

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

FILED SENATE
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SENATE DRS85082-MM-33A (02/28)

Short Title: Durham County Water/Wastewater Plant Projects. (Local)

Sponsors: Senators McKissick and Woodard (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE COUNTY OF DURHAM TO CONSTRUCT WATER
TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS
WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF
CHAPTER 143 OF THE GENERAL STATUTES.

The General Assembly of North Carolina enacts:

SECTION 1. The County of Durham may contract for the design and construction or design, construction, and operation of water treatment and wastewater treatment plant projects for the purpose of providing services throughout Durham County without being subject to the requirements of G.S. 143-128, 143-129, 143-131, 143-132, 143-64.31, and 143-64.32. The authorization includes, if deemed appropriate by the Durham County Board of Commissioners, the use of the single-prime contractor method of design and construction, the design-build or design-build operate method of construction, or a request for proposals and negotiation as an alternative design and construction method.

SECTION 2. The County of Durham shall obtain proposals from and interview at least three design-build teams, or design-build operate teams, as appropriate, that have submitted proposals for a water treatment plant or wastewater treatment project. If three proposals are not received and the project has been publicly advertised for a minimum of 30 days, the County may proceed with the proposals received. The Board of Commissioners shall award the contract to the best qualified contractor, taking into account the time of completion of the project, the capital and operation and maintenance cost of the project, the technical merits of the proposal, including, but not limited to, reliability and protection of the environment, and any other factors and information set forth in the request for proposals that the County determines to have a material bearing on the ability to evaluate any proposal.

SECTION 3. This act is effective when it becomes law.



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