

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

Wednesday, October 10, 2007 ~ **10:00**

Eureka City Council Chambers

531 K Street, Room 208

Humboldt County

DRAFT AGENDA

Alternate Public Participation Location:

The following Director/s will be participating via conference call from the following location/s:

1. Judy Arnold~3501 Civic Center Drive, Room 410B, San Rafael, CA
2. Provisionally~Jeanne MacLeamy~3501 Civic Center Drive, Room 410B, San Rafael, Ca

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.

A. CALL TO ORDER

B. ROLL CALL

C. AGENDA APPROVAL

D. MATTERS FROM THE BOARD

E. CONSENT CALENDAR

1. Approval of Minutes Regular Board Meeting – September 2007
2. Approval of Minutes Property Committee Meeting – September 2007
3. Approval of Warrants Issued Agency 787010- September 2007
4. Approval of Warrants Issued TCRP 787101 – September 2007
5. Approval of Warrants Issued F&G Dewatering 787408 – September 2007

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. PRESENTATIONS

H. CONDUCT OF BUSINESS

1. **Consideration and Possible Action Regarding Award of Contract for Signal Package # 2**
2. **Consideration and Possible Action Regarding Approval of Notice to Proceed for Signal Package # 2**
3. **Consideration and Possible Action Forming an Ad Hoc Committee for Addressing Rail Car Security**
4. **Consideration and Possible Action Regarding NCRA Annual Audit for Fiscal Year 2006-2007 Presented by Stacey Edgmon of Aycock and Edgmon CPA's**

I. STAFF REPORTS

1. Executive Director – Mitch Stogner
 - A. SB 861 (Wiggins)
2. Project Manager – Dave Anderson
3. Legal Counsel - Chris Neary

J. OPERATOR REPORT

1. NWP CO. - John H. Williams

K. CLOSED SESSION

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (2 cases)**
Government Code 54656.9(a)
 - (1) NWPY vs. NCRA
 - (2) City of Novato vs. NCRA; Superior Court of California, County of Marin; case # CV074645
2. **CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**
Initiation of Litigation, Government Code 54956.9 9 subdivision c; (one case)

L. ANNOUNCEMENT OUT OF CLOSED SESSION

M. ANNOUNCEMENT OF NEXT MEETING

November 14, 2007 – 11:00 a.m.
Willits City Council Chambers
111 East Commercial Street
Mendocino County

N. ADJOURNMENT

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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.