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GCA of Hawaii

GENERAL CONTRACTORS ASSOCIATION OF HAWAII

Quality People. Quality Projects.

March 31, 2011

TO: THE HONORABLE DAVID Y. IGE, CHAIR AND MEMBERS OF THE
SENATE WAYS AND MEANS COMMITTEE

SUBJECT: HB985, HD2, SD1 RELATING TO PROCUREMENT.

L A T E

NOTICE OF HEARING

DATE: Friday, April 1, 2011
TIME: 9:00 A.M.
PLACE: Conference Room 211

Dear Chair Ige and Members of the Ways and Means Committee:

The General Contractors Association (GCA), an organization comprised of over five hundred and eighty (580) general contractors, subcontractors, and construction related firms **supports the intent** of HB985 HD2, SD1 Relating to Procurement but suggests using the wording in SB779, SD2, HD1 (attached).

HB779, SD2, HD1 provides a design build procurement process for construction. The proposed bill will give State procurement officers essential minimum requirements to follow when using the design build process for procuring construction services that include:

1. Delineating a two-step design build process;
2. Selecting up to only 3 offerors for step two, the most costly part of competing in the design build process; and
3. Providing for a conceptual design fee to help defray costs of the step two proposals to encourage quality proposals.

The GCA believes that the implementation of this two step procedure for the procurement of design build construction projects as proposed in HB779, SD2, HD1 will result in enhanced proposal quality, provide better opportunities to participate by smaller, local design professionals, and provide the State with the most innovative and cost effective proposals.

The GCA recommends that the Committee pass HD985 HD2, SD1 as amended using the wording in HB779, SD2, HD1 as drafted and suggests a more current effective date.

Thank you for the opportunity to testify on this matter.

A BILL FOR AN ACT

RELATING TO PROCUREMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the current
2 procurement process for design-build contracts requires offerors
3 to prepare, in most instances, conceptual design drawings as
4 part of their proposals. This requires a considerable initial
5 investment and may prevent many local firms from submitting
6 proposals for design-build contracts. As a result, purchasing
7 agencies may experience a decrease in competition and an
8 increase in prices, and may potentially be forced to sacrifice
9 design and construction creativity.

10 The purpose of this Act is to provide for the selection of
11 the most qualified offerors for design-build contracts and to
12 encourage the participation of Hawaii-based companies, including
13 local small firms, in the design-build contract proposal
14 process.

15 SECTION 2. Section 103D-104, Hawaii Revised Statutes, is
16 amended by adding a new definition to be appropriately inserted
17 and to read as follows:



1 "Design-build" means a project delivery method in which
2 the procurement officer enters into a single contract for design
3 and construction of an infrastructure facility."

4 SECTION 3. Section 103D-303, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§103D-303 Competitive sealed proposals. (a) Competitive
7 sealed proposals may be [utilized] used to procure construction,
8 goods, or services [~~, or construction designated in rules adopted~~
9 ~~by the procurement policy board as goods, services, or~~
10 ~~construction which are] that are either not practicable or not
11 advantageous to the State to procure by competitive sealed
12 bidding. [~~Competitive sealed proposals may also be utilized~~
13 ~~when the head of a purchasing agency determines in writing that~~
14 ~~the use of competitive sealed bidding is either not practicable~~
15 ~~or not advantageous to the State.]~~~~

16 (b) Proposals shall be solicited through a request for
17 proposals.

18 (c) Notice of the request for proposals shall be given in
19 the same manner as provided in section 103D-302(c).

20 (d) Proposals shall be opened so as to avoid disclosure of
21 contents to competing offerors during the process of
22 [~~negotiation.~~] evaluation. A register of proposals shall be



1 prepared [~~in accordance with rules adopted by the policy board~~]
2 and shall be open for public inspection after contract award.

3 (e) The request for proposals shall state the relative
4 importance of price and other evaluation factors.

