



CALIFORNIA  
High-Speed Rail Authority

# Fresno Station Early Works

Pre-Bid Meeting

December 18, 2025



## HSR25-12 Fresno Station Early Works Pre-Bid/Job Walk/SB Workshop Meeting Agenda

Location: Zoom (virtual) or 1111 H  
Street, Fresno, CA 93721 (in-person)

Date: Thursday, Dec 18<sup>th</sup>

Time: 9:00 am – 1:30 pm

Facilitator: Ben Lichty / Gordon Miyauchi

9:00 – 10:00 am: Pre-Bid Presentation

- CHSRA Program Overview
- Fresno Station Early Works Project Overview
- Small Business Program Overview
- Labor Compliance Overview
- OCOI Overview

10:00 – 10:15 am: Job Walk Safety Briefing / PPE Hand Out

10:15 – 10:40 am: Passenger Depot Job Walk

10:40 – 11:10 am: Freight Depot Job Walk

11:10 – 11:30 am: Downtown Plaza Job Walk

11:30 – 11:45 am: Walk / Drive to Chinatown (Mobility Hub) Plaza

11:45 – 12:05 pm: Chinatown (Mobility Hub) Plaza Job Walk

12:05 – 1:00 pm: *Lunch Break*

1:00 – 1:30 pm: Small Business Workshop

# PRESENTERS

- Moderator
  - » Gordon Miyauchi, Procurement Manager
- CHSRA Program Overview
  - » Augie Blancas, Information Officer II
- Project Overview
  - » Ben Lichty, Principal Transportation Planner
- Small Business Program Overview
  - » Chardena Valley, Assistant Chief of Small Business
- Labor Compliance Overview
  - » Monica George, Assistant Contract Compliance Administrator
- Organizational Conflicts of Interest Overview
  - » Lisa Crowfoot, Attorney V

# IMPORTANT BID INFORMATION

- **Fresno Station Early Works Invitation for Bid Webpage:**

<http://hsr.ca.gov/business-opportunities/procurements/architectural-engineering-and-capital-contracts/fresno-station-early-works-invitation-for-bid/>

Or go to: [www.hsr.ca.gov](http://www.hsr.ca.gov), then [Business Opportunities](#), then, [Architectural & Engineering \(A&E\) and Capital Contracts](#), then [Fresno Station Early Works Invitation for Bid](#)

This webpage will include:

- Pre-Bid Zoom Webinar Video
- Pre-Bid Meeting PowerPoint presentation
- Pre-Bid Meeting Registrant list
- **Submit Bidder's Inquiries to** [FresnoStationEW@hsr.ca.gov](mailto:FresnoStationEW@hsr.ca.gov)

# IMPORTANT BID INFORMATION




[Home](#) | [Business Opportunities](#) | [Procurements](#)  
| [Architectural & Engineering and Capital Contracts](#)  
| [Fresno Station Early Works Invitation for Bid](#)

## Fresno Station Early Works Invitation for Bid

The California High-Speed Rail Authority (Authority) has issued an invitation for bid on a construction contract for retrofitting and restoring the historic Fresno Depot, utility relocations and connections, demolition, ADA improvement, park and plaza space development, and station multimodal parking and EV charging at the future Fresno station downtown H and G Street entrances. The Authority may, in its sole discretion, revise the terms set forth herein.

### Industry Outreach Webinar

The Authority hosted an industry outreach webinar for this planned procurement on September 3, 2025.



- [Industry Outreach Webinar](#) 
- [Industry Outreach PowerPoint Presentation](#) 
- [Industry Outreach Attendee List](#) 

### Term – Budget


The resulting contract will have a duration of 2 years and an estimated construction cost of approximately \$50,000,000.

### Schedule

The anticipated schedule for this contract is as follows:

- Bid Advertisement: December 10, 2025
- Pre-Bid Conference, Job Walk and Small Business Workshop: December 18, 2025
  - Register for the Pre-Bid Conference [here](#) 
  - Register for the Small Business Workshop [here](#) 
  - Location: 1111 H Street, Fresno, CA 93721
  - Agenda:
    - Pre-Bid (In-Person or Virtual): 9 a.m. – 10 a.m.
    - Job Walk (In-Person): 10 a.m. – noon (not recorded)
    - Lunch: noon – 1 p.m.
    - Small Business Workshop (In-Person or Virtual) 1 p.m. – 2 p.m.
  - Note: Attendance is not mandatory.
- Bids Due: February 9, 2026 at noon
- Contract Award and Notice to Proceed: March 2026

### Access

The Bid Package is available from the [California State Contracts Register \(CSCR\)](#)  Updates, including responses to bidder's inquiries and any addenda, will be provided on the CSCR. Trimble Unity Construct will be utilized for electronic submission of bids.

Archived Architectural & Engineering and Capital Procurements

Request One-on-One Meetings Prior to Issuance of a Procurement

Co-Development Agreement Request for Qualifications

Construction Management Services for Rail Design-Build-Maintain Contracts

Construction Manager/General Contractor (CM/GC) for Track and OCS

Facilities Design Services

**Fresno Station Early Works Invitation for Bid**

High-Speed Trainsets and Related Services

Multiple Award Task Order Contract (MATOC)


