

California High-Speed Train Project



Request for Proposal for Design-Build Services

**RFP No.: HSR 11-16
Addenda Change Log for**

Addendum No. 1

This change log contains the list of changes for the initial release of RFP No. HSR 11-16, as issued on March 22, 2012, and documents the changes, additions and deletions to the following documents thereof:

- Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms
- Book 2, Part B, General Provisions
- Book 2, Part C, Scope of Work
- Book 3, Parts B, C, and E, Supplemental Contract Requirements
- Book 4, Part D, Reference Materials

Addenda Change Logs

Addendum No.: 1

RFP Document: Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
1	Correct date of initial release in revision table below title form 3/19/2012 to 3/22/2012 and inserted Addendum 1 details on the second line of the revision table	B.1, Pt.A – Cover page
2	Updated Table of Contents.	B.1, Pt.A – Page i-v
3	Correct footers throughout part A to show "Page ## or ###" and removed the "C" before the page numbers	B.1, Pt.A
4	Reinserted bullet format to list under Section 1.1.3, Project	B.1, Pt.A – Page 1
5	Deleted "two" and parentheses around "2" in the first line of the first paragraph of Section 1.2, Construction Package 1 Request for Proposals. In addition, deleted "Exhibits" as the second sub-bullet to bullet, "Book 1 – Instructions to Proposers (ITP) in the list under Section 1.2.	B.1, Pt.A – Page 2
6	Reinserted bullet format to list under Section 1.2, "Construction Package 1 Request for Proposals"	B.1, Pt.A – Page 2-3
7	Reinserted bullet format to list under Section 2, "Definitions" and update cross reference to title of Form G, "Key Personnel Matrix"	B.1, Pt.A – Page 4-6
8	Corrected Activity description in rows 3 and 4 of Table 1, RFP Schedule, and updated the Deadline for "One-on-One Meetings with Potential Proposers" from "TBD" to "May 14-15, 2012". Also, inserted a new row above "ATC Submittal Deadline" for "Proposal Agreement Submittal Deadline" for "June 15, 2012" as the responsibility of the "Proposers" in Table 1, under Section 3, Procurement and Project Schedules.	B.1, Pt.A – Page 7
9	Reinserted bullet format to list under first paragraph of Section 4.6, "Sustainability". Reinserted bullet format to list under first paragraph of Section 4.7, "Safety and Security". Replaced "GHG" with "greenhouse gas" in the list at the end of Section 4.6, Sustainability	B.1, Pt.A – Page 9
10	Moved date of Authority and FRA release of the environmental analysis for	B.1, Pt.A –



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	<p>both the Merced to Fresno and Fresno to Bakersfield Draft EIR/EIS from the third to the second paragraph line of the first paragraph of Section 5.1, Environmental Analysis.</p> <p>Then, did the following in the same Section, 5.1:</p> <ul style="list-style-type: none"> • Spelled out the acronym for EIR/EIS, NOD, and ROD, and placed each in parentheses. • Inserted "for both documents" after "The initial comment period" in the sixth line of the first paragraph. • Inserted a hard return at the sentence that begins "In response to public..." to create a new second paragraph and inserted "for the Fresno to Bakersfield" after "comment period" in the first link of this new paragraph. • Moved the following from the sixth link of the second paragraph to after the sixth line of the first paragraph: <p>"After considering the initial public comments for Merced to Fresno, the Authority identified a preferred alignment for the Merced to Fresno HSR Project. On April 20, 2012, the Authority and FRA released a Final EIR/EIS for the Merced to Fresno HSR Project. The Authority Board will consider certification of the Final EIR/EIS and final decisions in late Spring 2012, along with filing of an Notice of Determination (NOD). The FRA is anticipated to issue a Record of Decision (ROD) in June 2012, following the Authority Board's action."</p>	Page 10
11	<p>Reinserted bullet formatting to list under the fourth paragraph of Section 5.1, Environmental Analysis.</p> <p>Corrected the cross reference from "Special Provisions, Book 2, Part A, Section 14" to "General Provisions, Book 2, Part B, Section 7.7" in Section 5.3, Permitting.</p> <p>Deleted "Part C" from after "Book 3" at the end of the second sentence of the second paragraph in Section 5.4, Right-of-Way.</p>	B.1, Pt.A – Page 11
12	<p>Corrected the cross reference from "Form H" to "Form I" and in the last line of the second paragraph of Section 5.4, Right-of-Way..</p> <p>Deleted "Part A" at the end of the first sentence of the first paragraph and "and Part D, Section 1 respectively" in the first and third paragraphs of Section 5.7, Design information.</p> <p>Spelled out the acronym for CADD in the second paragraph of Section 5.7, Design Information</p>	B.1, Pt.A – Page 12
13	<p>Inserted "sign and" after "required to" and update cross reference to Cert. 10, Buy America Certification in the second line of the second paragraph of</p>	B.1, Pt.A –



