



Texas Department of Transportation[®]

P.O. BOX 1386 • HOUSTON, TEXAS 77251-1386 • (713) 802-5000

October 3, 2014

The Honorable Robert E. Hebert
County Judge, Fort Bend County
301 Jackson St., Suite 719
Richmond, Texas 77469

RE: Request for Additional Funding
Fort Bend County
ROW CSJ 0027-12-074
US 59: From Harris County Line to West of SH 6

Dear Judge Hebert:

The above captioned project has been reviewed and noted that the present expenditures exceed Fort Bend County's (County) advance payment. In accordance with the terms of the agreement (copy attached) negotiated with the State, the County placed a total of \$337,306.00 as advance payment to cover its ten percent share of the estimated cost associated with the purchase of right of way. Donation credits amounted to \$346,334.25 which sum up to a total contribution of \$683,640.25.

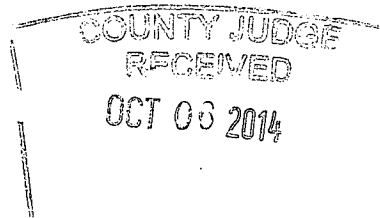
Auditing by this office revealed additional funds are due to the Texas Department of Transportation. Attached is a statement of cost amounting to \$1,545,682.15, leaving a deficit of \$862,041.90. Please remit a check made payable to The Texas Department of Transportation, at P. O. Box 1386, Houston, Texas 77251-1386, in the amount of \$862,041.90 within thirty days from receipt of this letter.

Also attached is a copy of letter dated March 19, 2009 and its attachments including historical agreements and summary of contributions of all agencies involved in this project for your reference.

Please contact Edgar R. Dimacali at (713) 802-5745, if you should have any questions concerning this matter

Sincerely,

Michael W. Alford, P.E.
District Engineer
Houston District



Attachment

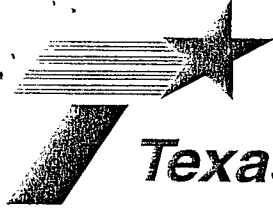
cc: Right of Way Division
Rudy P. Eguia

OUR GOALS

MAINTAIN A SAFE SYSTEM • ADDRESS CONGESTION • CONNECT TEXAS COMMUNITIES • BEST IN CLASS STATE AGENCY

An Equal Opportunity Employer

Fort Bend County's Contribution				\$	337,306.00				
Fort Bend County's Donation Credit				\$	346,334.25				
Fort Bend's Total Contribution (Cash and Donation)				\$	683,640.25				
Fort Bend County's Receivable Due				\$	862,032.67				
TOTAL				\$	10,752,406.50	\$	346,334.25		
Total Due:				\$	1,545,682.15				
Donation Credit				\$	346,334.25				
Contributions Made:				\$	337,306.00				
Total Contributions				\$	683,640.25				
Balance Due				\$	862,041.90				



Texas Department of Transportation

P.O. BOX 1386 • HOUSTON, TEXAS 77251-1386 • (713) 802-5000

March 19, 2009

CONTACT: ROW

Request for Additional Funding
ROW CSJ 0027-12-074
Account 8012-02-018
Fort Bend County
US 59: From Harris County Line to West of SH 6

The Honorable Robert E. Hebert
County Judge, Fort Bend County
301 Jackson, Suite 719
Richmond, Texas 77469

Dear Judge Hebert:

Over the past several months, the Texas Department of Transportation (TxDOT), in cooperation with many local public agencies statewide, has reviewed historical data regarding Agreements to Contribute Funds for ongoing right of way projects and projects now ready to be closed out. Our efforts have resulted in a significant amount of receivables being collected per the terms of these agreements.

The US 59 South Project from the Harris County Line to SH 6 involved more research than most, but we believe this correspondence will show the history behind three different groups of contracts and how each parcel and utility adjustment charge is allocated for final closure of this project. The first attachment regarding historical agreements indicates effective dates of contracts with two local cities early in the project when TxDOT was the acquiring agency. Then in October 1993, Fort Bend County became responsible for acquiring right of way and negotiated approval of a 2:1 ratio for land donations to offset its local public match. TxDOT's contract was directly with the county, and the Fort Bend Mobility Committee pursued parcel acquisitions and donations. During this time, the county also entered into interlocal agreements with the Cities of Meadows Place, Stafford and Sugar Land. Those local agreements are not within TxDOT files or responsibilities, but may be useful to Fort Bend County representatives in their closure of this project with the affected cities. After October 1996, the contracts were again modified, with acquisition responsibilities reverting back to TxDOT, and the City of Stafford entered into its own independent contract with TxDOT. At this time, Fort Bend County gained approval to receive a 1:1 credit for donations. The historical contribution for each contractual party and appropriate donation credit information is summarized on the attached chart.

From 1993 to 1996, there were also several design requests that resulted in parcel deletions, withdrawn offers, parcel size changes, new appraisals and design revisions. The final parcel and utility adjustment information is attached in a detailed format.

SCANNED

MAR 20 2009

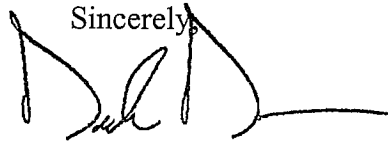
RIGHT OF WAY

The Honorable Robert E. Hebert
March 19, 2009
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TxDOT recently, at the city's request, met with Mr. Grady Randle, City Attorney, for the City of Meadows Place. We provided the same attached information to Mr. Randle, who in turn reviewed against information in city files. The City of Meadows Place has since confirmed existence of their interlocal agreement with the county and confirmation that they agree with closing out this project as outlined.

The purpose of this correspondence is to notify Fort Bend County that the county's final statement of cost on this project amounted to \$1,542,845.55 leaving a deficit of \$859,205.30. We realize that the county may want to study this information and meet with our staff to discuss contributions, transfers of funds between parties and donation credits. We stand ready to meet with you or your staff if the need arises. The expeditious handling of the deficit will be appreciated. If additional information is needed, please contact Ms. Frances Willison, P.E., at (713) 802-5681.

Sincerely,

A handwritten signature in black ink, appearing to read 'Delvin Dennis', with a long horizontal line extending to the right.

Delvin Dennis, P.E.
District Engineer
Houston District

Attachments

cc: Ms. Frances Willison, P.E.
bc: Mr. Mike Alford, P.E.
Mr. Gabe Johnson, P.E.
Mr. Jim Hunt
Ms. Brenda McKinney

