

ORDER OF THE SABINE COUNTY
COMMISSIONERS COURT

ORDER GRANTING EXEMPTION TO COMPETITIVE PURCHASING REQUIREMENTS

WHEREAS, the County of Sabine, Texas (the "County") proposes to participate in the Broadband Infrastructure Program grant funding opportunity awarded by the National Telecommunications and Information Administration (NTIA), U.S. Department of Commerce ("Broadband Infrastructure Program" or "Program"),

WHEREAS, under the Broadband Infrastructure Program ("BIP"), NTIA is awarding grants of federal funds on a competitive basis for deployment of broadband infrastructure to state and local governmental entities. The Program encourages covered partnerships between applicants and providers of fixed broadband services and provides that covered partnerships are eligible for grants,

WHEREAS Sabine County has identified Valor Telecommunications of Texas, LLC (AKA Windstream) as a broadband contractor who qualifies under the BIP program and presents the most competitive path toward a successful award of this grant funding,

WHEREAS, the Sabine County Commissioners Court proposes to enter into an agreement with Valor Telecommunications of Texas, LLC (AKA Windstream) to best facilitate the successful award through the program and completion of the BIP project,

WHEREAS, the Commissioner's Court may grant an exemption to the competitive purchasing requirements pursuant to Tex. Loc. Gov't Code § 262.024,

WHEREAS, the Commissioner's Court finds that no other source other than Valor Telecommunications, LLC offers the same competitive services in Sabine County for this particular grand-funded project, and thus the purchase is exempt from the competitive purchasing requirements,

WHEREAS, the highly technologically complex nature of the services required are professional as provided under the Local Government Code, the Commissioners Court finds that these professional services are exempt from the competitive purchasing requirements,

WHEREAS, the Commissioners Court finds that the purpose of engaging the professional services of Valor Telecommunications, LLC is in furtherance of the community and economic development efforts made by the county under Section 381.004 to stimulate, encourage, and develop business location and commercial activity in the county,

WHEREAS, the Sabine County Commissioners Court determines that such exemption is permitted by law.

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF SABINE COUNTY, TEXAS:

That an exemption to the competitive purchasing requirements of Chapter 262 of the Texas Local Government Code is hereby granted for the reasons enumerated above, and the County Judge is authorized to execute the agreement with Valor Telecommunications on behalf of Sabine County.

Approved this 29th day of December, 2022.

Sabine County Commissioners Court:

Daryl Seltzer
Sabine County Judge

David Cox
Precinct 1 Commissioner

Steve Smith
Precinct 3 Commissioner

Jimmy McDaniel
Precinct 2 Commissioner

James Due
Precinct 4 Commissioner

Attested By:

Janie Clark
Sabine County Clerk

