

**From:** [Ken Paige](#)  
**To:** [bdofsupervisors](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Hardy Bullock](#)  
**Subject:** Re: BOS Meeting for the Record 3/23/21-Recind Emergency Order  
**Date:** Sunday, March 21, 2021 10:13:25 PM

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**I request for the public record that it is incumbent upon you our Board of Supervisors to review and rescind out current state of emergency now because you know the truth and it is unwarranted (3 reasons):**

**1) I request the Nevada County Supervisors immediately rescind The Resolution 2c-062 proclaiming a local Emergency for Nevada County dated 10, 2020 signed by Heidi Hall for the following reasons:**

The aforesaid conditions of the Signed Resolution are no longer applicable today one year later.

- We no longer live under a condition of extreme peril beyond the control, capacity and resources on the services, personnel, equipment, and facility of our county
- and we are able to cope.

Whereas, the aforesaid conditions of **extreme peril** warrant and necessitate the Proclamation of the Existence of the Local Emergency; and

Whereas, these conditions are likely to be **beyond the control, capacity, and resources** of the services, personnel, equipment, and facilities of Nevada County, and local resources are **unable to cope** with the effects of said emergency

**2) I request the County Officer rescind The Declaration of Local Health Emergency declaring a local Emergency for Nevada County dated March 3, 2020 signed by Ken Cutler MD. for the following reasons:**

The aforesaid conditions of the Signed Declaration are no longer applicable today one year later & must reviewed.

- While there is a virus, there is no longer an imminent and proximate threat to our community
- Under Health & Safety code 101080 this declaration must NOT remain in effect for longer than 7 days unless reviewed and ratified by the Nevada County Supervisors & must be reviewed

every 30 days UNTIL the local emergency is terminated.

Whereas, Health & Safety Code section 101080 allows a local health officer to declare a local health emergency in the health officer's jurisdiction, or any part thereof, whenever the health officer reasonably determines that there is an **imminent and proximate threat** on the introduction of any contagious, infectious or communicable disease.

pursuant to Health & Safety code 101080, the Nevada County Health Officer declares.

- 1) The potential introduction of covid-19 is **a threat to the public** health within the meaning of Health and Safety code 10108
- 2) This declaration shall remain in effect for no longer than seven days unless it has been ratified by the Nevada County Board of Supervisors

Health and Safety code 10108 States:

Whenever a local health emergency is declared by a local health officer pursuant to this section, the local health emergency shall not remain in effect for a period of seven days unless it has been ratified by the board of supervisors, or city council, whichever is applicable to the jurisdiction. The board of supervisors, of city council, if applicable, **shall review, at least every 30 days** until the local health emergency is terminated, the need of continuing the local health emergency and shall proclaim conditions warrant the termination.

**3) The Proclamation of the State of Emergency by Governor Gavin Newsom dated March 4, 2020 waived code section 8625(a) and did not waive section 8625(d), which specifically states:**

The governing body shall proclaim the termination of the local emergency at **the earliest possible date that the condition warrants.**

**Therefore, because you now know the truth, it is incumbent upon you our Board of Supervisor to review and rescind out current state of emergency now because it is unwarranted.**

**Ken R Paige**

Eat your food with gladness & drink your wine with a joyful heart (Ecclesiastes 9:7)

**Proprietor Friar Tuck's Restaurant & Bar**



On Wed, Mar 17, 2021 at 7:34 PM Ken Paige <[REDACTED]> wrote:

**To our BOS**

Last meeting you tabled a much-needed resolution that simply asked "Let's start the conversation" regarding our community. Ed, Hardy and Heidi, you had an

opportunity to Join the winning side of history, initiated by Dan and Sue, to show the community you care. We live in a free society; the burden is on you, our government officials to provide a compelling justification for any restrictions on the liberty of citizens. There can be no such justification, not for another day, when California's worst-in-the-nation lockdowns have produced the nation's worst COVID-era outcomes.

A new Resolution was just submitted to legislation: **Assembly Concurrent Resolution 46 to end the State of Emergency** in California.

This legislation is jointly authored by Assemblyman Kevin Kiley, James Gallagher and co authored by Senators Jim Nielsen and Brian Dahle along with Assemblywoman Megan Dahle.

**Ed, Hardy and Heidi you must Watch this, and Join the winning strategy!**

<https://www.youtube.com/watch?v=rvGNNR964fM>

This is a press conference with elected local leaders who are choosing to listen to their community and win this battle by calling for an end to all state-level COVID restrictions in California. Also presented is the [14 Resolutions](#) passed by counties throughout the state modeled on our *Healthy Communities Resolution*, to dispense with colors and tiers so people can make their own choices.

