

HOUSE RESEARCH

Bill Summary

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Section

- 1 **Definitions.** Modifies the definition of “design-build contract” and “project.”
- 2 **Licensing requirements.** Clarifies licensing of a design-builder.
- 3 **Contents of Request for Qualifications (RFQ).** Reduces the number of firms that will be on the list of qualified design-builders from a minimum of three to a minimum of two.
- 4 **Evaluation.**
- 5 **RFP for design-build.**
- 6 **Design-build award.**

Subd. 1. Award; computation; announcement. Provides that the selection is based on the price divided by the technical score, adjusted for a time factor value, if any (expressed as a value per day), with the award going to the responsive and responsible design-builder with the lowest adjusted score. The county may reject all proposals.

Subd. 2. Alternative process for certain contract. Provides an alternative process for projects estimated to cost less than \$5,000,000.

Subd. 3. Stipulated fee. Replaces the repealed provision.

Requires the county to award a stipulated fee to each responsible proposer who provides a responsive but not successful proposal. The fee must be not less than two-tenths of one percent of the county’s estimated costs of the project. All proposers get

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the fee if the county does not award anyone the contract. Paying the fee allows the county to use the ideas and information in the proposal. A proposer may elect to waive the fee, in which case the county may not use any ideas or information contained in the proposal.

Subd. 4. Low-bid design-build process. Permits the county to use a low-bid, design-build process where the scope of the work can be clearly defined.

Subd. 5. Rejection of bids. All bids may be rejected.

Subd. 6. Reissue of request for proposals. Permits the county to reissue the RFP if it rejects all bids or does not execute the contract.

7 Repealer. Repeals section 383B.1585, providing for a stipulated fee, which is replaced by this bill.