



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 442

ADOPTED

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

H442-ARB-62 [v.3]

Page 1 of 2

Comm. Sub. [NO]
Amends Title [YES]
Second Edition

Date June 15, 2011

Senator Clodfelter

1 moves to amend the bill on page 1, lines 2 and 3, by rewriting the lines to read:
2 "AN ACT TO ALLOW THE TOWN OF CORNELIUS AND THE CITY OF CHARLOTTE
3 TO USE DESIGN-BUILD DELIVERY METHODS AND TO SPECIFY THE
4 INVESTMENT AUTHORITY OF THE TOWN OF CORNELIUS.";

5
6 and on page 1, lines 35 and 36, by rewriting the lines to read:
7 "SECTION 3. Article III of Chapter 8 of the Charter of the City of Charlotte, being
8 S.L. 2000-26 as amended, is amended by adding a new section to read as follows:

9 "**§ 8.87. City may utilize design-build delivery methods.**

10 (a) The City may award contracts for the design and construction of up to three public
11 projects without being subject to the requirements of G.S. 143-128, 143-129, 143-131,
12 143-132, 143-64.31, and 143-64.32. This authorization includes the use of the following
13 methods: design-build; design-build-operate; design-build-maintain, and
14 design-build-operate-maintain.

15 (b) The City may award contracts for design and construction of public projects,
16 including water and sewer lines and mains, pump stations, storage tanks and buildings ancillary
17 to water and wastewater treatment plants, stormwater management facilities, road, bridges, and
18 parking garages, stream mitigation projects, heavy rail transportation facilities, airport facilities,
19 public safety facilities, and local government buildings. The City may award design and
20 construction contracts for no more than one local government building per fiscal year.

21 (c) The city shall request proposals from at least three design-build teams. If three
22 proposals are not received and the project has been publicly advertised for a minimum of 30
23 days, then the City may proceed with the proposals received. The Council shall award the
24 contract to the best qualified contractor, taking into account the time of completion of the
25 project, the capital and operation and maintenance cost of the project, the technical merits of
26 the proposal, and any other factors and information set forth in the request for proposal that the
27 City determines to have a material bearing on the ability to evaluate any proposal."

28 SECTION 4. This act is effective when it becomes law. Section 1 of this act shall
29 expire July 1, 2013. Section 3 of this act shall expire June 30, 2016.



* H 4 4 2 - A R B - 6 2 - V - 3 *

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SIGNED 
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 50-0 FAILED _____ Tabled _____

Sarah Clapp
6.15.11

ADOPTED