5 (f) Discussions may be conducted with responsible offerors
6 who submit proposals determined to be reasonably [~~susceptible of~~
7 being] likely to be selected for a contract award for the
8 purpose of clarification to assure full understanding of, and
9 responsiveness to, the solicitation requirements. Offerors
10 shall be accorded fair and equal treatment with respect to any
11 opportunity for discussion and revision of proposals, and
12 revisions may be permitted after submissions and prior to award
13 for the purpose of obtaining best and final offers. In
14 conducting discussions, there shall be no disclosure of any
15 information derived from proposals submitted by competing
16 offerors.

17 (g) Award shall be made to the responsible offeror whose
18 proposal is determined in writing to be the most advantageous,
19 taking into consideration price and the evaluation factors set
20 forth in the request for proposals. No other factors or
21 criteria shall be used in the evaluation. The contract file
22 shall contain the basis on which the award is made.



1 (h) In cases of awards made under this section,
2 nonselected offerors may submit a written request for debriefing
3 to the chief procurement officer [~~ex-designee~~] within three
4 working days after the posting of the award of the contract.
5 Thereafter, the [~~head of the purchasing agency~~] procurement
6 officer shall provide the [~~requester~~] nonselected offeror a
7 prompt debriefing [~~in accordance with rules adopted by the~~
8 ~~policy board~~]. Any protest by the [~~requester~~] nonselected
9 offeror pursuant to section 103D-701 following debriefing shall
10 be filed in writing with the [~~chief~~] procurement officer [~~ex~~
11 ~~designee~~] within five working days after the date [~~that~~] upon
12 which the debriefing is completed.

13 (i) In addition to any other provisions of this section,
14 construction projects may be procured using the design-build
15 method described herein:

16 (1) Step One. The procurement officer shall issue a
17 request for qualifications in advance of the request
18 for proposals to prequalify offerors; provided that a
19 short list of no more than three responsible offerors,
20 based on the qualifications stated in their proposals,
21 shall be selected prior to submittal of proposals.
22 The number of offerors to be selected for the short



1 list shall be stated in the request for
2 qualifications, and the procurement officer shall
3 provide prompt notice to all offerors as to which
4 offerors have been short listed.

5 (2) Step Two. The procurement officer shall issue a
6 request for proposals to the offerors selected for the
7 short list in step one. The request for proposals
8 shall include design requirements, solicit proposal
9 development documents, and state proposal evaluation
10 criteria. The procurement officer may pay a
11 conceptual design fee to non-selected offerors that
12 submit a technically responsive proposal to the
13 request for proposals in step two; provided that the
14 terms of the payment of a conceptual design fee shall
15 be stated in the request for qualifications and the
16 request for proposals."

17 SECTION 4. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 5. This Act shall take effect on July 1, 2112.



Report Title:

Procurement; Design-build Contracts

Description:

Establishes discretionary request for competitive sealed proposal procedures using a two-step design-build process. Defines design-build. Authorizes the procurement officer to pay a conceptual design fee to unsuccessful offerors. Clarifies process of short-listing of offerors for purposes of nonselection. Effective 7/1/2112. (HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.



March 31, 2011

L A T E

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

SUBJECT: SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement
Senate Committee on WAM Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

I am writing in SUPPORT of HB985 HD2 SD1 relating to procurement and design-build contracts.

The revised bill provides for the procurement of design-build contracts in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build process is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task for the proposer. Studies have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,

Patrick T. Onishi

Patrick T. Onishi, AIA



KAI HAWAII
STRUCTURAL & FORENSIC ENGINEERS

Ken K. Hayashida, P.E.
Michael P. Hunnemann, P.E.

March 29, 2011

L A T E

Senate Committee on Ways and Means
Hearing Date: Friday, April 1, 9:00 a.m., Conference Room 211

Honorable Senators David Y. Ige, Chair; Michelle Kidani, Vice Chair; and Members of the Senate Committee on Ways and Means

Subject: HB 985 HD2 SD1, Relating to Procurement
TESTIMONY IN SUPPORT

Dear Chair Ige, Vice Chair Kidani, and Committee Members,

Our company strongly **supports HB 985, Relating to Procurement**. HB 985 would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions.

