



Agenda Item No. (5)

BOARD OF DIRECTORS MEETING
FRIDAY, OCTOBER 22, 2021

(5) CONSENT CALENDAR:

(A) Approve the Minutes of the following Meetings:

- (1) Building and Operating Committee of September 23, 2021;
- (2) Finance-Auditing Committee of September 23, 2021;
- (3) Board of Directors of September 24, 2021; and,
- (4) Special Board of Directors of October 1, 2021.

Motion

(B) Ratification of Previous Actions by the Auditor-Controller:

- (1) Ratify Commitments and/or Expenditures
- (2) Ratify Previous Investments
- (3) Authorize Investments
- (4) Accept Investment Report, September 2021

Resolution

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September 23, 2021



**MINUTES OF THE BUILDING AND OPERATING COMMITTEE/
COMMITTEE OF THE WHOLE**

Executive Order N-25-20 and N-29-20, issued by the Governor of the State of California, in which portions of the Ralph M. Brown Act are suspended and allows all Board members, staff, and the public to participate by telephone.

**These minutes are supplemented by the audio recording that is posted online at:
<https://www.goldengate.org/district/board-of-directors/meeting-documents>.**

Honorable Board of Directors
Golden Gate Bridge, Highway
and Transportation District

Honorable Members:

A meeting of the Building and Operating Committee/Committee of the Whole (Committee) of the Golden Gate Bridge, Highway and Transportation District (District) was held via audio conferencing on Thursday, September 23, 2021, at 9:00 a.m., Chair Theriault presiding.

- (1) Call to Order:** 9:00 a.m.
- (2) Roll Call:** Secretary of the District Amorette M. Ko-Wong.

Committee Members Present (7): Chair Theriault; Vice-Chair Garbarino; Directors Cochran, Fredericks, Mastin and Rabbitt; President Pahre.

Committee Members Absent (1): Director Hernández.

Other Directors Present (3): Directors Grosboll, Hill and Snyder.

Committee of the Whole Members Present (10): Directors Fredericks, Garbarino, Grosboll, Hill, Mastin, Rabbitt, and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

Committee of the Whole Members Absent (7): Directors Arnold, Conroy, Giudice, Hernández, Melgar, Rodoni and Stefani.

[Note: On this date, there were two vacancies on the Board of Directors.]

Staff Present: General Manager Denis Mulligan; Auditor-Controller Joseph Wire; District Engineer Ewa Bauer-Furbush; Secretary of the District Amorette Ko-Wong; Attorney Kimon Manolius; Deputy General Manager/Administration and Development Kellee Hopper; Deputy General Manager/Bridge Division Steve Miller; Deputy General Manager/Bus Transit Division Mona Babauta; Deputy General Manager/Ferry Division

**BUILDING AND OPERATING COMMITTEE/COMMITTEE OF THE WHOLE
SEPTEMBER 23, 2021/PAGE 2**

James Swindler; Executive Administrator to the General Manager Justine Bock; Senior Board Analyst Elizabeth Eells.

Copies of all reports are available on the District's web site at <https://www.goldengate.org/district/board-of-directors/meeting-documents> or upon request from the Office of the District Secretary.

(3) Authorize the Setting of a Public Hearing to Receive Public Comment on the Recommended Actions Included in the Bicycle Safety Study for the Golden Gate Bridge [02:09 Minutes Mark on the Audio Recording]

Deputy General Manager/Bridge Division Steve Miller presented the staff report. He highlighted that the outreach has elicited comments that have assisted the project team. He explained that the virtual open house would be self-guided. He indicated that after the public outreach activities conclude, the project team will update the *Bicycle Safety Study for the Golden Gate Bridge* (Study) to reflect the input that is gathered from the public.

Directors Cochran, Hill and Mastin commented and inquired about the staff report. Director Cochran asked how staff would handle the bicyclists who exceed the speed limit. Director Hill expressed appreciation for the work done to date on the Study and confidence in the process. He also noted his concerns about utilizing 2015 data for the Study. Director Mastin inquired about the use of disability mobility devices.

Mr. Miller and Mr. Mulligan responded to the Directors' inquiries. Mr. Miller stated that the California Highway Patrol has the power to cite people who exceed the speed limit on the Bridge. Mr. Mulligan spoke about a safety study conducted by the University of California at San Francisco (UCSF). Mr. Miller stated that disability mobility devices are allowed, and staff would consider language to make it apparent in the Master Ordinance.

