

Date Issued: June 23, 2023



SUMMARY OF ACTIONS
BOARD OF DIRECTORS MEETING OF JUNE 23, 2023

Resolution No. 2023-041 (June 22, 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 May 2023.

Resolution No. 2023-042 (June 23, 2023 meeting of the Board of Directors)

Ratifies the action of the General Manager to approve an emergency contract amendment with Moffatt & Nichol, in the total amount of \$356,140, related to the San Francisco Ferry Terminal Ramp Repair, as detailed in the staff report.

Resolution No. 2023-043 (June 22, 2023 meeting of the Building and Operating Committee)

Approves award of Contract No. 2022-F-014, *Larkspur Ferry Terminal Fuel Tanks Rehabilitation*, to Euro Style Management of Sacramento, CA, in the amount of \$1,213,400; and establishes construction contingency for Contract No. 2022-F-014 in the amount of \$182,010, equal to 15% of the contract award amount, as detailed in the staff report.

Resolution No. 2023-044 (June 22, 2023 meeting of the Building and Operating Committee)

Authorizes execution of the Fourth Amendment to Contract No. 2017-D-30, *San Rafael Transportation Center Relocation Analysis, Environmental Clearance, and Preliminary Design*, with Kimley-Horn and Associates, in an amount not-to-exceed \$272,421, for continuation of consulting services, and revises the contract contingency to \$47,579, as detailed in the staff report.

Resolution No. 2023-045 (June 22, 2023 meeting of the Finance-Auditing Committee)

Authorizes operating budget transfers in the amount of \$3,820,000, or 1.5%, of the total FY 22/23 Operating Budget Expenses, as detailed in the staff report.

Resolution No. 2023-046 (June 22, 2023 meeting of the Finance-Auditing Committee)

Authorizes a budget increase in the FY 22/23 District Division Capital Budget for Project #2212, *Cyber Security Strategic Plan and Mitigations*, in the amount of \$300,000, as detailed in the staff report.

Resolution No. 2023-047 (June 22, 2023 meeting of the Finance-Auditing Committee)

Authorizes the General Manager or his designee to execute for and on behalf of the District any documents necessary relative to the FY 23/24 State of Good Repair program; and, approve submission of the Ferry Division Capital Projects #2141 *Larkspur Ferry Terminal Fuel System Rehabilitation*, #2443 *SFFT Outer Berth Rehabilitation*, and #2444 *SFFT Inner Berth Hydraulics Rehabilitation*, for the FY 23/24 proposed project list to the Metropolitan Transportation Commission, as detailed in the staff report.

**Summary of Actions of the Board of Directors
Meeting of June 23, 2023/Page 2**

Resolution No. 2023-048 (June 22, 2023 meeting of the Finance-Auditing Committee)

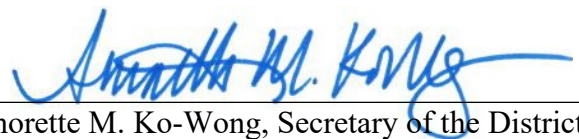
Approves the Liability Insurance Program, effective July 1, 2023, as detailed in the staff report to delegate to the General Manager the authority to purchase the Excess General and Automobile Liability Insurance, including Public Officials and Employment Practices Liability with Terrorism Risk Insurance Act coverage, with various insurance companies with which the insurance broker is still negotiating consistent with the terms described in the staff report up to a not to exceed premium amount of \$3,769,158; renew the Excess Workers' Compensation and Employers' Liability Insurance Program, Public Officials'/Employment Practices Liability Insurance Program, Fiduciary Liability Insurance Program for the Other Public Employee Benefits Trust Board, Crime Insurance Program, and Cyber Liability Program. Additionally, approve the Property Insurance Program for building and facilities, renew the Marin Transit Bus Property Damage Program; and continue funding the Restricted Bridge Self-Insurance Loss Reserve with an investment of \$1,300,000.

Ordinance No. 2023-002 (June 22, 2023 meeting of the Finance-Auditing Committee)

Authorizes changes to the District's Master Ordinance to comply with the passage of AB 2594 to decrease the maximum penalty per toll violation to \$50 beginning July 1, 2024, and decrease the toll tag deposit from \$20.00 to \$5.00 for FasTrak accounts funded with cash and decrease the fee for a replacement tag from \$20.00 to \$5.00, as detailed in the staff report.