Procurement of High-Speed Rail Materials

Progressive Design-Build Services for Traction Power Request for Proposals

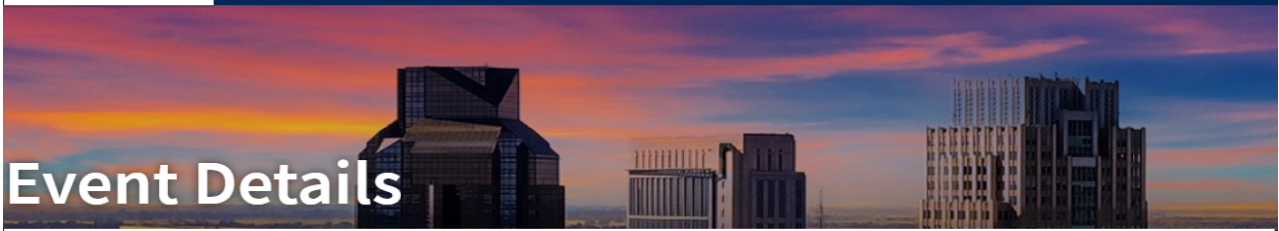
Request for Expressions of Interest for Architectural and Engineering (A&E) Services, Indefinite Delivery Indefinite Quantity (IDIQ) Pool Contract

← CHSRA Fresno Station Early Works Webpage

# IMPORTANT BID INFORMATION





HomeResourcesQuick LinksHelpLogin/Register



## Event Details

Event : HSR25-12



### Invitation for Bids for Construction of Fresno Station Early Works

#### Details

Event ID	Dept:
HSR25-12	High Speed Rail Authority
Format/Type:	Event Version
Sell Event / RFx	1
Published Date	Event End Date:
12/10/2025 6:25PM PST	02/09/2026 12:00PM PST
Description:	
12/10/2025:	
<p>The California High-Speed Rail Authority has released an Invitation for Bids (IFB) on a construction contract which includes accessibility improvements, hazardous materials abatement/removal, and the seismic retrofit of the historic Fresno Southern Pacific Railroad Depot and build-out of plazas servicing the two future Fresno station entrances located in downtown and Chinatown, including utility upgrades, relocations and connections, demolition, park and plaza development, station multimodal parking, and EV charging.</p> <p>The resulting contract will be 505 working days with an estimated cost of \$50 million.</p> <p>Updates, including responses to bidder's inquiries, and any addenda will be provided here on Cal eProcure.</p> <p>The timeline for this procurement is as follows:</p> <ul style="list-style-type: none"><li>- IFB Released: December 10, 2025</li><li>- In-Person Pre-Bid Conference and Job Walk: December 18, 2025</li><li>- Bids Due: February 9, 2026 (noon Pacific)</li><li>- Bid Opening: February 9, 2026 (2 p.m. Pacific)</li></ul>	

[View Event Package](#)

[View Vendor Ads](#)

#### Contact Information


**Gordon Miyauchi**  
Phone:  
Email: [FresnoStationEW@hsr.ca.gov](mailto:FresnoStationEW@hsr.ca.gov)

#### Pre Bid Conference

Mandatory: Non Mandatory  
Date: 12/18/2025  
Time: 9:00AM  
Location: 1111 H Street, Fresno, CA 93721  
Comments: In-Person Pre-Bid Conference, Job Walk, and Small Business Workshop. To register go to [www.hsr.ca.gov/business-opportunities/procurements/architectural-engineering-and-capital-contracts/fresno-station-early-works-invitation-for-bid/](http://www.hsr.ca.gov/business-opportunities/procurements/architectural-engineering-and-capital-contracts/fresno-station-early-works-invitation-for-bid/)

Cal eProcure Fresno  
Station Early Works Event  
Webpage

# IMPORTANT BID INFORMATION



HomeResourcesQuick LinksHelpLogin/Register








## Comments and Attachments

Event ID  
HSR25-12

Event Name  
Invitation for Bids for Construction of Fresno Station Early Works

### View Attachments

Viewing attachments 1-24 of 24

Attached File	Attachment Description	Download
C.1_Contractor_Environmental_Obligations_Table_rev1.pdf	Supplemental Contract Document	
C.2_Authority_ECPM_January_2020.pdf	Supplemental Contract Document	
C.3.1_HSR14-63_(UPRR_ECM).pdf	Supplemental Contract Document	
C.3.2_HSR14-64_(UPRR_Env).pdf	Supplemental Contract Document	
C.3.3_HSR13-76_(UPRR_Insurance_and_Indemnity).pdf	Supplemental Contract Document	
C.4_Community_Benefits_Policy.pdf	Supplemental Contract Document	
C.5_Community_Benefits_Agreement.pdf	Supplemental Contract Document	

Cal eProcure Fresno  
Station Early Works  
Document Download  
Webpage



**CALIFORNIA**  
**High-Speed Rail Authority**

## Program Overview

**Augie Geno Blancas**  
Public Information Officer  
Central Valley Regional Office



# California High-Speed Rail

## Mission

To initiate the construction of a high-speed train system that utilizes an alignment & technology capable of sustained speeds of 200 miles per hour or greater.

## The Authority's Three Guiding Principles

Initiate high-speed rail service in California as soon as possible.

Position ourselves to construct additional segments as funding becomes available.

Make strategic, concurrent investments that will be linked over time and provide mobility, economic & environmental benefits at the earliest possible time.



