

**NORTH COAST RAILROAD AUTHORITY (NCRA)  
BOARD OF DIRECTORS SPECIAL MEETING**

November 1, 2007

2:00 p.m.

Conference Call – Various Locations

**SECOND AMENDED DRAFT AGENDA**

**Public Call-In Location:**

*NCRA Office~ 419 Talmage Road, Suite M, Ukiah, Ca*

**Alternate Public Participation Locations – The following Board Members will have Conference Call Availability:**

**Chairman Hemphill: 47081 Pirates Drive, Gualala, Ca**  
**Director Ziedrich: 359 Hudson Street, Healdsburg, Ca**  
**Director Simonson: 419 Talmage Road, Suite M, Ukiah, Ca**  
**Director Ollivier: 1970 Ollivier Drive, McKinleyville, Ca**  
**Director MacDonald: 500 Davidson Street Novato**  
**Director Meyers: 500 Davidson Street Novato**

**A. CALL TO ORDER**

**B. ROLL CALL**

**C. AGENDA APPROVAL**

**D. MATTERS FROM THE BOARD**

**1. Introduction of Newly Appointed Board Members**

- a.) Mr. Tom MacDonald
- b.) Mr. Bernie Meyers

**E. CONSENT CALEDNAR**

**1. Approval of Minutes – October 17, 2007 Operator Committee Meeting**

**F. PUBLIC COMMENT**

*Comments will be limited to three minutes per person and not more than ten minutes per subject, so that everyone can be heard. "Public comment" time is limited to matters under the jurisdiction of the Authority that may not have been considered by the Authority previously and are not on the agenda. No action will be taken. Members of the public may also comment during specific agenda items when recognized by the Chair.*

**G. CONDUCT OF BUSINESS**

1. **Consideration and Possible Action Regarding Award of Contract to Mass Electric Construction Company for Railroad Grade Crossing Warning System Repair and Replacement Contract # 2.**
2. **Consideration and Possible Action Regarding Issuance of Notice to Proceed (NTP) to Mass Electric Construction Company for Railroad Grade Crossing Warning System Repair and Replacement Contract # 2.**
3. **Consideration and Possible Action Regarding NCRA Committee Assignments.**

**H. STAFF REPORTS**

1. Executive Director – Mitch Stogner
2. Legal Counsel - Chris Neary
3. Project Managers Report – Dave Anderson

**I. OPERATORS REPORT**

1. John Williams – NWP Co.

**J. CLOSED SESSION**

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (1 case)**  
 Government Code 54656.9(a)  
 (1) City of Novato vs. NCRA; Superior Court of California, County of Marin; case # CV07464

**K. ANNOUNCEMENT OUT OF CLOSED SESSION**

**L. ANNOUNCEMENT OF NEXT MEETING**

November 2, 2007  
 3:00 p.m.  
 Policies and Procedures Committee Meeting  
 Teleconference – Various Locations

**M. ADJOURNMENT**

**AGENDA NOTE**

*All items appearing on the agenda are subject to action by the Board of Directors. Staff recommendations are subject to action by the Board of Directors. Staff recommendations are subject to change by the Board.*

**AMERICAN WITH DISABILITIES ACT (ADA) REQUESTS**

*To request disability-related modifications or accommodations for accessible locations or meeting materials in alternative formats (as allowed under Section 12132 of the ADA) please contact the NCRA office at 707 463-3280, at least 72 hours before the meeting.*

**ADDITIONS TO AGENDA**

*The Brown Act, Section 54954.2, states that the Board may take action on off-agenda items when: a) a majority vote determines that an “emergency situation” exists as defined in Section 54956.5, or b) a two-thirds vote of the body, or a unanimous vote of those present, determines that there is a need to take immediate action and the need for action arose after the agenda was legally posted, or c) the item was continued from a prior, legally posted meeting not more than five calendar days before this meeting.*

**CLOSED SESSION**

*If agendaized, NCRA may adjourn to a closed session to consider litigation or personnel matters. Discussion of litigation or pending litigation may be held in closed session by authority of Government Code Section 54956.9; discussion of personnel matters by authority of Government Code Section 54957; to confer with their negotiator regarding real property by authority of Government Code Section 54956.8.*