Resolution No. 2023-049 (June 22, 2023 meeting of the Finance-Auditing Committee)

Approves adoption of the FY 23/24 Proposed Operating and Capital Budgets, which includes changes to the Reserve Structure and Table of Organization; salary increases for the Coalition, Non-Represented employees and ATU-represented employees; a Capital Contribution amount of \$21 million; authorizes budget increases for five Capital Projects by a total of \$785,000, to be funded with 100% District Reserves; and, approve all other related items, as detailed in the staff report.



Amorette M. Ko-Wong, Secretary of the District

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-041

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

June 23, 2023

WHEREAS, the Auditor-Controller and the Finance-Auditing Committee, at its meeting of June 22, 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 May 1, 2023 through May 31, 2023; and be it further

RESOLVED, that the Board ratifies investments made during the period May 9, 2023 through June 12, 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 June 12, 2023 and July 17, 2023, as well as the investment of all other funds not required to cover expenditures which may become available; and be it further

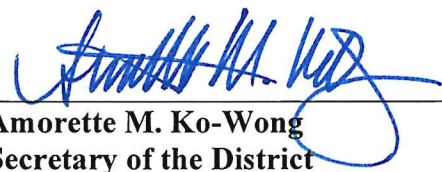
RESOLVED, that the Board hereby accepts the Investment Report for May 2023, as prepared by Public Financial Management and included in the staff report.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.
NOES (0): None.
ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.



Michael Thériault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (3)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no3-ratofaction.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-042

**RATIFY THE EMERGENCY ACTION OF THE GENERAL MANAGER TO APPROVE
AN EMERGENCY CONTRACT AMENDMENT WITH MOFFATT & NICHOL
RELATED TO THE SAN FRANCISCO FERRY TERMINAL RAMP REPAIR**

June 23, 2023

WHEREAS, on June 30, 2021, during a facility inspection at the San Francisco Ferry Terminal, a crack was discovered in one of the outer berth structural steel framing elements. Detailed inspections of both the inner and outer berth steel ramps were performed on July 6th and 7th, 2021 by District certified steel inspectors, which revealed additional cracks, whereupon both berths were red tagged and the terminal shut down;

WHEREAS, in accordance with Public Contract Code Section 22050 and the District's Procurement Policy, on July 14, 2021, the General Manager authorized an emergency procurement, Contract No. 2021-F-049, *San Francisco Ferry Terminal Inner and Outer Berths Damage Assessment*, with Moffatt & Nichol to perform a thorough damage assessment and structural analysis of the inner and outer berths in order to determine the cause of the cracks and the structural condition of the berths;

WHEREAS, on August 17, 2021, Moffatt & Nichol submitted a draft damage assessment report that identified deficiencies in the existing hydraulic lift system and possible vessel surge as contributing factors in the damage and, on November 19, 2021, staff executed the First Amendment to Contract No. 2021-F-049 with Moffatt & Nichol to provide engineering design services and to prepare construction drawings and technical specifications associated with repairs to the inner berth;

WHEREAS, also in accordance with Public Contract Code Section 22050 and the District's Procurement Policy, on April 22, 2022, the General Manager authorized an emergency procurement, Contract No. 2022-F-035, *San Francisco Ferry Terminal West Berth Ramp Repairs*, with Power Engineering Construction (Power), to perform repairs to the inner berth, and on April 25, 2022, the District executed the Second Amendment to Contract No. 2021-F-049 with Moffatt & Nichol, to provide construction engineering support services associated with construction Contract No. 2022-F-035;

WHEREAS, as detailed in the staff report, Power completed the repairs to the inner berth concrete support beam; however, additional issues were discovered during the repair work and, under two contract change orders, Power was directed to repair the additional damage;

WHEREAS, all of the structural repairs to the San Francisco Ferry Terminal inner berth have been completed, and the Port of San Francisco permit final inspection was signed on April 7, 2023;

WHEREAS, Moffatt & Nichol's damage assessment also included recommendations for repairs and rehabilitation to the existing hydraulic lift system, and at the District's request, Moffatt

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BOARD OF DIRECTORS MEETING OF JUNE 23, 2023
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& Nichol developed a scope of work and cost proposal for designing and preparing plans and specifications for rehabilitating the hydraulic system, whereupon the District executed the Third Amendment with Moffatt & Nichol for the inner berth hydraulic system rehabilitation design;

WHEREAS, during field investigations of the berth hydraulic lift systems, it was determined that the hydraulic system for the gangplanks that extend from the berth to the vessels was also in poor condition and requires replacement, and at the District's request, Moffatt & Nichol prepared a scope of work and cost proposal for design of the repairs;

WHEREAS, with the inner berth structural repairs completed, Engineering staff also requested and Moffatt & Nichol prepared a scope of work and cost proposal for the design of the outer berth repairs; and