**Request for the Record: Put Healthy Communities back on the Agenda.**

Ken Paige Friar Tuck's and the NCRC

On Wed, Mar 3, 2021 at 7:14 PM Ken Paige [REDACTED] > wrote:

**I am asking that you our Nevada County Board of Supervisors sign the Healthy Communities Resolution:**

Why? The Governor's failed strategy is destroying our county

- A failed strategy that has no reference to legislatures, no concern for the Bill of Rights, private property, commercial functioning, family rights, religious freedom, or basic freedoms of association
- On March 8, 2020 the Governor issued a Declaration of Emergency to facilitate the State's response to the Covid-19 pandemic, and since that date has issued over 58 Emergency Directives; and

- the Governor has extended the current “statewide lockdowns” despite record cases of Covid-19 being recorded with no obvious data to support the notion that these continued restrictions are having the desired impact on controlling the disease statewide: and
- The Governor unilaterally bypassed California legislature (and he bypassed you our supervisors) by creating de facto law with his directives and claiming the right to do so under the authority of “emergency powers” extended for over 12 months; and
- The Governor deemed within his sole power and discretion to classify many of our local businesses as non-essential despite many of these businesses being substantially the same as others classified as essential; and
- The Governor has ordered that our local businesses be restricted to outdoor dining and less capacity which violates our Fifth Amendment right that declares no citizen shall be deprived of his property, “without the due process of law”; and
- The Governor has singled out our local bars, restaurants and athletic clubs and related businesses even though no Covid-19 infections have been traced to those sources; and
- The Governors Directives and their enforcement by the California Health Authority have caused harm to our county and local residents and businesses of Nevada County;

**It’s time to take back control of these draconian measures to save our community. We have to have a place to start the hard work of bringing healing back and the Health Community Resolution is a start point.**

- Our county is best served by **an ability to respond locally to the COVID-19 virus in accordance with our local data and circumstances**
- Our county is geographically diverse and ill-suited for the entire county-wide restrictions imposed by the Blueprint, therefore our county must have **OUR own COVID-19 response tailored to geographically separate areas, such as different zip codes, as circumstances and case levels warrant.**
- Our county must **spend our federal CARES funds**, to which we are entitled by law, consistent with OUR respective local plans and programs

**The health and well-being of our community** has never been more so important than now during what has been called a once-in-a-century pandemic; and

- Let's engage our whole community to find solutions. Together we can find cross-cutting reforms and new ways to think that will unite us and move us forward. We need to see the whole picture-including the medical, mental health, economic, fiscal and societal impacts of COVID-19 and shutdowns. Together we are more powerful than any single broad-based government mandate.
- Let's abandon the lockdown approach and embrace a more targeted COVID-19 strategy focused on balancing risks and benefits; protecting the most vulnerable at-risk members

of society while allowing others to live their lives normally and build up immunity to the virus through natural infection. Lockdowns have failed to contain this virus.

**The Decisions affecting the health and well-being of our constituents must be based on empirical evidence without regard to politics or the influence of special interest groups;** and

- Let's seek out evidence-based treatment options that reduce hospital/ICU Utilization. The ever-changing public health orders are not backed by scientific data and neither the Governor nor the California Department of Public Health have presented this data to either the state legislature or to the people of California.
  - let's get the complete data and full science so that our community can make better informed decisions about their families vs. politicians and the media influence

We must stop our state from being **highest unemployment rate in the country**, and the **fifth worst excess death rate** west of the Mississippi; and

A failed strategy that created rampant unemployment, isolation and an uncertain future that could lead to 75,000 deaths from drug or alcohol abuse, suicide and mental health. Deaths known as "deaths of despair due to COVID lockdown policies.

- We must put an end to **increases in drug abuse, delayed medical care, depression among our youth, and the overall need for mental health services;** and address the **impacts to our children** of any further delays to in-person education
- We must stop the **one-size-fits-all blueprint approach to reopening counties that fails to allow the flexibility to respond in a data-driven way to what is occurring in our county;**
- We must **gather and show with transparency the local county evidence** that **impacts the operation of businesses and schools**

On Tue, Feb 23, 2021 at 3:57 PM Ken Paige <[REDACTED]> wrote:

To my BOS,

You all experienced a very hard day. Welcome to the pent of demand on my side of the fence. What you heard again today, like 2 weeks ago was and still is the heartbeat of the majority of your constituents. Yes the majority. Come see my hundred and hundreds of emails begging me to stay open because they want life abundantly.

