

January 18, 2022

ATTORNEY'S REPORT



Board of Directors
Golden Gate Bridge, Highway
and Transportation District

President Theriault 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 6, 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 Kronos software agreement; the agreement for ERP implementation consultation services; the Marin Parking Authority joint powers agreement; the agreement for customer research for strategic planning services; the EJ Ward system upgrade agreement; the agreement for pre-employment background screening; and, the amendment to the agreement for mobile drug and alcohol testing services.
- **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; intellectual property matters; the FTA Title VI RFI; strategic planning; 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 on-going impacts on District operations and personnel; and, conducting committee and Board meetings in the on-going COVID environment.
- **Financial Matters:** Provided advice and assistance to District staff related to various matters, including the FTA triennial review; cyber security insurance; the amendment to the agreement for ePayables services; and, the RFP for external audit services.
- **Labor Negotiations:** Assisted staff with on-going negotiations.

Bridge Division:

- **Suicide Deterrent Project:** Provided assistance and advice to Engineering Department staff in connection with on-going contractor and claim issues; the RFQ for maintenance traveler system fabrication shop inspection services; the sound mitigation/singing bridge project; and, consultant agreement amendments.

- 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 main cable access system consultant agreement; and, 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 Hastus contract; the MCTD paratransit and local services contracts; the Genfare software system upgrade agreement; the amendments to the agreements for bus shelter advertising and exterior bus advertising services; the RFQ for professional land surveying for Santa Rosa bus facility resurfacing project; the amendment to the agreement for bus shelter maintenance; the RFQ for tree removal services at the Fairfax turnaround; 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 the IFB for scheduled drydocking and capital improvements for the M.S. Marin; the change order for M.V. Del Norte drydocking; and, the M.S. Marin vector control upgrades.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with: ferry service to Angel Island and to Tiburon; the amendment to the agreement for ferry facilities improvements for Larkspur, Sausalito and San Francisco ferry terminal facilities; the amendment to the agreement for collection of parking fees at the Larkspur ferry terminal; the RFP for on-call inspection and service of inflatable buoyance apparatus and marine evacuation system; the amendment to the agreement for Sausalito ferry terminal repairs; vessel replacement project; and, the amendment to the agreement for ferry advertising services.

Sincerely,


Kimon Manolius