WHEREAS, these additional design services necessitated an emergency Fourth Amendment to Contract No. 2021-F-049, *San Francisco Ferry Terminal Inner and Outer Berths Damage Assessment*; now, therefore, be it

RESOLVED that the Board of Directors of the Golden Gate Bridge, Highway and Transportation District hereby ratifies the emergency action of the General Manager to approve an emergency Fourth Amendment to Contract No. 2021-F-049, *San Francisco Ferry Terminal Inner and Outer Berths Damage Assessment*, with Moffatt & Nichol to provide design plans and specifications for repairs to the hydraulic gangplank system at the inner berth (task amount of \$19,766) and design plans and specifications for structural and hydraulic system repairs to the outer berth (task amount of \$336,374) at the San Francisco Ferry Terminal for a Fourth Amendment total of \$356,140.


ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.


Michael Thériault
President, Board of Directors

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

Reference: June 23, 2023, Board of Directors, Agenda Item No. (6)(A)
<https://www.goldengate.org/assets/1/25/2023-0623-boardmeeting-no6a-gmrpt.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-043

**APPROVE ACTIONS RELATIVE TO AWARD OF CONTRACT NO. 2022-F-014,
LARKSPUR FERRY TERMINAL FUEL TANKS REHABILITATION, TO EURO STYLE
MANAGEMENT**

June 23, 2023

WHEREAS, the Golden Gate Bridge, Highway and Transportation District (District) operates the Golden Gate Ferry on four (4) ferry routes connecting Marin County and the City and County of San Francisco: the San Francisco/Larkspur route, the San Francisco/Sausalito route, the San Francisco/Angel Island route and the San Francisco/Tiburon route;

WHEREAS, the Larkspur Ferry Terminal, located at 101 East Sir Francis Drake Blvd in Larkspur, is the District's primary location for berthing and maintaining ferry vessels and is an active public transit hub with a public parking lot, terminal building, administrative and maintenance buildings, vessel berths, and a fuel farm that includes four (4) aboveground steel diesel fuel storage tanks, which were installed in 1974, with modifications made in 1998;

WHEREAS, as detailed in the staff report, in 2019, excessive clogging of fuel filters was caused by a new formulation of renewable diesel fuel supplied by the fuel vendor. In 2020, the District completed an emergency project to return one of the four tanks, Tank 2, to service by removing the existing fuel, cleaning out sludge that accumulated at the bottom of the tank and refilling the tank with new diesel fuel;

WHEREAS, while the existing fuel in Tanks 1, 3 and 4 was drained at that time, bringing those tanks back to service requires cleaning out the sludge and tank walls before refueling with new fuel;

WHEREAS, Engineering staff developed plans and specifications for Contract No. 2022-F-014, *Larkspur Ferry Terminal Fuel Tanks Rehabilitation*, to clean Tanks 1, 3 and 4, perform a full inspection of the interiors of all four tanks, and apply a new protective coating to the interiors of all four tanks;

WHEREAS, on April 11, 2023, bid solicitation documents were posted on the District's public procurement portal, the solicitation was advertised several times and, by the May 23, 2023 bid deadline, the District received one bid;

WHEREAS, Engineering staff, Disadvantaged Business Enterprise (DBE) Program Administrator and Attorney have evaluated the bid and determined that Euro Style Management'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 6% was established for this contract, and the DBE Program Administrator has determined that Euro Style

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BOARD OF DIRECTORS MEETING OF JUNE 23, 2023
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Management has complied with the DBE/SBE Program requirements applicable to this contract and anticipates SBE participation of approximately 91.1% during the performance of this contract; and

WHEREAS, the Building and Operating Committee at its meeting of June 22, 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-F-014, *Larkspur Ferry Terminal Fuel Tanks Rehabilitation*, to Euro Style Management of Sacramento, CA, in the amount of \$1,213,400; and be it further

RESOLVED that the Board hereby approves the establishment of a construction contingency for Contract No. 2022-F-014 in the amount of \$182,010, equal to 15% of the contract award amount; and be it further

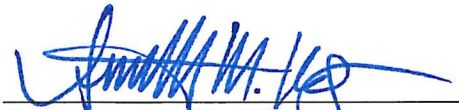
RESOLVED that there is sufficient funding in the Fiscal Year 2022/2023 Ferry Division Capital Budget for Project #2141, *LFT Fuel System Rehabilitation Project*, to finance these actions.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.
NOES (0): None.
ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.



