

September 22, 2022



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

Assembly Bill 361, signed by the Governor of the State of California on September 16, 2021, amends the Ralph M. Brown Act to allow Board members, staff and the public to participate remotely in meetings, without complying with traditional teleconference meeting rules.

**These minutes are supplemented by the video recording that is posted online at:
<https://www.youtube.com/user/goldengatedistrict>.**

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) met in regular session held virtually/remotely on Thursday, September 22, 2022, at 9:03 a.m., Chair Garbarino presiding.

- (1) **Call to Order:** 9:03 a.m. **[0:03 Minutes Mark on the Video Recording]**
- (2) **Roll Call:** Secretary of the District Amorette M. Ko-Wong.

Committee Members Present (9): Chair Garbarino; Vice-Chair Mastin; Directors Cochran, Conroy, Hernández, Pahre, Rabbitt and Thier; President Theriault.

Committee Members Absent (0): None.

Other Directors Present (4): Directors Grosboll, Hill, Rodoni and Snyder.

Committee of the Whole Members Present (13): Directors Conroy, Garbarino, Grosboll, Hernández, Mastin, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Theriault.

Committee of the Whole Members Absent (3): Directors Arnold, Giudice, and Stefani.

[Note: On this date, there were three 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 Madeline Chun and Kimon Manolius; Deputy General Manager/Bridge Division David

**BUILDING AND OPERATING COMMITTEE/COMMITTEE OF THE WHOLE
SEPTEMBER 22, 2022/PAGE 2**

Rivera; Deputy General Manager/Bus Transit Division Mona Babauta; Deputy General Manager/Administration and Development Kellee Hopper; Director of Engineering and Maintenance/Ferry Division Michael Hoffman; 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.

[Director Conroy arrived.]

(3) Approve Actions Relative to the Golden Gate Bridge Physical Suicide Deterrent System Project [03:13 Minutes Mark on the Video Recording]

District Engineer Ewa Bauer-Furbush presented the staff report. She spoke about the contract administration rules that govern the project's grant funding sources.

[10:01 Minutes Mark on the Video Recording]

Directors Pahre, Hernández and Snyder expressed appreciation for the report.

Director Pahre inquired about the project and possible future budget increases.

Director Grosboll commented about the progress being made on the Suicide Deterrent System and stated that the cost increases were in line with earlier projections. He expressed support for the item.

Director Rabbitt also expressed support for the item, and observed that staff have provided an increased level of oversight of the contractor. He inquired about changes to the pace of work, claims and change orders.

Director Hernández inquired about the benefits of adding additional time to the contracts.

Director Snyder inquired about a contract clause that could allow the District to recoup costs related to the contractor's delays.

Ms. Bauer-Furbush responded to the Director's inquiries. She said that the contractor is increasing the pace of the work and seems more efficient. She estimated that the contractor is installing about 100 feet of net per day. She stated that the contractor has difficulties with work organization, and as a result, they have to redirect workers to other tasks when they do not have materials to continue with a task. She clarified staff's involvement to mitigate these occurrences. She explained that the contractor, Shimmick Construction Company Inc./Danny's Construction Company LLC, a Joint Venture (Shimmick), has undergone its third ownership change and under the new ownership, they have filed an increased amount of claims. Mr. Mulligan added that Oroco Capital is the new owner of Shimmick, and District staff are carefully reviewing the claims to identify those with merit. He confirmed that the District has a well-constructed contract, and the project team is pursuing the legal and financial remedies that are available.

(a) Action by the Committee

Staff recommended and the Committee concurred by motion made and seconded by **Directors RABBITT/THIER** 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 approve the following actions relative to the *Golden Gate Bridge Physical Suicide Deterrent System Project* (Project #1526):

- (i) Authorize a \$4,637,000 increase in the project budget to finance, through approximately December 2023, the contract administration and construction engineering by District's Engineering staff;
- (ii) Authorize execution of the Third Amendment to Professional Services Agreement No. 2018-B-07, *Golden Gate Bridge Physical Suicide Deterrent System and Wind Retrofit Construction Scheduling and Claim Review Services*, with Secretariat International, Manhattan Beach, CA, in an amount not-to-exceed \$1,542,000, for continuation of expert construction scheduling and estimating and claim evaluation services through approximately December 2023;
- (iii) Authorize execution of the Third Amendment to Professional Services Agreement No. 2018-B-084, *Golden Gate Bridge Physical Suicide Deterrent Field Inspection Support Services*, with Summit Associates, Concord, CA, in an amount not-to-exceed \$2,127,000, for continuation of field inspection services through approximately December 2023; and,
- (iv) Authorize an increase in the amount of \$8,306,000 in the FY 2022/23 Bridge Division Capital Budget for Project #1526, to be financed with District reserves, for a revised total Project #1526 budget of \$214,938,868.