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	Section 6, Federal Requirements. Deleted quotation marks (“”) from around “(ATCs)” in the fourth paragraph of Section 7.1, General	Page 13
14	Reinserted bullet formatting to last item listed under the first paragraph and inserted “and shall be categorized as a “Class 4” question” at the end of the third full paragraph under Section 7.5.1, Proposer Requests. Reinserted bullet formatting to the list under the first paragraph of Section 7.5.2, Authority Responses.	B.1, Pt.A – Page 15
15	Reduced the reference to the “Federal Railroad Administration” to the acronym form in the sixth paragraph of Section 7.7, Rules of Contact. Corrected reference from Exhibit 1 to Table 3 in the sixth paragraph of Section 7.7, Rules of Contact. Inserted a colon at the introductory sentence to the bullet list under the seventh paragraph of Section 7.7, Rules of Contact. Also, corrected a cross reference from 8.7 to 7.7 in the eight paragraph of Section 7.7. Inserted a space between “Section” and cross reference in the eight paragraph of Section 7.7, Rules of Contact.	B.1, Pt. A – Page 16
16	Reinserted bullet formatting to the last item of the list under the ninth paragraph of Section 7.7, Rules of Contact. Exhibit 1, “Firms Subject to Proposer Ex Parte Communications Prohibitions During Solicitation” moved to end of Section 7.7 and label changed to “Table 3”.	B.1, Pt.A – Page 17
17	Corrected listed items 2 and 3 to match the meeting titles updated in Table 1 in Section 7.8.1, Mandatory Meetings. Inserted “on” between “Proposer” and “dates” in the first line of the first paragraph under section 7.8.2, One-on-One Meetings. Formatted the list under the first paragraph under Section 7.8.2, One-on-One Meetings with bullets.	B.1, Pt.A – Page 18
18	Corrected the list of cross references from “are located in this Section 7.10 and Section 4.7, 0, 10.5, Exhibit 2 and Exhibit 3 of this ITP” with “...can be found in Section 11, 12, and 28” in the paragraph under Section 7.10, Liability, Insurance, and Performance Security. Spelled out the acronym for USDOT and placed “USDOT” in parentheses in the third line of the third paragraph of Section 7.9, Confidentiality;	B.1, Pt.A – Page 20



Addendum No.: 1RFP Document: Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	Ownership of Proposer Work Product	
19	Deleted "Part A" at the end of the fourth paragraph of Section 7.11.1, Small Business Utilization. Replaced "Bidder" with "Proposer" in the first paragraph of Section 7.11.3, Labor Compliance.	B.1, Pt.A – Page 21
20	Created a bulleted list of the list provided at the end of the second paragraph of Section 7.11.4, Equal Employment Opportunity and Nondiscrimination Replaced the language under Section 7.12, Payment for Work Product in its entirety with the following language: The Authority will make a payment for work product of up to \$2 million to each Proposer who delivers an executed Proposal Agreement in the form provided as Form L to this ITP prior to either of the following events, whichever occurs first: <ul style="list-style-type: none"> • The Proposal Agreement Submittal Deadline provided in Table 1 • Cancellation of this RFP Any such payment shall be subject to the terms and conditions contained in the Proposal Agreement. This offer of payment entitles the Authority to use work product and ideas contained in any unsuccessful Proposal. The Authority acknowledges that the use of any of the work product by Authority or the successful Proposer is at the sole risk and discretion of Authority and the successful Proposer, and shall in no way be deemed to confer liability on the unsuccessful Proposer. All parties acknowledge that the due date for payment for work product will occur after the execution date for the Contract or cancellation of this RFP.	B.1, Pt.A – Page 22
21	Deleted and replaced "...Payment for Work Product Agreement" with "Proposal Agreement" and updated the cross reference from "Exhibit 3" to "Form L" under section 7.12, Payment for Work Product.	B.1, Pt.A – Page 23
22	Formatted the list under the introductory sentence of Section 7.14, Authority's Reserved Rights" with bullets.	B.1, Pt.A – Page 25
23	Corrected the reference to the certification number for the Non-Collusion Affidavit from "Cert. 6" to "Cert. 4" under section 7.15.1.2, Non-Collusion Inserted the following at the beginning of the fifth paragraph under Section 7.15.1.3, Organizational Conflicts of Interest: All members of the Proposer Team shall submit an Organizational	B.1, Pt.A – Pages 27-28



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	Conflicts of Interest Affidavit, (Cert. 5) certifying that the Proposer Team member is aware of the Authority's Conflict of Interest Policy and the Proposer Team member's commitment to comply with said policy. Corrected the cross reference in the fifth link of the fifth paragraph from "Organizational Conflict of Interest Affidavit, Cert. 4" to "Organizational Conflict of Interest Disclosure Statement, Form J" of Section 7.15.1.3.	
24	Replaced "bidder" with "Proposer" at the in the seventh line of the third paragraph of Section 7.15.4.2, Listing of Subcontractors Replaced "(1/2) of 1%" with "one-half of one percent (0.5%)" in the third line of the third paragraph of Section 7.15.4.2, Listing of Subcontractors	B.1, Pt.A – Page 29
25	Formatted the list under the introductory sentence of Section 7.16.2, Contents of The ATC Submittal with bullets. Inserted dashes before and after the "of" in "right-of-way", at the end of the eight bulleted item under Section 7.16.2, Contents of the ATC Submittal.	B.1, Pt.A – Page 31
26	Formatted the list under the introductory sentence of Section 7.16.3, Determination by the Authority with bullets. Update cross reference from "Exhibit 3" to "Form L" in the second line of the third paragraph of Section 7.16.4, Incorporating into Proposal.	B.1, Pt.A – Page 32
27	Formatted the list under the introductory sentence of Section 8.1.2, RFP-Second Step Evaluation Process with bullets. Deleted "three" and the parentheses around "3" in the third bulleted item under Section 8.1.2, RFP-Second Step Evaluation Process. Also, replaced the "%" symbol with the word "percent" in two places in the fifth bullet of the same section.	B.1, Pt.A – Page 33
28	Corrected Section numbering AFTER Section 8.1.2 to Section 8.2"Submittal Requirements" which corrected Sections 8.2.1 through 8.2.8 thereafter. Corrected cross reference from "Exhibit 4" to "Form B", in the first bullet of the list under Section 8.2.2, General Requirements. Added the following as sub-bullets to the third bullet under Section 8.2.2, detailing the document elements and formatting requirements of the Executive Summary - Documents should be prepared in single-spaced type, 12 point font, on 8-1/2" x 11" sheets printed double-sided. A page is	B.1, Pt.A – Page 34-35



