

THE STATE OF TEXAS

MISCELLANEOUS ORDER
EXEMPTION FROM THE BIDDING PROCESS
VARIOUS UTILITIES
PURCHASING

COUNTY OF COLLIN

On **June 24, 2003** the Commissioners' Court of Collin County, Texas, met in **regular session** with the following members present and participating, to wit:

Ron Harris
Phyllis Cole
Jerry Hoagland
Joe Jaynes
Jack Hatchell

County Judge, Presiding
Commissioner, Precinct 1
Commissioner, Precinct 2
Commissioner, Precinct 3
Commissioner, Precinct 4

During such session the court considered a request for approval to grant an exemption from the competitive bidding process for various electric, gas, water and other utility companies in connection with any request that Collin County would make for the relocation of such services in accordance with Local Government Code 262.024 (a) (7) (A and C).

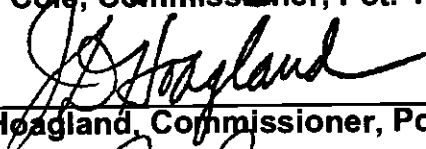
Thereupon, a motion was made, seconded and carried with a majority vote of the court for approval to grant an exemption from the competitive bidding process for various electric, gas, water and other utility companies in connection with any request that Collin County would make for the relocation of such services in accordance with Local Government Code 262.024 (a) (7) (A and C). Same is hereby approved in accordance with the attached documentation.



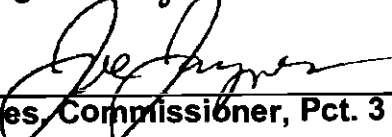
Ron Harris, County Judge



Phyllis Cole, Commissioner, Pct. 1



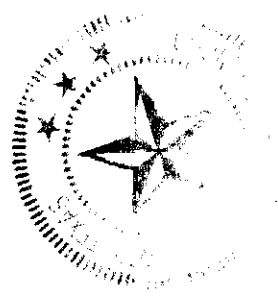
Jerry Hoagland, Commissioner, Pct. 2




Joe Jaynes, Commissioner, Pct. 3



Jack Hatchell, Commissioner, Pct. 4



ATTEST:



Brenda Taylor, Ex-Officio Clerk
Commissioners' Court
Collin County, T E X A S

COMMISSIONERS' COURT AGENDA REQUEST FORM

REQUESTS MUST BE RECEIVED NO LATER THAN 12:00 PM

This space for Court Clerk

ON THE TUESDAY PRIOR TO THE MONDAY MEETING.

RECEIVED
COMMISSIONER'S OFFICE
JUN 17 11:17

AGENDA NUMBER:

REGULAR _____

CONSENT _____

INSTRUCTIONS ON THE REVERSE

REQUESTING DEPARTMENT

Date: 06/02/2003 Court Date: 06/24/2003 Phone/Ext: 4119 Department: Purchasing

Description of Agenda Item: Consideration and approval

for request for an exemption from the bidding process for

various electric, gas, water and other utility services in connection

with relocation of such services requested by Collin County.

DEPARTMENT HEAD SIGNATURE: Franklin Dyker Co

BUDGET RELATED INFORMATION

MUST COMPLETE FOR ALL EXPENDITURES/RFP'S

This item is part of the current budget: Yes No

Amount Budgeted: 100,000
(or needed)

Account Number: 210-9001-601-7102

JD 06/12/03

PURCHASING DEPARTMENT ACTION & COMMENTS

Enter "not to exceed" cost estimate(s) for the requested item(s): _____

CHECK TWO OF THE BELOW

ADVERTISE	BIDS
AWARD	PROPOSALS

BOND REQUIRED: _____ INS. REQ'D: _____

ANNUAL ACTION: _____ EFFECTIVE: _____

AD DATES: _____ OPEN DATE/TIME: _____

Item Description for Agenda: Commissioners Court consideration and approval of granting an exemption from the competitive bidding process for various electric, gas, water and other utility companies in connection with any request that Collin County would make for the relocation of such services in accordance with Local

Remarks: Government Code 262.024 (a) (7)(A and C). A copy of the code is attached.

PURCHASING AGENT SIGNATURE: Franklin Dyker Co

cm

AUDITOR'S OFFICE ACTION & COMMENTS

BUDGET/FUNDING VERIFICATION

BUDGETED	FUNDS AVAILABLE
UNBUDGETED	ACCOUNT NUMBER FOR AVAILABLE FUNDS
FUNDS NOT AVAILABLE	(Needed for Agenda Submission)

BUDGET AMENDMENT REQUIRED

NON-EMERGENCY, Sec 111.011 LGC	
EMERGENCY, Sec 111.010 LGC	

FUNDS TRANSFER RECOMMENDATION

AMOUNT	DEPARTMENT NAME	ACCOUNT NUMBER
\$ _____ From	_____	_____
\$ _____ From	_____	_____
\$ _____ To	_____	_____
\$ _____ To	_____	_____

Remarks: _____

COUNTY AUDITOR SIGNATURE: [Signature]

RECEIVED
 COUNTY AUDITOR
 JUN 17 AM 11:04

BUDGET DEPARTMENT ACTION & COMMENTS

COMMENTS RELATED TO BUDGET AMENDMENT JUSTIFICATION SUBMITTED BY DEPARTMENT

REJECTED

BUDGET OFFICER SIGNATURE: [Signature]

RECEIVED
 ADMINISTRATIVE SERVICES
 JUN 9 PM 3:13



Office of the County Purchasing Agent

DATE: June 3, 2003

TO: Judge Ron Harris and
Collin County Commissioners

FROM: Carol Magers *CM*
Buyer Manager

THROUGH: Frank Ybarbo
Purchasing Agent

RE: Request for exemption to competitive bidding procedures

Numerous times during any given year, requisitions are submitted, particularly by Road and Bridge, to relocate utilities such as water lines, electric lines, telephone lines, gas lines, etc. Many times such requests exceed the \$25,000 bid limit.

Such services are proprietary to the particular utility company involved and, therefore, qualifies as an exemption under Local Government Code 262.024 (a)(7)(A and C) which states "(a) A contract for the purchase of any of the following items is exempt from the requirement established by Section 262,023 if the Commissioners Court by order grants the exemption: (7) an item that can be obtained from only one source, including: (A) items for which competition is precluded because of the existence of patents, copyrights, secret processes, or monopolies; (c) electric power, gas, water and other utility services."

Therefore, in accordance with Section 262.024 (a)(7)(A and C), we are requesting consideration and approval from the Court for an exemption for such services in order that purchase orders may be processed in a timely manner so as not to create a work stoppage.

If you have any questions, please do not hesitate to contact me at extension 4119.