



STATE OF TEXAS

§

IN THE COMMISSIONERS COURT

COUNTY OF COMAL

§

ORDER GRANTING DISCRETIONARY EXEMPTION FROM SECTION 262.023 OF THE TEXAS LOCAL GOVERNMENT CODE TO PRESERVE AND PROTECT PUBLIC HEALTH

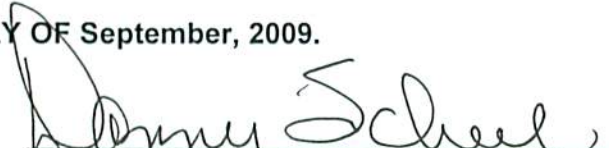
WHEREAS, Section 262.023 of the Texas Local Government Code requires the Commissioners Court to comply with competitive procurement procedures for purchase of one or more items under a contract that will require an expenditure exceeding \$50,000; and

WHEREAS, Section 262.024(a)(2) of the Texas Local Government Code authorizes the Commissioners Court to grant an exemption for "an item necessary to preserve or protect the public health or safety of the residents of the county"; and

WHEREAS, Comal County wishes to procure Fluarix Influenza Vaccine from GlaxoSmithKline;

NOW THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT FOR COMAL COUNTY THAT: The provisions of Texas Local Government Code §262.024(a)(2) shall apply to exempt the procurement with GlaxoSmithKline for the procurement of Fluarix Influenza Vaccine from the competitive procurement procedures because it qualifies as an item needed to preserve or protect the public health or safety of the residents of the county.

EFFECTIVE THIS 3rd DAY OF September, 2009.


DANNY SCHEEL, COUNTY JUDGE

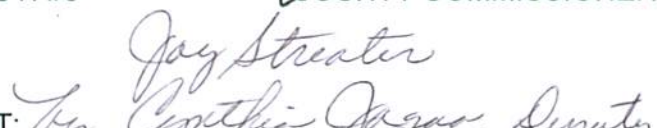
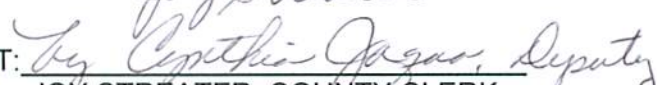

DONNA ECCLESTON,
COUNTY COMMISSIONER PCT. #1


JAY MILLIKIN,
COUNTY COMMISSIONER PCT. #2


GREGORY PARKER,
COUNTY COMMISSIONER PCT. #3


JAN KENNADY,
COUNTY COMMISSIONER PCT. #4




ATTEST:  Deputy
JOY STREATER, COUNTY CLERK

PLACEMENT OF CONCERN ON COMMISSIONERS' COURT AGENDA

IN ORDER TO ENSURE THAT AN ITEM IS LISTED ON THE AGENDA AS REQUIRED BY THE OPEN MEETINGS ACT, THE FOLLOWING PROCEDURES SHALL BE FOLLOWED:

The person (petitioner) requesting placement of his/her concern on the agenda will complete this form and present it to the Commissioner having primary interest or whose Precinct may be involved/affected no later than (12:00 p.m. Friday) prior to the date of the Commissioners' Court meeting when the item is to be considered. Items not acted upon/disapproved by a Commissioner may be submitted to the County Judge for further consideration. All related information that is used by Commissioners' Court shall be attached to form at the time of initial submission. Unsigned and/or undated requests cannot be considered.

From: (Petitioner)
Ramona Womack

To: (Commissioner/County Judge)

PETITIONER WOULD LIKE THE FOLLOWING ITEM LISTED ON THE (CHECK APPROPRIATE BOX)

WORKSHOP AGENDA (When consensus or direction is needed; and/or information is to be presented)

Note wording for agenda:

Approved 5/0

OR **ACTION AGENDA** (When formal approval/authorization is needed.) Note wording for agenda:

Consider and approve Order #234 granting a Discretionary Exemption to GlaxoSmithKline for annual flu vaccine.

Agenda date 09/03/09

NOTE: Contract, lease-, and/or policy have been reviewed by the Criminal District Attorney's office and comments dated _____ are attached. Affected Department Heads were notified on _____

Signature of Petitioner: Ramona Womack

Date:
08/27/09

Signature of County Judge/Commissioner:

Roma Foster

Date:
8/28/09

8