

Dist 2

From: [BJ Forster](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: no on Item 26
Date: Sunday, August 9, 2020 10:17:48 AM

26

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson,

I am strongly opposed to Item 26 Temporary Urgency Emergency Ordinance related to COVID-19. Supervisors stop hiding from the public and allow an in-person meeting. Masks and social distancing are such important issues and public input is required. Ours is the ONLY county in the state that operates in this manner, hiding and not allowing in-person commentary. Or simply a ZOOM feed for people to comment into the meeting.

“Any violation of any order issued by 1) the Governor, 2) the County Health Officer, 3) a Statewide public health directive, or 3) the County Environmental Health Department that exists now or in the future and is issued to limit the spread of COVID-19. Orders are: no dining in at restaurants, no dining outside without adequate distances, employees/staff with mask or social distancing, non-essential business (at the arbitrary and capricious whim of some unelected official).

Incorporation into County law. All Covid-19 Orders are incorporated into the Law of the County of Nevada. “

Even future orders, without review or approval by the Supervisors.) Some of these orders may be illegal, unenforceable or unconstitutional. This incorporation into County Law legitimizes what could be unenforceable/unconstitutional orders. **WOW just wow.**

A FEW UNELECTED INDIVIDUALS COULD DEFINE FUTURE ORDERS.

Fines are \$1000 for first violation, \$2500 for 2nd and \$10000 for third. Restaurant in best of times have low net profit (about 10% if lucky). These fines could be based on an **anonymous tip** about someone without a mask. (maybe they had to blow their nose or just take a moment to breathe. Already, some zealous vigilantes are emboldened to deface and vandalize current restaurants.

These draconian orders are going kill restaurants in the fall when rain starts. Jobs will be lost. County revenues will be lost. The county will have more homelessness with less tax money to support that industry.

Regards,

Elizabeth Forster

From: [Cody Clay](#)
To: [BOS Public Comment](#)
Date: Monday, August 10, 2020 12:34:11 PM

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8/9/20

Email to: BOS.PublicComment@co.nevada.ca.us

Subject: BOS Agenda for Tuesday, August 11, Item 26

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to urge your NO vote on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

The proposed fines are extraordinary and are excessive for what would be classified as misdemeanors.

County and State government agencies, particularly Health and Environment departments, have not provided scientific evidence of epidemic.

It is not appropriate nor advisable to assign county staff to "enforcement officer" roles.

Cody Prout
Nevada County

From: [Jane Ferris](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 12:33:58 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to **strongly oppose Item 26**, the temporary Urgency Ordinance related to enforcement of COVID-related.

It is of critical importance that all meetings about this subject be done in public! This is the ONLY county in the state that doesn't allow the public to contribute to the discussion whether in person or Zoom. You cannot hide this from the public. This is against our constitutional rights. Masks and social distancing are such important issues that discussion needs to be open to the public!

Sincerely,

Dr. Jane Ferris
Grass Valley, CA



From: [Kalub Jarosh](#)
To: [BOS Public Comment](#)
Cc: [Sue Hoek](#); [Dan Miller](#); [Ed Scofield](#); [Heidi Hall](#)
Subject: Proposed Ordinance for the public record
Date: Monday, August 10, 2020 12:25:24 PM

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Board of Supervisors,

As a Nevada County resident I am concerned about the escalation of attempts to continue an emergency ordinance in our county, despite dire predictions, Nevada County is not in an emergency. In addition what concerns me most is the lack of a cost benefit analysis on these policies by the chair and counsel for the Board of Supervisors using the proper data we now have. There is no justification for the Department of Health's continued advisement of the continued county emergency. Cases are not an accurate metric. Overall infectious mortality is. The current data and numbers do not justify these actions or the proposed and I oppose item 26 (Urgency Ordinance) on the agenda for the upcoming BOS meeting on Tuesday, August 11.

Numerous businesses have gone out of business and will go bankrupt due to the Board of Supervisors chair and counsel's guidance and actions. These continued decisions will irreparably damage our community if they have not already. This proposed ordinance is being used to justify violations of the people's rights to gather, conduct business and redress the government peacefully in addition to many other constitutional rights. It is clearly written as such and is very problematic to say the least.

The overall death rates per the CDC have continued to decrease and numerous doctors, epidemiologists and hospitals across the nation have been reporting on **effective treatments** for the Sars Covid 2 virus. Please see this video here.

<https://www.bitchute.com/video/IMV6KXwTiA2v/>

The evidence on facemasks are 4 to 1 in favor that they are not an effective means to prevent spread of infectious diseases. According to the CDC (May 2020), "The evidence from RCTs (Randomized Control Trials) suggested that ***the use of face masks either by infected persons or by uninfected persons does not have a substantial effect on influenza transmission.***" "There was a limited amount of evidence suggesting that surface and object cleaning does not have a substantial effect on influenza transmission."
(https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article.)

Detection is not infection. Cases are an inaccurate metric and it is irresponsible to be tracking this metric especially with the many problems of accuracy associated with PCR test. Our County is currently NOT experiencing anything resembling a pandemic. As of July 25, the current COVID-19 facts are: 255 total cases; 116 in Western Nevada County; 41 active cases; 1,090 total cases per 100,000 for CA vs 255 per 100,000 for Nevada County. 76% less; 1 Death per 100,000 in Nevada County vs 21 per 100,000 for CA. 95.2% less.

For comparison we had 30 flu deaths for the last year we have data (2017-2018) which comes to 30 deaths per 100,000 people in Nevada County or THIRTY TIMES THE DEATH RATE WE HAVE FOR COVID - 300% more. We never shut down one business or required extreme and unfounded "precautions."

The declaration of a State of Emergency for the COVID-19 diagnosis criteria for a series of pneumonia and influenza related symptoms and the allegations of the existence of a "novel coronavirus" is based on a series of false assumptions -not fact- that are fueling public division, fear and confusion. Please see this video of Governor Newsom publicly stating he can not mandate with legislation being passed.

1. According to the International Committee on Taxonomy of Viruses' (ICTV) Coronaviridae Study Group (CSG) publication on March 2, 2020, the preliminary data suggesting that there was sufficient variation to determine this to be a novel virus vs. a mutation of known coronaviruses, was not based on established scientific principles but was responsive to the World Health Organization's prior unfounded declaration of novelty of both the virus and a new disease;
2. There could be no independent verification of the epidemiological models predicting dire infection and mortality rates as the underlying models and data were not published, and when sought, were reportedly corrupted so as to make their examination impossible;
3. In violation of State law, no medical or scientific evidence was provided to

establish even causal links between the SARS CoV-2 and the symptoms of COVID-19, relying instead on foreign government hearsay and conjecture;

4. Since 2003, the U.S. Department of Health and Human Services and their subordinate organizations – the National Institute of Allergy and Infectious Diseases (NIAID) and the Centers for Disease Control and Prevention (CDC) – maintained a patent preventing any independent organization from testing for the presence of coronavirus transmissible to humans through 2018 resulting in a complete lack of testing technologies;

5. Neither the Governor nor any public health officer has followed evidence-based, peer-reviewed, clinical science showing that neither social distancing (of up to 6 feet of separation), nor the wearing of masks has any clinical effect in a healthy population and that instituting such policies is exclusively for the inducement of fear and terror in the population.

As a result of these and other established facts, the Governor's state of emergency orders are in violation of the State Constitution, are illegal and unenforceable. Therefore, as our Nevada County officials who see and know the factual evidence in our County please honor what is right, based in truth, and immediately cease and desist in your attempts to suspend my Constitutional rights and those of the common citizenry.

Sincerely,

Kalub Jarosh Resident of Grass Valley, Ca

Kalub Jarosh

From: [BJ Forster](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: NO ON ITEM 26
Date: Monday, August 10, 2020 11:53:48 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Supervisors --

The ordinance being considered as Item 26 is not needed and is extremely dangerous.

Existing enforcement powers are obviously adequate -- there are currently zero restaurants out of compliance.

The proposed ordinance gives too much power to unelected and unaccountable County employees. No, I do not trust that they will use discretion and good judgement.

Please also consider the entrapment opportunities this ordinance provides to the spiteful subset of our population. It's obvious that some individuals hate some businesses. All one of those jerks has to do is have an accomplice go into a restaurant or other business and pull off his/her mask for the waiting cell phone photo. Easiest way in the world to set up a non-favored business for a fine! Another photo op: Watch for a cook to step away from the stove, pull off his/her mask for a drink of water. Cell phone photo -- violation.

Please, please, please do not pass this terrible ordinance.

From: [Cycle](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda for Tuesday, August 11, Item 26
Date: Monday, August 10, 2020 11:52:56 AM

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Nevada County Board of Supervisors
Heidi Hall, Ed Scofield, Sue Hoek, Richard Anderson, Dan Miller

Vote NO on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

What a terrible idea. I could list the numerous reasons why, however, since this letter won't actually be read I don't see the point.

Brady from N.C.

From: [Doug Forster](#)
To: [bdofsupervisors](#); [BOS Public Comment](#); [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: Item 26 -- a really bad idea
Date: Monday, August 10, 2020 11:51:01 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Supervisors --

The ordinance being considered as Item 26 is not needed and is extremely dangerous.

Existing enforcement powers are obviously adequate -- there are currently zero restaurants out of compliance.

The proposed ordinance gives too much power to unelected and unaccountable County employees. No, I do not trust that they will use discretion and good judgement.

Please also consider the entrapment opportunities this ordinance provides to the spiteful subset of our population. It's obvious that some individuals hate some businesses. All one of those jerks has to do is have an accomplice go into a restaurant or other business and pull off his/her mask for the waiting cell phone photo. Easiest way in the world to set up a non-favored business for a fine! Another photo op: Watch for a cook to step away from the stove, pull off his/her mask for a drink of water. Cell phone photo -- violation.

Please, please, please do not pass this terrible ordinance.

Sincerely,

Doug

From: [Helene Hall](#)
To: [bdofsupervisors](#); [BOS Public Comment](#); [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: Error of thinking towards the collection of FINES to OUR NEVADA COUNTY Businesses, Residents, Citizens who pay your salary with their hard earned dollars, that you want to destroy.....
Date: Monday, August 10, 2020 11:48:43 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Find a better Solution and do your job!

Who pays your Salary...?
Who supports the number one business plan for Nevada County?
Who are the back bone of the Tourism of Nevada County?
Who pays business license taxes?
Who pays Sales taxes?
Who have homes and pay property taxes and mortgages?
Who employs local residents? And what do these employees do with their earnings?

Your actions will cripple the economy that we have enjoyed in Nevada County.
Your ERROR of thinking will shutter this county and turn it into a ghost town if you don't do the right thing.

Your job is to protect our citizens and businesses and residents. These residents and businesses and citizens VOTED FOR YOU! Is THIS how you thank you fellow Nevada County constituents?


WOE to you who fail to SEE the errors of your ways! If you are looking for COMMUNISM to be your legacy then you are doing fine. But we will never accept tyranny or any form of Oppression!

DO NOT DOUBT THESE THINGS! This is oppression pure and simple! Do not be fooled by Governor decrees. You work for OUR NEVADA COUNTY...ACT LIKE IT.

Doing the right thing is easier than your know.
VOTE NO FINES. WORK To HELP YOUR CITIZENS, BUSINESSES, SCHOOLS And CHURCHES ! BE A HERO when YOU can make a DIFFERENCE . NOT A BULLY, NOT A REPRESSIVE ANTI BUSINESS EVIL DOER!

VOTE NO FINES...SUPPORT YOUR LOCAL Community businesses and MAN UP to find a better solution for everyone! That is why you are Nevada County Supervisors!

Sincerely,
Helene Hall


Nevada City

From: m.j.greenmountain
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#); [CommunityDevelopment](#); [Public Health](#); [Alex Gammelgard](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Catrina Olson](#); [Sheriff](#)
Subject: I DO NOT CONSENT "NO" ON SR-3359
Date: Monday, August 10, 2020 11:46:58 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

NOTICE TO PUBLIC SERVANTS/EMPLOYEES:

TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND.

I DO NOT CONSENT, AND I OBJECT TO YOUR UNLAWFUL ATTACK ON THE RIGHTS AND PROPERTY OF THE PEOPLE OF NEVADA COUNTY, AND WE WILL HOLD EACH OF YOU PERSONALLY RESPONSIBLE AND LIABLE FOR INDEMNIFICATION IN THE AMOUNT OF TEN THOUSAND DOLLARS A DAY (\$10,000.00) PER VIOLATION FOR ANY ATTEMPT TO PLUNDER AND UNLAWFULLY ADMINISTER THE ESTATES AND PROPERTY OF THE PEOPLE OR BUSINESSES IN NEVADA COUNTY.

This proposed ordinance SR-3359 is nothing more than an ultra vires conspiracy to extort money/property and under color of law, to plunder and administer the estates of the people of Nevada county by a rogue county agent named Sean Powers on behalf of the Board of Supervisors, who has no authority to write or make law, yet he admitted he is the one who drafted this ordinance

SR-3359 in a live radio broadcast interview on KVMR radio, Friday, July 7, 2020, at approximately 6:15 pm.

The U.S. Supreme Court, in ***Scheuer v. Rhodes***, 416 U.S. 232, 94 S. Ct. 1683, 1687 (1974) stated that "when a state officer acts under a state law in a manner violative of the Federal Constitution, he "comes into conflict with the superior authority of that Constitution, and he is in that case stripped of his official or representative character and is subjected in his person to the consequences of his individual conduct. The State has no power to impart to him any immunity from responsibility to the supreme authority of the United States." [Emphasis supplied in original]. **YOU WILL BE HELD ACCOUNTABLE FOR YOUR ACTIONS!**

There is NO MASK LAW in California

NO Governor has ANY authority to compel any individual to do anything.
See California Constitution, 1849.

1. Newsom didn't issue any order. It was Guidance on Face Coverings statement from the Dept of Public Health.
2. It is not a public health order -- it is a statement... "Guidance"
3. There is no law cited or penal code cited. It is unenforceable.
4. This guidance actually RELAXES the previous orders.
5. This is pure deception to present this as "new law".
6. As Gov Newsom stated in an ABC interview from Stockton in July 2020, "**I can't Mandate anything to the people**". It is available to view on Bitchute.

From Peggy Hall - The Healthy American

The alarming trend we are seeing is that ESTABLISHED LAW is being violated by shopkeepers, medical professionals, public officials, and law enforcement!!!

I am SICK-AND-TIRED of law enforcement saying, "It's a private business, they can do whatever they want."

Oh R-E-A-L-L-Y?!?

That is a big fat NO!

As one of THE HEALTHY AMERICANS, you know that no business can create a policy that violates established law. PERIOD.

No executive order can violate or suspend established law. PERIOD.

No state of emergency can violate established law or the rights of the people. PERIOD.

No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the codes and statutes and they are implemented to protect or rights,

and not infringe on them.

You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

CHAPTER 9. Meetings [54950 - 54963]

(Chapter 9 added by Stats. 1953, Ch. 1588)

54950.

In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils, and the other public agencies in this State exist to aid in the conduct of the people's business. **It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. OPENLY!! NOT ON ZOOM!**

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 on remaining informed so that they may retain control over the instruments they have created.

CIVIL CODE - CIV

DIVISION 1. PERSONS [38 - 86]

(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

PART 2. PERSONAL RIGHTS [43 - 53.7]

(Part 2 enacted 1872.)

51.7.

(a) This section shall be known and may be cited, as the Ralph Civil Rights Act of 1976.

(b) **All persons within the jurisdiction of this state have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of political affiliation,** or on account of any characteristic listed or defined in subdivision (b) or (e) of Section 51, or position in a labor dispute, or because another person perceives them to have one or more of those characteristics. The identification in this subdivision of particular bases of discrimination is illustrative rather than restrictive.

(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other

governmental entity.

(2) A person shall not refuse to enter into a contract with **or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum,** or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable.** Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

Sincerely,

MJ Greenberg
~ **JADE MOUNTAIN TEA, INC** ~ / Founder & CEO
Founder / **Sierra Tea Growers Alliance**
Director / **Jade Valley Tea Arts**
Owner / **Jade Summit Fine Tea**
Nevada City, CA 95959
530.272.7350 home/no text
530.264.6954 cell
www.jademountaintea.com/
<https://www.airbnb.com/rooms/25082720>

"MJ is pioneering Tea farming in California Gold Country, and has gained new renown as a leading transmitter of the Spirit of Tea."

World Tea News 2018

From: [Alexandra AcMoody](#)
To: [BOS Public Comment](#); [bdofsupervisors](#); [Dan Miller](#); [Heidi Hall](#); [Ed Scofield](#); [Richard Anderson](#); [Sue Hoek](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 11:46:26 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Miller, Scofield, Hoek and Anderson.

I strongly oppose item 26, the temporary Urgency Ordinance related to the enforcement of Covid related fines and penalties. The proposed enforcement measures are draconian in effect and are not reasonably related to any medically demonstrated or legally justifiable effects of non-compliance. In addition the incorporation of ALL Covid-19 orders and the potential application of this Ordinance to yet unknown decrees and mandates is a violation of constitutional due process for the enactment of any new law or ordinance.

Please do not bend to the mass hysteria sweeping our country that has little to no basis in fact or medical rationality.

Thank you,

Alexandra AcMoody

From: [kelli_monte Barlow](#)
To: [BOS Public Comment](#)
Subject: Masks are a big fat NO!
Date: Monday, August 10, 2020 11:19:43 AM

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know that no business can create a policy that violates established law. PERIOD. No executive order can violate or suspend established law. PERIOD. No state of emergency can violate established law or the rights of the people. PERIOD. No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the codes and statutes and they are implemented to protect or rights, and not infringe on them. You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

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(Chapter 9 added by Stats. 1953, Ch. 1588)
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CIVIL CODE - CIV

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(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

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(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

(2) A person shall not refuse to enter into a contract with or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable. Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

From: [Jim Pappas](#)
To: [BOS Public Comment](#)
Subject: re: item # 26
Date: Monday, August 10, 2020 11:18:16 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

Dear Public Servants,

I am writing to vehemently oppose the implementation of item #26.

In my studied opinion this will do far more harm to the psyche, finances, and health of our county than any supposed damage due to Corona 19 deaths.

Please do your own research and have the courage to stand firm to resist pressures from extra-county sources that promise illusory financial, career or social benefits.

Please bear in mind that we as individuals are responsible for our own well-being – not you as our elected officials. Please let us be free to choose our own paths, to ensure our own safety, to support our local businesses.

Hitler, Stalin, and Mao have proved that tyranny does not work. Please do not enlist our county into their philosophical ranks of failure.

Thank you for being courageous and dealing honestly in these matters,

Be prospered,

Jim Pappas


Grass Valley, CA 95949

From: [Steve Bridges](#)
To: [BOS Public Comment](#)
Subject: Fwd: Delivery Status Notification (Failure)
Date: Monday, August 10, 2020 11:17:55 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: Mon, 10 Aug 2020 10:57:10 -0700

Subject: BOS Agenda, Tues. 8/11, Item 26

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance.

From: [Jason T](#)
To: [BOS Public Comment](#)
Cc: [Dan Miller](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#); [Heidi Hall](#)
Subject: BOS agenda 8/11
Date: Monday, August 10, 2020 11:05:13 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Board Members,

I think it is fully irresponsible and most likely illegal to hold board meetings outside of public view. Virtual meetings are not sufficient because they do not allow for everyone to both witness and interact with the board. Also, you are excluding those who do not have the technology, or the understanding of it, to participate in their civic duty.

It is time to open up our community and stop letting Sacramento politics destroy our economic prosperity. I do not believe you are acting on good science nor are you doing what's best for the community, please reverse this treacherous behavior.

Item 26 is completely unacceptable. Outside of a sterile environment, with limited time use, the masks do not even help. Masks are the perfect petri dish for bacteria and other microbes to grow and fester on, it is a warm wet environment exposed to high concentrations of the wearers saliva and then also acting like a sticky collection device as wearers walk through the environment. As so many prudent doctors have pointed out, and as we have all seen during this lockdown, people cannot keep their hands off of the mask. They are constantly touching these disease breeding factories and then touching everything in the environment.

They also serve to heighten metabolic rates which actually lower immunity due to the extra stress on the cardiovascular system. According to OSHA standards 1910.134(b) "*Oxygen deficient atmosphere* means an atmosphere with an oxygen content below 19.5% by volume". There are numerous examples of environmental engineers testing the air within various masks and finding that the environment would be considered toxic by government standards. I demand the county do similar tests publically if they are going to consider any more recommendations for masks. The prolonged exposure of mask wearers to decreased Oxygen, and conversely increased Carbon Dioxide may induce headaches and drowsiness. While at higher levels, rapid breathing, confusion, increased cardiac output, elevated blood pressure and increased arrhythmias may occur. For obvious reasons those who are operating machinery or driving, handling sensitive information or materials, first line responders, and those who work in hot and physical type careers are especially at risk of costly or perhaps even deadly mistakes. I would be very interested in the board collecting data on any upticks in workplace accidents and errors during this time.

My wife sewed masks in bulk for first responders and other front line workers with materials that we purchased ourselves, at one time we believed that they could help, after careful review of all sides of the argument, and then our own observations we realized that they hurt more than they help. I am certain that with a bit of common sense and diligence that the Board will see these facts too.

The populus should be informed publically about the risks of masks instead of county officials only peddling the possible benefits. This is lying through omission, and it is still a lie, and like most lies it will eventually be known as such.

Additionally, I think it would be a disastrous precedent to allow the County to automatically adopt mandates and orders from the State directly into County law. Bypassing the authority of the board negates the community's influence on our Constitutional right to a republican form of government where local leaders establish law based on our local needs and wishes. This slippery slope could indeed render this board and future boards irrelevant thus crumbling the people's constitutional intent of maintaining our local governments jurisdiction.

Item 26 also forces our local businesses into an impossible position whereby they will have to police their customers or fear unjust fines. Please explain how they can possibly do this without putting staff members at odds with ADA compliance issues, consumer protection laws, and anti-discrimination protections. Who will accept the liability for such interactions? Can you please justify allocating police resources during a time when our community is plagued by crime in order to enforce a safety measure that is far from effective or controversial at best?

