under the direction of Don Ashton or County Counsel???

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. ~ John Whitehead ~

From: Melody Lane [mailto:melody.lane@reagan.com]
Sent: Wednesday, January 23, 2019 5:31 PM
To: Vickie Sanders (vickie.sanders@edcgov.us); 'Donald Ashton'; Jim Mitrisin (jim.mitrisin@edcgov.us)
Cc: barry.smith@parks.ca.gov; Jason DeWall (jason.dewall@parks.ca.gov); Mike Howard (Mike.Howard@parks.ca.gov); lori.parlin@edcgov.us; brian.veerkamp@edcgov.us; john.hidahl@edcgov.us; shiva.frentzen@edcgov.us; sue.novasel@edcgov.us
Subject: 1/14/19 RMAC meeting minutes corrections

Please correct the 1/14/19 RMAC minutes to properly reflect the following and confirm via email when they are corrected:

- The attached documents were presented to Vickie Sanders relevant to Item #1 and #3 of the 1/14/19 RMAC agenda and are marked as such, but they were improperly posted under Open Forum. **Nobody made any comments during Open Forum.**
- **Greg Jorgensen and Ythsta Resovich identified themselves as members of the River Mafia Mob during Item #4 – Quiet Zone public comments.**
- Nothing whatsoever is mentioned about Rob Smay, Adam Anderson, Bill Crenshaw and Nate Rangel who were entirely out of order, interrupting speakers and talking out of turn during the entirety of the meeting. **It was total chaos, yet Vickie Sanders did absolutely *nothing* to control them or ensure the Brown Act was adhered to.**
- Furthermore, the minutes should reflect that **Adam Anderson used this illegitimate RMAC meeting to invade my personal space and harass me in a threatening tone while I was seated at the rear of the room shouting, “That’s slander!...I feel sorry for you! I feel sorry for you.”** The fact is he has proven to be a habitual liar who resorts to “legal manipulations” and bully tactics. (The entire interaction was captured on my audio.)
- Furthermore Committee Member Comments erroneously state: “*Member Anderson everyone for attending which is a part of representative government and participation*” (incomplete sentence) when in fact **Anderson used the opportunity to defend his bully tactics and conflict of interests. Nothing at all is mentioned about the consultant report that he personally authorized and sprung onto the group.**

Melody Lane

Founder – Compass2Truth

“Experience hath shewn, that even under the best forms of government those entrusted with power have, in time, and by slow operations, perverted it into tyranny.” ~ Thomas Jefferson ~

3 attachments**1-14-18 Public Comment 19-0141 1-3.pdf**

709K

**Brown Act Rights of the Public.docx**

15K

**Ashton Email Access 8-17-18.docx**

19K

Jim Mitrisin - El Dorado County <jim.mitrisin@edcgov.us>

Fri, Feb 8, 2019 at 3:16 PM

To: Melody Lane <melody.lane@reagan.com>

Cc: Vickie Sanders <vickie.sanders@edcgov.us>, Noah Rucker-Triplett <noah.rucker-triplett@edcgov.us>, Donald Ashton <don.ashton@edcgov.us>, Lori Parlin <lori.parlin@edcgov.us>, Shelley Wiley <shelley.wiley@edcgov.us>, John Hidhal <john.hidahl@edcgov.us>, Brian Veerkamp <brian.veerkamp@edcgov.us>, Sue Novasel <sue.novasel@edcgov.us>, Shiva Frentzen <shiva.frentzen@edcgov.us>, barry.smith@parks.ca.gov, Jason DeWall <jason.dewall@parks.ca.gov>, The BOSFIVE <bosfive@edcgov.us>, bosfour <bosfour@edcgov.us>, The BOSONE <bosone@edcgov.us>, The BOSTHREE <bostthree@edcgov.us>, The BOSTWO <bostwo@edcgov.us>

Thank you, your email has been forwarded to the appropriate staff.

Jim Mitrisin
Clerk of the Board of Supervisors
County of El Dorado
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Ph. 530.621.5592 Direct
Email jim.mitrisin@edcgov.us

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