HB 985 would put in place a two-step process for procuring design-build teams. At the first stage, potential design-build teams would submit their qualifications particular to the proposed project. A selection committee would select the most qualified teams (up to five) that would then proceed to the second proposal stage. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

HB 985 also provides for the granting of a conceptual design fee to the losing short-listed teams. Preparation of a design-build proposal is an onerous task, and teams can spend more than \$1 million to prepare their proposal. Studies have shown that the providing even a nominal fee to the losing teams encourages more teams to participate. In Hawaii, many of our local A/E firms are small businesses, and we feel that providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We appreciate the opportunity to provide testimony regarding HB 985. Please do not hesitate to contact us if you have any questions regarding our testimony.

Respectfully submitted,

Ken Hayashida, President
KAI Hawaii, Inc.

AIA Hawaii State Council

A Council of The American Institute of Architects

L A T E

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813



4-01-2011, 9 AM Conference Room 211, Public Decision-Making,
SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to **SUPPORT HB985 HD2 SD1** relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendations of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build situation is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task. Studies have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We offer our **STRONG SUPPORT** for this bill, and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

A handwritten signature in cursive script, reading "Amy Blagriff".

Amy L. Blagriff
Executive Vice President, Honorary AIA Honolulu
On behalf of the AIA Hawaii State Council

119 Merchant Street, Suite 402
Honolulu, Hawaii 96813-4452
Phone: 808.545.4242
Fax: 808.545.4243
Website: www.aiahonolulu.org

Christopher Walling, AIA
1105 8th avenue
Honolulu Hawaii 96816
cwalling@yahoo.com

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

L A T E

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement
Senate Committee on WAM Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. Integrated project Delivery (IPD) is an important procurement vehicle for successful projects. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals. This will reduce risk in the project and lead to more successful projects for all involved including the State and constituents.

I strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,

Christopher Walling, AIA

March 31, 2011

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

L A T E

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement
Senate Committee on WAM Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build situation is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task. Studies have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,



Michael Kujubu
Alakea Design Group, LLC

MK:lm



808.791.7171 | info@mgahawaii.com
2270 Kalakaua Avenue, Suite 1502 | Waikiki, Honolulu, HI 96815

L A T E

March 31, 2011

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement
Senate Committee on WAM Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

As I understand, the purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process will serve to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified and innovative design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build situation is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task. Studies have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

As the sole owner of MGA Architecture, LLC, I indeed qualify as a small business. As such, the decision to participate in a design-build RFP is a significant one. However, the anxiety of this decision is not based upon whether we feel qualified to compete for the opportunity, the anxiety is too often based almost exclusively on the tremendous expense that we will incur in the competitive pursuit without any compensation for our efforts should we not prevail. This inevitably leaves many small but innovative design firms like our firm on the sidelines and ultimately reduces the potential for outstanding concepts to emerge. Providing a conceptual design fee would encourage more small firms like ourselves to invest the design-build pursuits.

We strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,

A handwritten signature in black ink, appearing to read 'Matthew W. Gilbertson'.

Matthew W. Gilbertson
AIA, NCARB, LEED®AP
President/Owner
MGA Architecture, LLC

Margaret Sutrov Architect Inc
2331 W. Main Street
Wailuku, Maui, Hawaii, 96793

March 31, 2011

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

L A T E

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement
Senate Committee on WAM Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build situation is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task. Studies have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

I strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,



Margaret J.B. Sutrov A.I.A., LEED AP

Maui Chapter A.I.A. President

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, March 31, 2011 6:16 PM
To: WAM Testimony
Cc: LAarakaki@ahldesign.com
Subject: Testimony for HB985 on 4/1/2011 9:00:00 AM

Testimony for WAM 4/1/2011 9:00:00 AM HB985

L A T E

Conference room: 211
Testifier position: support
Testifier will be present: No
Submitted by: Lloyd Arakaki
Organization: Individual
Address:
Phone:
E-mail: LAarakaki@ahldesign.com
Submitted on: 3/31/2011

Comments:

Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement Senate Committee on WAM
Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build situation is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task. Studies

have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, March 31, 2011 5:03 PM
To: WAM Testimony
Cc: dallen@rimarchitects.com
Subject: Testimony for HB985 on 4/1/2011 9:00:00 AM

