

FORT BEND COUNTY FY 2009
COMMISSIONERS COURT AGENDA REQUEST FORM
Return Completed Form by E-Mail to: Agenda Coordinator, County Judge's Office

Date Submitted: 07/08/2009 Submitted By: P.Batts
Court Agenda Date: 07/14/09 Department: Engineering
Phone Number: 281 633 7507

SUMMARY OF ITEM: Take all appropriate action to approve a re-imbusement check as requested by TXDOT in the amount of \$547,300.31 regarding US90 A, Precints 1, 2,3 &4. (Fund to be announced)

RENEWAL AGREEMENT/APPOINTMENT YES NO
REVIEWED BY COUNTY ATTORNEY'S OFFICE: YES NO

List Supporting Documents Attached:

FINANCIAL SUMMARY:

BUDGETED ITEM: YES NO

FUNDNG SOURCE: Accounting Unit: Account Number:
Activity (If Applicable):

DESCRIPTION OF LAWSOM ACCOUNT: _____

Instructions to submit Agenda Request Form:

- Completely fill out agenda form: incomplete forms will not be processed.
- Agenda Request Forms should be submitted by e-mail, fax, or inter-office mail, and all back-up information must be provided by Wednesday at 2:00 p.m. to all those listed below.
- All original back-up must be received in the County Judge's Office by 2:00 p.m. on Wednesday.

DISTRIBUTION:

Original Form Submitted with back up to County Judge's Office (✓ when completed)
If by E-Mail to ospindon@co.fort-bend.tx.us If by Fax to (281) 341-8609

Distribute copies with back-up to all listed below. If by fax, send to numbers below:

<input type="checkbox"/> Auditor (281-341-3774)	<input type="checkbox"/> Comm. Pct. 1 (281-342-0587)
<input type="checkbox"/> Budget Officer (281-344-3954)	<input type="checkbox"/> Comm. Pct. 2 (281-403-8009)
<input type="checkbox"/> Facilities/Planning (281-633-7022)	<input type="checkbox"/> Comm. Pct. 3 (281-242-9060)
<input type="checkbox"/> Purchasing Agent (281-341-8642)	<input type="checkbox"/> Comm. Pct. 4 (281-980-9077)
<input type="checkbox"/> Information Technology (281-341-4526)	<input type="checkbox"/> County Clerk (281-341-8697)
<input type="checkbox"/> Other:	<input type="checkbox"/> County Atty (281-341-4557)

RECOMMENDATION / ACTION REQUESTED:

Special Handling Requested (specify):

20D

FORT BEND COUNTY AUDITOR
ACCOUNTS PAYABLE
County Auditor Form 1016
(Rev. 11/07)

INVOICE TRANSMITTAL

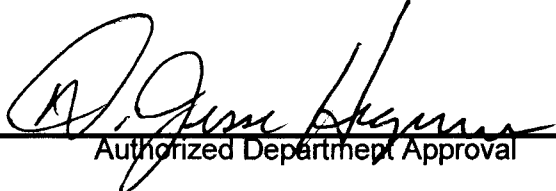
Accounting Unit (9 digit)
Account (5 digit)
Grants & Projects (If needed)
Activity
Account Category

Vendor #	13854	
Vendor Name	Texas Department of Transportation	
Address	P.O. Box 1386	
City	Houston	
State	Zip Code	Date
Texas	77251-1386	

Invoice #/Invoice Date/Desc
Improvements to US90A :TxDOT CSJ :0027-08-165
CI Job No. 92020-64

Amount	
\$547,300.31	
Total	\$547,300.31

County Auditor's Use Only
CC Approval Date _____
Check Type _____
Audited By _____
Received
Paid



 Authorized Department Approval

Treasurer's Register Stamp and Number

23. COMMISSIONER, PCT. 4:

- A. **Take all appropriate action to appoint David Lawrence to replace the vacant position left by Mary Von Tungeln for the Fort Bend County Levee Improvement District No. 17 for term through July 9, 2010.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and carried (3-0-1), it is ordered to appoint David Lawrence to replace the vacant position left by Mary Von Tungeln for the Fort Bend County Levee Improvement District No. 17 for term through July 9, 2010.

