

December 7, 2012

Eddie Sanchez, P.E.
Director, Houston Strategic Project Office
Texas Department of Transportation
7721 Washington Avenue
Houston, Texas 77007

SUBJECT: SH 288 – S.B. 1420 Committee

Dear Mr. Sanchez,

Please see the attached court letter from Harris County dated December 4, 2012, appointing the Director of the Toll Road Authority as a member of the S.B. 1420 Committee for development of the Texas Department of Transportation's (TxDOT) SH 288 Toll Lanes Project (SH 288 Project).

Sincerely,



Peter W. Key
Director

PWK:th
Attachment

cc: Arthur L. Storey, Jr.
Mike W. Alford


HARRIS COUNTY TOLL ROAD AUTHORITY

December 4, 2012

Commissioners Court
Administration Building
Houston, Texas 77002

Vote of the Court:

	Yes	No	Abstain
Judge Emmett	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Lee	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Morman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Radack	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Cagle	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

SUBJECT: Recommendation that the Director of the Toll Road Authority be assigned to represent Harris County as a member of the S.B. 1420 Committee for development of the Texas Department of Transportation's SH 288 Toll Lanes Project

Dear Court Members:

It is recommended that the Director of the Toll Road Authority be assigned to represent Harris County as a member of the S.B. 1420 Committee for development of the Texas Department of Transportation's (TxDOT) SH 288 Toll Lanes Project (SH 288 Project). TxDOT is currently pursuing the development of the SH 288 Project, and part of their development process includes the evaluation of private investment as a funding option for the project's delivery. As per Section 228.013 of the Transportation Code, TxDOT must create a S.B. 1420 Committee (committee) composed of representatives from TxDOT, any local toll entity within the area the project traverses (this applies to HCTRA), the applicable metropolitan planning organization, and each city or county that provides funding or right-of-way for the SH 288 Project, if the project is to be developed under an agreement in which a private entity has a financial interest in the project's performance.

If approved by Commissioners Court, the Director will observe the following principles in discussions of positions within the committee:

1. On September 11, 2012, Harris County Commissioners Court formally waived its primacy development rights, under Texas Transportation Code § 228.011, to develop the SH 288 Project. Accordingly, Harris County will interpose no unreasonable conditions as TxDOT pursues development of the SH 288 Project.
2. On April 10, 2012, Harris County and TxDOT approved a Memorandum of Understanding stating TxDOT's intention to fund and construct ancillary projects - in addition to the SH 288 Project - within the SH 288 corridor in the vicinity of the Texas Medical Center, and stating Harris County's intention to formally waive primacy for the SH 288 Project. As Harris County fulfilled its expectation for a formal waiver of primacy rights for the SH 288 Project (as stated above), there is a concurrent expectation for TxDOT to fulfill its stated intentions for ancillary project development within the SH 288 corridor.

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A Division of the Harris County Public Infrastructure Department

TTRA copy ✓
Co Judge copy ✓
Comm Det 1-4-copy ✓✓✓✓

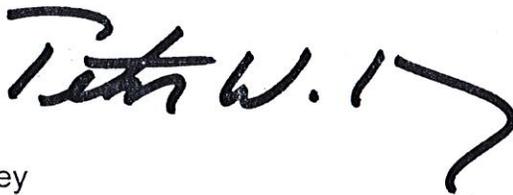
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Letter to Commissioners Court

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3. Whatever method(s) is ultimately used by TxDOT for delivery of projects in the SH 288 corridor, TxDOT and/or their development partner(s) must recognize and respect Harris County facilities, both existing and proposed, as well as Harris County's regulatory responsibilities.
4. It is expected that TxDOT highway design standards will be respected and implemented in this project.
5. It is expected that TxDOT will submit project finances, both potential costs and revenues, to appropriate scrutiny and stewardship.

Approval of this letter enables the Director to attend, deliberate, and "sign off" for Harris County on reports and other procedural matters related to the S.B. 1420 Committee, a committee provided for and required by the State Legislature.

Sincerely,



Peter W. Key
Director

PWK:th
Attachment

cc: Arthur L. Storey, Jr., P.E.
Vince Ryan
HCTRA Management
Mike Alford
Eddie Sanchez
Agenda File

12 NOV 28 AM 9:43
HARRIS COUNTY
BUDGETARY DEPARTMENT

Presented to Commissioner's Court

DEC 04 2012

APPROVE LC

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