(a) Action by the Committee

Staff recommended and the Committee concurred by motion made and seconded by **Directors MASTIN/FREDERICKS** to forward the following recommendation to the Board of Directors for its consideration:

RECOMMENDATION

The Building and Operating Committee/Committee of the Whole recommends that the Board of Directors authorize the setting of a public hearing to receive public comment regarding the recommended actions included in the Bicycle Safety Study for the Golden Gate Bridge. The public hearing would take place via audioconference on Monday, October 18, 2021, at 10:00 a.m.

Action by the Board at its meeting of September 24, 2021 – Resolution

AYES (10): Directors Fredericks, Garbarino, Grosboll, Hill, Mastin, Rabbitt and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

**BUILDING AND OPERATING COMMITTEE/COMMITTEE OF THE WHOLE
SEPTEMBER 23, 2021/PAGE 3**

NOES (0): None.

ABSENT (7): Directors Arnold, Conroy, Giudice, Hernández, Melgar, Rodoni and Stefani.

**(4) Status Report from Board Appointee(s) on Sonoma-Marin Area Rail Transit Board
[18:22 Minutes Mark on the Audio Recording]**

Director Garbarino provided a Sonoma-Marin Area Rail Transit (SMART) status report, which was for informational purposes only and no action was taken. Director Rabbitt added to the report.

(5) Status Report on Engineering Projects [22:50 Minutes Mark on the Audio Recording]

District Engineer Ewa Bauer-Furbush presented a status report, which was for informational purposes only and no action was taken.

(6) Public Comment

There was no Public Comment.

(7) Adjournment [23:41 Minutes Mark on the Audio Recording]

All business having been concluded, **Directors COCHRAN/RABBITT** moved and seconded that the meeting be adjourned at 9:24 a.m.

Carried

Respectfully submitted,

Michael Theriault, Chair
Building and Operating Committee

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September 23, 2021



**MINUTES OF THE FINANCE-AUDITING COMMITTEE/
COMMITTEE OF THE WHOLE**

Executive Order N-25-20 and N-29-20, issued by the Governor of the State of California, in which portions of the Ralph M. Brown Act are suspended and allows all Board members, staff and the public to participate by telephone.

**These minutes are supplemented by the audio recording that is posted online at:
<https://www.goldengate.org/district/board-of-directors/meeting-documents>.**

Honorable Board of Directors
Golden Gate Bridge, Highway
and Transportation District

Honorable Members:

A meeting of the Finance-Auditing Committee/Committee of the Whole (Committee) of the Golden Gate Bridge, Highway and Transportation District (District) was held via audio conference, on Thursday, September 23, 2021, at 9:31 a.m., Chair Rabbitt presiding.

- (1) **Call to Order:** 9:31 a.m.
- (2) **Roll Call:** Secretary of the District Amorette M. Ko-Wong.

Committee Members Present (7): Chair Rabbitt; Vice Chair Fredericks; Directors Cochran, Grosboll, Mastin and Theriault; President Pahre.

Committee Members Absent (0): None.

Other Directors Present (3): Directors Garbarino, Hill and Snyder.

Committee of the Whole Members Present (10): Directors Fredericks, Garbarino, Grosboll, Hill, Mastin, Rabbitt and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

Committee of the Whole Members Absent (7): Directors Arnold, Conroy, Giudice, Hernández, Melgar, Rodoni and Stefani.

[Note: On this date, there were two vacancies on the Board of Directors.]

Staff Present: General Manager Denis Mulligan; Auditor-Controller Joseph Wire; District Engineer Ewa Bauer-Furbush; Secretary of the District Amorette Ko-Wong; Attorney Kimon Manolius; Deputy General Manager/Administration and Development Kellee Hopper; Deputy General Manager/Bridge Division Steve Miller; Deputy General

**FINANCE-AUDITING COMMITTEE/ COMMITTEE OF THE WHOLE
SEPTEMBER 23, 2021/PAGE 2**

Manager/Bus Transit Division Mona Babauta; Deputy General Manager/Ferry Division James Swindler; Executive Administrator to the General Manager Justine Bock; Senior Board Analyst Elizabeth Eells.

