

September 15, 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 August 18, 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 TVM contract; the enterprise resource planning (ERP) system agreement; the managed print services agreement; Kronos maintenance and support services agreement; the pre-employment background screening services agreement; the agreement for human resources software services; and, the Marin Parking Authority joint powers agreement.
- **District Division Matters:** Provided assistance to staff in connection with the Advisory Committee on Equity & Diversity; review of documents and preparation of responses to Public Records Act requests; and, 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: potential vaccine and COVID testing procedures; and, conducting committee and Board meetings in the changing COVID environment.
- **Financial Matters:** Provided advice and assistance to District staff related to various matters, including: the investment management services agreement; the amendment to the external audit services agreement; the amendment to the CA Government Code Section No. 7507 actuarial services agreement; the FTA ICAP review; the Clipper means based fare program extension; and, escheatment of AET funds.
- **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 on-going contractor and claim issues.

- 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 amendment to the consultant services agreement for the lead clean up feasibility study project; and, contractor transition issues on the toll gantry project, as well as amendments to the successor toll system agreement.


***Bus Division:***

- Bus Division Matters/Procurement: Provided assistance and advice in connection with various Bus Division matters, including: the amendment to the Hastus contract; the MCTD local service contract; the MCTD paratransit services contract; the San Rafael parking space lease; and, the San Rafael Transit Center project.
- 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 contract change orders related to ferry fleet scheduled drydocking and capital improvements project.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with: the proposed Angel Island and Tiburon service; the agreement for San Francisco ferry terminal repair; the Larkspur Ferry Terminal dredging agreement; Title VI analysis of ferry services; the Larkspur ferry system improvements project; and, the ferry concession services RFP.

Sincerely,

  
Kimon Manolius