# California High-Speed Rail

## Connecting California - Highlights

### Phase 1

494 Miles when complete  
San Francisco to Los Angeles/Anaheim

### Phase 2

300-mile extension connecting North to Sacramento  
and South to San Diego

- Designed to operate at approximately 220 mph
- Projected travel time from San Francisco to Los/Angeles/Anaheim to be less than three hours
- May service up to 24 stations along route



# California High-Speed Rail

## Connecting California - Benefits



### Increased Mobility

Creating station communities

Building multi-modal stations for ease of travel



### Transportation Alternative

62,000 air trips reduced annually

5 Billion Vehicle Miles Traveled reduced annually



### Better Air Quality

Run on 100% renewable energy

Net-zero energy stations and operational facilities



### Job Growth

16,000+ jobs created and growing

950+ Small Businesses contracted

\*August 2025 Numbers

# California High-Speed Rail

Where We Are Today – 2025 Construction Progress



## 171 MILES IN DEVELOPMENT

**119 miles** under construction

**463 miles** environmentally cleared

*Merced to Bakersfield  
Initial Operating Segment*



## 58 STRUCTURES COMPLETE

**30+ structures** under construction

**16,300+ jobs** created

**300 graduates** from pre-apprentice program



## 70+ MILES OF GUIDEWAY

Complete with grade separations, **wildlife crossings**, culvert boxes, & utility relocations



## FOUR CENTRAL VALLEY STATIONS

**Merced, Fresno, Kings/Tulare, & Bakersfield**

*All being designed with community input*



## 2026 TRACK PREPARATION

**Kern County Railhead**

*Getting ready for high-speed rail track installation*

\*November 2025 Numbers

# California High-Speed Rail

## Central Valley Construction Packages

### Construction Package 1

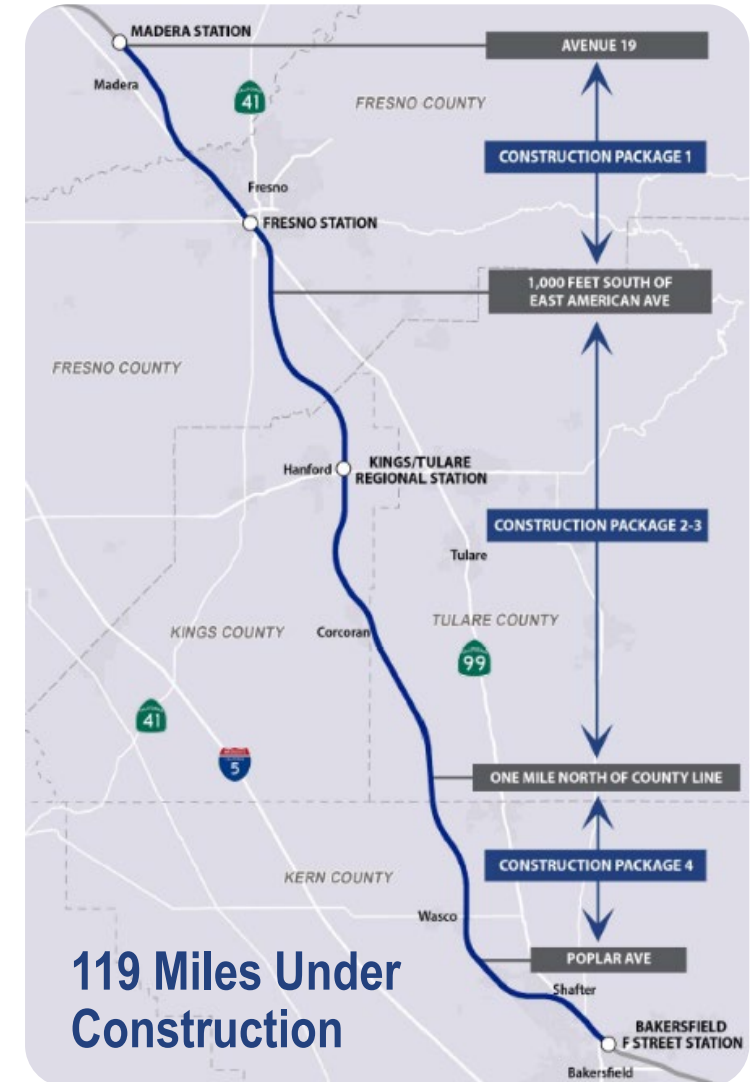
- Avenue 19 in Madera County to just south of American Avenue in Fresno County (32 miles)
- Tutor-Perini/Zachary-Parsons (TPZP)

### Construction Package 2-3

- South of Fresno to one-mile north of the Tulare/Kern County line (65 miles)
- Dragados-Flatiron JV (DFJV)

### Construction Package 4

- From one mile north of the Tulare/Kern County Line to Poplar Avenue (22 miles)
- California Rail Builders (CRB)
- Substantially complete





# California High-Speed Rail

## Central Valley Railhead

**Construction of the 150-acre railhead marks a major step in the track & systems process, signifying the next phase of the high-speed rail program & bringing it closer to operational readiness.**

- Located at the southernmost end of Construction Package 4 (CP4), near Bakersfield, CA
- Designed to receive, house, and deploy materials for laying track via existing BNSF freight rail lines
- Including major equipment such as track laying machines, track ties, traction power, and Overhead Contact Systems (OCS)
- Entry to service in 2026