Michael Thériault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Building and Operating Committee, Agenda Item No. (3)
<https://www.goldengate.org/assets/1/25/2023-0622-bocomm-no3-apptracts2022f14ferryfueleurostylemanage.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-044

**APPROVE ACTIONS RELATIVE TO CONTRACT NO. 2017-D-30, SAN RAFAEL
TRANSPORTATION CENTER RELOCATION ANALYSIS, ENVIRONMENTAL
CLEARANCE, AND PRELIMINARY DESIGN,
WITH KIMLEY-HORN AND ASSOCIATES**

June 23, 2023

WHEREAS, on September 22, 2017, by Resolution No. 2017-087, the Golden Gate Bridge, Highway and Transportation District (District) Board of Directors (Board) authorized awarding Professional Services Agreement No. 2017-D-30, *San Rafael Transportation Center Relocation Analysis, Environmental Clearance, and Preliminary Design*, to Kimley-Horn and Associates (Kimley-Horn) for consultant services to provide a multi-agency study to identify three specific alternatives for relocation of the San Rafael Transportation Center to a permanent location in downtown San Rafael;

WHEREAS, after extensive public outreach in 2018, a revised approach required more intense analyses and significant additional public outreach, resulting in the need for a First Amendment, which was approved administratively by the General Manager in the Spring of 2019 and exhausted the original contract contingency amount;

WHEREAS, in July 2020, the Board approved a Second Amendment addressing needs that surfaced through the environmental screening process, which involved expanding the environmental analysis to include all three of the alternatives under consideration, additional work on the transportation and environmental analyses and preliminary design phases, as well as additional public outreach;

WHEREAS, in August 2021, the Draft Environmental Impact Report (DEIR) was released, and the District received valuable constructive public comments from stakeholder agencies, community-based organizations, and the general public. Additional work was necessary to address the comments received, as well as to further develop the Preferred Alternative, and to comply with National Environmental Policy Act requirements. In August 2022, the Board approved a Third Amendment with Kimley-Horn;

WHEREAS, in October 2022, the Final Environmental Impact Report (FEIR) was released to the public and, on December 16, 2022, the Board of Directors certified the FEIR, whereupon the preliminary (30%) design phase of the project began which included the establishment of the Community Design Advisory Group (CDAG) and expanded public engagement;

WHEREAS, Kimley-Horn will be required to take on additional work, including more public engagement activities related to the (CDAG), and other work related to the transit center structure such as initiating the LEED certification process and expanded survey and geotechnical analysis;

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BOARD OF DIRECTORS MEETING OF JUNE 23, 2023
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WHEREAS, Kimley-Horn has prepared a scope of work and cost proposal, based on detailed discussions and direction from the District project team, applying billing rates that are consistent with the rates of the original proposal (factoring in 2023 salary escalations), and the District project team has determined that the projected work hours and price are fair and reasonable;

WHEREAS, the District's Disadvantaged Business Enterprise (DBE) Program Administrator has determined Kimley-Horn's DBE subconsultants will perform 25.7% of the additional proposed scope of work; and,

WHEREAS, the Building and Operating Committee, at its meetings of June 22, 2023, have 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 a Fourth Amendment to Contract No. 2017-D-30, *San Rafael Transportation Center Relocation Analysis, Environmental Clearance, and Preliminary Design*, with Kimley-Horn and Associates in an amount not to exceed \$272,421 for additional consulting services, for a total contract amount of \$4,174,310; and, be it further

RESOLVED that the Board hereby revises the contract contingency to \$47,579; and be it further

RESOLVED that sufficient funds are available in the budget for the *San Rafael Transportation Center Relocation Analysis, Environmental Clearance, and Preliminary Design* (Project #1717) to finance the Fourth Amendment and contract contingency.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

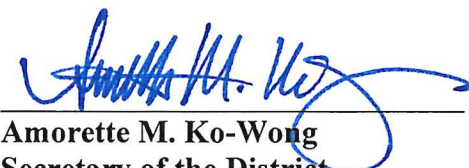
AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.