While I appreciate the difficult position each of you are in while trying to balance our rights with public safety, I also believe that you have isolated yourselves from the dissenting voices in the community (perhaps intentionally). I believe the media has been very effective at putting a great deal of fear into my neighbors without good cause or good intention. Likewise, I find it disturbing that you are not using all of your resources to question this narrative when by obeying it we may suffer such lasting repercussions on our community both with its economic and physical health.

Lastly, while in most cases it is tragic to lose even a single life I have to sincerely question your morality when you would actively destroy the lives of our community for a sickness that has allegedly affected 0.00322% of Nevada County and killed only 0.0001%.

Sincerely,

Jason Tedder

District 2

<https://www.osha.gov/laws-regs/regulations/standardnumber/1910/1910.134>

From: [Peter Bronson](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 10:59:04 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am a Nevada County attorney, and a constituent of Supervisor Hoek. I am writing to strongly oppose Item 26 on the Board of Supervisors' August 11 meeting calendar, and to demand that members of the community be permitted to be present – even if only “virtually” – for debate on this item.

Governor Gavin Newsom has imposed sweeping and damaging Covid-related rules on all counties, without any involvement of the Legislature. Item 26 would ratify all such rules, *and unknown future rules*; and would make any debate or disagreement over future rules irrelevant by giving them the power of law despite the lack of any democratic debate or public opportunity to comment. This legislation would damage our already financially pressed county. Restaurants that are barely surviving on outdoor dining will go out of business when the Fall weather arrives and makes outdoor dining impossible. In addition, this measure would “deputize” business owners and force them to police their customers' compliance with draconian regulations. It would perpetuate the Governor's harsh “one size fits all” rules and regulations that impose on small, rural counties like ours the same rules to which urban areas have been subjected.

Not only is this a bad proposal; it is seemingly unprecedented, and anti-democratic, for the Board of Supervisors to bar the public from attending or participating in any debate or discussion. Prohibiting any public participation in the August 11 hearing is a threat to the basic rights held by the public in a democratic society.

Thank you for your attention to this email.

Sincerely,

Peter C. Bronson

[REDACTED]
[REDACTED]

From: [Sher Acree](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Heidi Hall](#); [Sue Hoek](#); [Richard Anderson](#); [Dan Miller](#); [Ed Scofield](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 10:49:36 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

> *Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:*

>

> *It is important in order to trust our supervisors that you allow public in-person meeting. Please be transparent with all items you will be voting on. Masks and social distancing, but these are such important issues they should be addressed openly with the public. Ours is the ONLY county in the state that operates in this manner, not allowing in-person commentary. ZOOM feed for people to comment into the meeting is also another option.*

> *Please vote no on item 26. It just makes sense. We have had only one death in our county and that woman was old and came here to die. She had cancer. We know that counting new cases doesn't matter, it is deaths that determine the probability of infection spreading.*

> *Enough of this nonsense!*

SA

From: [Shan Kendall](#)
To: [BOS Public Comment](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO: Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: I DO NOT CONSENT "NO" ON SR-3359
Date: Monday, August 10, 2020 10:47:17 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

NOTICE TO PUBLIC SERVANTS/EMPLOYEES:

TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND.

I DO NOT CONSENT, AND I OBJECT TO YOUR UNLAWFUL ATTACK ON THE RIGHTS AND PROPERTY OF THE PEOPLE OF NEVADA COUNTY, AND WE WILL HOLD EACH OF YOU PERSONALLY RESPONSIBLE AND LIABLE FOR INDEMNIFICATION IN THE AMOUNT OF TEN THOUSAND DOLLARS A DAY (\$10,000.00) PER VIOLATION FOR ANY ATTEMPT TO PLUNDER AND UNLAWFULLY ADMINISTER THE ESTATES AND PROPERTY OF THE PEOPLE OR BUSINESSES IN NEVADA COUNTY.

This proposed ordinance SR-3359 is nothing more than an ultra vires conspiracy to extort money/property and under color of law, to plunder and administer the estates of the people of Nevada county by a rogue county agent named Sean Powers on behalf of the Board of Supervisors, who has no authority to write or make law, yet he admitted he is the one who drafted this ordinance

SR-3359 in a live radio broadcast interview on KVMR radio, Friday, July 7, 2020, at approximately 6:15 pm.

The U.S. Supreme Court, in ***Scheuer v. Rhodes***, 416 U.S. 232, 94 S. Ct. 1683, 1687 (1974) stated that "when a state officer acts under a state law in a manner violative of the Federal Constitution, he "comes into conflict with the superior authority of that Constitution, and he is in that case stripped of his official or representative character and is subjected in his person to the consequences of his individual conduct. The State has no power to impart to him any immunity from responsibility to the supreme authority of the United States." [Emphasis supplied in original]. **YOU WILL BE HELD ACCOUNTABLE FOR YOUR ACTIONS!**

[There is NO MASK LAW in California](#)

NO Governor has ANY authority to compel any individual to do anything.
See California Constitution, 1849.

1. Newsom didn't issue any order. It was Guidance on Face Coverings statement from the Dept of Public Health.
2. It is not a public health order -- it is a statement... "Guidance"
3. There is no law cited or penal code cited. It is unenforceable.
4. This guidance actually RELAXES the previous orders.
5. This is pure deception to present this as "new law".
6. As Gov Newsom stated in an ABC interview from Stockton in July 2020, "**I can't Mandate anything to the people**". It is available to view on Bitchute.

From Peggy Hall - The Healthy American

The alarming trend we are seeing is that ESTABLISHED LAW is being violated by shopkeepers, medical professionals, public officials, and law enforcement!!!

I am SICK-AND-TIRED of law enforcement saying, "It's a private business, they can do whatever they want."

Oh R-E-A-L-L-Y?!?

That is a big fat NO!

As one of THE HEALTHY AMERICANS, you know that no business can create a policy that violates established law. PERIOD.

No executive order can violate or suspend established law. PERIOD.

No state of emergency can violate established law or the rights of the people. PERIOD.

No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the codes and statutes and they are implemented to protect or rights, and not infringe on them.

You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

CHAPTER 9. Meetings [54950 - 54963]

(Chapter 9 added by Stats. 1953, Ch. 1588)

54950.

In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils, and the other public agencies in this State exist to aid in the conduct of the people's business. **It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. OPENLY!! NOT ON ZOOM!**

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 on remaining informed so that they may retain control over the instruments they have created.

CIVIL CODE - CIV

DIVISION 1. PERSONS [38 - 86]

(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

PART 2. PERSONAL RIGHTS [43 - 53.7]

(Part 2 enacted 1872.)

51.7.

(a) This section shall be known and may be cited, as the Ralph Civil Rights Act of 1976.

(b) **All persons within the jurisdiction of this state have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of political affiliation,** or on account of any characteristic listed or defined in subdivision (b) or (e) of Section 51, or position in a labor dispute, or because another person perceives them to have one or more of those characteristics. The identification in this subdivision of particular bases of discrimination is illustrative rather than restrictive.

(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other

governmental entity.

(2) A person shall not refuse to enter into a contract with **or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum,** or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable.** Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

From: [Joedelynychloejo](#)
To: [BOS Public Comment](#)
Cc: [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 10:37:59 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 10th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

NOTICE TO PUBLIC SERVANTS/EMPLOYEES:

TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND. I DO NOT CONSENT, AND I OBJECT TO YOUR UNLAWFUL ATTACK ON THE RIGHTS AND PROPERTY OF THE PEOPLE OF NEVADA COUNTY, AND WE WILL HOLD EACH OF YOU PERSONALLY RESPONSIBLE AND LIABLE FOR INDEMNIFICATION IN THE AMOUNT OF TEN THOUSAND DOLLARS A DAY (\$10,000.00) PER VIOLATION FOR ANY ATTEMPT TO PLUNDER AND UNLAWFULLY ADMINISTER THE ESTATES AND PROPERTY OF THE PEOPLE OR BUSINESSES IN NEVADA COUNTY.

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NO Governor has ANY authority to compel any individual to do anything.
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(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with,

or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

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(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable.** Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

AGAIN, I DO NOT CONSENT, PLEASE VOTE "NO" ON SR-3359!!

Sincerely,

A black rectangular redaction box covering the signature of the sender.

From Peggy Hall - The Healthy American

The alarming trend we are seeing is that ESTABLISHED LAW is being violated by shopkeepers, medical professionals, public officials, and law enforcement!!!

I am SICK-AND-TIRED of law enforcement saying, "It's a private business, they can do whatever they want."

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That is a big fat NO!

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You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

From: [CJ Brady](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: Support for Item 26
Date: Monday, August 10, 2020 10:25:04 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Miller, Hall, Hoek, Scofield and Anderson,

We are writing to encourage you to pass the Revised COVID Emergency Ordinance (Item 26). In these difficult times, full compliance with state and county health directives ensures that we are doing all we can to minimize the spread of COVID-19 throughout our county and beyond. Nevada County is not an island, and if we are going to do our part to help our state, our country and our world successfully combat the current pandemic, we have to behave as thoughtful members of this larger community.

We understand that, as research reveals more about this virus, safety measures will evolve, and our ordinances will have to reflect this evolution.

We also understand that compliance with current health directives works a tremendous hardship on local businesses, and we strongly encourage you to insist that our state and federal representatives promote government actions to provide substantial relief to allow our businesses to survive and care for their employees throughout these uncertain times.

We recognize that leadership is difficult, even in the best of times. In a crisis, when people are fearful, you receive the brunt of community anger. Thank you for having the courage and selflessness to step up and lead.

You have our gratitude,

Carol and William Brady

[REDACTED]
[REDACTED]
[REDACTED]

From: [Google Voice](#)
To: nc.public.comment@gmail.com
Subject: New voicemail from (530) 386-1148
Date: Monday, August 10, 2020 10:22:07 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Hi, my name is Kathy Taylor and I live in Truckee California. I'm a business owner as well as a community member living here for a long period of time, and I want to comment on number 26 on your agenda for your board meeting tomorrow, August eleventh. I strongly oppose implementing any fines and holding businesses and finding the public for dinner with respect to this. It's overreaching and life is already been difficult enough and not and this isn't necessary. Thank you.

[PLAY MESSAGE](#)

[YOUR ACCOUNT](#) [HELP CENTER](#) [HELP FORUM](#)

This email was sent to you because you indicated that you'd like to receive email notifications for voicemail. If you don't want to receive such emails in the future, please update your [email notification settings](#).



Google LLC
1600 Amphitheatre Pkwy
Mountain View CA 94043 USA

From: [Holly Beardsley](#)
To: [Holly Beardsley](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO: Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: I DO NOT CONSENT "NO" ON SR-3359
Date: Monday, August 10, 2020 10:17:39 AM

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TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND.

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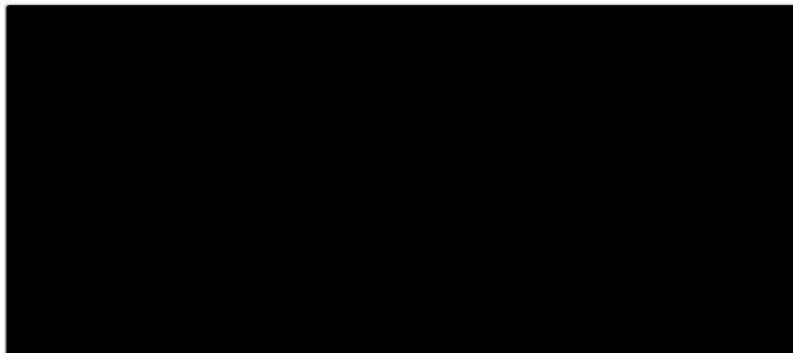
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Victor84

Gavin Newsom: "I can't mandate anything"

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No executive order can violate or suspend established law. PERIOD.

No state of emergency can violate established law or the rights of the people. PERIOD.

No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the codes and statutes and they are implemented to protect or rights, and not infringe on them.

You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

CHAPTER 9. Meetings [54950 - 54963]

(Chapter 9 added by Stats. 1953, Ch. 1588)

54950.

In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils, and the other public agencies in this State exist to aid in the conduct of the people's business. **It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. OPENLY!! NOT ON ZOOM!**

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 on remaining informed so that they may retain control over the instruments they have created.

CIVIL CODE - CIV

DIVISION 1. PERSONS [38 - 86]

(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

PART 2. PERSONAL RIGHTS [43 - 53.7]

(Part 2 enacted 1872.)

51.7.

(a) This section shall be known and may be cited, as the Ralph Civil Rights Act of 1976.

(b) **All persons within the jurisdiction of this state have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of political affiliation,** or on account of any characteristic listed or defined in subdivision (b) or (e) of Section 51, or position in a labor dispute, or because another person perceives them to have one or more of those characteristics. The identification in this subdivision of particular bases of discrimination is illustrative rather than restrictive.

(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

(2) A person shall not refuse to enter into a contract with **or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum,** or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable.** Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

From: [Breezy Chadwick](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: I ABSOLUTELY DO NOT CONSENT. Please Vote NO on SR-3359
Date: Monday, August 10, 2020 10:12:51 AM
Attachments: [8-10-20 LETTER TO BOS DENNIS MACFADDEN.doc](#)

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Board of Supervisors,

I do not consent to this ridiculous ordinance being passed. Please vote NO on SR-3359. It is unconstitutional and a blatant violation of our human and american rights.

See attached letter,

Thank you,

Breezy
BritDany Chadwick

From: [Louise Taylor](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: Temporary Covid-19 Emergency Ordinance, Item 26
Date: Monday, August 10, 2020 10:12:47 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek, and Anderson:

I am writing to you in opposition to the fairly draconian fines and enforcement being considered in Item 26 of the Covid-19 Emergency Ordinance.

Thankfully, Nevada County has not experienced the dramatic numbers of Covid-19 cases which resulted in serious illness, hospitalization, or deaths, which have occurred in other counties around the country. My understanding is that the recent increase in positive cases experienced within our county was traced primarily to a large weekend party held over the 4th of July weekend and to other raves held on private properties, as well as increased testing ---not to residents purchasing groceries, dining at restaurants, or getting haircuts.

For the most part, citizens and business owners are respecting the requirement to wear a protective mask and remain approximately 6 feet apart. Businesses have marked out 6' spaces and have posted signs at their doors or windows to wear a mask. If a business does not observe these requirements, most citizens will not enter. We are self-regulating and have no need for draconian rules that would apply now and forever with out future consideration.

Small and large businesses in Nevada County are very important to its citizens and to the owners. We do not want to lose them because of heavy fines, imposed by who knows who. Our business owners, whether they be manicurists, grocers, restauranteurs, or dentists, are all doing their best to protect their employees and serve their customers. If an issue of non-compliance is witnessed or reported, educating the business owner on the proper conduct would be in order --- but not a \$10,000 fine!

Please do not support this awful Ordinance for the sake of money from the Governor.

Thank you,

Louise & Carter Taylor
District 1 residents and property owners.

From: [Jennifer Drew](#)
To: [BOS Public Comment](#)
Subject: Public comment on #26 for BOS Tuesday Aug 11th
Date: Monday, August 10, 2020 10:11:50 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Jennifer Drew, Nevada County, agenda item #26

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to urge your NO vote on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

It is an unfair burden to place on already struggling businesses without whom our economy and all citizenry will be negatively effected.

The residents of Nevada County need supporting in times likes these not fining for doing their best to live their lives. County officials who have NOT been extensively trained in law enforcement do not have the tools to navigate the enforcement of this ordinance especially in a very sensitive time like this. It is thus, not appropriate nor advisable to assign county staff to "enforcement officer" roles.

This will at some point negatively effect a businesses you support and would like to see succeed, and guaranteed someone you love, a family member or friend. Especially if you have been a long time resident and have either raised a family, been raised here or are currently raising a family here. Lets remember that people are not infallible and in this current climate are doing the best they know how to keep themselves and their families safe.

This ordinance would incite an already tense and aggravated population, all struggling to keep their sanity, we should be careful not to be the proverbial straw here.

The proposed fines are extraordinary and are excessive for what would be classified as misdemeanors. County and State government agencies, particularly Health and Environment departments, have not provided scientific evidence of epidemic.

Jennifer Drew
Nevada County Resident

From: [Reg and Betty King](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda for Tuesday, August 11, Item 26
Date: Monday, August 10, 2020 10:06:50 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to urge your NO vote on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related restrictions.

I have lived in Nevada County since 1962. I have gone to school here, worked in the community for over 50 years, and raised my children here. This is my home! I know a few of you personally and this is your heritage as well. Let's keep Nevada County a place to be proud to call our home.

Vote with common sense and keep it alive.

Thank you for your service,

Betty King

From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda
Date: Monday, August 10, 2020 10:03:59 AM

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[SpeakUp](#)

New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Katherine White submitted a new eComment.

Meeting: Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Item: 26. SR 20-3359 (Introduce/Waive further reading/Adopt) An uncodified temporary Urgency Ordinance authorizing certain enforcement actions related to orders issued by the County Environmental Health Director, State and Local Public Health Officers, and the Governor of California regarding the novel coronavirus (COVID-19). (4/5 affirmative vote required)

eComment: If residents of Nevada County are not following the measures put in place by the County and State Officials then you need to consider why this is happening. Citizens are making the conscious decision to patronage these businesses. Excessive fines on struggling small businesses is wrong. You are joining with the angry fearful minority in their attacks of violence and vandalism. We as Americans should be protecting the rights of all not attacking the freedoms and livelihoods of those we oppose.

[View and Analyze eComments](#)

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From: [Lydia Watson](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Richard Anderson](#); [Dan Miller](#); [Sue Hoek](#); [Ed Scofield](#); [Lydia Watson](#)
Subject: "To Be Read As Public Record" Opposition to Item 26 - Urgency Ordinance - August 11, 2020
Date: Monday, August 10, 2020 9:48:27 AM

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Resident District 2 - Lydia Watson

Resident District 2 - Lydia Watson

Reasons for my opposition -

1) There has been no transparency. My emails with questions regarding this ordinance and also questions to our local health department, have either been vaguely answered or not at all.

2) As questions have not been answered or in a vague manner, there should be town halls with our local health department and our Board of Supervisor members.

3) And where can the public find the data driven criteria that our local health department will be presenting regarding the need for such an Urgency Ordinance? Is our Nevada County dashboard data going to be used as the criteria that you will base your vote upon?

This Sunday, Aug. 9th, the California Public Health Director abruptly resigned via email, amid questions about our states testing data. So, what data is correct and accurate at this point in time?

4) Funding for this ordinance comes form our taxes. There needs to be transparency, as this decision is being made by only a few, who are to be representing the whole community of Nevada County. The lack of transparency only creates more mistrust in our community. We need town halls before a vote. The role of government is to serve and represent all the people. Going forward with a vote today, without an open forum for discussion and questions is not going forward in a health way. It will be a complete disservice to the healing of our community .

From: [Bonnie Murphy](#)
To: [BOS Public Comment](#)
Subject: Fwd: In person supervisor meeting
Date: Monday, August 10, 2020 9:48:19 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To whom it may concern:

I am writing to urge your NO vote on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

The proposed fines are extraordinary and are excessive for what would be classified as misdemeanors. County and State government agencies, particularly Health and Environment departments, have not provided scientific evidence of epidemic. It is not appropriate nor advisable to assign county staff to "enforcement officer" roles.

Nevada county should not be treated the same as LA, Sac or SF.

There has been only one death means that the vulnerable are protecting themselves. Our numbers of testing positive are climbing **which means** the Noval Covid has to run its course.

Nevada County has again placed on the agenda for their August 11 meeting the enactment of an Emergency Ordinance related to COVID-19. This ordinance in many ways is even more draconian than the one deferred two weeks ago. We must put a stop to this power grab being forced on counties by our California Governor. Unfortunately, our county staff backs this. **Our only hope to prevent widespread bankruptcies of our restaurants and other businesses is to convince out supervisors to vote no.**

For such an important matter the Supervisors stop hiding from the public and allow an in-person meeting. Masks and social distancing, but these are such important issues they need to see the public on this one. Ours is the **ONLY** county in the state that operates in this manner, hiding and not allowing in-person commentary. Or simply a ZOOM feed for people to comment into the meeting.

--

Bonnie Murphy


From: [Alana Fowler](#)
To: [BOS Public Comment](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 9:46:33 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

These businesses and many others are going under. Open them up!

From: [Louise Taylor](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: Temporary Emergency Ordinance
Date: Monday, August 10, 2020 9:45:00 AM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek, and Anderson:

The proposed temporary Emergency Ordinance related to enforcement of Covid-related issues which is to be discussed at a meeting of the Board of Supervisors on August 11 is of great importance and impact to all members of our community. Because of this, this issue should be heard in front of a live community audience so that our residents may be able to express their concerns to you in person or on Zoom where citizens have the opportunity to speak.

Nevada County is currently the only CA county which is preventing community members from attending live BOS meetings, which I do not understand, unless you are afraid of our citizens.

Please allow community members to express their concerns IN PERSON or on ZOOM on this very important issue to our businesses and individual residents.

Thank you,

Louise and Carter Taylor
District 1 Resident and Homeowner

From: [Sandy Saccomanno](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Subject: VOTE NO on SR-3359
Date: Monday, August 10, 2020 2:12:59 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

As we, the community, gather information on the pros and cons of mask wearing, it is vital that more time and research be conducted and evaluated in a setting open to the public with BOTH SIDES OF THE SCIENTIFIC SPECTRUM represented. So many in Nevada County have Lyme, myself included and/or other health conditions that require sufficient oxygen. According to the Disability Act, those people with critical health conditions are exempt from such mandates. At the very least, when all is said and done, the Constitutional choice to choose should be included in the final decision. Afterall, if you were suffering from a debilitating health condition, you would want the FREEDOM TO CHOOSE. Thank you. Sandy Saccomanno, Grass Valley, CA 95945, P.S. Feel free to call me if you like [REDACTED]

From: [Casey Klein](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 2:12:54 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Miller, Hall, Hoek, Scofield, & Anderson,

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

My husband and I are hoping to acquire a business in Nevada County next year, but I am worried as a future business order by item 26. We may have to make the hard choice to not open a business in Nevada County, and unfortunately not allow our profits to benefit the county we love so much.