CALIFORNIA  
High-Speed Rail Authority

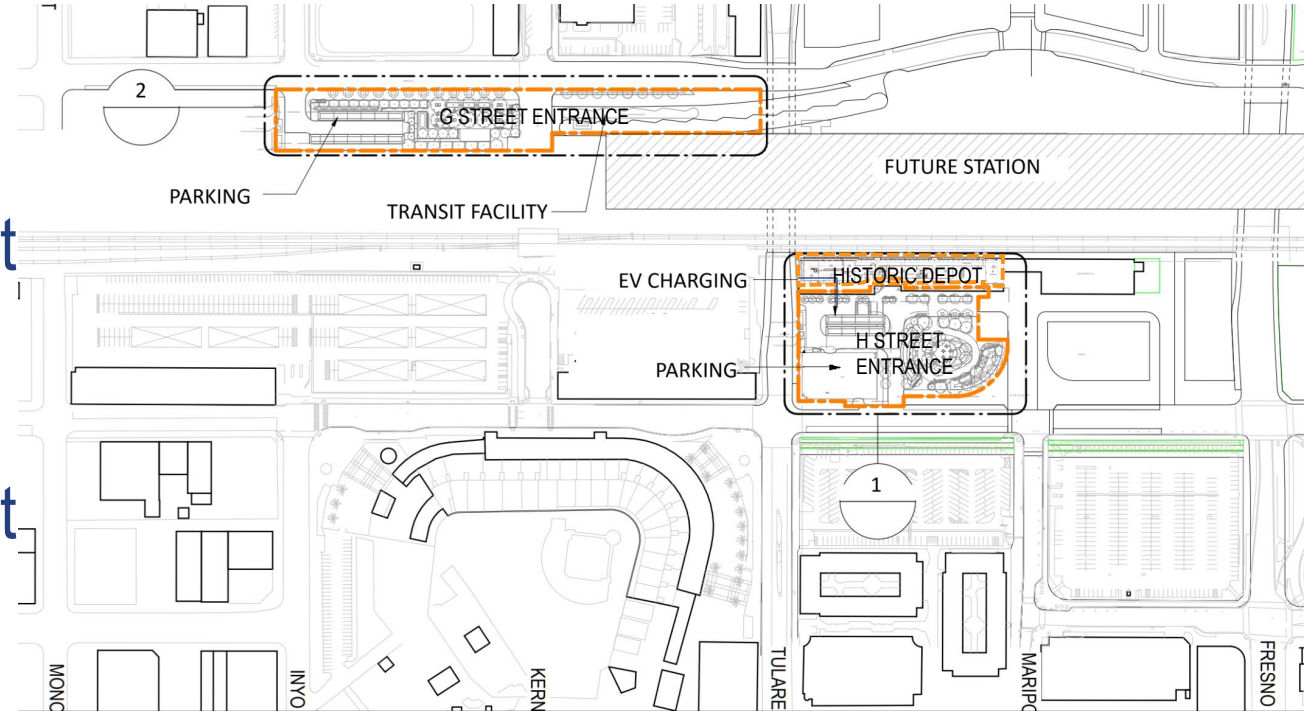
# Project Overview

Ben Lichty, Principal Transportation Planner

# Fresno Station Early Works Project Components

Fresno Station Early Works Project, consists of three subprojects:

1. Renovation of the Historic Depot
2. Early works and site improvements at the H Street Entrance (Downtown Plaza)
3. Early works and site improvements at the G Street Entrance (Chinatown Mobility Hub)





# 1713 Tulare Street, Fresno Station Early Works Project Details

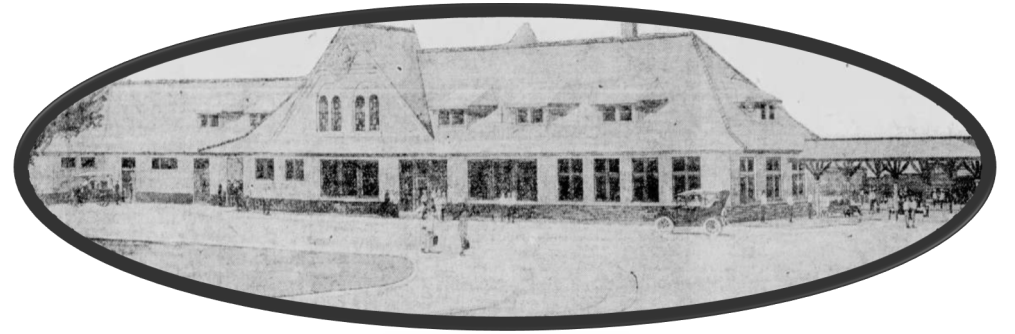
## 1. Renovation of the Historic Depot – warm shell

### » Seismic Retrofitting (Structural Reinforcement)

- 4" Center Core – vertical columns
- 14" Reinforced Concrete Bond Beams
- Steel Strong Back Wall Supports

### » Roof replacement, including sheathing

### » Accessibility Compliance, including new elevators and ramps



## 2. H Street Entrance (Downtown Plaza)

### » Utilities, Driveway, Parking Lot, Sidewalks, Drainage, Landscaping, Lighting, Solar PV, Electric Vehicle (EV) Chargers

- Permeable pavement
- Shade structure(s)
- Water feature

## 3. G Street Entrance (Chinatown Mobility Hub)

### » Utilities, Driveways, Parking Lot, Sidewalks, Drainage, Landscaping, Lighting, Solar PV, EV Chargers, Bus Bays with Bus Electric Chargers

