

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

DEPT: Board of Supervisors

BOARD AGENDA # *A-3c

Urgent

Routine

AGENDA DATE November 3, 2009

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval of Reappointment of Raymond Lopes to the Newman Drainage District Board of Directors

STAFF RECOMMENDATIONS:

Reappoint Raymond Lopes to the Newman Drainage District Board of Directors to a term ending on December 6, 2013.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2009-738

On motion of Supervisor Monteith, Seconded by Supervisor Grover

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: CHRISTINE FERRARO TALLMAN, Clerk

File No.



LAW OFFICE OF DENNIS L. HAY, ESQ.

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BOARD OF SUPERVISORS

2009 OCT 22 A 11: 23

October 20, 2009

Christine Ferraro Tallman
Clerk of the Board of Supervisors
County of Stanislaus
1010 10th Street, Suite 6500
Modesto, California 95354

Re: Newman Drainage District
Appointment of Directors

Dear Ms. Ferraro-Tallman:

Enclosed please find the originals of Resolutions numbered 2009-03, -04, -05 which are submitted to you on behalf of the Board of Directors of the Newman Drainage District for presentation to the Board of Supervisors for possible action and appointment of the respective individuals to the Board of Directors of the Newman Drainage District.

Please present the resolutions at the next scheduled Board of Supervisors meeting and advise this office of any action taken with regard to the possible appointment of the individuals named in the resolutions.

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

Very truly yours,


Dennis L. Hay, Esq.

Encls.

**RESOLUTION OF THE BOARD OF DIRECTORS OF
NEWMAN DRAINAGE DISTRICT
APPOINTING REPLACEMENT DIRECTOR**

Resolution 2009-05

WHEREAS, the By-Laws of the Newman Drainage District provides for a Board of Directors to consist of six members;

WHEREAS, the Board of Directors currently consists of four members, namely Patrick Cerutti, Douglas Lucas, Raymond Lopes and Michael Dompe leaving two vacancies to be filled on the Board of Directors (one at large position and one for Division I);

WHEREAS, Raymond Lopes position expires December 31, 2009, and the vacancy that would be created by the absence of Raymond Lopes from that position would result in the Board containing an insufficient number of members to meet a quorum;

WHEREAS, the Board has authority to present names of persons interested in serving on the Board of Directors to the Stanislaus County Board of Supervisors to fill the vacant positions;

WHEREAS, Raymond Lopes has expressed an interest in continuing his service as a director on the Board of Directors for the Newman Drainage District, is a landowner within the geographical boundaries of said District, and has submitted his name for consideration as a Director;

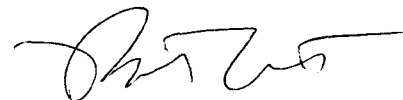
THEREFORE, IT IS RESOLVED that Raymond Lopes be appointed to continue serving on the Board of Directors of the Newman Drainage District, as a director-at large, to serve in such capacity until the first general election, and that his name be submitted to, and the appointment be the subject of approval of, the Board of Supervisors of Stanislaus County.

APPROVED AND ADOPTED October 15, 2009, by the following vote:

Ayes: Directors, Patrick Cerutti, Douglas Lucas, Michael Dompe

Noes: NONE.

Abstaining: Raymond Lopes



Patrick Cerutti, President

Attest:

Dennis L. Hay, District Recording Secretary and Attorney

