



BOARD OF DIRECTORS

Chairman Ed Gallo
Vice-Chair Dave Roberts
Bob Campbell
Rocky Chavez
David Druker
Bill Horn
Julianne Nygaard
Chris Orlando
Jerome Stocks

Raymond Patchett, Interim Executive Director
C. Michael Cowett, General Counsel

AGENDA

GOVERNANCE COMMITTEE

Chairman Ed Gallo, Vice-Chair Dave Roberts,
Chair of the Monitoring Committee, Chris Orlando
Chair of the Planning Committee, Jerome Stocks
Staff Committee Liaison: Ellen Roundtree

Wednesday, November 5, 2008 – 8:30 a.m.
311 South Tremont St., Oceanside, California

1. Open Meeting
2. Changes to the Agenda
3. Memorandum Of Understanding with the California Department of Transportation (Caltrans) for Control Point (CP) Carl to CP Farr Second Track Project (Attachment 3A)
4. Committee and Board Meeting Calendar for 2009 (Attachment 4A)
5. Annual Board Agenda for 2009 (Attachment 5A)
6. Legislative Agenda for Calendar Year 2009 (Attachment 6A)
7. Draft Board Agenda for November 20, 2008 Board Meeting
8. Future Board Agendas (Master Board Agenda)
9. Other Matters
10. Public Comment
11. Next Meeting: Wednesday, **December 3, 2008**, 8:30 a.m., 311 South Tremont, Oceanside, CA
12. Adjournment

For individuals with disabilities, we will provide assistive services. To obtain such services or copies of documents in an alternate format, please call or write, a minimum of 72 hours prior to the event, to request these needed reasonable modifications. We will make every attempt to accommodate requests that do not give 72- hour notice. Please contact our Clerk of the Board at (760) 967-2808.

Persons with hearing impairment please use the California Relay Service (CRS): 800-735-2929 using TTY; 800-735-2922 using voice; 800-735-0373 for CRS Customer Service; 800-855-3000 for Spanish.

Any writings or documents provided to a majority of the members of the NCTD Board of Directors regarding any item on this agenda will be made available for public inspection in the department of the Clerk of the Board located at 810 Mission Avenue, Oceanside, CA 92054, during normal business hours.



STAFF REPORT TO THE GOVERNANCE COMMITTEE

Agenda Item # 3

TITLE: MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR CONTROL POINT (CP) CARL TO CP FARR SECOND TRACK PROJECT

Time Sensitive [X] Consent []

STAFF RECOMMENDATION:

That the NCTD Board of Directors authorize the Interim Executive Director to execute a Memorandum of Understanding with the California Department of Transportation (Caltrans) for the construction of the Control Point (CP) Carl to CP Farr second track project.

BACKGROUND INFORMATION:

NCTD adopted a policy in March 2001 stating that it is a goal of the Board to double-track the coastal railroad corridor to improve capacity, efficiency, and service reliability for passenger services in San Diego County. Over the past several years, NCTD and Caltrans' Division of Rail have cooperated on several projects in furtherance of this important Board goal, including:

- False Bay passing track 2002 (Mission Bay area)
• San Onofre second track extension 2004 (Camp Pendleton)
• O'Neil-Flores second track extension 2006 (Camp Pendleton)
• Oceanside second track extension 2008 (currently under construction)

In all of the above cases, Caltrans and Amtrak have provided virtually all project funding, resulting in significant improvements in the corridor.

Caltrans is now moving forward with the next such project, the extension of double tracking from Cannon Drive in Carlsbad ("CP Farr") to just south of Carlsbad Village Drive ("CP Carl"). This extension will add two miles of additional double track, extending a current three-mile stretch of double track to five miles. This will significantly improve operational flexibility and the ability to make "passing meets" for trains with little or no speed reduction, improve rail service reliability, and improve goods movements.

The project scope of work includes:

- § Construct 2.0 miles of a new second track;
§ Installation of a universal cross-over at Control Point Farr, Mile Post (MP) 231.4;
§ Installation of new Control Point Carl, MP 229.5;
§ Expansion of and upgrading new grade crossings and warning devices at Tamarack Avenue, MP 231.1, SDG&E private crossing, MP 231.06, and Cannon Road, MP 231.4;
§ Improve various drainage facilities;
§ Construct a new 214' long, cast-in-place and precast concrete bridge, MP 230.6, over the Agua Hedionda Lagoon.