- Permeable pavement
- Bus/Transit waiting area



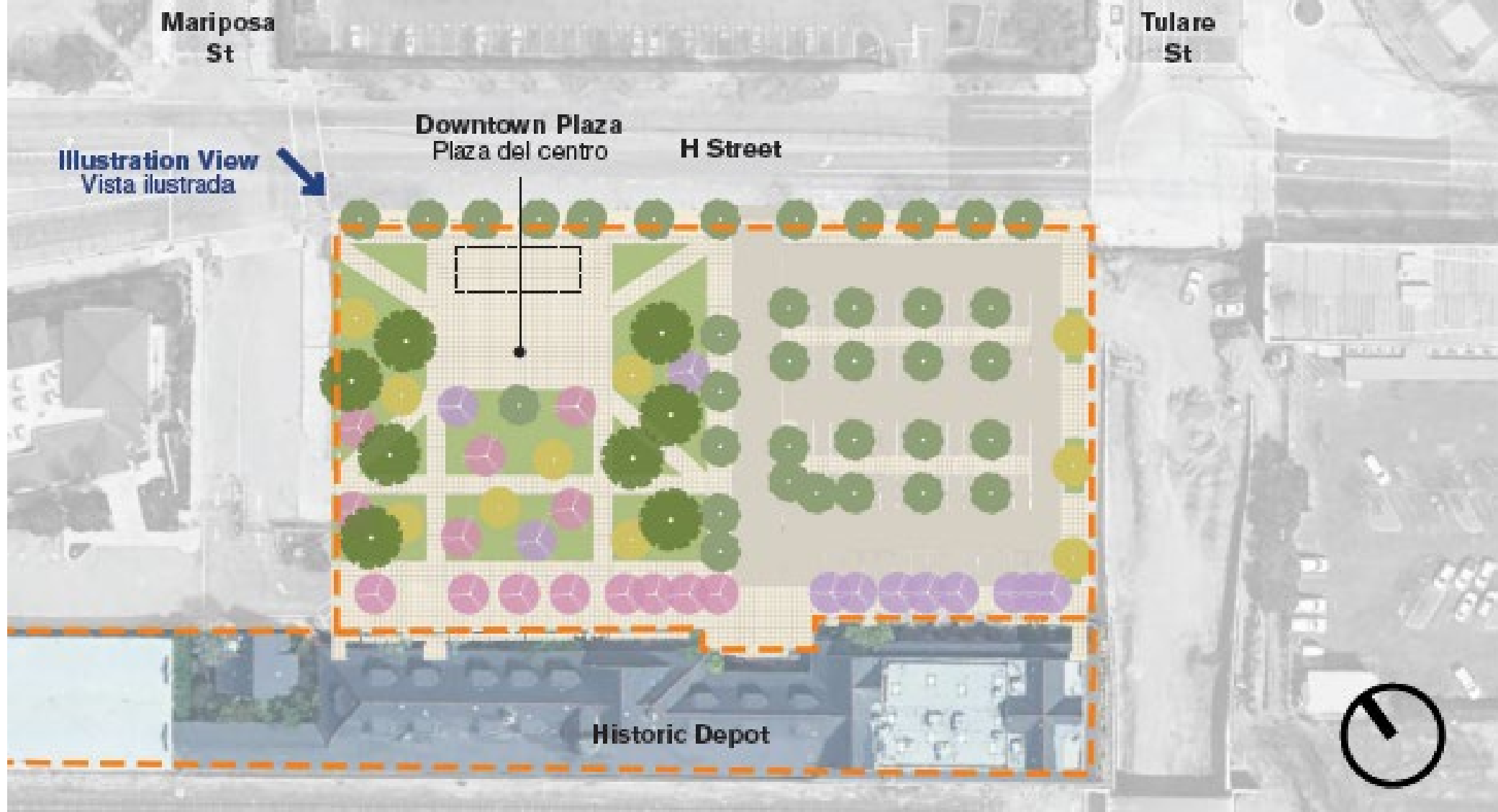
# Fresno Aerial Rendering

## Historic Depot, Downtown Plaza, Chinatown Mobility Hub





# Downtown Plaza and Historic Depot



# Chinatown Mobility Hub

**Electric Transit  
Bus Charging**  
Bahía de carga de  
autobuses eléctricos

**Chinatown Mobility Hub**  
Centro de movilidad de Chinatown

**Electric Vehicle & ADA  
Parking with Solar Canopy**  
Estacionamientos con techo  
solar para vehículos eléctricos y  
personas discapacitadas

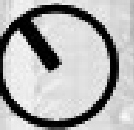
G Street

Tulare  
St

Kern  
St

Central Fish  
Company

Inyo  
St





## DOWNTOWN PLAZA CONCEPTUAL ILLUSTRATION | Ilustración conceptual





# Basic Terms:

- Estimated construction cost is \$50 million.
- Total contract duration is 24 months.
- Contract will be awarded to the lowest responsible bidder.
- Contract will be compliant with Small Business Goals and Requirements.
  - » 25% Small Business, inclusive of 3% Micro Business
  - » 10% DBE (*Paused due to Docket No. DOT-OST-2025-0897*)
  - » 3% DVBE

# Next Steps:

- Bids due in February 2026
- Contract awarded and notice to proceed in March 2026
- Groundbreaking on Fresno Station Early Works in April 2026
- Submit questions to [FresnoStationEW@hsr.ca.gov](mailto:FresnoStationEW@hsr.ca.gov).



