



# SH 249 Extension

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## Summary and Analysis Report

Montgomery and Grimes Counties

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## **1-1 Public Hearing**

The purpose of the public hearing was to disclose financial and contractual information regarding the Design-Build Agreement (DBA) and associated Capital Maintenance Agreement (CMA) for SH 249 Extension from FM 1774 in Pinehurst to SH 105 in Grimes County. The hearing provided financial information related to the project financing, duration of tolling, method for setting toll rates, competing facilities, termination for convenience, toll rates, construction, operations, and maintenance.

After the presentation, the hearing also provided an opportunity for public comments – either oral or written. Written comments were accepted up to two weeks following the public hearings.

Per the requirements of the Texas Transportation Code, Chapter 371, subchapter D, TxDOT conducted two Public Hearings because the project is in both Montgomery County and Grimes County.

## **2-1 Project Background**

The SH 249 Extension project is a proposed, new location roadway in northwest Houston. The project is 24 miles long and is comprised on two segments.

Segment 1 is a tolled four-lane ultimate facility (two lanes in each direction from FM 1774 in Pinehurst in Montgomery County to FM 1774 near Todd Mission in Grimes County).

Segment 2 has one lane in each direction from FM 1447 near Todd Mission to SH 105 east of Navasota in Grimes County and is not tolled.

## **3-1 Need and Purpose of the Project**

The purpose of the SH 249 Extension is to improve system linkage, reduce congestion, expand capacity, enhance safety, accommodate population and economic growth, and provide emergency evacuation routes.

### ***3-2 Improve System Linkage***

SH 249 in Harris and Montgomery Counties currently extends from Houston to Pinehurst. SH 249 is already an access-controlled facility. West of Pinehurst, the connections to Navasota consists of FM 1774 and SH 105, mostly two-lane, undivided facilities with at-grade intersections and driveways.

North of Navasota, SH 6 provides a four-lane divided route from Navasota to Bryan. The closest alternative route is US 290 and SH 6, which are heavily congested.

This project will provide radial linkage between Harris County and Montgomery and Grimes Counties.

### ***3-3 Reduce Congestion***

TxDOT data shows that between 1980 and 2010, traffic has nearly tripled on FM 1774 and SH 105. Development plans throughout the region indicate that these growth trends will likely continue for the foreseeable future.

### **3-4 Expand Capacity**

The SH 249 Extension would address transportation demand, improve the level of service, reduce traffic congestion, and provide additional travel options.

### **3-5 Enhance Safety**

SH 249 Extension would improve regional and local safety for the traveling public by minimizing instances that contribute to stop-and-go conditions, increased crash rates, and congestion during peak travel times and emergency events.

### **3-6 Accommodate Population and Economic Growth**

SH 249 Extension would accommodate population and economic growth by improving the movement of persons and goods, which would minimize barriers among businesses, consumers, and transportation infrastructure.

### **3-7 Provide Emergency Evacuation Routes**

The Gulf Coast Region of Texas, including the low-lying and populous areas of Houston metropolitan region, is seasonally affected by hurricanes. During such emergency events, it is imperative to have sufficient roadway capacity to evacuate residents in a safe and timely manner. SH 249 will provide additional capacity to complement the efficiency of the evacuation system.

## **4-1 Proposed Project**

This project consists of two Segments, which are described below:

### **4-2 Segment 1**

Base design for Segment 1 consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission.

#### *Option 1*

Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia.

#### *Option 2*

Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission.

Option 2 will only be exercised in conjunction with Option 1.

### **4-3 Segment 2**

Base design for Segment 2 consists of a two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County).

## 5-1 Environmental Document Approval

The environmental process is approached differently for Segment 1 and Segment 2.

### 5-2 Segment 1

A Draft Environmental Impact Study (DEIS) and the Final Environmental Impact Study – or FEIS – were drafted and approved. The US Army Core of Engineers awarded an Individual Environmental Permit for Segment 1 in August 2016. The re-evaluation was approved April 2017.

### 5-3 Segment 2

A Finding of No Significant Impacts (FONSI) was drafted and approved in September 2016. The US Army Core of Engineers Nationwide permit is still pending as well as a re-evaluation based on minor alignment shifts to avoid significant wetland impacts.

## 6-1 Public Notices

Public notices were published in the following newspapers.

Table: Published Notices

	Newspapers	Publication Dates
Montgomery County	Houston Chronicle	Monday August 21 <sup>st</sup> Monday August 28 <sup>th</sup>
	The Courier	Wednesday August 23 <sup>rd</sup> Monday August 28 <sup>th</sup>
	The Woodlands Villager	Wednesday August 23 <sup>rd</sup> Wednesday August 30 <sup>th</sup>
	Spring Observer	Wednesday August 23 <sup>rd</sup> Wednesday August 30 <sup>th</sup>
Grimes County	Houston Chronicle	Monday August 21 <sup>st</sup> Monday August 28 <sup>th</sup>
	The Eagle	Monday August 21 <sup>st</sup> Monday August 28 <sup>th</sup>
	The Navasota Examiner	Wednesday August 23 <sup>rd</sup> Wednesday August 30 <sup>th</sup>

Affidavits and tear sheets for the above publications are provided in **Appendix A**.

## 7-1 Public Hearing Information

Two public hearings were held, one for each county in which the project is to take place. At each location, the formal presentation followed by a public comment period. A photolog documenting the public hearings is provided in **Appendix B**.

### 7-2 Montgomery County Public Hearing

Date: Thursday August 24, 2017

Location: Montgomery County Commissioners' Court located at 501 N. Thompson, Courtroom No. 402, Conroe, TX 77301

Time: 3:00 pm to 5:00 pm

Attendees: The total registered attendance at the Public Hearing in Montgomery County was 19 people. This number included 11 members of the public, four Montgomery County, Precinct 2 representatives, one project staff member of TxDOT, and three project consultants. The sign-in sheet is provided in **Attachment C**.

Conducted by: The presiding official for the Montgomery County Public Hearing was Mr. Eric Bennett, Project Manager, TxDOT Houston District Office. Mr. Bennett explained the purpose of the public hearing and presented an overview of the project, including the details regarding project financing, duration of tolling, competing facilities, termination for convenience, toll rates, construction, operations and maintenance. The PowerPoint presentation is provided in **Attachment D**.

### 7-3 Grimes County Public Hearing

Date: Wednesday, August 23, 2017

Location: Anderson Community Center located at 414 Hill St, Anderson, TX 77830

Time: 6:00 pm to 8:00 pm

Attendees: The total registered attendance at the public hearing in Grimes County was 15 people. This number included five members of the public, six project staff members of TxDOT, and four project consultants. The sign-in sheet is provided in **Attachment C**.

Conducted by: The presiding official for the Grimes County Public Hearing was Mr. Chad Bohne, Director of Transportation, TxDOT Bryan District Office. Mr. Bohne explained the purpose of the public hearing and presented an overview of the project, including the details regarding project financing, duration of tolling, competing facilities,

termination for convenience, toll rates, construction, operations and maintenance.  
The PowerPoint presentation is provided in **Attachment D**.

Verbatim scripts of the Financial Public Hearings, as transcribed by certified court reporters, are attached as **Appendix E**.

## **8-1 Exhibits**

Plans illustrating the proposed project, schematics and copies of the DBA, CMA, project Technical Provisions, and the Request for Proposals (RFP) were made available for public viewing and comment at the financial public hearing sites. The same materials are available for review at the TxDOT Houston and Bryan District offices or online, on the project web page found at [www.txdot.gov](http://www.txdot.gov).

## **9-1 Comments from Elected Officials**

No verbal or written comments from elected officials were received during the public hearings or the comment period, which extended up until September 7, 2017.

## **10-1 Comments from Public**

TxDOT received 7 verbal and 5 written comments from from the public during the public hearings and the comment period, which extended up until September 7, 2017.

These comments and responses can be found in **Appendix F**.

# **Appendix A**

## **Affidavits and Tearsheets**

# **Montgomery County**

# **Houston Chronicle**



AFFIDAVIT OF PUBLICATION

STATE OF TEXAS:

Before me, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared, the Newspaper Representative at the HOUSTON CHRONICLE, a daily newspaper published in Harris County, Texas, and generally circulated in the Counties of: HARRIS, TRINITY, WALKER, GRIMES, POLK, SAN JACINTO, WASHINGTON, MONTGOMERY, LIBERTY, AUSTIN, WALLER, CHAMBERS, COLORADO, BRAZORIA, FORT BEND, GALVESTON, WHARTON, JACKSON, and MATAGORDA and that the publication, of which the annexed herein, or attached to, is a true and correct copy, was published to-wit:

BROWN & GAY ENGINEERS  
RAN A LEGAL NOTICE  
SIZE BEING: 4 x114 L

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Product	Date	Class	Page
Houston Chronicle	Aug 16 2017	Legal Notices	B 6
CNCC-The Courier	Aug 20 2017	Legal Notices	
Houston Chronicle	Aug 21 2017	Legal Notices	B 2
CNCC-The Courier	Aug 23 2017	Legal Notices	
CNSO-Spring Observer	Aug 23 2017	Legal Notices	
CNWW-The Woodlands Villager	Aug 23 2017	Legal Notices	
CNCC-The Courier	Aug 28 2017	Legal Notices	
Houston Chronicle	Aug 28 2017	Legal Notices	B 3
CNSO-Spring Observer	Aug 30 2017	Legal Notices	
CNWW-The Woodlands Villager	Aug 30 2017	Legal Notices	

Victoria Bond AIR Clerk  
NEWSPAPER REPRESENTATIVE

Sworn and subscribed to before me, this 5th Day of September A.D. 2017



Charles E. Walichowski  
Notary Public in and for the State of Texas

**TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project – one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm – 5:00 pm	Time: 6:00 pm – 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to HOU-PIOWebMail@txdot.gov with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.



**BUSINESS**

# Digital rights groups question Facebook

Organizations want more details on policing of offensive content

By Queenie Wong  
SAN JOSE MERCURY NEWS

With more than 2 billion users worldwide, Facebook has been making tough calls when it comes to policing hate speech, harassment, nudity and violence online.

Some digital rights groups want it to provide more details about how it decides what to delete or keep.

"I think that because you have greater power,

you have greater responsibility. And with that responsibility, sometimes you're going to have to bring out a little bit more transparency," Eva Galperin, Electronic Frontier Foundation's director of cybersecurity, told a Facebook executive at a recent forum in San Francisco.

EFF found out through that Facebook's online rules are not enforced evenly, she said. When people get locked out of their accounts it can interrupt their work or daily

lives, especially because Facebook is linked to other apps.

Some activists have accused the company's content moderators before of punishing minority users.

Alex Stamos, Facebook's chief security officer, said mistakes are bound to happen but are also rare. Some posts might mistakenly get flagged when a user speaks out against hate speech.

Stamos estimated that the number of accounts that Facebook shuts down per day is "at least seven or eight figures" based on the number of spam and

fraudulent accounts that are created daily.

In the past, public criticism has led Facebook to change how it enforces some online rules. The tech firm apologized last year after it pulled down a famous Vietnam War photo that depicted a naked girl fleeing a napalm attack.

But Stamos questioned whether divulging more details on how Facebook enforces rules would help.

"I'm not sure if we're in a media environment, honestly, where a lot of transparency in this area is going to end up with people being better off," he said.



Karen Bleier / AFP / Getty Images  
**Alex Stamos, Facebook's chief security officer, says mistakes are bound to happen but are also rare.**

## Legal Notices

To place legal notices  
email [legals@chron.com](mailto:legals@chron.com) or call 713.224.6868.

**LEGAL NOTICES    LEGAL NOTICES**

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS**  
August 28, 2017  
City of Houston  
Housing and Community Development Department (HCDD)  
601 Sawyer, 4th Floor  
Houston, TX 77007  
(832) 394-6183

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

**REQUEST FOR RELEASE OF FUNDS**  
On or about Wednesday, September 13, 2017 City of Houston's Housing and Community Development Department will submit a request to the Department of Housing and Urban Development (HUD) for the release of federal funds for the release of the following funds:

Community Development Block Grant (CDBG) funds authorized by Title I of the Housing and Community Development Act of 1974 (P.L. 93-383, as amended), to undertake the following project:

**Project Title:** Home Repair Program  
**Project Description:** The City of Houston Housing & Community Development Department (HCDD) Home Repair Program (HRP) will carry out the following housing programs: Rehabilitation and Reconstruction.

The goal in the HRP is to address repairs necessary to alleviate threats to health, life, and safety as well as safety hazards resulting from substandard conditions. The program will target homes owned and occupied by households earning no more than 80% of Area Median Family Income.

The program is not limited to low and moderate income elderly (62 or older) and disabled homeowners, but also gives priority to homes of employed applicants with minors, and unemployed applicants providing full-time care to disabled household members.

A homeowner seeking assistance must meet three basic qualifications: 1) they must be the recorded owner and occupy the home as their primary residence; 2) their property taxes must be current or on an approved payment plan in good standing; and 3) they must meet certain income qualifications. If a homeowner qualifies, upon the completion of an application, their home will be inspected to determine the level of repairs their residence is eligible to receive (additional documents may be required).

The HRP will provide two tiers of assistance to homeowners:

1. Tier II - Rehabilitation
  - a. Moderate Repairs - those costing \$10,000 to \$29,999
  - b. Substantial Repairs - those costing \$30,000 to \$65,000
2. Tier III - Reconstruction - Repairs exceeding \$65,000

There will be approximately and/or average of 37 moderate Rehabilitation, 26 Substantial Rehabilitation, and 10 Reconstruction projects.

**Location:** The Service Area is City-Wide - Harris County - City of Houston; Brazoria County - City of Houston; Fort Bend County - City of Houston. Since the Service Area is City-Wide, some selected sites may be in the 100-year floodplain. Grant Number: B-16-MC-48-0018

Total Federal Funding: \$5,999,055.43

**FINDING OF NO SIGNIFICANT IMPACT**  
The City of Houston has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at the above address and is available for public examination or copying weekdays 8 A.M. to 5 P.M.

**REVIEW PROCESS**  
In accordance with 24 CFR 58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed for the target area and other applicable laws and authorities will be compiled with, when individual projects are ripe for review. Once the lots are selected, each lot will undergo an environmental review.

None of the properties selected will adversely impact (or be adversely impacted by) a floodplain, a wetland, an endangered species zone or a historical property. No lot will be adversely affected by hazardous operations or toxic, hazardous or radioactive materials, contamination, chemicals or gases. Noise attenuation will be performed for the dwellings as necessary per 24 CFR Part 51. While certain lots to be selected will be in the 100-year floodplain as allowed by applicable CDBG rules, an 8-step process is in place for this project, and the impacts to the floodplain of work on existing homes will not be adverse.

The ERR on file documents the environmental determinations for this project, and more fully describes the tiered review process cited above.

**PUBLIC COMMENTS**  
Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the City of Houston, Housing and Community Development Department, ATTN: Environmental Review Officer, 601 Sawyer, 4th Floor, Houston, Texas 77007. All comments received by the close of business on Tuesday, September 12, 2017 will be considered by the City of Houston prior to authorizing submission of a request for release of funds. Commenters should specify which part of this Notice they are addressing.

**RELEASE OF FUNDS**  
The City of Houston certifies to HUD, that Sylvester Turner, in his capacity as Mayor, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City of Houston to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**  
HUD will consider objections to its release of funds and the City of Houston certification received by the close of business on Thursday, September 28, 2017, or a period of fifteen days from its receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer or other officer of the City of Houston approved by HUD; (b) the City of Houston, as Responsible Entity, has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to: U.S. Department of Housing and Urban Development, 1301 Fannin Street, Suite 2200, Houston, Texas 77002. Potential objectors should contact HUD to verify the actual last day of the objection period.

Sylvester Turner, Mayor  
City of Houston

**NOTICE TO CREDITORS    NOTICE TO CREDITORS    BIDS & PROPOSALS**

**Notice To Creditors**  
The Klein Independent School District is accepting electronic bids for New Out of the Box & Refurbished Technology Equipment at 12:00 pm on September 12, 2017 in Room 207 of the Central

**TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
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**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
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End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project - one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

County	Date	Time	Location
Montgomery County	Thursday, August 24, 2017	3:00 pm - 5:00 pm	Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301
Grimes County	Wednesday, August 23, 2017	6:00 pm - 8:00 pm	Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIQWebMail@txdot.gov](mailto:HOU-PIQWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North East Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

For publication in Houston Chronicle on three dates: August 21, 2017, August 28, 2017, and September 4, 2017

The Houston Planning Commission has received an application to allow the partial replatting of Craig Woods, being all of Lot 62, in Block "J", as recorded in Volume 32, Page 66, of the Harris County Map Records for the purpose of creating two (2) single-

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS**  
August 28, 2017  
City of Houston  
Housing and Community Development Department (HCDD)  
601 Sawyer, 4th Floor  
Houston, TX 77007  
(832) 394-6183

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

**REQUEST FOR RELEASE OF FUNDS**  
On or about Wednesday, September 13, 2017 the City of Houston's Housing and Community Development Department (HCDD) will submit a request to the Department of Housing and Urban Development (HUD) for the release of the following federal funds:

Section 420 of the Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2016 (Pub. L. 114-113, approved December 18, 2015) (Appropriations Act) makes available \$300 million in Community Development Block Grant (CDBG) funds for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure and housing, and economic revitalization in the most impacted and distressed areas resulting from a major disaster declared in 2015, pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. 5121 et seq.), related to the consequences of Hurricane Joaquin and adjacent storm systems, Hurricane Patricia, and other flood events.

The City of Houston's Housing and Community Development Department (HCDD) submitted an Action Plan for Disaster Recovery - 2015 Flood Events (Plan) to HUD on September 19, 2016 and updated November 17, 2016. The Federal Department of Housing and Urban Development (HUD) awarded on December 7, 2016 to the City of Houston \$66,540,000 in federal funds associated with disasters declared on May 29, 2015 (DR-4223) and on November 25, 2015 (DR-4245).