Copies of all reports are available on the District's web site at <https://www.goldengate.org/district/board-of-directors/meeting-documents> or upon request from the Office of the District Secretary.

(3) Ratification of Previous Actions by the Auditor-Controller [01:51 Minutes Mark on the Audio Recording]

Auditor-Controller Joseph Wire presented the Investment Report.

Director Theriault and Chair Rabbitt commented and inquired about the Investment Report.

Mr. Wire responded to the Director's inquiry.

(a) Action by the Committee

Staff recommended and the Committee concurred by motion made and seconded by **Directors COCHRAN/THERIAULT** to forward the following recommendation to the Board of Directors for its consideration:

RECOMMENDATION

The Finance-Auditing Committee/Committee of the Whole recommends that the Board of Directors approve the following actions:

- (i) The Board of Directors had no commitments and/or expenditures to ratify for the period of August 1, 2021 through August 31, 2021;
- (ii) Ratify investments made during the period August 17, 2021 through September 13, 2021;
- (iii) Authorize the reinvestment, within the established policy of the Board, of any investments maturing September 14, 2021 and October 11, 2021 as well as the investment of all other funds not required to cover expenditures that may become available; and,
- (iv) Accept the Investment Report for August 2021.

**Action by the Board at its meeting of September 24, 2021 – Resolution
CONSENT CALENDAR**

AYES (10): Directors Fredericks, Garbarino, Grosboll, Hill, Mastin, Rabbitt and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

NOES (0): None.

ABSENT (7): Directors Arnold, Conroy, Giudice, Hernández, Melgar, Rodoni and Stefani.

(4) **Authorize Budget Adjustment(s) and/or Transfer(s)**

No actions required authorization.

(5) **Authorize Actions Related to Grant Programs**

No actions required authorization.

(6) **Authorize Execution of Professional Services Agreement 2021-D-039, *On-Site Medical Services*, with Pivot On-Site Innovations** [05:18 Minutes Mark on the Audio Recording]

Deputy General Manager/Administration and Development Kellee Hopper presented the staff report.

President Pahre, Director Theriault and Chair Rabbitt commented and inquired about the staff report. President Pahre asked if any of Pivot's services are provided on site. Director Theriault asked how the services were procured in the past. He also asked why the District only received one proposal and about the number of companies that could provide the services. He commented that he would like to see more competition in the industry. Chair Rabbitt echoed Director Theriault's comment about wanting to see competition in the industry.

Ms. Hopper responded to the President's and Director's inquiries. Ms. Hopper responded that Pivot's services are offered on site, and these type of services are not currently offered by other companies. Mr. Mulligan added to Ms. Hopper's responses, and he noted Pivot's services provide an operational convenience for staff who do not have to travel off of District premises.

(a) **Action by the Committee**

Staff recommended and the Committee concurred by motion made and seconded by **Directors FREDERICKS/COCHRAN** to forward the following recommendation to the Board of Directors for its consideration:

RECOMMENDATION

The Finance-Auditing Committee/Committee of the Whole recommends that the Board of Directors authorize execution of Professional Services agreement 2021-D-039, *On-Site Medical Services*, with Pivot On-Site Innovations of Towson, MD, in an amount not to exceed \$1,712,873 for a three-year contract beginning October 1, 2021 and two one-year options to be exercised at the General Manager's discretion not to exceed \$563,291 for each option year. Funds for the first year of service of \$586,291 are included in the District Division Operation Budget with requisite funds to be budgeted accordingly for future fiscal years.

Action by the Board at its meeting of September 24, 2021 – Resolution
NON-CONSENT CALENDAR

AYES (10): Directors Fredericks, Garbarino, Grosboll, Hill, Mastin, Rabbitt and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

NOES (0): None.

ABSENT (7): Directors Arnold, Conroy, Giudice, Hernández, Melgar, Rodoni and Stefani.

(7) Status Report on the FY 21/22 Budget [15:01 Minutes Mark on the Audio Recording]

Auditor-Controller Joseph Wire presented the staff report, which was for informational purposes only and no action was taken. The FY 21/22 Adopted Budget is available on the District's website at: <https://www.goldengate.org/documents>.

(8) Monthly Review of Golden Gate Bridge Traffic/Tolls and Bus and Ferry Transit Patronage/Fares (for Two Months Ending August 2021) [18:04 Minutes Mark on the Audio Recording]

Auditor-Controller Joseph Wire presented the staff report, which was for informational purposes only and no action was taken.