Here are a few reasons why I strongly oppose item 26:

1. Restaurants that serve diners outside will be able to do so for only about two more months. Then, rains and cold weather will curtail business to a trickle, so by October it could be the sad reality that almost ALL restaurants will be out of business. Take-out cannot sustain a restaurant at a profit in most cases. So, a business must choose whether to go bankrupt because their business is shuttered by the government or to go bankrupt for trying to perform their normal business.
2. Dining-in penalized. On what basis is there a distinction between being a customer in a restaurant and a customer in any business? Why is it ok for a customer to enter a grocery store, a pharmacy, a dry cleaner, a smoke shop, a liquor store, or any other business but not enter a restaurant? In any business, social distancing rules are in effect. The only answer is that one cannot wear a mask while eating or drinking, even if safely spaced from other diners. There are two factors here: fresh air flow and masking.
3. Outside spaces allow fresh air/breezes to carry away any virus droplets. But some of our restaurants have installed higher rates of fresh air intake and advanced filtration systems into their HVAC systems. Similar as on airplanes. Yet, the one size fits all "COVID-19 Orders" do not recognize these fresh air and filtration measures and refuse to allow dining-in.
4. Cotton or paper surgical masks are not effective in controlling a virus. These masks cannot stop a virus as their particle size are small enough to fit through the holes in the fabric or simply escape via the open edges of such loosely-worn masks, So, most of this draconian enforcement is based on invalid science. Here are the

facts:

- a. A **report from the CDC** in May, 2020 evaluated different Personal Protective Measures (PPE) in limiting the spread of COVID. Hand hygiene was identified as effective, but regarding disposable medical masks and cotton masks it concludes “there is limited evidence for their effectiveness in preventing influenza virus transmission either when worn by the infected person for source control or when worn by uninfected persons to reduce exposure.” https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article
 - b. An article published in the **New England Journal of Medicine** on April 1, 2020 on the topic of COVID-19 stated that “We know that wearing a mask outside health care facilities offers little, if any protection from infection.” And goes on to say “the desire for widespread masking is a reflexive reaction to anxiety over the pandemic.” The article was subsequently amended on June 3, 2020 to include the statement “We strongly support the calls of public health agencies for all people to wear masks when circumstances compel them to be within 6 ft. of others for sustained periods.” Thus, spacing OR masking is adequate while neither is necessary for short interactions. <https://www.nejm.org/doi/full/10.1056/NEJMp2006372>
 - c. The use of N95 respirators (unlike a cloth or surgical mask, a respirator is fitted to the face with an airtight seal) are not effective in stopping a virus. Quoting from a manufacturer of such masks: “Oil and fat-based particulates are very small and “slippery” for lack of a better term. They are often capable of penetrating filters that non-oil particulates cannot, even when those particulates are small. These include everything from certain hazardous chemicals to viruses like SARS, which has a lipid (fat) shell around it.” The letter “N” means **Not** resistant to oil-based particulates. Thus if N95 respirators cannot stop a SARS virus then loose fitting cotton or paper masks cannot. (COVID is also referred to as SARS 2)
 - d. Further on masks, there is significant controversy among health experts around the world on the effectiveness of masks. Many European countries do not require masks, and their death rates are low. Refer to this article for some perspective: <https://fee.org/articles/europes-top-health-officials-say-masks-arent-helpful-in-beating-covid-19/>
5. Punishing the County’s restaurants punishes the county’s citizens and ability to provide county services. Sales tax revenues have plummeted.

These last couple points are especially important:

The Governor’s order to wear masks in all businesses has already activated the “Face Mask Fascists” in Nevada County to spy on and report businesses if an employee has to temporarily “come up for air” from continuously wearing the suffocating masks. Even if the employees are practicing safe distancing. One of our Supervisors has on social media whipped up these Fascists to report to the county so

enforcement officers can go out and inspect, issue citations and fines, and this is directed at all businesses, not just for restaurants—a bank was targeted! That is despicable and like the Gestapo or Stassi secret police. How and why are we encouraging this kind of behavior with our citizens?!

Some of our businesses have been physically attacked and vandalized already by vigilantes who are empowered by the draconian measures being taken by our county and believe they have the right to take matters into their own hands. Passage of this Ordinance will make this issue worse. We are now acting like a lawless society.

The number of cases identified in the US has risen, based mainly on more frequent testing. But the death rates are dropping around the country because of better understanding of the virus and how to treat it. The single death in Nevada County was to a very elderly person with terminal cancer who wanted to spend her last days in her Truckee home. There are only 20 active cases in our county as of today.

Please, please consider ALL opinions, concerns, and stances before making a vote. Also, **PLEASE MAKE IT PUBLIC RECORD HOW EACH SUPERVISOR VOTED.**

Best Regards,



Casey Klein / Training and Development Manager

[REDACTED]

[REDACTED]

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From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda
Date: Monday, August 10, 2020 2:12:25 PM

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[SpeakUp](#)

New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Charles Sciacca submitted a new eComment.

Meeting: Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Item: 26. SR 20-3359 (Introduce/Waive further reading/Adopt) An uncodified temporary Urgency Ordinance authorizing certain enforcement actions related to orders issued by the County Environmental Health Director, State and Local Public Health Officers, and the Governor of California regarding the novel coronavirus (COVID-19). (4/5 affirmative vote required)

eComment: This is unjust and unfair to not only the public, but also the businesses! In the original mandate there were exceptions for people with medical and hearing disabilities. Not only that People who have concealed carry permits are forbidden by Law from using a mask! this is tyranny of the highest level!!!

[View and Analyze eComments](#)

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From: [Casey Klein](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 2:12:15 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Miller, Hall, Hoek, Scofield, & Anderson,

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

I want to first begin by stating that although I am angered by this agenda item, I do not write this email in anger. I desire to see our community work together and find solutions as a community, and discontinue this mass separation between groups. I understand your position as Supervisor is a difficult one, especially now. I have been praying for you all during this time and empathize with the stress you must be under.

My husband and I moved to Nevada County 8 years ago this October, and the inclusiveness and diversity of culture and food were some of the main attractors for us. Sadly, that is all beginning to change. The fact that I cannot even voice this concern in person or at least through a live call for this item blows my mind! I feel grateful that at least I have the freedom to write this email, but I fear the road we are going down with your meetings CLOSED to the public are going to create a future where I possibly cannot even express my concern and opinion in email form.

Here are a few reasons why I strongly oppose item 26:

1. Restaurants that serve diners outside will be able to do so for only about two more months. Then, rains and cold weather will curtail business to a trickle, so by October it could be the sad reality that almost ALL restaurants will be out of business. Take-out cannot sustain a restaurant at a profit in most cases. So, a business must choose whether to go bankrupt because their business is shuttered by the government or to go bankrupt for trying to perform their normal business.
2. Dining-in penalized. On what basis is there a distinction between being a customer in a restaurant and a customer in any business? Why is it ok for a customer to enter a grocery store, a pharmacy, a dry cleaner, a smoke shop, a liquor store, or any other business but not enter a restaurant? In any business, social distancing rules are in effect. The only answer is that one cannot wear a mask while eating or drinking, even if safely spaced from other diners. There are two factors here: fresh air flow and masking.
3. Outside spaces allow fresh air/breezes to carry away any virus droplets. But some of our restaurants have installed higher rates of fresh air intake and advanced filtration systems into their HVAC systems. Similar as on airplanes. Yet, the one size fits all "COVID-19 Orders" do not recognize these fresh air and filtration measures and refuse to allow dining-in.

4. Cotton or paper surgical masks are not effective in controlling a virus. These masks cannot stop a virus as their particle size are small enough to fit through the holes in the fabric or simply escape via the open edges of such loosely-worn masks, So, most of this draconian enforcement is based on invalid science. Here are the facts:

- a. A **report from the CDC** in May, 2020 evaluated different Personal Protective Measures (PPE) in limiting the spread of COVID. Hand hygiene was identified as effective, but regarding disposable medical masks and cotton masks it concludes “there is limited evidence for their effectiveness in preventing influenza virus transmission either when worn by the infected person for source control or when worn by uninfected persons to reduce exposure.” https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article
- b. An article published in the **New England Journal of Medicine** on April 1, 2020 on the topic of COVID-19 stated that “We know that wearing a mask outside health care facilities offers little, if any protection from infection.” And goes on to say “the desire for widespread masking is a reflexive reaction to anxiety over the pandemic.” The article was subsequently amended on June 3, 2020 to include the statement “We strongly support the calls of public health agencies for all people to wear masks when circumstances compel them to be within 6 ft. of others for sustained periods.” Thus, spacing OR masking is adequate while neither is necessary for short interactions. <https://www.nejm.org/doi/full/10.1056/NEJMp2006372>
- c. The use of N95 respirators (unlike a cloth or surgical mask, a respirator is fitted to the face with an airtight seal) are not effective in stopping a virus. Quoting from a manufacturer of such masks: “Oil and fat-based particulates are very small and “slippery” for lack of a better term. They are often capable of penetrating filters that non-oil particulates cannot, even when those particulates are small. These include everything from certain hazardous chemicals to viruses like SARS, which has a lipid (fat) shell around it.” The letter “N” means Not resistant to oil-based particulates. Thus if N95 respirators cannot stop a SARS virus then loose fitting cotton or paper masks cannot. (COVID is also referred to as SARS 2)

d. Further on masks, there is significant controversy among health experts around the world on the effectiveness of masks. Many European countries do not require masks, and their death rates are low. Refer to this article for some perspective: <https://fee.org/articles/europes-top-health-officials-say-masks-arent-helpful-in-beating-covid-19/>

5. Punishing the County’s restaurants punishes the county’s citizens and ability to provide county services. Sales tax revenues have plummeted.

These last couple points are especially important:

The Governor’s order to wear masks in all businesses has already activated the “Face Mask Fascists” in Nevada County to spy on and report businesses if an employee has to temporarily “come up for air” from continuously wearing the suffocating masks. Even if the employees are practicing safe distancing. One of our Supervisors has on social media whipped up these Fascists to report to the county so enforcement officers can go out and inspect, issue citations and fines, and this is directed at all businesses, not just for restaurants—a bank was targeted! That is despicable and like the Gestapo or Stassi secret police. How and why are we encouraging this kind of behavior with our citizens?!

Some of our businesses have been physically attacked and vandalized already by vigilantes who are empowered by the draconian measures being taken by our county and believe they have the right to take matters into their own hands. Passage of this Ordinance will make this issue worse. We are now acting like a lawless society.

The number of cases identified in the US has risen, based mainly on more frequent testing. But the death rates are dropping around the country because of better understanding of the virus and how to treat it. The single death in Nevada County was to a very elderly person with terminal cancer who wanted to spend her last days in her Truckee home. There are only 20 active cases in our county as of today.

Please, please consider ALL opinions, concerns, and stances before making a vote. Also, **PLEASE MAKE IT PUBLIC RECORD HOW EACH SUPERVISOR VOTED.**

Best Regards,
Casey Klein

From: [chcameriana1](#)
To: [Amy Tran](#); [BOS Public Comment](#); [Dan Miller](#); [Ed Scofield](#); [Ho di Hall](#); [HHSA](#); [Richard Andersen](#); [Sheriff](#); [Sue Hoek](#)
Subject: No on 28 & No more Covid ordinances until accurate data full investigation is complete
Date: Monday, August 10, 2020 2:11:58 PM

CAUTION This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Board,

I reside in District 1

Considering the botched Covid data discovery and the abrupt resignation of our state's health director, please vote NO on item 28 and delay any new covid ordinances until after a full investigation

State experts ADMIT data errors that "counties need" to base their reopening strategies on. Passing this ordinance shows our BOS values harassing individuals and destroying small businesses over science and data.

<https://www.kcra.com/article/state-health-secretary-gives-update-on-covid-19-california-august-7/33548091>

Dr. Sonia Angell resigns, "No reason given" <https://sacramento.cbslocal.com/video/4659697-dr-sonia-angell-californias-top-public-health-director-resigns-no-reason-given/#:~:text=Dr.%20Sonia%20Angell%2C%20California%E2%80%99s%20Top%20Public%20Health%20Director%2C,to%20make%20decisions%20about%20reopening%20businesses%20and%20schools>

Where is the ordinance preventing Gov. Newsom from importing Covid cases/exposed into our: nursing homes, hospital, jail and juvenile hall?

https://www.latimes.com/california/story/2020-04-01/california-orders-skilled-nursing-facilities-to-accept-coronavirus-patients?_amp=true

https://www.latimes.com/california/story/2020-07-01/rural-lassen-county-prison-coronavirus-outbreak?_amp=true

Please vote NO on this ordinance.

Best,
Ashley Neumann

Sent from [Mail](#) for Windows 10

From: [David Poirier](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Subject: Re: No on on Item 26 (SR 20-3359)
Date: Monday, August 10, 2020 2:11:49 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To our Board of Supervisors,

Please watch this video of violence and discontent in Nevada City, you're probably aware that this just happened yesterday, and a couple of days ago there was violence at another rally in Grass Valley, with an air gun shooting. Old Town Cafe, hate graffiti, ongoing brutal social media attacks, slander attacks between community members, aggressive public verbal encounters, businesses attacking businesses. And we can't see what's going on behind closed doors with domestic violence, alcoholism, abuse to women, elders, and children. This is what has come of our county, and our communities!

<https://www.youtube.com/watch?v=JoBZkeEtYAE&t=20s>

Please don't dismiss this as being an outside issue from what's been going on with Covid-19 for the past several months. I've been part of this community for 20 years and this is not our great community. This is a result of Social Distancing and all the Fear that's been created from months of lockdowns, along with forced mandates and regulations. Also, please recognize that you have a part in this as you continue to feed into this "Pandemic" scare, that's clearly not real in our county.

I hope by watching, and deeply considering all this, you will recognize the real problems in our county and our communities, that you will see what's most important as we move forward, rather than creating more divisiveness with unnecessary policies and regulations. It is now time to focus on rebuilding and healing.

I'm pleading with you all to not dismiss or minimize what's most important for all of us! You can make a difference, we need to stop feeding the Covid-19 scare and start nurturing our communities back to good overall health!

Sincerely,
David Poirier
Grass Valley

On Sun, Aug 9, 2020 at 10:46 AM David Poirier <davidjpoirier@gmail.com> wrote:

To the Board of Supervisors,

It's time to stop, and truly consider the many ramifications from all the choices that have been made in our county since Covid-19 began, and the dire effects this current pending decision will have.

I'm opposing Item 26 (SR 20-3359) and strongly requesting you vote NO!

I also believe it's clearly necessary for Daniela Fernandez and Erin Minett to recuse themselves from voting as there are obvious conflicts of interest with these Board Members displaying and promoting mask-wearing in their official city council photos. It's also time to deeply consider your Oath of Office and Our Constitution that you swore to defend.

Additionally, if you're not doing comprehensive research on Covid-19 you're doing a disservice to your district and the people of this county. The massive amount of scientific evidence against this being a pandemic is undisputable.

We have definitely suffered enough as a community, while there never has been a real risk with Covid-19 in our county. Currently reported cases have come down to the low 20's or below, for our entire county, with no critical cases. Individuals and small businesses have been pushed beyond their limits, financially, mentally, and emotionally.

The boards ongoing actions have fed into the great divisiveness in our local community which has manifested countless stresses at all levels and in all areas of our lives. It's time to stop and truly consider the overall effects on our once great community, and weigh all that against the unrealistic risks of this virus. It's time to be realistic and truly consider the real threats to our communities.

Do the numbers and admit that this is not a pandemic, and clearly not a real threat to our county and our communities. It's time to switch our focus into rebuilding our great communities for the sake of the people. It's time to unite and start our recovery process, It's clearly time to begin our healing.

Sincerely,

David Poirier
Grass Valley

From: [Google Voice](#)
To: nc.public.comment@gmail.com
Subject: New voicemail from (530) 448-4549
Date: Monday, August 10, 2020 2:00:58 PM

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Hello, my name is Julian and Emma Nevada County residents. I'm calling to in phatic Lee urge a no vote on item to explore the meeting on the 11th. I feel like this is an extreme over each and I think that not enough consideration has been given to them people who absolutely cannot wear a mask either for medical reasons or psychological reasons. PTSD breathing problems myself have a struggle extremely to wear a mask and breathe properly and I don't understand how this is going to be enforced and County officials who have no experience and would have very little training and trying to enforce this kind of mandate wage. Or ordinance. I think it's going to have a severe economic impact on local businesses and people if they're trying to police their own business office for people wearing masks. I think it puts people in a a very vulnerable position if they are not wearing a mask and they choose to social distance rather than wear a mask should be there. Right? What are they supposed to do? Otherwise stay at home? And I think this is going to create extreme aggression and divisiveness within the community when I'm seeing that already to now have offices out trying to enforce a mask policy and probably most of all I would like to know what the scientific evidence is that you have and what studies have been done on the long-term impact of such an ordinance to our community. I believe you would be causing birth. It and not helping the citizens of the community in the members of the community, and I'm be opposed. Thank you.

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Google LLC
1600 Amphitheatre Pkwy
Mountain View CA 94043 USA

From: [Jane Ferris](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 1:57:14 PM

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Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to **strongly oppose Item 26, the temporary Urgency Ordinance** related to enforcement of COVID-related.

The number of cases identified in the US has risen, based mainly on more frequent testing. But the death rates are dropping around the country because of better understanding of the virus and how to treat it. The single death in Nevada County was to a very elderly person with terminal cancer who wanted to spend her last days in her Truckee home. There are only 20 active cases in our county as of today.

The Governor is applying a one-size-fits-all approach rather than allowing each county to assess the situation and apply appropriate measures.

Punishing the County's restaurants punishes the county's citizens and ability to provide County services. Sales tax revenues have plummeted.

We are entitled by the constitution to discuss these issues in Public either in person or on Zoom! Open this to the Public!

Sincerely

Jane Ferris
Grass Valley, CA

From: [Casey Klein](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues 8/11/20, Item 26
Date: Monday, August 10, 2020 1:52:40 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Miller, Hoek, Scofield, and Anderson,

I am writing to express my deep concern and opposition that Item 26 is NOT being heard in front of a live audience. This item impacts the community in crucial ways, and it is absolutely necessary for the community to be able to be present and have a voice. I am so saddened to hear that our county is the ONLY county in the state to have our Supervisors seemingly HIDE from the public. If that is not the case, please consider opening this agenda item open to YOUR people.

Best Regards,
Casey Klein

From: [Julia Drew](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda for Tuesday, August 11, Item 26
Date: Monday, August 10, 2020 1:44:22 PM
Attachments: [Screen Shot 2020-08-10 at 11.08.13 AM.png](#)

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To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to urge your NO vote on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

I am both saddened and afraid to see the agenda for August 11th BOS meeting regarding fines for not wearing a mask:

This is way too complex an issue to enforce such an urgency ordinance. The effectiveness of masks in preventing the spread of COVID 19 is currently fiercely debated by scientists and experts and there is abundant evidence to show that the improper use of masks by the untrained public, not only can increase the spread of the disease but have negative health impacts on the wearer. Constant adjusting of the mask and touching the face has been shown to increase the likelihood of transmission in public places. Not only this, but the use of ill-fitting mask has been shown to decrease effectiveness and masks being reused by wearers (who don't know any better) is increasing the overall health risks for many wearers.

More importantly, there are those who simply cannot wear a mask without risking their own health and safety. People with medical conditions who cannot breathe properly with their nose and mouth covered or those who have experienced trauma or PTSD and simply could not function with their nose and mouth covered. How do you propose to handle these situations?

How would a newly empowered health officer deal with these circumstances?

Is this person who cannot wear a mask required to publicly explain their personal history or medical condition to avoid a fine?

What kind of training is this county staff member turned "enforcement officer" going to have to deal with the public and each individuals unique circumstances?

Should this person (who is likely already experiencing isolation/ anxiety / depression) be expected to stay home or should their own personal privacy be violated to explain

why they can't wear a mask to some stranger?

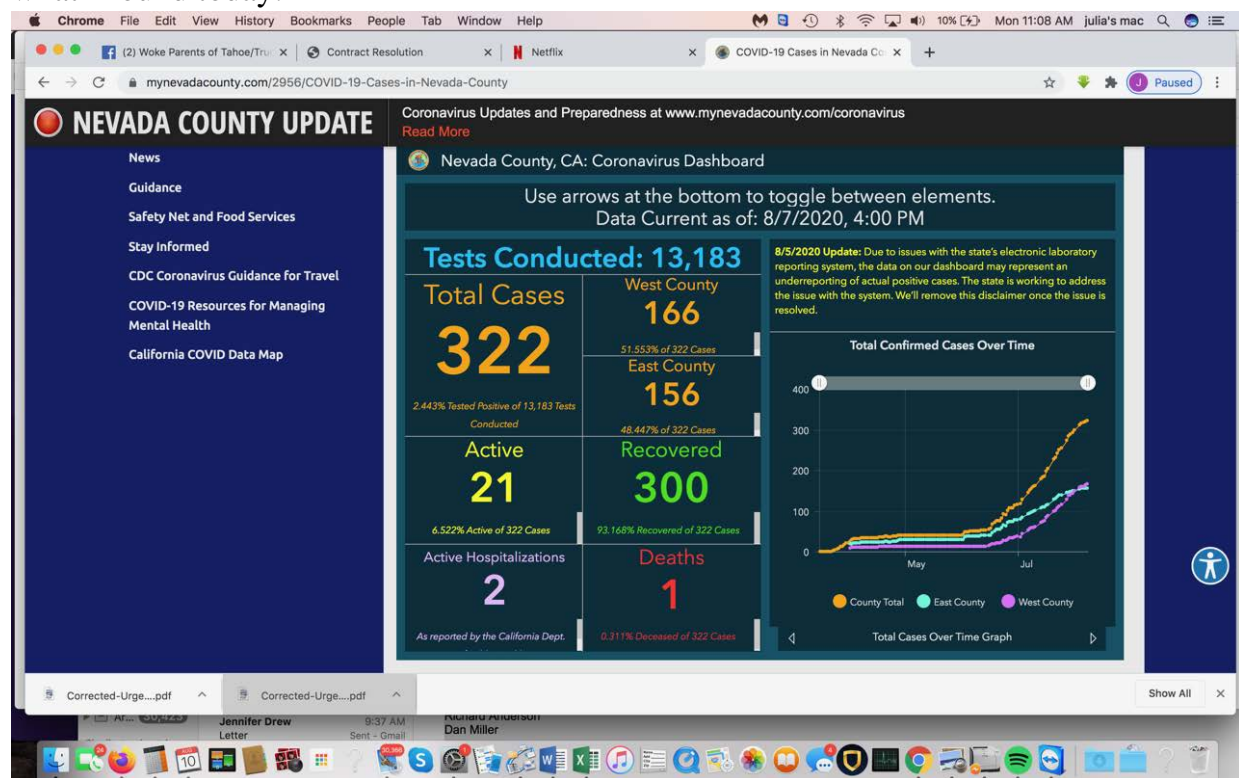
(Have you looked at the increased rate of drug and alcohol abuse, suicide, anxiety, depression, joblessness, poverty if your suggestion is that everyone should stay home if they can't/ won't wear a mask?)