The funds being used for this project are part of the Action Plan described above, and are authorized by the laws identified in the first paragraph describing said funds. They are Community Development Block Grant Disaster Recovery (CDBG-DR) funds, and they will be used to undertake the following project:

**Project Title:** Single Family Home Repair Program - Disaster Recovery 2015  
**Location:** HCDD will focus on assisting homeowners in areas that were hardest hit by the 2015 floods, particularly homes located in the following tract numbers and block groups listed below except for Harris County Flood Control District Buyout Areas:

- a. Census Tract 422600 Block Group 3
- b. Census Tract 420700 Block Group 1
- c. Census Tract 420800 Block Group 1
- d. Census Tract 422900 Block Group 2
- e. Census Tract 420700 Block Group 2
- f. Census Tract 422402 Block Group 1
- g. Census Tract 453000 Block Group 1
- h. Census Tract 521400 Block Group 3

In Houston, Harris County, Texas.

**Purpose of project:** On February 29, 2016, HUD announced the award of \$66.56 million to the City of Houston to address unmet housing, infrastructure and business needs in the areas recovering from those two flood events. In the Disaster Recovery Action Plan approved by HUD for spending these funds, \$12 million is allocated to assist with home repairs needed to restore flood-damaged homes to decent, safe and sanitary living condition.

HCDD's objective for the Home Repair Program (HRP) is to provide home repair assistance to as many low- and moderate-income homeowners as possible whose homes were damaged in the 2015 flood disasters. Under the Houston Action Plan for Disaster Recovery - 2015 Flooding Events, \$12 million is allocated for housing (Single-Family Home Repair) activities. The program gives priority to age-dependent (aged 65 and older or aged 5 and under) and disabled households.

A summary of the minimum criteria for assistance, as stated in these guidelines, is as follows:

- The home damaged by the 2015 disasters must be single-family and must be the homeowner's primary residence.
- The household income eligibility limit is 80% of the Area Median Family Income (AMFI).
- The maximum amount to be spent on each rehabilitated home is \$45,000, including change orders.

This activity is justified to provide relief for those people impacted by the 2015 flood disasters while addressing recognized impediments to affirmatively furthering fair housing as required under the Fair Housing Act for single family homeowner assistance.

Each applicant, occupant, or homeowner located within the 100-year floodplain will be required to sign an Emergency Management Disaster Acknowledgment form acknowledging that they have:

- Read and understood the Emergency Management Disaster Preparedness Statement and HCDD's obligations;
- Received the pamphlet Hurricane and Disaster Preparedness Guide;
- Registered with the Emergency Notification System (ENS);
- Registered (Individual Resident or Facility) with the State of Texas Emergency Assistance Registry (STEAR) online or called 2-1-1, and that Relationship Manager/Intake Counselor has informed the applicant/occupant/homeowner (client) about HCDD's obligations and client(s) is/are aware of their associated responsibilities.

Grant Number: B-16-MH-48-0001  
Total Federal Funding: \$12,000,000.00

**FINDING OF NO SIGNIFICANT IMPACT**  
The City of Houston has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at the above address and is available for public examination or copying weekdays 8 A.M. to 5 P.M.

**REVIEW PROCESS**  
In accordance with 24 CFR 58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed for the target area and other applicable laws and authorities will be compiled with, when individual projects are ripe for review. Once the lots are selected, each lot will undergo an environmental review.

None of the properties selected will adversely impact (or be adversely impacted by) a floodplain, a wetland, an endangered species zone or a historical property. No lot will be adversely affected by hazardous operations or toxic, hazardous or radioactive materials, contamination, chemicals or gases. Noise attenuation will be performed for the dwellings as necessary per 24 CFR Part 51. While certain lots to be selected will be in the 100-year floodplain as allowed by Disaster Recovery rules, an 8-step process is in place for this project, and the impacts to the floodplain of work on existing homes will not be adverse.

The ERR on file documents the environmental determinations for this project, and more fully describes the tiered review process cited above.

**PUBLIC COMMENTS**  
Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the City of Houston, Housing and Community Development Department, ATTN: Environmental Review Officer, 601 Sawyer, 4th Floor, Houston, Texas 77007. All comments received by the close of business on Tuesday, September 12, 2017 will be considered by the City of Houston prior to authorizing submission of a request for release of funds. Commenters should specify which part of this

**BUSINESS**

**SMALL-BUSINESS Q&A**

# Have your ducks in a row if you want a loan

**Q: Is it a good idea to approach my personal banker for a small-business loan? I have both a checking and savings account, and I figure the bank would be willing to lend me the money because it already knows me and my financial habits.**

**A:** It does help to know your banker when you're looking for a loan, but getting a small-business loan depends on a lot of other factors as well. The next time you go into your bank, ask if it does small-business loans and what kind of documentation you'd need to submit if you wanted to apply for one. Say what kind of loan you're looking for. Is it financing to start up a new business (sometimes difficult to obtain), or do you current-

ly own a business that you're looking to expand? Do you need the loan to buy equipment, or perhaps to be able to afford to hire more employees? Have you determined if you need a lump sum of cash, or could your needs be met with a line of credit instead? Different banks specialize in different types of loans, sometimes even focusing on lending to businesses in particular industries. If your bank doesn't do the type of loan you're looking for, perhaps it could refer you to a lender that does.

When you find the right lender, your chances of success are increased if you have all your ducks in a row. Any lender will want to see your financial records as part of the loan application process. That includes your income statement, cash flow statement, balance sheet,



**Even if the bank doesn't ask for a step-by-step plan, it's best to write one because it will help you detail how you'll use the borrowed money.**

Getty Images

loan, but it most likely won't be at a reasonable interest rate.

For more advice on finding the capital you need for your business, attend the UH Bauer College SBDC's Capital Connections panel discussion on Wednesday, Aug. 30, from 9:30 a.m. to 12:30 p.m.

The event will be held at the SBDC's midtown Houston location, and it will feature both bank and non-bank funders. Cost is \$29 when you register and pay online at [www.sbdh.uh.edu](http://www.sbdh.uh.edu).

*Jacqueline Taylor is deputy director of the Texas Gulf Coast Small Business Development Center Network, a partnership of the U.S. Small Business Administration and the University of Houston C.T. Bauer College of Business. Information is intended to provide general guidance only. Send questions to [jtaylor@uh.edu](mailto:jtaylor@uh.edu).*

## Legal Notices

To place legal notices  
email [legals@chron.com](mailto:legals@chron.com) or call 713.224.6868.

NOTICE TO CREDITORS	NOTICE TO CREDITORS & PROPOSALS	BIDS & PROPOSALS	LEGAL NOTICES						
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### Notice To Creditors Ad \$74.00\*

**Call the Legals Team**  
713-224-6868  
Ext. 6435 or 4204

\*\$74.00 includes first 36 lines and 1 Affidavit of Publication  
\*\$1.92 per line over 36 lines

**PUBLIC NOTICE**  
Comments on the proposed construction of a bulkhead at 3007 Dolphin Ct., Seabrook, Texas are invited. The project will consist of installing a 2' x 67' bulkhead in front of the current bulkhead. The bulkhead will be made out of treated timber. Plans may be obtained or reviewed by contacting Jay Miller, 3007 Dolphin Ct., Seabrook, TX, (713) 957-7629. Comments should be directed to the Texas General Land Office, 11811 North D St., La Porte, TX 77571-9155 within 20 days of this notice.

**LEGAL NOTICES**  
**CITATION BY PUBLICATION STATE OF TEXAS County of Harris NOTICE TO DEFENDANT:**  
"You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of forty-two days after the date of issuance of this citation and petition, a default judgment may be taken against you."

**TO: GEOVANNIE GUZMAN JUAREZ ADDRESS AND WHEREABOUTS ARE UNKNOWN**  
**YOU ARE HEREBY COMMANDED** to be and appear before the 61st Judicial District Court of Harris County, Texas in the Courthouse in the City of Houston, Texas at or before 10:00 o'clock A.M. Monday, the 11th day of September, 2017, after the expiration date of forty-two days after this citation is issued, and you are hereby commanded to appear then and there to appear and file written answer to the PLAINTIFF'S THIRD AMENDED PETITION, filed in said Court on the 14th day of July, 2017, in a suit numbered 2015-64432 on the docket of said court, wherein **JESUS DE ROSA** Plaintiff(s) and **GEOVANNIE GUZMAN JUAREZ AND LUCIA ROCHA** Defendant(s), the nature of Plaintiff's demand being and the said petition alleging: PERSON INJURY-AUTO.

Notice hereof shall be given by publishing this Citation once a week for four consecutive weeks previous to the 8th day of September, 2017, in the Houston Chronicle published in the county of Harris, if there be a newspaper published there but if not, then the nearest country where a newspaper is published, and this Citation shall be returned on the 11th day of September, 2017, which is forty two days after the date it is issued, and the first publication shall be at least two (2) days before said return day.

**HEREIN FAIL NOT**, but have before said court on said return day this Publication with your return thereon, showing how you have executed same.

Deputy Clerk: /s/ Reginal L. Brincefield 7/31/17

**Not prepared by the District Clerk. District Clerk only certifies to the fact the case is on file in his office. The party and the pleading named are a true and correct reflection of the records on file in his office under the above captioned cause number.**

**TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to FM 1488 in Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the project submitted by WECO, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The project amount of interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project - one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm - 5:00 pm	Time: 6:00 pm - 8:00 pm
Location: Montgomery County Courthouse	Location: Anderson Community Center
402 Conroe, Texas 77301	414 Elm Street
	Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWEBMAIL@txdot.gov](mailto:HOU-PIOWEBMAIL@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rip.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rip.html). Copies of the DBA also will be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs or all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

**Notice Public Hearing**  
**Business US Highway (BU) 90U From Interstate Highway 610 to East of Mesa Road CSJ: 0028-01-067 Harris County, Texas**

The Texas Department of Transportation (TxDOT) Houston District, as the lead agency, is proposing to widen Business US Highway (BU) 90U from Interstate Highway 610 to east of Mesa Road, in Houston, Harris County, Texas. The total distance of the project is approximately 1.2 miles. This notice advises the public that environmental documents are available for public review and that TxDOT will be conducting a public hearing on the proposed project. The hearing will be held on Tuesday, September 5, 2017, at the Eden Event Center, 7450 North Wayside Drive, Houston, Texas 77028. Displays will be available for viewing at 5:30 pm with the formal hearing starting at 6:30 pm. The purpose of the hearing is to present the planned improvements and to receive public comment on the proposed project.

The project proposes to widen the BU 90U roadway from a four-lane undivided rural roadway to a six-lane urban facility with a continuous left turn lane. Sidewalks as well as a curb and gutter drainage system would be constructed as part of the proposed project. The typical width of the right-of-way (ROW) would increase to 120 feet from an existing typical width of 100 feet. The proposed improvements would potentially require approximately 2.47 acres of additional ROW. The purpose of the proposed project is to reduce congestion and enhance safety in northeast Houston. The proposed project would displace five businesses in four commercial structures, but no residences. Information about the TxDOT Relocation Assistance Program, benefits and services for displacements, as well as information about the tentative schedules for ROW acquisition and construction, can be obtained from the TxDOT district office at the address listed below. Relocation assistance is available for displaced persons and businesses. The proposed project will encroach into the 100-year floodplain of Hunting Bayou.

Any environmental documentation or studies, maps showing the project location and design, tentative construction schedules, and other information regarding the project are on file and available for inspection by appointment Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. at the TxDOT Houston District Office, located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's North Harris Area Office, located at 16803 Eastex Freeway, Humble, Texas 77396. To schedule an appointment at the Houston District please contact Hamid Yousefi at (713) 802-5503, or at the North Harris Area Office contact Mr. John Eiam, P.E. at (281) 319-6400. The project information can also be viewed online at TxDOT's website: <http://www.txdot.gov/inside-txdot/get-involved/about/hearings-meetings/houston/090517.html>. This information also will be available for inspection at the hearing. Verbal and written comments from the public regarding the project are requested and may be presented at the hearing, or submitted in person or by mail to the TxDOT Houston District Office, or via email to [hdu-piowebmail@txdot.gov](mailto:hdu-piowebmail@txdot.gov). Comments must be received on or before September 20, 2017 to be part of the official hearing record.

The hearing will be conducted in English. Persons interested in attending the hearing who have special communication or accommodation needs, are encouraged to contact the TxDOT District Public Information Officer at (713) 802-5076. Requests should be made at least two days prior to the hearing. Every reasonable effort will be made to accommodate these needs.

The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried-out by TxDOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 16, 2014, and executed by FHWA and TxDOT.

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS**

August 21, 2017  
Harris County Community Services Department, 8410 Lantern Point Drive, Houston, Texas, 77054, (713) 578-2000.

**REQUEST FOR RELEASE OF FUNDS**  
On or about September 7, 2017 the Harris County Community Services Department (HCCSD) will submit a request to the Department of Housing and Urban Development (HUD) for the release of Federal Funds under Community Development Block Grant Program (CDBG) Program funds under Title I of the Housing and Community Development Act of 1974, Public Law 93-383 and HOME Investment Partnership Funds under Title II of the Cranston-Gonzales National Affordability Housing Act of 1990 (42 U.S.C. 12701), to undertake the following projects:

**Categorically Excluded Activity Subject to 58.5**  
**Airline Improvement District- Arlene Nichols Memorial Park Expansion.** Location: 222 Raymac St., Houston, TX 77037, Airline, Precinct 1. Purpose: To add amenities to the Arlene Nichols Memorial Park including exercise stations, canopy over existing playground, signage along park trail, and expanded concrete parking areas. Grant #: B-17-UC-48-0002, Total Allocation: \$128,050, Total Project Cost: \$159,130.

**Environmental Assessment Projects**  
**East Aldine Management District-Hopper Rd. Water and Wastewater Improvements.** Location: Hopper Road from US 59 East to Percy Road, Houston, Texas 77039, Sherwood Place, Precinct 2. Purpose: To install 2,200 ft. of 8" water line, 150 ft. of 15" sanitary sewer line and 1,900 ft. of 8" sanitary sewer line to help alleviate overloading of current systems and prevent future contamination to existing drinking water. Grant #: B-17-UC-48-0002, Total Allocation: \$1,089,580, Total Project Cost: \$1,354,399.

**Harris County Pct. 3 Parks Department Sand Canyon Park Improvements and Sidewalks Phase 1.** Location: 13900 Sand Canyon Drive, Houston, TX 77063; Howell Sugarland Rd., Eastside, Beechnut to Remm, 77083; Howell Sugarland Rd., Westside, Laterna to Remm, 77083 Harris County Precinct 3. Purpose: To construct sidewalks along Howell Sugarland Road and add amenities to Sand Canyon Park that include: a playground, outdoor exercise area, jogging trail, picnic tables and benches, drinking fountains and shade canopies. Activities also include the necessary infrastructure and dirt work. Grant #: B-17-UC-48-0002, Total Allocation: \$531,200, Total Project Cost: \$664,245.

**LEGAL NOTICES**  
**NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR AN AIR QUALITY PERMIT PROPOSED PERMIT NUMBER: 144943 APPLICATION AND PRELIMINARY DECISION.** Texas Lehigh Cement Company LP, P.O. Box 610, Buda, Texas 78610-9610, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 144943, which would authorize construction of a Cementitious Products Processing Facility located at 15902 Peninsula St., Houston, Harris County, Texas 77015. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This application was submitted to the TCEQ on January 20, 2017. The proposed facility will emit the following contaminants: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead, hazardous air pollutants, and sulfur dioxide. The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The executive director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit will be available for public review and comment at the TCEQ central office, the TCEQ Houston regional office, and at the Harris County Public Library - Jacinto City Branch, 921 Akron Street, Jacinto City, Harris County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Folk St., Houston, Texas. You may submit public comments or request a public meeting about this application. The purpose of a public meeting is to provide the opportunity to submit comments to the executive director. The executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator, a public meeting is not a contested case hearing. You may submit additional written public comments within 30 days of the date of newspaper publication of this notice in the manner set forth in the AGENCY CONTACTS AND INFORMATION section of this notice.

**RESPONSE TO COMMENTS AND EXECUTIVE DIRECTOR ACTION.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material significant public comments. Because no timely hearing requests have been received, after preparing the response to comments, the executive director may then issue final approval of the permit. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the Commissioners' Integrated Database (CID).

**INFORMATION AVAILABLE ONLINE.** When they become available, the executive director's response to comments and the final decision on this application will be accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Once you have access to the CID using the above link, enter the permit number for this application which is provided at the top of this notice. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application <http://www.tceq.texas.gov/assets/public/hb610/index.html?fa=29.74694&lng=-95.12028&zoom=13&type=ar>.

**MAILING LIST.** You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION.** Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/about/comments.html](http://www.tceq.texas.gov/about/comments.html), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Any personal information you submit to the TCEQ will become part of the agency's records; this includes email addresses. For more information about this permit application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Si desea informacion en Espanol, puede llamar al 1-800-687-4040. Further information may also be obtained from Texas Lehigh Cement Company LP at the address stated above or by calling Mr. Joseph Marini, Environmental Manager at (713) 953-9233. Notice Issuance Date: August 9, 2017

**LEGAL NOTICES**  
**TO PLACE LEGAL NOTICES**  
To place legal notices, contact the Legals Team at 713-224-6868. Ext. 6435 or 4204. \*\$74.00 includes first 36 lines and 1 Affidavit of Publication. \*\*\$1.92 per line over 36 lines.

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**RESPONSE TO COMMENTS AND EXECUTIVE DIRECTOR ACTION.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material significant public comments. Because no timely hearing requests have been received, after preparing the response to comments, the executive director may then issue final approval of the permit. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the Commissioners' Integrated Database (CID).

**INFORMATION AVAILABLE ONLINE.** When they become available, the executive director's response to comments and the final decision on this application will be accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Once you have access to the CID using the above link, enter the permit number for this application which is provided at the top of this notice. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application <http://www.tceq.texas.gov/assets/public/hb610/index.html?fa=29.74694&lng=-95.12028&zoom=13&type=ar>.