Chair Rabbitt inquired about the staff report.

Mr. Wire responded to the Chair's inquiry.

(9) Monthly Review of Financial Statements (for Two Months Ending August 2021) [22:43 Minutes Mark on the Audio Recording]

(a) Statement of Revenue and Expenses

(b) Statement of Capital Programs and Expenditures

Auditor-Controller Joseph Wire presented the staff reports, which were for informational purposes only and no actions were taken.

Director Mastin inquired about the staff reports. He inquired about the Total Net Position of the Statement of Net Position compared to the prior fiscal year.

Mr. Wire responded to the Director's inquiry and added he would investigate further.

(10) Closed Session [27:34 Minutes Mark on the Audio Recording]

Attorney Kimon Manolius at the request of Chair Rabbitt, stated that the Committee would convene in Closed Session, as permitted by the Brown Act, to discuss the following matter listed on the Agenda as Item No. 10(a):

(a) Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(a)
Report of Athens Administrators, Inc.

- (1) *John Walker v. Golden Gate Bridge, Highway and Transportation District.*

[28:25 Minutes Mark on the Audio Recording]

After Closed Session, Chair Rabbitt called the meeting to order in Open Session with a quorum present. Attorney Manolius stated that the Committee had met in Closed Session, as permitted by the Brown Act, to discuss the matter listed under Closed Session, outlined above. He reported that the Committee gave appropriate guidance to its legal counsel for the matter.

(11) **Public Comment [28:51 Minutes Mark on the Audio Recording]**

The following individual spoke under Public Comment:

- David Pilpel, San Francisco Resident

Chair Rabbitt responded to the public comment. **[32:26 Minutes Mark on the Audio Recording]**

(12) **Adjournment [32:48 Minutes Mark on the Audio Recording]**

All business having been concluded **Directors THERIAULT/COCHRAN** moved and seconded that the meeting be adjourned at 10:08 a.m.

Carried

Respectfully submitted,

David A. Rabbitt, Chair
Finance-Auditing Committee

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2021-09

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

MEMORANDUM OF MINUTES

BOARD OF DIRECTORS MEETING

SEPTEMBER 24, 2021

Executive Order N-25-20 and N-29-20, issued by the Governor of the State of California, in which portions of the Ralph M. Brown Act are suspended and allows, all Board members, staff and the public to participate by telephone.

These minutes are supplemented by the audio recording that is posted online at:
<https://www.goldengate.org/district/board-of-directors/meeting-documents>.

The Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District) met in regular session via audio conference, on Friday, September 24, 2021, at 10:00 a.m., President Pahre presiding.

- (1) CALL TO ORDER:** President Barbara L. Pahre.
- (2) ROLL CALL:** Secretary of the District Amorette M. Ko-Wong.

Directors Present (15): Directors Arnold, Conroy, Fredericks, Garbarino, Giudice, Grosboll, Hill, Mastin, Melgar, Rabbitt, Rodoni and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

Directors Absent (2): Directors Hernández and Stefani.

[Note: On this date, there were two vacancies on the Board of Directors.]

Staff Present: General Manager Denis Mulligan; Auditor-Controller Joseph Wire; District Engineer Ewa Bauer-Furbush; Secretary of the District Amorette Ko-Wong; Attorneys Kimon Manolius and Molly Kaban; Deputy General Manager/Administration and Development Kellee Hopper; Deputy General Manager/Bridge Division Steve Miller; Deputy General Manager/Bus Division Mona Babauta; Deputy General Manager/Ferry Division James Swindler; Executive Administrator to the General Manager Justine Bock; Senior Board Analyst Elizabeth Eells.

**BOARD OF DIRECTORS MEETING
SEPTEMBER 24, 2021/PAGE 2**

- (3) **PLEDGE OF ALLEGIANCE:** Director Alice Fredericks. **[03:00 Minutes Mark on the Audio Recording]**

Copies of all reports are available on the District's web site at <https://www.goldengate.org/district/board-of-directors/meeting-documents> or upon request from the Office of the District Secretary.

- (4) **PUBLIC COMMENT:** **[03:30 Minutes Mark on the Audio Recording]**

Secretary of the District Amorette Ko-Wong stated that the Board would take public comment for all items on the agenda at this time.

