

Date Issued: February 24, 2023



SUMMARY OF ACTIONS
BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023

Resolution No. 2023-013 (February 23, 2023 meeting of the Finance-Auditing Committee)

Ratifies actions taken by the Auditor-Controller, as follows:

- (1) Ratifies Commitments and/or Expenditures;
- (2) Ratifies previous investments;
- (3) Authorizes investments; and,
- (4) Accepts the "Investment Report" for January 2023.

Resolution No. 2023-014 (February 23, 2023 meeting of the Building and Operating Committee)

Approves award of Contract No. 2022-B-084, *Suicide Deterrent System Rescue Training Net*, to Valentine Corporation of San Rafael, CA, in the amount of \$487,505; establishes a construction contingency for Contract No. 2022-B-084 in the amount of \$73,126, equal to 15% of the contract award amount; and, increases the Fiscal Year 2022/2023 Bridge Division Capital Budget for Project #2321, *Suicide Deterrent System Rescue Training Net*, in the amount of \$101,169, in concurrence with the Finance-Auditing Committee, and as detailed in the staff report.

Resolution No. 2023-015 (February 23, 2023 meeting of the Building and Operating Committee)

Authorizes execution of the First Addendum to the Sixth Amendment to Professional Services Agreement No. 2011-B-2, *Golden Gate Bridge Physical Suicide Deterrent System*, with HNTB Corporation, in an amount not-to-exceed \$66,000, for engineering support services during construction of the rescue net; and establishes a 10% contingency for the Addendum in the amount of \$6,600, and as detailed in the staff report.

Resolution No. 2023-016 (February 23, 2023 meeting of the Building and Operating Committee)

Approves award of Contract No. 2022-B-104, *Golden Gate Bridge Toll Plaza Administration Building Door and Window Rehabilitation*, to Pinguelo Construction of Fairfield, CA, in the amount of \$220,000, and establishes a construction contingency for Contract No. 2022-B-104 in the amount of \$33,000, equal to 15% of the contract award amount, as detailed in the staff report.

Resolution No. 2023-017 (February 23, 2023 meeting of the Building and Operating Committee)

Authorizes execution of the Seventh Amendment to Professional Services Agreement No. 2018-B-075, *Golden Gate Bridge Physical Suicide Deterrent System and Wind Retrofit, Suicide Deterrent Net System Fabrication Shop Inspection Services*, with David Engineering, LLC, for continuation of the suicide deterrent net system fabrication inspection services through December 2023, in an amount not to exceed \$94,000, and, increase the Fiscal Year 2022/2023 Bridge Division Capital Budget for Project #1526, *Golden Gate Bridge Suicide Deterrent System Construction*, in the amount of \$94,000, in concurrence with the Finance-Auditing Committee, and as detailed in the staff report.

Summary of Actions of the Board of Directors
Meeting of February 24, 2023/Page 2

Resolution No. 2023-018 (February 23, 2023 meeting of the Finance-Auditing Committee)

Approves renewal of the District's Marine Insurance Program, as detailed in the staff report, relative to the District's Protection and Indemnity exposures, Hull and Machinery exposure, Vessel Pollution exposures, Marine General Liability exposures, as well as the Excess Marine General Liability Insurance program, for a renewal package totaling \$914,908, effective February 20, 2023.

Resolution No. 2023-019 (February 24, 2023 meeting of the Transportation Committee)

Adopts the findings of the Title VI equity analysis, as attached to and detailed in the staff report, for the establishment of Route 114 as regular service, and adopts the Route 114 as regular Golden Gate Transit service.

Resolution No. 2023-020 (February 24, 2023 meeting of the Board of Directors)

Adopts a resolution in accordance with Assembly Bill 361, finding that the proclaimed state of emergency impacts the ability to meet safely in person, as detailed in the staff report.

Resolution No. 2023-021 (February 24, 2023 meeting of the Board of Directors)

Terminates the suspension of Board procedural rules and policies for COVID-19 related emergency actions and to delegate to the General Manager the authority to make transit service level adjustments through March 1, 2024.