**MAILING LIST.** You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION.** Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/about/comments.html](http://www.tceq.texas.gov/about/comments.html), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Any personal information you submit to the TCEQ will become part of the agency's records; this includes email addresses. For more information about this permit application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Si desea informacion en Espanol, puede llamar al 1-800-687-4040. Further information may also be obtained from Texas Lehigh Cement Company LP at the address stated above or by calling Mr. Joseph Marini, Environmental Manager at (713) 953-9233. Notice Issuance Date: August 9, 2017

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# **The Courier**

**LEGAL NOTICES**

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**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), in concert with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy 409-839-4376 Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff – including but not limited to Residential, Small General Service, Large General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service – will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

**FACTOR BY VOLTAGE LEVELS**

Delivery Voltage	Fixed Fuel Factor	per kWh
Secondary	\$0.0302202	per kWh
Primary	\$0.0294475	per kWh
69kV/138kV	\$0.0287153	per kWh
230kV	\$0.0282374	per kWh

The revised fuel factor would result in a decrease in Entergy Texas' annual Texas retail fuel and purchased power revenues by approximately \$93.1 million, or 15%, on an annual basis. Compared to the fixed fuel factor approved by the Commission effective March 2017, a residential customer using 1000 kilowatt-hours (kWh) of electricity per month would see an approximate decrease of 15.1% annually, or \$5.37 on average per month, on his/her electric bill. The fixed fuel factor rate is designed to pass through to customers the actual fuel costs incurred by Entergy Texas to serve customers. Entergy Texas is not allowed to make a profit on fuel costs. Amounts collected from affected customers pursuant to the revised fixed fuel factor will be subject to final review by the Commission in Entergy Texas' next applicable fuel reconciliation proceeding before the Commission. Entergy Texas expects the revised fixed fuel factor to be in effect for the billing period of September 2017 through February 2018.

Persons with questions or who want more information on this petition may contact Entergy Texas at Attn: Customer Service – Fuel Factor, 350 Pine Street, Beaumont, Texas 77701, or call [1-800-368-3749 (once you hear: "Welcome to Entergy" select option 1, then press 5, then press 7)] during normal business hours. A complete copy of this petition is available for inspection at the address listed above.

The Commission has assigned Docket No. 47520 to this proceeding. Persons who wish to formally participate in this proceeding, or who wish to express their comments concerning this petition should contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 13326, Austin, Texas 78711-3326, or call (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may call (512) 936-7136 or use Relay Texas (toll-free) 1-800-735-2989.

ENTERGY TEXAS, INC.

**NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF JOHN ARNOLD BURTON, DECEASED**

CAUSE NO. 17-35411-P

**NOTICE OF APPOINTMENT OF INDEPENDENT EXECUTOR**

Notice is hereby given that on August 10, 2017, Letters Testamentary were issued to:

**VICKI LYNN BURTON**

by the Honorable County Court at Law No. (2) of Montgomery County, Texas, in Cause No. 17-35411-P, pending upon the Probate Docket of said Court.

All persons having claims against said estate being administered are hereby requested to present the same within the time prescribed by law to:

Vicki Lynn Burton, Independent Executor of the Estate of John Arnold Burton, Deceased  
c/o Darlene Payne Smith  
Crain, Caton & James  
A Professional Corporation  
1401 McKinney, 17th Floor  
Houston, Texas 77010-4035

CC 8/23/17

**CITATION BY PUBLICATION - CIVIL**

Cause Number: 15-10-11386-CV

Clerk of the Court  
Barbara Gladden Adamick  
P.O. Box 2985 2  
Conroe, Texas 77305

Attorney Requesting Service  
Lisa J Mathews  
257 N Loop 336 W #140463  
Conroe, TX 77304

**THE STATE OF TEXAS**

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of forty-two days after the date of issuance of this citation and petition, a default judgment may be taken against you."

TO: DANIEL SONNEVIL AND THE UNKNOWN HEIRS OF SUSAN SONNEVIL

You are hereby commanded to appear by filing a written answer to the Second Amended Petition-Trespass to Try Title at or before 10:00 A.M. of the Monday next after the expiration of forty-two days after the date of issuance of this citation the same being Monday on this the 11th day of September, 2017 before the 410th Judicial District Court of Montgomery County, Texas at the Courthouse of said County in Conroe, Texas. Said Second Amended Petition-Trespass to Try Title was filed in said court on this the 5th day of July, 2017, in this case, numbered 15-10-11386-CV on the docket of said court.

The names of parties to the cause are as follows:

Nancy Hand, as Agent for Glen Richard Kent, Jr., Also Known as Richard Kent are Plaintiffs and

Daniel Sonnevil, and the Heirs of Susan Sonnevil, Deceased are Defendants

A brief statement of the nature of this suit is as follows to wit:

Trespass to Try Title for Real Property commonly known as 10815 Fairview Drive, Conroe, Texas 77385, which is more particularly described as:

Lots 24 (B and C), in Block 2, Section 6, of Lake Chateau Woods, a subdivision in Montgomery County, Texas according to the map or plat thereof on file in Volume 275 of the Map Records of Montgomery County, Texas (the "Property"). The metes and bounds description from the map or plat is incorporated in this pleading by reference as if fully set forth herein.

as is more fully shown by Second Amended Petition-Trespass to Try Title on file in this suit.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due as the law directs.

Issued and given under my hand and the Seal of said Court, as office in Conroe, Texas, this on this the 26th day of July, 2017.

Barbara Gladden Adamick, District Clerk  
Montgomery County, Clerk  
By: \_\_\_\_\_ Stella Luton  
CC 8/2, 8/9, 8/16, 8/23

**NO. 17-35472-P**

THE ESTATE OF COUNTY COURT AT

**DANNY PAUL MURPHY,** LAW NO. 2

DECEASED MONTGOMERY COUNTY, TEXAS

**PUBLISHED NOTICE TO CREDITORS**

Notice is hereby given that Letters Testamentary for the Estate of DANNY PAUL MURPHY, Deceased, were issued on August 17, 2017 in Cause No. 17-35472-P, pending in the COUNTY COURT AT LAW NUMBER 2, Conroe, MONTGOMERY COUNTY, TEXAS, to: REBECCA PHELPS MURPHY, Independent Executrix.

The address of record for REBECCA PHELPS MURPHY, Executrix c/o Law Offices of Candace L. Kunz-Freed, PLLC 9545 Katy Freeway, Suite 390 Houston, Texas 77024

All persons having claims against this Estate are required to present their claims within the time and in the manner prescribed by law.

DATED on this 17 day of August, 2017.

/s/ \_\_\_\_\_  
CANDACE L. KUNZ-FREED, Attorney for  
REBECCA PHELPS MURPHY, Independent Executrix  
CC 8/23/17

**NOTICE TO CREDITORS**

Notice is hereby given that original Letters Testamentary for the Estate of Marjorie A. O'Reilly, Deceased, were issued on August 17, 2017, in Cause No. 17-35467-P, pending in the County Court at Law No. Two, Montgomery County, Texas, to: Allen Michael Assarian.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

c/o: **Allen Michael Assarian**  
**4307 Berwick Pl.,**  
**College Station, Texas 77845**

DATED the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

David A. Munson  
Attorney for Allen Michael Assarian  
State Bar No.: 24032768  
David A. Munson, P.C. 2002 Timberloch Pl., Suite 200  
The Woodlands, TX 77380  
Telephone: (281) 210-3467  
Facsimile: (281) 362-0417  
E-mail: dmunson@davidmunsonpc.com

CC 8/23/17

**LEGAL NOTICES**

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**NOTICE TO BIDDERS**

Sealed bids (original and one copy) will be received in the Office of the Montgomery County Purchasing Agent, Attn: Gilbert D. Jalomo, Jr., CPPB, 501 N. Thompson, Suite 405, Conroe, Texas 77301 until 10:00 a.m., August 31, 2017. Bids will be publicly opened and read aloud at 10:15 a.m. for the following:

PROJECT 2017-0064  
AUTOMOTIVE ORIGINAL EQUIPMENT MANUFACTURED PARTS  
VARIOUS DEPARTMENTS

Prospective bidders may obtain specifications at the Office of the Montgomery County Purchasing Agent, 501 N. Thompson, Suite 405, Conroe, Texas 77301 any time after 8:00 a.m. on August 16, 2017. Specifications are also available via download at the Purchasing website: [www.mctx.org](http://www.mctx.org).

All bids shall be submitted on the basis of unit pricing as provided in the bid specifications. Payment to successful bidder shall be net thirty (30) days after receipt of products, materials, services or invoices, whichever is later unless otherwise stated in specifications.

The right is reserved, as the interest of Montgomery County Commissioners' Court may require rejecting any one or all bids and to waive any informality in bids received. All bids received after the above designated closing time will be returned unopened.

Montgomery County is an Affirmative Action/Equal Opportunity Employer.

Vendors are responsible for monitoring the Office of the Montgomery County Purchasing Agent website at [www.mctx.org](http://www.mctx.org) for any Addenda which may be issued.

For questions relating to the specifications or the submission of this bid, contact Stephanie Keeton, Buyer III at 936.538.3536. CC 8/16, 8/23/17

**Notice to Abate Nuisance**

TO: Peggy Jo Ward  
Location: 2545 Jeffcote Rd., Conroe, Texas 77303  
Legal: 4 Acres of land of the W.P. McComb Survey, Abstract No. 780, Montgomery County, Texas

TO: Brenda Emerson Anderson  
Joyce Jean Gaines  
Location: 10246 Royal Ramsey, Conroe, Texas 77303  
Legal: Lots 1495 and 1496, Royal Forest Subdivision, Section 2

Upon which exists a building that constitutes a hazard to health and safety because of inadequate maintenance, unsanitary conditions, dilapidation, damage and abandonment. Maintaining the building in this condition constitutes a public nuisance pursuant to Chapter 343 of Health and Safety Code.

This public nuisance must be eliminated by removal, repair, rehabilitation, or demolition before the thirty-first (31st) day after the date of which this notice is publicized. Failure to do so may result in elimination of the public nuisance by the County, assessment of costs, and a lien against the above described premises.

The above cited statute provides that a person commits a misdemeanor (punishable by a fine not less than \$50 or more than \$200 for the first offense). If that person causes, permits, or allows a public nuisance under the statute and the public nuisance remains unabated after thirty (30) days after the date on which the person receives notice from the county official agent or employee to abate the nuisance.

You may submit not later than the thirtieth (30th) day after this notice has served or through publication, a written request for a hearing to the County Commissioner of the Precinct in which any part of the property exists. The request should contain the name and address of the person to be notified of the date and time of hearing. At such scheduled hearing, you may appear and present evidence, examine witnesses, and argue on owners behalf. A hearing request does not prevent the filing of a civil suit or criminal prosecution.

Scott Nichols, Director  
Montgomery County Environmental Health  
501 North Thompson, Suite 101  
Conroe, Texas 77301  
(936) 539-7839 CC 8/22, 8/23/17

**INVITATION TO BIDDERS**

SEALED PROPOSALS addressed to Montgomery County Municipal Utility District No. 47 for construction of the Drainage Improvements Along Silver Canyon Place to Serve The Woodlands Village of Cochrans Crossing Section 6, LJA Job No. 1050-4735, will be received at The Woodlands Joint Powers Agency, 2455 Lake Robbins Drive, The Woodlands, Texas 77380, until 2:30 p.m., Wednesday, September 6, 2017, and then publicly opened and read aloud.

Copies of the Plans and Specifications may be obtained from the Engineer for a non-refundable fee of \$95.00 per set (\$50.00 for electronic copy).

Montgomery County Municipal Utility District No. 47 will hold a non-mandatory pre-bid conference at the office of LJA Engineering, Inc., 2929 Briarpark Drive, Suite 150, Houston, Texas 77042, at 2:30 p.m., Wednesday, August 30, 2017. Montgomery County Municipal Utility District No. 47 reserves the right to reject any and all bids. The Successful Bidder, if any, will be the responsible Bidder which in the Board's judgment will be most advantageous to the District and result in the best and most economical completion of the Project. (Texas Water Code 49.273)

Bid security in the form of bid bond or cashier's check payable to Montgomery County Municipal Utility District No. 47 in an amount not less than five percent (5%) of the Bid submitted, must accompany each Bid. CC 8/23, 8/30/17

**LEGAL NOTICES**

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**NOTICE FOR SEALED BIDS**

The City of Oak Ridge North will receive Sealed Bids in duplicate for HILLSIDE DRIVE DRAINAGE IMPROVEMENTS, located in Montgomery County, Texas. The bids shall be appropriately marked "HILLSIDE DRIVE DRAINAGE IMPROVEMENTS" and delivered to the City Secretary at City Hall, 27433 Robinson Road, Oak Ridge North, Texas 77385. The project will consist of installing approximately 900 linear feet of box culverts, storm drain inlets and associated appurtenances.

A Non-Mandatory Pre-Bid Conference will be held on **WEDNESDAY, AUGUST 23, 2017 at 10:00 am** located at the City Council Chambers, Oak Ridge North City Hall, 27433 Robinson Road, Oak Ridge North, Texas 77385. Bids are due on **WEDNESDAY, AUGUST 30, 2017 at 2:00 p.m.** at which time they will be publicly opened and read aloud in the City Council Chambers, 27433 Robinson Road, Oak Ridge North Texas. Bids received after the specified time and date will be returned unopened.

Bids must be accompanied by a certified check upon some responsible bank of the State of Texas or a bid bond from a Surety Company holding a permit in the State of Texas in the amount of 10% of the bid. The amount of said check or bond will be forfeited to the Owner and the bank or surety shall be liable to the Owner for the amount in the event the successful proposer shall fail or refuse to enter into a contract or furnish bonds as hereafter required.

The successful proposer must furnish a performance bond and a payment bond on the forms provided, each in the amount of 100% of the contract price from a Surety Company holding a permit in the State of Texas and approved by the Federal Government.

Specifications and bid documents may be reviewed and downloaded online at [www.OakRidgeNorth.com](http://www.OakRidgeNorth.com). Questions concerning this bid should be directed to Joe Sherwin, Public Works Director, via email: [jsherwin@oakridgenorth.com](mailto:jsherwin@oakridgenorth.com)

No bid may in any way qualify, modify, substitute or change any part of the specifications or contract documents.

Pursuant to Government Code Chapter 2267, subchapter D the City of Oak Ridge North may enter into a contract with the offeror meeting all the qualifications and specifications that submits the bid that offers the best value to the City. The City reserves the right to reject any and all bids, award parts of bids and to waive informalities in submission of bids.

**CITY OF OAK RIDGE NORTH, TEXAS** CC 8/16, 8/23/17

**NOTICE TO CREDITORS**

Notice is hereby given that original Letters Testamentary for the Estate of George Edwin Oakes, Deceased, were issued on August 17, 2017, in Cause No. 17-35487-P, pending in the County Court at Law No. 2 of Montgomery County, Texas, to Carol Jane Chichester Oakes.

All persons having claims against this Estate, which is currently being administered, are required to present them within the time and in the manner prescribed by law.

Claims may be presented to Carol Jane Chichester Oakes, Independent Executor of the Estate of George Edwin Oakes, Deceased, at the following address:

c/o William T. Fowler  
The Fowler Law Firm  
300 W. West Davis, Ste. 510  
Conroe, Texas 77301

DATED the 17th day of August, 2017.

**THE FOWLER LAW FIRM**

**William T. Fowler**  
State Bar No. 07329500  
[wfowler@consolidated.net](mailto:wfowler@consolidated.net)  
**Bryan P. Fowler**  
State Bar No. 24010032  
[wfowler@consolidated.net](mailto:wfowler@consolidated.net)

300 W. Davis, Suite 510  
Conroe, Texas 77301  
Ph: (936) 539-3372  
Fx: (936) 539-5723  
**Attorney for the Estate**

CC 8/23/17

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**TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project – one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm – 5:00 pm	Time: 6:00 pm – 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIQWebMail@txdot.gov](mailto:HOU-PIQWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 2600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

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Spring Area Experience: Required  
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Highly Motivated, Organized, Reliable, Detail-Oriented Person with Great Customer Service, Communication and Computer Skills  
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## LEGAL NOTICES

## LEGAL NOTICES

### TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

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**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
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Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to HOU-PIOWebMail@txdot.gov, with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/frp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/frp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

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# **The Woodlands Villager**

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Anyone knowing the whereabouts of **Alex Hernandez**, who is acquainted with **Britney Anne McNabb Hernandez**, please contact: Attorney Candace M. Breaux at Phone: (337) 366-0519; Email: [canloveslaw@yahoo.com](mailto:canloveslaw@yahoo.com); 405 West Main Street Lafayette, Louisiana 70501, P.O. Box 81534, Lafayette, LA 70509. SO 8/9, 8/16, 8/23/17

**LEGAL NOTICES**

**REQUEST FOR BIDS**  
**Bear Branch Park Renovation- Phase I**  
**August 2017**  
**C-2017-0419**

The Woodlands Township is requesting bids for Phase I and III of the Bear Branch Park Renovation which includes but is not limited to the removal/replacement of a recreational pool, renovation to the bathroom and various landscape improvements. Vendors may obtain specifications and bidding documents at [www.thewoodlandstowship-tx.gov/bids](http://www.thewoodlandstowship-tx.gov/bids). A mandatory pre-bid meeting will be held on August 30, 2017 at 1pm at 2801 Technology Forest Blvd. Bids are due by 1:00 pm on September 19, 2017. For more information contact Chris Nunes, Director of Parks and Recreation at 281.210.3800 or [cnunes@thewoodlandstowship-tx.gov](mailto:cnunes@thewoodlandstowship-tx.gov). **WV 8/23/17**

**LEGAL NOTICES**

**LEGAL NOTICES**

**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), it filed with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff - including but not limited to Residential, Small General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service - will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

FACTOR BY VOLTAGE LEVELS		
Delivery Voltage	Fixed Fuel Factor	
Secondary	\$0.0302202	per kWh
Primary	\$0.0294475	per kWh
69kV/138kV	\$0.0287153	per kWh
230kV	\$0.0282374	per kWh

The revised fixed fuel factor would result in a decrease in Entergy Texas' annual Texas retail fuel and purchased power revenues by approximately \$93.1 million, or 15%, on an annual basis. Compared to the fixed fuel factor approved by the Commission effective March 2017, a residential customer using 1000 kilowatt-hours (kWh) of electricity per month would see an approximate decrease of 15.1% annually, or \$5.37 on average per month, on his/her electric bill. The fixed fuel factor rate is designed to pass through to customers the actual fuel costs incurred by Entergy Texas to serve customers. Entergy Texas is not allowed to make a profit on fuel costs. Amounts collected from affected customers pursuant to the revised fixed fuel factor will be subject to final review by the Commission in Entergy Texas' next applicable fuel reconciliation proceeding before the Commission. Entergy Texas expects the revised fixed fuel factor to be in effect for the billing period of September 2017 through February 2018.