Judge Hebert	abstain	Commissioner Meyers	yes
Commissioner Stavinoha	yes	Commissioner Patterson	yes
Commissioner Prestage	absent		



- B. **Take all appropriate action on Advance Funding Agreement between Fort Bend County and Texas Department of Transportation for improvements to US Hwy 90A.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (4-0), it is ordered to approve Advance Funding Agreement between Fort Bend County and Texas Department of Transportation for improvements to US Hwy 90A.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Stavinoha	yes	Commissioner Patterson	yes
Commissioner Prestage	absent		



- C. **Take all appropriate action on Agreement between Fort Bend County Fort Bend County Levee Improvement District No. 7 to reconstruct approximately 700 feet of US Hwy 90A.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (4-0), it is ordered to approve Agreement between Fort Bend County Fort Bend County Levee Improvement District No. 7 to reconstruct approximately 700 feet of US Hwy 90A pending review by the County Attorney.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Stavinoha	yes	Commissioner Patterson	yes
Commissioner Prestage	absent		

24. COMMUNITY DEVELOPMENT:

- A. **Take all appropriate action on the Substantial Amendment to the Fort Bend County 2008 Consolidated Action Plan for the Neighborhood Stabilization Program, and authorize the County Judge to sign all documents pertaining to the Amendment.**

Moved by Commissioner Stavinoha, Seconded by Commissioner Meyers, duly put and unanimously carried (4-0), it is ordered to approve Substantial Amendment to the Fort Bend County 2008 Consolidated Action Plan for the Neighborhood Stabilization Program, and authorize the County Judge to sign all documents pertaining to the Amendment.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Stavinoha	yes	Commissioner Patterson	yes
Commissioner Prestage	absent		



Texas Department of Transportation

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

June 10, 2009

CONTACT: PLAN REVIEW

BY CERTIFIED MAIL R 7004 1160 0004 1492 0935

Fort Bend County
CSJ 0027-08-165
US 90A: West of SH 99

Mr. D. Jesse Hegemier, P.E.
County Engineer
Fort Bend County Engineering Department
1124 Blume Road
Rosenberg, Texas 77471-1449

Dear Mr. Hegemier:

The subject project let for construction on May 8, 2009. The low bid was significantly lower than the engineer's estimate. As a result, we have adjusted Fort Bend County's (County) funding participation.

The attached cost calculation worksheet details the funding responsibilities for the project. The County is 100 percent responsible for paying all costs to raise the roadway elevation of US 90A to meet levee elevation.

Please consider this letter as your notification that a payment of \$572,300.31 is now due and payable to the Texas Department of Transportation for the County's funding participation for this project. This sum is based on the actual bid price for the project. We request that you expedite this payment. We will be unable to award a construction contract to the low bidder for the project if we do not have the County's financial participation.

We look forward to working with you on this important project. Please contact Mr. Michael Hobbs, P.E., Assistant Area Engineer of Fort Bend County at (281) 238-7910 or Ms. Darlene Taylor of the Plan Review section at (713) 802-5864, should you have any questions regarding this matter.

Sincerely,

Gabriel Y. Johnson, P.E.
Director of Transportation
Planning and Development
Houston District

DDT

Attachment

cc: Mr. James W. Koch, P.E.
Mr. James V. Hunt, P.E.