As I told you today, community folks are calling me daily asking to join a winning strategy. One where we unify the community and find solutions to bring life back. We can do this without your assistance but it would be so much better if you can come alongside and join us. Our folks are intelligent, compassionate and will be responsible. We need strong leaders who will protect and defend us.

I'm on your side to regain the respect and honor of your people.

Become a virtuous leader that everyone can respect and honor. Become a friend to your community. These are tough times and we need strong trusted leadership to have our backs. We need fearless leaders to look at the big picture and make tough decisions for the benefit of all.

Once again here is our agenda:PLEASE READ AND CONSIDER

**Finding ways to Re-Open Nevada safely and respectfully:**

- Restaurant Owners are putting in Proven Ionic Air cleansers proven to kill 99.4% of all viruses. Now installed the White House, Google, Amelia Arena, the Phoenix airport, the Mayo Clinic, Ramstein Air Force Base, Harvard University, dozens of hospitals, and many other notable locations.”
- Restaurant owners are consulting with Industrial health hygienists for ways to improve already High standards
- We are meeting individually with business owners who have closed and educating them on how to reopen safely
- We are bringing in speakers to educate our community  
Doctors on early treatment, vaccinations, masks, deaths of despair  
Constitutional Lawyers to learn our rights  
Educational leaders regarding Children and Schools  
Sheriffs, supervisors, mayors and city council members -doing their job  
Senators and Assemblymen – who are standing with their communities
- **We formed a Recall Committee investigating who and when!**
- We can no longer accept your failed government COVID strategy that has only caused division and despair. We are moving forward with what you should have done from the start. Meeting with key stakeholders across all fields in our community: Business, medical, mental health, spiritual, dietary, educational, senior living, social, non-profits, and legal
- We are unifying our community by finding cross-cutting new ways to think and lead us forward out of failing COVID-19 shutdowns. Our effort will

more powerful than your single broad-based government mandates

- We are commissioning folks to get complete accurate data and full science regarding our local data and circumstances that will enable us to educate and guide our community to make informed responsible decisions. Something we asked for and you never provided
- We are working on a compassionate approach that balances the risks and benefits to allow those who are at minimal risk of death to live their lives normally to build up immunity to the virus through natural infection, while better protecting those who are at highest risk. Your one solution approach has failed
- We are seeking out evidence-based treatment options that reduce hospital/ICU Utilization. Something never even brought up by you
- We are developing a strategy that will bring hope, for our workers, businesses, schools, the arts and places of worship, for all ages. We will put to rest your eleven-month government strategy that has only caused division and declension in our community
- We are determining how to safely open, gather together and unite our community. We have to put an end to rampant unemployment, isolation with an uncertain future causing drug or alcohol abuse, suicide and other mental health issues; We must put an end to the wave of "deaths of despair" that will only continue to grow if we don't do this
- At the center of all we do we are upholding the Bill of Rights, freedom of commerce, family rights, religious freedom, and basic freedom of association and assembly.

On Fri, Feb 19, 2021 at 4:59 PM Ken Paige [REDACTED] > wrote:

To our Elected Officials,

Respectfully I have sent you many emails requesting and suggesting some

solutions that you take the lead on a new strategy regarding the pandemic. Most recently I sent you one on 1/21 and another on 2/9 without any response. I spoke at your last board meeting requesting you **Turn your hearts back to your people!** Regain the respect honor of your community. Become virtuous leaders and that we can once again respect and honor.

Because of your lack of concern and leadership- today we make the following declaration:

We the people are moving forward **doing the job you were elected to do**  
**Finding ways to Re-Open Nevada safely and respectfully:**

- Restaurant Owners are putting in Proven Ionic Air cleansers proven to kill 99.4% of all viruses. Now installed the White House, Google, Amelia Arena, the Phoenix airport, the Mayo Clinic, Ramstein Air Force Base, Harvard University, dozens of hospitals, and many other notable locations.”
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- We formed a Recall Committee investigating who and when!
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- We are unifying our community by finding cross-cutting new ways to think and lead us forward out of failing COVID-19 shutdowns. Our effort will be more powerful than your single broad-based government mandates
- We are commissioning folks to get complete accurate data and full science regarding our local data and circumstances that will enable us to educate and guide our community to make informed responsible decisions. Something we asked for and you never provided
- We are working on a compassionate approach that balances the risks and benefits to allow those who are at minimal risk of death to live their lives normally to build up immunity to the virus through natural infection, while better protecting those who are at highest risk. Your one solution approach has failed
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- At the center of all we do we are upholding the Bill of Rights, freedom of commerce, family rights, religious freedom, and basic freedom of association and assembly.