Are you planning to allow exceptions or exemptions to those who can't wear a mask? How would you verify this?

Social distance has been shown to be more effective than mask wearing to prevent the spread.. should a person not have the choice to keep 6 feet rather than wear a mask?

The economic impact on individuals and business during this pandemic so far has been devastating to many and imposing more restrictions and fines to your residents is not the way to help us. Not only this, the divisiveness, aggression and conflict that is already being experienced in our community is at an all time high. Turning this county into a police state will not help this, but will cause even more social and psychological problems in our community.

I just went to the mynevada website to see if I was missing some crucial information on the spread and severity of the virus that would justify this extreme measure, and this is what I found today:



How do these figures justify such punitive measures and this extent of government over-reach?

How are these numbers for "deaths" recoveries, hospitalizations and recovered justify drastic approach which will have serious negative medium and long term effects to our community?

Increased cases as a result of increased testing is not reason enough....

I vehemently oppose and ask for a NO vote on Item 26 for the August 11th meeting. I would like to have the above questions answered and be provided some kind of scientifically proven research that the impact of this drastic approach will be both effective and that the macro long term impact has been thoroughly investigated and prepared for.

This is extremely concerning.

Sincerely.

Julia Drew
Nevada County

From: [Doug Forster](#)
To: [bdofsupervisors](#); [BOS Public Comment](#); [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: Please don't limit public input on Item 26
Date: Monday, August 10, 2020 1:21:27 PM

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Supervisors --

Before even getting to all the flaws in the ordinance being considered as Item 26, I am very concerned that your recent meeting structure does not allow sufficient public input on this crucial matter.

You should not even consider this matter until you can accept live input, ideally video or even just audio.

Regards,

Doug

From: [craigfiels](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Subject: Fw: VOTE NO ON ITEM 26
Date: Monday, August 10, 2020 1:19:31 PM

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August 10, 2020

Nevada County Board of Supervisors

Ms. Heidi Hall, District 1 County Supervisor heidi.hall@co.nevada.ca.us

Mr. Ed Schofield, District 2 County Supervisor ed.scofield@co.nevada.ca.us

Mr. Dan Miller, District 3 County Supervisor dan.miller@co.nevada.ca.us

Ms. Sue Hoek, District 4 County Supervisor sue.hoek@co.nevada.ca.us

Mr. Richard Anderson, District 5 County Supervisor

richard.anderson@co.nevada.ca.us

Public comments: BOS.publiccomment@co.nevada.ca.us

RE: VOTE NO ON ITEM 26.

Dear BOS:

Item 26 on the BOS agenda is more draconian than the one deferred at the last BOS meeting. We must put a stop to this power grab. The People need you to prevent widespread bankruptcies of our restaurants and other businesses

There is no pandemic or epidemic in Nevada County. Look at the data!

Vote NO and stop the destruction of our economy and small businesses!

Sincerely,
Craig Fiels



From: [Jerry Waxman](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Subject: BOS agenda Tues. 8/11, item 26
Date: Monday, August 10, 2020 1:19:09 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am writing to strongly oppose item 26 and request that you allow in restaurant dining. If your desire is to destroy the Cities you represent you will do that with this COVID-19 order.

Jerry Waxman

From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda
Date: Monday, August 10, 2020 1:18:38 PM

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[SpeakUp](#)

New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Jean Yun submitted a new eComment.

Meeting: Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Item: 26. SR 20-3359 (Introduce/Waive further reading/Adopt) An uncodified temporary Urgency Ordinance authorizing certain enforcement actions related to orders issued by the County Environmental Health Director, State and Local Public Health Officers, and the Governor of California regarding the novel coronavirus (COVID-19). (4/5 affirmative vote required)

eComment: The Urgency Ordinance for required mask wearing and associated fines is over restrictive to the community. To restrict all business to the same standard and fines in unrealistic. Large and public gathering areas, stores and restaurants, the ordinance may apply. However, small shop owners, mechanics, and other small businesses should not be required to mask. Patrons have a choice to enter whether a business owner is masked or unmasked. Please reconsider imposing this ordinance.

[View and Analyze eComments](#)

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From: [Camille Hald](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 1:10:43 PM
Attachments: [pastedGraphic.png](#)

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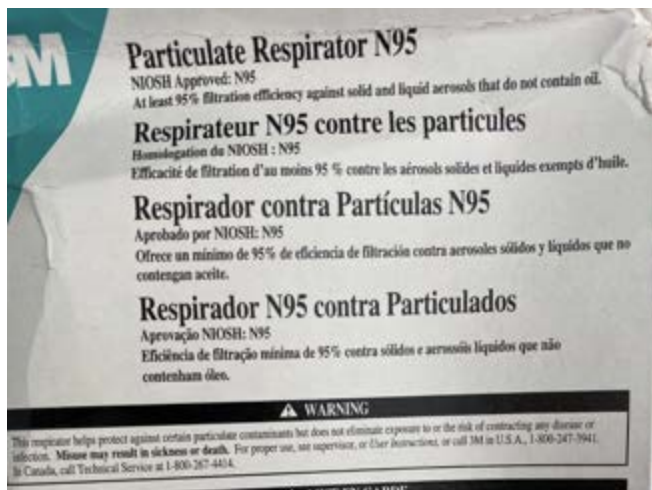
Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related. Please respectfully consider the valid talking points w/links that Bob Hren has already submitted to you which should even help to further your resolve in voting NO on this ordinance. They are listed below.

Respectively Yours,
Camille Hald
District 2

1. Restaurants that serve diners outside will be able to do so for only about two more months. Then, rains and cold weather will curtail business to a trickle, so by October ALL restaurants will be out of business. Take-out cannot sustain a restaurant at a profit in most cases. So, a business must choose whether to go bankrupt because their business is shuttered by the government or to go bankrupt for trying to perform their normal business. Like telling someone they are sentenced to die—here is a gun. You can kill yourself or we will do it. Don't tell me that is not draconian!
2. The ordinance turns business owners into police by placing the burden on them to assure customers follow mask and other COVID-19 orders.
3. Dining-in penalized. On what basis is there a distinction between being a customer in a restaurant and a customer in any business? Why is it ok for a customer to enter a grocery store, a pharmacy, a dry cleaner, a smoke shop, a liquor store, or any other business but not enter a restaurant? In any business, social distancing rules are in effect. The only answer is that one cannot wear a mask while eating or drinking, even if safely spaced from other diners. There are two factors here: fresh air flow and masking.
4. Outside spaces allow fresh air/breezes to carry away any virus droplets. But some of our restaurants have installed higher rates of fresh air intake and advanced filtration systems into their HVAC systems. Similar as on airplanes. Yet, the one size fits all "COVID-19 Orders" do not recognize these fresh air and filtration measures and refuse to allow dining-in.

5. Cotton or paper surgical masks are not effective in controlling a virus. These masks cannot stop a virus as their particle size are small enough to fit through the holes in the fabric or simply escape via the open edges of such loosely-worn masks, So, most of this draconian enforcement is based on invalid science. Here are the facts:
- A **report from the CDC** in May, 2020 evaluated different Personal Protective Measures (PPE) in limiting the spread of COVID. Hand hygiene was identified as effective, but regarding disposable medical masks and cotton masks it concludes **"there is limited evidence for their effectiveness in preventing influenza virus transmission either when worn by the infected person for source control or when worn by uninfected persons to reduce exposure."** https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article
 - An article published in the **New England Journal of Medicine** on April 1, 2020 on the topic of COVID-19 stated that **"We know that wearing a mask outside health care facilities offers little, if any protection from infection."** And goes on to say **"the desire for widespread masking is a reflexive reaction to anxiety over the pandemic."** The article was subsequently amended on June 3, 2020 to include the statement **"We strongly support the calls of public health agencies for all people to wear masks when circumstances compel them to be within 6 ft. of others for sustained periods."** **Thus, spacing OR masking is adequate while neither is necessary for short interactions.** <https://www.nejm.org/doi/full/10.1056/NEJMp2006372>
 - The use of N95 respirators (unlike a cloth or surgical mask, a respirator is fitted to the face with an airtight seal) are not effective in stopping a virus. Quoting from a manufacturer of such masks: "Oil and fat-based particulates are very small and "slippery" for lack of a better term. They are often capable of penetrating filters that non-oil particulates cannot, even when those particulates are small. These include everything from certain hazardous chemicals to viruses like SARS, which has a lipid (fat) shell around it." The letter "N" means **Not** resistant to oil-based particulates. Thus **if N95 respirators cannot stop a SARS virus then loose fitting cotton or paper masks cannot.** (COVID is also referred to as SARS 2)



6. Further on masks, there is significant controversy among health experts around the world on the effectiveness of masks. Many European countries do not require masks, and their death rates are low. Refer to this article for some perspective: <https://fee.org/articles/europes-top-health-officials-say-masks-arent-helpful-in-beating-covid-19/>
7. Dine-in restaurants have reduced the seating capacity to create safe spacing between tables and diners not in one party. That spacing is adequate protection without the need for continuous masking while dining-in.

8. Our county's recent increase in COVID cases cannot be traced to dining-in. It can be directly traced to some large weekend rave parties illegally held within the county over the 4th of July weekend.

9. The Governor is applying a one-size-fits-all approach rather than allowing each county to assess the situation and apply appropriate measures.

10. Punishing the County's restaurants punishes the county's citizens and ability to provide County services. Sales tax revenues have plummeted.

11. The Governor's order to wear masks in all businesses has already activated the "Face Mask Fascists" in Nevada County to spy on and report businesses if an employee has to temporarily "come up for air" from continuously wearing the suffocating masks. Even if the employees are practicing safe distancing. One of our Supervisors has on social media whipped up these Fascists to report to the county so enforcement officers can go out and inspect, issue citations and fines, and this is directed at all businesses, not just for restaurants—a bank was targeted! That is despicable and like the Gestapo or Stassi secret police.

12. Some of our businesses have been physically attacked and vandalized already by vigilantes who are empowered by the draconian measures being taken by our county and believe they have the right to take matters into their own hands. Passage of this Ordinance will make this issue worse. We are now a lawless society, enabled and encouraged by our County's staff and Supervisors.

13. The Governor is promising monetary aid to our county for legitimizing his dictatorial and illegal orders. A small benefit for the much greater damage that will be inflicted on our county's businesses for years to come.

14. The number of cases identified in the US has risen, based mainly on more frequent testing. But the death rates are dropping around the country because of better understanding of the virus and how to treat it. The single death in Nevada County was to a very elderly person with terminal cancer who wanted to spend her last days in her Truckee home. There are only 20 active cases in our county as of today

From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda
Date: Monday, August 10, 2020 1:07:41 PM

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[SpeakUp](#)

New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Douglas Coursey submitted a new eComment.

Meeting: Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Item: 26. SR 20-3359 (Introduce/Waive further reading/Adopt) An uncodified temporary Urgency Ordinance authorizing certain enforcement actions related to orders issued by the County Environmental Health Director, State and Local Public Health Officers, and the Governor of California regarding the novel coronavirus (COVID-19). (4/5 affirmative vote required)

eComment: Governmental over-reaction to an "Emergency" which statistically doesn't exist. It applies to non profits and other Commercial Enterprises. There is no exception for Charities or Churches. Local Enforcement Officers must enforce the Executive orders of the Governor, the Calif. Legislature, the Nevada Co.BOS and Nevada County's public Health Department..all layer on top of each other. The fines start at \$1,000 plus enforcement costs!!!...We've had ONE , just ONE Covid 19 Death in the County.

[View and Analyze eComments](#)

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From: [Greg N. Poppin](#)
To: [BOS Public Comment](#)
Subject: No on sr-3359
Date: Monday, August 10, 2020 12:56:35 PM

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No, on 3359

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From: [Beverly Boye](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda, Tues 8/11/2020, Item 26
Date: Monday, August 10, 2020 12:54:58 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek, and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID~related.

I can't believe you are actually having a meeting to decide what we, the people that put you in office, can or can't do in regards to our constitutional freedoms:

1. I am opposed to your no-dining in at restaurants.
2. I am opposed to your enforcing a no-church attendance policy or, worse, a no-singing policy while in church. Who do you think you are? Little gods that you can override a God Almighty command to assemble and worship in spirit and in truth on a designated day of rest and Godly prayer and faith-filled worship? The Constitution guarantees unequivocally this freedom.
3. I am opposed to your increased power-grab over our small business community, the families that work so hard year after year to fulfill a dream of seeing their own business grow and prosper so they cannot only bless our citizens but also pass these dreams on to their children, and to their grandchildren, later on.

Remember who you work for. You work for us, the residents of Nevada County. Do your job well. Show us how much you love us, your constituents, by doing the right thing NOW. LOOSEN THE GRIP OF A POWER-GRAB! We are holding you accountable.

Sincerely,

Beverly Boye

Sent from my iPad

From: [Jinnah's Oils](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Richard Anderson](#); [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#)
Subject: Opposed to Item 26 (Urgency Ordinance)
Date: Monday, August 10, 2020 12:52:06 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Board of Supervisors,

I am writing to oppose Item 26 (Urgency Ordinance) on the agenda for the BOS meeting tomorrow (August 11). This Ordinance if passed would be detrimental to our community and is not needed.

I implore you to pause in this moment, take a step back, and ask yourselves is this Ordinance really needed? With 21 active cases in our entire county and still just one death of an over 80 year old in stage 4 cancer treatment, does it make sense to place financial penalties on businesses who are not in compliance with the Public Health GUIDANCE? Does it make sense to lose everything we hold dear to protect the few who may have existing health issues from possible exposure?

I URGE you to do a cost benefit analysis!

By passing this Urgency Ordinance, you will be putting the nail in the coffin for many small businesses who were hanging on by a thread. It is the small businesses that make our community special, that bring festivals, tourists, and musicians to our towns. Do you think people will still come if we have ghost towns with boarded up storefronts? Do you think people will still come if the only restaurants to eat at are fast food and chains? Do you think the small businesses will survive on the \$250K that you allocated to be distributed amongst every business in Nevada County? Do you think they will make it another month, a year, until there is a vaccine?

Why are we continuing down the path of self destruction?

By passing this Ordinance, you are putting the power in the hands of the Health Department. With this Ordinance in place, people can be fined for not complying with whatever the Health Department decides to put out as guidance. Should the fate of our community lie solely in the hands of the Health Department?

We elected YOU our Supervisors to make important decisions about our county. This responsibility should not be passed off to any one department. Furthermore, the Governor has not mandated any guidance or laws. He has strongly urged the public to act. I understand that you accepted money from the State to presumably follow their guidance. You may be beholden to the state, but we the people of Nevada County did not vote on acceptance of this money and therefore did not agree to follow state guidance.

Please show that you care for the people of Nevada County who elected you and vote no on this Ordinance.

Jinnah Benn
Nevada City, District 1

From: S.A.
To: Richard Anderson; Ed Scofield
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 12:43:41 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to ***urge your NO vote on Item 26***, the temporary Urgency Ordinance related to enforcement of COVID-related

This issue MUST be heard in front of a live community audience!!!!

And PLEASE do your research! Decades Of Mask Science Came To One Conclusion...

5 NIH studies from 2004-2020 all finding verifiable health effects from wearing a face mask, including scientifically verified reduction in blood oxygen level:

<https://pubmed.ncbi.nlm.nih.gov/29395...>
<https://pubmed.ncbi.nlm.nih.gov/32590...>
<https://pubmed.ncbi.nlm.nih.gov/15340...>
<https://pubmed.ncbi.nlm.nih.gov/26579...>
<https://pubmed.ncbi.nlm.nih.gov/31159...>

SOME of the mask studies on efficacy:
<https://www.medrxiv.org/content/10.11...>
<https://www.medrxiv.org/content/10.11...>
<https://www.nejm.org/doi/full/10.1056...>
<https://jamanetwork.com/journals/jama...>
<https://www.cmaj.ca/content/188/8/567>
<https://www.ncbi.nlm.nih.gov/pmc/arti...>

<https://pubmed.ncbi.nlm.nih.gov/19216...>

<https://aaqr.org/articles/aaqr-13-06-...>

<https://www.ncbi.nlm.nih.gov/pmc/arti...>

<https://academic.oup.com/cid/article/...>

<https://www.jstage.jst.go.jp/article/...>

<https://link.springer.com/article/10...>

<https://www.journalofhospitalinfectio...>

<https://www.ncbi.nlm.nih.gov/pmc/arti...>

<https://www.cidrap.umn.edu/news-persp...>

<https://www.nap.edu/read/25776/chapte...>

<https://wwwnc.cdc.gov/eid/article/26/...>

<https://academic.oup.com/annweh/artic...>

<https://www.ncbi.nlm.nih.gov/pmc/arti...>

<https://www.acpjournals.org/doi/10.73...>

Sincerely,
Autumn Ross
Nevada County, CA

From: [Douglas Coursey](#)
To: [BOS Public Comment](#)
Subject: Vote against Urgency Ordinance SR-20-3359
Date: Monday, August 10, 2020 12:42:51 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Aug. 10th, 2020

To Members of the Nevada County Board of Supervisors

From Douglas Coursey, County Resident. District 2.

Re: SR 20-3359 (revised from previous BOS Meeting.), Agenda Item #26, BOS meeting for Aug. 11, 2020.

The Urgency Ordinance Authorizing Certain Enforcement Actions....Re Covid -19.

Dear Supervisors, this Ordinance is an over-reaction and unwarranted for our County.

This ordinance affects all businesses whether for profit or non Profit. This includes Churches and Charities. (see Section 2 Definitions, Line A Of the Ordinance).

The Ordinance is based upon the concept that a “Local Emergency “exists. (See line 1 of section G of the Ordinance). Section 1 line K assumes that violations of this proposed Ordinance represent an “...immediate threat to Public peace, health and safety...” This is clearly not true.

I agree with Governor Newsomthat the Government should be looking at the facts they know to be true in order to come up with needed policies and actions.

Here are the Facts...

According to Nevada County’s Public Health Dash Board dated 4 PM, Friday Aug 7th 2020, we currently have 21 active Covid -19 cases in the entire County and 2 (TWO) people in our local hospital with Covid -19, neither is in the intensive care unit.. The trends of new infections has been downward and our County has experienced only 1 (ONE) death officially attributed to Covid-19 this year.....ONE!

Dr. Evans, CEO of Sierra Memorial Hospital has said that the hospital stands ready to handle a surge of patients, should it ever happen.....which it hasn’t. (Union Newspaper interview)

There is no Health “Emergency” In our County.....That is a statistical Fact.

Additionally, this ordinance puts the responsibility upon our local Enforcement officers to issue citations based upon Governor Newsom’s Executive Orders, State

Legislature, Nevada County's Ordinances and the Rules established by our Public Health Department. (See section 4)

This is a recipe for confusion.

Furthermore, the Fine structure is outrageous. \$1,000 fine for the first offense! Plus the cost of enforcement!

(see Section 6, lines D, G,H and I).

I'm asking the Board to consider the facts that exist in Nevada County and to vote against this proposed Ordinance.

Douglas Coursey

From: [All Will Awaken](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 12:39:41 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to urge your NO vote on Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

We also demand that this issue be heard in front of a live community audience. Ours is the only county in the state to have the Supervisors hide from the public, or that operates in this manner by not allowing in-person commentary, or simply a ZOOM feed for people to comment into the meeting.

Many people have health challenges that prevent them from wearing a mask, and these disabled people will end up in jail if you enforce this ordinance.

The proposed fines are extraordinary and are excessive for what would be classified as misdemeanors. County and State government agencies, particularly Health and Environment departments, have not provided scientific evidence of epidemic. It is not appropriate nor advisable to assign county staff to "enforcement officer" roles.

Sincerely,
Grace Divine
Nevada County

From: [Camille Hald](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26 : Request for live Zoom meeting
Date: Monday, August 10, 2020 12:39:25 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Given the importance of this item I truly lament that we cannot do public comment LIVE via a Zoom link so as to be totally public in this discussion. For us to just individually email you our positions is not an adequate, fair platform for your constituents to be heard. Please consider tabling this for such an open meeting given the COVID restrictions for having it open to the public at your chambers.

Respectively Yours,
Camille Hald
District 2

From: [S.A.](#)
To: [Richard Anderson](#); [Richard Anderson](#); [bdofsupervisors](#); [BOS Public Comment](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 12:38:04 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

The Governor is promising monetary aid to our county for legitimizing his dictatorial and illegal orders. A small benefit for the much greater damage that will be inflicted on our county's businesses for years to come.

Some of our businesses have been physically attacked and vandalized already by vigilantes who are empowered by the draconian measures being taken by our county and believe they have the right to take matters into their own hands. Passage of this Ordinance will make this issue worse. We are now a lawless society, enabled and encouraged by our County's staff and Supervisors.

These issues must be discussed in Public either in person or on zoom!

Sincerely,
Autumn Ross
Nevada County

From: [Jane Ferris](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 12:34:27 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

The Governor is promising monetary aid to our county for legitimizing his dictatorial and illegal orders. A small benefit for the much greater damage that will be inflicted on our county's businesses for years to come.

Some of our businesses have been physically attacked and vandalized already by vigilantes who are empowered by the draconian measures being taken by our county and believe they have the right to take matters into their own hands. Passage of this Ordinance will make this issue worse. We are now a lawless society, enabled and encouraged by our County's staff and Supervisors.

These issues must be discussed in Public either in person or on zoom!