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Change No.	Description	Location
	<p>considered to be a single side of an 8-1/2" x 11" sheet.</p> <ul style="list-style-type: none"> - Pages should be numbered at the bottom to show the page numbers and total number of pages in the response; (e.g., Page 1 of 10, Page 2 of 10, etc.). <p>Deleted "and Price Proposal" from after "The Technical Proposal" in the first line and inserted a cross reference to the section name of Section 8.2.7 in the second line as well as "including but not limited to schedules; "draft," "example," and "sample"" thereafter in the fourth bullet under Section, 8.2.2, General Requirements.</p> <p>Also, formatted bullets five and six as sub-bullets to bullet four to clarify that the page numbering requirements apply to the Technical Proposal.</p> <p>Corrected the formatting of the remaining 11 paragraphs of Section 8.2.2 to be included into the bulleted list above in the same section.</p> <p>Inserted "Unless otherwise provided," and lowercased "all" at the beginning of the eleventh bullet under Section 8.2.2.</p>	
29	<p>Lower cased the abbreviation for "p.m." in the third line of the fourth paragraph of Section 8.2.5, Escrowed Proposal Documentation. Inserted "shall be compiled" between "index" and "listing" in the sixth paragraph of the same section.</p>	B.1, Pt.A – Pages 36 and 37
30	<p>Added the following language to reference additional mandatory certifications and forms for inclusion into Proposer's proposal documents:</p> <ul style="list-style-type: none"> • General Proposer Certification (Cert.1), Major Participant Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion Certification (Cert. 10), and Subcontractor Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion Certification (Cert. 11) shall be executed by the Proposer and by the Official Representatives designated by all members of the Proposer Team. • Equal Employment Opportunity Certification (Cert. 3) and Non-Discrimination Certification (Cert. 13) shall be duplicated so that it is signed by the Proposer and by the Official Representatives designated by all members of the Proposer Team. • Certification Regarding Lobbying (Cert. 2), Drug Free Workplace Program Certification (Cert. 12), and Buy America Certifications (Cert. 14) shall be duplicated so that it is signed by the Proposer and by the Official Representatives designated by all members of the Proposer Team. 	B.1, Pt.A – Pages 37 and 38



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Change No.	Description	Location
	<ul style="list-style-type: none"> • Organizational Conflicts of Interest Disclosure Statement (Form J) and Organizational Conflicts of Interest Affidavit (Cert. 4) shall be duplicated so that it is signed by the Proposer and by the Official Representatives designated by all members of the Proposer Team. • Iran Contracting Certification (Cert. 5) shall be duplicated so that it is signed by the Proposer and by the Official Representative designated by all the Principal Participants. • Darfur Contracting Act Certification (Cert. 15) shall be executed by Proposer's duly authorized Official Representative (if the Proposer has not yet been formed, the form shall be signed by the Official Representative designated by all the Principal Participants) and must be executed in blue ink. • Non-Collusion Affidavit (Cert. 6) shall be executed by Proposer's duly authorized Official Representative (if the Proposer has not yet been formed, the form shall be signed by the Official Representative designated by all the Principal Participants) and must be executed in blue ink. • Certification Regarding Miscellaneous State Requirements (Cert. 13) shall be duplicated so that it is signed by the Proposer and by the Official Representatives designated by all members of the Proposer Team. • Included among these EPDs are the following forms: <ul style="list-style-type: none"> ○ Price Proposal Form (Form E) ○ Contract Price (Form F) <p>Inserted "The letter must be s..." before the first sub-bullet of the fourteenth bullet under Section 8.2.7. Capitalized the first letter of the first word of the second sub-bullet of the same aforementioned bulleted item.</p>	
31	Corrected bullet formatting for items 1, 4, 6-8 and 12-17 under Section 8.2.7, Mandatory Documents for Inclusion in the Proposal.	B.1, Pt.A – Pages 37-39
32	<p>Moved bullet twelve down to become bullet seventeen and moved bullet twenty-nine and thirty up to become bullets eighteen and nineteen under Section 8.2.7, Mandatory Documents for Inclusion in the Proposal.</p> <p>Inserted "Price" before "Proposal" twice in the third line of the seventeenth bullet under Section 8.2.7.</p>	B.1, Pt.A – Page 39
33	Deleted brackets around cross reference to Form G and corrected cross reference to Form D of the SOQ for CP01 in the seventeenth eighteenth	B.1, Pt.A –