Amorette M. Ko-Wong, Secretary of the District

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-013

**RATIFY PREVIOUS ACTIONS BY THE AUDITOR-CONTROLLER AND ACCEPT
THE INVESTMENT REPORTS FOR JANUARY 2023
AS PREPARED BY PUBLIC FINANCIAL MANAGEMENT**

February 24, 2023

WHEREAS, the Auditor-Controller and the Finance-Auditing Committee, at its meeting of February 23, 2023, has so recommended; now, therefore, be it

RESOLVED, that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District had no commitments and/or expenditures to ratify for the period of January 1, 2023 through January 31, 2023; and be it further

RESOLVED, that the Board ratifies investments made during the period January 17, 2023 through February 13, 2023; and be it further

RESOLVED, that the Board hereby authorizes the reinvestment, within the established policy of the Board, of any investments maturing between February 13, 2023 and March 13, 2023, as well as the investment of all other funds not required to cover expenditures which may become available; and be it further


RESOLVED, that the Board hereby accepts the Investment Report for January 2023, as prepared by Public Financial Management and included in the staff report.

ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

AYES (16): Directors Conroy, Dorsey, Garbarino, Giudice, Grosboll, Hernández, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Thériault.
NOES (0): None.
ABSTENTION (1): Director Engardio.
ABSENT (2): Director Safaí and Stefani.


Michael Thériault
President, Board of Directors

ATTEST:


Amorette M. Ko-Wong
Secretary of the District

Reference: February 23, 2023, Finance-Auditing Committee, Agenda Item No. (3)
<https://www.goldengate.org/assets/1/25/2023-0223-financecomm-no3-ratofaction.pdf>

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GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-014

APPROVE ACTIONS RELATIVE TO AWARD OF CONTRACT NO. 2022-B-084,
SUICIDE DETERRENT SYSTEM RESCUE TRAINING NET,
TO VALENTINE CORPORATION

February 24, 2023

WHEREAS, the Golden Gate Bridge, Highway and Transportation District (District) is currently proceeding with the construction of the Golden Gate Bridge Physical Suicide Deterrent System Project (SDS Project);

WHEREAS, staff reached out to representatives from the Southern Marin Fire Department, the San Francisco Fire Department, the California Highway Patrol and the United States Coast Guard to develop a coordinated bridge net rescue plan which includes construction of a rescue training net constructed at the Southern Marin Fire Department's training tower in Mill Valley to facilitate the development of different rescue techniques and to aid in the training of rescue and law enforcement personnel;

WHEREAS, staff originally anticipated that the construction of the rescue training net would be procured through a contract change order to construction Contract No. 2016-B-1, *Golden Gate Bridge Physical Suicide Deterrent System and Wind Retrofit Projects*, but attempts to negotiate contract change order prices with the contractor have failed, therefore, on August 26, 2022, the Board of Directors, by Resolution No. 2022-071, approved the establishment of Project #2321, *Suicide Deterrent System Rescue Training Net* in the Fiscal Year 2022/2023 Bridge Division Capital Budget;

WHEREAS, on October 25, 2022, the bid solicitation documents were posted to Bonfire, the District's public procurement portal, and advertised several times, but by the December 6, 2022 submission deadline, no bids were received;

WHEREAS, on December 20, 2022, the bid solicitation was re-advertised and by the January 24, 2023 submission deadline, two bids were received, opened and publicly read by the District;

WHEREAS, the Engineering staff, Disadvantaged Business Enterprise (DBE) Program Administrator and Attorney evaluated the bids and determined that Valentine Corporation of San Rafael, CA, with a bid price of \$487,505, is the lowest responsive and responsible bidder;

WHEREAS, a Small Business Enterprise (SBE) contract-specific goal of 9.2% was established for this contract, and the DBE Program Administrator has determined that Valentine Corporation has complied with the DBE/SBE Program requirements applicable to this contract and anticipates SBE participation of approximately 83.8% during the performance of this contract; and

RESOLUTION NO. 2023-014
BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023
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WHEREAS, the Building and Operating Committee has so recommended, and the Finance-Auditing Committee has concurred, at their meetings of February 23, 2023; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District hereby approves the award of Contract No. 2022-B-084, *Suicide Deterrent System Rescue Training Net*, to Valentine Corporation of San Rafael, CA, in the amount of \$487,505; and be it further


RESOLVED that Board hereby approves the establishment of a construction contingency for Contract No. 2022-B-084 in the amount of \$73,126, equal to 15% of the contract award amount; and be it further

RESOLVED that Board hereby authorizes an increase in the amount of \$101,169 in the Fiscal Year 2022/2023 Bridge Division Capital Budget for Project # 2321, *Suicide Deterrent System Rescue Training Net*, for a revised total project budget of \$925,169.

ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

AYES (17):	Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Thériault.
NOES (0):	None.
ABSENT (2):	Directors Safaí and Stefani.


Michael Thériault
President, Board of Directors

ATTEST: 
Amorette M. Ko-Wong
Secretary of the District

Reference: February 23, 2023, Building and Operating Committee, Agenda Item No. (3)
<https://www.goldengate.org/assets/1/25/2023-0223-bocomm-no3-appawardrescuenetvalentine.pdf>

GOLDEN GATE BRIDGE HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-015

**APPROVE ACTIONS RELATIVE TO PROFESSIONAL SERVICES AGREEMENT
NO. 2011-B-2, *DESIGN SERVICES FOR THE GOLDEN GATE BRIDGE PHYSICAL
SUICIDE DETERRENT SYSTEM, WITH HNTB CORPORATION***

February 24, 2023

WHEREAS, the Golden Gate Bridge, Highway and Transportation District (District) is currently proceeding with the construction of the Golden Gate Bridge Physical Suicide Deterrent System Project (SDS Project);

WHEREAS, by Resolution No. 2011-059, the Board of Directors authorized execution of a Professional Services Agreement (PSA), PSA No. 2011-B-2, with HNTB Corporation (HNTB), to design and prepare construction bid documents for the *Golden Gate Bridge Physical Suicide Deterrent System Project*;

WHEREAS, by Resolution No. 2014-082, the Board of Directors authorized execution of the Sixth Amendment to PSA No. 2011-B-2 with HNTB to design the rescue training net to be installed on the training tower at the Southern Marin Fire Department facility;

WHEREAS, consistent with established engineering practice, and as referenced in the PSA, HNTB is uniquely qualified and capable to perform the design engineering support services during construction of the rescue training net;

WHEREAS, staff has determined that HNTB's not to-exceed price of \$66,000 is reasonable based on the scope of work, historic costs for engineering support services provided by consultants to other similar projects, and consistent with HNTB's cost for its design services; and

WHEREAS, the Building and Operating Committee, at its meeting of February 23, 2023, has so recommended; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District hereby authorizes execution of the First Addendum to the Sixth Amendment to Professional Services Agreement (PSA) No. 2011-B-2, *Golden Gate Bridge Physical Suicide Deterrent System*, with HNTB Corporation, in an amount not-to-exceed \$66,000, for engineering support services during construction of the rescue training net; and be it further

RESOLVED that the Board hereby approves the establishment of a 10% contingency for the First Addendum to the Sixth Amendment to PSA No. 2011-B-2 in the amount of \$6,600; and be it further

RESOLVED that these actions are conditioned upon award of construction Contract 2022-B-084, *Suicide Deterrent System Rescue Training Net*, and approval of the revised FY 22/23 Bridge Division Capital Budget for Project #2321, *Suicide Deterrent System Rescue Training Net*, to provide sufficient funds to finance these costs.

RESOLUTION NO. 2023-015

BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023

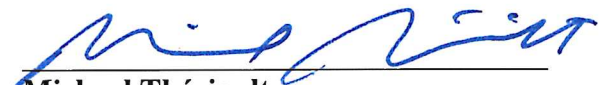
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ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:


AYES (16): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni and Snyder; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (3): Directors Safaí, Stefani and Thier.



Michael Thériault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

Reference: February 23, 2023, Building and Operating Committee, Agenda Item No. (4)
<https://www.goldengate.org/assets/1/25/2023-0223-bocomm-no4-apprdsconstrsvchntb.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-016

**APPROVE ACTIONS RELATIVE TO AWARD OF CONTRACT NO. 2022-B-104,
GOLDEN GATE BRIDGE TOLL PLAZA ADMINISTRATION BUILDING DOOR AND
WINDOW REHABILITATION, TO PINGUELO CONSTRUCTION**

February 24, 2023

WHEREAS, the Golden Gate Bridge, Highway and Transportation District's (District) Toll Plaza Administration Building is a reinforced concrete structure, constructed in 1937 and modified multiple times since the original construction, and is the location of the District's administration offices and Board of Directors meetings;

