



## **Resolution HSRA #16-01**

### **Award of the Design-Build Services Contract for Construction Package 4 to the Apparent Best Value Winner and Delegation of Authority to the CEO to Negotiate the Final Terms and Execute the Contract**

**Whereas**, the California High-Speed Rail Authority (Authority) is responsible for the development and implementation of intercity high-speed rail service pursuant the Public Utilities Code §185030, *et seq.*;

**Whereas**, the Authority may enter into contracts with private and public entities for the design, construction and operation of high-speed rail trains, including all tasks and segments thereof pursuant to California Public Utilities Code section 185036;

**Whereas**, the design-build contractor, who is responsible for building the Construction Packages, is crucial to the design and construction of the high-speed rail system; and,

**Whereas**, the Authority conducted a rigorous, multi-stage process of evaluating proposal bids in order to ascertain the Apparent Best Value Proposer, California Rail Builders.

#### **Therefore, it is resolved:**

The Chief Executive Officer (CEO), or a qualified designee of the CEO, is hereby authorized to undertake all that is necessary to negotiate and execute the Design-Build Services Contract for Construction Package 4 (CP 4) with California Rail Builders in the total Contract Price amount of \$444,247,000.00, which is comprised of the fixed bid price of \$337,247,000.00 plus the provisional sum amount of \$107,000,000.00, for a term of approximately three years, or until CP 4 project completion.

The CEO or a qualified designee of the CEO, is also hereby authorized to include an additional amount in the Design-Build Services Contract for CP 4 up to \$10,310,000.00 for the Variable Bid Price for hazardous waste remediation activities that will be added by change order during the term of the Contract at the unit price quotes in the Price Proposal.

If negotiations are not successful with California Rail Builders as the Apparent Best Value Proposer for the CP 4 Design-Build Contract, Authority staff will terminate discussions. In that event, staff is directed to come back to the Board with a plan moving forward to contract execution as authorized by the Request for Proposals provisions.

Vote: 6 – 0

Yes: Correa; Curtin; Richard; Richards; Rossi; Selby

No: N/A

Absent: Schenk

Date: 1/12/16

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