

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Board of Supervisors

BOARD AGENDA # *A-3

Urgent Routine

AGENDA DATE July 21, 2009

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Acceptance of a Vacancy and Approval of the Appointment of Patrick Cerutti to the Newman Drainage District Board of Directors

STAFF RECOMMENDATIONS:

1. Accept the vacancy on the Newman Drainage District Board of Directors due to the death of William Cerutti.
2. Appoint Patrick Cerutti to the Newman Drainage District Board of Directors to a term ending on December 2, 2011 per Government Code Section 1780(h).
3. Direct staff to send a Certificate of Appreciation to the family of Mr. William Cerutti.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2009-491

On motion of Supervisor Monteith, Seconded by Supervisor Chiesa

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

ATTEST: Elizabeth A. King
ELIZABETH A. KING, Assistant Clerk

File No.



LAW OFFICE OF DENNIS L. HAY, ESQ.

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BOARD OF SUPERVISORS

2009 JUL 14 P 2:45

July 13, 2009

The Honorable James Demartini, Chairman
Board of Supervisors
County of Stanislaus
1010 10th Street, Suite 6500
Modesto, California 95354

Re: Newman Drainage District
Required Appointment to Fill Board Vacancy

Your Honor:

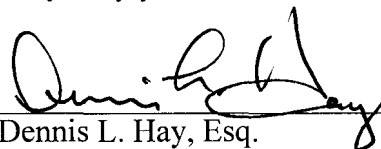
This letter will serve as notice that the Newman Drainage District is in dire need of a replacement director to serve on its Board of Directors as a consequence of the untimely passing of William Cerutti who has served as a member and Board president for a number of years.

As you know, the Board of Directors for the Newman Drainage District is a six member board, although the Board has been operating with less than six members for quite some time do to a lack of available landowners to serve on the Board, and in its present configuration does not contain sufficient members to make a quorum.

I understand that Patrick Cerutti has indicated an interest in filling his father's position and the vacancy created. The remaining membership of the Board fully support such an appointment and sincerely hope the Board of Supervisors will authorize such an appointment.

Should you have any questions regarding your matter, please feel free to call me.

Very truly yours,



Dennis L. Hay, Esq.