**Banning Lewis Ranch Academy**

**Rationale and Replacement Plan for Waiver Request**

**C.R.S. 22-32-109(1)(b) – Local Boards of Education – Specific Duties/Competitive Bidding.**

This law requires local boards of education to adopt policies and prescribe rules for competitive bidding in the purchase of services, except professional services, in the district.

**Basic Information:**

**School Name:** Banning Lewis Ranch Academy

**School Address:** 7094 Cottonwood Tree Drive

**Prepared by:** Amy Brundage

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**District Contact:** Jim Bonavita

**District Contact Email Address:** [jbonavita@d49.org](mailto:jbonavita@d49.org)

**Rationale**: Falcon 49 School District, in the Charter School Agreement, fully delegates all

rights and obligations for facility construction and other purchases to BLRA. In carrying out such duties, BLRA and any private entities constructing facilities for BLRA's benefit should be able to utilize commercially reasonable bidding procedures in lieu of the mandated procedures established for the District's projects. BLRA, in carrying out the delegation of responsibility for facilities, must rely a large degree on private financing mechanisms and private non-profit entities.

**Manner in which BLRA will Comply:**

BLRA’s Bidding Requirements policy is included in the Charter School Agreement with Falcon 49 School District.

**Duration of the Waiver:**

BLRA requests that the waiver be for the duration of its contract with Falcon 49 School District which is through June 30, 2035.

**Financial Impact:** BLRA anticipates that the requested waiver will have no financial impact upon Falcon 49 School District. BLRA must operate within its budget and the cost of any replacement policy impact has been included in the budget.

**How the Impact of the Waiver will be Evaluated:** The impact of this waiver will be measured by the performance criteria and assessments that apply to BLRA, including its financial reporting arrangements, as per the Charter School Agreement.

**Expected Outcome:** As a result of this waiver, BLRA will be able to utilize commercially reasonable bidding procedures.