Sincerely,

Jane A. Ferris, Ph.D.

A black rectangular redaction box covering the signature area.

From: [Sergio Martignago](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#); [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Catrina Olson](#); [Sheriff](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#); [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Subject: to be read as part of the public record: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:33:53 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 10th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

To the Board of Supervisors,

First and foremost, I want to remind you all that you are PUBLIC SERVANTS of the citizens of Nevada County. That means you are in your position to serve the citizens, NOT to control the citizens, NOT destroy the citizens livelihoods, and NOT to fine the citizens!

The rhetoric in the ordinance about wanting to prohibit unfair competition practices created by local businesses that continue their operation in violation of COVID-19 orders is complete BS! Admit it; you just want to collect the fines and have complete control over the county! And, how will you go about collecting those fines? There is NO LAW so will the police show up with guns drawn, will you lien a home, will you sell their children, just how far are you willing to go for this catastrophic LIE!

Check it out for yourselves...Two smoking guns:

1. Event 201, A SIMULATION of A GLOBAL PANDEMIC:

Event 201 was a high-level pandemic exercise, about 6 hours long, and performed on October 18, 2019, in New York, NY. This exercise illustrated areas where public/private partnerships will be necessary during the response to a severe pandemic in order to diminish large-scale economic and societal consequences. Event 201 simulated an outbreak of a novel zoonosis coronavirus transmitted from bats to pigs to people that eventually becomes efficiently transmissible from person to person, leading to a severe pandemic. Coincidence that an outbreak was reported by the controlled media in Feb/March 2020, I think not!

AND

2. Scenarios for the Future of Technology and International Development - The Rockefeller Foundation. Scroll down to "Lock Step"

This whole event/ritual is a Marxist Communist Agenda in line with UN Agenda 2030 that has been planned and taking place for decades, RONA is/was just the catalyst they needed to propel it!

YOU HAVE ABSOLUTELY NO BASIS TO PASS SR 20-3359, continuing to make individual citizens slaves to mask-wearing and ruining more local small businesses. There IS NO EMERGENCY!!! Instead, vote to end the "pretend local health emergency" and end all this nonsense immediately!

Best Regards,

Sergio Martignago

<!--[if !supportLineBreakNewLine]-->

<!--[endif]-->

From: [Kerrie Faubert](#)
To: [BOS Public Comment](#)
Subject: Strong Opposition to Item 26
Date: Monday, August 10, 2020 4:32:40 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related mask wearing and fines. Please do not support/pass this!

Regards,

Kerrie Faubert

Sent from my iPhone

From: [Clarita Nolan](#)
To: [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Public Health](#); [BOS Public Comment](#); [Kim Blix](#)
Subject: VOTE "NO" ON SR-3359 (Covid Ordinance)
Date: Monday, August 10, 2020 4:30:47 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

First of all, I want to remind you all that you are PUBLIC SERVANTS of the citizens of Nevada County. That means you are in your position *to serve the citizens*, NOT to control them.

What
is
the
purpose
of
all
government?
See
second
paragraph
of
The
Declaration
of
Independence:

....."That
to
secure
these
[God
given,
unalienable]
rights,
Governments
are
instituted
among
men,
deriving
their
just

powers
from
the
consent
of
the
governed."

What
are
"We
The
People"
supposed
to
do
when
we
are
not
happy
with
our
government
officials
because
they
are
not
securing
and
protecting
our
unalienable
rights?
Continue
reading
in
the
same
paragraph
of
The
Declaration
of
Independence."

-
-
-

-
"That
whenever
any
form
of
Government
becomes
destructive
to
these
ends,
it
is
the
Right
of
the
People
to
alter
or
to
abolish
it,
and
to
institute
new
government,
laying
its
foundation
on
such
principles
and
organizing
its
powers
in
such
form,
as
to
them
shall
seem
to
them

most
likely
to
effect
their
Safety
and
Happiness."

The
time
has
come
for
YOU,
ALL
OF
YOU,
to
be
accountable
for
your
actions
and
decisions.

I
have
already
written
you
previously
that
YOU
ARE
IN
VIOLATION
OF
YOUR
OATH
OF
ALLEGIANCE.

This
is
grounds
for
removal.
You
are
not

serving
THE
PEOPLE,
i.e.,
you
are
NOT
protecting
our
God-
given,
unalienable
rights.

CHANGE
YOUR
COURSE
OF
ACTION
NOW!

(1)
According
to
CA
law,
"A
local
health
emergency
can
ONLY
be
called
if
there
is
an
IMMINENT
and
PROXIMATE
THREAT
of
an
INTRODUCTION
of
an
infectious
disease." In
other

words,
an
emergency
is
immediate,
at
hand
-
-
not
4+
months
LATER! The
"introduction"
of
the
disease
was
back
in
February. There
are
NO
LEGAL
GROUNDS
for
this
unlawful
"local
health
emergency"
to
continue.
Even
the
heavily
manipulated
numbers
of
deaths,
active
cases,
and
resolved
cases
DO
NOT
SUPPORT
A
LOCAL

HEALTH
EMERGENCY!

(2)
Your
governing
body
has
the
LEGAL
authority,
power
and
DUTY
to
terminate
this
"pretend
local
health
emergency"
IMMEDIATELY

-

-

and
ALL
THE
ORDERS
that
are
associated
with
it,
to
go
away.

(3)
The
health
orders
state
that
"there
is
no
vaccine
for
Covid-
19."

That
is
NOT
legal
grounds
for
a
local
health
emergency.
This
is
DECEIT
and
FRAUD.

(4)
By
now
you
should
be
aware
that
OSHA
guidance
states
that
"cloth
masks
do
not
protect
against
COVID-
19."
There
is
also
no
reputable
medical
science
and
evidence
that
supports
healthy
people
wearing

masks.
Why
are
you
supporting
mask
wearing?

(5)
You
are
DIVIDING
our
community
and
SUPPORTING
the
public
to
be
HARASSED
and
INTIMIDATED
in
places
of
businesses,
even
though
California
Civil
Code
51(b)
protects
us
from
discrimination
based
on
our
medical
conditions
or
religious
beliefs
and
allows
for
our
"free

and
equal"
access
to
all
business
establishments
of
any
kind,
whatsoever.

(6)
Your
actions
have
and
continue
to
cause
small
businesses
to
close,
individuals
and
small
businesses
to
be
continually
harassed
and
intimidated,
and
there
has
been
at
least
one
suicide.
All
because
of
YOUR
ACTIONS.
AREN'T
YOU
PROUD

OF
YOURSELVES?
How
do
you
sleep
at
night?
Where
is
your
moral
compass?

"Our
Constitution
was
made
only
for
a
moral
and
religious
people.
It
is
wholly
inadequate
for
the
government
of
any
other."

-
John
Adams

"Of
all
the
dispositions
and
habits
which
lead

to
political
prosperity,
Religion
and
Morality
are
indispensible
supports."

-

George
Washington
(Farewell
Address,
1796)

Proverbs
29:2
"When
the
righteous
are
in
authority,
the
people
rejoice:
but
when
the
wicked
beareth
rule,
the
people
mourn."

(7)
Are
you
prepared
for
LEGAL
ACTION
AGAINST
YOU
PERSONALLY
for

your
FRAUDULENT
actions
(a
felony,
with
a
prison
sentence)
by
not
terminating
the
local
health
emergency, **as
required
by
law?**

(8)
Nevada
County
has
received
or
will
receive
\$10
Million
from
the
state
and
federal
government
in
emergency
aid.
It
appears
that
money
dictates
your
decisions,
not
principals.
It
appears

you
are
willing
to
make
Nevada
County
citizens
slaves
to
mask
wearing
so
that
YOU
can
get
the
\$10
million
for
purposes
the
citizens
DO
NOT
WANT,
and
DO
NOT
NEED.
You
all
need
to
go
to
prison!

(9)
Your
INACTION
has
ERODED
the
public
TRUST,
and
there
is

an
election
right
around
the
corner.
I
think
you
all
know
what
that
means.....

(10)
You
have
been
reminded
that
YOU
WORK
FOR
THE
PUBLIC,
and
THE
PUBLIC
DEMANDS
YOU
TERMINATE
this
"pretend
local
health
emergency"
by
a
VOTE
today!

(11)
**With
all
that
being
said,
YOU
HAVE**

**NO
BASIS
TO
PASS
SR
20-
3359,
continuing
to
make
individual
citizens
slaves
to
mask-
wearing
and
ruining
more
small
businesses.
There
IS
NO
EMERGENCY!!!
Instead,
vote
to
end
the
"pretend
local
health
emergency"
and
end
all
this
nonsense
immediately!**

Sincerely,

*Clarita
Nolan*

From: [Keith Robertson](#)
To: [BOS Public Comment](#)
Subject: NO ITEM 26
Date: Monday, August 10, 2020 4:30:42 PM

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Vote "No" on Item 26 (SR 20-3359). PLEASE

From: [Brenda Stark](#)
To: [BOS Public Comment](#)
Cc: [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#)
Subject: FW: Agenda Item SR 20-3326 & SR 20-3359
Date: Monday, August 10, 2020 4:29:57 PM
Attachments: [Screen Shot 2020-08-10 at 2.09.10 PM.png](#)
[Screen Shot 2020-08-10 at 2.17.45 PM.png](#)
[image001.png](#)
[image002.png](#)

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To the Nevada County Board of Supervisors,

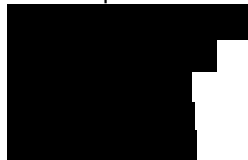
Regarding the above referenced agenda items. I am asking you to please carefully consider a “No” vote based on the facts below that are facing not only Nevada County, but the State of California. Citizens are losing hope due to the hardships they have already endured due to the Covid 19 virus.

Please review these facts listed in the email below and ask yourself if it makes sense to fine business and put further restrictions on the hard working people of our county.

Thank you,
Brenda Stark



Brenda Stark | Realtor
Intero | Truckee



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INTERO

Reminder: email is not secure or confidential. Intero Real Estate Services will never request that you send funds or nonpublic personal information, such as credit card or debit card numbers or bank account and/or routing numbers, by email. If you receive an email message concerning any transaction involving Intero Real Estate Services and the email requests that you send funds or provide nonpublic personal

information, do not respond to the email and immediately contact Intero Real Estate Services To notify Intero Real Estate Services of suspected email fraud, contact: Intero Client Services at 530-615-0111 and/or Intero@interoNevadaCounty.com

From: Rachel Ludke [REDACTED]
Sent: Monday, August 10, 2020 3:20 PM
To: bos.publiccomment@co.nevada.ca.us
Cc: heidi.hall@co.nevada.ca.us; ed.scofield@co.nevada.ca.us; dan.miller@co.nevada.ca.us; sue.hoek@co.nevada.ca.us; richard.anderson@co.nevada.ca.us
Subject: Agenda Item SR 20-3326 & SR 20-3359

To the Nevada County Board of Supervisors,

Regarding the above referenced agenda items. I am asking you to please carefully consider a “No” vote based on the facts below that are facing not only Nevada County, but the State of California. Citizen’s are loosing hope due to the hardships they have already endured due to the Covid 19 virus.

Please review these facts and ask yourself if it makes sense to fine business and put further restrictions on the hard working people of our county.

In 2017, these are the top 10 cases of death.

Link <https://www.cdc.gov/nchs/pressroom/states/california/california.htm>

CA Leading Causes of Death, 2017	Deaths
1. Heart Disease	62,797
2. Cancer	59,516
3. Stroke	16,355
4. Alzheimer’s Disease	16,238
5. Chronic Lower Respiratory Diseases	13,881
6. Accidents	13,840
7. Diabetes	9,595
8. Influenza/Pneumonia	6,340
9. Hypertension	5,596
10. Chronic Liver Disease/Cirrhosis	5,325

California COVID 19 Deaths to date are 9,133 per the CDC. If you exclude influenza, the total is 5,056.

Link <https://www.cdc.gov/nchs/nvss/vsrr/covid19/index.htm>

Updated August 10, 2020

Jurisdiction of Occurrence	All Deaths involving COVID-19 (U07.1) ¹	Deaths from All Causes	Percent of Expected Deaths ²	Deaths involving Pneumonia, with or without COVID-19, excluding Influenza deaths (J12.0-J18.9) ³	Deaths involving COVID-19 and Pneumonia, excluding Influenza (J12.0-J18.9 and U07.1) ³	All Deaths involving Influenza, with or without COVID-19 or Pneumonia (J09-J11) ⁴	Deaths involving Pneumonia, Influenza, or COVID-19 (U07.1 or J09-J18.9) ⁵
United States ⁶	145,298	1,627,731	107	153,107	63,320	6,597	240,712
Alabama	1,668	28,993	103	2,015	499	98	3,277
Alaska	17	2,068	91	88	-	-	102
Arizona	3,568	38,456	119	4,053	2,036	114	5,699
Arkansas	510	17,205	101	1,220	216	76	1,590
California	9,133	151,656	105	14,731	5,056	578	19,384

The California YTD suicide rate is 4,312, the highest rate in the country.

Link <https://worldpopulationreview.com/state-rankings/suicide-rates-by-state>

CDC's National update shows cases decreasing from week 30 to 31, with decreasing or stable levels in all regions of the country. These are the most recent numbers reported by the CDC.

Link <https://www.cdc.gov/coronavirus/2019-ncov/covid-data/covidview/index.html>

Mr. and Ms. Supervisor, we the hardworking people of Nevada County are counting on you to do the right thing and vote no on SR 20-3326 & SR 20-3359 to save the heart and soul of our county. More people are dying from accidents and chronic lower respiratory disease than Covid 19, which doesn't even compare to cancer and heart disease. Our suicide rate is only 1,000 less than the reported Covid 19 deaths when you exclude influenza. Again, California is the highest suicide rate in the Country with hardest restrictions.

Thank you for serving and doing the right thing for us all in this crucial hour. We know we voted in the best people, to do the right thing based on the facts that fines will hurt people more than help people.

Sincerely,
 Rachel Ludke
 Nevada County Resident

From: [Gregg Lien](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#)
Cc: [Kit Elliott](#); [Amy Irani](#); [Susan Kay McGuire](#); [REDACTED]; [Lorie Teichert](#); [Sergio Martignago](#); [Valentina Masterz](#); [Env.Health](#)
Subject: Re: Agenda Item 26, Urgency Ordinance Regarding COVID-19
Date: Monday, August 10, 2020 4:28:00 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

EXECUTIVE SUMMARY: This Ordinance has several legal flaws that must be addressed before it should be considered. Your vote should be postponed. Failure to do so could result in serious liabilities for the County. Further detail is set forth below. Thank you for your kind consideration. Gregg Lien, Attorney at Law

To the Members of the Board of Supervisors:

On behalf of my clients, this letter is intended to provide a record of our strong objection to adoption of the draft ordinance before you. There is no legal basis for declaring a local emergency, and numerous liabilities associated with enactment and application of the proposed ordinance.

There Is No “Local Emergency” In Nevada County

-

The County may enact emergency legislation under California law on an emergency basis, but only in specific circumstances. If there is a disaster or condition of extreme peril to persons and property, like an epidemic, which are likely to be beyond the capacity of the County to deal with, and which requires the combined forces of other jurisdictions to combat it, an urgency ordinance may be enacted. (Government Code Sec. 8558).

This is clearly NOT the case currently in Nevada County. According to your own staff report for this agenda item, only one death from COVID has occurred. It shouldn't even be counted as a local COVID death, as it was an 82-year old woman from San Francisco with end stage cancer and congestive heart failure who came up to her second home in Truckee to die, but allegedly tested positive, even though this obviously was not the primary cause of death. Only 300 people have tested positive here. It is unknown what portion of those who tested positive even had symptoms. Although the term epidemic is not defined by the law, the dictionary defines it as “affecting or tending to affect a disproportionately large number of individuals within a population, community, or region at the same time” (Merriam-Webster, 2020).

To put this in perspective, given the population of Nevada County is something in excess of 100,000 residents, the death rate from COVID is .001 percent. The odds of being killed in a car crash are eight times higher than being killed by COVID, at .008 percent. A normal seasonal flu affects 5 to 20% of the population - - orders of magnitude more likely than to be tested positive for COVID. COVID is affecting far fewer people in this County than the seasonal flu. More importantly, there is no evidence at all that our local medical services are about to be overwhelmed, which the law also requires to be shown. On the contrary, plenty of remaining capacity exists.

Your staff apparently relies on information from back in early March when there was much uncertainty and fear about the impacts of COVID. The official estimates back at that time were that 2.2 million Americans could perish of COVID. Your earlier declarations of a local health emergency could possibly have met the statutory test at that time, but are hopelessly outdated now that the current data shows the disease to be insignificant in Nevada County. (Even the State-wide data is now acknowledged to be problematic, with the recent well-publicized “glitch” in data systems leaving even the Governor lacking accurate information upon which to declare an emergency, although this is really not relevant to the burden Nevada County must show to support an urgency ordinance locally.)

In short, there is no current factual basis whatsoever that would provide substantial evidence that Nevada County is experiencing both an “epidemic” and that our local medical infrastructure is overwhelmed. Without that factual basis, there is no legal justification under the law for the proposed Ordinance. It is subject to a judicial challenge on that basis, and should it be passed and cause damage to individuals and/or businesses, those involved in its passage and the County may be subject to liability for such a reckless disregard for the legal basis required.

-

The Ordinance is Unconstitutional

-

As many others have commented, the Governor’s Executive Orders are not mandatory. By defining the term “COVID-19 Order” extraordinarily broadly to include all “orders” of not only the Governor, but also the Nevada County health Officer, a Statewide public health directive, and/or order of the Environmental Health Director (not only currently but any future one), the County boldly steps off the cliff into unpermitted regulatory territory.

In effect, the County is writing a blank check to any of those named entities to essentially use the legislative power of the County without any due process whatsoever. In constitutional

terms, this is an unlawful delegation of authority. If this Ordinance is passed, there is no way that your constituents may understand what is to be permitted or not permitted at the whim of any of these individual local authorities, or even the Governor. It is essential for our businesses to be able to plan ahead and make decisions without interference except as may be crucial for the protection of the community. Your regulatory scheme is completely lacking in the checks and balances required of any theoretically democratic government. A group of unelected officials should not be able to act as legislators, judges, and executioners.

To set up such a scheme is also attackable as being completely arbitrary and capricious. Many have also pointed out there is little or no rational basis for discriminating between various types of businesses and indoor activities. The examples are endless, and I have little desire to point out those that remain in operation for fear of endangering their future existence in the zeal of some to see the community completely shut down. Nonetheless, it should be self-evident that illogical classifications strain any veneer of even-handedness. In point of fact, the County should not allow itself to be put in this position given the lack of any actual epidemic locally. It also appears that there is a cause of action for violation under the Civil Rights Act, as many suspect classes and groups appear to be discriminated against.

One of the most notable negative impacts we are experiencing as a community is the wholesale slaughter of much of our local economy. Multi-generational businesses are threatened with extinction or bankruptcy. Many individuals are on the edge of homelessness and poverty, propped up temporarily by unsustainable Federal and State relief programs that threaten to bankrupt us all. It should not be lost on you that this includes the fiscal well-being of County government as your revenue drops off the same cliff you insist on jumping off in the regulatory sense. You may gain some temporary dollars from grants by “behaving” but this will be as short-lived for you as it will be for individuals.

In addition, causing financial damages to local business may well result in liability for the County. Under the Fifth Amendment, it is impermissible to take private property for a public purpose (even a well-intended one) without just compensation. Regulatory takings law is clear on this point. Given the lack of a legitimate threat to health currently, you cannot simply declare that any activity in “violation” of any COVID-19 Order is a public nuisance. Given the invisibility of the threat, you will be hard pressed to show a nuisance that apparently is largely undetectable. Adherence to what seems more akin to dogma than an actuality is unlikely to be persuasive before an unbiased judge. Accusing those who struggle to survive financially of “unfair competition” for daring to try to save their businesses seems harsh and repressive given the lack of an urgent need for your proposed ordinance.

Further, you may also run off the rails by mandating orders that were intended to be flexible guidelines. For example, face masks have become a particularly contentious issue for some in our community. The Americans with Disabilities Act (ADA) requires that a reasonable accommodation to those with health conditions be provided. There are many in our community who have respiratory issues and who have been advised to not wear masks by their

physicians. Your Ordinance may violate the ADA by creating blanket prohibitions excluding people with such disabilities from public facilities, and even private ones unless masks are worn (in spite of the fact there is no scientific consensus on the efficacy of masks in the first place.) Similarly, masks may cause violations of OSHA standards for those in the workplace whose employers require them to wear masks. Many local workers have complained of ill-effects from masks, as they can cause elevated levels of CO2 and reduced levels of oxygen.

We Don't Have A COVID Problem, We Have A State Governance Problem

-

I think we can all acknowledge that our State leadership is on one fringe of the policy spectrum as to COVID, with other states, like South Dakota on the other. But even within our own State, local jurisdictions vary greatly as well. Many larger cities are imposing very strict policies, but areas with smaller populations can be far more relaxed. The cities of Atwater and Coalinga, for example, have both declared their cities "Business Sanctuaries" and have openly defied the guidance from Sacramento to no ill effect other than a loss of State funding.

Your staff report, and comments we have heard from your staff and counsel, seem to evidence a mistaken belief that you have no leeway - - the Governor's guidance is mandatory. This is simply inaccurate. You may lose the opportunity for some funding, like the potential for a few hundred thousand dollars for a homeless relief grant also on your agenda, but you will save many local businesses by having a more nuanced approach. Mitigating the losses to the economic core of your community should be one of your primary goals. In looking at a cost/benefit analysis, with the virtually non-existent threat to health locally, intelligent policy seems to mandate protecting your local economy from State guidance that may make political sense in Sacramento but makes no practical sense here.

Further, the fines you propose are coercive in the extreme. Each individual technical violation is a separate offense (See Section VI), so a "first offense" could be composed of multiple violations, each with a \$1,000 penalty. For example, three identified "violations" would be a penalty of \$3,000, plus attorney fees, staff costs, and costs of collection for a first offense. If someone charged with a violation has to hire their own attorney to fight the alleged violations, it may become financially impossible for those charged to defend themselves as a practical matter. The \$10,000 per offense level is punitive at a level reserved for felonies in the criminal law arena. It has no place in a "citation"-based enforcement system without the basic protections afforded those charged in the criminal arena, such as a court appointed public defender. If you do pass this ordinance, you should set maximum penalties more in line with a civil citation process.