An Equal Opportunity Employer

Jun 12 2009 11:24 P.02

Fax: 281-342-7366

FBC ENGINEERING

Mr. D. Jesse Hegemier, P.E.
June 10, 2009
Page 2

Ms. Frances S. Willison, P.E.
Mr. David Williams
Mr. Michael Hobbs, P.E.
Ms. Darlene D. Taylor

FUNDING COST ESTIMATE 04/28/09

West of SH 99	
CSJ 0027-08-165	
Project Number CC 27-8-165	
EXPENSES	COUNTY
Construction Cost to Raise Roadway Elevation of US 90A	\$403,675.48
TxDOT Construction Management	\$68,624.83
Review Cost	\$25,000.00
Contingencies	\$75,000.00
TOTAL PROJECT	\$572,300.31

MATCHING FUNDS OWED BY COUNTY \$572,300.31
REVIEW COSTS PAID BY COUNTY \$25,000.00
FUNDS OWED BY COUNTY \$547,300.31

July 6, 2009



Mr. D. Jesse Hegemier, PE
Fort Bend County Engineering
1124 Blume Road
Rosenberg, TX 77471

Re: Fort Bend County Levee Improvement District No. 7 (the "District")
Improvements to US 90A by TxDOT
TxDOT CSJ 0027-08-165
CI Job No. 92020-64

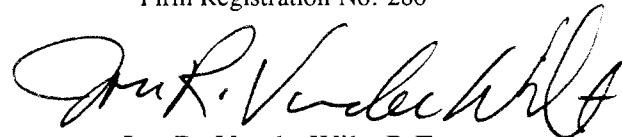
Dear Mr. Hegemier,

Enclosed please find a check for \$547,300.31 as requested by the Texas Department of Transportation ("TxDOT") in their letter to you dated June 10, 2009 (attached). Please note that the amount requested by TxDOT in the letter is different than the amount due shown on the worksheet attached to TxDOT's letter. The District paid the \$25,000 noted as "review cost" in the worksheet with a check dated January 9, 2009. A copy of the \$25,000 check is enclosed.

On behalf of the District, we respectfully request that Commissioner's Court approve payment of \$547,300.31 to TxDOT at their next meeting. Please call me if you have any questions or need any additional information.

Sincerely,
Costello, Inc.

Texas Board of Professional Engineers
Firm Registration No. 280



Jon R. VanderWilt, P.E.

cc: Mr. Christopher T. Skinner - Schwartz, Page & Harding, LLP
Ms. Christina Garcia - Myrtle Cruz, Inc.
Mr. Gabriel Y. Johnson, P.E. - TxDOT
Mr. James V. Hunt, P.E. - TxDOT
Mr. Michael Hobbs, P.E. - TxDOT
Ms. Darlene D. Taylor - TxDOT

W:\92020\64 - US 90A Improvements\Hegemier 20090706 Check Transmittal for TxDOT.doc

THE BACK OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK. HOLD AT AN ANGLE TO VIEW

FORT BEND COUNTY LID #7

OPERATING FUND
C/O MYRTLE CRUZ INC.
1621 MILAM, 3RD FLOOR 713-759-1368
HOUSTON, TX 77002

TEXAS STATE BANK
88-901/1149

03552

7/2/09

TO THE
ORDER OF

Fort Bend County

\$547,300.31

Five Hundred Forty Seven Thousand Three Hundred + 31/100 DOLLARS

[Handwritten Signature]

Authorized Signature

MEMO funding agreement

⑈003552⑈ ⑆114909013⑆ ⑈0028274⑈

THE BACK OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK. HOLD AT AN ANGLE TO VIEW.

FORT BEND COUNTY LID #7

OPERATING FUND
C/O MYRTLE CRUZ INC.
1621 MILAM, 3RD FLOOR 713-759-1368
HOUSTON, TX 77002

TEXAS STATE BANK
88-901/1149

03465

1/9/09

I OF THE
ORDER OF

Fort Bend County

\$25,000

Twenty five thousand 00/100

DOLLARS

MEMO

Advance Funding Agreement

Authorized Signature

⑈003465⑈ ⑆114909013⑆ ⑈0028274⑈

Pick up as A= A

4/10 memb. by CA at some pt.