



North Coast Railroad Authority
419 Talmage Road, Suite M
Ukiah, Ca 95482

NORTH COAST RAILROAD AUTHORITY (NCRA) Board of Directors Meeting

Novato Sanitary District
500 Davidson Street, Novato, Ca.
Marin County
Wednesday, August 14, 2019 - 10:30 a.m.

FINAL MINUTES

A. CALL TO ORDER

Chair Marks called the meeting to order at 10:30 a.m.

B. ROLL CALL

Directors Present: Hagele, McCowen, Hart, Haschak, Connolly, Chair Marks

Directors Absent: Fennell, Gore, Campbell

Others Present: Executive Director – Mitch Stogner, Legal Counsel – Elizabeth Coleman, Steve Honeycutt – Guillon Inc., and Recording Secretary – Hiedy Torres

C. AGENDA APPROVAL

Upon Motion by Director Hart, seconded by Director Haschak the Agenda was unanimously approved as presented.

D. PUBLIC COMMENT

No public comment.

The Board convened to Closed Session at 10:32 a.m. and Chair Marks recused himself from Closed Session discussion.

E. CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL

- a. Conference with Legal Counsel Regarding Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2) Regarding Adoption of Resolution No. 2019-11

2. REPORT OUT FROM CLOSED SESSION OF APRIL 10, 2019

- a. Kosewic et al. v. NCRA - Sonoma County Superior Court Case No. SCV-263454

The Board reconvened from Closed Session at 10:57 a.m.

Chair Marks rejoined the meeting at 10:57 a.m.

The Board met in Closed Session regarding Agenda Item E.2.a. Legal Counsel reported that a settlement agreement has been reached by all parties.

F. CONDUCT OF BUSINESS

1. Discussion and Possible Action Regarding Resolution No. 2019-12 Rescinding Resolution 2019-11, Authorizing Executive Director to Execute Contract with Wipf Construction, Adopted July 10, 2019

Public Comment:

Michael Pickens- Mr. Pickens thanked the Board for this action and said that this project would bring work to local people.

Michelle Tucker, Executive Director CIFAC – Ms. Tucker said that there have been several concerns expressed about this project and she would like to see this project put out to competitive bid.

Upon Motion by Director McCowen, seconded by Director Hagele the Board Approved Resolution No. 2019-12 and affirmed that NCRA shall comply with public bidding laws for all subsequent actions related to this project.

Motion Carried:

AYES: 6 - Hagele, McCowen, Hart, Haschak, Connolly, Marks

NOES: 0

ABSENT: 3 - Fennell, Gore, Campbell

ABSTAIN: 0

2. Discussion and Possible Action Regarding Extension of Project Management Agreement with Guillon Inc.

Upon Motion by Director McCowen, seconded by Director Hagele the Board Unanimously Approved a 90-day Extension of Project Management Agreement with Guillon Inc.

Motion Carried:

AYES: 6 - Hagele, McCowen, Hart, Haschak, Connolly, Marks

NOES: 0

ABSENT: 3 - Fennell, Gore, Campbell

ABSTAIN: 0

3. Discussion and Possible Action Regarding Change in Board Meeting Schedule

Upon Motion by Director Hart, seconded by Director Connolly the Board Unanimously Approved changing the Regular NCRA Board Meeting to the second Monday of each month to begin in October 2019.

Motion Carried:

AYES: 6 - Hagele, McCowen, Hart, Haschak, Connolly, Marks

NOES: 0

ABSENT: 3 - Fennell, Gore, Campbell

ABSTAIN: 0

4. Discussion and Possible Action Regarding Reappointment of City Representatives

Upon Motion by Director Hart, seconded by Director Haschak the Board Approved Reappointment of Director Hagele for an 11-month term and directed staff to contact the appropriate Humboldt County representative to request their consent for this reappointment. The Board also directed staff to agendaize this item for the October 14 meeting.

Motion Carried:

AYES: 5 - McCowen, Hart, Haschak, Connolly, Marks

NOES: 0

ABSENT: 3 - Fennell, Gore, Campbell

ABSTAIN: 1 - Hagele

G. CONSENT CALENDAR

1. Approval of Minutes – Regular Board Meeting – June 12, 2019
2. Approval of Minutes – Teleconference Regular Board Meeting – July 10, 2019
3. Approval of Minutes – Teleconference Special Board Meeting – July 29, 2019
4. Approval of NCRA Financial Statements – June and July 2019
5. Approval of Warrants Issued – June and July 2019
6. Approval of Cal Card Statement – June and July 2019

Upon Motion by Director Haschak, seconded by Director McCowen the Board Unanimously Approved Consent Calendar Items G.1, G.2, G.4, G.5, and G.6, and as per Dir. McCowen’s request, Item G.3 will be revised and presented at the next Board meeting for approval.

Motion Carried:

AYES: 6 - Hagele, McCowen, Hart, Haschak, Connolly, Marks

NOES: 0

ABSENT: 3 - Fennell, Gore, Campbell

ABSTAIN: 0

H. STAFF REPORT – Mitch Stogner – Executive Director

Mr. Stogner said that the state has approved a \$500,000 NCRA Agency operating budget and Leishara Ward from Caltrans has been working with Stacey Edgmon, NCRA Accountant, to set up a new Agency account through Sonoma County dedicated solely to use of these funds. Mr. Stogner also said that The Department of Finance was scheduled to be in the Ukiah office from August 26-29 to begin their assessment process and there has been no date set for release of the \$500,000 to NCRA.

I. MATTERS FROM THE BOARD

Director Hart – Ms. Hart said that if NCRA does not receive State funding in the near future, the Board should disband and terminate future meetings.

J. ANNOUNCEMENT OUT OF CLOSED SESSION

The Board met in Closed Session regarding Agenda Item E.1.a. Legal Counsel reports that this was Discussion Only, and No Action was taken.

K. ANNOUNCEMENT OF NEXT MEETING

Regular Board Meeting
Wednesday, September 11, 2019 - 10:30 a.m.
825 5th Street, Eureka, CA
Humboldt County

L. ADJOURNMENT

Chair Marks adjourned the meeting at 12:14 p.m.