In particular, given the cold winters here in the Sierras, you must find a way for restaurants and similar businesses to stay open with indoor operations when it is not practical to have outdoor seating. There are technological solutions that would create safe air flow indoors.

This should be actively explored.

Conclusion

-

Your proposed ordinance is fatally flawed and should not be passed. There is not even the minimal factual basis upon which to declare a local emergency under California law, let alone pass an extremely punitive ordinance. We urge you to reconsider your position.

Respectfully Submitted, Gregg Lien



Confidentiality Notice

The information contained in this e-mail and any accompanying attachments, all of which may be confidential or privileged, is intended only for use by the person or entity to whom it is addressed. If you are not the intended recipient, any unauthorized use, disclosure or copying of this e-mail and its contents is strictly prohibited and may be unlawful. If you are not the intended recipient, please immediately notify the sender by return e-mail and delete the original message and all copies from your system. We cannot guarantee that attorney client confidential communications are secure against intrusions through corporate, governmental, and/or private hacking and or interference. We do not consent to any such activity, and no waiver can be implied even if such activities are suspected. Thank you.

From: [Sarah Ramey](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda Tues, 8/11, Item 26
Date: Monday, August 10, 2020 4:27:38 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors,

I am writing to strongly OPPOSE Item 26, the temporary Urgency Ordinance related to enforcement of Coronavirus restrictions.

Please don't put a further burden on the wonderful law enforcement of this town during this time of anarchy and hostility by making them enforce ridiculous restrictions on good, law-abiding citizens!!

With trust and expectations of your honor,
Sarah Larsen

Sent from my iPhone

From: [david larsen](#)
To: [bdofsupervisors](#); [BOS Public Comment](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 4:27:22 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I AM WRITING TO STRONGLY OPPOSE ITEM 26 FOR MANY REASONS BUT HERE ARE A FEW.

1.) THERE IS NO WAY THAT SUCH A LAW CAN BE ALLOWED TO EXIST WHEN IT IS CLEARLY NOT PROVEN TO MAKE MUCH OF A DIFFERENCE AS FAR AS A HEALTH AND SAFETY MEASURE. MANY STUDIES HAVE SHOWN THAT HERD IMMUNITY IS MOST EFFECTIVE AND NOT ONLY THAT BUT OUR COUNTY IS NOT UNDER VERY SIGNIFICANT RISK. WE HAVE 20 CASES and 1 death? SERIOUSLY. NOT WORTH ALL THE FEAR. I REFERENCE THE SARS OUTBREAK OF WHICH THERE WERE FAR MORE DEATHS AND NON-OF THE SHUTDOWN THAT WE SEE TODAY

2.) Please don't go so far as to destroy this county and the livelihood of our people by shutting down our stores and restaurants. That would be senseless. The fact is that if you make this edict then when the bad weather comes they will all close up shop and move out of town. That would be a fast track to destroying this community and its tourism.

3.) Masks are not effective. N95 masks are shown to be ineffective against viruses like SARS and so there's now way that a face covering is doing anything worthwhile. There is not a good reason to require those for the general public. Scientific evidence shows that it is illogical to require masks. I understand that it is required by state, fine, then make business put signs up. But don't penalize the public or the business if they don't enforce those. The business are not police and they are not required to manage their customers in such a personal way. Get rid of it.

I can keep going but this is clear that there is much more at stake here than a few rules and wanting to please the state. Please vote this down.

Thank you for your time.

David Larsen

From: [William Checkvala](#)
To: [BOS Public Comment](#)
Subject: COVID Ordinance Enforcement
Date: Monday, August 10, 2020 4:26:41 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Board of Supervisors:

I am writing in support for the enforcement of Governor Gavin Newsom's Executive Order Order N-25-20 and the levying of fines for those businesses in Nevada County who violate the ordinance.

I spent some time on Sunday before last in conversation with the co-owner of Serigio's Cafe on Mill Street in Grass Valley. I listened attentively and with an open mind to her side of the story and as a former small-business owner myself, could sympathize with many of her comments.

That being said, I am also a resident in the high-risk category who understands what's at stake and cannot afford to have those who should be enforcing the COVID emergency health codes, designed to protect people like me, look the other way when it comes to adherence on the part of any business owner.

This is not a matter of personal freedom, this is a matter of public health protection.

Thank you,

William M. Checkvala


Supervisorial District 2

From: [DAVID Vincent](#)
To: [BOS Public Comment](#)
Subject: Request for Public Comment
Date: Monday, August 10, 2020 4:26:33 PM

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I would like to have a chance to speak public comment section of tomorrow's meeting.

David Vincent



From: [Joy Brann](#)
To: [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [bdofsupervisors](#); [BOS Public Comment](#); [Kit Elliott](#)
Cc: [Env.Health](#); "Dr. Richard Johnson"; "kim.blix@co.nevada.ca.us"; "jill.blake@co.nevada.ca.us"; [Alex Gammelgard](#); [Sheriff](#); [Glennah Trochet](#); [CEO](#); [Chad Ellis](#); [Public Health](#)
Subject: Testimony for BOS mtg, Tuesday, August 11, 2020
Date: Monday, August 10, 2020 4:12:42 PM
Attachments: [Brann.J.8.11.20.NC.BoS.mtg.public.comment.pdf](#)

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Please see my testimony below and attached, to be entered into the public record for tomorrow's August 11, 2020, board of supervisors meeting. Thank you,
Joy Brann, MPH

[REDACTED]
[REDACTED]

August 10, 2020

To: Public Officials of Nevada County
Board or Supervisors: Heidi Hall, Ed Scofield, Dan Miller, Sue Hoek, Richard Anderson
Public Health Directors: Jill Blake, Glennah Trochet, Ryan Gruver, Ken Cutler
County Counsel: Kit Elliott
Environmental Health: Amy Irani
County Executive: Alison Lehman
Chief of Police: Chad Ellis
Sherriff: Shannon Moon

From: Joy Brann, MPH
Subject: 1) Oppose the August 11, 2020 meeting agenda item #26, the proposed SR-3359 "uncodified temporary ordinance authorizing certain enforcement actions related to orders issued by the county environmental health director, state and local public health officers, and the governor of California regarding the novel coronavirus." 2) Open public access to in-person supervisors and public meetings.
TO BE READ AS PART OF THE PUBLIC RECORD

As a Nevada County resident I do not consent to the unlawful misinterpretation of law proposed in this ordinance. Extensive professional and public discussion must be heard and considered before any decision on such ordinance.

There is no threat of emergency and no justification for urgency attempts to penalize businesses or individuals for not wearing masks in public. Exercise your lawful authority, power and DUTY to terminate this "local health emergency" IMMEDIATELY, and terminate all orders associated with penalizing individuals and businesses for not wearing masks.

According to California State law, “A local health emergency can only be called if there is an IMMEDIATE and PROXIMATE THREAT of an INTRODUCTION of an infectious disease.” Four months after the initial fear of pandemic, there is clear, undeniable evidence that we have not seen the predicted illness and disease rates, nor any burden on our health care system. There are NO LEGAL GROUNDS to continue this unlawful “local health emergency.” Our County and state have not experienced anything resembling a pandemic.


The Governor's state of emergency orders are in violation of the State Constitution, are illegal and unenforceable. California State law requires justifiable evidence to declare a State of Emergency for the COVID-19. Where is the reputable medical science to verify a state of emergency, or a local health emergency? Where is the reputable medical scientific proof for healthy people wearing masks? Perpetrating fraud on the public, by misleading the public that there is an emergency when none exists, is a punishable felony.

According to the CDC (May 2020), “The evidence from RCTs (Randomized Control Trials) suggested that ***the use of face masks either by infected persons or by uninfected persons does not have a substantial effect on influenza transmission.***”
([https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article.](https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article))

Individuals who should not be wearing masks are being unlawfully restricted, harassed, and denied access to needed services, in violation of the Americans with Disabilities Act. This abuse is also in violation of well-established legal precedent from *Jew Ho v. Williamson*, 103 F. 10, 26 (C.C.N.D. Cal. 1900) and subsequent public health law, arbitrary and capricious rules were inflicted upon a part of the population that were not applied generally, resulting in the unlawful confinement of a healthy population with no basis in science or fact.

As our Nevada County officials, it is your duty to honor the truth and your oath of office. Please exercise your legal authority and power to terminate this unfounded “health emergency” IMMEDIATELY, and to terminate all orders associated with penalizing individuals and businesses for not wearing masks.

Oppose this ordinance and terminate restrictions on public meetings based on a (non-existent) state of emergency. Honor our constitutional right to assemble and to attend public meetings. Denying access is not justified when there is no real emergency.

Sincerely,
Joy Brann, MPH, 

From: [Edward Peevey](#)
To: [Dan Miller](#); [BOS Public Comment](#)
Subject: Fwd: EMERGENCY NOTICE: PLEASE SEND TODAY!
Date: Monday, August 10, 2020 4:12:01 PM
Attachments: [8-10-20 LETTER TO BOS DENNIS MACFADDEN.doc](#)

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

From: **Holli Diel** [REDACTED]
Date: Mon, Aug 10, 2020 at 8:00 AM
Subject: EMERGENCY NOTICE: PLEASE SEND TODAY!
To:

**THIS VERY IMPORTANT LETTER/NOTICE FROM DENNIS WARD
MCFADDEN MUST GO OUT TODAY!**

SUBJECT LINE: I DO NOT CONSENT "NO" ON SR-3359

Please "Copy and Paste" the Attached letter and send to the emails below:

Here are the emails of the Board of Supervisors to
"Copy and Paste" into Bcc:

BOS.publiccomment@co.nevada.ca.us
heidi.hall@co.nevada.ca.us
ed.scofield@co.nevada.ca.us
dan.miller@co.nevada.ca.us
sue.hoek@co.nevada.ca.us
richard.anderson@co.nevada.ca.us
env.health@co.nevada.ca.us
health.officer@co.nevada.ca.us
kim.blix@co.nevada.ca.us
jill.blake@co.nevada.ca.us
comdevagency@co.nevada.ca.us
public.health@co.nevada.ca.us
agammelgard@gvpd.net

CC the Emails Below:

chad.ellis@nevadacityca.gov

paul.rohde@nevadacityca.gov
timothy.ewing@nevadacityca.gov
antonio.virga@nevadacityca.gov
kelsey.hess@nevadacityca.gov
chris.lewis@nevadacityca.gov
blake.butts@nevadacityca.gov
luke.holdcroft@nevadacityca.gov
sean.mason@nevadacityca.gov
ceo@co.nevada.ca.us
env.health@co.nevada.ca.us
catrina.olson@nevadacityca.gov
sheriff@co.nevada.ca.us

THANK YOU ALL!

Holli Diel, NCA Treasurer / App-Website Developer
NCA Web App: <https://login.doxieworks.com/m/nca>

“The more people deny the truth the more they will persecute those who speak it.” - J. Rawson

"The obedient always think of themselves as virtuous rather than cowardly." - Robert Anton Wilson

From: [Sarah Ramey](#)
To: [BOS Public Comment](#); [bdofsupervisors](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues 8/11, Item 26
Date: Monday, August 10, 2020 4:11:36 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors,

I am writing to strongly OPPOSE Item 26, the temporary Urgency Ordinance related to enforcement of Coronavirus restrictions.

How is eating in at a restaurant worse than flying in a commercial plane shoulder to shoulder with strangers and breathing recirculated air in a small space for hours on end?? FOLLOW THE MONEY. The big companies aren't dying it's the little guys! Don't kill small business in this town.

With trust and expectations of your honor,
Sarah Larsen

Sent from my iPhone

From: [Michael Batrano](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#); [CommunityDevelopment](#); [Public Health](#); [Alex Gammelgard](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: RE: I DO NOT CONSENT!!! "NO" ON SR-3359
Date: Monday, August 10, 2020 4:10:49 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

NOTICE TO PUBLIC SERVANTS/EMPLOYEES:

TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND.

I DO NOT CONSENT, AND I OBJECT TO YOUR UNLAWFUL ATTACK ON THE RIGHTS AND PROPERTY OF THE PEOPLE OF NEVADA COUNTY, AND WE WILL HOLD EACH OF YOU PERSONALLY RESPONSIBLE AND LIABLE FOR INDEMNIFICATION IN THE AMOUNT OF TEN THOUSAND DOLLARS A DAY (\$10,000.00) PER VIOLATION FOR ANY ATTEMPT TO PLUNDER AND UNLAWFULLY ADMINISTER THE ESTATES AND PROPERTY OF THE PEOPLE OR BUSINESSES IN NEVADA COUNTY.

This proposed ordinance SR-3359 is nothing more than an ultra vires conspiracy to extort money/property and under color of law, to plunder and administer the estates of the people of Nevada county by a rogue county agent named Sean Powers on behalf of the Board of Supervisors, who has no authority to write or make law, yet he admitted he is the one who drafted this ordinance

SR-3359 in a live radio broadcast interview on KVMR radio, Friday, July 7, 2020, at approximately 6:15 pm.

The U.S. Supreme Court, in *Scheuer v. Rhodes*, 416 U.S. 232, 94 S. Ct. 1683, 1687 (1974) stated that "when a state officer acts under a state law in a manner violative of the Federal Constitution, he "comes into conflict with the superior authority of that Constitution, and he is in that case stripped of his official or representative character and is subjected in his person to the consequences of his individual conduct. The State has no power to impart to him any immunity from responsibility to the supreme authority of the United States." [Emphasis supplied in original]. **YOU WILL BE HELD ACCOUNTABLE FOR YOUR ACTIONS!**

There is NO MASK LAW in California

NO Governor has ANY authority to compel any individual to do anything. See California Constitution, 1849.

1. Newsom didn't issue any order. It was Guidance on Face Coverings statement from the Dept of Public Health.
2. It is not a public health order -- it is a statement... "Guidance"
3. There is no law cited or penal code cited. It is unenforceable.
4. This guidance actually RELAXES the previous orders.
5. This is pure deception to present this as "new law".
6. As Gov Newsom stated in an ABC interview from Stockton in July 2020, "**I can't Mandate anything to the people**". It is available to view on Bitchute.

From Peggy Hall - The Healthy American

The alarming trend we are seeing is that ESTABLISHED LAW is being violated by shopkeepers, medical professionals, public officials, and law enforcement!!!

I am SICK-AND-TIRED of law enforcement saying, "It's a private business, they can do whatever they want."

Oh R-E-A-L-L-Y?!?

That is a big fat NO!

As one of THE HEALTHY AMERICANS, you know that no business can create a policy that violates established law. PERIOD.

No executive order can violate or suspend established law. PERIOD.

No state of emergency can violate established law or the rights of the people. PERIOD.

No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the

codes and statutes and they are implemented to protect or rights, and not infringe on them.

You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

CHAPTER 9. Meetings [54950 - 54963]

(Chapter 9 added by Stats. 1953, Ch. 1588)

54950.

In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils, and the other public agencies in this State exist to aid in the conduct of the people's business. **It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. OPENLY!! NOT ON ZOOM!**

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 on remaining informed so that they may retain control over the instruments they have created.

CIVIL CODE - CIV

DIVISION 1. PERSONS [38 - 86]

(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

PART 2. PERSONAL RIGHTS [43 - 53.7]

(Part 2 enacted 1872.)

<!--[if !supportLineBreakNewLine]-->

<!--[endif]-->

51.7.

(a) This section shall be known and may be cited, as the Ralph Civil Rights Act of 1976.

(b) **All persons within the jurisdiction of this state have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of political affiliation,** or on account of any characteristic listed or defined in subdivision (b) or (e) of Section 51, or position in a labor dispute, or because another person perceives them to have one or more of those characteristics. The identification in this subdivision of particular bases of discrimination is illustrative rather than restrictive.

(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

(2) A person shall not refuse to enter into a contract with **or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum,** or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a**

condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable. Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

Michael Batrano
District 1 resident

From: [Katie Beard](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:10:35 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please, vote "No" on Item 26 (SR 20-3359).

From: [Michael Batrano](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#); [CommunityDevelopment](#); [Public Health](#); [Alex Gammelgard](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: RE: I DO NOT CONSENT! "NO" ON SR-3359
Date: Monday, August 10, 2020 4:09:19 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

NOTICE TO PUBLIC SERVANTS/EMPLOYEES:

TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND.

I DO NOT CONSENT, AND I OBJECT TO YOUR UNLAWFUL ATTACK ON THE RIGHTS AND PROPERTY OF THE PEOPLE OF NEVADA COUNTY, AND WE WILL HOLD EACH OF YOU PERSONALLY RESPONSIBLE AND LIABLE FOR INDEMNIFICATION IN THE AMOUNT OF TEN THOUSAND DOLLARS A DAY (\$10,000.00) PER VIOLATION FOR ANY ATTEMPT TO PLUNDER AND UNLAWFULLY ADMINISTER THE ESTATES AND PROPERTY OF THE PEOPLE OR BUSINESSES IN NEVADA COUNTY.

This proposed ordinance SR-3359 is nothing more than an ultra vires conspiracy to extort money/property and under color of law, to plunder and administer the estates of the people of Nevada county by a rogue county agent named Sean Powers on behalf of the Board of Supervisors, who has no authority to write or make law, yet he admitted he is the one who drafted this ordinance

SR-3359 in a live radio broadcast interview on KVMR radio, Friday, July 7, 2020, at approximately 6:15 pm.

The U.S. Supreme Court, in ***Scheuer v. Rhodes***, 416 U.S. 232, 94 S. Ct. 1683, 1687 (1974) stated that "when a state officer acts under a state law in a manner violative of the Federal Constitution, he "comes into conflict with the superior authority of that Constitution, and he is in that case stripped of his official or representative character and is subjected in his person to the consequences of his individual conduct. The State has no power to impart to him any immunity from responsibility to the supreme authority of the United States." [Emphasis supplied in original]. **YOU WILL BE HELD**

ACCOUNTABLE FOR YOUR ACTIONS!

There is NO MASK LAW in California

NO Governor has ANY authority to compel any individual to do anything. See California Constitution, 1849.

1. Newsom didn't issue any order. It was Guidance on Face Coverings statement from the Dept of Public Health.
2. It is not a public health order -- it is a statement... "Guidance"
3. There is no law cited or penal code cited. It is unenforceable.
4. This guidance actually RELAXES the previous orders.
5. This is pure deception to present this as "new law".
6. As Gov Newsom stated in an ABC interview from Stockton in July 2020, "**I can't Mandate anything to the people**". It is available to view on Bitchute.

From Peggy Hall - The Healthy American

The alarming trend we are seeing is that ESTABLISHED LAW is being violated by shopkeepers, medical professionals, public officials, and law enforcement!!!

I am SICK-AND-TIRED of law enforcement saying, "It's a private business, they can do whatever they want."

Oh R-E-A-L-L-Y?!?

That is a big fat NO!

As one of THE HEALTHY AMERICANS, you know that no business can create a policy that violates established law. PERIOD.

No executive order can violate or suspend established law. PERIOD.

No state of emergency can violate established law or the rights of the people. PERIOD.

No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the codes and statutes and they are implemented to protect or rights, and not infringe on them.

You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

CHAPTER 9. Meetings [54950 - 54963]

(Chapter 9 added by Stats. 1953, Ch. 1588)

54950.

In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils, and the other public agencies in this State exist to aid in the conduct of the people's business. **It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. OPENLY!! NOT ON ZOOM!**

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 on remaining informed so that they may retain control over the instruments they have created.

CIVIL CODE - CIV

DIVISION 1. PERSONS [38 - 86]

(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

PART 2. PERSONAL RIGHTS [43 - 53.7]

(Part 2 enacted 1872.)

<!--[if !supportLineBreakNewLine]-->

<!--[endif]-->

51.7.

(a) This section shall be known and may be cited, as the Ralph Civil Rights Act of 1976.

(b) **All persons within the jurisdiction of this state have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of political affiliation,** or on account of any characteristic listed or defined in subdivision (b) or (e) of Section 51, or position in a labor dispute, or because another person perceives them to have one or more of those characteristics. The identification in this subdivision of particular bases of discrimination is illustrative rather than restrictive.

(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

(2) A person shall not refuse to enter into a contract with **or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum,** or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable.** Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

Mike

From: [Ann Driver](#)
To: bdofsupervisors@co.nevada.ca.usc; [BOS Public Comment](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 4:08:48 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors;

I am very concerned about the effect the Covid-19 ordinance you are voting on tomorrow will have on our county.

I notice that they removed the \$500 fine for individuals that especially concerned me at your last meeting, but appear to have left it open for possible abuse by not specifying that there will be NO fines for individuals.

I am also very concerned about the excessive amount of the fines for businesses. That could put a small business into bankruptcy in this era of shutdowns. Our county can not afford to lose any more small taxpaying businesses or employers!

Please think carefully before voting on this ordinance. We are a small rural county and are holding our own against this virus. Don't take away our freedom.

Thanks,

Ann Driver

From: [Curtis Pracht](#)
To: [BOS Public Comment](#)
Subject: Say NO to Item 26 on 8-11-2020 Meeting
Date: Monday, August 10, 2020 3:15:03 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Board of Supervisors,

Please do not try to push fines that excide most of southern California. To even thing you would vote yes on something that isn't even being enforced in our nearest big cities is a shame and will show how little you care about your home town. Every small business owner is struggling to survive and passing this will put the nail in the coffins of there businesses. If I were on the BOS I would fear this as it is a sure way to lose your position.

Along with this, you don't have a way to enforce this. You would need a officer with a 832 PC. Knowing Both Nevada City Chief Chad Ellis and Grass Valley Chief turned down your offers of \$50,000 each to convince them to hire a officer for you to use for enforcement I know you cant enforce a fine without the ability to arrest. Which you need a 832 PC to do.

Please help places stay open and do not force them to close forever as this will do. Vote No.

Curtis Pracht

From: [Esther Ramey](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 3:11:12 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Board of Supervisors,

I am writing to **strongly OPPOSE Item 26**, the Temporary Urgency Ordinance related to enforcement of COVID-19 related issues.