Testimony for WAM 4/1/2011 9:00:00 AM HB985

Conference room: 211
Testifier position: support
Testifier will be present: No
Submitted by: doug allen
Organization: Individual
Address:
Phone:
E-mail: dallen@rimarchitects.com
Submitted on: 3/31/2011

L A T E

Comments:
HB985 HD2 SD1 Support Sample Letter
Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement Senate Committee on WAM
Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

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have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,

Doug Allen

From: mailinglist@capitol.hawaii.gov
Sent: Friday, April 01, 2011 7:20 AM
To: WAM Testimony
Cc: david.kaahaaina.jr@gmail.com
Subject: Testimony for HB985 on 4/1/2011 9:00:00 AM

Testimony for WAM 4/1/2011 9:00:00 AM HB985

L A T E

Conference room: 211
Testifier position: support
Testifier will be present: No
Submitted by: David Kaahaaina, AIA
Organization: American institute of Architects, Honolulu Chapter
Address:
Phone:
E-mail: david.kaahaaina.jr@gmail.com
Submitted on: 4/1/2011

Comments:
Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement Senate Committee on WAM
Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

As a member of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build process as one of the approaches to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

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have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

I strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to submit my comments.

Sincerely,

David Kaahaaina, Jr., AIA

From: mailinglist@capitol.hawaii.gov
Sent: Friday, April 01, 2011 8:34 AM
To: WAM Testimony
Cc: swanderson@ecc.net
Subject: Testimony for HB985 on 4/1/2011 9:00:00 AM

Testimony for WAM 4/1/2011 9:00:00 AM HB985

Conference room: 211
Testifier position: support
Testifier will be present: No
Submitted by: Steven Anderson
Organization: Individual
Address:
Phone:
E-mail: swanderson@ecc.net
Submitted on: 4/1/2011

L A T E

Comments:
Honorable Senator David Ige, Chair
Ways and Means Committee (WAM)
Hawaii State Senate
State Capitol
Honolulu, HI 96813

SUBJECT: STRONG SUPPORT FOR HB 985 HD2 SD1 Relating to Procurement Senate Committee on WAM
Public Decision Making
4-01011 9 AM conference room 211

Dear Chair and Members of the Committee:

On behalf of the more than 800 architect members and other allied design professionals of The American Institute of Architects (AIA), AIA Hawaii State Council, I am writing to SUPPORT HB985 HD2 SD1 relating to procurement and design-build contracts.

The American Institute of Architects (AIA) supports the design-build approach to project design and construction. AIA strongly supports HB 985 HD2 Relating to Procurement. The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. As you are aware, this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

The purpose of the bill is to put in place a two-step process for procuring design-build teams. The two-step process serves to reduce industry costs in responding to requests for design-build proposals, to encourage the most qualified design-builders to participate by increasing their chances of success, and to reduce the cost to the agency of reviewing the proposals.

The bill would also provide for the granting of a conceptual design fee to the unsuccessful short-listed teams. The design-build situation is completely different than the normal design-bid-build process, because the designers must prepare partial design documents as part of the proposal process. Preparation of a design-build proposal is an onerous task. Studies

have shown that providing even a nominal fee to the losing teams encourages more teams to participate.

In Hawaii, many of our local Architect and Engineering firms are small businesses, and many do not participate in design-build procurements because of the high cost of preparing the partial design documents. Providing a conceptual design fee would encourage more of our small firms to participate in design-build projects.

We strongly SUPPORT this bill and also ask that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for the opportunity to testify.

Sincerely,

Steven Anderson, AIA LEED AP



L A T E

31 March 2011

**ANDREW CHARLES YANOVIK AIA, APA, CSI
ENVIRONMENTAL SYSTEMS PLANNING AND DESIGN CONSULTATION**

Honorable Senator David Ige, Chair, Ways and Means Committee (WAM) Hawaii State Senate
State, Capitol, Honolulu, HI 96813

Re: Strong Support for HB 985 HD2 SD1 Relating to Procurement Senate Committee on WAM
Public Decision Making 4-01011 9 AM Conf. Room 211

Dear Honorable Chair and Honorable Senatorial Members of the Committee:

On behalf of Hawaii environmental planning and design professionals, the local construction industry, and the economic and environmental health, safety and welfare of Hawaii nei, I have been requested by AIA Honolulu and AIA Hawaii Council to write in SUPPORT of HB985 HD2 SD1 relating to procurement and design-build contracts. The American Institute of Architects (AIA) supports the design-build approach to project design and construction and AIA strongly supports HB 985 HD2 Relating to Procurement.

