

Our Solutions. Your Terms



# Design Build vs. Performance Contracting

## It's All About Flexibility

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# Design Build vs. Performance Contracting: It's All About Flexibility

Premise

Purpose

Procurement

Promise



**Design–build** (or **design/build**, and abbreviated **D–B** or **D/B** accordingly) is a project delivery system used in the construction industry. It is a method to deliver a project in which the design and construction services are contracted by a single entity known as the **design–builder** or **design–build contractor**. In contrast to "design–bid–build" (or "design–tender"), **design–build relies on a single point of responsibility contract and is used to minimize risks for the project owner and to reduce the delivery schedule by overlapping the design phase and construction phase of a project.** "DB with its single point responsibility carries the clearest contractual remedies for the clients because the DB contractor will be responsible for all of the work on the project, regardless of the nature of the fault

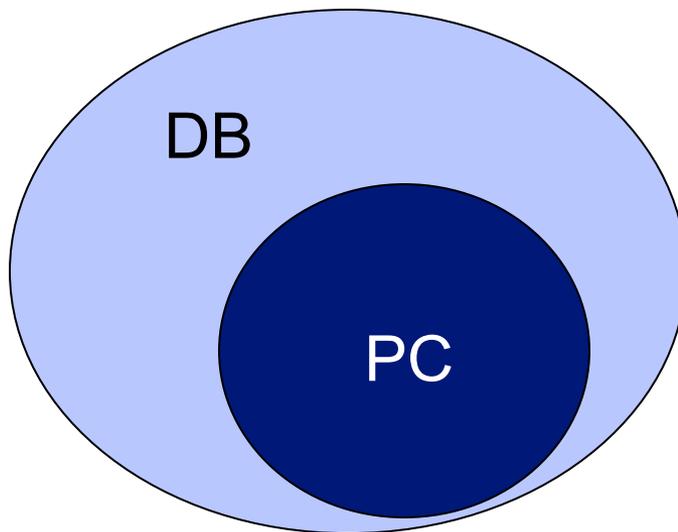
From Wikipedia, the free encyclopedia



All Performance Contracting projects are  
Design/Build projects.....

BUT

not all Design/Build projects are  
Performance Contracting projects.

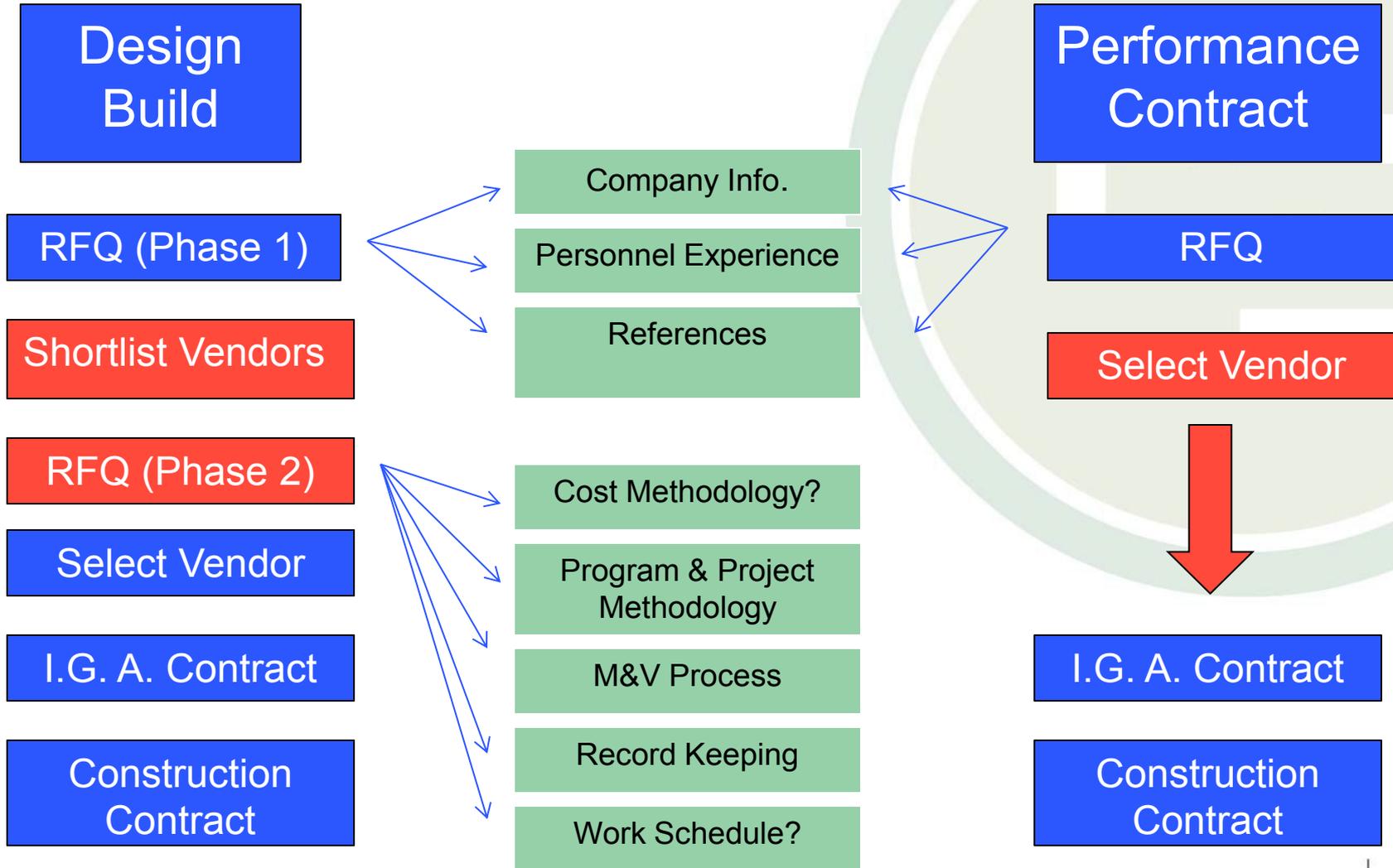


Design  
Build

Sec. 2267.303. CONTRACTS FOR BUILDINGS: DESIGN-BUILD. A governmental entity may use the design-build method for the construction, rehabilitation, alteration, or repair of a building or associated structure only as provided by this subchapter. In using that method, the governmental entity shall enter into a single contract with a design-build firm for the design and construction of the building or associated structure.

Performance  
Contract

Sec. 2166.406. ENERGY SAVINGS PERFORMANCE CONTRACTS. (a) In this section, "energy savings performance contract" means a contract for energy or water conservation measures to reduce energy or water consumption or operating costs of new or existing governmental facilities in which the estimated savings in utility costs resulting from the measures is guaranteed to offset the cost of the measures over a specified period.



Design  
Build

Performance  
Contract

No Requirement

Sec. 2166.406. (h) An energy savings performance contract shall contain provisions requiring the provider of the energy or water conservation measures to guarantee the amount of the savings to be realized by the state agency under the contract.

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# Questions

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