

1 **2022 Legislative Conference**
2 **Standing Committee on Transportation and Public Works**
3 **Resolution #5**

4 **Resolution Urging the Governor and State Lawmakers to Grant Design-**
5 **Build Construction Authority to Counties and New York City**

6 **WHEREAS**, current road, bridge, building, and infrastructure construction projects
7 are cumbersome and expensive for local governments and taxpayers in New York State;
8 and

9 **WHEREAS**, design-build contracting saves time and money by eliminating time in
10 procuring design services separately from construction services, and by making a single
11 entity responsible for a project, reducing the possibility of contract claims related to
12 design errors or omissions; and

13 **WHEREAS**, design-build is a method of construction project delivery in which one
14 entity works under a single contract to provide design and construction services; and

15 **WHEREAS**, design-build projects minimize project risk for the owner, increase the
16 accountability of contractors and streamlines the delivery schedule by compressing two
17 procurements into one, eliminating one full procurement cycle; and

18 **WHEREAS**, design-build further streamlines the delivery schedule by overlapping the
19 design and construction phases of a project; and

20 **WHEREAS**, the New York City Public Works Investment Act, authorizes some New
21 York City agencies to use the design-build delivery method for certain capital projects
22 over a specified dollar threshold amount; and

23 **WHEREAS**, New York State has granted design-build authority to itself and to New
24 York City with great success the same authority should be granted to counties; and

25 **WHEREAS**, the State has proven this method saves both time and taxpayer spending
26 all while minimizing project risk.

27 **NOW, THEREFORE, BE IT RESOLVED**, the New York State Association of
28 Counties (NYSAC) hereby calls on the Governor and State Lawmakers to grant county
29 governments the authority to use design-build construction to achieve these needed
30 construction project results; and

31 **BE IT FURTHER RESOLVED**, that copies of this resolution be sent to the counties
32 of New York State encouraging member counties to enact similar resolutions; and

33 **BE IT FURTHER RESOLVED**, that NYSAC shall forward copies of this resolution to
34 Governor Kathy Hochul, the New York Legislature and all others deemed necessary and
35 proper.