

**MARIPOSA COUNTY  
BOARD OF SUPERVISORS**

**AGENDA  
ACTION FORM**

**DATE:** 11/21/00  
**AGENDA ITEM NO.:** 16

**DEPARTMENT:** County Counsel

**BY:** Jeffrey G. Green

**PHONE:** 966-3222

**RECOMMENDED ACTION AND JUSTIFICATION:** (Policy Item: Yes\_\_\_ No )

Resolution authorizing Chairman to sign letter to Regional Council of Rural Counties (RCRC) expressing the Board of Supervisors' displeasure with the way in which the decision was made to file suit regarding the Record of Decision issued in the CALFED proceedings.

**BACKGROUND AND HISTORY OF BOARD ACTIONS:**

**LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

**COSTS:** ( ) Not Applicable

A. Budgeted current FY \$ \_\_\_\_\_

B. Total anticipated costs \$ \_\_\_\_\_

C. Required additional funding \$ \_\_\_\_\_

D. Internal transfers \$ \_\_\_\_\_

**SOURCE:** ( ) 4/5ths Vote Required

A. Unanticipated revenues \$ \_\_\_\_\_

B. Reserve for contingencies \$ \_\_\_\_\_

C. Source description: \_\_\_\_\_

Balance in Reserve for Contingencies, if approved: \$ \_\_\_\_\_

**SPECIAL INSTRUCTIONS:**  
List the attachments and number the pages consecutively:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**CLERK'S USE ONLY:**

Res. No.: 00-406 Ord. No. \_\_\_\_\_

Vote - Ayes: 5 Noes: \_\_\_\_\_

Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Approved: \_\_\_\_\_ Denied: \_\_\_\_\_

( ) Minute Order Attached ( ) No Action Necessary

**ADMINISTRATIVE OFFICER'S RECOMMENDATION:**  
This item on agenda as:

\_\_\_\_\_ Recommended

\_\_\_\_\_ Not Recommended

\_\_\_\_\_ For Policy Determination

\_\_\_\_\_ Submitted with Comment

\_\_\_\_\_ Returned for Further Action

Comment: \_\_\_\_\_

\_\_\_\_\_

A.O. Initials: JGH

The foregoing instrument is a correct copy of the original on file in this office.

Date: \_\_\_\_\_

ATTEST: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California

By: \_\_\_\_\_  
Deputy

# Mariposa County Board of Supervisors

District 1.....PATTI A. REILLY  
District 2.....DOUG BALMAIN  
District 3.....ROBERT C. STEWART  
District 4.....GARRY R. PARKER  
District 5.....BOB PICKARD



**VACANT**  
County Administrative Officer

**MARGIE WILLIAMS**  
Clerk of the Board

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November 21, 2000

Marcia Basque, President  
Regional Council of Rural Counties  
1020 12<sup>th</sup> Street, Suite 400  
Sacramento, CA 95814

Re: RCRC Board of Directors Decision to File Suit Regarding CALFED Record of Decision

Dear Ms. Basque:

The Mariposa County Board of Supervisors, by unanimous action, has directed that the undersigned express to the RCRC Board of Directors as well as all members of RCRC, our Board's extreme displeasure with the way in which the decision was made to file suit regarding the Record of Decision issued in the CALFED proceedings. The decision to file suit was by any standard, a significant one with far reaching direct and indirect ramifications for member counties. Many member counties, including Mariposa County, are in sensitive discussions and negotiations with the administration of the State of California regarding matters of utmost importance to those respective counties. While RCRC may operate through its own Board of Directors, there is no logical way for third parties to separate member counties from an action of this magnitude by the RCRC Board of Directors.

Mariposa County believes strongly that such an action should not have been taken without our delegate first bringing this matter to the Mariposa County Board of Supervisors for a closed session discussion in order to give direction to our delegate to your Board of Directors. In our view, this lapse of judgment by RCRC was compounded by RCRC's attorney's direction to our Board delegate that he was prohibited as a matter of law from discussing this matter with anyone, including his County Counsel and his colleagues on the Mariposa County Board of Supervisors.

As you know, the purpose of RCRC is to represent the mutual interests of its member counties. In our view, the action taken by RCRC to file suit in this matter without polling the individual member boards of supervisors has not only failed to represent the mutual interest of its member counties but in fact flies in the face of those interests.

We would support an amendment to the RCRC Bylaws that would prohibit the RCRC Board of Directors from taking such significant actions without a full discussion before the Board of Supervisors of each member county.

Very truly yours,

Garry R. Parker, Chairman  
Mariposa County Board of Supervisors

rs  
cc: Mariposa County Board of Supervisors  
RCRC Board of Directors  
RCRC Delegates