Our local businesses WILL NOT survive if they are forced to only operate outdoors at limited capacity for the remainder of the year. Some points to consider:

1. Cotton or paper surgical masks are not effective in controlling a virus. These masks cannot stop a virus as their particle size are small enough to fit through the holes in the fabric or simply escape via the open edges of such loosely-worn masks, So, most of this draconian enforcement is based on invalid science. Here are the facts:

a. A report from the CDC in May, 2020 evaluated different Personal Protective Measures (PPE) in limiting the spread of COVID. Hand hygiene was identified as effective, but regarding disposable medical masks and cotton masks it concludes "there is limited evidence for their effectiveness in preventing influenza virus transmission either when worn by the infected person for source control or when worn by uninfected persons to reduce exposure."

https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article

b. An article published in the New England Journal of Medicine on April 1, 2020 on the topic of COVID-19 stated that "We know that wearing a mask outside health care facilities offers little, if any protection from infection." And goes on to say "the desire for widespread masking is a reflexive reaction to anxiety over the pandemic." The article was subsequently amended on June 3, 2020 to include the statement "We strongly support the calls of public health agencies for all people to wear masks when circumstances compel them to be within 6 ft. of others for sustained periods." Thus, spacing OR masking is adequate while neither is necessary for short interactions.

<https://www.nejm.org/doi/full/10.1056/NEJMp2006372>

2. The Governor is applying a one-size-fits-all approach rather than allowing each county to assess the situation and apply appropriate measures that are specific to uniquely fit the County's needs.

3. The number of cases identified in the US has risen based mainly on the more easily accessible, more frequent testing. However, death rates are dropping dramatically due to a better understanding of the virus and how to treat it. The single death in Nevada County was an elderly individual with terminal cancer.

I could continue to write point after point with more compelling arguments, but I am sure you have already heard most of them. PLEASE consider these points and weigh them carefully when deciding on such an important decision that effects the citizens in your county that you have been elected to serve. I am not alone in these feelings, and I urge you to re-think and vote AGAINST Item 26 relating to Covid 19 issues.

Thank you!

Esther Kopp

Resident of Nevada County



From: [Esther Kopp](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 3:06:18 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors,

I am writing to strongly OPPOSE Item 26, the Temporary Urgency Ordinance related to enforcement of COVID-19 related issues.

This issue should be held and discussed in a LIVE, open public forum. If you as Supervisors feel the need to hide from the public, that is a MAJOR problem.

Thank you!

Esther Kopp

Resident of Nevada County


From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda
Date: Monday, August 10, 2020 2:57:31 PM

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[SpeakUp](#)

New eComment for Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Curtis Pracht submitted a new eComment.

Meeting: Nevada County Board of Supervisors August 11, 2020 meeting Agenda

Item: 26. SR 20-3359 (Introduce/Waive further reading/Adopt) An uncodified temporary Urgency Ordinance authorizing certain enforcement actions related to orders issued by the County Environmental Health Director, State and Local Public Health Officers, and the Governor of California regarding the novel coronavirus (COVID-19). (4/5 affirmative vote required)

eComment: To remotely phantom anyone could try to compare our county to those in southern California and at the same time shoot for fines that far exceed them is on a level of ridiculous that only shows how little you truly care about your home town if you support this. It sickens me to see anyone doing this to our small cities and small businesses. Show some pride in the town you call home and start to push places to open instead of scaring them to stay closed thus watching them close forever. Vote NO

[View and Analyze eComments](#)

This email was sent from <https://granicusideas.com>.

[Unsubscribe](#) from future mailings

From: [Vicky](#)
To: [BOS Public Comment](#)
Subject: From District 3 Meeting 8/11/2020 and item 26. SR 20-3359
Date: Monday, August 10, 2020 2:55:06 PM

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Sent from my iPhone

Begin forwarded message:

From: Vicky [REDACTED]
Date: August 8, 2020 at 12:08:45 PM PDT
To: BOS.PublicComment@co.nevada.ca.us
Subject: Meeting 8/11/2020 and item 26. SR 20-3359

Re: SR 20-3326 & SR 20-3359

As a working citizen residing in District 3, and 48 year resident of Nevada County I would like my opinion to be noted and to be taken seriously. Unfortunately I will be at work during the board meeting so I'm addressing you by email.

It is my understanding that these to agenda items deal with fining citizens and businesses in our county for not wearing masks or enforcing the wearing of masks in businesses. (Please correct me if I have the wrong information. I was unable to locate details about these items.)

In no way do I agree or support any plan or ordinance that would fine members of our community for exercising their freedom to choose.

I urge our Board of Supervisors to reject the fining of its citizens and businesses for exercising their right to choose whether or not to wear a mask or to enforce the requirement of their patrons to wear a mask. Posting a sign requesting this is acceptable, but this is a matter of freedom.

No one knows why any individual person or family chooses not to wear a mask, nor is it their business to try to enforce or bully others about their choice. No individual or business should be fined for not following a mandate which takes away their right to choose. Each citizen also has the right to choose six feet of distance if they encounter someone without a mask or avoid businesses who are not strict on the matter. Most businesses have implemented space between patrons and have spent time and money doing so. The idea of fining our own citizens seems ludicrous, especially during a time when many are already suffering financial hardship due to shutting down, job loss, or the cost of complying to the guidelines for re-opening.

We have done an excellent job of complying to "Flatten the Curve" and are still being expected to bow in fear of government and to this virus. Common sense says there will be a rise in cases no matter when we go back to normal. Most

cases are not ending in death - as was previously projected.
I believe it should be each person's choice to use good judgement and decide what works best for them. Fining people and businesses is NOT the answer to stopping Covid-19. It will have to run its course like any other virus or flu. Let's commend the citizens of our county instead of penalizing them further. We as a community simply can not afford this financially, emotionally, physically, or psychologically. Please do not pass an ordinance to fine our own people!
Thank you for considering each opinion,
Vicky DeLaVega
Resident, Grass Valley, CA
[REDACTED]

From: [REDACTED]
To: [BOS Public Comment](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 2:54:54 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please VOTE "NO" ON SR-3359 (COVID Ordinance)

Don't hurt our local businesses anymore then they already are! And there are mask exemptions for customers that need to be allowed.

From Gov Newsom's ABC News Covid update of 7/28 –

“In closing, I can't mandate anything I can only help influence”

https://m.facebook.com/story.php?story_fbid=3049367341767314&id=100000822346153

So if it's not a mandate we should not be penalizing our local businesses.

Thank you,

Sheri Fogarty

From: [Leon S Colas](#)
To: [BOS Public Comment](#)
Subject: BOS Agenda for Tuesday, August 11, Item 26
Date: Monday, August 10, 2020 2:31:17 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

I am writing to urge your NO vote on Item 26.

The proposed fines are extraordinary and are excessive for what would be classified as misdemeanors. Especially since county and state government agencies, particularly Health and Environment Departments, have not provided scientific evidence of an epidemic. Also, it is not appropriate to assign county staff to "enforcement officer" roles.

Edith Colas
Nevada County

From: [Google Voice](#)
To: nc.public.comment@gmail.com
Subject: New voicemail from (530) 414-8146
Date: Monday, August 10, 2020 2:13:47 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Hello, my name is tolin Valdez. That is t u l l i n. Last name Valdez v a l d e z telephone [REDACTED]. I live in Truckee, California, which is part of Nevada County and I'm calling in relation to item number twenty-six and the idea of levying a fine for the mass and I think that it's not only absurd but it's unconstitutional and at the end of the day the Mandate is simply that in mandate and for you guys to act as if you somehow you have the authority to wage fines against people for not following a mandate which is not a law is absurd. So I say no on 26. I appreciate your time you guys take your pills by.

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Google LLC
1600 Amphitheatre Pkwy
Mountain View CA 94043 USA

From: [Judi Caler](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Richard Anderson](#); [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#)
Subject: Kill Item 26 -- before the covid enforcement ordinance kills our community!
Date: Monday, August 10, 2020 4:40:35 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisor,

Dr. Richard Johnson, Interim Nevada County Health Officer is the apparent expert that the Board of Supervisors (BOS) has turned to for coronavirus advice. He answered your questions at the July 28 ZOOM meeting.

Sup. Hoek asked Dr. Johnson how he knows who is telling the truth. She was referring to the doctors and various experts that are challenging proponents of lockdowns, masks, social distancing, etc. His answer was telling. But no one at the meeting seemed to notice.

Dr. Johnson responded, “It boils down to one word (sic): *who are you going to trust?* We would love to have the people make the decisions *and trust in the right people*. So, we basically listen to all of the talk that’s going on from the different sources. *We try to verify* and have the decisions we make based upon the best science that’s out there. *You hear scientists criticized because what they say this week is not what they said last month. But that’s because this is all very brand new to us. And the science is changing and evolving.*”

He continued, “We have learned so much about this virus. *But I suspect we have a...greater amount to learn than we already know about this virus...we have to go ahead and pick and choose who we’re going to trust. And as evidence mounts, we need to get that evidence out there and point that out to people. So hopefully we can direct people in the right direction to make the right decision.*” (Emphasis added).

But wait! There are experts who follow the science and have come to the opposite conclusion as Dr. Johnson. They are physicians on the frontlines working with covid patients, ER doctors, epidemiologists, former OSHA employees and experts who have advised doctors on safety, and more. Yet those speaking out against the lockdown, masks, etc., were dismissed by Dr. Johnson and have been censored by the fake news and social media. **Why?!**

Our community needs you, as our public servants, to question the experts on the opposite side, just as you did Dr. Johnson. Otherwise, you don’t have the information necessary to learn the truth for yourselves. It’s nice of Doctor Johnson to screen information for us. But, with all due respect, many of us have been researching long enough to have figured things out for ourselves. Please spend a day listening to and questioning opposition experts (as selected by opponents of the ordinance).

Imposing the staff recommendation is pitting businesses against each other, putting the burden on businesses to push their customers into compliance with unconstitutional masking edicts, and encouraging citizens to rat on each other. Unbelievably, the ordinance accuses business owners who are working hard to support their families, their employees, their employees’ families, and our community and economy, of “unfair competition” and hits them with fines guaranteed to drive them out of business. Is that what you want?

Our community needs to come together, yet you are driving us apart. Vote “No” on Item 26 -- the coronavirus enforcement edict.

Respectfully,

Judi Caler



Nevada City

From: [Kerrie Faubert](#)
To: [BOS Public Comment](#)
Subject: Opposition to Item 26; Zoom Meeting Open to Public
Date: Monday, August 10, 2020 4:40:34 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am writing to voice my concern and strong opposition to Item 26! Please do NOT pass Item 26; it will not only put many ADA people in danger, it will also bankrupt many businesses and restaurants of our community.

Please also open tomorrow's meeting via Zoom.

I look forward to hearing you have done the right correct thing by your citizens in voting NO on Item 26!

Regards,

Kerrie Faubert

From: [Austin Prout](#)
To: [BOS Public Comment](#)
Subject: Item 26 VOTE NO! BOS Agenda for Tuesday, August 11, Item 26
Date: Monday, August 10, 2020 4:40:23 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Whom It May Concern:
Nevada County Board of Supervisors
Heidi Hall
Sue Hoek
Dan Miller
Ed Scofield
Richard Anderson

PLEASE **vote NO on 26!!!** I have not seen empirical proof that Covid 19 is an epidemic. I do not want to see my hometown's economic collapse because of an unproven theory of a virus. Staff of the County are not police. **Vote NO** on the temporary Urgency Ordinance to Covid enforcement! Thank you!

Best Regards,
Austin Prout
Nevada County

From: [Kerrie Koon](#)
To: [BOS Public Comment](#)
Subject: Opposition to Item 26
Date: Monday, August 10, 2020 4:40:22 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related mandatory mask wearing and fines.

Please do the responsible thing for our community and vote NO to Item 26!

Regards,

Kerrie Faubert

Sent from my iPhone

From: [REDACTED]
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO: Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:40:21 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 8th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

To the Board of Supervisors,

First of all, I want to remind you all that you are PUBLIC SERVANTS of the citizens of Nevada County. That means you are in your position to serve the citizens, NOT to control the citizens, NOT destroy the citizens livelihoods, and NOT to fine the citizens!

Governor Newsom himself has said, "I cannot Mandate anything!" So why is it that you all think you can!?!? Governor Newsom's so called mandates are illegal and unenforceable, as is Sean Powers Ordinance SR 20-3359! Given the true and factual meanings of the words there is no "emergency", there is no "epidemic!"

Two smoking guns:

1. Event 201, A SIMULATION of A GLOBAL PANDEMIC: The Exercise was about 6 hours

Event 201 was a high-level pandemic exercise performed on October 18, 2019, in New York, NY. The exercise illustrated areas where public/private partnerships will be necessary during the response

to a severe pandemic in order to diminish large-scale economic and societal consequences.

Event 201

simulated an outbreak of a novel zoonosis coronavirus transmitted from bats to pigs to people that

eventually becomes efficiently transmissible from person to person, leading to a severe pandemic.

AND

2. Scenarios for the Future of Technology and International Development - The Rockefeller Foundation. **Scroll down to "Lock Step"** This whole event/ritual is a Marxist Commie Agenda in line with UN Agenda 2030 that has been planned and taking place for decades, RONA is/was just the catalyst they needed to propel it!

Ponder these questions: Where are all of the Bio Hazard bins for all of the used masks and gloves??? And, if this is such a deadly disease why does everyone have to be tested to find it???

So....YOU HAVE NO BASIS TO PASS SR 20-3359, continuing to make individual citizens slaves to mask-wearing and ruining more local small businesses. There IS NO EMERGENCY!!! Instead, vote to end the "pretend local health emergency" and end all this nonsense immediately!

Best Regards,

Nevada County Resident of 40+ years!

From: [James Henderson](#)
To: [Heidi Hall](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [BOS Public Comment](#); [bdofsupervisors](#)
Cc: [Nancy Henderson](#); [Jim Papas](#); [Mark Brown](#)
Subject: Letter to Nevada County Supervisors Re. Item 26 on Agenda for 8/11/20
Date: Monday, August 10, 2020 4:40:07 PM
Attachments: [Letter to Nevada County Supervisors Re. Item 26 on Agenda for 81120.pdf](#)

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Sent from my iPad

From: [MARSTON A SCHULTZ](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Subject: freedom
Date: Monday, August 10, 2020 4:40:07 PM

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https://www.youtube.com/watch?v=jeVf8Bq1knk&feature=emb_logo

From: [Joedelynychloejo](#)
To: [BOS Public Comment](#)
Cc: [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#); [CommunityDevelopment](#); [Public Health](#); [Alex Gammelgard](#); [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Catrina Olson](#); [Sheriff](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:40:06 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 10th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

Dear Representative(s),

(1) According to CA law, "A local health emergency can only be called if there is an IMMEDIATE and PROXIMATE THREAT of an INTRODUCTION of an infectious disease." In other words, an emergency is immediate, at hand -- not 3+ months LATER! The "introduction" of the disease was back in February. There are NO LEGAL GROUNDS for this unlawful "local health emergency" to continue.

(2) Your governing body has the LEGAL authority, power and DUTY to terminate this "local health emergency" IMMEDIATELY -- and all the orders that are associated with it go away.

(3) The health orders state that "there is no vaccine for Covid-19." That is NOT legal grounds for a local health emergency. This is DECEIT and FRAUD.

(4) Are you personally prepared to go to prison for FRAUD by allowing this unlawful local health emergency to stand? Are you aware that fraud is a felony that carries a prison sentence?

(5) You are aware that you EACH are COMPLICIT in fraud by INTENTIONALLY MISREPRESENTING THE INFORMATION about this "local health emergency" for monetary gain? In other words, you are allowing this "local health emergency" to stand in order to get state and federal funds. This is FRAUD, which is a FELONY, and which carries a PRISON SENTENCE.

(6) Are you aware that YOU have the power, authority and legal duty to make a motion for a vote to terminate this unlawful "Ordinance SR 20-3359" TODAY?

(7) Are you aware that there are NO LEGAL GROUNDS for "Ordinance SR 20-3359" according to state law?

(8) Why are you breaking state, federal and local laws by allowing the continuance of this local health emergency, which violates state law?

(9) What evidence (as required by state law) has the health officers submitted to you that supports their orders?

(10) Are you aware that OSHA guidance states that "cloth masks do not protect against COVID-19?"

(11) You already are aware that there is no reputable medical science and evidence that supports healthy people wearing masks, so why do not support SR 20-33591.

(12) Why are you PERPETRATING FRAUD ON THE PUBLIC by allowing a local health emergency to continue when there are no grounds to do so?

(13) Would you explain how my RELIGIOUS BELIEFS protect me (or not) from having to wear a mask?

(14) Can you tell me why you SUPPORT the public being HARASSED, INTIMIDATED in places of business, when our state civil code protects me from discrimination based on my medical condition, and allows for my "free and equal" access to all business establishments of any kind, whatsoever? And, how can you support local businesses being vandalized?

(15) Why have you given away your authority by allowing the health officers to defy your requests for information?

(16) Why do you continue to put the ELECTORATE at EXTREME PERIL of health risks and DEATH, as testified by countless licensed physicians, associated with wearing masks?

(17) Are you prepared for LEGAL ACTION AGAINST YOU PERSONALLY for your FRAUDULENT actions (a felony, with a prison sentence) by not terminating the local health emergency, as required by law?

(18) Why do you CONDONE DISCRIMINATION against those with medical conditions, who cannot hear people who are wearing a mask?

(19) Why do you condone and support the masking of the public, going against all evidence presented to you by competent medical doctors and mental health professionals, who testify of the psychological and physical trauma these masks create?

Sincerely,

Joseph Bonomolo

"A group of men holding themselves accountable to nobody ought not be trusted by anybody" - Thomas Paine

From: [Cindy Johnson](#)
To: [BOS Public Comment](#)
Subject: Item 26
Date: Monday, August 10, 2020 4:40:04 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Subject: BOS Agenda for Tuesday, August 11, Item 26

To: Nevada County Board of Supervisors
Heidi Hall
Ed Scofield
Sue Hoek
Richard Anderson
Dan Miller

As a resident of Nevada County, I am writing to urge all of you to **NO vote on Item 26**, the temporary Urgency Ordinance related to enforcement of COVID-related.

Cindy Johnson
Nevada County

Sent from [Mail](#) for Windows 10

From: [Sergio Martignago](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:40:03 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 8th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

Dear Representative(s),

(1) According to CA law, "A local health emergency can only be called if there is an IMMEDIATE and PROXIMATE THREAT of an INTRODUCTION of an infectious disease." In other words, an emergency is immediate, at hand -- not 3+ months LATER! The "introduction" of the disease was back in February. There are NO LEGAL GROUNDS for this unlawful "local health emergency" to continue.

(2) Your governing body has the LEGAL authority, power and DUTY to terminate this "local health emergency" IMMEDIATELY -- and all the orders that are associated with it go away.

(3) The health orders state that "there is no vaccine for Covid-19." That is NOT legal grounds for a local health emergency. This is DECEIT and FRAUD.

(4) Are you personally prepared to go to prison for FRAUD by allowing this unlawful local health emergency to stand? Are you aware that fraud is a felony that carries a prison sentence?

(5) You are aware that you EACH are COMPLICIT in fraud by INTENTIONALLY MISREPRESENTING THE INFORMATION about this "local health emergency" for monetary gain? In other words, you are allowing this "local health emergency" to stand in order to get state and federal funds. This is FRAUD, which is a FELONY, and which carries a PRISON SENTENCE.

(6) Are you aware that YOU have the power, authority and legal duty to make a motion for a vote to terminate this unlawful "Ordinance SR 20-3359" TODAY?

(7) Are you aware that there are NO LEGAL GROUNDS for "Ordinance SR 20-3359" according to state law?

(8) Why are you breaking state, federal and local laws by allowing the continuance of this local health emergency, which violates state law?

(9) What evidence (as required by state law) has the health officers submitted to you that supports their orders?

(10) Are you aware that OSHA guidance states that "cloth masks do not protect against COVID-19?"

(11) You already are aware that there is no reputable medical science and evidence that supports healthy people wearing masks, so why do not support SR 20-33591.

(12) Why are you PERPETRATING FRAUD ON THE PUBLIC by allowing a local health emergency to continue when there are no grounds to do so?

(13) Would you explain how my RELIGIOUS BELIEFS protect me (or not) from having to wear a mask?

(14) Can you tell me why you SUPPORT the public being HARASSED, INTIMIDATED in places of business,

when our state civil code protects me from discrimination based on my medical condition, and allows for my "free and equal" access to all business establishments of any kind, whatsoever? And, how can you support local businesses being vandalized?

(15) Why have you given away your authority by allowing the health officers to defy your requests for information?

(16) Why do you continue to put the ELECTORATE at EXTREME PERIL of health risks and DEATH, as testified by countless licensed physicians, associated with wearing masks?

(17) Are you prepared for LEGAL ACTION AGAINST YOU PERSONALLY for your FRAUDULENT actions (a felony, with a prison sentence) by not terminating the local health emergency, as required by law?

(18) Why do you CONDONE DISCRIMINATION against those with medical conditions, who cannot hear people who are wearing a mask?

(19) Why do you condone and support the masking of the public, going against all evidence presented to you by competent medical doctors and mental health professionals, who testify of the psychological and physical trauma these masks create?

(20) Aren't you receiving 10 Million (a bribe) from the state and federal government in COVID aid, and how much of that is going to local businesses who have lost so much or who are out of business now? I bet it's a miniscule amount seen only with a microscope, prove me wrong!

(21) When and where do YOU PERSONALLY WEAR A MASK and is it a sterile and hygienic mask that is kept clean and disposed of between each interaction, and put on and removed after washing your hands, according to CDC guidelines? And, where are all of the Bio Hazard bins for all of the used masks and gloves???

(22) Are you prepared to FACE A PRISON SENTENCE FOR FRAUD, by intentionally misrepresenting the "Ordinance SR 20-3359" just so you can get state and federal funds?

(23) Are you aware that UNLESS YOU TERMINATE this unlawful "Ordinance SR 20-3359" -- the public is moving ahead with a very VISIBLE LAWSUIT and all the media to go along with it?

(24) You INACTION has ERODED the public TRUST. And there is an election right around the corner. Why would we elect you to office?