WHEREAS, the Governor of California's State of Emergency will end on February 28, 2023, and in preparation for the resumption of in-person public meetings and employees returning to the office, Engineering staff and its consultant performed assessments of the air flow in the Toll Plaza Administration Building as well as the existing heating and ventilation systems and determined that improvements should be made to reduce the potential for buildup of airborne virus concentrations, including retrofitting a number of the existing fixed window glass panels with operable window glass panels;

WHEREAS, the existing Administration Building front automatic sliding doors are subject to frequent malfunction, have reached their useful life, and require replacement;

WHEREAS, Contract No. 2022-B-104, *Golden Gate Bridge Toll Plaza Administration Building Door and Window Rehabilitation*, was advertised for bids on December 6, 2022, and by the January 10, 2023 bid deadline, the District received two proposals;

WHEREAS, Engineering staff, Disadvantaged Business Enterprise (DBE) Program Administrator and Attorney have evaluated the bids and determined that Pinguelo Construction's bid is responsive to the bid requirements and its pricing for the work is fair and reasonable;

WHEREAS, a Small Business Enterprise (SBE) contract-specific goal of 9.6% was established for this contract, and the DBE Program Administrator has determined that Pinguelo Construction has complied with the DBE/SBE Program requirements applicable to this contract and anticipates SBE participation of approximately 55.9%, including 39.5% DBE participation, during the performance of this contract; and

WHEREAS, the Building and Operating Committee at its meeting of February 24, 2023, has so recommended; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District hereby approves the award of Contract No. 2022-B-104, *Golden Gate Bridge Toll Plaza Administration Building Door and Window Rehabilitation*, to Pinguelo Construction of Fairfield, CA, in the amount of \$220,000; and be it further

RESOLUTION NO. 2023-016
BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023
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RESOLVED that the Board hereby approves the establishment of a construction contingency for Contract No. 2022-B-104 in the amount of \$33,000, equal to 15% of the contract award amount; and be it further

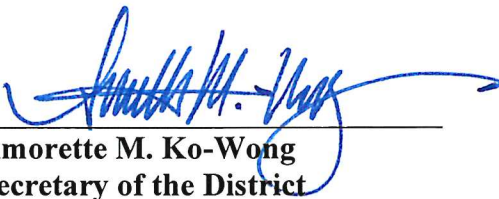
RESOLVED that there is sufficient funding in the Fiscal Year 2022/2023 District Division Capital Budget for Project # 2214, *Facilities Ventilation Assessment, Rehabilitation Improvement Project*, to finance these actions.

ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

AYES (13): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill.
NOES (3): Directors Grosboll and Hernández; President Thériault.
ABSENT (3): Directors Safaí, Stefani and; First Vice President Cochran.


Michael Thériault
President, Board of Directors

ATTEST:


Amorette M. Ko-Wong
Secretary of the District

Reference: February 23, 2023, Building and Operating Committee, Agenda Item No. (5)
<https://www.goldengate.org/assets/1/25/2023-0223-bocomm-no5-admbldgdoorandwindowrehab.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-017

APPROVE ACTIONS RELATIVE TO PROFESSIONAL SERVICES AGREEMENT NO. 2018-B-075, *GOLDEN GATE BRIDGE PHYSICAL SUICIDE DETERRENT SYSTEM AND WIND RETROFIT, SUICIDE DETERRENT NET SYSTEM FABRICATION SHOP INSPECTION SERVICES*, WITH DAVID ENGINEERING, LLC

February 24, 2023

WHEREAS, by Resolution No. 2016-087, the Golden Gate Bridge, Highway and Transportation District (District) Board of Directors (Board) authorized the award of construction Contract No. 2016-B-01, *Golden Gate Bridge Physical Suicide Deterrent System and Wind Retrofit Projects*, to Shimmick Construction Company, Inc./Danny's Construction Company LLC, a Joint Venture;

WHEREAS, the *Golden Gate Bridge Physical Suicide Deterrent System Project (Project #1526)* is mostly funded with monies from the Federal Highway Administration (FHWA) received through the Metropolitan Transportation Commission and Caltrans, and follows the rules and procedures set forth in the California Department of Transportation (Caltrans) Local Assistance Procedures Manual (LAPM) for federally assisted projects;