On Tue, Feb 9, 2021 at 7:42 PM Ken Paige <[REDACTED]> wrote:

**Dan, Heidi, Sue, Ed, Hardy,**

Two days ago, I sent out a request to our community

recommending they stop complaining amongst themselves about their concerns and tell you face to face what was on their hearts. What you heard today at the meeting was the heartbeat of the majority of your constituents. Yes the majority. Come see my hundred and hundreds of emails begging me to stay open because they want life abundantly.

What we are experiencing today is bigger than covid-19 and Individually each one of us are being impacted. This is your opportunity to regain a trusted role in this crisis. This crisis has turned into a battle for our freedom and life. Dan, Heidi, Sue, Ed and Hardy you are included in this righteous fight. Yes you! We want you to be free from the oppressive overarching power on your heads so that you can take back this community and make clear trustworthy decisions that will restore the hearts of this community. The time is now. We need you to step up.

I have already gathered 300+ names of community members who want to move into a winning strategy. One where we can focus on the issue at hand, find solutions and bring life back.

I'm on your side to regain the respect and honor of your people. Become a virtuous leader that everyone can respect and honor. Become a friend to your community. These are tough times and we need strong trusted leadership to have our backs. We need fearless leaders to look at the big picture and make tough decisions for the benefit of all.

I believe we can do this. I am believing in you. We can reopen safely, respectfully with an intelligent compassionate approach. Let me know what I can do to come alongside and help.

On Thu, Jan 21, 2021 at 12:42 PM Ken Paige [REDACTED] > wrote:

To Our County Officials,

The Nevada County Restaurant Coalition believes there is hope ahead if our community will open their hearts and minds and carefully consider a fresh approach to the COVID-19 issues as we enter 2021; a path of a much-needed restoration for our community. We cannot wait another day to formulate a new strategy. The community must take action now.

The **"Healthy Communities Resolution"** sponsored by Assemblyman Kevin Kiley that is on your desk is a good start. We do hope you will sign-it. **We have good news! We couldn't wait given the urgency at hand. We kicked started the process by gathering 250 community members signatures via email in favor of the "Healthy Community Resolution". Here is our welcoming video where they responded.**

<https://youtu.be/flQb-kZ78EI>

<https://youtu.be/ynvmFcBAycl>

We are also reaching out to our community leaders from all walks of life to find alternative ways of approaching the COVID-19 situation, while still preserving people's livelihood and protecting our most fundamental liberties. Please join us in a positive approach to bring our community together again. We can and must re-open safely.

**Our goals that we hope are the same as yours:**

- We are seeking key members of our community to join together and find solutions regarding the failed government COVID strategy. We are inviting individuals from the below sectors of our community life to work together to find cross-cutting reforms and new ways to think and lead us forward, out of COVID-19 shutdowns. Together we are more powerful than any single broad-based government mandate.
- We seek to get the complete accurate data and full science regarding our local data and circumstances that will enable our COVID-19 response to our community's unique circumstances and allow us to make informed decisions.
- We seek to discover evidence-based treatment options that reduce hospital/ICU Utilization.
- We seek a strategy that brings hope, for our workers, businesses, schools, the arts and places of worship, for all ages. To put to rest a nine-month government strategy that has only caused division and dissension.
- We seek to find a way to safely open, gather together and unite our community. The rampant unemployment, and, isolation, together with an uncertain future has caused drug or alcohol abuse, suicide and other mental health issues; We must put an end to the wave of "deaths of despair" that will only continue to grow if we don't do this.
- We seek to make certain the upholding of the Bill of Rights, freedom of commerce, family rights, religious freedom, and basic freedoms of association and assembly.

Thank you for considering this and please contact me if you need any support in moving this forward.

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**Ken R Paige**

Eat your food with gladness & drink your wine with a joyful heart (Ecclesiastes 9:7)

**Proprietor Friar Tuck's Restaurant & Bar**

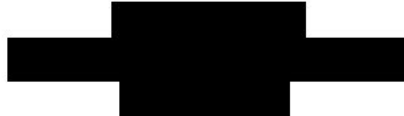


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