

May 11, 2021

ATTORNEY'S REPORT



Board of Directors
Golden Gate Bridge, Highway
and Transportation District

President Pahre 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 April 14, 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 amendment to the on-call temporary staffing services agreement; the TVM contract; the agreement for enterprise resource planning (ERP) services; the agreements for on-call cyber security services; the RFP for workers' compensation claims administration services; the agreement for time and attendance scheduling software licenses and maintenance support services; the substance abuse professional (SAP) services agreement amendment; the strategic plan review agreement; and, the amendment to the agreement for customer communication platform utilizing interactive voice technology.
- **District Division Matters:** Provided assistance to staff in connection the procurement templates project; the sensitive data handling project; the Marin Parking Authority agreement; the DBE program; and, review of documents and preparation of responses to multiple Public Records Act requests.
- **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; Cal/OSHA regulation compliance; and, conducting committee and Board meetings.
- **Financial Matters:** Provided advice and assistance to District staff related to grant applications; line of credit renewal; the finance enterprise system support services agreement; the agreement for COBRA and retiree billing services; and, the agreement for grant administration services for COVID-19 disaster recovery.
- **Labor Negotiations:** Assisted staff with the 2020 Coalition negotiation cycle.

Bridge Division:

- Suicide Deterrent Project: Provided assistance and advice to Engineering Department staff in connection with various contractor and claim issues; and, amendment to consultant services agreement.
- 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 agreement for HVAC assessment; PG&E utilities crossing the Bridge; the FasTrak CSC change order; and, the on-going negotiations and transition issues in connection with the toll gantry project.

Bus Division:

- Bus Division Matters/Procurement: Provided assistance and advice in connection with various Bus Division matters, including security services at the San Rafael Transit Center; the ZEB plan; social distancing parameters; and, the San Rafael Transit Center draft EIR and preferred alternatives analysis.
- 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 M.S. San Francisco emergency repairs; refurbishment project change orders; and, the amendment to the on-site engineering site visit services agreement.
- Ferry Division Matters/Procurement: Provided assistance to District staff in connection with the 2017 oil release; the CARB harborcraft rule; issues related to proposed Angel Island/ Tiburon service; the engine configuration study; the concession services agreement and upcoming RFP; and, the upcoming new vessels solicitation.

Sincerely,



Kimon Manolius