The project will include the addition of a new bridge at Agua Hedionda Lagoon (Milepost 230.6), where the District recently replaced the existing single-track bridge in 2006 after the old trestle became damaged by marine borers.

Caltrans and Amtrak are providing all funding for this project. As has been done on previous Caltrans projects of this kind, NCTD and Caltrans would enter into a Memorandum of Understanding, similar to the attached draft (Attachment 3A), outlining responsibilities on the project.

Staff recommends Board review and authorization of the Interim Executive Director to execute this draft MOU.

ATTACHMENT: 3A - Draft MOU

FISCAL IMPACT: Caltrans and Amtrak will pay all costs of design and construction on this project. A minor fiscal impact to NCTD involving maintenance of the additional two miles of track will occur, but is compensated by the improvement in capacity and reliability of operations afforded by this project.

**COMMITTEE
REVIEW:**
11/5/08

STAFF CONTACT: **Tom Lichterman**
Director of Operations
E-mail: tlichterman@nctd.org Phone: 760/967-2855

Key Staff Contact: **Mitch Alderman, Chief Rail Engineer**
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**STAFF REPORT TO THE
GOVERNANCE COMMITTEE**

Agenda Item #

4

TITLE: COMMITTEE AND BOARD MEETING CALENDAR FOR 2009

Time Sensitive Consent

**STAFF
RECOMMENDATION:**

That the NCTD Board of Directors adopt the 2009 Committee and Board Meeting Calendar.

**BACKGROUND
INFORMATION:**

Each year the Board adopts a Committee and Board meeting calendar for the next calendar year, as directed by Board Policy. It is the responsibility of the Governance Committee to propose a calendar for the Board. The 2008 Committee and Board meeting calendar was as follows:

- The Governance Committee meets at 8:30 am on the first Wednesday of each month,
- the Monitoring Committee meets at 8:30 am on the first Thursday of each month, and
- the Planning Committee meets at 3:00 pm on the first Thursday of each month.
- The Board of Directors meets at 2:00 pm on the third Thursday of each month, with the time adjusted to an earlier start according to the requirements of Closed Session agenda items.

Should the Committee recommend following the same rules schedule as in 2008, there would be a few exceptions as a result of the calendar. The exceptions, shown in italics on attachment 4A, affect the Planning, Monitoring and Board meetings in January and October.

The Committee meetings are held at the NCTD offices located at 311 South Tremont, Oceanside, and the Board meetings are held at the NCTD offices located at 810 Mission Avenue, Oceanside, unless otherwise noticed.

ATTACHMENT: 4A – Committee and Board Meeting Schedule for 2009

FISCAL IMPACT: None

**COMMITTEE
REVIEW:**
11/5/08

STAFF CONTACT: Ray Patchett
Interim Executive Director
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Key Staff Contact: Jill McNaughton, Clerk of the Board
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**STAFF REPORT TO THE
GOVERNANCE COMMITTEE**

**Agenda Item #
5**

TITLE: ANNUAL BOARD AGENDA FOR 2009

Time Sensitive Consent

STAFF RECOMMENDATION: That the NCTD Board of Directors review and approve the 2009 Annual Board Agenda.

BACKGROUND INFORMATION: Each year the Board of Directors adopts an Annual Board agenda for the following calendar year, as directed by Board Policy. This agenda is used as a tool to assist with planning for the next year. It is the responsibility of the Governance Committee to review, develop and propose an agenda to the Board. With the 2009 calendar year quickly approaching, a preliminary draft agenda (Attachment 5A) has been developed to facilitate discussion.

The calendar does not include contract awards or information items.

ATTACHMENT: 5A – 2009 Calendar of the North County Transit District Board of Directors.

