

Sample Waiver Request to Exceed Cooperative Purchasing Construction Services Aggregate Amount

In Accordance with § 19-11-249 (d)

Name of School District or Open Enrollment Public Charter School: Academies of West Memphis Charter

Name and Title of Person Submitting Report: Mr. Wille Harris, Interim Superintendent of Schools

Contact Information of Person Submitting Report: wharris@wmsd.net 870-735-1915

Location of Project (school campus, etc...): Academies of West Memphis Charter School

Reason for Waiver Request (Timeline for Completion, Preferred Contractor, etc...)

A waiver is being requested to meet the state deadlines for a construction start date of November 8, 2024. A traditional design-bid-build (DBB) construction delivery will take too much time to accomplish this. Engineering would have to be contracted through a traditional RFQ method of selection. This would take two weeks at a minimum. Once an engineer is under contract, the engineering will take eight to twelve weeks at a minimum. After full design is accomplished, a bidding period of two weeks at minimum. Assuming the bids come in within budget, that adds up to twelve to sixteen weeks before a contractor is under contract for the project. That would put "Construction Start" in mid-November, which is beyond the November 8 deadline.

Using a performance contract (integrated design/construction) with Performance Services helps expedite the process. Performance Services is the engineer and the contractor; therefore, they meet that deadline with one contract. This can also be done more quickly using TIPS as a procurement vehicle. The district has used this method for one of our elementary schools, Weaver Elementary.

Performance Services has served the West Memphis School District on multiple projects and has done great work. The WMSD has a positive working relationship with this Performance Services. A history of good working relationships with the business development manager is important as the district must trust that the work will be completed in a timely manner and with excellent quality to ensure children have safe and comfortable learning spaces.

Description and Scope of Project (Please attach all relevant documents pertaining to the school construction project):

This is a HVAC renovation project at the Academies of West Memphis Charter School.

Total Estimated Cost of Project, Including all available extensions: \$4,497,377.00

Contractor/Vendor: Performance Services Inc.

Contractor/Vendor Contact Information: William Black; Business Development Manager, (501) 690-9618

Vendor Contract #: 220104

Name of Cooperative Purchasing Program: TIPS

Start Date of Construction: November 8, 2024

Signature Willie Harris

Date 8/26/2024

Mr. Willie Harries, Interim Superintendent of Schools, WMSD