Persons with questions or who want more information on this petition may contact Entergy Texas at Attn: Customer Service - Fuel Factor, 350 Pine Street, Beaumont, Texas 77701, or call 1-800-368-3749 (once you hear: "Welcome to Entergy" select option 1, then press 5, then press 7) during normal business hours. A complete copy of this petition is available for inspection at the address listed above.

The Commission has assigned Docket No. 47520 to this proceeding. Persons who wish to formally participate in this proceeding, or who wish to express their comments concerning this petition should contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 13326, Austin, Texas 78711-3326, or call (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may call (512) 936-7136 or use Relay Texas (toll-free) 1-800-735-2989.

ENTERGY TEXAS, INC. CA/EMO/HO/WV 8/23/17

**LEGAL NOTICES**

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**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), it filed with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff - including but not limited to Residential, Small General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service - will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

FACTOR BY VOLTAGE LEVELS		
Delivery Voltage	Fixed Fuel Factor	
Secondary	\$0.0302202	per kWh
Primary	\$0.0294475	per kWh
69kV/138kV	\$0.0287153	per kWh
230kV	\$0.0282374	per kWh

The revised fixed fuel factor would result in a decrease in Entergy Texas' annual Texas retail fuel and purchased power revenues by approximately \$93.1 million, or 15%, on an annual basis. Compared to the fixed fuel factor approved by the Commission effective March 2017, a residential customer using 1000 kilowatt-hours (kWh) of electricity per month would see an approximate decrease of 15.1% annually, or \$5.37 on average per month, on his/her electric bill. The fixed fuel factor rate is designed to pass through to customers the actual fuel costs incurred by Entergy Texas to serve customers. Entergy Texas is not allowed to make a profit on fuel costs. Amounts collected from affected customers pursuant to the revised fixed fuel factor will be subject to final review by the Commission in Entergy Texas' next applicable fuel reconciliation proceeding before the Commission. Entergy Texas expects the revised fixed fuel factor to be in effect for the billing period of September 2017 through February 2018.

Persons with questions or who want more information on this petition may contact Entergy Texas at Attn: Customer Service - Fuel Factor, 350 Pine Street, Beaumont, Texas 77701, or call 1-800-368-3749 (once you hear: "Welcome to Entergy" select option 1, then press 5, then press 7) during normal business hours. A complete copy of this petition is available for inspection at the address listed above.

The Commission has assigned Docket No. 47520 to this proceeding. Persons who wish to formally participate in this proceeding, or who wish to express their comments concerning this petition should contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 13326, Austin, Texas 78711-3326, or call (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may call (512) 936-7136 or use Relay Texas (toll-free) 1-800-735-2989.

ENTERGY TEXAS, INC. CA/EMO/HO/WV 8/23/17

**BIDS & PROPOSALS**

**NOTICE TO BIDDERS**

Sealed bids in duplicate, will be received by **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 15** at the offices of AEI Engineering, LLC, 11450 Compaq Center Dr., Suite 660, Houston, Texas 77070, until **THURSDAY, SEPTEMBER 7, 2017 AT 2:00 P.M.**, at which time all bids will be opened and publicly read for furnishing all material, equipment, labor and supervision necessary for completion of the following: **SANITARY SEWER REHABILITATION PHASE VII B**. The major items of work include: **Sanitary sewer rehabilitation including installing service stacks at locations where multiple connections exist and tying in proposed stacks to main sewer line to eliminate backups**. Each bid proposal must be accompanied by a Bid Bond from a reliable surety company drawn to the order of **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 15** in the amount of five percent (5%) of the total bid. No bid proposal may be withdrawn for a period of sixty (60) days after the bid opening date. The OWNER reserves the right to reject any or all bids, or to accept the bid deemed most advantageous to it. The successful bidder will be required to provide a performance, payment, and maintenance bond for the full amount of the contract. A Pre-Bid Conference will be held at the offices of AEI Engineering, LLC, 11450 Compaq Center Dr., Suite 660, Houston, Texas 77070 on **THURSDAY, AUGUST 31, 2017 AT 2:00 P.M.** Attendance is not mandatory. Specifications and Bid Documents are available online at <https://www.civcastusa.com> or may be purchased at the offices of AEI Engineering, LLC, 11450 Compaq Center Dr., Suite 660, Houston, Texas 77070, for a non-refundable fee of **\$35.00**. Business hours are Monday through Thursday from 7:30 A.M. until 5:30 P.M. and Fridays from 7:30 A.M. until 11:30 A.M. Telephone 281/350-7027.

**BIDS & PROPOSALS**

**LEGAL NOTICES**

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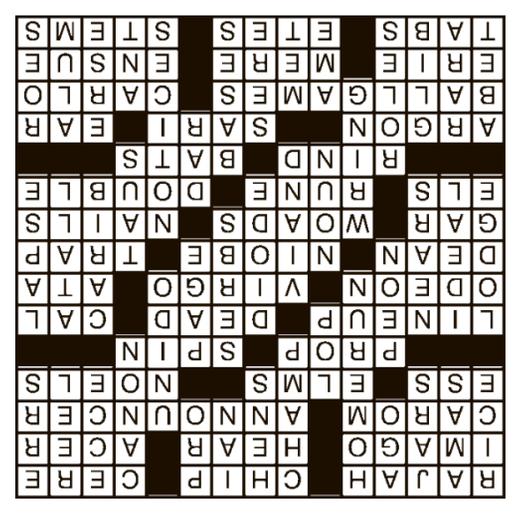
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ENTERGY TEXAS, INC. CA/EMO/HO/WV 8/23/17



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**LEGAL NOTICES**

**NOTICE OF APPLICATION FOR APPROVAL OF AMS DEPLOYMENT PLAN, AMS SURCHARGE, AND NON-STANDARD METERING SERVICE FEES FILED WITH THE PUBLIC UTILITY COMMISSION OF TEXAS**

On July 18, 2017, Entergy Texas, Inc. ("ETI") filed an application with the Public Utility Commission of Texas ("PUC" or "Commission") for Approval of an Advanced Metering System ("AMS") Deployment, AMS Surcharge, and Non-Standard Metering Service Fees. The style of this application is Docket No. 47416, *Application of Entergy Texas, Inc. for Approval of an Advanced Metering System (AMS) Deployment Plan, AMS Surcharge, and Non-Standard Metering Service Fees*.

ETI is seeking approval from the Commission for its AMS deployment plan consistent with Commission Rule 25.130. In its most recent regular session, the Texas Legislature approved Senate Bill 1145, which extended mechanisms that support deployment of AMS to ETI and directed that if ETI elects to deploy AMS, it shall deploy the network as rapidly as practicable to allow customers to better manage energy use and control costs. ETI is therefore submitting its application for Commission review and approval consistent with the support and direction of the Legislature as provided in Senate Bill 1145.

ETI requests approval of an AMS Surcharge for recovery of the reasonable and necessary costs that ETI will incur under its proposed deployment plan. The proposed AMS Surcharge would be in place for twelve years. ETI's proposed monthly AMS Surcharge rates for each rate class for the first five years of the surcharge period are as follows:

Residential	\$3.18
Small General Service	\$4.79
General Service	\$4.74
Large General Service	\$4.96
Large Industrial (non-transmission only)	\$4.58

After the first five years of the surcharge period, and for the remainder of the surcharge period, the residential surcharge rate would be \$1.73 per month and the other surcharge rates listed above would be \$0.00 per month. ETI proposes that its AMS Surcharge will go into effect with the first billing cycle of January 2018. The AMS Surcharge will apply to electric service to residential customers and non-residential customers, other than those who are served at transmission voltage or take unmetered service. The costs recovered through the AMS Surcharge will be reviewed by the Commission in a reconciliation proceeding to be held in the future on a schedule to be determined by the Commission.

Furthermore, ETI proposes to allow a customer to choose to receive electric service through a non-standard (non-advanced) meter and to assess fees consistent with Commission Rule 25.133 to recover the costs associated with providing the non-standard metering service from a customer who elects to have a non-standard meter. The following fees will only affect those customers that refuse installation of an advanced meter or any other retail customer who requests non-standard metering service:

<b>Non-refundable, one-time up-front fees</b>	
Existing meter that meets applicable accuracy standards:	\$142.95
Digital, non-communicating meter requested before AMS installed:	\$157.05
Digital, non-communicating meter requested after AMS installed:	\$204.60
<b>Recurring monthly fee:</b> \$29.71 per month	

Persons with questions or who want more information regarding the application may contact Entergy Texas, Inc., Attn: Customer Service - AMS Application, P.O. Box 2951, Beaumont, Texas 77704, or call 1-800-368-3749 (select option 1, then press 0, then press 4, then press 3) during normal business hours. A complete copy of the application is available for inspection at ETI's Beaumont office located at 350 Pine Street, Beaumont, Texas 77701.

Persons who wish to intervene in this proceeding or comment upon the action sought, should mail their requests to intervene or their comments (along with 10 copies of your letter) to: Public Utility Commission of Texas, Central Records, Attn: Filing Clerk, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326. The proposed deadline for intervention in this proceeding is 45 days after the application was filed, and the Commission should receive a letter requesting intervention no later than that date. Further information may also be obtained by contacting the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones ("TTY") may contact the Commission at (512) 936-7136.

**TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project - one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm - 5:00 pm	Time: 6:00 pm - 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-3190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

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Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project - one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm - 5:00 pm	Time: 6:00 pm - 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

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**LEGAL NOTICES LEGALS LEGALS LEGALS**

**LEGAL NOTICES LEGAL NOTICES LEGAL NOTICES**

**TEXAS DEPARTMENT OF TRANSPORTATION  
 SH 249 EXTENSION  
 DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
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End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

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Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm - 5:00 pm	Time: 6:00 pm - 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

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Anyone knowing the whereabouts of **Alex Hernandez**, who is acquainted with **Britney Anne McNabb Hernandez**, please contact: Attorney Candace M. Breaux at Phone: (337) 366-0519; Email: [canloveslaw@yahoo.com](mailto:canloveslaw@yahoo.com); 405 West Main Street Lafayette, Louisiana 70501, P.O. Box 81534, Lafayette, LA 70509. SO 8/9, 8/16, 8/23/17

**LEGAL NOTICES**

**REQUEST FOR BIDS**  
**Bear Branch Park Renovation- Phase I**  
**August 2017**  
**C-2017-0419**

The Woodlands Township is requesting bids for Phase I and III of the Bear Branch Park Renovation which includes but is not limited to the removal/replacement of a recreational pool, renovation to the bathroom and various landscape improvements. Vendors may obtain specifications and bidding documents at [www.thewoodlandstowship-tx.gov/bids](http://www.thewoodlandstowship-tx.gov/bids). A mandatory pre-bid meeting will be held on August 30, 2017 at 1pm at 2801 Technology Forest Blvd. Bids are due by 1:00 pm on September 19, 2017. For more information contact Chris Nunes, Director of Parks and Recreation at 281.210.3800 or [cnunes@thewoodlandstowship-tx.gov](mailto:cnunes@thewoodlandstowship-tx.gov). **WV 8/23/17**

**LEGAL NOTICES**

**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), it filed with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff - including but not limited to Residential, Small General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service - will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

**LEGAL NOTICES**

**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), it filed with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff - including but not limited to Residential, Small General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service - will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

FACTOR BY VOLTAGE LEVELS	
Delivery Voltage	Fixed Fuel Factor
Secondary	\$0.0302202 per kWh
Primary	\$0.0294475 per kWh
69kV/138kV	\$0.0287153 per kWh
230kV	\$0.0282374 per kWh

The revised fixed fuel factor would result in a decrease in Entergy Texas' annual Texas retail fuel and purchased power revenues by approximately \$93.1 million, or 15%, on an annual basis. Compared to the fixed fuel factor approved by the Commission effective March 2017, a residential customer using 1000 kilowatt-hours (kWh) of electricity per month would see an approximate decrease of 15.1% annually, or \$5.37 on average per month, on his/her electric bill. The fixed fuel factor rate is designed to pass through to customers the actual fuel costs incurred by Entergy Texas to serve customers. Entergy Texas is not allowed to make a profit on fuel costs. Amounts collected from affected customers pursuant to the revised fixed fuel factor will be subject to final review by the Commission in Entergy Texas' next applicable fuel reconciliation proceeding before the Commission. Entergy Texas expects the revised fixed fuel factor to be in effect for the billing period of September 2017 through February 2018.

Persons with questions or who want more information on this petition may contact Entergy Texas at Attn: Customer Service - Fuel Factor, 350 Pine Street, Beaumont, Texas 77701, or call 1-800-368-3749 (once you hear: "Welcome to Entergy" select option 1, then press 5, then press 7) during normal business hours. A complete copy of this petition is available for inspection at the address listed above.

The Commission has assigned Docket No. 47520 to this proceeding. Persons who wish to formally participate in this proceeding, or who wish to express their comments concerning this petition should contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 13326, Austin, Texas 78711-3326, or call (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may call (512) 936-7136 or use Relay Texas (toll-free) 1-800-735-2989.

Entergy TEXAS, INC. CA/EMO/HO/WV 8/23/17

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Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

**LEGAL NOTICES**

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Persons with questions or who want more information on this petition may contact Entergy Texas at Attn: Customer Service - Fuel Factor, 350 Pine Street, Beaumont, Texas 77701, or call 1-800-368-3749 (once you hear: "Welcome to Entergy" select option 1, then press 5, then press 7) during normal business hours. A complete copy of this petition is available for inspection at the address listed above.

The Commission has assigned Docket No. 47520 to this proceeding. Persons who wish to formally participate in this proceeding, or who wish to express their comments concerning this petition should contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 13326, Austin, Texas 78711-3326, or call (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may call (512) 936-7136 or use Relay Texas (toll-free) 1-800-735-2989.

Entergy TEXAS, INC. CA/EMO/HO/WV 8/23/17

**BIDS & PROPOSALS**

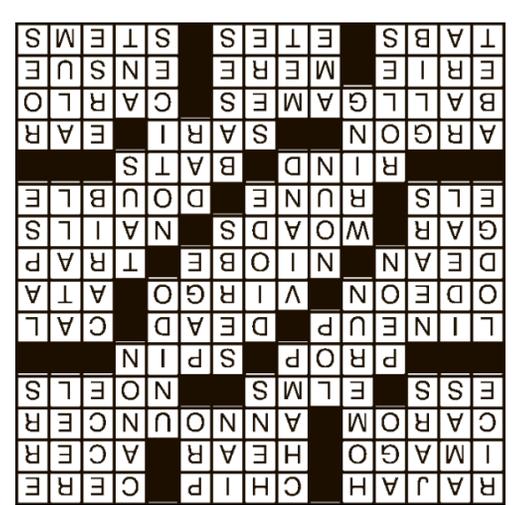
**NOTICE TO BIDDERS**

Sealed bids in duplicate, will be received by **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 15** at the offices of AEI Engineering, LLC, 11450 Compaq Center Dr., Suite 660, Houston, Texas 77070, until **THURSDAY, SEPTEMBER 7, 2017 AT 2:00 P.M.**, at which time all bids will be opened and publicly read for furnishing all material, equipment, labor and supervision necessary for completion of the following: **SANITARY SEWER REHABILITATION PHASE VII B**. The major items of work include: **Sanitary sewer rehabilitation including installing service stacks at locations where multiple connections exist and tying in proposed stacks to main sewer line to eliminate backups**. Each bid proposal must be accompanied by a Bid Bond from a reliable surety company drawn to the order of **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 15** in the amount of five percent (5%) of the total bid. No bid proposal may be withdrawn for a period of sixty (60) days after the bid opening date. The OWNER reserves the right to reject any or all bids, or to accept the bid deemed most advantageous to it. The successful bidder will be required to provide a performance, payment, and maintenance bond for the full amount of the contract. A Pre-Bid Conference will be held at the offices of AEI Engineering, LLC, 11450 Compaq Center Dr., Suite 660, Houston, Texas 77070 on **THURSDAY, AUGUST 31, 2017 AT 2:00 P.M.** Attendance is not mandatory. Specifications and Bid Documents are available online at <https://www.civcastusa.com> or may be purchased at the offices of AEI Engineering, LLC, 11450 Compaq Center Dr., Suite 660, Houston, Texas 77070, for a non-refundable fee of **\$35.00**. Business hours are Monday through Thursday from 7:30 A.M. until 5:30 P.M. and Fridays from 7:30 A.M. until 11:30 A.M. Telephone 281/350-7027.

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**LEGAL NOTICES**

**NOTICE OF APPLICATION FOR APPROVAL OF AMS DEPLOYMENT PLAN, AMS SURCHARGE, AND NON-STANDARD METERING SERVICE FEES FILED WITH THE PUBLIC UTILITY COMMISSION OF TEXAS**

On July 18, 2017, Entergy Texas, Inc. ("ETI") filed an application with the Public Utility Commission of Texas ("PUC" or "Commission") for Approval of an Advanced Metering System ("AMS") Deployment, AMS Surcharge, and Non-Standard Metering Service Fees. The style of this application is Docket No. 47416, *Application of Entergy Texas, Inc. for Approval of an Advanced Metering System (AMS) Deployment Plan, AMS Surcharge, and Non-Standard Metering Service Fees*.

ETI is seeking approval from the Commission for its AMS deployment plan consistent with Commission Rule 25.130. In its most recent regular session, the Texas Legislature approved Senate Bill 1145, which extended mechanisms that support deployment of AMS to ETI and directed that if ETI elects to deploy AMS, it shall deploy the network as rapidly as practicable to allow customers to better manage energy use and control costs. ETI is therefore submitting its application for Commission review and approval consistent with the support and direction of the Legislature as provided in Senate Bill 1145.