# California High-Speed Rail Industry Update

## Small Business Program Overview Chardena Valley

Assistant Chief of Small Business

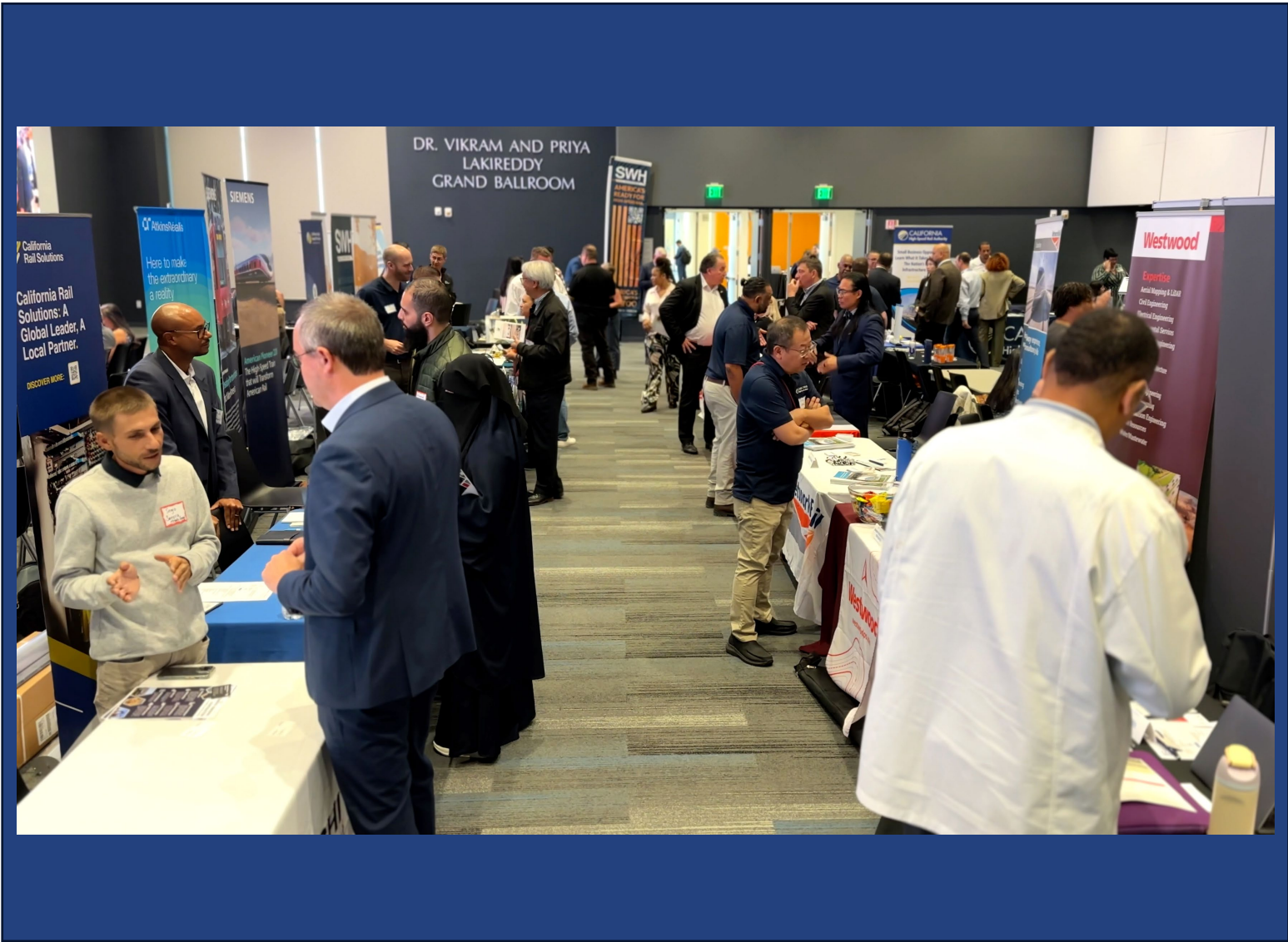
Small Business Development & Compliance Branch

[sbprogram@hsr.ca.gov](mailto:sbprogram@hsr.ca.gov)





# Small Business By the Numbers



## SMALL BUSINESS PARTICIPATION (as of September 2025)

**941** Certified Small Businesses  
working on the high-speed  
rail program statewide

**NORTHERN CALIFORNIA:**  
**350** Certified  
Small  
Businesses

**CENTRAL VALLEY:**  
**275** Certified  
Small  
Businesses

**SOUTHERN CALIFORNIA:**  
**304** Certified  
Small  
Businesses

**OUTSIDE OF CALIFORNIA:**  
**32** Certified  
Small  
Businesses



# Small Business Participation Goal Breakdown

Blended State and Federal	100% State Funded	100% Federal Funded (including grants)
<b>3%</b> Disabled Veteran Business Enterprise (DVBE) goal, which will be applied across the total contract value.	<b>3%</b> DVBE goal	<b>17%</b> Disadvantaged Business Enterprise (DBE) goal <i>(Paused due to Docket No. DOT-OST-2025-0897)</i>
<b>10%</b> DBE goal, which will also be applied across the total contract value. <i>(Paused due to Docket No. DOT-OST-2025-0897)</i>	<b>25%</b> Small Business goal using all categories that qualify under the state standard, which includes certified Small Business and SB-PW. <ul style="list-style-type: none"> <li>Of that <b>25%</b> we will designate <b>3%</b> microbusiness</li> </ul>	
<b>25%</b> Small Business goal using all categories that qualify under the state standard, which includes certified Small Business and SB-PW. <ul style="list-style-type: none"> <li>Of that <b>25%</b> we will designate <b>3%</b> microbusiness</li> </ul>		

# Commitment to Diversify

## Small Business Certification Overview

### Certifications That Count Toward the Overall Goal:

- **California Department of General Services**
  - Small & Micro Businesses (SB / MB)
  - Disabled Veteran Business Enterprises (DVBE)
  - Small Business for Public Works (SB-PW)state
- **California Unified Certification Program**
  - Disadvantaged Business Enterprises (DBE)federal



# Small Business Teams

## Exclusivity

» There is no prohibition against Subconsultants/Subcontractors being exclusive to one Bidder, however, exclusivity is strongly discouraged for SB/DBE/DVBE Subconsultants/Subcontractors



# Get Connected!



**Free Online Connection to Business Opportunities -  
Register Your Business Today!**





# CALIFORNIA

High-Speed Rail Authority

SB Workshop Registration  
1:00 p.m.- 1:30 p.m.