The following individuals spoke under Public Comment:

- Kymberlyrenee Gamboa, Sacramento County Resident
- Shane Weinstein, Amalgamated Transit Union, Local 1575
- David Pilpel, San Francisco Resident
- David Herrera, Bus Operator

President Pahre acknowledged a letter sent to the Board from Dave Rhody of The Climate Reality Project.

Mr. Mulligan responded to the public comments. **[14:10 Minutes Mark on the Audio Recording]**

[Director Arnold arrived.]

- (5) **CONSENT CALENDAR:** **[15:15 Minutes Mark on the Audio Recording]**

Secretary of the District Amorette Ko-Wong presented the Consent Calendar. She stated that she looked forward to speaking with Mr. Pilpel.

Directors ARNOLD/SNYDER moved and seconded to approve the Consent Calendar. All items were approved by the following vote of the Board of Directors:

AYES (15): Directors Arnold, Conroy, Fredericks, Garbarino, Giudice, Grosboll, Hill, Mastin, Melgar, Rabbitt, Rodoni and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

NOES (0): None.

ABSENT (2): Directors Hernández and Stefani.

- (A) **Approve the Minutes of the following Meetings**

- (1) Transportation Committee of August 26, 2021;
- (2) Building and Operating Committee of August 26, 2021;
- (3) Finance-Auditing Committee of August 26, 2021;
- (4) Rules, Policy and Industrial Relations Committee of August 27, 2021; and,
- (5) Board of Directors of August 27, 2021.

Carried

- (B) **Ratification of Previous Actions by the Auditor-Controller**
Resolution No. 2021-072 (as detailed in the September 23, 2021 Finance-Auditing Committee meeting)
- (1) Ratifies Commitments and/or Expenditures
 - (2) Ratifies Previous Investments
 - (3) Authorizes Reinvestments
 - (4) Accepts Investment Report for August 2021
- Adopted**

(6) **REPORTS OF OFFICERS:**

(A) **General Manager** [17:21 Minutes Mark on the Audio Recording]

Mr. Mulligan presented the General Manager Report. He stated the Metropolitan Transportation Commission (MTC) had approved the *Bay Area Transit Transformation Action Plan*, which was developed by the MTC Blue Ribbon Transit Recovery Task Force.

He highlighted the results of the Bay Area Council survey that indicated most employers would not schedule their staff to return to work in downtown San Francisco until 2022. He announced that the Round House has re-opened and is being operated by Equator Coffees.

He recognized the following employees for their service: John Bartch, Sr., Patrick White, Stephen Traversi, Joao Fonseca, Brenda Sheppard, Willie Gibson, John Eberle, Ron Downing, Kin Sanford, Abel Munoz, John Woo and Edward Fong.

Director Grosboll requested a report about employees who were leaving for other agencies. He inquired about the incoming Bus Operator class. He also requested more information about the ATU pension funding, and a summary of the District's contributions to the funding. Director Mastin inquired about Bus Operator trainee attrition and the length of the training program. He also inquired about how long it takes to get new Bus Operator candidates through training and ultimately driving a bus for the District. He asked about how long it takes to recruit new Bus Operators. President Pahre expressed appreciation for the Directors' inquiries and looked forward to getting additional information about the pension in the future. She expressed appreciation for the employees who were recognized by Mr. Mulligan.

Mr. Mulligan responded to the Directors' inquiries.

(B) **Attorney** [35:55 Minutes Mark on the Audio Recording]

Attorney Kimon Manolius presented the Attorney Report, which was for informational purposes only and no action was required.

(1) **Closed Session**

Attorney Manolius stated the Board would convene in Closed Session for Board Agenda Item Nos. 6.B.1.a. and 6.B.1.b., as follows:

(a) **Conference with Legal Counsel – Existing Litigation**

**BOARD OF DIRECTORS MEETING
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Pursuant to Government Code Section 54956.9(a)
Report of Athens Administrators, Inc.

(i) *John Walker v. Golden Gate Bridge, Highway and Transportation District.*

(b) Conference with Labor Negotiator

Pursuant to Government Code Section 54957.6

Report of Hanson Bridgett, LLP

(i) Negotiations with the Amalgamated Transit Union, Local No. 1575

(ii) Negotiations with various Labor Coalition Unions

Director Grosboll stated that he would not be able to participate in the Closed Session due to a conflict.