Michael Theriault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Building and Operating Committee, Agenda Item No. (4)
<https://www.goldengate.org/assets/1/25/2023-0622-bocomm-no4-apprvamndmnt4srtcrelocatprojrev.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-045

**AUTHORIZE BUDGET TRANSFERS AND ADJUSTMENTS TO THE
FY 22/23 OPERATING BUDGET**

June 23, 2023

WHEREAS, the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District), at the end of each fiscal year, authorizes budget transfers;

WHEREAS, in accordance with District policy, budget transfers greater than \$50,000.00, made across different Divisions, or across different line items within the same Division, are subject to Board approval;

WHEREAS, staff recommends a transfers of funds, totaling \$3,820,000, in order for the District to be in compliance with its budget policies, with said transfers creating no net additional expenses that shall be added to the closeout of the FY 22/23 Operating Budget;

WHEREAS, such compliance requires the Board to address increased expenses in the Budget across multiple expense categories: 1) Depreciation; 2) Fuel and Related Taxes; 3) Repair and Maintenance Supplies; and, 4) Debt Service;

WHEREAS, the Bridge, Bus and District Divisions are anticipated to end the year under budget, but needs to transfer funds within its own Division Budget to comply with District policy primarily and the Ferry Division is anticipated to end the year slightly above budget, as described in the staff report; and

WHEREAS, the Finance-Auditing Committee at its meeting of June 22, 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 operating budget transfers of \$3,820,000, or 1.5%, of total FY 22/23 Operating Budget Expenses as detailed in the staff report and summarized below:

1. The Bridge Division will transfer \$600,000 between budget categories in the Bridge Division;
2. The Bus Transit Division will transfer \$2,300,000 between budget categories to the Ferry Division;
3. The Ferry Division will transfer \$420,000 between budget categories in the Ferry Division;
4. The District Division will transfer \$500,000 between budget categories in the District Division.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

RESOLUTION NO. 2023-045

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AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.



Michael Theriault
President, Board of Directors

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

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (4)(a)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no4a-fy22-23budgettransfersadjust.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION 2023-046

AUTHORIZE A BUDGET INCREASE IN THE FY 22/23 DISTRICT DIVISION CAPITAL BUDGET FOR PROJECT #2212, CYBER SECURITY STRATEGIC PLAN AND MITIGATION

June 23, 2023

WHEREAS, in response to growing threats, the Golden Gate Bridge, Highway and Transportation District's (District) Information Systems (IS) Department has requested funding during the FY 22/23 budget cycle to initiate a capital program to mitigate cyber threats and development of a Cyber Security Strategic Plan;

WHEREAS, the scope of the program was confined to the District's corporate network and did not include the Radio and Toll networks and in February 2022, the IS Department was tasked with leading a District-wide Cyber Security Assessment, that included all District networks;

WHEREAS, proposals were requested from all pre-qualified vendors related to Contract No. 2021-D-001, *On Call Cyber Security Professional Services*, and reviewed for cost and ability to meet the defined scope of work;

WHEREAS, the District selected eSentire to perform the work and a task order was issued for \$456,880; however the task order is more than the estimated cost of \$250,000 and therefore additional funding of \$300,000 is needed which would include the cost of executing continuous mitigation tasks plus a 20% of contingency for the contract;

WHEREAS, the Finance-Auditing Committee at its meeting of June 22, 2023, has so recommended; now, therefore, be it

RESOLVED, that the Board of Directors of the Golden Gate Bridge, Highway and Transportation District hereby authorizes a budget increase in the FY 22/23 District Division Capital Budget for Project #2212, *Cyber Security Strategic Plan and Mitigations*, in the amount of \$300,000.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13):	Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.
NOES (0):	None.
ABSENT (6):	Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.

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Michael Theriault
President, Board of Directors

ATTEST: 

Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (4)(b)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no4b-budgetincrybersecstratplanmitigat.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-047

APPROVING THE FY 2023-2024 PROJECT LIST FOR THE CALIFORNIA STATE OF GOOD REPAIR PROGRAM, AND RELATED ACTIONS

June 23, 2023

WHEREAS, Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017, established the State of Good Repair (SGR) program to fund eligible transit maintenance, rehabilitation and capital project activities that maintain the public transit system in a state of good repair;

WHEREAS, the Golden Gate Bridge, Highway and Transportation District is an eligible project sponsor and may receive State Transit Assistance funding from the State of Good Repair Account (SGR) for transit projects;

WHEREAS, Senate Bill 1 (2017) named the California Department of Transportation (Department) as the administrative agency for the SGR;

WHEREAS, the Department has developed guidelines for the purpose of administering and distributing SGR funds to eligible project sponsors;

WHEREAS, SGR funds are allocated by the Metropolitan Transportation Commission;

WHEREAS, the Golden Gate Bridge, Highway and Transportation District's share of SGR funds for fiscal year 2023-24 is estimated to be \$1,530,726;

WHEREAS, these funds are proposed to be used for the rehabilitation of the outer berth and inner berth hydraulics of the SFFT and the rehabilitation of the LFT fuel system.