CALIFORNIA  
High-Speed Rail Authority

# Labor Compliance Overview

MONICA GEORGE

ASSISTANT CONTRACT COMPLIANCE ADMINISTRATOR

# LABOR CODE 1720: DEFINITION OF CONSTRUCTION

---

Effective 1/1/2020 Assembly Bill (AB) 1768 expanded the definition of construction under Labor Code 1720:

- (1) Construction, alteration, demolition, installation, or repair work done under contract and paid for in whole or in part out of public funds, except work done directly by any public utility purposes of this paragraph, “construction” include work performed during the design, site assessment, feasibility study, and other preconstruction phases of construction, including. But not limited to, inspection and land surveying work, regardless of whether any further construction work is conducted, and work performed during the postconstruction phases of construction, including, but not limited to, all cleanup work at the jobsite. For purpose of this paragraph, “installation” includes but is not limited to, the assembly and disassembly of freestanding and affixed modular office systems.

# FEDERAL DAVIS-BACON

---



Davis–Bacon Act of 1931 is a United States federal law which established the requirement for paying prevailing wages on public works projects.



## CLASSIFICATIONS THAT REQUIRED PREVAILING WAGE (LABOR CODE 1720)

---

- Field Soil Testing
- Field Survey Classifications

Such as

- Survey Technician
- Land Surveying Assistant
- Chief of Party
- Instrumentman
- Chainman

State of California  
Department of Industrial Relations  
**OFFICE OF THE LABOR COMMISSIONER**



**PUBLIC WORKS MANUAL**

*California Labor Commissioner  
Lilia García-Brower*

## DLSE: Public Works Manual

- The Division of Labor Standards Enforcement (DLSE) Public Works Manual can be found via the internet at:  
<http://www.dir.ca.gov/dlse/PWManualCombined.pdf>
  - » Clarifies statutory regulations
- Provides examples to assist contractors and agencies on prevailing wage requirements

# WAGE DETERMINATIONS



## State

- Use bid advertised date
- Includes Predetermined Increase
- Important Notices

<https://www.dir.ca.gov/OPRL/DPreWageDetermination.htm>

## Federal

- Use bid opening date
- No increases

<https://sam.gov/wage-determinations>

# FRINGE BENEFIT REQUIREMENTS

---

- Requirements for Fringe Benefits
  - » Irrevocable, in writing, 3rd party trust
- Cannot decrease Basic Rate or Total Rate
- What qualifies as a Fringe Benefit?
  - » Per diem wages: Basic rate, Overtime, Holiday Pay and employer payments (vacation, pension, medical insurance, etc.)
  - » Not included -worker's comp, mandated costs & generally sick leave or benefit required by law

# FRINGE BENEFIT STATEMENT (FBS)

---

- What is the Fringe Benefit Statement?
  - » *The FBS supplements the payroll to show employer payments paid on behalf of the employee to equal the Total Rate.*
- Employer may pay FB's directly to a Trust Fund or to a fund authorized by employee such as 401K.
  - » *Fringe benefits can also be paid directly to the employee.*

**Note:** *Fringe Benefit Statement must be completed and submitted with the first certified payroll, or when there are changes.*

# REQUIRED FORMS

---

- Sub-contractor's agreement
  - Pre-Job Conference for Subcontractors who meet LC1720. Invite HSR Labor Compliance Analyst assigned to your Contract. Pre-Job Conference form signed by all levels C/S/E to lowest level. (LC1771.5 b)
  - DAS 140
  - Fringe Benefit Statement
  - Weekly Certified Payroll
  - Statement of non-performance (if not work is being performed that week. In lieu of CPR)
- Forms to be submitted to CCU unit.
- All forms – [CCU@hsr.ca.gov](mailto:CCU@hsr.ca.gov)
- CPR only – [CCU-CPR@hsr.ca.gov](mailto:CCU-CPR@hsr.ca.gov)

LCP Tracker is coming to the Authority so likely we will switch to this in near future but there will be training.

Robert Hartley will be their Labor Compliance Analyst.

[Robert\\_Hartley@hsr.ca.gov](mailto:Robert_Hartley@hsr.ca.gov)

# COMMUNITY BENEFITS AGREEMENT

---

- The Community Benefits Agreement is a cooperative partnership between the High-Speed Rail Authority, skilled craft unions, and contractors with the primary goal to ensure that the High-Speed-Rail Project benefits the communities it traverses.
- Community Benefits Agreement Purpose:
  - Designed to assist small business and job seekers in finding or obtaining construction contracts, jobs, and training opportunities for residents who live in economically-disadvantaged areas.
  - Support employment of individuals who are designated as targeted workers and those designated as 'disadvantaged workers,' including veterans;
  - Helps remove potential barriers for small businesses participation.

# COMMUNITY BENEFIT AGREEMENT GOALS

---

## National Targeted Hiring Initiative (NTHI):

- Ensures that 30% of all project work hours are performed by National Targeted workers
  - » 10% of those hours will be performed by those classified as disadvantaged workers
- Identification and retention of a skilled workforce
  - » Monitor compliance of both DIR and DOL apprentice requirements
- Boost access to employment opportunities offering prevailing wage
- Timely, safe and economical execution of construction contracts



# HOW DOES THE CBA APPLY TO CONTRACTORS?

---

- All Contractors working on the program must agree to the CBA and designate a jobs coordinator who will implement a National Targeted Hiring Program
- All qualified contractors and subcontractors can bid for and obtain work on the high-speed- rail program whether they are parties to collective bargaining agreements
- Workers are not required to join a union organization to
- Be hired or dispatched to work on construction projects
- Provides a single set of work rules and standards which provides guarantees against work stoppages, provides for expeditious and peaceful dispute resolutions

# COMMUNITY BENEFIT AGREEMENT

---

## 2.4 Exclusions

This agreement shall not apply to work of persons, firms, other entities that perform consulting, planning, scheduling, design, environmental, geological, management, or other supervisory services on any Authority Project including but not limited to, Consultants, engineers, architects, geologist, construction managers, and others profession hires by the Authority in any other Government entity.