This matter will be presented to the Finance-Auditing Committee at its meeting of September 22, 2022, for concurrence.

**Action by the Board at its meeting of September 23, 2022 – Resolution
Refer to Finance-Auditing Committee meeting of September 22, 2022**

AYES (13): Directors Conroy, Garbarino, Grosboll, Hernández, Mastin, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Theriault.

NOES (0): None.

ABSENT (3): Directors Arnold, Giudice and Stefani.

- (4) Approve Actions Relative to Award of Sole Source Contract No. 2022-F-084, California Air Resource Board (CARB) Compliant Tier 4 Diesel Engines, to Pacific**

Power Group [25:19 Minutes Mark on the Video Recording]

Director of Engineering and Maintenance/Ferry Division Michael Hoffman presented the staff report. He stated that hybrid and electric propulsion engines are not yet feasible for the *M.S. Marin* and *M.S. San Francisco* ferries.

[29:31 Minutes Mark on the Video Recording]

Director Hill inquired about the expected life of the engines according to the Department of Transportation.

President Theriault expressed appreciation for the information about the hybrid and electric propulsion systems.

Mr. Mulligan responded to the Directors' inquiries. He stated that the Federal Transit Administration (FTA) does not have criteria for how long engines must be utilized before replacement. He said the District could replace the diesel engines with electric engines when the technology is feasible.

(a) Action by the Committee

Staff recommended and the Committee concurred by motion made and seconded by **Directors COCHRAN/RABBITT** 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 approve actions relative to the award of Sole Source Contract No. 2022-F-084, *CARB Compliant Tier 4 Diesel Engines*, to Pacific Power Group as follows:

- (i) Approve award of sole source Contract No. 2022-F-084 to Pacific Power Group of Kent, WA, in the amount of \$3,505,727, inclusive of tax, for four engines; and,
- (ii) Authorize a contract contingency of \$175,286 to cover unforeseen materials or service necessary to preserve and store the four engines.

Action by the Board at its meeting of September 23, 2022 – Resolution

AYES (13): Directors Conroy, Garbarino, Grosboll, Hernández, Mastin, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran. President Theriault.

NOES (0): None.

ABSENT (3): Directors Arnold, Giudice and Stefani.

(5) Status Report from Board Appointee(s) on Sonoma-Marín Area Rail Transit Board [32:42 Minutes Mark on the Video Recording]

**BUILDING AND OPERATING COMMITTEE/COMMITTEE OF THE WHOLE
SEPTEMBER 22, 2022/PAGE 5**

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

[37:36 Minutes Mark on the Video Recording]

Director Hill expressed appreciation for the wayfinding from the SMART train station to the Larkspur Ferry Terminal, and inquired about the wayfinding in the reverse direction.

Directors Rabbitt and Pahre responded to the Director's inquiry, and confirmed that the wayfinding works in both directions.

(6) Status Report on Engineering Projects [39:18 Minutes Mark on the Video Recording]

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

[39:40 Minutes Mark on the Video Recording]

Director Mastin expressed appreciation for the status report and its attachments. He inquired about the completion of the toll equipment installation plan and timeline for the work.

Ms. Bauer-Furbush responded to the Director's inquiry, and indicated that the project may take another two years.

(7) Public Comment

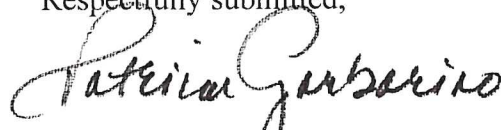
There was no public comment.

(8) Adjournment [43:56 Minutes Mark on the Video Recording]

All business having been concluded, Directors RABBITT/MASTIN moved and seconded that the meeting be adjourned at 9:48 a.m.

Carried

Respectfully submitted,



Patricia Garbarino, Chair
Building and Operating Committee

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