(C) District Engineer [37:10 Minutes Mark on the Audio Recording]

District Engineer Ewa Bauer-Furbush presented the District Engineer Report, which was for informational purposes only and no action was taken. She provided a status update on a few projects. She said that the project team would begin installation of the Suicide Deterrent System net in mid-October. She indicated that the Engineering team would provide a presentation about the wind tunnel test of the suspension railing results at the Board meeting in November.

(7) OTHER REPORTS:

There were no Other Reports to discuss.

(8) REPORT OF COMMITTEES: [40:49 Minutes Mark on the Audio Recording]

President Pahre stated that the agenda action items were discussed in depth at the respective Committee meetings, and she expressed appreciation to the Board members who attended the Committee meetings.

**(A) Meeting of the Building and Operating Committee/Committee of the Whole
[41:34 Minutes Mark on the Audio Recording]**

September 23, 2021

Chair Michael Theriault

(1) Authorize the Setting of a Public Hearing to Receive Public Comment on the Recommended Actions Included in the Bicycle Safety Study for the Golden Gate Bridge [41:39 Minutes Mark on the Audio Recording]

Directors THERIAULT/COCHRAN

Resolution No. 2021-073 authorizes the setting of a public hearing to receive public comment regarding the recommended actions included in the *Bicycle Safety Study for the Golden Gate Bridge*. The public hearing would take place via audioconference on Monday, October 18, 2021, at 10:00 a.m.

Adopted

**BOARD OF DIRECTORS MEETING
SEPTEMBER 24, 2021/PAGE 5**

AYES (15): Directors Arnold, Conroy, Fredericks, Garbarino, Giudice, Grosboll, Hill, Mastin, Melgar, Rabbitt, Rodoni and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

NOES (0): None.

ABSENT (2): Directors Hernández and Stefani.

**(B) Meeting of the Finance-Auditing Committee/Committee of the Whole [43:31
Minutes Mark on the Audio Recording]
September 23, 2021
Chair David Rabbitt**

**(1) Authorize Execution of Professional Services Agreement 2021-D-039, On-Site Medical Services, with Pivot On-Site Innovations [43:54
Minutes Mark on the Audio Recording]**

Directors RABBITT/SNYDER

Resolution No. 2021-074 authorizes execution of Professional Services agreement 2021-D-039, *On-Site Medical Services*, with Pivot On-Site Innovations (Pivot) of Towson, MD, in an amount not to exceed \$1,712,873 for a three-year contract beginning October 1, 2021 and two one-year options to be exercised at the General Manager's discretion not to exceed \$563,291 for each option year. Funds for the first year of service of \$586,291 are included in the District Division Operating Budget with requisite funds to be budgeted accordingly for future fiscal years.

Adopted

AYES (15): Directors Arnold, Conroy, Fredericks, Garbarino, Giudice, Grosboll, Hill, Mastin, Melgar, Rabbitt, Rodoni and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.

NOES (0): None.

ABSENT (2): Directors Hernández and Stefani.

(9) ADDRESSES TO BOARD:

There were no Addresses to Board to discuss.

(10) SPECIAL ORDER OF BUSINESS:

**(A) Consider Possible Action to Terminate the Suspension of Board Procedural Rules and Policies for COVID-19 Related Emergency Actions [46:09 Minutes
Mark on the Audio Recording]**

Mr. Mulligan presented the staff report. President Pahre stated that it appears the Board should not be acting on this item at this time.

Directors FREDERICKS/RODONI moved and seconded to continue consideration of this item until the next Board meeting. **Carried**

**BOARD OF DIRECTORS MEETING
SEPTEMBER 24, 2021/PAGE 6**

- AYES (15):** Directors Arnold, Conroy, Fredericks, Garbarino, Giudice, Grosboll, Hill, Mastin, Melgar, Rabbitt, Rodoni and Snyder; Second Vice President Cochran; First Vice President Theriault; President Pahre.
- NOES (0):** None.
- ABSENT (2):** Directors Hernández and Stefani.

[Director Grosboll departed.]

(11) UNFINISHED BUSINESS:

(A) Closed Session [48:25 Minutes Mark on the Audio Recording]

Attorney Kimon Manolius, at the request of President Pahre, stated that the Board would convene in Closed Session, as permitted by the Brown Act, to discuss the matters listed on the Board Agenda as Closed Session, Item No. 6.B.1.a. and 6.B.1.b., as outlined above.

