

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

Wednesday, October 8, 2008 ~ **10:30**
City of Healdsburg Council Chambers
401 Grove Street
Healdsburg
Sonoma County

AMENDED DRAFT AGENDA

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. 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.

E. CONDUCT OF BUSINESS

- 1. Discussion and Possible Approval of Contract Amendment No. 2 American Rail Consultants**
- 2. Discussion and Possible Action Adoption of Resolution 2008-18 Regarding Approval of Final Agency Budget for FY 2008-09**
- 3. Discussion and Possible Action Adoption of Resolution 2008-19 Regarding Approval of Final TCRP Budget for FY 2008-09**
- 4. Discussion and Possible Action Adoption of Resolution 2008-20 Regarding Approval of Final Fish and Game Budget for FY 2008-09**
- 5. Discussion and Possible Action Regarding Roadway Agreement in Carlotta, Ca**
- 6. Discussion and Possible Action Regarding NCRA Draft Trail Guidelines**

F. CONSENT CALENDAR

- 1. Approval of Minutes - Regular Board Meeting – September 10, 2008**
- 2. Approval of Minutes – Special Board Meeting – October 1, 2008**
- 3. Acceptance of Finance Committee Meeting Minutes – September 22, 2008**
- 4. Acceptance of Financial Statements – September 2008**

5. Approval of Warrants Issued - Agency 787010 – September 2008
6. Approval of Warrants Issued - TCRP 787101 – September 2008
7. Approval of CalCard Statement – September 2008

G. OLD BUSINESS

1. Update – City of Arcata Trail Grant Request

H. STAFF REPORTS

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

I. OPERATOR REPORT

1. NWP Co. – John Williams

J. MATTERS FROM THE BOARD

K. CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (2 cases)

Government Code 54656.9(a)

- (1) NWPY vs. NCRA, Arbitration Matter
- (2) City of Novato vs. NCRA; Superior Court of California, County of Marin; case # CV074645

L. ANNOUNCEMENT OUT OF CLOSED SESSION

M. ANNOUNCEMENT OF NEXT MEETING

November 12, 2008 – 10:30 a.m.
Humboldt County
County of Humboldt Board of Supervisor Chambers
825 5th Street, Eureka

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.