

June 15, 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 May 9, 2022, 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 Marin Parking Authority joint powers agreement; the amendment to the agreement for interim temporary staffing services; the Kronos agreement for time and attendance scheduling; the end user license and maintenance agreements for INIT software; the amendment to the agreement for electronic records management; the amendment to the agreement for mobile drug and alcohol testing services; and, the agreement for commuter benefits program services.
- District Division Matters: Provided assistance to staff in connection with the review of documents and preparation of responses to Public Records Act requests; intellectual property matters; the local hiring preferences program; the Clipper Amendment and Restated MOU; cybersecurity standards; 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 agreement for COVID-19 testing services; and, conducting committee and Board meetings in the ever-changing COVID environment.
- Financial Matters: Provided advice and assistance to District staff related to various matters, including the FTA triennial review; and, the agreement for actuarial services.
- Labor Negotiations: Assisted staff with on-going negotiations with the ATU and the Coalition.

Bridge Division:

- Suicide Deterrent Project: Provided assistance and advice to Engineering Department staff in connection with on-going contractor and claims issues; and, the IFB for aluminum clip fabrication for “singing bridge” remediation.

- All Electronic Tolling Litigation: Provided defense and opposition to class action certification in the *Kelly/ Kendrick/ Montgomery* lawsuits, which concern the District's alleged improper sharing of information with the Department of Motor Vehicles and the class action plaintiffs' claim for improper penalties; briefed and argued a motion for judgment on the pleadings in the new Gregorio class action; attended to Conduent's duty to defend and indemnify the District under the 2003 and 2013 BATA contracts.
- Bridge Division Matters/Procurement: Provided assistance in connection with various Bridge Division matters, including the agreement for 3M certified instructor competent person training; legislative matters; the toll plaza administration building elevator repairs and improvements project; and, matters related to the toll gantry project.

Bus Division:

- Bus Division Matters/Procurement: Provided assistance and advice in connection with various Bus Division matters, including: the MOU with College of Marin for the bus operator apprenticeship program; the regional DMV licensing contract; the Marin County Transit District fixed route and paratransit services contracts; 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 multi-vessel refurbishment project; the contract for on-call engineering services; and, the contract for the M.S. San Francisco and M.S. Sonoma scheduled and capital improvements project.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with: the agreement for ferry ticking services for Giants games; the amendment to the Vivalon shuttle bus services agreement; the Larkspur ferry terminal dredging project; the contract for San Francisco ferry terminal inner/outer berth repairs; the amendment to the agreements for Sausalito ferry terminal repairs project; the ferry concession services agreement; and, the vessel replacement project, including procurement strategy and agreement for engineering and details design services.

Sincerely,


Kimon Manolius