[During the Closed Session, Director Snyder departed and returned.]

(B) Open Session [49:17 Hour Mark on the Audio Recording]

After Closed Session, President Pahre called the meeting to order in Open Session with a quorum present. Attorney Manolius reported that the Board had met in Closed Session, as permitted by the Brown Act. With regard to Agenda Item No. 6.B.1.a., he stated the Board gave appropriate guidance about how to handle the matter to its attorneys. With regard to Agenda Item No. 6.B.1.b., he stated that the Board gave appropriate guidance about how to proceed to its negotiator.

[Director Fredericks departed.]

(12) NEW BUSINESS:

There was no New Business to discuss.

(13) COMMUNICATIONS: [50:03 Hour Mark on the Audio Recording]

A copy of Board Agenda Item No. 13, Communications is available on the District's web site or upon request from the Office of the District Secretary.

(14) ADJOURNMENT: [50:13 Hour Mark on the Audio Recording]

All business having been concluded **Directors THERIAULT/GARBARINO** moved and seconded that the meeting be adjourned at 11:18 a.m. in the memory of Larry Thiessen, Sr., Antone "Tony" Rinaldo Secchitano, Jr., Dorothy "Dottie" Gargaetas, and John Walsh, Sr.

Carried

Respectfully submitted,

Amorette M. Ko-Wong
Secretary of the District

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2021-10-1

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

MEMORANDUM OF MINUTES

SPECIAL BOARD OF DIRECTORS MEETING

OCTOBER 1, 2021

Executive Order N-25-20 and N-29-20, issued by the Governor of the State of California, in which portions of the Ralph M. Brown Act are suspended and allows all Board members, staff and the public to participate by telephone.

These minutes are supplemented by the audio recording that is posted online at:
<https://www.goldengate.org/district/board-of-directors/meeting-documents>.

The Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District) met in a special session via audio conference on Friday, October 1, 2021, at 8:30 a.m., President Pahre presiding.

- (1) CALL TO ORDER:** President Barbara L. Pahre.
- (2) ROLL CALL:** Secretary of the District Amorette M. Ko-Wong.

Directors Present (14): Directors Arnold, Fredericks, Garbarino, Giudice, Hernández, Hill, Mastin, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Cochran; First Vice President Theriault; President Pahre.

Director Absent (3): Directors Conroy, Grosboll, and Melgar.

[Note: On this date, there were two vacancies on the Board of Directors.]

Staff Present: General Manager Denis Mulligan; Auditor-Controller Joseph Wire; District Engineer Ewa Bauer-Furbush; Secretary of the District Amorette Ko-Wong; Attorney Kimon Manolius; Deputy General Manager/Administration and Development Kellee Hopper; Deputy General Manager/Bridge Division Steve Miller; Deputy General Manager/Bus Transit Division Mona Babauta; Deputy General Manager/Ferry Division James Swindler; Executive Administrator to the General Manager Justine Bock; Senior Board Analyst Elizabeth Eells.

**SPECIAL BOARD OF DIRECTORS MEETING
OCTOBER 1, 2021/PAGE 2**

- (3) **PLEDGE OF ALLEGIANCE:** Director Gerard Giudice **[02:26 Minutes Mark on the Audio Recording]**

Copies of all reports are available on the District's web site at <https://www.goldengate.org/district/board-of-directors/meeting-documents> or upon request from the Office of the District Secretary.

[Director Arnold arrived.]

- (4) **PUBLIC COMMENT:** **[02:56 Minutes Mark on the Audio Recording]**

Secretary of the District Amorette Ko-Wong stated that the Board would take public comment for the item on the agenda at this time. She noted that because the meeting was a Special Board meeting, public comments would be limited to the item on the agenda.

The following individuals spoke under Public Comment:

- David Pilpel, San Francisco Resident
- Marina Secchitano, Union Coalition Chair

President Pahre expressed appreciation for the Union Coalition and their efforts for reaching today's agreement. Directors Hernández and Snyder recused themselves and left the call until after the vote for Agenda Item No. 5.A.

- (5) **SPECIAL ORDER OF BUSINESS:**

- (A) **Authorize Ratification of a Memorandum of Understanding with Union Coalition Bargaining Units and Associated Actions** **[08:18 Minutes Mark on the Audio Recording]**

General Manager Denis Mulligan presented the staff report, and outlined the recommendation. He stated the majority of bargaining units had already voted to accept the proposal and many more plan to vote today.

