



#### BOARD OF DIRECTORS

Chairman Bob Campbell  
Sam Abed  
Rocky Chavez  
Carl Hilliard  
Bill Horn  
Chris Orlando  
Mark Packard  
Dave Roberts  
Jerome Stocks

Matthew Tucker, Executive Director  
C. Michael Cowett, General Counsel

## AGENDA

### GOVERNANCE COMMITTEE

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

**Wednesday, April 1, 2009 – 8:30 a.m.**  
**311 South Tremont St., Oceanside, California**

1. Open Meeting
2. Changes to the Agenda
3. Local Agency Investment Fund - Authorization to Transfer Funds ([Attachment 3A](#))
4. Board Policy Amendments ([Attachment 4A](#))
5. Construction Agreement Between NCTD and City of San Marcos for the Marcos Street At-Grade Pedestrian Crossing
6. Legislative Status Update (Oral Report)
7. Draft Board Agenda for April 16, 2009 Board Meeting
8. Future Board Agendas (Master Board Agenda)
9. Other Matters
10. Public Comment
11. Next Meeting: Wednesday, **May 6, 2009**, 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: LOCAL AGENCY INVESTMENT FUND – AUTHORIZATION TO TRANSFER FUNDS

Time Sensitive

Consent

STAFF RECOMMENDATION:

Authorize the Executive Director, Matthew O. Tucker, and Director of Administration and Finance, Richard Hannasch, to transfer funds to and from the Local Agency Investment Fund.

BACKGROUND INFORMATION:

The Local Agency Investment Fund (LAIF) of the State of California is a depository for public agency funds and pays interest on the accounts of the depositing agencies. NCTD has been using this investment option for over twenty years, as authorized in NCTD’s Investment Policy. As of the previous quarter ending December 31, 2008, NCTD had a balance of over \$6.6 million in the account, with an investment yield of 2.5%.

The Board is required to adopt a resolution to authorize changes of designated individuals authorized to transfer funds to and from the LAIF account. Following are the previously designated individuals and the recommended individuals.

Previous

Executive Director Karen King
Director of Administration & Finance Richard Hannasch

Recommended

Executive Director Matthew Tucker
Director of Administration & Finance Richard Hannasch

ATTACHMENT: 3A - Resolution

FISCAL IMPACT: None

COMMITTEE

REVIEW:

4/01/09

STAFF CONTACT:

Richard Hannasch
Director of Administration & Finance
E-mail: rhannasch@nctd.org Phone: 760/967-2809



**STAFF REPORT TO THE  
GOVERNANCE COMMITTEE**

**Agenda Item #  
4**

**TITLE: BOARD POLICY AMENDMENTS**

Time Sensitive  Consent

**STAFF  
RECOMMENDATION:**

Approve proposed amendments to the District's Board Rules of Procedures, Policy for Board Member Compensation, Board Member Confidentiality Policy, Policy for Conflict of Interest, and Policy for Establishing a Comprehensive Real Estate Policy.

**BACKGROUND  
INFORMATION:**

Pursuant to discussions with NCTD's Executive Director, General Counsel determined that it was appropriate to conduct a review of NCTD's Board Policies at this time, and to conduct annual review of the Board Policies in the future. This will ensure that the Board Policies accurately reflect applicable legal requirements. To this end, we have reviewed and revised the following Board Policies:

1. Rules of Procedure
2. Board Member Compensation
3. Board Member Confidentiality Policy
4. Conflict of Interest
5. Establishing a Comprehensive Real Estate Policy

These policy changes were briefly discussed at the Board Workshop of February 28, 2009.

**ATTACHMENT:** 4A - Revised clean drafts and redlines of each of the above policies

**FISCAL IMPACT:** None

**COMMITTEE  
REVIEW:**  
4/01/09

**STAFF CONTACT:** Paula deSousa  
Best Best & Krieger  
Phone: 619/525-1336



**STAFF REPORT TO THE  
GOVERNANCE COMMITTEE**

**Agenda Item #  
5**

**TITLE: CONSTRUCTION AGREEMENT BETWEEN NCTD AND CITY OF SAN  
MARCOS FOR THE MARCOS STREET AT-GRADE PEDESTRIAN  
CROSSING**

Time Sensitive  Consent

**STAFF  
RECOMMENDATION:**

**Authorize the Executive Director to:**

- 1) Execute a Construction Agreement with the City of San Marcos for the Marcos Street At-Grade Pedestrian Crossing;**
- 2) Award contracts for track work and signal work for the associated crossing construction to be paid for in advance by the City of San Marcos.**

**BACKGROUND  
INFORMATION:**

The City of San Marcos has obtained approval from the CPUC for a new at-grade pedestrian crossing on the SPRINTER line, to improve community pedestrian circulation and safety. The new crossing will be located at Marcos Street between Knoll and Pico.

San Marcos desires to contract with NCTD for the construction of the railroad-related elements of this project, including track work and signal system devices. Under CPUC regulations, any changes to grade crossing warning systems must be managed by the owning-railroad. Accordingly, staff is proposing that NCTD and the City enter into a Construction Agreement which provides for the City to deposit all construction costs and related project management costs with NCTD in advance.

NCTD would procure the construction services through its current railroad maintenance contractor and/or through bidding of such services. The current estimates for this work are \$90,000 for the track work and \$387,000 for the signal work. In addition, there would be staff and construction management costs estimated at \$75,000.

**ATTACHMENT:** None

**FISCAL IMPACT:** None. All costs for this effort are reimbursable, including NCTD staff, NCTD contractors, and legal fees pursuant to the Construction Agreement.

**COMMITTEE  
REVIEW:**  
4/01/09

**STAFF CONTACT:** **Tom Lichterman**  
**Director of Operations**  
E-mail: [tlichterman@nctd.org](mailto:tlichterman@nctd.org)

Phone: 760/967-2855

April 1, 2009

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:	April 1, 2009; 8:30 am
Posted At:	810 Mission Avenue, Oceanside, CA and 311 So. Tremont, Oceanside, CA
Date & Time of Posting:	March 27, 2009; 5:00 p.m.
Posted By:	Clerk of the Board