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Change No.	Description	Location
	bullets respectively of Section 8.2.7, Mandatory Documents for Inclusion in the Proposal. Corrected reference to Attachment 3 of Form G to "Attachment 1" and corrected cross reference from "Form B" to "Cert. 1" in the nineteenth bullet of Section 8.2.7, Mandatory Documents for Inclusion in the Proposal.	Page 40
34	Corrected formatting for last sub-bulleted item under the last bullet of Section 8.2.7, Mandatory Documents for Inclusion in the Proposal.	B.1, Pt.A – Page 41
35	Formatted the list under Section 8.2.8, Executive Summary with bullets.	B.1, Pt.A – Pages 41-42
36	Replaced "ten" with "10" in the third line and inserted "The Executive Summary page count is not counted toward the 100-page limit requirement of the Technical Proposal" in the fourth and fifth lines of the first paragraph under Section 8.2.8, Executive Summary.	B.1, Pt.A – Page 42
37	Deleted the apostrophe in "whose" and deleted "three" and the parentheses around "3" in the fourth and fifth lines of the second paragraph of Section 9.1, Overview. Formatted the list under Section 9.2.1 Responsiveness with bullets.	B.1, Pt.A – Page 43
38	Updated cross references to Buy America Certifications (Cert. 10), General Proposer Certification (Cert.1), and Proposer's Overall Project Small Business Goal Commitment Affidavit (Cert. 14) in bullets 2, 4, and 5 under Section 9.2.2, Pass/Fail Review.	B.1, Pt.A – Page 44
39	Deleted quotation marks ("") around (U.S. GAAP) in the second paragraph under the third bulleted item of Section 9.2.3, Financial Data. Formatted the last two items under Section 9.2.3, Financial Data with bullets and removed brackets from around two cross references to "Book 2, Part A, Attachment E" in the last item.	B.1, Pt.A – Page 46
40	Formatted the lists under Section 9.3.1, Ability to Meet Schedules (15 Points) with bullets.	B.1, Pt.A – Pages 47-48
41	Formatted the lists under Section 9.3.2, Project Approach (25 Points) with bullets.	B.1, Pt.A – Pages 48-50
42	Replaced "%" with "percent in the last row of Table 4, Summary of Technical Proposal Evaluation Criteria. Spelled out the acronym for "CPM" in the sixth bulleted item under Section 9.3.1, Ability to Meet Schedules (15	B.1, Pt.A – Page 48



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Change No.	Description	Location
	points). Inserted "of the" between "outline" and "project" in the first line of the seventh bulleted item and "A" in front of "Draft..." and corrected "demonstrate to..." to "demonstrating" of the fourth sub-bulleted item thereunder of Section 9.3.2, Project Approach (25 Points).	
43	Corrected the spelling of "principals" to "principles" in the seventh bullet under Section 9.3.2, Project Approach (25 Points).	B.1, Pt.A – Page 49
44	Formatted Section 9.3.3, Anticipated Problems and Proposed Solutions (10 Points) as a section heading and added bullets to the list thereunder.	B.1, Pt.A – Page 50
45	Formatted Section 9.3.4, Conceptual Engineering (20 Points) as a section heading and added bullets to the list thereunder. Also, spelled out the acronym of SR 99 in the second sub-bullet of the fifteenth bullet under the same section.	B.1, Pt.A – Pages 50-51
46	Formatted Section 9.3.5, Quality/Self Certification (20 Points) as a section heading and added bullets to the list thereunder. Also, corrected the spelling of "principals" to "principles" in the first bullet under the same section.	B.1, Pt.A – Pages 51-52
47	Edited the eighth bullet under first introductory sentence to the first set of bullets of Section 9.3.4, Conceptual Engineering (20 Points) as follows: <ul style="list-style-type: none"> Deleted "aesthetic and structural design solutions" after "'baseline'" and "context-sensitive" after "'superior'" in the first line. Inserted "and UP Structural spans, and overpasses at S. Cedar Avenue, Golden State Boulevard, and [...] spans" in to the second and third lines. Inserted "effective and creative use of curvilinear elements while ensuring cost-effective conformance with all technical requirements. An independent Aesthetic Design Review Panel (ADRP) of design experts will review these aesthetic and structural design solutions as part of the Technical Proposal evaluation process." at the end of the bullet. Then under the second introductory sentence to the second bulleted list under the same section made the following changes to the seventh bullet: <ul style="list-style-type: none"> Inserted "high-quality aesthetic and structural" after "two proposed" and "solutions" after singularizing "design" In the first sub-bullet deleted "spanning the" and moved "San Joaquin River" before "Bridge" and inserted "and UP Structural spans". In the second sub-bullet pluralized "Overpass", deleted "spanning", inserted "at S. Cedar Avenue, Golden State Boulevard, and State Route 	B.1, Pt.A – Page 52