[Director Arnold arrived.]

He reviewed other terms of the tentative agreement, which include:

- (1) Increase the payment to active employees who opt out of District health insurance coverage from \$400 per month to \$500 per month.
- (2) Increase the reimbursement amount for purchasing or repairing work boots to employees who are required by the District to wear work boots from \$100 per year to \$450 over three years.
- (3) Increase the clothing allowance given to deckhands and vessel masters by \$10 and allow them to use this money to purchase safety shoes.

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- (4) Permit employees to punch in and out via the Kronos app on their personal devices, within an approximate 30-foot radius of a working Kronos time clock.
- (5) Pursuant to Bay Area Air Quality Management District Regulation 14, Rule 1 and federal IRS regulations, implement a commuter benefits program that allows employees to pay for transportation and parking costs on a pre-tax basis.
- (6) As a clarification to the May 2021 CalPERS Agreement, reimburse employees for expenses incurred prior to October 1, 2021 with employees' pre-existing HRA funds under the same rules used before the May 2021 CalPERS Agreement (i.e. IRS Code 213(d) expenses, and deductibles, co-pays, and co-insurance for medical, dental and vision care). Starting October 1, 2021, expenses eligible for reimbursement with HRA funds are limited to deductibles, co-insurance and co-pays (medical and prescription). Vision and dental expenses and other 213(d) expenses are not reimbursable.
- (7) Implementing revised union security language to comply with Janus v. AFSCME, 138 S. Ct. 2448 (2018).

He expressed appreciation for the Union Coalition leadership and employees for helping the involved parties to reach this agreement.

Directors RABBITT/GARBARINO

Resolution No. 2021-075 authorizes ratification of a short term Memorandum of Understanding with the Union Coalition bargaining units, which provides for a 2.5% wage increase and a \$500 stipend per employee, effective the pay period in which each bargaining unit ratifies the MOU, with the understanding that for the wage increase to apply in the current pay period, Coalition bargaining units must notify the District of ratification by 5 p.m. on October 1, 2021. The MOU will expire on January 31, 2022.

Adopted

AYES (11):	Directors Arnold, Fredericks, Garbarino, Hill, Mastin, Rabbitt, Rodoni and Stefani; Second Vice President Cochran; First Vice President Theriault; President Pahre.
NOES (0)	None.
ABSENT (6):	Directors Conroy, Giudice, Grosboll, Hernández, Melgar and Snyder.

President Pahre expressed appreciation for the efforts of all involved with reaching agreement.

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Mr. Mulligan reported that he had received an email from Mr. Giudice that stated he had been disconnected from the call, and had he been present he would have voted Aye to ratify the MOU.

Secretary of the District Ko-Wong stated that it appeared that President Pahre had been disconnected from the call. She asked First Vice President Theriault to step in to continue the meeting.

First Vice President Theriault pointed out that the Board had 11 votes to approve the item. He expressed appreciation for all involved in reaching agreement. He noted that reaching a labor agreement is usually not a simple matter. He pointed out that there were many other terms to the tentative agreement, and it took time to reach agreement on those items.

President Pahre returned to the call and explained she had encountered a technical issue and she asked First Vice President Theriault to continue to lead the meeting.

(6) NEW BUSINESS:

There was no New Business to discuss.

(7) ADJOURNMENT: [19:12 Minutes Mark on the Audio Recording]

All business having been concluded Directors COCHRAN/HILL moved and seconded that the meeting be adjourned at 8:50 a.m.

Carried

Respectfully submitted,

Amorette M. Ko-Wong
Secretary of the District

AMK:EIE:tnm

AGENDA ITEM NO. 5.B.

**RATIFICATION OF PREVIOUS ACTIONS BY THE AUDITOR-CONTROLLER
FINANCE-AUDITING COMMITTEE OF OCTOBER 21, 2021**

(B) Ratification of Previous Actions by the Auditor-Controller:

(1) Staff Report

The previous actions by the Auditor-Controller were presented to the Finance-Auditing Committee for approval at the meeting of October 21, 2021. The staff report can be found on the District's web site at <https://www.goldengate.org/district/board-of-directors/meeting-documents>.

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