ETI requests approval of an AMS Surcharge for recovery of the reasonable and necessary costs that ETI will incur under its proposed deployment plan. The proposed AMS Surcharge would be in place for twelve years. ETI's proposed monthly AMS Surcharge rates for each rate class for the first five years of the surcharge period are as follows:

Residential	\$3.18
Small General Service	\$4.79
General Service	\$4.74
Large General Service	\$4.96
Large Industrial (non-transmission only)	\$4.58

After the first five years of the surcharge period, and for the remainder of the surcharge period, the residential surcharge rate would be \$1.73 per month and the other surcharge rates listed above would be \$0.00 per month. ETI proposes that its AMS Surcharge will go into effect with the first billing cycle of January 2018. The AMS Surcharge will apply to electric service to residential customers and non-residential customers, other than those who are served at transmission voltage or take unmetered service. The costs recovered through the AMS Surcharge will be reviewed by the Commission in a reconciliation proceeding to be held in the future on a schedule to be determined by the Commission.

Furthermore, ETI proposes to allow a customer to choose to receive electric service through a non-standard (non-advanced) meter and to assess fees consistent with Commission Rule 25.133 to recover the costs associated with providing the non-standard metering service from a customer who elects to have a non-standard meter. The following fees will only affect those customers that refuse installation of an advanced meter or any other retail customer who requests non-standard metering service:

**Non-refundable, one-time up-front fees**

Existing meter that meets applicable accuracy standards:	\$142.95
Digital, non-communicating meter requested before AMS installed:	\$157.05
Digital, non-communicating meter requested after AMS installed:	\$204.60

**Recurring monthly fee:** \$29.71 per month

Persons with questions or who want more information regarding the application may contact Entergy Texas, Inc., Attn: Customer Service - AMS Application, P.O. Box 2951, Beaumont, Texas 77704, or call 1-800-368-3749 (select option 1, then press 0, then press 4, then press 3) during normal business hours. A complete copy of the application is available for inspection at ETI's Beaumont office located at 350 Pine Street, Beaumont, Texas 77701.

Persons who wish to intervene in this proceeding or comment upon the action sought, should mail their requests to intervene or their comments (along with 10 copies of your letter) to: Public Utility Commission of Texas, Central Records, Attn: Filing Clerk, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326. The proposed deadline for intervention in this proceeding is 45 days after the application was filed, and the Commission should receive a letter requesting intervention no later than that date. Further information may also be obtained by contacting the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones ("TTY") may contact the Commission at (512) 936-7136.

**LEGAL NOTICES**

**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), it filed with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff - including but not limited to Residential, Small General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service - will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

FACTOR BY VOLTAGE LEVELS	
Delivery Voltage	Fixed Fuel Factor
Secondary	\$0.0302202 per kWh
Primary	\$0.0294475 per kWh
69kV/138kV	\$0.0287153 per kWh
230kV	\$0.0282374 per kWh

The revised fixed fuel factor would result in a decrease in Entergy Texas' annual Texas retail fuel and purchased power revenues by approximately \$93.1 million, or 15%, on an annual basis. Compared to the fixed fuel factor approved by the Commission effective March 2017, a residential customer using 1000 kilowatt-hours (kWh) of electricity per month would see an approximate decrease of 15.1% annually, or \$5.37 on average per month, on his/her electric bill. The fixed fuel factor rate is designed to pass through to customers the actual fuel costs incurred by Entergy Texas to serve customers. Entergy Texas is not allowed to make a profit on fuel costs. Amounts collected from affected customers pursuant to the revised fixed fuel factor will be subject to final review by the Commission in Entergy Texas' next applicable fuel reconciliation proceeding before the Commission. Entergy Texas expects the revised fixed fuel factor to be in effect for the billing period of September 2017 through February 2018.

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Entergy TEXAS, INC. CA/EMO/HO/WV 8/23/17

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Entergy TEXAS, INC. CA/EMO/HO/WV 8/23/17

**LEGAL NOTICES**

**TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2020	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for

# **Grimes County**



AFFIDAVIT OF PUBLICATION

STATE OF TEXAS:

Before me, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared, the Newspaper Representative at the HOUSTON CHRONICLE, a daily newspaper published in Harris County, Texas, and generally circulated in the Counties of: HARRIS, TRINITY, WALKER, GRIMES, POLK, SAN JACINTO, WASHINGTON, MONTGOMERY, LIBERTY, AUSTIN, WALLER, CHAMBERS, COLORADO, BRAZORIA, FORT BEND, GALVESTON, WHARTON, JACKSON, and MATAGORDA and that the publication, of which the annexed herein, or attached to, is a true and correct copy, was published to-wit:

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CNSO-Spring Observer	Aug 30 2017	Legal Notices	
CNWW-The Woodlands Villager	Aug 30 2017	Legal Notices	

*Victoria Bond* *HR Clerk*  
NEWSPAPER REPRESENTATIVE

Sworn and subscribed to before me, this 5th Day of September A.D. 2017



*Charles E. Walichowski*  
Notary Public in and for the State of Texas

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End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project – one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm – 5:00 pm	Time: 6:00 pm – 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson, Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to HOU-PIOWebMail@txdot.gov with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

**BUSINESS**

**SMALL-BUSINESS Q&A**

# Have your ducks in a row if you want a loan

**Q: Is it a good idea to approach my personal banker for a small-business loan? I have both a checking and savings account, and I figure the bank would be willing to lend me the money because it already knows me and my financial habits.**

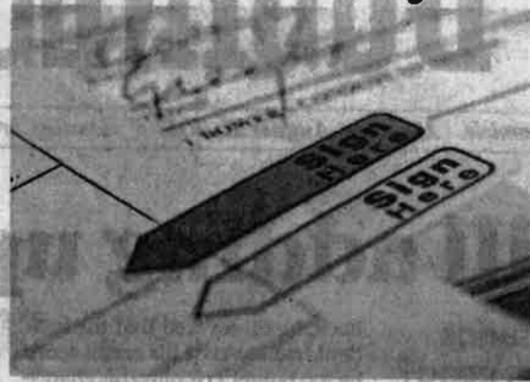


JACQUELINE TAYLOR

**A:** It does help to know your banker when you're looking for a loan, but getting a small-business loan depends on a lot of other factors as well. The next time you go into your bank, ask if it does small-business loans and what kind of documentation you'd need to submit if you wanted to apply for one. Say what kind of loan you're looking for. Is it financing to start up a new business (sometimes difficult to obtain), or do you current-

ly own a business that you're looking to expand? Do you need the loan to buy equipment, or perhaps to be able to afford to hire more employees? Have you determined if you need a lump sum of cash, or could your needs be met with a line of credit instead? Different banks specialize in different types of loans, sometimes even focusing on lending to businesses in particular industries. If your bank doesn't do the type of loan you're looking for, perhaps it could refer you to a lender that does.

When you find the right lender, your chances of success are increased if you have all your ducks in a row. Any lender will want to see your financial records as part of the loan application process. That includes your income statement, cash flow statement, balance sheet,



**Even if the bank doesn't ask for a step-by-step plan, it's best to write one because it will help you detail how you'll use the borrowed money.**

Getty Images

tax returns and bank statements. Requirements for a business plan vary from lender to lender. Some will want just a brief executive summary, while others will ask for a full-blown plan. But even if the bank doesn't ask for a step-by-step plan, it's a good idea to write one since it will help you articulate exactly how you're going to use the borrowed money and

how you're going to pay it back, which is something the lender will definitely want to know.

It's also a good idea to make sure your credit score is in the acceptable range, which means a minimum of 680. If it's lower than that, take steps to build your credit before you think about applying for that loan. You may find a lender who will make you the

loan, but it most likely won't be at a reasonable interest rate.

For more advice on finding the capital you need for your business, attend the UH Bauer College SBDC's Capital Connections panel discussion on Wednesday, Aug. 30, from 9:30 a.m. to 12:30 p.m.

The event will be held at the SBDC's midtown Houston location, and it will feature both bank and non-bank funders. Cost is \$29 when you register and pay online at [www.sbdc.uh.edu](http://www.sbdc.uh.edu).

*Jacqueline Taylor is deputy director of the Texas Gulf Coast Small Business Development Center Network, a partnership of the U.S. Small Business Administration and the University of Houston C.T. Bauer College of Business. Information is intended to provide general guidance only. Send questions to [jtaylor@uh.edu](mailto:jtaylor@uh.edu).*

## Legal Notices

To place legal notices email [legals@chron.com](mailto:legals@chron.com) or call 713.224.6868.

**NOTICE TO CREDITORS**    **NOTICE TO CREDITORS**    **BIDS & PROPOSALS**    **LEGAL NOTICES**    **LEGAL NOTICES**    **LEGAL NOTICES**    **LEGAL NOTICES**    **LEGAL NOTICES**    **LEGAL NOTICES**    **LEGAL NOTICES**

### Notice To Creditors Ad

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713-224-6868  
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\*\$1.92 per line over 36 lines

**PUBLIC NOTICE**

Comments on the proposed construction of a bulkhead at 3007 Dolphin Ct, Seabrook, Texas are invited. The project will consist of installing a 2' x 67' bulkhead in front of the current bulkhead. The bulkhead will be made out of treated timber. Plans may be obtained or reviewed by contacting Jay Miller, 3007 Dolphin Ct., Seabrook, TX, (713) 857-7629. Comments should be directed to the Texas General Land Office, 11811 North D St., La Porte, TX 77571-9135 within 20 days of this notice.

**LEGAL NOTICES**

**CITATION BY PUBLICATION STATE OF TEXAS County of Harris NOTICE TO DEFENDANT:**

"You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of forty-two days after the date of issuance of this citation and petition, a default judgment may be taken against you."

**TO: GEOVANNIE GUZMAN JUAREZ ADDRESS AND WHEREABOUTS ARE UNKNOWN**

**YOU ARE HEREBY COMMANDED** to be and appear before the 61st Judicial District Court of Harris County, Texas in the Courthouse in the city of Houston, Texas at or before 10:00 o'clock A.M. Monday, the 11th day of September, 2017, being the Monday next after the expiration date of forty-two days after this citation is issued, and you are hereby commanded and required there and there to appear and file written answer to the PLAINTIFF'S THIRD AMENDED PETITION, filed in said Court on the 14th day of July, 2017, in a suit numbered 2015-64432 on the docket of said court, wherein **JESUS DE LAS ROSA** Plaintiff(s) and **GEOVANNIE GUZMAN JUAREZ AND LUCIA ROCHA** Defendant(s), the nature of Plaintiff's demand being and the said petition alleging: PERSON INJURY-AUTO.

Notice hereof shall be given by publishing this Citation once a week for four consecutive weeks previous to the 8th day of September, 2017, in the Houston Chronicle published in the county of Harris, if there be a newspaper published there in, but if not, then the nearest county where a newspaper is published, and this Citation shall be returned on the 11th day of September, 2017, which is forty two days after the date it is issued, and the first publication shall be at least twenty-eight days before said return day.

**TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114950, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCL LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40 years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project - one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

County	Date	Time	Location
Montgomery County:	Thursday, August 24, 2017	3:00 pm - 5:00 pm	Montgomery County Courthouse, 501 N. Thompson, Courtroom No. 402, Conroe, Texas 77301
Grimes County:	Wednesday, August 23, 2017	6:00 pm - 8:00 pm	Anderson Community Center, 414 Hill Street, Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cds/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cds/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will

**Notice**

**Public Hearing**

**Business US Highway (BU) 90U From Interstate Highway 610 to East of Mesa Road CS: 0028-01-067 Harris County, Texas**

The Texas Department of Transportation (TxDOT) Houston District, as the lead agency, is proposing to widen Business US Highway (BU) 90U from Interstate Highway 610 to east of Mesa Road, in Houston, Harris County, Texas. The total distance of the project is approximately 1.2 miles. This notice advises the public that environmental documents are available for public review and that TxDOT will be conducting a public hearing on the proposed project. The hearing will be held on Tuesday, September 5, 2017, at the Eden Event Center, 7450 North Wayside Drive, Houston, Texas 77028. Displays will be available for viewing at 5:30 pm with the formal hearing starting at 6:30 pm. The purpose of the hearing is to present the planned improvements and to receive public comment on the proposed project.

The project proposes to widen the BU 90U roadway from a four-lane undivided rural roadway to a six-lane urban facility with a continuous left turn lane. Sidewalks as well as a curb and gutter drainage system would be constructed as part of the proposed project. The typical width of the right-of-way (ROW) would increase to 120 feet from an existing typical width of 100 feet. The proposed improvements would potentially require approximately 2.47 acres of additional ROW. The purpose of the proposed project is to reduce congestion and enhance safety in northeast Houston. The proposed project would displace five businesses in four commercial structures, but no residences. Information about the TxDOT Relocation Assistance Program, benefits and services for displacees, as well as information about the tentative schedules for ROW acquisition and construction, can be obtained from the TxDOT district office at the address listed below. Relocation assistance is available for displaced persons and businesses. The proposed project will encroach into the 100-year floodplain of Hunting Bayou.

Any environmental documentation or studies, maps showing the project location and design, tentative construction schedules, and other information regarding the project are on file and available for inspection by appointment Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. at the TxDOT Houston District Office, located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's North Harris Area Office, located at 16803 Eastex Freeway, Humble, Texas 77396. To schedule an appointment at the Houston District please contact Hamid Yousefi at (713) 802-5503, or at the North Harris Area Office contact Mr. John Elam, P.E. at (281) 319-6400. The project information can also be viewed online at TxDOT's website: <http://www.txdot.gov/inside-txdot/get-involved/about-hearings-meetings/houston/090517.html>. This information also will be available for inspection at the hearing. Verbal and written comments from the public regarding the project are requested and may be presented at the hearing, or submitted in person or by mail to the TxDOT Houston District Office, or via email to [hou-piowebmail@txdot.gov](mailto:hou-piowebmail@txdot.gov). Comments must be received on or before September 20, 2017 to be part of the official hearing record.

The hearing will be conducted in English. Persons interested in attending the hearing who have special communication or accommodation needs, are encouraged to contact the TxDOT District Public Information Officer at (713) 802-5076. Requests should be made at least two days prior to the hearing. Every reasonable effort will be made to accommodate these needs.

The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried-out by TxDOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 16, 2014, and executed by FHWA and TxDOT.

**LEGAL NOTICES**

**NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR AN AIR QUALITY PERMIT PROPOSED PERMIT NUMBER: 144943 APPLICATION AND PRELIMINARY DECISION.** Texas Lehigh Cement Company LP, P.O. Box 610, Buda, Texas 78610-0610, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 144943, which would authorize construction of a Cementitious Products Processing Facility located at 15902 Peninsula St., Houston, Harris County, Texas 77015. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This application was submitted to the TCEQ on January 20, 2017. The proposed facility will emit the following contaminants: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead, hazardous air pollutants, and sulfur dioxide.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The executive director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit will be available for viewing and copying at the TCEQ, central office, the TCEQ Houston regional office, and at the Harris County Public Library - Jacinto City Branch, 921 Akron Street, Jacinto City, Harris County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk St., Ste H, Houston, Texas.

**PUBLIC COMMENT/PUBLIC MEETING.** You may submit public comments or request a public meeting about this application. The purpose of a public meeting is to provide the opportunity to submit comment or to ask questions about the application. The TCEQ will hold a public meeting if the executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing. You may submit additional written public comments within 30 days of the date of newspaper publication of this notice in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.

**RESPONSE TO COMMENTS AND EXECUTIVE DIRECTOR ACTION.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material or significant public comments. Because no timely hearing requests have been received, after preparing the response to comments, the executive director may then issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the Commissioners' Integrated Database (CID).

**INFORMATION AVAILABLE ONLINE.** When they become available, the executive director's response to comments and the final decision on this application will be accessible through the Commission's Web site at [www.tceq.texas.gov/oto/cid](http://www.tceq.texas.gov/oto/cid). Once you have access to the CID using the above link, enter the permit number for this application which is provided at the top of this notice. This link to an electronic copy of the

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS**

August 21, 2017  
Harris County Community Services Department, 8410 Lantern Point Drive, Houston, Texas, 77054, (713) 578-2000.

**REQUEST FOR RELEASE OF FUNDS**

On or about September 7, 2017 the Harris County Community Services Department (HCCSD) will submit a request to the Department of Housing and Urban Development (HUD) for the release of Federal Funds under Community Development Block Grant Program (CDBG) Program funds under Title I of the Housing and Community Development Act of 1974, Public Law 93-383 and HOME Investment Partnership Funds under Title II of the Cranston-Gonzales National Affordability Housing Act of 1990 (42 U.S.C. 12701), to undertake the following projects:

**Categorically Excluded Activity Subject to 58.5**

**Airline Improvement District- Arlene Nichols Memorial Park Expansion.** Location: 222 Raymac St., Houston, TX 77037, Airline, Precinct 1. Purpose: To add amenities to the Arlene Nichols Memorial Park including exercise stations, canopy over existing playground, signage along park trail, and expanded concrete parking areas. Grant #: B-17-UC-48-0002, Total Allocation: \$128,050, Total Project Cost: \$159,130.

**Environmental Assessment Projects**

**East Aldine Management District-Hopper Rd. Water and Wastewater Improvements.** Location: Hopper Road from US 59 East to Percy Road, Houston, Texas 77039, Sherwood Place, Precinct 2. Purpose: To install 2,200 ft. of 8" water line, 150 ft. of 15" sanitary sewer line and 1,900 ft. of 8" sanitary sewer line to help alleviate overloading of current systems and prevent future contamination to existing drinking water. Grant #: B-17-UC-48-0002, Total Allocation: \$1,089,580, Total Project Cost: \$1,354,399.

