

September 15, 2020

ATTORNEY'S REPORT



Board of Directors
Golden Gate Bridge, Highway
and Transportation District

President Pahre and Members of the Board:

Set forth below is a status report of legal matters Hanson Bridgett has worked on since our last written report of August 18, 2020, to the Board of Directors.

In addition to provision of day-to-day assistance and advice, such as attendance at E-Team, Committee and Board meetings; review of draft minutes and staff reports, resolutions and ordinances; and, assistance with on-going personnel and labor relations matters, our time has been devoted to assisting the District and its operating divisions with the following specific matters:

District:

- **District Division Procurements:** Assisted District staff with a variety of procurement matters, including: ADA assessment services; the amendment to the ticket vending machine agreement; the amendment to the website redesign contract; the amendment to the business continuity plan agreement; the Maximo implementation agreement; and, the amendment to the IVR system agreement.
- **District Division Matters:** Provided assistance to staff in connection with procurement document and Procurement Manual updates; the amendment to the Amended and Restated Clipper MOU; and, review of documents and preparation of responses to Public Records Act requests.
- **COVID-19:** Continued assistance and advice to District staff in response to the COVID-19 pandemic, including impacts on District operations and personnel; potential eligibility for funding; attention to WARN notices and potential layoffs; and, conducting committee and Board meetings.
- **Financial Matters:** Provided advice and assistance to District staff related to the Blue & Gold ticket reciprocity agreement; and, the Roundhouse vendor proposal.
- **Labor Negotiations:** Assisted staff with preparation for the 2020 Coalition negotiation cycle, including formulation of opening proposal and the commencement of negotiations and discussions of side table issues.

Bridge Division:

- **Suicide Deterrent Project:** Provided assistance and advice to Engineering Department staff in connection with various contractor and claim issues, and amendments to consultant agreements.

- All Electronic Tolling Litigation: Attended to post-trial matters in *Saliani v. GGBH&TD*, *Moore v. GGBH&TD*, and *Freeland v. GGBH&TD*, the class actions pertaining to alleged problems with Xerox's delivery of toll invoices and violation notices; post-trial briefing and completion of draft Statement of Decision; defense of the *Kelly/ Kendrick/ Montgomery* lawsuits, which concern the District's alleged improper sharing of information with the Department of Motor Vehicles; and, attention to issues of Conduent's duty and refusal to indemnify the District under the 2013 BATA contract.
- Bridge Division Matters/Procurement: Provided assistance and advice in connection with various Bridge Division matters including: the singing bridge phenomenon; and, AET consultant performance matters, and consultant agreement amendments.


Bus Division:

- Bus Division Matters/Procurement: Provided assistance in connection with various Bus Division matters, including the safety plan implementation; the PTASP implementation plan; the regional healthy transit plan; the Novato bus facility underground storage tank cleanup; the San Rafael Transit Center; the bus stop review project; and, the amendment to the zero emissions bus rollout plan and analysis agreement.
- Labor Negotiations: Continued assistance with implementation of the new ATU labor agreement.
- ATU Pension Plan: Assistance with research on the health and financial condition of the Plan and options to improve that condition.

Ferry Division:

- Vessel Refurbishment/Maintenance: Attention to various ferry refurbishment contracts and maintenance issues including: the ferry fleet drydocking and capital improvements solicitation; and, the M.V. Mendocino repair plan agreement.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with the Larkspur ferry service and parking expansion environmental clearance and preliminary design study agreement; the amendment to the underwater inspection services agreement; the parking services agreement; the 2017 oil release; the RFP for Corte Madera tidal marsh restoration project; and, the San Francisco ferry terminal repairs.

Sincerely,


Kimon Manolius