



Communications & Legislation Committee

Express support for SB 991
(Newman, D-Fullerton):
Public contracts: progressive design-
build: local agencies

Item # 7-16
April 11, 2022

Background

- Traditional Delivery Method for Local Agencies
- Agencies with Alternative Delivery Authority
- Assembly Bill 1845

Definition of Term

Progressive Design Build (PDB)

- Contracting method where a single entity is hired to do both design and construction
- Selection through qualification-based process

SB 991 Background & Provisions

- Sponsored by **The Water Collaborative Delivery Association**
- Would authorize local water/wastewater agencies to use PDB
- Applicable to public works projects in excess of **\$5 million**
- Sunset date: January 1, 2029

Potential Benefits of PDB

- Potential for schedule advancement (earlier online dates)
- Enhanced opportunities for:
 - Collaboration during project development phase
 - Risk identification & allocation
- Earlier cost certainty; possible cost savings
- Greater flexibility in selection process
- Increased opportunities for innovation

SB 991 Comparison with AB 1845 (Calderon)

Category	SB 991	AB 1845
Alternative delivery method	PDB only	DB, PDB, CM/GC
Coverage	Water-related projects > \$5M	RRWP and drought projects
Sunset Date	January 1, 2029	DB January 1, 2025 PDB and CM/GC January 1, 2028
Conflict of Interest Language	Yes	Yes
Skilled & Trained Workforce Requirements	Enforceable commitment required unless agency has PLA	Enforceable commitment required unless agency has PLA
Selection Process	Qualifications-based	Qualifications-based or Best Value
Subcontractor Selection Process	Owner's discretion	Owner's discretion

Support & Opposition

Support

- Association of California Water Agencies
- California Association of Sanitation Agencies
- California Municipal Utilities Association
- Inland Empire Utilities Agency
- Santa Clara Valley Water District
- Silicon Valley Leadership Group
- State Building & Construction Trades Council of California
- The Bay Area Council
- WaterReuse Association

Opposition

- None registered

Options.

Option #1

Express a support position on SB 991
(Newman): Public contracts: progressive
design-build: local agencies

Option #2

Take no position

Staff Recommendation.

Option #1

