

TITUS COUNTY
BUDGET AMENDMENT

NUMBER 2021-051

DATE 8/12/2021 FYE 9/30/2021

Precinct #4, Maintenance Barn, Chip Sealer Repair

ACCOUNT DESCRIPTION	ACCOUNT NUMBER	CURRENT BUDGET AMOUNT	AMOUNT OF AMENDMENT	ENDING BUDGET AMOUNT	REASON FOR ADMENDMENT
Approved in Court 8-9-21:					
Rental Chip Sealer Expense - Insurance	085-615-492	-	35,000	35,000	The county wide chip sealer was damaged in an accident on July 28. Texas Association of Counties carries the mobile equipment insurance and confirmed that TAC would cover the cost of renting a chip sealer for a reasonable about of time to repair the damaged chip sealer. This amount is for two months at \$ 16,500 per month plus \$ 2,000 in delivery charges.
Chip Sealer Rental - Insurance Proceeds	085-321-202	-	(35,000)	(35,000)	
Approved in Court 8-12-21:					
Repair Chip Sealer Expense - Insurance	085-615-491	-	75,000	75,000	TAC has approved the transport of the chip sealer to the vendor where it was purchased for repair.
Chip Sealer Repairs - Insurance Proceeds	085-321-203	-	(75,000)	75,000	
					\$50,000, commissioners have approved the discretionary exemptions as provided by Chapter 262 of the Texas Local Government Code.

Jimmy Parker
APPROVED IN COMMISSIONER'S COURT

A. Shurbet
REQUESTED BY

8-12-21
DATE APPROVED IN COMMISSIONERS COURT

Barbara Shurbet
COUNTY AUDITOR

TITUS COUNTY TEXAS

RECOGNITION OF DISCRETIONARY EXEMPTIONS FOR COMPETITIVE BIDDING

Section 262.023 of the Local Government Code requires competitive bidding for certain purchases that will require an expenditure exceeding \$ 50,000.

Section 262.024a of the Local Government Code lists discretionary exemptions that may be followed if approved by commissioners' court. In summary, these items are:

- 1) Purchases in the case of public calamity,
- 2) Purchases to protect public health or public safety,
- 3) Purchases necessary due to unforeseen damage to public property,
- 4) Personal or professional service,
- 5) Individual work perform and paid for by the day,
- 6) Any land or right-of way,
- 7) An item that can be obtained only from one source such as:
 - A. Existence of patents, copyrights, secret process, or monopolies;
 - B. Films, manuscripts, or books;
 - C. Electric power, gas, water and other utility services;
 - 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
 - C. By a political subdivision of this state, state agency or federal government,
- 10) Work performed under a contract for community and economic development,
- 11) Vehicle and equipment repairs.

The above listing of discretionary exemptions is summarized. Please see the local government code for additional details.

Section 262.024c of the Local Government Code directs that the official who makes purchases for the county submit a signed statement to commissioners' court for such items. Further, this approval must be entered in the minutes. Please see the signed statement attached.

Vendors who meet the requirements below for sole source purchasing must complete this form in its entirety, have it notarized and emailed to the Titus County Auditor's Office – auditor@co.titus.tx.us before any purchase will be authorized. Sole source affidavits will be valid for one year from the date notarized.

Sole Source Requirements: A sole source purchase can be made without the benefit of a competitive purchasing process when there are no other items available in the marketplace that have the same fit, form and function of the items being purchased. To meet this definition, the vendor must satisfy one of the following requirements:

- A) An item for which competition is precluded because of the existence of a patent, copyright, secret process, or monopoly;
- B) A film, manuscript or book;
- C) A utility service, including electricity, gas, or water, and
- D) A captive replacement part or component for equipment.

SOLE SOURCE AFFIDAVIT

Before me, the undersigned official, on this day, personally appeared _____ a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

- 1) My name is _____. I am over the age of 18, have never been convicted of a felony and am competent to make this affidavit.
- 2) I am an authorized representative of the following company or firm: _____.
- 3) The above named company or firm is the sole source for the following item(s), product(s), or service(s):

Attach additional sheets if necessary to list all items.

4. Competition in providing the above named item(s), product(s), or service(s) is precluded due to (Mark all that Apply):

- _____ A. Patent, Copyright, Secret Process, Monopoly
- _____ B. Film, Manuscript, Book
- _____ C. Utility Service
- _____ D. Captive Replacement Part or Component for Equipment.

5. There are no other like items, products or services available for purchase that would serve the same purpose or function.

6. This vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible vendor on this and future purchases and may result in discontinuation of any/all business with Titus County.

Company: _____

Address: _____

Phone: _____ Fax: _____ Email: _____

Federal Tax ID: _____ Texas Sales Tax Number: _____

Signature of Authorized Official _____
Title of Authorized Official

SUBSCRIBED AND SWORN to before me on this _____ day of _____, _____.

SEAL _____ Notary Public Signature
_____ Notary Public Printed Name
My Commission Expires: _____

Preparation Instructions:

The appropriate Titus County Official must complete this Single/Sole Source Justification as evidence of due diligence in properly identifying sole source vendors. When completed, please email this form to the auditor's office – auditor@co.titus.tx.us. This form will be attached to the Sole Source Affidavit when received. The Titus County Official agrees to immediately notify the auditor's office in the event any information supplied below changes. Please answer the questions below and attach additional sheets, if needed.

DESCRIPTION OF ITEM, PRODUCT OR SERVICE SOUGHT: _____

Name of Company: _____

Address: _____

Phone: _____ Fax: _____ Email: _____

Name of Company Contact: _____ Date: _____

1. What unique features or capabilities does the product or service offer the County?

2. Why are these unique features or characteristics essential and necessary to meet the County's needs?

3. What research have you done to ensure that no other vendor is capable of fulfilling the needs of this items? For instance, list other products or services tested or considered and why they are not acceptable.

4. What other steps have you considered to foster competition in future purchases of this product or service?

I have researched other vendors and am not able to locate any other vendor who can provide this product or service.

Signature of Titus County Official

Title of Titus County Official