



Agenda Item No. (6)(B)

**REPORT OF THE ATTORNEY
BOARD OF DIRECTORS
MEETING OF JULY 25, 2025**

President Cochran 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 for the June 14, 2025, meeting of 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 procurement matters including the storm water compliance services amendment; SMART shuttle funding MOU agreement; BIP agreement and designated subrecipient agreement; amendment to radio consultant contract; artificial filming and photography permit agreement; photography license and location agreement; third party administrator for public liability, fleet claims investigation and adjustment services; Citrix and Microsoft professional services proposals; tariff protection and related change orders in contracts; procurement pricing structure; EEO reporting requirement changes; EEO changes and U.S. DOT regarding DBE program matters; force majeure provision applicability to changes in standard agreements; Microsoft Azure purchase order; PFM agreement and compensation structure; ICAP services agreement; transfer program equity analysis; the RFP for janitorial services; the contract for financial advisor and municipal services; the uniform administrative requirements agreement; the inclusion of EEO certificate in engineering procurements; and, revisions to procurement templates based on the new FTA Master Agreement and related Executive Orders.
- District Division Matters: Provided assistance and advice to staff in connection with the FTA triennial review; Cal OSHA exemption language; executive orders, Master Agreement and "Follow the Law" letter matters; Federal T&C (terms & conditions); Pedestrian and Bicycle Committee member appointment issue; Master Ordinance revisions and review; policy regarding banning demonstrators from acquiring a permit after multiple infractions; District templates in line with updated Federal guidance; federal changes to the DBE Program; information security privacy policy modifications; authority to regulate the location of news racks matter; analyze the Vehicle and Streets and Highways Code on whether different treatment of pedestrians and bikes is permissible; film permits; Caltrans letter/certifications and assertions issue; 27 IS policies matter; PBAC membership issues and recruitment; the Brinks matter; draft generative AI use and guidance policy matters; the remote Board meeting participation policy and amending the Rules of the Board; the new procurement manual updates and definition of public works; the SF utility refund for the UCM agreement; counsel letter for FY25/26; proposed Small Business Enterprise (SBE) set aside program; the use of Marin Flood Control property access and use matter; the Boy Scout facility and license agreement tenant matter; Marin Airporter lease agreement amendment and rent matter; security guard services for bus and ferry facilities RFP; and, various Public Records Act request matters.

- Personnel Matters/Labor Negotiations: Assisted staff with the response to a PRA request; sick leave changes; implications of Executive Orders on Equal Employment Opportunity programs; and, the on-going negotiations with labor groups.

Bridge Division:

- Seismic Retrofit Project: Provided assistance and advice to Engineering staff regarding the BIP Caltrans agreement; the draft of legislation exempting the District from Cal OSHA regulations; the suspension bridge seismic retrofit project CMGC amendment; the NPS (National Park Service) seismic special use permit matter; 16th amendment to seismic retrofit phase IIIB suspension bridge and associated design services contract; 2nd amendment to suspension bridge seismic retrofit independent cost estimator services; the insurance and bonding provisions, exceptions and questions matter; physical suicide deterrent system and wind retrofit maintenance traveler system fabrication shop inspection services; and, the amendment to State of California, Department of Conservation, Division of Mines and Geology, Office of Strong Motion Studies PSA.
- Bridge Division Matters/Procurement: Assisted staff regarding review and application of the retention policy; updated tour trip forms; the ballistic helmet memorandum; the battery replacement for the San Rafael Data Center; Securing the Cities (STC) MOU documentation; DMV records matter; the North bike security gate contract; the GM memo updating status and changes to emergency procurements; Bridge emergency electrical work; and, the 2nd amendment to the physical suicide deterrent system and wind retrofit maintenance traveler system fabrication shop inspection services contract.

Bus Division:

- Bus Division Matters/Procurement: Provided assistance and advice in connection with various Bus Division matters, including the RFP for third party administrator for public liability; safety hazard reporting; the PTASP questions and reporting; the Santa Rosa bus lease and new Civil Rights language for FTA contracts; the bus operator handbook review; drug testing data management software agreement; the Safety Committee SOP and rules on near miss program; the Narcan policy and discipline and safety matter; shuttle van ergonomics; the DOT accessibility standards for pedestrian facilities in the public right-of-way matter; and, the draft assault investigation form.
- Labor Negotiations: Provided assistance with ongoing negotiations with the ATU regarding a new contract, the fiscal position of the ATU pension plan, the ATU Trust, and the vote on a one-year contract extension.

Ferry Division:

- Ferry Division Matters/Procurement: Provided assistance and advice to the District staff in connection with various Ferry Division matters, including expressive activity maps; marine gearbox overhaul and rebuild; borescope liners and check valve recession; the PAF for emergency oil spill response; the Mendocino ferry engine failure, emergency repairs, and drydocking contracts; the Park Mobile agreement; the Gate B negotiation and vessel collision matter; Mendocino vessel inspection; the security group matter; extend paid parking hours and docking fees in the ferry parking lot for Master Ordinance matters; R99 fuel quality issues and provision for short term alternative fuel; the wake wash monitor data in Corte Madera Creek; the U.S. Coast Guard's warning letter regarding MV San Francisco; the potential SF warranty claim to MGBW; Board rules for public hearing for map changes in areas allocated for expressive activity; the GM memo on emergency procurements; the agreement for hydraulic cylinder repairs; the trespassing incident at Larkspur ferry; a potential claim regarding vending machine; a potential passenger claim; the

new USCG cyber regulations; the safety analysis contract; Sausalito Ferry Terminal project amendment; 1st amendment to Sausalito Ferry Terminal guide pile emergency assessment; the proposed berth reconfiguration study contract; the generator repair contract; the fuel injector inspection and repair contract; draft RFP for ferry fleet replacement program; gap analysis agreement; drydock IFB and PAFs for sole source repair work; engineering and detailed design services for construction of new-build ferry agreement; new Ferry program/shipyard contract; and, the IFB for MV Napa scheduled drydocking and capital improvements.

- The Larkspur Ferry Terminal (LFT): Assisted staff with the NDA with Aurora and Jacobs regarding ferry service expansion; statements of qualifications (SOQs) for the RFQ/P for the LFT diesel exhaust fluid storage tank and transfer infrastructure design services; engineering design services for LFT storm drain repair facility; the agreement for an ADA compliant door for the LFT's new storefront; and, the LFT tenant matter.

Sincerely,



Kimon Manolius

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