WHEREAS, in order to qualify for these funds, the Golden Gate Bridge, Highway and Transportation District is required to submit a proposed project list to the Metropolitan Transportation Commission on an annual basis; and

WHEREAS, the Finance-Auditing Committee/Committee of the Whole, at its meeting of June 22, 2023, has so recommended; now, therefore, be it

RESOLVED that the Board of Directors of the Golden Gate Bridge, Highway and Transportation District hereby approves the SB1 State of Good Repair Project List for FY 2023-24, as presented by staff; and

RESOLVED that the General Manager, Auditor-Controller, and Director, Capital & Grant Programs are hereby authorized to submit a request for Scheduled Allocation of the SB1 State of Good Repair Funds, and to execute all agreements, amendments, certification and

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BOARD OF DIRECTORS MEETING OF JUNE 23, 2023
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assurances, and related documents for the SGR program required by the California Department of Transportation and the Metropolitan Transportation Commission.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

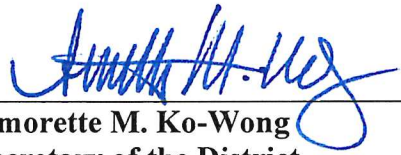
NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.



Michael Theriault
President, Board of Directors

ATTEST:


Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (5)(a)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no5a-authactionsrelativetostaterepair.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-048

**APPROVE RENEWAL OF THE LIABILITY AND PROPERTY
INSURANCE PROGRAMS**

June 23, 2023

WHEREAS, the Finance-Auditing Committee, at its meeting of June 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 (District) hereby approves the Liability Insurance Program, effective July 1, 2023, as follows:

- a) Delegates to the General Manager the authority to purchase the Excess General and Automobile Liability Insurance including Public Officials and Employment Practices Liability with Terrorism Risk Insurance Act (TRIA) coverage, for a not to exceed amount of \$3,769,158 for a one-year term. The expiring program has a \$85 million limit and a self-insured retention of \$5 million for Auto Liability and \$3 million for General Liability, including legal defense costs within the self-insured retention. The District will look at a lower limit of \$75 million for premium savings. The insurance broker will be working through the month of June to negotiate the best possible insurance program for the District. This extra time will enable the broker to obtain more favorable offers in a difficult market. The delegation authorizes the General Manager to purchase insurance consistent with the terms described above for the not-to-exceed premium amount of \$3,769,158;
- b) Renews the Excess Workers' Compensation and Employers' Liability Insurance Program with Safety National, for a one-year term, in excess of a self-insured retention of \$1,250,000 for each accident, with a \$25 million limit, for an annual premium of \$390,504;
- c) Renews the Public Officials'/Employment Practices Liability Insurance Program with Ironshore, for a one-year term, with a liability limit of \$2 million for each occurrence/annual aggregate. The program has a self-insured retention of \$250,000 for each Directors and Officers claim, and \$250,000 for Employment Practices Liability claims – the only exception being a \$1,000,000 self-insured retention for claims concerning Class Actions or Layoffs. The annual premium for this policy is \$186,401;
- d) Renews the Fiduciary Liability Insurance Program for the Other Public Employee Benefits (OPEB) Trust Board with Chubb Insurance Company for a one-year term, with a \$5 million limit for each occurrence, and a \$25,000 deductible, for an annual premium of \$15,105;
- e) Renew the Crime Insurance Program with F&D/Zurich Insurance Company, for the second year of a three-year term with a \$25,000 deductible and \$1 million limit for an annual premium of \$3,597;and,
- f) Renew the Cyber Liability Program with Resilience for a one-year-term. The program has a \$5 million limit and \$250,000 for Social Engineering Fraud. The coverage has a \$100,000 self -insured retention with a premium of \$79,449; and, be it further

RESOLVED that the Board hereby approves the Property Insurance Program, effective July 1, 2023, as follows:

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- a) Renews the property insurance program with AIG for buildings and facilities with a \$250,000 deductible for a premium of \$855,907, and the excess earthquake and flood insurance program for a premium of \$192,792;
- b) Delegate to the General Manager the authority to purchase the Marin Transit Bus Property Damage Program with actual cash value basis and a deductible of \$50,000 with Markel for a premium of not more than \$44,210. The quotation was not available at the time of approval, and the provided amount is a conservative estimate; and,
- c) Continues to allocate monies to the Restricted Contingency Reserve, for FY 23/24, in the amount of \$1.3 million, as self-insurance for costs associated with Bridge Physical Damage and Loss of Revenue; and, be it further

RESOLVED that requisite funds will be available in the FY 23/24 Operating Budget for the Bridge, Bus, Ferry, and District divisions.


ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.