**Harris County Pct. 3 Parks Department Sand Canyon Park Improvements and Sidewalks Phase 1.** Location: 13900 Sand Canyon Drive, Houston, TX 77083; Howell Sugarland Rd., Eastside, Beechnut to Renn, 77083; Howell Sugarland Rd., Westside, Laterna to Renn, 77083 Harris County Precinct 3. Purpose: To construct sidewalks along Howell Sugarland Road and add amenities to Sand Canyon Park that include: a playground, outdoor exercise area, jogging trail, picnic tables and benches, drinking fountains and shade canopies. Activities also include the necessary infrastructure and dirt work. Grant #: B-17-UC-48-0002, Total Allocation: \$531,200, Total Project

**LEGAL NOTICES**

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The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The executive director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit will be available for viewing and copying at the TCEQ, central office, the TCEQ Houston regional office, and at the Harris County Public Library - Jacinto City Branch, 921 Akron Street, Jacinto City, Harris County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk St., Ste H, Houston, Texas.

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**BUSINESS**

# Digital rights groups question Facebook

Organizations want more details on policing of offensive content

**By Queenie Wong**  
SAN JOSE MERCURY NEWS

With more than 2 billion users worldwide, Facebook has been making tough calls when it comes to policing hate speech, harassment, nudity and violence online.

Some digital rights groups want it to provide more details about how it decides what to delete or keep.

"I think that because you have greater power,

you have greater responsibility. And with that responsibility, sometimes you're going to have to bring out a little bit more transparency," Eva Galperin, Electronic Frontier Foundation's director of cybersecurity, told a Facebook executive at a recent forum in San Francisco.

EFF found out through that Facebook's online rules are not enforced evenly, she said. When people get locked out of their accounts it can interrupt their work or daily

lives, especially because Facebook is linked to other apps.

Some activists have accused the company's content moderators before of punishing minority users.

Alex Stamos, Facebook's chief security officer, said mistakes are bound to happen but are also rare. Some posts might mistakenly get flagged when a user speaks out against hate speech.

Stamos estimated that the number of accounts that Facebook shuts down per day is "at least seven or eight figures" based on the number of spam and

fraudulent accounts that are created daily.

In the past, public criticism has led Facebook to change how it enforces some online rules. The tech firm apologized last year after it pulled down a famous Vietnam War photo that depicted a naked girl fleeing a napalm attack.

But Stamos questioned whether divulging more details on how Facebook enforces rules would help.

"I'm not sure if we're in a media environment, honestly, where a lot of transparency in this area is going to end up with people being better off," he said.



Karen Bleier / AFP / Getty Images  
**Alex Stamos, Facebook's chief security officer, says mistakes are bound to happen but are also rare.**

## Legal Notices

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**LEGAL NOTICES    LEGAL NOTICES**

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS**  
August 28, 2017  
City of Houston  
Housing and Community Development Department (HCDD)  
601 Sawyer, 4th Floor  
Houston, TX 77007  
(832) 394-6183

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

**REQUEST FOR RELEASE OF FUNDS**  
On or about Wednesday, September 13, 2017 City of Houston's Housing and Community Development Department will submit a request to the Department of Housing and Urban Development (HUD) for the release of federal funds for the release of the following funds:

Community Development Block Grant (CDBG) funds authorized by Title I of the Housing and Community Development Act of 1974 (P.L. 93-383, as amended), to undertake the following project:

**Project Title:** Home Repair Program  
**Project Description:** The City of Houston Housing & Community Development Department (HCDD) Home Repair Program (HRP) will carry out the following housing programs: Rehabilitation and Reconstruction.

The goal in the HRP is to address repairs necessary to alleviate threats to health, life, and safety as well as safety hazards resulting from substandard conditions. The program will target homes owned and occupied by households earning no more than 80% of Area Median Family Income.

The program is not limited to low and moderate income elderly (62 or older) and disabled homeowners, but also gives priority to homes of employed applicants with minors, and unemployed applicants providing full-time care to disabled household members.

A homeowner seeking assistance must meet three basic qualifications: 1) they must be the recorded owner and occupy the home as their primary residence; 2) their property taxes must be current or on an approved payment plan in good standing; and 3) they must meet certain income qualifications. If a homeowner qualifies, upon the completion of an application, their home will be inspected to determine the level of repairs their residence is eligible to receive (additional documents may be required).

The HRP will provide two tiers of assistance to homeowners:  
1. Tier II - Rehabilitation  
a. Moderate Repairs - those costing \$10,000 to \$29,999  
b. Substantial Repairs - those costing \$30,000 to \$65,000  
2. Tier III - Reconstruction - Repairs exceeding \$65,000

There will be approximately and/or average of 37 moderate Rehabilitation, 26 Substantial Rehabilitation, and 10 Reconstruction projects.

**Location:** The Service Area is City-Wide - Harris County - City of Houston; Brazoria County - City of Houston; Fort Bend County - City of Houston. Since the Service Area is City-Wide, some selected sites may be in the 100-year floodplain.  
Grant Number: B-16-MC-48-0018

Total Federal Funding: \$5,999,055.43

**FINDING OF NO SIGNIFICANT IMPACT**  
The City of Houston has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at the above address and is available for public examination or copying weekdays 8 A.M. to 5 P.M.

**REVIEW PROCESS**  
In accordance with 24 CFR 58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed for the target area and other applicable laws and authorities will be compiled with, when individual projects are ripe for review. Once the lots are selected, each lot will undergo an environmental review.

None of the properties selected will adversely impact (or be adversely impacted by) a floodplain, a wetland, an endangered species zone or a historical property. No lot will be adversely affected by hazardous operations or toxic, hazardous or radioactive materials, contamination, chemicals or gases. Noise attenuation will be performed for the dwellings as necessary per 24 CFR Part 51. While certain lots to be selected will be in the 100-year floodplain as allowed by applicable CDBG rules, an 8-step process is in place for this project, and the impacts to the floodplain of work on existing homes will not be adverse.

The ERR on file documents the environmental determinations for this project, and more fully describes the tiered review process cited above.

**PUBLIC COMMENTS**  
Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the City of Houston, Housing and Community Development Department, ATTN: Environmental Review Officer, 601 Sawyer, 4th Floor, Houston, Texas 77007. All comments received by the close of business on Tuesday, September 12, 2017 will be considered by the City of Houston prior to authorizing submission of a request for release of funds. Commenters should specify which part of this Notice they are addressing.

**RELEASE OF FUNDS**  
The City of Houston certifies to HUD, that Sylvester Turner, in his capacity as Mayor, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City of Houston to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**  
HUD will consider objections to its release of funds and the City of Houston certification received by the close of business on Thursday, September 28, 2017, or a period of fifteen days from its receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer or other officer of the City of Houston approved by HUD; (b) the City of Houston, as Responsible Entity, has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to: U.S. Department of Housing and Urban Development, 1301 Fannin Street, Suite 2200, Houston, Texas 77002. Potential objectors should contact HUD to verify the actual last day of the objection period.  
Sylvester Turner, Mayor  
City of Houston

**NOTICE TO CREDITORS    NOTICE TO CREDITORS    BIDS & PROPOSALS**

**Notice To Creditors**  
The Klein Independent School District is accepting electronic bids for New Out of the Box & Refurbished Technology Equipment at 12:00 pm on September 12, 2017 in Room 207 of the Central

**TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1st CMA Term	2025	\$0.302
End of 2nd CMA Term	2030	\$0.337
End of 3rd CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project - one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm - 5:00 pm	Time: 6:00 pm - 8:00 pm
Location: Montgomery County Courthouse	Location: Anderson Community Center
501 N. Thompson, Courtroom No. 402	414 Hill Street
Conroe, Texas 77301	Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIQWebMail@txdot.gov](mailto:HOU-PIQWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Carl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

For publication in Houston Chronicle on three dates: August 21, 2017, August 28, 2017, and September 4, 2017  
The Houston Planning Commission has received an application to allow the partial replatting of Craig Woods, being all of Lot 62, in Block "J", as recorded in Volume 32, Page 66, of the Harris County Map Records for the purpose of creating two (2) single-

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS**  
August 28, 2017  
City of Houston  
Housing and Community Development Department (HCDD)  
601 Sawyer, 4th Floor  
Houston, TX 77007  
(832) 394-6183

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

**REQUEST FOR RELEASE OF FUNDS**  
On or about Wednesday, September 13, 2017 the City of Houston's Housing and Community Development Department (HCDD) will submit a request to the Department of Housing and Urban Development (HUD) for the release of the following federal funds:

Section 420 of the Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2016 (Pub. L. 114-113, approved December 18, 2015) (Appropriations Act) makes available \$300 million in Community Development Block Grant (CDBG) funds for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure and housing, and economic revitalization in the most impacted and distressed areas resulting from a major disaster declared in 2015, pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. 5121 et seq.), related to the consequences of Hurricane Joaquin and adjacent storm systems, Hurricane Patricia, and other flood events.

The City of Houston's Housing and Community Development Department (HCDD) submitted an Action Plan for Disaster Recovery - 2015 Flood Events (Plan) to HUD on September 19, 2016 and updated November 17, 2016. The Federal Department of Housing and Urban Development (HUD) awarded on December 7, 2016 to the City of Houston \$66,540,000 in federal funds associated with disasters declared on May 29, 2015 (DR-4223) and on November 25, 2015 (DR-4245).

The funds being used for this project are part of the Action Plan described above, and are authorized by the laws identified in the first paragraph describing said funds. They are Community Development Block Grant Disaster Recovery (CDBG-DR) funds, and they will be used to undertake the following project:

**Project Title:** Single Family Home Repair Program - Disaster Recovery 2015  
**Location:** HCDD will focus on assisting homeowners in areas that were hardest hit by the 2015 floods, particularly homes located in the following tract numbers and block groups listed below except for Harris County Flood Control District Buyout Areas:

- a. Census Tract 422600 Block Group 3
- b. Census Tract 420700 Block Group 1
- c. Census Tract 420800 Block Group 1
- d. Census Tract 422900 Block Group 2
- e. Census Tract 420700 Block Group 2
- f. Census Tract 422402 Block Group 1
- g. Census Tract 453000 Block Group 1
- h. Census Tract 521400 Block Group 3

In Houston, Harris County, Texas.

**Purpose of project:** On February 29, 2016, HUD announced the award of \$66.56 million to the City of Houston to address unmet housing, infrastructure and business needs in the areas recovering from those two flood events. In the Disaster Recovery Action Plan approved by HUD for spending these funds, \$12 million is allocated to assist with home repairs needed to restore flood-damaged homes to decent, safe and sanitary living condition.

HCDD's objective for the Home Repair Program (HRP) is to provide home repair assistance to as many low- and moderate-income homeowners as possible whose homes were damaged in the 2015 flood disasters. Under the Houston Action Plan for Disaster Recovery - 2015 Flooding Events, \$12 million is allocated for housing (Single-Family Home Repair) activities. The program gives priority to age-dependent (aged 65 and older or aged 5 and under) and disabled households.

A summary of the minimum criteria for assistance, as stated in these guidelines, is as follows:

- The home damaged by the 2015 disasters must be single-family and must be the homeowner's primary residence.
- The household income eligibility limit is 80% of the Area Median Family Income (AMFI).
- The maximum amount to be spent on each rehabilitated home is \$45,000, including change orders.

This activity is justified to provide relief for those people impacted by the 2015 flood disasters while addressing recognized impediments to affirmatively furthering fair housing as required under the Fair Housing Act for single family homeowner assistance.

Each applicant, occupant, or homeowner located within the 100-year floodplain will be required to sign an Emergency Management Disaster Acknowledgment form acknowledging that they have:

- Read and understood the Emergency Management Disaster Preparedness Statement and HCDD's obligations;
- Received the pamphlet Hurricane and Disaster Preparedness Guide;
- Registered with the Emergency Notification System (ENS);
- Registered (Individual Resident or Facility) with the State of Texas Emergency Assistance Registry (STEAR) online or called 2-1-1, and that Relationship Manager/Intake Counselor has informed the applicant/occupant/homeowner (client) about HCDD's obligations and client(s) is/are aware of their associated responsibilities.

Grant Number: B-16-MH-48-0001  
Total Federal Funding: \$12,000,000.00

**FINDING OF NO SIGNIFICANT IMPACT**  
The City of Houston has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at the above address and is available for public examination or copying weekdays 8 A.M. to 5 P.M.

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The ERR on file documents the environmental determinations for this project, and more fully describes the tiered review process cited above.

**PUBLIC COMMENTS**  
Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the City of Houston, Housing and Community Development Department, ATTN: Environmental Review Officer, 601 Sawyer, 4th Floor, Houston, Texas 77007. All comments received by the close of business on Tuesday, September 12, 2017 will be considered by the City of Houston prior to authorizing submission of a request for release of funds. Commenters should specify which part of this

# **The Navasota Examiner**

# Affidavit of Publication

The State of Texas

County of Grimes

Before me, the undersigned authority, on this day personally appeared Ara Cosino of the Navasota Examiner, who being by me duly sworn, upon oath deposes and says: that the attached notice was published in the Navasota Examiner; a newspaper published in the English language and of general circulation in Grimes County, Texas for more than one year prior to the date of first publication of said notice in the issue(s) of August 16 & 23 p30 2017 and that the attached newspaper clipping is true and correct copy of said published notice.



Signed Ara Cosino

Sworn to and subscribed before me this 30

day of August 2017.

Carrie L Little

Notary Public in and for the State of Texas

LEGAL NOTICES • LEGAL NOTICES • LEGAL NOTICES

TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
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**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

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**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

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Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 6:00 pm – 8:00 pm	Time: 6:00 pm – 8:00 pm
Location: Magnolia Community Building 422 Melton St. Magnolia, TX 77354	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

Writ of Execution  
THE STATE OF TEXAS

To The Sheriff of Any County of The State of Texas, Greetings:

On May 8, 2017, US Bank National Association as Trustee for Sasco Mortgage Loan Trust 2006-WF2 recovered a Judgment in the 506th Judicial District Court of Grimes County, Texas, against The Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom at 14997 CR 320, Navasota, Texas 77868 for the money or property as set forth below, plus costs of court as evidenced by the bill of costs attached to this writ, Cause No. 33355.

The principle amount of \$800,287.34 plus any per diem charges under the loan accrued prior to final judgment, together with interest on such total amount at the rate of five percent (5%) per annum from the date this Final Judgment is signed until date of sale, plus costs of court.

THEREFORE, YOU ARE COMMANDED that out of the property of The Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom, Deceased subject to execution you cause to be made the sum of \$800,287.34 plus any per diem

ORDER OF SALE

THE STATE OF TEXAS §  
§  
COUNTY OF GRIMES §

TO ANY SHERIFF OF ANY CONSTABLE OF THE STATE OF TEXAS-GREETING:

WHEREAS on the 8th day of May, A.D. 2017, in Cause No. 33355 in the 506th Judicial District Court of Grimes County, Texas styled *US Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 v. Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom*, by Final Judgment (the "Judgment") recorded in the cause No. 33355 of the minutes of said Court, US Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 recovered judgment on a non-recourse charge against Robert Odom a/k/a Robert B. Odom for the sum of \$800,287.34 together with interest thereon at the rate of five percent (5%) per annum from the date of final judgment to date of sale, plus costs of court; and

WHEREAS such judgment is a foreclosure against Robert Odom a/k/a Robert B. Odom of the lien on the property with the address of 14997 CR 320, Navasota, TX 77868 (the "Property"); and more particularly described below, as such lien existed on February 2, 2006.

10.00 ACRES OF LAND, MORE OR LESS, BEING PART OF A 49.855 ACRE TRACT, LYING AND BEING SITUATED ON THE JARED E. GROCE ON-THIRD LEAGUE SURVEY, ABSTRACT NO. 23, GRIMES COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN GRIMES COUNTY, TEXAS, AND BEING A PART OF THE JARED E. GROCE 1/3 LEAGUE, ABSTRACT NO. 23, ALSO BEING OUT OF A CALLED 49.855 ACRE TRACT OF LAND AS DESCRIBED IN A DEED FROM ERVIN WEHMEIER, ET UX, ET AL, TO ROBERT B. ODOM, ET UX, DATED APRIL 10, 1984, OF RECORD IN VOLUME 506, PAGE 117 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS AND MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AS A FOUND 3/8 INCH IRON ROD FOR THE SE CORNER OF CALLED 49.855 ACRE TRACT OF LAND MENTIONED ABOVE AND SAME BEING THE NE CORNER OF A CALLED 30.39 ACRE TRACT OF LAND OWNED BY D.S. FALCO, JR. OF RECORD IN VOL. 401, PAGE 161 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS.

THENCE N 89 DEG. 46 MIN. 00 SEC. W, 1236.18 FT., ALONG THE SOUTH LINE OF CALLED 49.855 ACRE TRACT AND NORTH LINE OF CALLED 30.39 ACRE TRACT TO SET 1/2 INCH IRON ROD FOR CORNER.

THENCE N 06 DEG. 02 MIN. 19 SEC. W, 85.08 FT., ALONG THE WEST LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A POINT ON THE SOUTH SIDE OF AN EXISTING GRAVEL DRIVE FOR CORNER.

THENCE ALONG THE SOUTH LINE OF SAID GRAVEL DRIVE AS FOLLOWS: (1) N 70 DEG. 33 MIN. 15 SEC. W, 47.93 FT., (2) N 40 DEG. 46 MIN. 37 SEC. W, 111.78 FT., (3) N 58 DEG. 54 MIN. 23 SEC. W, 72.01 FT., (4) N 74 DEG. 26 MIN. 21 SEC. W, 129.88 FT., (5) N 87 DEG. 59 MIN. 29 SEC. W, 63.18 FT., (6) S 83 DEG. 06 MIN. 47 SEC. W, 332.38 FT., TO A SET IRON STAKE, IN PAVEMENT, IN GRIMES COUNTY, ROAD #320 FOR THE MOST WESTERLY SW CORNER OF THE TRACT OF LAND HEREIN DESCRIBED.

THENCE N 01 DEG. 09 MIN. 06 SEC. W, 15.07 FT., ALONG THE WEST LINE OF CALLED 49.855 ACERS TRACT OF LAND MENTIONED ABOVE TO A SET IRON STAKE, IN PAVEMENT, IN GRIMS COUNTY ROAD #320 FOR THE MOST WESTERLY NW CORNER OF THE TRACK OF LAND HEREIN DESCRIBED.

