



BRIEFING: DATE, BOARD MEETING AGENDA ITEM #9

TO: Chairman Richard and Board Members

FROM: Thomas C. Fellenz, Chief Counsel, CA High Speed Rail Authority

DATE: September 6, 2012

RE: CEO Delegation of Authority Amendment

Background

In August 2010 the California High-Speed Rail Authority Board provided the CEO with specific delegated authorities including specific procurement authority. (see attached HSRA Resolution #11-09).

Since that delegation the Authority has received appropriations from the Legislature that will significantly increase the number of contracts the Authority will be required to enter into, at dollar amounts that will often exceed the current CEO delegated authority. In anticipation of entering into some of these contracts, the Authority staff requested and the Board authorized the Chief Executive Officer or his designate, to undertake all that is necessary to prepare and execute one or more Cooperative and/or Inter-Agency Agreement(s) with cities, counties, and other state agencies up to an amount not to exceed \$5 million each for purposes of advancing the CHSTP toward construction. (see attached HSRA Resolution 12-05). The Board approval also required Board approval for any amendments to any existing Engineering and Architectural contracts whose contract value exceeds \$5,000,000. (see attached HSRA Resolution 12-28).

Discussion

Due to the increased volume of contracts that the Authority will be required to enter into and consistent with the most recent Board procurement delegation for cooperative and interagency agreements, the Authority requests that the Board delegate approval authority to the CEO or his designate for all procurements including but not limited to interagency agreements, cooperative agreements, railroad agreements, utility agreements, architectural

agreements, professional services agreements, goods and services agreements, and sole source agreements, up to amounts not to exceed \$5 million for the purposes of advancing the California High Speed Train Project.

Recommendations

HSR recommends that the Board authorize the Chief Executive Officer or his designate, to undertake all that is necessary to prepare and execute all procurement contracts up to an amount not to exceed \$5 million each for purposes of advancing the California High Speed Train Project.

Attachments

HSRA Resolution #11-09

HSRA Resolution #12-05

HSRA Resolution #12-28

HSRA Resolution #12-24