



**Vendor Spending by Locality and Minority Status**

**Melissa Lee, C.P.M., A.P.P.  
Purchasing Agent**

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# Local Spending-Active Contracts

Current Formal Solicitations (IFBs, RFPs, RFQs, RFOs)

350 Total Awarded Solicitations

\$163M in Projected Business

Tarrant County Vendors

115 Awarded to TC Vendors (32.86% of Total)

\$71M in Projected Business (43.56% of Total)

Texas Vendors (including Tarrant County)

222 Awarded to Texas Vendors (63.43% of Total)

\$125M in Projected Business (76.69% of Total)

# Texas Local Government Code

## Sec. 271.905. CONSIDERATION OF LOCATION OF BIDDER'S PRINCIPAL PLACE OF BUSINESS.

(a) In this section, "local government" means a municipality, a county, or another political subdivision authorized under this title to purchase real property or personal property that is not affixed to real property. The term does not include a school district.

# Texas Local Government Code

## Sec. 271.905. CONSIDERATION OF LOCATION OF BIDDER'S PRINCIPAL PLACE OF BUSINESS.

- (b) In purchasing under this title any real property or personal property that is not affixed to real property, if a local government receives one or more bids from a bidder whose principal place of business is in the local government and whose bid is within three percent of the lowest bid price received by the local government from a bidder who is not a resident of the local government, the local government may enter into a contract with:
  - (1) the lowest bidder; or
  - (2) the bidder whose principal place of business is in the local government if the governing body of the local government determines, in writing, that the local bidder offers the local government the best combination of contract price and additional economic development opportunities for the local government created by the contract award, including the employment of residents of the local government and increased tax revenues to the local government.
- (c) This section does not prohibit a local government from rejecting all bids.

# Texas Government Code

## Sec. 2252.001. DEFINITIONS.

(1) "Governmental contract" means a contract awarded by a governmental entity for general construction, an improvement, a service, or a public works project or for a purchase of supplies, materials, or equipment.

(2) "Governmental entity" means:

(A) the state;

(B) a municipality, county, public school district, or special-purpose district or authority;

(C) a district, county, or justice of the peace court;

(D) a board, commission, department, office, or other agency in the executive branch of state government, including an institution of higher education as defined by Section 61.003, Education Code;

(E) the legislature or a legislative agency; or

(F) the Supreme Court of Texas, the Texas Court of Criminal Appeals, a court of appeals, or the State Bar of Texas or another judicial agency having statewide jurisdiction.

# Texas Government Code

## Sec. 2252.001. DEFINITIONS.

(3) "Nonresident bidder" refers to a person who is not a resident.

(4) "Resident bidder" refers to a person whose principal place of business is in this state, including a contractor whose ultimate parent company or majority owner has its principal place of business in this state.

# Texas Government Code

## Sec. 2252.002. AWARD OF CONTRACT TO NONRESIDENT BIDDER.

A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the greater of the following:

- (1) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which the nonresident's principal place of business is located; or
- (2) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which a majority of the manufacturing relating to the contract will be performed.

# HUB Spending

All Purchase Orders FY22

\$155,086,628.81

Total HUB Spend FY22:

\$23,889,154.59 in Direct Purchase Orders

(141 HUB vendors)

\$20,440,530.00 in Subcontracting

\$44,329,684.59 Total – 28.58% of Overall Spend

# Texas Local Government Code

## Sec. 262.0225 ADDITIONAL COMPETITIVE PROCEDURES

(a) In the procedure for competitive bidding under this subchapter, the commissioners court of the county shall provide all bidders with the opportunity to bid on the same items on equal terms and have bids judged according to the same standards as set forth in the specifications.

# Texas Local Government Code

## Sec. 262.027. AWARDING OF CONTRACT.

(a) The officer in charge of opening the bids shall present them to the commissioners court in session. Except as provided by Subsection (e), the court shall:

- (1) award the contract to the responsible bidder who submits the lowest and best bid or
- (2) reject all bids and publish a new notice.

(b) If two responsible bidders submit the lowest and best bid, the commissioners court shall decide between the two by drawing lots in a manner prescribed by the county judge.

(c) A contract may not be awarded to a bidder who is not the lowest dollar bidder meeting specifications unless, before the award, each lower bidder is given:

- (1) notice of the proposed award; and
- (2) an opportunity to appear before the commissioners court and present previously unconsidered evidence concerning the lower bid as best, which may include evidence of the bidder's responsibility.

# Texas Local Government Code

Questions?