(25) You are aware that YOU WORK FOR THE PUBLIC, and THE PUBLIC DEMANDS YOU TERMINATE this "Ordinance SR 20-3359" by VOTE on Tuesday, August 11th, 2020!

With all that being said, YOU HAVE NO BASIS TO PASS SR 20-3359, continuing to make individual citizens slaves to mask-wearing and ruining more small businesses. There IS NO EMERGENCY!!! Instead, vote to end the "pretend local health emergency" and end all this nonsense immediately!

Sincerely,

Sergio Martignago

"Our Constitution was made only for a moral and religious people. It is wholly inadequate for the government of any other." - John Adams

From: [Sergio Martignago](#)
To: [BOS Public Comment](#); [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [Env.Health](#); [Health Officer](#); [Kim Blix](#); [Jill Blake](#)
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:40:03 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 9th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

To the Board of Supervisors,

First of all, I want to remind you all that you are PUBLIC SERVANTS of the citizens of Nevada County. That means you are in your position to serve the citizens, NOT to control the citizens, NOT destroy the citizens livelihoods, and NOT to fine the citizens!

Just a couple quick questions: Where are all of the Bio Hazard bins for all of the used masks and gloves??? And, if this is such a deadly disease why does everyone have to be tested to find it???

CHANGE YOUR COURSE OF ACTION NOW!

(1) According to CA law, "A local health emergency can ONLY be called if there is an IMMEDIATE and PROXIMATE THREAT of an INTRODUCTION of an infectious disease." In other words, an emergency is immediate, at hand -- not 4+ months LATER! The "introduction" of the disease was back in February. There are NO LEGAL GROUNDS for this unlawful "local health emergency" to continue. Even the heavily manipulated numbers of deaths, active cases, and resolved cases DO NOT SUPPORT A LOCAL HEALTH EMERGENCY!

(2) Your governing body has the LEGAL authority, power and DUTY to terminate this "pretend local health emergency" IMMEDIATELY -- and ALL THE ORDERS that are associated with it, to go away.

(3) The health orders state that "there is no vaccine for Covid-19." That is NOT legal grounds for a local health emergency. This is DECEIT and FRAUD.

(4) By now you should be aware that OSHA guidance states that "cloth masks do not protect against COVID-19." There is also no reputable medical science and evidence that supports healthy people wearing masks. Why are you supporting mask wearing?

(5) You are DIVIDING our community and SUPPORTING the public to be HARASSED and INTIMIDATED in places of businesses, even though California Civil Code 51(b) protects us from discrimination based on our medical conditions or religious beliefs and allows for our "free and equal" access to all business establishments of any kind, whatsoever.

(6) Your actions have and continue to cause small businesses to close, individuals and small businesses to be continually harassed and intimidated, and there has been at least one suicide, all because of YOUR ACTIONS. AREN'T YOU PROUD OF YOURSELVES? How do you sleep at night? Where is your moral compass?

With all that being said, YOU HAVE NO BASIS TO PASS SR 20-3359, continuing to make individual citizens slaves to mask-wearing and ruining more small businesses. There IS NO EMERGENCY!!! Instead, vote to END this "pretend local health emergency" and END all this complete nonsense immediately!

<!--[if !supportLineBreakNewLine]-->

<!--[endif]-->

Best,

Lena Martignago

"Our Constitution was made only for a moral and religious people. It is wholly inadequate for the government of any other." - John Adams

From: [Tom & Liz Walsh](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); richard.anderso@co.nevada.ca.us
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 4:39:59 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Miller, Hall, Hoek, Scofield, and Anderson:

I have reviewed a summary of the Revised Covid Emergency Ordinance and am writing to let you know that I strongly oppose it. My objections follow:

As to enforcement, it is not within reason to expect employees of a business to enforce use of masks or distancing by its patrons. (Should an auto parts clerk or grocery checker be responsible for this action?)

As to definition of violation, the proposed Ordinance is a wide brush stroke that gives a few people (and perhaps some of them not even elected officials) too much unquestioned power, especially if not legal, enforceable, or constitutional.

As to enforcing officers, again far too much unbridled power of a few over the many with no appeal process.

As to no dining-in at restaurants, it appears the Ordinance has in view destroying our community's small businesses, with special punitive and discriminatory action against the restaurant industry, and especially when the weather no longer permits outdoor dining.

As to the specifying of what material masks should be made of, this is clearly overreach. Indeed, there is no definitive, conclusive scientific study that proves masks are effective to guard against the spread of Covid. Even the CDC has posted on its site that masks in general are not guaranteed to contain the virus, much less certain material components.

As to taking such radical action as this Ordinance lays out, I suggest that it is not in the best interest of your constituents--the residents, workers, and business owners of Nevada County.

PLEASE DO NOT PASS THIS ORDINANCE.

Thank you,
E. Walsh

From: [Dora Cividino](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Richard Anderson](#)
Subject: URGENT NEED FOR PUBLIC MEETING.
Date: Monday, August 10, 2020 4:39:55 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

We urge you to consider the need for in person commentary. Nevada County is the **ONLY** county in the STATE that operates in this manner. Come out from your hiding places, show your faces and act like you represent us. There are only twenty active cases in the County.

You're taking your power to a level which is unconscionable. I've lived to see what illegitimate power can do to a nation - it can destroy the nation, people's rights trampled, lives shattered. You are fortunate, you have lived in a free society - count your blessings. We do.

Please do the principled thing, your integrity in the end is all you have.

***Dora Cividino,
Frank Cividino***

Penn Valley, CA 95946

From: [craigfiels](#)
To: [BOS Public Comment](#); [Richard Anderson](#); [Sue Hoek](#); [Dan Miller](#); [Ed Scofield](#); [Heidi Hall](#)
Subject: URGENT: REINSTATE OPEN BOS MEETINGS AND PUBLIC COMMENTS
Date: Monday, August 10, 2020 4:39:53 PM

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URGENT: REINSTATE OPEN BOS MEETINGS AND PUBLIC COMMENTS

Dear Board of Supervisors:

It is critical that the Board of Supervisors immediately reinstate public meetings, and include in-person public comments.

Due to the critically important matters at hand, the BOS must stop hiding from the public and allow in-person meetings to address the Covid situation, including data analysis, masks, social distancing and much more.

These are such important issues that they need to be discussed in public.

Nevada County is the ONLY county in the state that operates in this manner, hiding and not allowing in-person commentary. This is clearly an act of censorship and is un-constitutional.

Stop this powergrab now!

Sincerely,
Craig Fiels



From: [Marta Macbeth](#)
To: [Heidi Hall](#); [Ed Scofield](#); [Dan Miller](#); [Sue Hoek](#); [Richard Anderson](#); [BOS Public Comment](#)
Subject: URGENT: REINSTATE OPEN BOS MEETINGS AND PUBLIC COMMENTS
Date: Monday, August 10, 2020 4:39:48 PM

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Nevada County Board of Supervisors

Ms. Heidi Hall, District 1 County Supervisor heidi.hall@co.nevada.ca.us

Mr. Ed Schofield, District 2 County Supervisor ed.scofield@co.nevada.ca.us

Mr. Dan Miller, District 3 County Supervisor dan.miller@co.nevada.ca.us

Ms. Sue Hoek, District 4 County Supervisor sue.hoek@co.nevada.ca.us

Mr. Richard Anderson, District 5 County Supervisor richard.anderson@co.nevada.ca.us

Public comments: BOS.publiccomment@co.nevada.ca.us

URGENT: REINSTATE OPEN BOS MEETINGS AND PUBLIC COMMENTS

Dear Board of Supervisors:

It is critical that the Board of Supervisors immediately reinstate public meetings, and include in-person public comments.

Due to the critically important matters at hand, the BOS must stop hiding from the public and allow in-person meetings to address the Covid situation, including data analysis, masks, social distancing and much more.

These are such important issues that they need to be discussed in public.

Nevada County is the ONLY county in the state that operates in this manner, hiding and not allowing in-person commentary. This is clearly an act of censorship and is un-constitutional.

Sincerely,
Marta Macbeth

[Redacted Signature]

--

With Gratitude,
Marta Macbeth
Vision Coordinator for the Engelharts

[Redacted Signature]



Grass Valley, CA 95945

From: [lucia immacolata](#)
To: [BOS Public Comment](#)
Subject: I DO NOT CONSENT "NO" ON (SR-3359)
Date: Monday, August 10, 2020 4:39:44 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

NOTICE TO PUBLIC SERVANTS/EMPLOYEES:

TO: THE NEVADA COUNTY BOARD OF SUPERVISORS, SEAN POWERS, DIRECTOR, COMMUNITY DEVELOPMENT AGENCY, AMY IRANI, Dr. RICHARD JOHNSON, "Acting Public Health Director", KIM BLIX, JILL BLAKE, AND UNKNOWN STAFF CONSPIRING TO COMMIT FRAUD AND EXTORTION IN VIOLATION OF YOUR OATH OF OFFICE AND OFFICIAL BOND.

I DO NOT CONSENT, AND I OBJECT TO YOUR UNLAWFUL ATTACK ON THE RIGHTS AND PROPERTY OF THE PEOPLE OF NEVADA COUNTY, AND WE WILL HOLD EACH OF YOU PERSONALLY RESPONSIBLE AND LIABLE FOR INDEMNIFICATION IN THE AMOUNT OF TEN THOUSAND DOLLARS A DAY (\$10,000.00) PER VIOLATION FOR ANY ATTEMPT TO PLUNDER AND UNLAWFULLY ADMINISTER THE ESTATES AND PROPERTY OF THE PEOPLE OR BUSINESSES IN NEVADA COUNTY.

This proposed ordinance SR-3359 is nothing more than an ultra vires conspiracy to extort money/property and under color of law, to plunder and administer the estates of the people of Nevada county by a rogue county agent named Sean Powers on behalf of the Board of Supervisors, who has no authority to write or make law, yet he admitted he is the one who drafted this ordinance

SR-3359 in a live radio broadcast interview on KVMR radio, Friday, July 7, 2020, at approximately 6:15 pm.

The U.S. Supreme Court, in *Scheuer v. Rhodes*, 416 U.S. 232, 94 S. Ct. 1683, 1687 (1974) stated that "when a state officer acts under a state law in a manner violative of the Federal Constitution, he "comes into conflict with the superior authority of that Constitution, and he is in that case stripped of his official or representative character and is subjected in his person to the consequences of his individual conduct. The State has no power to impart to him any immunity from responsibility to the supreme authority of the United States." [Emphasis supplied in original]. **YOU WILL BE HELD ACCOUNTABLE FOR YOUR ACTIONS!**

[There is NO MASK LAW in California](#)

NO Governor has ANY authority to compel any individual to do anything. See California Constitution, 1849.

1. Newsom didn't issue any order. It was Guidance on Face Coverings statement from the Dept of Public Health.

2. It is not a public health order -- it is a statement... "Guidance"
 3. There is no law cited or penal code cited. It is unenforceable.
 4. This guidance actually RELAXES the previous orders.
 5. This is pure deception to present this as "new law".
 6. As Gov Newsom stated in an ABC interview from Stockton in July 2020, "**I can't Mandate anything to the people**". It is available to view on Bitchute.
- From Peggy Hall - The Healthy American
The alarming trend we are seeing is that ESTABLISHED LAW is being violated by shopkeepers, medical professionals, public officials, and law enforcement!!!

I am SICK-AND-TIRED of law enforcement saying, "It's a private business, they can do whatever they want."

Oh R-E-A-L-L-Y?!?

That is a big fat NO!

As one of THE HEALTHY AMERICANS, you know that no business can create a policy that violates established law. PERIOD.

No executive order can violate or suspend established law. PERIOD.

No state of emergency can violate established law or the rights of the people. PERIOD.

No city or county ordinance can violate established law or the state or federal Constitution. PERIOD. You are governed by the codes and statutes and they are implemented to protect or rights, and not infringe on them.

You know it, and I know it -- now we need to educate the businesses, the politicians, and law enforcement!

CHAPTER 9. Meetings [54950 - 54963]

(Chapter 9 added by Stats. 1953, Ch. 1588)

54950.

In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils, and the other public agencies in this State exist to aid in the conduct of the people's business. **It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. OPENLY!! NOT ON ZOOM!**

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 on remaining informed so that they may retain control over the instruments they have created.

CIVIL CODE - CIV

DIVISION 1. PERSONS [38 - 86]

(Heading of Division 1 amended by Stats. 1988, Ch. 160, Sec. 12.)

PART 2. PERSONAL RIGHTS [43 - 53.7]

(Part 2 enacted 1872.)

51.7.

(a) This section shall be known and may be cited, as the Ralph Civil Rights Act of 1976.

(b) **All persons within the jurisdiction of this state have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of political affiliation,** or on account of any characteristic listed or defined in subdivision (b) or (e) of Section 51, or position in a labor dispute, or because another person perceives them to have one or more of those characteristics. The identification in this subdivision of particular bases of discrimination is illustrative rather than restrictive.

(c)

(1) A person shall not require another person to waive any legal right, penalty, remedy, forum, or procedure for a violation of this section, as a condition of entering into a contract for goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notified, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

(2) A person shall not refuse to enter into a contract with **or refuse to provide goods or services to, another person on the basis that the other person refuses to waive any legal right, penalty, remedy, forum,** or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity.

(3) Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any other governmental entity shall be knowing and voluntary, in writing, and expressly not made as a condition of entering into a contract for goods or services or as a condition of providing or receiving goods and services.

(4) **Any waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section that is required as a condition of entering into a contract for goods or services shall be deemed involuntary, unconscionable, against public policy, and unenforceable.** Nothing in this subdivision shall affect the enforceability or validity of any other provision of the contract.

(5) Any person who seeks to enforce a waiver of any legal right, penalty, remedy, forum, or procedure for a violation of this section shall have the burden of proving that the waiver was knowing and voluntary and not made as a condition of the contract or of providing or receiving the goods or services.

From: [REDACTED]
Cc: [Chad Ellis](#); [Paul Rohde](#); [Timothy Ewing](#); [Antonio Virga](#); [Kelsey Hess - NCPD](#); [Chris Lewis](#); [Blake Butts](#); [Luke Holdcroft](#); [Sean Mason](#); [CEO](#); [Env.Health](#); [Catrina Olson](#); [Sheriff](#)
Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)
Date: Monday, August 10, 2020 4:39:43 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: August 8th, 2020

Subject: VOTE "NO" ON SR-3359 (COVID Ordinance)

Dear Representative(s),

(1) According to CA law, "A local health emergency can only be called if there is an **IMMINENT** and **PROXIMATE THREAT** of an **INTRODUCTION** of an infectious disease." In other words, an emergency is immediate, at hand -- not 3+ months **LATER!** The "introduction" of the disease was back in February. There are **NO LEGAL GROUNDS** for this unlawful "local health emergency" to continue.

(2) Your governing body has the **LEGAL** authority, power and **DUTY** to terminate this "local health emergency" **IMMEDIATELY** -- and all the orders that are associated with it go away.

(3) The health orders state that "there is no vaccine for Covid-19." That is **NOT** legal grounds for a local health emergency. This is **DECEIT** and **FRAUD**.

(4) Are you personally prepared to go to prison for **FRAUD** by allowing this unlawful local health emergency to stand? Are you aware that fraud is a felony that carries a prison sentence?

(5) You are aware that you **EACH** are **COMPLICIT** in fraud by **INTENTIONALLY MISREPRESENTING THE INFORMATION** about this "local health emergency" for monetary gain? In other words, you are allowing this "local health emergency" to stand in order to get state and federal funds. This is **FRAUD**, which is a **FELONY**, and which carries a **PRISON SENTENCE**.

(6) Are you aware that **YOU** have the power, authority and legal duty to make a motion for a vote to terminate this unlawful "Ordinance SR 20-3359" **TODAY?**

(7) Are you aware that there are **NO LEGAL GROUNDS** for "Ordinance SR 20-3359" according to state law?

(8) Why are you breaking state, federal and local laws by allowing the continuance of this local health emergency, which violates state law?

(9) What evidence (as required by state law) has the health officers submitted to you that supports their orders?

(10) Are you aware that **OSHA** guidance states that "cloth masks do not protect against

COVID-19?

(11) You already are aware that there is no reputable medical science and evidence that supports healthy people wearing masks, so why do not support SR 20-33591.

(12) Why are you PERPETRATING FRAUD ON THE PUBLIC by allowing a local health emergency to continue when there are no grounds to do so?

(13) Would you explain how my RELIGIOUS BELIEFS protect me (or not) from having to wear a mask?

(14) Can you tell me why you SUPPORT the public being HARASSED, INTIMIDATED in places of business, when our state civil code protects me from discrimination based on my medical condition, and allows for my "free and equal" access to all business establishments of any kind, whatsoever? And, how can you support local businesses being vandalized?

(15) Why have you given away your authority by allowing the health officers to defy your requests for information?

(16) Why do you continue to put the ELECTORATE at EXTREME PERIL of health risks and DEATH, as testified by countless licensed physicians, associated with wearing masks?

(17) Are you prepared for LEGAL ACTION AGAINST YOU PERSONALLY for your FRAUDULENT actions (a felony, with a prison sentence) by not terminating the local health emergency, as required by law?

(18) Why do you CONDONE DISCRIMINATION against those with medical conditions, who cannot hear people who are wearing a mask?

(19) Why do you condone and support the masking of the public, going against all evidence presented to you by competent medical doctors and mental health professionals, who testify of the psychological and physical trauma these masks create?

(20) Aren't you receiving 10 Million (a bribe) from the state and federal government in COVID aid, and how much of that is going to local businesses who have lost so much or who are out of business now? I bet it's a minuscule amount seen only with a microscope, prove me wrong!

(21) When and where do YOU PERSONALLY WEAR A MASK and is it a sterile and hygienic mask that is kept clean and disposed of between each interaction, and put on and removed after washing your hands, according to CDC guidelines? And, where are all of the Bio Hazard bins for all of the used masks and gloves???

(22) Are you prepared to FACE A PRISON SENTENCE FOR FRAUD, by intentionally misrepresenting the "Ordinance SR 20-3359" just so you can get state and federal funds?

(23) Are you aware that UNLESS YOU TERMINATE this unlawful "Ordinance SR 20-3359" -- the public is moving ahead with a very VISIBLE LAWSUIT and all the media to go along with it?

(24) You INACTION has ERODED the public TRUST. And there is an election right around the corner. Why would we elect you to office?

(25) You are aware that YOU WORK FOR THE PUBLIC, and THE PUBLIC DEMANDS YOU TERMINATE this "Ordinance SR 20-3359" by VOTE on Tuesday, August 11th, 2020!

With all that being said, YOU HAVE NO BASIS TO PASS SR 20-3359, continuing to make individual citizens slaves to mask-wearing and ruining more small businesses. There IS NO EMERGENCY!!! Instead, vote to end the "pretend local health emergency" and end all this nonsense immediately!

Sincerely,

Carey Stokes

"Our Constitution was made only for a moral and religious people. It is wholly inadequate for the government of any other." - John Adams

From: [George Parker](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); [Ed Scofield](#); [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 4:39:39 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Supervisors Hall, Scofield, Miller, Hoek and Anderson:

I am writing to strongly oppose Item 26, the temporary Urgency Ordinance related to enforcement of COVID-related.

I am also against this meeting happening in private, without public input or involvement. No other county in California does this.

Cotton or paper surgical masks are not effective in controlling a virus. These masks cannot stop a virus as their particle size is small enough to fit through the holes in the fabric or simply escape via the open edges of such loosely-worn masks, So, most of this draconian enforcement is based on invalid science.

Here are the facts:

a. A report from the CDC in May, 2020 evaluated different Personal Protective Measures (PPE) in limiting the spread of COVID. Hand hygiene was identified as effective, but regarding disposable medical masks and cotton masks it concludes "there is limited evidence for their effectiveness in preventing influenza virus transmission either when worn by the infected person for source control or when worn by uninfected persons to reduce exposure."

https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article

b. An article published in the New England Journal of Medicine on April 1, 2020 on the topic of COVID-19 stated that "We know that wearing a mask outside health care facilities offers little, if any protection from infection." And goes on to say "the desire for widespread masking is a reflexive reaction to anxiety over the pandemic." The article was subsequently amended on June 3, 2020 to include the statement "We strongly support the calls of public health agencies for all people to wear masks when circumstances compel them to be within 6 ft. of others for sustained periods." Thus, spacing OR masking is adequate while neither is necessary for short interactions.

<https://www.nejm.org/doi/full/10.1056/NEJMp2006372>

PLEASE VOTE AGAINST ITEM # 26. This is way too painful for our county, especially when the death rate is so small. (We all know we can't count "cases" as legitimate numbers because people that are completely well and without symptom or issues are included, thus inflating the numbers and making them irrelevant.

George Parker

From: [Glenda Skibitzke](#)
To: [bdofsupervisors](#); [BOS Public Comment](#)
Cc: [Dan Miller](#); [Heidi Hall](#); [Sue Hoek](#); ed.schofield@co.nevada.ca.us; [Richard Anderson](#)
Subject: BOS Agenda, Tues. 8/11, Item 26
Date: Monday, August 10, 2020 4:38:12 PM

CAUTION: This email originated from outside of County of Nevada email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am writing to strongly oppose Item 26, the Temporary Urgency Ordinance related to enforcement of COVID-related.

Our businesses are trying desperately to stay afloat. Some, like Friar Tucks, have bent over backwards to comply with all orders, local and state during CoVid. Friar Tucks even bought and installed a state-of-the-art air filtration system, similar to that used in airplanes, that has rendered that restaurant's air cleaner and safer than the air in all our homes! It filters out over 99% of all viruses, bacteria, etc. I'm sure it was expensive, but they want to protect their staff and customers that much! And they want to stay in business and not lose their restaurant.

Why won't you meet with them and other businesses for their input? Why won't you work WITH them, instead of AGAINST them? Do you truly not care about your county and its residents?

Please DO NOT vote in this harmful and unreasonable ordinance!

Please CHOOSE TO DO GOOD AND NOT HARM to this wonderful place and its wonderful residents.

VOTE NO on Item 26. *Please.*

Sincerely.....and hopeful you do the right thing by your citizens and business owners,

Glenda Skibitzke

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