# CONTACT CONTRACT COMPLIANCE UNIT

---

Contract Compliance Unit-High Speed Rail Authority

1111 H St. Fresno, CA 93721

Email: [ccucpr@hsr.ca.gov](mailto:ccucpr@hsr.ca.gov)

Website: [www.hsr.ca.gov](http://www.hsr.ca.gov)



# CALIFORNIA HIGH-SPEED RAIL AUTHORITY

## Organizational Conflicts of Interest Overview

Lisa Crowfoot

Attorney V, Authority Legal Office



# ORGANIZATIONAL CONFLICTS OF INTEREST

- All entities desiring to enter into an Authority contract must comply with its Organizational Conflict of Interest (OCOI) Policy (Policy).
- **Why is the OCOI Policy necessary?**
  - » Our federal grants require it;
  - » Ensures a fair and transparent procurement process, maximizing competition and minimizing exposure to bid protests; and
  - » Ensures compliance with state and federal procurement laws and regulations.
- The OCOI Policy was originally adopted in 2011 and was last updated in 2023.

# OCOI POLICY DEFINITION

**An “Organizational Conflict of Interest” is defined in the OCOI Policy as:**

“...a circumstance arising out of a Contractor’s existing or past activities, business or financial interests, familial relationships, contractual relationships, and/or organizational structure (i.e., parent entities, subsidiaries, Affiliates, etc.) that results or would result in:

- **impairment or potential impairment of a Contractor’s ability to render impartial assistance or advice to the Authority or of its objectivity in performing work for Authority,**
- **an unfair competitive advantage for any Contractor bidding or proposing on an Authority procurement, or**
- a perception or appearance of impropriety with respect to any of the Authority’s procurements or contracts or a perception or appearance of unfair competitive advantage with respect to a procurement by the Authority (regardless of whether any such perception is accurate).”



# ORGANIZATIONAL CONFLICTS OF INTEREST

- Two general situations in which an organizational conflict of interest will be found to exist for a contractor:
  - » 1. A contractor has an unfair competitive advantage
    - *Example: A contractor has inside or non-public information about a procurement*
    - *Example: A contractor provides services related to a procurement and then bids on it*
  - » 2. A contractor's objectivity in performing its contractual obligations for the Authority would be compromised such that it could not provide impartial assistance
    - *Example: A contractor on Contract A is in a position to oversee its own work on Contract B and mitigation is not possible*



# OCOI POLICY FLEXIBILITY

- A common misperception is that Contractors are generally “conflicted” out simply because of current or prior work on the Project.
- While some conflicts cannot be mitigated, the vast majority of OCOI determinations find that a contractor may participate in the desired procurement and resulting contract.
- The Policy states that “the Authority recognizes that its goals must be balanced against the need to not unnecessarily restrict the pool of potential proposers or bidders available to participate in Authority procurements and contracts.”
- If a potential conflict is recognized, the Policy requires consideration of numerous factors to determine whether the contractor may participate in the contract and whether mitigation or safeguards may be implemented to permit participation.
- Such safeguards are commonly applied to allow participation and include measures like ethical walls and release of work product.

# OCOI REVIEW PROCESS

- Interested Contractors should review the Authority's Organizational Conflict of Interest Policy: <http://hsr.ca.gov/business-opportunities/general-info/organizational-conflict-of-interest-policy/>
- If the interested Contractor has any concerns that it may have an actual or perceived OCOI, it should request a determination from the Authority (instructions on next slide).
- Advanced or pre-clearance is not necessary if there are no concerns regarding an actual or perceived OCOI.
  - » *Example: A Contractor has never worked on the high-speed rail project nor a related project and has no financial affiliations with Authority Contractors*
- In conjunction with its bid submission, all interested Contractors will submit Form C: Organizational Conflicts of Interest Disclosure Statement in which it will either disclose potential OCOIs or indicate that it has none to disclose.
  - » *Current HSR contracts should be disclosed on this form*

# HOW TO REQUEST AN OCOI DETERMINATION

- Requests for a copy of the Organizational Conflict of Interest Policy, or for a determination, should be submitted to the Authority's Chief Counsel, at [Legal@hsr.ca.gov](mailto:Legal@hsr.ca.gov), referencing the Fresno Station Early Works Procurement.
- The Authority's OCOI determination process includes the following steps:
  - After the request is received, an investigation and analysis, including potential mitigation options, is performed by the attorneys.
  - The requestor will often be asked for additional information and/or documents necessary for the OCOI determination.
  - The Chief Counsel makes the final determination and informs the requestor by letter, which discusses the relevant facts and applicable OCOI Policy provisions.
  - A requestor who does not agree with an OCOI determination may contact the Chief Counsel to raise additional relevant facts and information.

# IMPORTANT BID INFORMATION

- **Fresno Station Early Works Invitation for Bid CHSRA Webpage:**

<http://hsr.ca.gov/business-opportunities/procurements/architectural-engineering-and-capital-contracts/fresno-station-early-works-invitation-for-bid/>



- **Cal eProcure Fresno Station Early Works Event Page:**

<https://caleprocure.ca.gov/event/2665/HSR25-12>

- **Trimble Unity Construct Bid Portal Webpage:**

[Bid Portal - Trimble Unity Construct](#)

- **Submit Bidder's Inquiries to** [FresnoStationEW@hsr.ca.gov](mailto:FresnoStationEW@hsr.ca.gov)

***THANK YOU***