

Sec. 262.024. DISCRETIONARY EXEMPTIONS. (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:

(1) an item that must be purchased in a case of public calamity if it is necessary to make the purchase promptly to relieve the necessity of the citizens or to preserve the property of the county;

(2) an item necessary to preserve or protect the public health or safety of the residents of the county;

(3) an item necessary because of unforeseen damage to public property;

(4) a personal or professional service;

(5) any individual work performed and paid for by the day, as the work progresses, provided that no individual is compensated under this subsection for more than 20 working days in any three month period;

(6) any land or right-of-way;

(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;

(B) films, manuscripts, or books;

(C) electric power, gas, water, and other utility services; and

(D) captive replacement parts or components for equipment;

(8) an item of food;

(9) personal property sold:

(A) at an auction by a state licensed auctioneer;

(B) at a going out of business sale held in compliance with Subchapter F, Chapter 17, Business & Commerce Code; or

(C) by a political subdivision of this state, a state agency of this state, or an entity of the federal government;

(10) any work performed under a contract for community



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MEMORANDUM

“SOLE SOURCE DECLARATION”

To: Hidalgo County Commissioners Court

From: Martha L. Salazar, CPPB,
Hidalgo County Purchasing Agent *mls*

Date: January 28, 2014

Re: “Sole Source Declaration-AT&T Long Distance Telephone and related Services”

Hidalgo County currently is being serviced by AT&T for long distance telephone and other related services. At present, AT&T is servicing a Hidalgo County Health Clinic in Weslaco that can only be serviced by local Verizon services which piggy backs off AT&T for long distance. Circuits will be billed as AT&T long distance pursuant to the territory status between the telecom providers;

In addition, the 800#s historically have been tied to the County for a few years and the competing provider which is Time Warner could not guarantee that Hidalgo County could keep the same published 800 numbers;

And finally, the local service being provided at the Courthouse is a special trimmed down service called PLEXAR; which AT&T is the only vendor that provide this service.

Therefore, Hidalgo County Elected Offices, Departments, Agencies and Programs (all funding sources) must acquire long distance telephone and related services through AT&T for those exclusive and or specific areas for specific services for the long distance, 800 #s and PLEXAR.

This declaration remains in effect unless revoked by Hidalgo County Commissioner’s Court.

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