WHEREAS, in conformance with the LAPM, the District has developed a Construction Contract Administration Plan for the project, which provides that administration and management of the project construction by the District is performed by the Engineering Department staff with the assistance of consultants with expertise in various aspects of construction administration and engineering;

WHEREAS, Contract No. 2016-B-01 specifies a contract completion date of January 12, 2021 and, as has been previously reported to the Committee, the contractor has not progressed the work as required by the contract and has informed the District that it will not complete the installation of the physical suicide deterrent system until the end of 2023 and will not complete the remaining work until mid-2026;

WHEREAS, as a result of the delay in construction completion, Engineering staff and consultant support services costs will increase;

WHEREAS, of immediate concern is the budget for Professional Services Agreement (PSA) No. 2018-B-075, *Golden Gate Bridge Physical Suicide Deterrent Net System Fabrication Shop Inspection Services*, with David Engineering;

WHEREAS, the net fabricator has completed fabricating approximately 80% of the total net quantity and the current PSA has enough funds to allow quality assurance inspections to continue through the end of March 2023; however, in order to continue quality assurance inspections of the remaining suicide deterrent net system fabrication through December 2023, the Seventh Amendment to the PSA with David Engineering to authorize additional compensation is necessary;

RESOLUTION NO. 2023-017

BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023

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WHEREAS, as reported to the Building and Operating Committee at its September 22, 2022, meeting, the additional time of construction was estimated to increase the cost of contract administration and construction engineering efforts of Engineering staff and consultants as well as additional California Highway Patrol traffic control support services and National Park Service permit fees by \$25,488,717 by November 2024; and

WHEREAS, the Building and Operating Committee, and the Finance-Auditing Committee, at their meetings of February 23, 2023, have so recommended; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District) hereby authorizes execution of the Seventh Amendment to Professional Services Agreement (PSA) No. 2018-B-075, *Golden Gate Bridge Physical Suicide Deterrent Net System Fabrication Shop Inspection Services*, with David Engineering, LLC., Chicago, IL, in an amount not to exceed \$94,000 for continuation of the suicide deterrent net system fabrication inspection services through December 2023; and be it further

RESOLVED that the Board hereby authorizes an increase in the amount of \$94,000 in the Fiscal Year 2022/2023 Bridge Division Capital Budget for Project #1526, *Golden Gate Bridge Suicide Deterrent System Construction*, to be funded from District reserves, for a revised total Project #1526 budget of \$215,032,868.


ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

AYES (17): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (2): Directors Safaí and Stefani.


Michael Thériault
President, Board of Directors

ATTEST: 
Amorette M. Ko-Wong
Secretary of the District

Reference: February 23, 2023, Building and Operating Committee, Agenda Item No. (6)
<https://www.goldengate.org/assets/1/25/2023-0223-bocomm-no6-apprsdshopinspecdavideng.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-018

APPROVE RENEWAL OF THE MARINE INSURANCE PROGRAM

February 24, 2023

WHEREAS, the District's Marine Insurance Program, which renews on February 20, 2023, covers the vessels, crew, and marine terminal liability;

WHEREAS, USI Insurance Services, the District's marine insurance broker, marketed the District's marine renewal needs to the world market;

WHEREAS, the total cost for renewal of the 2023 Marine Insurance Program based upon the recommended quotes detailed in the staff report, is \$914,936;

WHEREAS, the Finance-Auditing Committee, at its meeting of February 23, 2023, has so recommended; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District hereby approves renewal of the Golden Gate Bridge, Highway and Transportation District's (District) Marine Insurance Program, effective February 20, 2023, with a renewal package totaling \$914,936, as follows:

1. Renew Protection & Indemnity coverage with the Steamship Mutual Protection and Indemnity Club for a one-year term, with a limit of \$1 billion for each occurrence/annual aggregate in excess of a per occurrence deductible of \$55,000 and annual aggregate deductible of \$350,000 for a total premium of \$489,402;
2. Renew Hull & Machinery, Increased Value and War coverage including Terrorism and Risk Insurance Act (TRIA) coverage with Travelers and The Hartford and Liberty for a one-year term, with insured hull limits per attached addendum in excess of a \$200,000 deductible for a total premium of \$279,339;
3. Bind Vessel Pollution Liability coverage with Great American for a one-year term, with a limit of \$5 million for a total premium of \$6,920;
4. Renew Marine General Liability coverage with Liberty Mutual for a one-year term, with a limit of \$1 million occurrence and \$2 million aggregate, in excess of a per occurrence deductible of \$10,000 for a total premium of \$26,775; and,
5. Bind Excess Marine General Liability Insurance program with Aegis, Beazley, Convex, CNA Hardy, Canopus, Axis, AIG, Markel, Antares, et al. for a one-year term with a liability limit of \$50 million for each occurrence/annual aggregate in excess of a \$10,000 self-insured retention (SIR) for a total premium of \$112,500; and, be it further

