

January 12, 2021

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 on which Hanson Bridgett has worked since our last written report of December 7, 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: the agreement for website hosting and development services; the agreement for strategic planning services; the amendment to the agreement for on-site medical services; the amendment to the interim temporary staffing services agreement; the contract for COVID testing services; the amendment to the ADA assessment services agreement; the security guard services contract change order; the TVM contract; the amendment to the agreement for deferred compensation plan provider services; and, the RFP for workers' compensation claims administration services.
- **District Division Matters:** Provided assistance to staff in connection the procurement templates project; requirements for tracking participation in sexual harassment prevention training; 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 on-going impacts on District operations and personnel; attention to potential layoffs / furloughs; ADA face mask policy and reasonable accommodation; new federal stimulus funding allocations; and, conducting committee and Board meetings.
- **Financial Matters:** Provided advice and assistance to District staff related to the IFAS upgrade consultant services agreement amendment; the amendment to the agreement for trust and investment management services for GASB 45 (OPEB) trust; and, the RFP for grant administration services for COVID-19 disaster recovery.
- **Labor Negotiations:** Assisted staff with the 2020 Coalition negotiation cycle.

Bridge Division:

- Suicide Deterrent Project: Provided assistance and advice to Engineering Department staff in connection with various contractor and claim issues; and, amendment to consultant services agreement.
- 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 objections to the Court's 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 in connection with various Bridge Division matters, including the upcoming IFB for the admin building elevator project; the bridge inspection services RFP; and, the sourcecode escrow agreement and negotiations of amendment to consultant agreement regarding the toll gantry project.

Bus Division:

- Bus Division Matters/Procurement: Provided assistance and advice in connection with various Bus Division matters, including the amendment to the exterior bus advertising services agreement; the Hastus upgrade project; the Novato bus facility underground storage tank cleanup project; and, the San Rafael Transit Center EIR.
- 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: emergency drydocking services agreement; possible COVID-related work interruptions; and, the on-call engineering site visit services agreement.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with the emergency San Francisco ferry terminal repairs; the 2017 oil release; the contract amendment for Sausalito ferry terminal repairs project; the contract amendment for the Larkspur, Sausalito, San Francisco ferry terminal facilities project; and, the CARB harborcraft rules.

Sincerely,


Kimon Manolius