Michael Theriault
President, Board of Directors

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

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (6)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no6-renewliabpropinsprms.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

ORDINANCE NO. 2023-002

**AN ORDINANCE TO AMEND THE MASTER ORDINANCE
TO REDUCE TOLL PENALTIES**

June 23, 2023

THIS ORDINANCE is adopted with reference to the following facts and circumstances which are found and declared by the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District):

WHEREAS, On September 30, 2022, Governor Newsom signed Assembly Bill 2594 (AB 2594) into law, mandating certain tolling policies and procedures for all California toll agencies;

WHEREAS, AB 2594, in part, accomplishes the following:

- Lowers maximum penalties for toll violations;
- Creates a first-time penalty waiver under designated circumstances;
- Requires toll bridges to provide a one-time penalty waiver for individuals meeting certain income criteria and other requirements for transactions that occurred between March 20, 2020 and January 1, 2023;
- Requires toll bridges that permit electronic toll collection to send an invoice for unpaid tolls to the registered vehicle owner;
- Requires the development of a payment plan for individuals meeting certain income criteria;
- Requires toll agencies to provide an option for those using rental cars to register the vehicle to an electronic toll payment account in advance of using the toll facility and develop a statewide website with this information for all toll facilities;
- Specifies a minimum number of locations in proximity to toll facilities where people can get a toll tag or pay invoices and violations with cash;
- Specifies minimum hours of operation for telephone customer service and walk-in centers;

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- Requires the Department of Motor Vehicles to inform individuals of the need to separately update their vehicle registration address when applying for or renewing their driver's license; and
- Requires that the price of a toll tag does not exceed the reasonable cost to the toll agency based on the estimated cost to procure and distribute the device;

WHEREAS, while the District will implement most changes required by AB 2594 through revisions to District policies and procedures, staff recommends a limited number of revisions to the *2022 Master Ordinance* to: (a) reduce the toll penalty amount per violation, and (b) decrease the toll tag deposit and replacement tag fee for FasTrak accounts.

WHEREAS, on June 22, 2023, the Finance-Auditing Committee recommended that the District approve the amendments to the *2022 Master Ordinance* as described herein.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT AS FOLLOWS:

Section 1. Subsection D.2.a.1, "Toll Tag Deposit," of Section II, "Golden Gate Bridge and Approaches," is amended as follows:

- a. FasTrak® Account
 - i. Toll Tag Deposit. The customer shall execute an Application and License Agreement providing for the terms and conditions for use of the toll tag and to establish a customer credit card or cash account with the District. For cash accounts, the customer shall deposit five dollars (\$5.00) for each toll tag. The deposit will be maintained for the duration of the active account, and will be refunded to the customer, without interest, upon return of the toll tag in good working condition to FasTrak®. The deposit will be forfeited if the toll tag is misused, damaged, lost, or stolen. No deposit shall be required for the first three (3) toll tags issued to a credit card account; however, the credit card account is subject to a charge of five dollars (\$5.00) for each toll tag that is misused, damaged, lost or stolen. A deposit is required for additional toll tags issued to a credit card account.

Section 2. Subsection D.4, "Toll Evasion Penalties and Violation Enforcement," of Section II, "Golden Gate Bridge and Approaches," is amended as follows:

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4. TOLL EVASION PENALTIES AND VIOLATION ENFORCEMENT. It is a violation of the toll evasion statutes under Vehicle Code Section 4770 et seq., 23302 et seq., Section 40250 et seq., and Streets and Highways Code Section 30843 to fail to pay the established Bridge toll. An invoice will be mailed for any transaction that cannot be paid automatically via FasTrak®, License Plate Account or One-Time Payment. It is a violation of the toll evasion statutes to fail to pay an invoice by the invoice payment due date. Pursuant to authority granted in Streets and Highways Code Section 27174.1, the District shall enforce this ordinance relating to toll evasion by issuance of notices of toll evasion violation, delinquent toll evasion and the imposition of civil penalties. Violators are subject to penalty as set forth below, effective July 1, 2024.

For All Violations:

First Notice: Toll plus twenty-five dollars (\$25.00) penalty

Second Notice: Toll plus fifty dollars (\$50.00) penalty

Exceptions: (1) If the violation is the fault of the agency; (2) For the first time offense, a non-customer can open a FasTrak® account and the twenty-five dollar (\$25.00) penalty will be waived; and, (3) For FasTrak® account holders with a positive account balance and License Plate Account holders whose account is in good standing, the toll only will be posted to their account.

Also, in compliance with state law, if the registered owner makes payment within fifteen (15) days of the mailing of the second notice, the applicable penalty is reduced to the lower penalty of twenty-five dollars (\$25.00).