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Change No.	Description	Location
	<p>99", put parentheses around "SR99" and inserted a hyphen between "SR" and "99"</p> <ul style="list-style-type: none"> • In the third sub-bullet: <ul style="list-style-type: none"> - Deleted: <p>"Overpass spanning at Golden Gate State Boulevard. The First proposed option design for each structure must demonstration a "baseline" solution which satisfies"</p> - Next inserted: <p>"Both the "baseline" and "superior" designs shall satisfy" before "engineering" in the same bullet.</p> - Then deleted: <p>"The second option design must illustrate a more aesthetic design solution consistent with the context of the site (i.e., a "context-sensitive superior" soltion design). These designs must",</p> - Finally, pluralized "standard" and inserted: <p>"technical requirements, be cost effective and conform to the aesthetic design guidance (Aesthetic Guidelines for Non-Station Structures included in Book 3), as well as the aesthetic mitigation measures in the Final EIR/EIS and the Mitigation Monitoring Reporting Plan."</p> • Added a fourth sub-bullet which states the following: <p>Agencies that will need to review the designs for the San Joaquin River crossing are, but not limited to, the following:</p> <ul style="list-style-type: none"> ○ United States Army Core of Engineers (USACE) ○ United States Fish and Wildlife Service (USFWS) ○ National Marine Fisheries Service (NMFS) ○ Central Valley Flood Protection Board (CVFPB) ○ California Department of Fish and Game (CDFG) 	
48	Formatted Section 9.3.6, Safety and Security (10 Points) as a section heading and added bullets to the list and replaced "is" with "are" in the introductory sentence to the bulleted list there under.	B.1, Pt.A – Pages 52-53
49	Inserted a dash between "third-party" in the tenth bullet under Section 9.3.5, Quality/Self Certification (20 Points).	B.1, Pt.A – Page 53
50	<p>Spelled out the acronym for "OCIP" in the fourth bullet under Section 9.3.6, Safety and Security (10 Points).</p> <p>Formatted Section 9.4, Price Proposal Evaluation Criteria as a section heading and updated cross reference to Table 5 thereunder.</p> <p>Formatted the last listed item under Section 9.4, Price Proposal Evaluation Criteria with a bullet</p> <p>Formatted Section 9.5, Additional References and Further Information as a</p>	B.1, Pt.A – Page 54



Addendum No.: 1RFP Document: Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	section heading.	
51	<p>Replaced “%” with “percent” under the paragraph after Table 5 in Section 9.4, Price Proposal Evaluation Criteria.</p> <p>Inserted “A Cash Flow Curve, to be included as part of the resource and cost loaded schedule” as the third bullet of the list under Section 9.4.</p> <p>Inserted the following as the last paragraph under Section 9.4:</p> <p>Please note, while the Proposers must provide costs for both the baseline aesthetic and structural design solutions and the superior aesthetic and structural design solutions for the 3 bridges identified in Section Error! Reference source not found. above, Proposers shall incorporate costs associated with only the superior aesthetic and structural design solutions for these 3 bridges into the Price Proposals to be evaluated in accordance with this Section Error! Reference source not found.</p>	B.1, Pt.A – Page 55
52	<p>Formatted Section 9.9, Limited Negotiations as a section heading.</p> <p>Lower cased “project labor agreement” under Section 10.1, Key Prerequisites to Award.</p> <p>Inserted “to the Authority Board of Directors” between “...made” and “by...” under Section 10.2, Contract Award Recommendation.</p>	B.1, Pt.A – Page 56
53	<p>Formatted the listed items under Section 10.4, Contract Execution with bullets. Also, inserted “...signed in blue ink” in the parentheses at the end of the first bullet and “Signed Standard 204, Payee Data Record” as the last bullet.</p>	B.1, Pt.A – Page 57
54	<p>Deleted “four” and the parentheses around “4” in the first bullet under Section 10.4, Contract Execution. Repeated this same action to the “three” and “3” in the fifth bullet under the same section</p> <p>Formatted the listed items under Section 10.5, Debriefing of Unsuccessful Proposers with bullets.</p> <p>Relabeled Exhibit 1 as Table 3 and moved under Section 7.7</p>	B.1, Pt.A – Page 58
55	<p>Updated the cross references to the list of certifications to reflect the order as noted below and inserted cross references to “Cert. 13, Certification Regarding Miscellaneous State Requirements” on the first page of Part B, Certifications.</p> <p>Moved Certificates 10, 11, 7, 4, 3, 13, 2, 12, 14, 5, 6, 8, 9, and 15 to</p>	B.1, Pt.B



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Change No.	Description	Location
	become Certificates 1-12, 15 and 16, respectively.	
56	Formatted the items listed under no. 4 of Cert. 1, General Proposer Certification and lowercased "whose" in the third line of the first bullet thereunder.	B.1, Pt.B, Cert. 1 – Page 1-2
57	Inserted "a" between "control" and "Proposer" in the paragraph under no. 5, Parent Company and Identifying Data of Cert. 1, General Proposer Certification.	B.1, Pt.B, Cert. 1 – Page 3
58	Deleted brackets around instructions of Cert. 6, Equal Opportunity Certification.	B.1, Pt.B, Cert. 3 – Page 1
59	Updated footers of all certifications in Part B so that the cross reference of the certifications title is italicized.	B.1, Pt.B
60	Deleted brackets around note at the bottom of Cert. 11, Iran Contracting Certification.	B.1, Pt.B, Cert. 5 – Page 1
61	Lower cased "for" in the "Certification" heading on Cert. 12, Darfur Contracting Act Certification	B.1, Pt.B, Cert. 6 – Page 1
62	Moved the text for Cert. 12 Darfur Contracting Act Certification from the end of Certification 16, Right-of-Way Certification to below Cert. 11 Iran Contracting Certification and inserted the aforementioned heading.	B.1, Pt.B, Certs 6-15 – Page 1
63	Lowercased "corporation, partnership, company association, organization, bid depository, or..." of the last paragraph on page 1 of Cert. 4, Non-Collusion Affidavit.	B.1, Pt.B, Cert. 7 – Page 1
64	Deleted brackets around italicized text after the affidavit form on page 1 of Cert. 14, Proposer's Overall Project Small Business Goal Commitment Affidavit.	B.1, Pt.B, Cert. 8 – Page 1
65	To maintain consistency, corrected the titles of the certificates under "Cert. 10, Buy America Certifications" as provided in Section 46.12.1 of the General Provisions from: "Certificate of Compliance with Buy America Requirements" and "Certificate of Non-Compliance with Buy America Requirements" To the following, respectively:	B.1, Pt.B, Cert. 10 – Page 1