THENCE ALONG THE NORTH LINE OF SAID GRAVEL DRIVE AS FOLLOWS: (1) N 83 DEG. 07 MIN. 25 SEC. E, 332.21 FT., (2) S 88 DEG. 01 MIN. 18 SEC. E, 65.95 FT., (3) S 74 DEG. 26 MIN. 21 SEC. E, 133.71 FT., (4) S 58 DEG. 54 MIN. 23 SEC. E, 76.45 FT., (5) S 40 DEG. 46 MIN. 37 SEC. E, 110.19 FT., (6) S 70 DEG. 33, MIN. 15 SEC. E, 40.50 FT., TO AN ANGLE POINT FOR CORNER.

THENCE N 02 DEG. 33 MIN. 03 SEC. W, 241.71 FT., ALONG A WEST LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A SET 1/2 INCH IRON ROD FOR CORNER OF A FIELD.

THENCE S 89 DEG. 46 MIN, 00 SEC. E, 1247.30 FT., ALONG A NORTH LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A FOUND 3/8 INCH IRON ROD FOR ITS NE CORNER IN THE EAST LINE OF CALLED 49.855 ACRE TRACT OF LAND.

THENCE S 01 DEG. 08 MIN. 50 SEC. E, 341.38 FT., ALONG THE EAST LINE OF CALLED 49.855 ACRE TRACT TO THE PLACE OF BEGINNING CONTAINING 10.00 ACRES OF LAND.

Save and expect that certain portion thereof described on that one certain instrument styled Partial Release of Lien date May 19, 2009, executed by a representative of Wells Fargo Bank, N.A. and recorded in the official real property records of Grimes County, Texas on June 2, 2009 as document number 00229946, to wit:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN GRIMES COUNTY, TEXAS, OUT OF THE JARED E. GROCE LEAGUE, ABSTRACT NO. 23, BEING OUT OF A CALLED 49.855 ACRE TRACT OF LAND DESCRIBED IN A WARRANTY DEED WITH VENDOR'S LIEN FROM ERVIN WEHMEIER, ET UX, ET AL, TO ROBERT B. ODOM, ET UX, DATED APRIL 10, 1984, OF RECORD IN VOLUME 506, PAGE 117 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS, BEING A PART OF A CALLED 10.00 ACRE TRAT OF LAND OUT OF SAID 49.855 ACRE TRACT AS DESCRIBED IN A TEXAS HOME EQUITY SECURITY INVESTMENT BETWEEN WELLS FARGO BANK AND ROBERT ODOM, ET UX, DATED FEBRUARY 2, 2006, OF RECORD IN VOLUME 1159, PAGE 99 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS AND MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE, IN GRIMES COUNTY ROAD 320, FROM WHICH A FOUND 3/8 INCH IRON ROD, AT PIPE FENCE CORNER, BRS. S 89 DEG. 46 MIN. 00 SEC. E, 27.01 FT.;

THENCE N 01 DEG. 09 MIN. 10 SEC. W, 60.02 FT., ALONG THE WEST LINE OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE AND SAID GRIMES COUNTY ROAD 320 TO THE SOUTHWEST CORNER OF THE TRACT OF LAND HEREIN DESCRIBED AND SAME BEING THE TRUE PLACE OF BEGINNING FOR THIS SURVEY DESCRIPTION, FROM WHICH A SET 1/2 INCH IRON ROD BRS. S 89 DEG. 46 MIN. 00 SEC. E, 27.00 FT.;

THEN N 01 DEG. 09 MIN. 10 SEC. W, 621.26 FT., ALONG THE WEST LINE OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE AND GRIMES COUNTY ROAD 320 TO THE WESTERLY SOUTHWEST CORNER OF A 26.815 ACRE TRACT BEING SURVEYED AT THIS TIME AND THE NORTHWEST CORNER OF THE TRACT OF LAND HEREIN DESCRIBED,

**LEGAL NOTICES • LEGAL NOTICES • LEGAL NOTICES**

**Writ of Execution  
THE STATE OF TEXAS**

To The Sheriff of Any County of The State of Texas, Greetings:

On May 8, 2017, US Bank National Association as Trustee for Sasco Mortgage Loan Trust 2006-WF2 recovered a Judgment in the 506th Judicial District Court of Grimes County, Texas, against **The Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom at 14997 CR 320, Navasota, Texas 77868** for the money or property as set forth below, plus costs of court as evidenced by the bill of costs attached to this writ, **Cause No. 33355.**

The principle amount of \$800,287.34 plus any per diem charges under the loan accrued prior to final judgment, together with interest on such total amount at the rate of five percent (5%) per annum from the date this Final Judgment is signed until date of sale, plus costs of court.

**THEREFORE, YOU ARE COMMANDED** that out of the property of **The Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom, Deceased** subject to execution you cause to be made the sum of \$800,287.34 plus any per diem charges under the load accrued prior to Final Judgment together with interest on such total amount at the rate of five percent (5%) From Date of Judgment until paid.

**You shall seize the Property, sell the Property as under execution, and apply proceeds thereof to governmental fees and costs and then to the payment and full satisfaction of the Final Judgment.** You shall execute this writ according to its terms and according to law. You shall have the sums of money described in the writ, together with the writ itself, showing how you have executed it, before the **506th Judicial District Court of Grimes County, Texas, within ninety (90) days** from this date.

GIVEN under my hand and the seal of the Court at my office in Anderson, Grimes County, Texas, on the 21st Day of June, 2017.

**CLERK'S FEES**

(1) For each suit filed, including appeals from inferior court.....	\$282.00
(2) For Issuing each citation or other writ or process not otherwise provided for including one (1) copy thereof when requested at time a suit or action is filed.....	\$ 48.00
(3) Constable's fees for services of citation or other writ.....	\$200.00
<b>Total Clerk's Fees.....</b>	<b>\$530.00</b>

**RECAPITULATION**

(1) Clerk's Fees Brought Down.....	\$530.00
(2) Attorney's Fees.....	\$ 0.00
<b>Total.....</b>	<b>\$530.00</b>

I certify that the above and forgoing Bill of Costs, amounting to \$530.00 is a true bill of the costs adjudged against the defendant in the above numbered and entitled cause this, wherein this writ of execution is issued this 21st Day of June, 2017

/s/ Diane LeFlore  
District Clerk Grimes County, Anderson, Texas  
By: /s/ Kourtney Neutzler, Deputy Clerk

**NOTICE TO IMPLEMENT REVISED FIXED FUEL FACTOR**

Entergy Texas, Inc. hereby publishes NOTICE that, pursuant to Section 36.203 of the Public Utility Regulatory Act (codified in TEX. UTIL. CODE) and 16 Tex. Admin. Code § 25.235(b), it filed with the Public Utility Commission of Texas (the "Commission") on August 17, 2017 a tariff to implement a revised fixed fuel factor. All of Entergy Texas' retail customers whose fuel charges are calculated under the Texas fixed fuel factor tariff - including but not limited to Residential, Small General Service, Large General Service, Large Industrial Power Service, and Street and Outdoor Lighting Service - will be affected by the Commission's approval of the revised fixed fuel factor. The revised fixed fuel factor, if approved, will affect only the fuel portion of the rates charged by Entergy Texas and will have no effect on non-fuel base rates.

Entergy Texas seeks Commission approval to revise the fixed fuel factor effective with the first billing cycle of the September 2017 billing month. Entergy Texas proposed that the fixed fuel factor be changed pursuant to a semi-annual filing to be made each February and August, with revised fuel factors to be effective with the first billing cycle of the March and September billing months, pursuant to a methodology that changes the fuel factor based upon changes in the published price of natural gas. This methodology was authorized for use in Docket No. 32915.

The revised fixed fuel factor, differentiated by voltage level, is as follows:

**FACTOR BY VOLTAGE LEVELS**

<b>Delivery Voltage</b>	<b>Fixed Fuel Factor</b>
Secondary	\$0.0302202 per kWh
Primary	\$0.0294475 per kWh
69kV/138kV	\$0.0287153 per kWh
230kV	\$0.0282374 per kWh

The revised fuel factor would result in a decrease in Entergy Texas' annual Texas retail fuel and purchased power revenues by approximately \$93.1 million, or 15%, on an annual basis. Compared to the fixed fuel factor approved by the Commission effective March 2017, a residential customer using 1000 kilowatt-hours (kWh) of electricity per month would see an approximate decrease of 15.1% annually, or \$5.37 on average per month, on his/her electric bill. The fixed fuel factor rate is designed to pass through to customers the actual fuel costs incurred by Entergy Texas to serve customers. Entergy Texas is not allowed to make a profit on fuel costs. Amounts collected from affected customers pursuant to the revised fixed fuel factor will be subject to final review by the Commission in Entergy Texas' next applicable fuel reconciliation proceeding before the Commission. Entergy Texas expects the revised fixed fuel factor to be in effect for the billing period of September 2017 through February 2018.

Persons with questions or who want more information on this petition may contact Entergy Texas at Attn: Customer Service - Fuel Factor, 350 Pine Street, Beaumont, Texas 77701, or call [1-800-368-3749 (once you hear: "Welcome to Entergy" select option 1, then press 5, then press 7)] during normal business hours. A complete copy of this petition is available for inspection at the address listed above.

The Commission has assigned Docket No. 47520 to this proceeding. Persons who wish to formally participate in this proceeding, or who wish to express their comments concerning this petition should contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 13326, Austin, Texas 78711-3326, or call (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may call (512) 936-7136 or use Relay Texas (toll-free) 1-800-735-2989.

ENTERGY TEXAS, INC.

**TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1 <sup>st</sup> CMA Term	2025	\$0.302
End of 2 <sup>nd</sup> CMA Term	2030	\$0.337
End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause.

**39,330**

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The Examiner

**NOTICE OF APPLICATION FOR APPROVAL OF AMS DEPLOYMENT PLAN, AMS SURCHARGE, AND NON-STANDARD METERING SERVICE FEES FILED WITH THE PUBLIC UTILITY COMMISSION OF TEXAS**

On July 18, 2017, Entergy Texas, Inc. ("ETI") filed an application with the Public Utility Commission of Texas ("PUC" or "Commission") for Approval of an Advanced Metering System ("AMS") Deployment, AMS Surcharge, and Non-Standard Metering Service Fees. The style of this application is Docket No. 47416, *Application of Entergy Texas, Inc. for Approval of an Advanced Metering System (AMS) Deployment Plan, AMS Surcharge, and Non-Standard Metering Service Fees*.

ETI is seeking approval from the Commission for its AMS deployment plan consistent with Commission Rule 25.130. In its most recent regular session, the Texas Legislature approved Senate Bill 1145, which extended mechanisms that support deployment of AMS to ETI and directed that if ETI elects to deploy AMS, it shall deploy the network as rapidly as practicable to allow customers to better manage energy use and control costs. ETI is therefore submitting its application for Commission review and approval consistent with the support and direction of the Legislature as provided in Senate Bill 1145.

ETI requests approval of an AMS Surcharge for recovery of the reasonable and necessary costs that ETI will incur under its proposed deployment plan. The proposed AMS Surcharge would be in place for twelve years. ETI's proposed monthly AMS Surcharge rates for each rate class for the first five years of the surcharge period are as follows:

Residential	\$3.18
Small General Service	\$4.79
General Service	\$4.74
Large General Service	\$4.96
Large Industrial (non-transmission only)	\$4.58

After the first five years of the surcharge period, and for the remainder of the surcharge period, the residential surcharge rate would be \$1.73 per month and the other surcharge rates listed above would be \$0.00 per month. ETI proposes that its AMS Surcharge will go into effect with the first billing cycle of January 2018. The AMS Surcharge will apply to electric service to residential customers and non-residential customers, other than those who are served at transmission voltage or take unmetered service. The costs recovered through the AMS Surcharge will be reviewed by the Commission in a reconciliation proceeding to be held in the future on a schedule to be determined by the Commission.

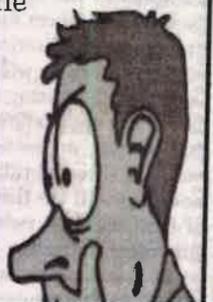
Furthermore, ETI proposes to allow a customer to choose to receive electric service through a non-standard (non-advanced) meter and to assess fees consistent with Commission Rule 25.133 to recover the costs associated with providing the non-standard metering service from a customer who elects to have a non-standard meter.

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**LEGAL NOTICES • LEGAL NOTICES • LEGAL NOTICES**

**Writ of Execution  
THE STATE OF TEXAS**

To The Sheriff of Any County of The State of Texas, Greetings:

On May 8, 2017, US Bank National Association as Trustee for Sasco Mortgage Loan Trust 2006-WF2 recovered a Judgment in the 506th Judicial District Court of Grimes County, Texas, against The Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom at 14997 CR 320, Navasota, Texas 77868 for the money or property as set forth below, plus costs of court as evidenced by the bill of costs attached to this writ, Cause No. 33355.

The principle amount of \$800,287.34 plus any per diem charges under the loan accrued prior to final judgment, together with interest on such total amount at the rate of five percent (5%) per annum from the date this Final Judgment is signed until date of sale, plus costs of court.

THEREFORE, YOU ARE COMMANDED that out of the property of The Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom, Deceased subject to execution you cause to be made the sum of \$800,287.34 plus any per diem charges under the load accrued prior to Final Judgment together with interest on such total amount at the rate of five percent (5%) From Date of Judgment until paid.

You shall seize the Property, sell the Property as under execution, and apply proceeds thereof to governmental fees and costs and then to the payment and full satisfaction of the Final Judgment. You shall execute this writ according to its terms and according to law. You shall have the sums of money described in the writ, together with the writ itself, showing how you have executed it, before the 506th Judicial District Court of Grimes County, Texas, within ninety (90) days from this date.

GIVEN under my hand and the seal of the Court at my office in Anderson, Grimes County, Texas, on the 21st Day of June, 2017.

**CLERK'S FEES**

- {1} For each suit filed, including appeals from inferior court.....\$282.00
  - {2} For Issuing each citation or other writ or process not otherwise provided for including one {1} copy thereof when requested at time a suit or action is filed.....\$ 48.00
  - {3} Constable's fees for services of citation or other writ.....\$200.00
- Total Clerk's Fees.....\$530.00

**RECAPITULATION**

- {1} Clerk's Fees Brought Down.....\$530.00
  - {2} Attorney's Fees.....\$ 00.00
- Total.....\$530.00**

I certify that the above and forgoing Bill of Costs, amounting to \$530.00 is a true bill of the costs adjudged against the defendant in the above numbered and entitled cause this, wherein this writ of execution is issued this 21st Day of June, 2017

/s/ Diane LeFlore  
District Clerk Grimes County, Anderson, Texas  
By: /s/ Kourtney Neutzler, Deputy Clerk

**TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

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Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

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**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1 <sup>st</sup> CMA Term	2025	\$0.302
End of 2 <sup>nd</sup> CMA Term	2030	\$0.337
End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**ORDER OF SALE**

THE STATE OF TEXAS §  
COUNTY OF GRIMES §

TO ANY SHERIFF OF ANY CONSTABLE OF THE STATE OF TEXAS-GREETING:

WHEREAS on the 8th day of May, A.D. 2017, in Cause No. 33355 in the 506th Judicial District Court of Grimes County, Texas styled *US Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 v. Unknown Heirs of the Estate of Robert Odom a/k/a Robert B. Odom*, by Final Judgment (the "Judgment") recorded in the cause No. 33355 of the minutes of said Court, US Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 recovered judgment on a non-recourse charge against Robert Odom a/k/a Robert B. Odom for the sum of \$800,287.34 together with interest thereon at the rate of five percent (5%) per annum from the date of final judgment to date of sale, plus costs of court; and

WHEREAS such judgment is a foreclosure against Robert Odom a/k/a Robert B. Odom of the lien on the property with the address of 14997 CR 320, Navasota, TX 77868 (the "Property"); and more particularly described below, as such lien existed on February 2, 2006.

10.00 ACRES OF LAND, MORE OR LESS, BEING PART OF A 49.855 ACRE TRACT, LYING AND BEING SITUATED ON THE JARED E. GROCE ON-THIRD LEAGUE SURVEY, ABSTRACT NO. 23, GRIMES COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN GRIMES COUNTY, TEXAS, AND BEING A PART OF THE JARED E. GROCE 1/3 LEAGUE, ABSTRACT NO. 23, ALSO BEING OUT OF A CALLED 49.855 ACRE TRACT OF LAND AS DESCRIBED IN A DEED FROM ERVIN WEHMEIER, ET UX, ET AL, TO ROBERT B. ODOM, ET UX, DATED APRIL 10, 1984, OF RECORD IN VOLUME 506, PAGE 117 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS AND MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AS A FOUND 3/8 INCH IRON ROD FOR THE SE CORNER OF CALLED 49.855 ACRE TRACT OF LAND MENTIONED ABOVE AND SAME BEING THE NE CORNER OF A CALLED 30.39 ACRE TRACT OF LAND OWNED BY D.S. FALCO, JR. OF RECORD IN VOL. 401, PAGE 161 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS.

THENCE N 89 DEG. 46 MIN. 00 SEC. W, 1236.18 FT., ALONG THE SOUTH LINE OF CALLED 49.855 ACRE TRACT AND NORTH LINE OF CALLED 30.39 ACRE TRACT TO SET 1/2 INCH IRON ROD FOR CORNER.

THENCE N 06 DEG. 02 MIN. 19 SEC. W, 85.08 FT., ALONG THE WEST LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A POINT ON THE SOUTH SIDE OF AN EXISTING GRAVEL DRIVE FOR CORNER.

THENCE ALONG THE SOUTH LINE OF SAID GRAVEL DRIVE AS FOLLOWS: (1) N 70 DEG. 33 MIN. 15 SEC. W, 47.93 FT., (2) N 40 DEG. 46 MIN. 37 SEC. W, 111.78 FT., (3) N 58 DEG. 54 MIN. 23 SEC. W, 72.01 FT., (4) N 74 DEG. 26 MIN. 21 SEC. W, 129.88 FT., (5) N 87 DEG. 59 MIN. 29 SEC. W, 63.18 FT., (6) S 83 DEG. 06 MIN. 47 SEC. W, 332.38 FT., TO A SET IRON STAKE, IN PAVEMENT, IN GRIMES COUNTY, ROAD #320 FOR THE MOST WESTERLY SW CORNER OF THE TRACT OF LAND HEREIN DESCRIBED.