FISCAL IMPACT: None

**COMMITTEE
REVIEW:**
11/5/08

STAFF CONTACT: Ray Patchett
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Key Staff Contact: Jill McNaughton, Clerk of the Board
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**STAFF REPORT TO THE
GOVERNANCE COMMITTEE**

**Agenda Item #
6**

TITLE: Legislative Agenda for Calendar Year 2009

Time Sensitive Consent

**STAFF
RECOMMENDATION:**

That the Governance Committee begin discussions on the development of the Calendar Year 2009 Legislative Goals

**BACKGROUND
INFORMATION:**

On an annual basis, the NCTD Board of Directors adopts the District's federal and state legislative goals for the next calendar year. The timing of the goals is based on the beginning of the new federal and state legislative sessions as well as the early deadline for introducing bills and funding request submittals. As directed, by Board policy, the Governance Committee is tasked with initiating this process.

A legislative agenda provides the Board and staff a roadmap to follow and provides a mechanism to enable responses to issues as they arise throughout the course of the year. It also provides a framework for the annual SANDAG/MTS/NCTD Joint Federal Agenda. The agenda and associated goals may be modified as so directed by the Governance Committee and/or Board throughout the year.

As a result of the current economic condition, protecting existing funding sources is going to be particularly challenging over the next year and likely the highest priority of transit agencies through out the state. Identification and securing non-traditional transit funding sources for transit purposes, although also challenging, might be a high focus goal to consider for next year. An example of non-traditional transit funding might be infrastructure funding identified in an economic stimulus bill.

Other issues for potential consideration as high priority focus for NCTD:

- **Authorization or Reauthorization of a Transportation Program** will be a high Congressional priority next year as SAFETEA-LU, (Safe, Accountable, Flexible, Efficient Transportation Equity Act: a Legacy for Users), the existing federal highway and public transportation authorization expires September 30, 2009. NCTD support of public transportation as part of a multimodal transportation system, including the need for funding of railroad bridge infrastructure rehabilitation to a state of good repair as part of the reauthorization, would be consistent with previous legislative agendas. Recommending this as a high priority focus of the Board might be a consideration of the Governance Committee. Seeking project specific funding in the reauthorization would also be consistent with previous legislative agendas and recommended as a high priority focus.

- **Quality of Life Strategies:** In June 2008, the SANDAG Board of Directors formed “The Quality of Life Ad Hoc Steering Committee” to provide policy direction and guide efforts to collaborate with regional stakeholders on possible approaches to a regional Quality of Life funding strategy. The strategy includes possibly presenting a funding measure to the San Diego voters in November 2010. The measure includes a variety of elements including public transportation funding. Other elements include habitat preservation, shoreline management, and regional water quality enhancements.

An invitation to join the stakeholders group was approved by the Quality of Life committee at their October 17th meeting and subsequently a letter was mailed out to approximately 40 potential participants, including NCTD. The first stakeholder’s meeting is scheduled for November 24, 2008. The Governance Committee might consider Including participation in this process as a high priority focus for the NCTD Board.

The Committee may wish to add/delete or revise NCTD’s 2008 Legislative Agenda. For the Committee’s convenience the 2008 agenda is included as Attachment 6A. To provide the Board and staff with appropriate direction on both the federal and state levels, as well as enable our participation in the regional process to seek federal funding, an adopted legislative program in December 2008 or January 2009 is recommended.

ATTACHMENT: 6A – Approved Calendar 2008 Legislative Agenda

FISCAL IMPACT: None

**COMMITTEE
REVIEW:**
11/05/08

STAFF CONTACT: Ray Patchett
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Key Staff Contact: Ellen Roundtree, Intergovernmental Affairs Officer
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November 5, 2008

TO: North County Transit District Board Members
FROM: Clerk of the Board
SUBJECT: POSTING OF BOARD AGENDA

In Compliance with the Ralph M. Brown Act, As Amended, the following information is provided.

The Agenda for this meeting of the Governance Committee was posted as follows:

Meeting Date and Time:	November 5, 2008; 8:30 am
Posted At:	810 Mission Avenue, Oceanside, CA and 311 So. Tremont, Oceanside, CA
Date & Time of Posting:	October 31, 2008; 5:00 p.m.
Posted By:	Clerk of the Board