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	<p>"Certificate of Compliance with 49 U.S.C. § 24405(a)"</p> <p>"Certificate of Non-Compliance with 49 U.S.C. § 24405(a)"</p> <p>Additionally, replaced the following instructions from the "Certificate of Non-Compliance with 49 U.S.C. § 24405(a)" of Cert. 10, Buy America Certifications:</p> <p style="padding-left: 40px;">The Contractor hereby certifies that it cannot comply with the requirements of 49 U.S.C. § 24405(a) (1), but it may qualify for an exception to the requirement pursuant to 49 U.S.C. § 24405(a) (2).</p> <p>With the instructions provided below of the same non-compliance certification under Section 46.12.1 of the General Provisions to the same in Cert. 10, Buy America Certifications:</p> <p style="padding-left: 40px;">The Contractor hereby certifies that it cannot comply with the requirements of 49 U.S.C. 24405(a) buy it may meet the requirements for a waiver pursuant to 49 U.S.C. 25505(a)(2) and has provided the Authority with a written Buy America waiver justification.</p> <p>Lastly inserted the following as footnote "1" to the instructions under the "Certificate of Non-Compliance with 49 U.S.C. § 24405(a)" in the Cert. 10, Buy America Certifications:</p> <p style="padding-left: 40px;">The written justification, as required by the "Certificate of Non-Compliance with 49 U.S.C. § 24405(a) above, shall be provided as an attachment to this Certification form.</p>	
66	Moved Exhibits 2 and 3 in to Part C and relabeled as Forms K and L, respectively then updated Part C's List of Forms to include references to Forms K and L.	B.1, Pt.C
67	<p>In Form A, Transmittal Letter, inserted "...documents listed in the "Proposal Checklist" (Form B)" at the end of the second paragraph and deleted the following bulleted list:</p> <ul style="list-style-type: none"> • Transmittal Letter (this Form A) • Attachment1 to Form B, Surety Letter • Attachment 2 to Form B, Validation and Verification Commitment • Attachment 3 to Form B, Commitment of Key Personnel • Attachment 1 to Cert. 10, legal information requested in Part A, Section 8.2.7 	B.1, Pt.C, Form A



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	<ul style="list-style-type: none"> • Cert. 4, Organizational Conflict of Interest • Cert. 7, Proposer's Overall Project Small Business Goal Affidavit • Financial data as required by Part A, Section 9.2.3 	
68	Deleted brackets around the note at the end of Form A, Transmittal letter and updated cross references to Cert. 1.	B.1, Pt.C, Form A
69	Deleted Form for Application for Qualifications for Proposers	B.1, Pt.C, Form B-C
70	Deleted period after "770 L" and updated the fax number from "(916)-930-6437" to "(916)-322-0827" provided in the Authority's contact information on Form C, Proposer's RFQ/Proposal Manager (If Substituted)	B.1, Pt.C, Form C
71	Deleted text and last five rows of the table on page eight of Form E, Price Proposal Form	B.1, Pt.C, Form E
72	Adjusted form field sizes on Form H, Request for Information and Clarification	B.1, Pt.C, Form F
73	Inserted Exhibit 2 as Form K, Proposal Bond in Part C, Forms. Also, inserted the "Surety Company Attorney-in-Fact" acknowledgement form after the "Note to Surety Company" as part of the Proposal Bond, Form K.	B.1, Pt.C, Form K
74	<p>Moved and relabeled Exhibit 3 as Form L, Proposal Agreement and inserted the following in to Page 1:</p> <ul style="list-style-type: none"> • Agreement Number: HSR 11-16 • Agency Name: California High Speed Rail Authority • (Agency) Address: 770 L Street, Suite 800, Sacramento, CA 95814 • Cross-references to Bookmarks for the labels and titles of Exhibits A through F in the table below No. 4. <p>Additionally, corrected and left alignment of the page locations and corrected the numbering of the paragraphs in Exhibits A-F identified for Form L, Proposal Agreement.</p> <p>Inserted ", subject to completion of the environmental process" in the second line of the second paragraph under Section A.1, Exhibit A, Scope of Services of Form L</p>	B.1, Pt.C, Form L