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BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023
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RESOLVED that the requisite funds in the amount of \$914,936 are available in the FY 22/23 Ferry Division Operating Budget and that requisite funds will be budgeted in the FY 23/24 Ferry Division Operating Budget.

ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

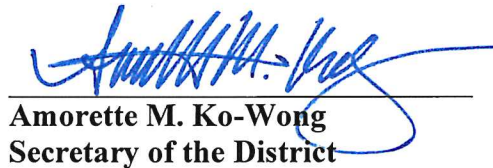
AYES (16): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (3): Directors Mastin, Safaí and Stefani.


Michael Thériault
President, Board of Directors

ATTEST:


Amorette M. Ko-Wong
Secretary of the District

Reference: February 23, 2023, Finance-Auditing Committee, Agenda Item No. (6)
<https://www.goldengate.org/assets/1/25/2023-0223-financecomm-no6-apprenewalmarineinsprogram1.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-019

**ADOPT TITLE VI EQUITY ANALYSIS FINDINGS RELATIVE TO GOLDEN GATE
TRANSIT ROUTE 114, AND APPROVE ROUTE 114 AS A REGULAR GOLDEN GATE
TRANSIT SERVICE ROUTE**

February 24, 2023

WHEREAS, Title VI of the Civil Rights Act of 1964 (Title VI) prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving federal financial assistance;

WHEREAS, on October 1, 2012, the Federal Transit Administration (FTA) issued guidelines to assist transit agencies in complying with Title VI, which ensures that public services, including transportation, are provided in a nondiscriminatory manner;

WHEREAS, the Title VI policy approved by the Golden Gate Bridge, Highway and Transportation District's (District) Board of Directors (Board) requires the District to conduct a Title VI equity analysis for any demonstration or pilot project lasting longer than one year that qualifies as a major service change under the District's Major Service Change Policy;

WHEREAS, on March 21, 2022, the District began pilot service on Route 114, a commuter bus service between Mill Valley and San Francisco that closely replicates the Route 4 alignment, which had been discontinued via emergency action in December 2020 in response to low ridership resulting from the COVID-19 pandemic;

WHEREAS, as detailed in the staff report, the Route 114 service was implemented in response to requests from the public to reinstate Mill Valley to San Francisco commute service and also added service to Marin City, which was not previously served by Route 4, to provide greater transit access to the low-income and minority populations of this area;

WHEREAS, Route 114 has been well utilized with 231 average daily boardings in the fall of 2022;

WHEREAS, March 21, 2023 will mark the one-year anniversary of service operation on Route 114, and FTA requires a Title VI equity analysis for the service to continue;

WHEREAS, as further detailed in the staff report, an equity analysis was performed, and found that, under the District's Title VI Policies, it appears that the establishment of Route 114 as regular service has a disparate impact on minority riders and a disproportionate burden for low-income riders, as these populations are using the service at disproportionately lower rates;

WHEREAS, the equity analysis also found that, despite the apparent disparate impact and disproportionate burden findings, the District has a legitimate business justification for continuing to provide Route 114 service, as it supports the District's goal of managing traffic in the Golden Gate Corridor and providing regional mobility by offering commuters in Mill Valley an alternative to single occupancy vehicles;

RESOLUTION NO. 2023-019

BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023

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WHEREAS, the equity analysis further found that the inclusion of Marin City in the Route 114 routing, with its significant minority and low-income populations, illustrates the District's commitment to enhancing transit services for disadvantaged populations within its service area; and

WHEREAS, the Transportation Committee, at its meeting of February 24, 2023, has recommended that the Board adopt the findings of the Title VI equity analysis for the establishment of Route 114 as regular service and adopt Route 114 as regular Golden Gate Transit service; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District hereby adopts the findings of the Title VI equity analysis for the establishment of Golden Gate Transit Route 114 as regular service; and, be it further

RESOLVED that the Board hereby adopts Route 114 as regular Golden Gate Transit service.

ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

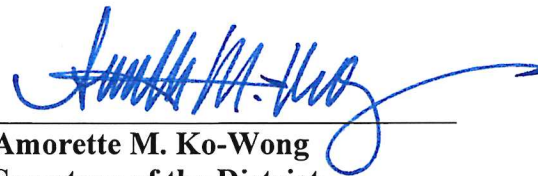
AYES (17): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (2): Directors Safaí and Stefani.



Michael Thériault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

Reference: February 24, 2023, Transportation Committee, Agenda Item No. (4)
<https://www.goldengate.org/assets/1/25/2023-0224-transcomm-no4-adoptgtroute114apprtitleviequanalysis.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-020

**FINDING THAT THE PROCLAIMED STATE OF EMERGENCY CONTINUES TO
IMPACT THE ABILITY TO MEET SAFELY IN PERSON**

February 24, 2023

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for a broader spread of COVID-19;

WHEREAS, on March 17, 2020, in response to the COVID-19 pandemic, Governor Newsom issued Executive Order N-29-20, which suspended certain provisions of the Ralph M. Brown Act in order to allow legislative bodies to conduct meetings electronically without a physical meeting place;

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order N-08-21, which specified that Executive Order N-29-20 would expire on September 30, 2021;

WHEREAS, on September 16, 2021, the Governor signed Assembly Bill 361 into law as urgency legislation that goes into effect on October 1, 2021, amending Government Code Section 54953 of the Brown Act to allow legislative bodies to continue to meet remotely during a proclaimed state of emergency, provided certain conditions are met and certain findings are made; and

WHEREAS, the Governor's proclaimed State of Emergency remains in effect until February 28, 2023, and State and local officials, including the California Department of Public Health and the Department of Industrial Relations, have imposed or recommended measures to promote social distancing.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Board of Directors of the Golden Gate Bridge, Highway and Transportation District has reconsidered the circumstances of the State of Emergency, and finds that:
 - a. The factors triggering the State of Emergency directly impacted the ability of the members of the Board and members of the public to meet safely in person for the month of February; and
 - b. State or local officials continue to recommend measures to promote social distancing.
2. The District will comply with the requirements of Government Code Section 54953(e)(2), when holding Board and committee meetings pursuant to this Resolution.
3. The Board of Directors will not continue reconsideration of the circumstances of the COVID-19 State of Emergency upon the February 28, 2023 sunset of the State of Emergency and no longer needs to adopt such Resolution moving forward.

RESOLUTION NO. 2023-020

BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023

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ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

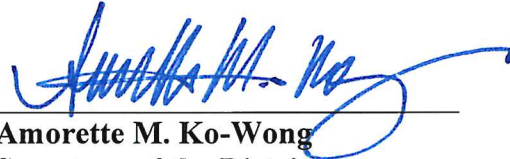
AYES (15): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; President Thériault.

NOES (0): None.

ABSENT (4): Directors Mastin, Safaí and Stefani; First Vice President Cochran.



Michael Thériault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-021

**APPROVE ACTION TO TERMINATE THE SUSPENSION OF BOARD PROCEDURAL
RULES AND POLICIES FOR COVID-19 RELATED EMERGENCY ACTIONS, AND
TO DELEGATE TO THE GENERAL MANAGER THE AUTHORITY TO MAKE
TRANSIT SERVICE LEVEL ADJUSTMENTS THROUGH MARCH 1, 2024**

February 24, 2023

WHEREAS, on March 4, 2020, the Governor of the State of California (Governor) proclaimed a State of Emergency to exist in California as a result of the threat of the COVID-19 outbreak;

WHEREAS, on March 11, 2020, the Director-General of the World Health Organization characterized and declared the global outbreak of COVID-19 as a pandemic, in light of the 13-fold increase of cases outside China, and the tripling of affected countries within the prior two weeks and the anticipated acceleration of the disease throughout the world;

WHEREAS, on March 13, 2020, the President of the United States declared a National Emergency due to the COVID-19 outbreak;

WHEREAS, the Governor issued Executive Order N-25-20 (March 12, 2020) and Executive Order N-29-20 (March 17, 2020), to relieve legislative bodies from certain requirements of the Brown Act in an effort to mitigate the spread of COVID-19 and to facilitate essential government functions;