The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. It is my understanding, that this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

On the basis of longstanding professional and business as well as community service experience in Hawaii, I very strongly SUPPORT the purpose of this bill to put in place a two-step process for procuring design-build teams; which, serves to reduce industry costs in responding to requests for design-build proposals, and to encourage the most qualified design-builders to participate by increasing their chances of success, as well as to reduce the cost to the agency of reviewing the proposals. This bill would also provide for the granting of a preliminary conceptual design fee to the unsuccessful short-listed teams – as has been discussed in our AIA, APA, ASLA, ECH, and HEA meetings for over a decade; because, preparation of a design-build proposal is an onerous task. Studies have shown that providing even a nominal professional fee to the losing teams encourages more qualified teams to participate. In Hawaii, many of our local Architectural, Engineering and Environmental Systems Planning and Design firms are small businesses; however, many are not able to participate with local construction firms in design-build procurements because of the high cost of preparing the conceptual planning and design documents; therefore, providing a conceptual design fee would encourage more of our small firms to participate in worthwhile design-build projects to benefit Hawaii nei.

Being in strong SUPPORT of this bill, may I also humbly request your kind consideration that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012.

Thank you for this opportunity to testify on behalf of Hawaii nei.

Sincerely,

**CENTURY SQUARE/SUITE 3011:1188 BISHOP STREET:HONOLULU, HAWAII 96813
CABLE ADDRESS: YANOPLAN/ (808) 545-7592 / (808) 533-4158**

**CHARTER MEMBER: BUCKMINSTER FULLER FOUNDATION
WOBO: WORLD ORGANIZATION OF BUILDING OFFICIALS**

March 2011

L A T E

Honorable Senator David Ige, Chair, Ways and Means Committee (WAM) Hawaii State Senate, State, Capitol, Honolulu, HI 96813

Re: Strong Support for HB 985 HD2 SD1 Relating to Procurement Senate Committee on WAM Public Decision Making 4-01011 9 AM Conf. Room 211

Dear Honorable Chair and Honorable Senatorial Members of the Committee:

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The revised bill would provide for the procurement of design-build contract teams in a manner used by the Federal Government and many other jurisdictions. It is my understanding, that this bill is the companion to SB 779, which has since been amended with the contents of HB 985 HD2 per the recommendation of the Committee on Economic Revitalization and Business.

On the basis of longstanding professional and business as well as community service experience in Hawaii, I very strongly SUPPORT the purpose of this bill to put in place a two-step process for procuring design-build teams; which, serves to reduce industry costs in responding to requests for design-build proposals, and to encourage the most qualified design-builders to participate by increasing their chances of success, as well as to reduce the cost to the agency of reviewing the proposals. This bill would also provide for the granting of a preliminary conceptual design fee to the unsuccessful short-listed teams – as has been discussed in our AIA, APA, ASLA, ECH, and HEA meetings for over a decade; because, preparation of a design-build proposal is an onerous task. Studies have shown that providing even a nominal professional fee to the losing teams encourages more qualified

teams to participate. [SEP] In Hawaii, many of our local Architectural, Engineering and Environmental Systems Planning and Design firms are small businesses; however, many are not able to participate with local construction firms in design-build procurements because of the high cost of preparing the conceptual planning and design documents; therefore, providing a conceptual design fee would encourage more of our small firms to participate in worthwhile design-build projects to benefit Hawaii nei.

Being in strong SUPPORT of this bill, may I also humbly request your kind consideration that the bill be amended to remove the defective date of July 1, 2050 and to make the bill effective July 1, 2012. [SEP]

Thank you for this opportunity to testify on behalf of Hawaii nei.

Sincerely,