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	<p>Inserted the following as item no. 11 under Section A of Exhibit A, Scope of Work.</p> <p>Contractor is advised that execution of this Agreement by the Authority does not constitute a commitment to undertake the Project or enter into a Design-Build Contract for all or any portion of the Project. It is possible that the environmental process will result in the selection of a no-build alternative for the Project or an alignment that differs from the preferred alignment identified in the Final EIR/EIS, as described above. Nothing contained in this Agreement is intended to modify, limit, or otherwise constrain the environmental process, or commit the Authority or any other entity to undertake any action with respect to the Project, including the selection of a design-build contractor for the Project or the design and construction of the Project.</p> <p>Inserted "responsive" in the first line of Section B.1 of Exhibit A.</p> <p>Updated the cross references in Section B.2, 4, and 5 of Exhibit A.</p> <p>Inserted "an amount not to exceed" in the second line of section B.1, Method of Payment. Also, corrected payment period from "30" to "60" in the third line of item B.1 of Exhibit B, Budget Detail and Payment Provisions</p> <p>Deleted the following after the third line of item B.1:</p> <p>Payment of such sum is conditioned upon Contractor's full conformance with all of the requirements of the Services as described in this Agreement and the RFP (including the timely delivery of the Proposal, including all drawings and other materials specified in the RFP), and no payment will be due if Contractor fails to meet any such requirement. Notwithstanding the foregoing, if Authority enters into a Design-Build Contract with Contractor, Contractor will not be entitled to compensation under this Agreement but instead will receive compensation as specified in the Design-Build Contract.</p> <p>And inserted the following as the end of item B.1 after the third line and items B.2 and B.3 of Exhibit B,</p> <p>requesting payment except that no payments will be distributed until after the date of execution of the Design-Build Contract. Payment of such sum is conditioned upon Contractor's full conformance with all of the requirements of the Services as described in this Agreement and the RFP (including the timely delivery of the Proposal, including all drawings and other materials specified in the RFP), and no payment will be due if Contractor fails to meet any such requirement.</p>	



Addendum No.: 1**RFP Document:** Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	<p>The amount of the payment shall be based upon the Contractor's documented costs incurred in performance of the Services and shall not exceed the lesser of \$2,000,000.00 or the value of the work product delivered, as determined by the Authority. All costs shall be subject to audit by the Authority. Notwithstanding the foregoing, if Authority enters into a Design-Build Contract with Contractor, Contractor will not be entitled to compensation under this Agreement but instead will receive compensation as specified in the Design-Build Contract.</p> <p>Contractor shall not be eligible to receive any payment hereunder if it files a protest after submission of Proposals in response to the RFP or otherwise contests the award of the Design-Build Contract.</p> <p>Replaced Terminate and Termination, with "cancel" and "cancellation," respectively, in the first and second lines of item A.1 of Exhibit D, Special Terms and Conditions</p> <p>Inserted "Notwithstanding any provisions to the contrary in this Agreement, I" at the beginning and "No payments due hereunder will be distributed until sixty (60) days after the date of cancelation of the RFP." at the end of item A.2 of Exhibit D.</p> <p>Inserted the following as Section I, of Exhibit E, Supplemental Terms and Conditions for Contracts Using ARRA Funds:</p> <p>Buy America</p> <p>Contractor shall comply with 49 U.S.C. 24405(a), which provides that Federal funds may not be obligated unless steel, iron, and manufactured products used in FRA-funded projects are produced in the United States, unless a waiver has been granted by the US Secretary of Transportation. For more information on FRA's Buy America requirements and processes please see FRA's Answers to Frequently Asked Questions (FAQ) available at:</p> <p>http://www.fra.dot.gov/Pages/11.shtml .</p> <p>Appropriate Buy America certifications in the following form shall be provided with the executed Agreement. The Authority shall not approve this Agreement unless the completed Buy America certification is provided. If a Certificate of Non-Compliance is provided, the Agreement will be accepted only if the Authority determines that an exception to the Buy America requirements might apply and has requested and received a Waiver from the US Secretary of Transportation.</p> <ul style="list-style-type: none"> • Certificate of Compliance with 49 U.S.C. § 24405(a) 	



Addendum No.: 1

RFP Document: Book 1, Parts A-C, Instructions to Proposers (ITP), Certifications and Forms

Change No.	Description	Location
	<p>Date: _____</p> <p>Signature: _____</p> <p>Company Name: _____</p> <p>Title _____</p> <p>The Contractor hereby certifies that it will meet the requirements of 49 U.S.C. § 24405(a)</p> <ul style="list-style-type: none"> • Certificate of Non-Compliance with 49 U.S.C. § 24405(a) <p>The Contractor hereby certifies that it cannot comply with the requirements of 49 U.S.C. 24405(a) but it may meet the requirements for a waiver pursuant to 49 U.S.C. 25505(a)(2) and has provided the Authority with a written Buy America waiver justification.</p> <p>Date: _____</p> <p>Signature: _____</p> <p>Company Name: _____</p> <p>Title _____</p>	



