

SAN FRANCISCO BAY AREA WATER EMERGENCY TRANSPORTATION AUTHORITY
MINUTES OF THE BOARD OF DIRECTORS SPECIAL MEETING

(May 19, 2022)

The Board of Directors of the San Francisco Bay Area Water Emergency Transportation Authority met in special session at WETA Central Bay Operations & Maintenance Facility at 670 W Hornet Ave, Alameda, CA and via videoconference consistent with AB 361 as codified in Government Code Section 54953.

1. CALL TO ORDER

Chair James Wunderman called the meeting to order at 1:01 p.m.

2. ROLL CALL

Chair James Wunderman, Vice Chair Monique Moyer, Director Jessica Alba, Director Jeffrey DelBono, and Director Anthony Intintoli were in attendance.

Chair Wunderman led the Pledge of Allegiance. He welcomed directors, staff, and meeting guests and noted that the meeting was being conducted in person and by videoconference and was being recorded. He advised guests about offering public comment and how guests could sign up to speak throughout the meeting.

3. REPORT OF BOARD CHAIR

Chair Wunderman congratulated Executive Director Seamus Murphy for his speaking presentation at the Bay Area Council's (BAC) Committee on Water Transportation and Water Mobility.

4. REPORTS OF DIRECTORS

There were no reports from the Directors.

5. REPORTS OF STAFF

Mr. Murphy commented that the BAC Committee on Water Transportation and Water Mobility attendees were enthusiastic to help advocate WETA's expansion goals.

Mr. Murphy thanked BAC Chief Operating Officer John Grubb and the BAC for arranging opportunities for WETA to connect with legislative representatives during a BAC organized trip to Washington, D.C. He said that WETA met with Department of Transportation staff to discuss the ferry grant program and difficulties with Buy America requirements.

Chair Wunderman called for public comments, and there were none.

6. EXTENSION TO THE AGREEMENT WITH HANSON BRIDGETT LLP FOR THE PROVISION OF LEGAL SERVICES AS GENERAL COUNSEL

Mr. Murphy presented this item recommending authorizing the Executive Director to exercise WETA's option to extend the agreement with Hanson Bridgett LLP for the provision of legal services as WETA General Counsel for an additional five-year term, until June 30, 2027.

Mr. Murphy proposed moving to a retainer-based invoicing structure to allow for budget certainty. He noted that the lead counsel for WETA was going to transition from Madeline Chun to Steven Miller.

The Directors thanked Hanson Bridgett for their work and supported the move to a retainer model.

Mr. Miller said that it would be an honor if the contract were extended and looked forward to continuing the relationship. He thanked the Board for the opportunity and Ms. Chun for her leadership.

Director Intintoli made a motion to adopt Resolution No. 2022-19 approving this item.

Chair Wunderman called for public comments , and there were none.

Director DelBono seconded the motion, and the item passed 4-0 with one abstention.

Yeas: Alba, DelBono, Intintoli, Moyer. Nays: None. Absent: None. Abstain: Wunderman.

7. APPROVE PURCHASE OF INSURANCE POLICIES FOR FISCAL YEAR 2022-23

Chief Financial Officer Erin McGrath presented this item recommending approving the purchase of the following insurance policies for Fiscal Year 2023 estimated to cost up to \$674,272 in total:

- 1) Marine Commercial Liability including Terminal Operators
- 2) Excess Marine Liabilities
- 3) Automobile Liability
- 4) Property Insurance
- 5) Public Officials Management & Employment Practices Liability
- 6) Crime Insurance
- 7) Special Liability Insurance (SLIP)
- 8) Workers Compensation

Director Alba made a motion to adopt Resolution No. 2022-20 approving this item.

Chair Wunderman called for public comments, and there were none.

Director Intintoli seconded the motion, and the item passed unanimously.

Yeas: Alba, DelBono, Intintoli, Moyer, Wunderman. Nays: None. Absent: None.

8. WETA INVESTMENT POLICY

Ms. McGrath presented this item recommending review and approval of a WETA Investment Policy.

This policy is designed to bring WETA in alignment with best practices and to begin a reporting process on investments as required by California law. The policy reflects the simplicity of WETA investments and sets basic principles for investment. Those principles are:

- Safety: Preservation of capital in a manner that does not unduly risk loss
- Liquidity: Ensure that funds are available to WETA for cash flow and reserves in emergency situations
- Return on Investment: Growth of WETA funds consistent with market conditions within the limits of the first two principles

Under the policy, the Board delegates authority to the Chief Financial Officer to manage all investments. The Chief Financial Officer is required to both follow the adopted policy and make decisions based on the principles in the policy. The Board must approve the delegation to the Chief Financial Officer annually.

Vice Chair Moyer made a motion to adopt Resolution No. 2022-21 approving this item.

Chair Wunderman called for public comments, and there were none.

Director Alba seconded the motion, and the item passed unanimously.

Yeas: Alba, DelBono, Intintoli, Moyer, Wunderman. Nays: None. Absent: None.

9. WETA ZERO EMISSION STUDY UPDATE

Senior Planner/Project Manager Chad Mason presented this informational item and shared the group presentation outlining the workflow and schedule of the study.

Aurora Marine Design President Shaun Green provided the vessel analysis, Arup Energy and Sustainability Consultant Kaiya Levine provided the shoreside analysis, and Operations & Maintenance Manager Timothy Hanners provided a progress update.

Mr. Mason stated that it was very challenging working with the various utility companies without knowing the exact plans, and Mr. Green addressed the many constraints of the study and expanded on the various stakeholders.

The Directors thanked the team for the presentation.

Chair Wunderman called for public comments, and there were none.

With all business concluded, Chair Wunderman adjourned the meeting at 2:26 p.m.

- Board Secretary
END