A processing fee will be applied to violations sent to the Department of Motor Vehicles (DMV) for a registration hold in the amount of the DMV recording fee stated in 13 Cal. Code Reg. 431.00, as may be amended from time to time.

Section 3. The effective date of the amendments in Section 1 of this Ordinance is June 23, 2023. The effective date of the amendments in Section 2 of this Ordinance is July 1, 2024. All other provisions of this Ordinance are effective immediately.

Section 4. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect any other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.


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ADOPTED this 23rd day of June 2023, by the following vote of the Golden Gate Bridge, Highway and Transportation District Board of Directors;


AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.


Michael Thériault
President, Board of Directors

ATTEST:


Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (7)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no7-apprchangestollingpolicytingbill-rev.pdf>

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2023-049

APPROVE PROPOSED FY 2023/2024 OPERATING AND CAPITAL BUDGET

June 23, 2023

WHEREAS, The Proposed Budget is a tool with which the Board of Directors (Board) sets policy directives as it carries out the stated mission of the Golden Gate Bridge, Highway and Transportation District (District) during a period of greatly reduced revenues;

WHEREAS, the Fiscal Year (FY) 2023/2024 Operating and Capital Budget (Budget) is a policy document that identifies the strategic direction and priorities of the Board for the coming budget year;

WHEREAS, this is the fourth year in a row that the Golden Gate Bridge, Highway and Transportation District (District) has had to develop a budget with enormous uncertainty as to the level of customer demand it will see during the budget year;

WHEREAS, the FY 23/24 Proposed Budget assumes a very modest recovery in all service areas but still requires the use for the fourth year in a row of one-time COVID relief funding from the federal government to be balanced;

WHEREAS, the Proposed Budget also includes the additional revenue from a toll increase effective July 1, 2023, the fifth and final year of the five-year toll increase plan previously approved by the Board; and it includes a first-year increase to a five-year transit fare increase plan on July 1, 2023, approved by the Board in March 2023;

WHEREAS, the Finance-Auditing Committee at its meeting of June 22, 2023, has so recommended; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District) hereby approves the FY 2023/2024 (FY 23/24) Proposed Operating and Capital Budget as follows:

1. Authorizes the following items as contained in the budget:
 - a. District Goals, Projects, and Accomplishments;
 - b. The Reserve Structure;
 - c. Changes to the Table of Organization;
2. Includes salary increases for the Coalition and Non-Represented employees. Salary increases for ATU-represented employees will be included in the FY 23/24 Adopted Budget.
3. Authorizes a Capital Contribution amount of \$21 million.
4. Authorizes budget increases for five Capital Projects by a total of \$785,000, to be funded with 100% District Reserves.
5. Authorizes the following items not currently included in the Proposed Budget but will be included in the Adopted Budget:

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- a. Any Board approved actions through June 30, 2023 that have a fiscal impact to the FY 23/24 Capital and/or Operating Budget;
- b. Carryover any incomplete projects in the FY 22/23 Capital Budget to FY 23/24 as authorized by the General Manager;
- c. Move capital projects from the FY 24/25 list to the FY 23/24 budget, authorized by the General Manager, as staff resources become available in FY 23/24; and,
- d. Any final FY 22/23 budget transfers needed to comply with the Board's budget policy will be implemented in the FY 23/24 Adopted Budget Book.

ADOPTED this 23rd day of June 2023, by the following vote of the Board of Directors:

AYES (13): Directors Dorsey, Giudice, Grosboll, Mastin, Moulton-Peters, Pahre, Rabbitt, Rodoni, Snyder and Stefani; Second Vice President Hill; First Vice President Cochran; President Thériault.

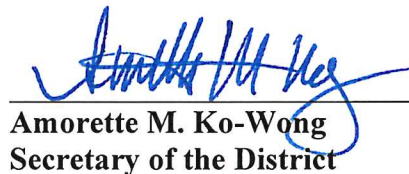
NOES (0): None.

ABSENT (6): Directors Conroy, Engardio, Garbarino, Hernández, Safaí and Thier.



Michael Thériault
President, Board of Directors

ATTEST:



Amorette M. Ko-Wong
Secretary of the District

Reference: June 22, 2023, Finance-Auditing Committee, Agenda Item No. (8)
<https://www.goldengate.org/assets/1/25/2023-0622-financecomm-no8-presentfy24capop-budget.pdf>
Proposed Budget:
<https://www.goldengate.org/assets/1/25/2023-0518-financecomm-no7-attachpropfy24capop.pdf>