Addendum No.: 1**RFP Document:** Book 2, Part B, General Provisions

Change No.	Description	Location
1	Replaced "of" with "to" in the title and "Authority's" with "Contractor" in the section title and fourth line of the fourth paragraph of Section 17.2, Contractor Right to Request Time Extension and Price Increase.	Book 2, Pt. B, Page 32
2	Deleted the following from after "42 U.S.C. § 2000d" in the first line of the first paragraph under Section 46.7.1, Nondiscrimination: , Section 303 of the Age Discrimination Act of 1975, as amended; 42 U.S.C. § 6102, Section 202 of the Americans with Disabilities Act of 1990; 42 U.S.C. § 12132; and 49 U.S.C. § 306 Replaced "employee or applicant for employment" with "individual" after "discriminate against any" and deleted "creed" after "because of race, color," in the second line of the paragraph under Section 46.7.1 Inserted "or" between "origin," and "sex" then replaced ", age, handicap or disability" with "in any activities leading up to or in performance of the Contract" from the last line of the paragraph under Section 46.7.1. Replaced "Creed" with "Religion" in the title of Section 46.7.2.1, Race, Color, Religion, National Origin, Sex.	Book 2, Pt. B, Page 94
3	Moved the following paragraph as the second paragraph of section 46.7.1 down to the end of the first paragraph under Section 46.7.2.3, Disabilities: The Contractor also agrees not to discriminate on the basis of drug abuse, in accordance with the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, alcohol abuse, in accordance with the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, and to comply with Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records. In addition, the Contractor agrees to comply with applicable federal implementing regulations and other implementing requirements that FRA may issue. Deleted "In addition, the Contractor agrees to comply with any implementing requirements FRA may issue" from before the move noted above in Section 46.7.2.3.	Book 2, Pt. B, Page 95
4	Updated cross reference from 52 to 50 in the last bullet under Section 50.1, Post-Award Partnering Workshop.	Book 2, Pt. B, Page 137



Addendum No.: 1

RFP Document: Book 2, Part C, Scope of Work

Change No.	Description	Location
1	<p>Inserted "beyond those included in the Design Variance Report provided in Book 4 of this Procurement Package" after "Design Variance Requests," in the fifth line then inserted "Refer to Design Variances (Section 4.14) in this Scope of Work" at the end of the fourth paragraph of Section 4.2.1.1, CHSTP Design Criteria</p>	Book 2, Pt. C, Page 9
2	<p>Inserted the following before the first paragraph of Section 4.9.5, Aesthetic Design and Review for Non-Station Structures Report:</p> <p>As the project takes form, a consistent system-wide image for the California High Speed Train Project is expected through the introduction of common elements associated with selected bridges and overpasses. Curvilinear forms such as an arch or a balanced cantilever can be effective for the following reasons:</p> <ul style="list-style-type: none"> • Image: Recognizable, consistent bridge and overpass forms can contribute toward establishing an aesthetic image for the CHSTP. • Structural Precedents: Curvilinear forms such as arches and trusses have been successfully implemented for medium-span high-speed rail bridges internationally. • Materials: Either concrete or steel would be appropriate materials. Designers have the latitude to propose materials, details, connections, abutments, etc. <p>Interfaces between major bridges, overpasses, and adjacent aerial structures shall be carefully coordinated to ensure smooth and appropriate transitions in accordance with the aesthetic design guidance (Aesthetic Guidelines for Non-Station Structures included in Book 3 of the Procurement Package), as well as the aesthetics mitigation measures in the Final EIR/EIS and the Mitigation Monitoring Reporting Plan.</p> <p>Replaced "the" with "such" after "Contractor shall follow", deleted "(Aesthetic Guidelines for Non-Station Structures included in Book 3 of the Procurement Package)", and "all" after "enhancements to" of the first and second lines, respectively, of the third paragraph under Section 4.9.5, Aesthetic Design and Review for Non-Station Structures Report.</p> <p>Lowercased "Structures" after Aerial in the first bullet of the second list under the fourth paragraph of Section 4.9.5.</p>	B.2, Pt.C, Pages 14-15



Addendum No.: 1**RFP Document:** Book 2, Part C, Scope of Work

Change No.	Description	Location
3	Deleted the following from after the second paragraph under Section 4.11, CHSTP Design Submittals: Contractor shall submit no more than two submittals in any ten consecutive working days, unless otherwise agreed in writing with the Authority.	B.2, Pt.C, Page 16
4	Deleted the following as the third bullet under the third bulleted list under Section 4.11: Independent checks and calculations supporting design shall be submitted with the nominal 90 percent design drawings.	B.2, Pt.C, Page 17
5	Inserted the following paragraph after the second paragraph of the first bullet under Section 5.17, Maintainability: Components which have a shorter design/service life than the whole subsystem, this includes bridge bearings and expansion joints, shall be replaceable or maintainable within the five hour maintenance window of non-revenue time. Contractor shall conduct all the necessary analysis to identify if there is another similar element which is part of the structure. Contractor shall assure and demonstrate these requirements as per the Maintainability Demonstration Plan and Procedures and demonstrate verification through the Maintainability Demonstration Report.	B.2, Pt.C, Page 26
6	Add Attachment No. 6 to Scope of Work	Book 2, Pt.C



Addendum No.: 1**RFP Document:** Book 3, Parts B, C, and E, Supplemental Contract Requirements

Change No.	Description	Location
1	Provide separate files of Parts B, C, and E of Book 3. The separate files contain additional functionalities and files that were lost when merged for the initial release of the RFP on March 22, 2012.	Book 3, Parts B, C, and E
2	Provided an additional six parcel maps for North of the San Joaquin River to Avenue 17 to the Right-of-Way Acquisition Plan.	Book 3, Part E, Section 4



Addendum No.: 1**RFP Document:** Book 4, Part D, Reference Materials

Change No.	Description	Location
1	In the initial release of RFP No. HSR 11-16, the Electronic Design files in Book 4, Part D were provided as "zipx" files. These files are for the most recent version of WinZip and some Proposers were unable to open these files. For the purposes of this Addendum No. 1 the Authority has provided these files again but as "zip" files instead of "zipx" files as originally provided.	Book 4, Pt.D

