

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

Wednesday, September 10, 2008 ~ **10:00**

Ukiah Valley Conference Center

200 South School Street

Ukiah

Mendocino County

## **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. Consideration and Possible Approval of a Support Letter to the Coastal Conservancy Regarding City of Arcata Trail.**
- 2. Consideration and Possible Approval of Resolution 2008-14 Supporting State of California Ballot Proposition 1A, The Safe, Reliable High-Speed Passenger Train Bond Act for the 21 Century.**
- 3. Consideration and Possible Approval of Application to California Special Districts Risk Management Authority (SDRMA) to provide NCRA with Workman's Compensation Insurance.**
  - A.** Approval of Resolution 2008-15 Approving the Form of and Authorizing the Execution of a Sixth Amended and Restated Joint Powers Agreement and Authorizing Participation in the Special District Risk Management Authority Workers' Compensation Program.
  - B.** Approval of Resolution 2008-16 Authorizing Application to the Director of Industrial Relations, State of California for a Certificate of Consent to Self-Insure Workers' Compensation Liabilities.

- C. Execution of the Sixth Amended and Restated Joint Powers Agreement Relating to the Special District Risk Management Authority.
- D. Approval of the State of California Application for a Public Entity Certificate of Consent to Self-Insure.

**4. Discussion and Possible Action Regarding NCRA Draft Trail Guidelines.**

**F. CONSENT CALENDAR**

- a. Approval of Minutes - Regular Board Meeting – August 13, 2008
- b. Acceptance of Operator Committee Meeting Minutes – August 22, 2008
- c. Acceptance of Financial Statements – August 2008
- d. Approval of Warrants Issued - Agency 787010 – August 2008
- e. Approval of Warrants Issued - TCRP 787101 – August 2008
- f. Approval of CalCard Statement – August 2008

**G. STAFF REPORTS**

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

**H. OPERATOR REPORT**

- 1. **NWP Co. – John Williams**

**I. MATTERS FROM THE BOARD**

**J. 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

**K. ANNOUNCEMENT OUT OF CLOSED SESSION**

**L. ANNOUNCEMENT OF NEXT MEETING**

October 8, 2008 – 10:00 a.m.  
Sonoma County  
City of Healdsburg Council Chambers  
401 Grove Street, Healdsburg

**M. 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.*