

July 13, 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 June 15, 2021, 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 several procurement matters, including: the on-call cyber security services agreement; the TVM contract; the agreement for time and attendance scheduling software licenses and maintenance support services; the amendment to the agreement for temporary staffing services; the workers' compensation claims administration services agreement; the amendment to the agreement for ADA facilities assessment services; the pre-employment background screening services agreement; and, the agreement for human resources software services.
- **District Division Matters:** Provided assistance to staff in connection the procurement templates project; the sensitive data handling project; intellectual property; the Advisory Committee on Equity & Diversity presentation; review of documents and preparation of responses to Public Records Act requests; and, analyses of potential conflicts of interest for Board members.
- **COVID-19:** Continued assistance and advice to District staff in response to the COVID-19 pandemic, including the COVID-19 testing services agreement; on-going impacts on District operations and personnel; passenger mask requirements and ADA reasonable accommodation of requirement; and, conducting committee and Board meetings in this new challenging environment.
- **Financial Matters:** Provided advice and assistance to District staff related to various matters, including the investment program; the amendment to the external audit services agreement; the amendment to the agreement for IFAS and Maximo interface development and testing services; the requisite opinion of counsel for MTC TDA/STA/RM2 funding eligibility; and, closure of AET accounts and escheatment issues.
- **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; issues related to the “singing bridge;” and, amendments to consultant services agreements.
- All Electronic Tolling Litigation: Attended to indemnity issues 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, including Conduent's duty and refusal to defend and indemnify the District under the 2003 and 2013 BATA contracts; and, defense of the *Kelly/ Kendrick/ Montgomery* lawsuits, which concern the District's alleged improper sharing of information with the Department of Motor Vehicles.
- Bridge Division Matters/Procurement: Provided assistance in connection with various Bridge Division matters, including the elevator modernization project; and, the on-going contractor transition issues in connection with the toll gantry project.

Bus Division:

- Bus Division Matters/Procurement: Provided assistance and advice in connection with various Bus Division matters, including post-pandemic service planning and Title VI analysis; and, the San Rafael Transit Center draft EIR.
- 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 multiple contract change orders; and, the on-call engineering site visit services agreement.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with the proposed Angel Island /Tiburon service; the Sausalito float emergency repair; the new RFP for ferry concession services; the amendment to the agreement for ferry advertising services; the Larkspur Ferry Terminal dredging RFP; the Corte Madera ecological reserve project; and, the new build vessel project.

Sincerely,


Kimon Manolius