WHEREAS, on March 16, 2020, the public health officers of seven Bay Area jurisdictions, including the City and County of San Francisco and the County of Marin, issued legal orders directing residents to shelter at home for three weeks beginning on March 17, 2020 through April 7, 2020, limiting activity, travel and business functions for only the most essential needs;

WHEREAS, the impacts of COVID-19, and the shelter at home orders, resulted in a fiscal emergency when Golden Gate Transit bus ridership decreased over 85% and Golden Gate Ferry ridership decreased over 90% and Bridge traffic during the morning commute decreased about 70%; resulting in a drop in combined revenues from Bridge tolls and transit fares of over \$3 million per week, which represented about an 84% decline in the amount of money that the District would normally collect;

WHEREAS, at its March 27, 2020 meeting, the Board of Directors, by Resolution No. 2020-017, authorized the temporary suspension of all Board procedural rules and policies to allow the timely execution of emergency actions during the COVID-19 pandemic, consistent with federal, state, regional and local public health mandates;

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BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023
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WHEREAS, Resolution No. 2020-017 stated the Board would review and consider at each subsequent regularly scheduled meeting, whether to terminate the suspension of Board procedural rules and policies and, on October 17, 2022, Governor Newsom announced that the COVID-19 State of Emergency would end on February 28, 2023;

WHEREAS, on February 3, 2023, the California Division of Occupational Safety and Health's (Cal/OSHA) Emergency Temporary Standards (ETS) were superseded by COVID-19 Prevention Non-Emergency Regulations and, as a result of these actions, it is appropriate for the Board to terminate the delegation of authority to the General Manager to take emergency actions during the COVID-19 pandemic as provided for in Resolution No. 2020-017, as of March 1, 2023;

WHEREAS, during the State of Emergency, District staff continuously monitored ridership levels by adding trips to both Golden Gate Transit Bus and Golden Gate Ferry services in response to increasing demand;

WHEREAS, as ridership shifted and ultimately capacity limits were rescinded, many of the added trips were deleted because they were no longer needed to satisfy ridership demands with staff collaborating and making decisions very quickly to redeploy resources where necessary; and

WHEREAS, in order to quickly respond to ridership demand and shifting community needs, it is therefore recommended that the Board delegate to the General Manager the authority to make transit service level adjustments as necessary and appropriate to address shifting ridership demand and community needs, consistent with federal and state laws, including Federal Transit Administration requirements and Title VI of the Civil Rights Act of 1964, and the District's approved annual budget; and temporarily waive Board Procedural Rules and Policies to effect such delegation of authority; now, therefore, be it

RESOLVED that the Board of Directors of the Golden Gate Bridge, Highway and Transportation District hereby approves actions in response to Governor Newsom's COVID-19 State of Emergency sunset on February 28, 2023 as follows:

1. Terminate the suspension of all Board Procedural Rules and Policies for COVID-19 related emergency actions, effective March 1, 2023;
2. Temporarily waive Board Procedural Rules and Policies that would otherwise apply to transit service level adjustments, through March 1, 2024; and,
3. Delegate to the General Manager authority to make transit service level adjustments as necessary and appropriate to address shifting ridership demand and community needs, consistent with federal and state laws, and the Golden Gate Bridge, Highway and Transportation District's approved annual budget; and be it further

RESOLVED that the General Manager will provide periodic reports to the Board of Directors, at each regularly scheduled Board meeting, regarding any transit service level adjustments.

RESOLUTION NO. 2023-021

BOARD OF DIRECTORS MEETING OF FEBRUARY 24, 2023

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ADOPTED this 24th day of February 2023, by the following vote of the Board of Directors:

AYES (16): Directors Conroy, Dorsey, Engardio, Garbarino, Giudice, Grosboll, Hernández, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Thier; Second Vice President Hill; First Vice President Cochran; President Thériault.


NOES (0): None.

ABSENT (3): Directors Mastin, Safaí and Stefani.



Michael Thériault
President, Board of Directors

ATTEST:



Amorette M. Ko-Wong
Secretary of the District

Reference: February 24, 2023, Board of Directors, Agenda Item No. (10B)
<https://www.goldengate.org/assets/1/25/2023-0224-boardmeeting-no10b-considsuspccovidrelatedemergency.pdf>

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