THENCE N 01 DEG. 09 MIN. 06 SEC. W, 15.07 FT., ALONG THE WEST LINE OF CALLED 49.855 ACERS TRACT OF LAND MENTIONED ABOVE TO A SET IRON STAKE, IN PAVEMENT, IN GRIMS COUNTY ROAD #320 FOR THE MOST WESTERLY NW CORNER OF THE TRACK OF LAND HEREIN DESCRIBED.

THENCE ALONG THE NORTH LINE OF SAID GRAVEL DRIVE AS FOLLOWS: (1) N 83 DEG. 07 MIN. 25 SEC. E, 332.21 FT., (2) S 88 DEG. 01 MIN. 18 SEC. E, 65.95 FT., (3) S 74 DEG. 26 MIN. 21 SEC. E, 133.71 FT., (4) S 58 DEG. 54 MIN. 23 SEC. E, 76.45 FT., (5) S 40 DEG. 46 MIN. 37 SEC. E, 110.19 FT., (6) S 70 DEG. 33, MIN. 15 SEC. E, 40.50 FT., TO AN ANGLE POINT FOR CORNER.

THENCE N 02 DEG. 33 MIN. 03 SEC. W, 241.71 FT., ALONG A WEST LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A SET 1/2 INCH IRON ROD FOR CORNER OF A FIELD.

THENCE S 89 DEG. 46 MIN, 00 SEC. E, 1247.30 FT., ALONG A NORTH LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A FOUND 3/8 INCH IRON ROD FOR ITS NE CORNER IN THE EAST LINE OF CALLED 49.855 ACRE TRACT OF LAND.

THENCE S 01 DEG. 08 MIN. 50 SEC. E, 341.38 FT., ALONG THE EAST LINE OF CALLED 49.855 ACRE TRACT TO THE PLACE OF BEGINNING CONTAINING 10.00 ACRES OF LAND.

Save and expect that certain portion thereof described on that one certain instrument styled Partial Release of Lien date May 19, 2009, executed by a representative of Wells Fargo Bank, N.A. and recorded in the official real property records of Grimes County, Texas on June 2, 2009 as document number 00229946, to wit:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN GRIMES COUNTY, TEXAS, OUT OF THE JARED E. GROCE LEAGUE, ABSTRACT NO. 23, BEING OUT OF A CALLED 49.855 ACRE TRACT OF LAND DESCRIBED IN A WARRANTY DEED WITH VENDOR'S LIEN FROM ERVIN WEHMEIER, ET UX, ET AL, TO ROBERT B. ODOM, ET UX, DATED APRIL 10, 1984, OF RECORD IN VOLUME 506, PAGE 117 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS, BEING A PART OF A CALLED 10.00 ACRE TRAT OF LAND OUT OF SAID 49.855 ACRE TRACT AS DESCRIBED IN A TEXAS HOME EQUITY SECURITY INVESTMENT BETWEEN WELLS FARGO BANK AND ROBERT ODOM, ET UX, DATED FEBRUARY 2, 2006, OF RECORD IN VO. UME 1159, PAGE 99 OF THE REAL PROPERTY RECORDS OF GRIMES COUNTY, TEXAS AND MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE, IN GRIMES COUNTY ROAD 320, FROM WHICH A FOUND 3/8 INCH IRON ROD, AT PIPE FENCE CORNER, BRS. S 89 DEG. 46 MIN. 00 SEC. E, 27.01 FT.;

THENCE N 01 DEG. 09 MIN. 10 SEC. W, 60.02 FT., ALONG THE WEST LINE OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE AND SAID GRIMES COUNTY ROAD 320 TO THE SOUTHWEST CORNER OF THE TRACT OF LAND HEREIN DESCRIBED AND SAME BEING THE TRUE PLACE OF BEGINNING FOR THIS SURVEY DESCRIPTION, FROM WHICH A SET 1/2 INCH IRON ROD BRS. S 89 DEG. 46 MIN. 00 SEC. E, 27.00 FT.;

THEN N 01 DEG. 09 MIN. 10 SEC. W, 621.26 FT., ALONG THE WEST LINE OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE AND GRIMES COUNTY ROAD 320 TO THE WESTERLY SOUTHWEST CORNER OF A 49.855 ACRE

End of 1 <sup>st</sup> CMA Term	2025	\$0.302
End of 2 <sup>nd</sup> CMA Term	2030	\$0.337
End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

**Methodology for increasing toll rates** and increase based on the adopted by HCTRA. Toll rates for Segment 1 will be static (not changing based on traffic conditions) and escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out-of-pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project – one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:		Grimes County:	
Date:	Thursday, August 24, 2017	Date:	Wednesday, August 23, 2017
Time:	3:00 pm – 5:00 pm	Time:	6:00 pm – 8:00 pm
Location:	Montgomery County Courthouse 501 N. Thompson Courtroom No. 402 Conroe, Texas 77301	Location:	Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007, or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

[www.navaotaexaminer.com](http://www.navaotaexaminer.com)  
(936) 8256484

00 SEC. E, 27.01 FT.;

THENCE N 01 DEG. 09 MIN. 10 SEC. W, 60.02 FT., ALONG THE WEST LINE OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE AND SAID GRIMES COUNTY ROAD 320 TO THE SOUTHWEST CORNER OF THE TRACT OF LAND HEREIN DESCRIBED AND SAME BEING THE TRUE PLACE OF BEGINNING FOR THIS SURVEY DESCRIPTION, FROM WHICH A SET 1/2 INCH IRON ROD BRS. S 89 DEG. 46 MIN. 00 SEC. E, 27.00 FT.;

THEN N 01 DEG. 09 MIN. 10 SEC. W, 621.26 FT., ALONG THE WEST LINE OF THE CALLED 49.855 ACRE TRACT MENTIONED ABOVE AND GRIMES COUNTY ROAD 320 TO THE WESTERLY SOUTHWEST CORNER OF A 26.815 ACRE TRACT BEING SURVEYED AT THIS TIME AND THE NORTHWEST CORNER OF THE TRACT OF LAND HEREIN DESCRIBED, FROM WHICH A SET 1/2 INCH IRON ROD, FOR REFERENCE AND NEAR A CREEK, BRS. S 89 DEG. 50 MIN. 27 SEC. E, 27.00 FT. AND THE NORTHWEST CORNER OF SAID 49.855 ACRE TRACT BRS. N 01 DEG. 09 MIN. 10 SEC. W, 437.09 FT., FROM WHICH A FOUND 1/2 INCH IRON ROD, AT X-TIE FENCE CORNER, BRS. S 89 DEG. 20 MIN. 57 SEC. E, 39.85 FT.;

THEN S 89 DEG. 50 MIN. 27 SEC. E, 910.88 FT., ALONG THE NORTH LINE OF THE TRACT OF LAND HEREIN DESCRIBED TO A SET 1/2 INCH IRON ROD, IN A FIELD, FOR ITS NORTHWEST CORNER AND SAME BEING AN INTERIOR CORNER OF A 26.815 ACRE TRACT OF LAND BEING SURVEYED AT THIS TIME;

THENCE S 01 DEG. 09 MIN. 10 SEC. E, ALONG THE EAST LINE OF THE TRACT OF LAND HEREIN DESCRIBED AND A WEST LINE OF SAID 26.815 ACRE TRACT BEING SURVEYED AT THIS TIME, PASSING AT 311.51 A SET 1/2 INCH IRON ROD FOR ITS SOUTHERLY SOUTHWEST CORNER AND THE NORTHERLY NORTHWEST CORNER OF A 10.000 ACRE TRACT BEING SURVEYED AT THIS TIME AND CONTINUING FOR A TOTAL DISTANCE OF 622.43 FT. TO A SET 1/2 INCH IRON ROD, IN A FIELD, FOR THE SOUTHEAST CORNER OF THE TRACT OF LAND HEREIN DESCRIBED.

THEREFORE, you are hereby commanded that you proceed to seize the Property, that you sell the Property as under execution, and that you apply the proceeds thereof to governmental fees and costs and then to the payment and full satisfaction of the sum of (1) the total amount of \$800,287.34 plus (2) interest of 5% per annum on \$800,287.34 from the date of final judgment to the date of the sale made under this Order of Sale, plus costs of court. US Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 may credit bid up to the amount of its charge against the Property as such amount is quantified above. If the Property shall sell for more than sufficient to satisfy said quantification, then you are hereby directed to pay over the excess thereof to Robert Odom a/k/a Robert B. Odom.

Property to be sold on Tuesday, September 5, 2017, at 10:00 a.m. on the courthouse steps in Anderson, Texas.

GIVEN UNDER MY HAND, the Seal of the District Court of Grimes County, Texas, at my office in the City of Anderson, Texas, this the 21st day of June, A.D. 2017.

ATTEST: /s/ Diane LeFlore, DISTRICT CLERK, GRIMES COUNTY, TEXAS  
BY: /s/ Kourtney Neutzler  
DEPUTY DISTRICT CLERK  
GRIMES COUNTY, TEXAS

# The Eagle

# The Eagle

Bryan, Brazos County, Texas  
Affidavit of Publication

Account Number

1076289

Date

August 28, 2017

BGE, INC.  
10857 KUYKENDAHL STE 250  
SPRING, TX 77382

Date	Category	Description	Ad Size	Total Cost
09/02/2017	Legal Notices	TEXAS DEPT OF TRANS	3 x 0.00 IN	2,857.50

## TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission.

## Proof of Publication

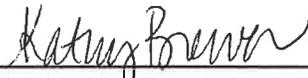
On said day, personally, appeared before me, the undersigned a Notary Public in and for said county and state, Kathy Brewer, of The Eagle, a newspaper published in Bryan, Brazos County, Texas, and generally circulated in Brazos, Burleson, Grimes, Lee, Leon, Madison, Milam and Robertson Counties, and that the notice, a copy of which is hereto attached, was published in said newspaper on the following named dates:

08/14, 08/21, 08/28/2017

The First insertion being given ... 08/14/2017

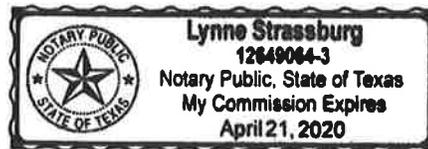
Newspaper reference: 0000397975

Sworn to and subscribed before me this Monday, August 28, 2017

  
Kathy Brewer  
Clerk

  
Lynne Strassburg  
Notary

State of Texas  
Brazos County  
My Commission expires \_\_\_\_\_



THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

**LEGALS**

**MUNICIPAL NOTICES**

**MUNICIPAL NOTICES**

**MUNICIPAL NOTICES**

**NOTICE OF PUBLIC HEARING ON THE BRAZOS COUNTY BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2018**

Pursuant to Sec. 152.013, Vernon's Texas Codes Annotated, Local Government Code, notice is hereby given that a public hearing will be held in the Commissioners Courtroom of the Brazos County Administration Building, 200 South Texas Avenue, Suite 106, Bryan, Texas on **Tuesday, August 22, 2017 at 1:30 p.m.** for the purpose of discussing the proposed Brazos County budget for fiscal year ending September 30, 2018. Taxpayers and others interested are invited to attend and be heard at this time.

Said budget is filed with the County Clerk and will remain on file in the office of the County Clerk, in accordance with existing statutes. Taxpayers and others interested are urged to acquaint themselves with the said budget during the time it remains on file with the County Clerk before the hearing.

The proposed budget includes funding for a cost of living increase, merit pay and longevity pay for all eligible employees of Brazos County. The proposed salaries of elected county and precinct officers are as follows:

	Adopted FY 17 Salary	FY 18 Salary Increase*	FY 18 Salary	FY 18 County Longevity Increase
<b>Elected Officials</b>				
<b>County Judge</b>	\$100,116.64	\$2,945.80	\$103,062.44	\$240
<b>County Commissioners</b>				
Precinct 1	\$77,508.86	\$2,280.46	\$79,789.32	0
Precinct 2	\$77,508.86	\$2,280.46	\$79,789.32	\$60
Precinct 3	\$77,508.86	\$2,280.46	\$79,789.32	0
Precinct 4	\$77,508.86	\$2,280.46	\$79,789.32	\$60
County Treasurer	\$77,508.86	\$2,280.46	\$79,789.32	\$180
Tax Assessor/Collector	\$77,508.86	\$2,280.46	\$79,789.32	\$180
County Attorney	\$92,405.04	\$2,718.82	\$95,123.86	\$360
District Attorney	\$18,000.00	0	\$18,000.00	\$420
District Clerk	\$77,508.86	\$2,280.46	\$79,789.32	\$240
County Clerk	\$77,508.86	\$2,280.46	\$79,789.32	\$420
<b>District Judges</b>				
85th District Court	\$16,800.00	0	\$16,800.00	0
272nd District Court	\$13,626.00	0	\$13,626.00	\$60
361st District Court	\$16,800.00	0	\$16,800.00	\$240
County Court at Law #1	\$169,265.98	\$4,980.30	\$174,246.28	\$480
County Court at Law #2	\$169,265.98	\$4,980.30	\$174,246.28	\$300
<b>Justice of the Peace</b>				
Precinct 1	\$71,671.34	\$2,108.86	\$73,780.20	\$360
Precinct 2	\$71,671.34	\$2,108.86	\$73,780.20	\$300
Precinct 3	\$71,671.34	\$2,108.86	\$73,780.20	0
Precinct 4	\$71,671.34	\$2,108.86	\$73,780.20	0
<b>Sheriff</b>	\$116,207.78	\$3,419.26	\$119,627.04	\$420
<b>Constable</b>				
Precinct 1	\$71,671.34	\$2,108.86	\$73,780.20	\$120
Precinct 2	\$71,671.34	\$2,108.86	\$73,780.20	\$180
Precinct 3	\$71,671.34	\$2,108.86	\$73,780.20	0
Precinct 4	\$71,671.34	\$2,108.86	\$73,780.20	\$300

\*Increase of a 3% Cost of Living Adjustment

Commissioners Court will take final action on the adoption of the proposed budget for fiscal year 2017-2018 at the regular meeting to be held on **Tuesday, September 5, 2017 at 10:00 a.m.**

Duane Peters  
County Judge

8-14-17

**LEGALS**

**NOTICE OF ELECTION**

In accordance with the provisions of the Texas Agriculture Code, Chapter 74, Subchapter D, and 4 Tex. Admin. Code, Chapter 3, Subchapter A, the Texas Department of Agriculture (the Department) will conduct a board election in the Southern Blacklands Boll Weevil Eradication Zone, in order to select a representative of the above-referenced zone to serve on the Texas Boll Weevil Eradication Foundation Board of Directors. The board is charged with administering the boll weevil eradication program in Texas.

The Southern Blacklands Eradication Zone consists of all of Anderson, Brazos, Burleson, Freestone, Grimes, Harris, Houston, Leon, Liberty, Madison, Robertson, Walker, Camp, Wood, Upshur, Marion, Harrison, Gregg, Smith, Cherokee, Rusk, Panola, Shelby, Nacogdoches, San Augustine, Sabine, Angelina, Trinity, San Jacinto, Polk, Tyler, Jasper, Newton, Hardin, Orange, Jefferson, Chambers, Galveston, Washington, Montgomery, Coryell, Mills, Lampasas, San Saba, Llano, Gillespie, Kendall, Blanco, Burnet, Bell, Williamson, Travis, Hays, Comal, Guadalupe, Gonzales, Fayette, Caldwell, Bastrop, Lee, Milam, and Falls Counties; that part of Limestone County south of Highway 84 from the McLennan County line east to the Freestone County line; that part of Waller County north of Highway 159 from the Austin County line north and east to Hempstead, then east on Highway 6/290 to the Harris County line; and that part of McLennan County south of Highway 84.

Any cotton grower having planted cotton in the year 2016 within the zone defined above is eligible to vote, and, if he or she resides in the Southern Blacklands Zone and has at least seven years experience as a cotton grower, can have his or her name placed on the ballot as a candidate in the board member election. A cotton grower is defined as a person who grows cotton intended to be commercial cotton. The term includes an individual who, as owner, landlord, tenant or sharecropper, is entitled to share in the cotton grown and available for marketing from the farm, or share in the proceeds from the sale of the cotton from the farm or from an indemnity or other payment received from

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[www.MyAggieNation.com](http://www.MyAggieNation.com)

[www.BrazosSports.com](http://www.BrazosSports.com)

**LEGALS**

**TEXAS DEPARTMENT OF TRANSPORTATION  
SH 249 EXTENSION  
DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1 <sup>st</sup> CMA Term	2025	\$0.302
End of 2 <sup>nd</sup> CMA Term	2030	\$0.337
End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction

landlord, tenant or sharecropper, is entitled to share in the cotton grown and available for marketing from the farm, or share in the proceeds from the sale of the cotton from the farm or from an indemnity or other payment received from or related to the planting, growing, or failure of the cotton. Any person eligible to vote in the board member election that resides in the Southern Blacklands Zone and meets the seven-year experience requirement may place their name in nomination for election to the Texas Boll Weevil Eradication Foundation Board by written application to the Department at the address provided below. Nomination forms are provided by the Department and must be signed by the nominee and at least ten other eligible voters. The nomination form must be received by the Department at its office located in Austin by August 11, 2017, and must provide the legal residence of the applicant. A nomination form may be obtained by contacting the Department office or any county agent located in the voting area.

The board election will be held by mail balloting. Ballots will be mailed to cotton growers by August 28, 2017. All ballots cast by mail must bear the grower's signature; the amount of acreage of cotton farmed during the 2016 crop year, the grower's address, and must be postmarked no later than September 11, 2017 in order to be valid. An eligible voter who has not received a ballot may request a ballot by mail by calling the Department's headquarters. For more information regarding the referendum and election, or if you have not received a ballot please contact Patrick Dudley with the Texas Department of Agriculture, P.O. Box 12847, Austin, Texas, 78711, call (512) 463-3285 or by e-mail at [Patrick.Dudley@TexasAgriculture.gov](mailto:Patrick.Dudley@TexasAgriculture.gov).

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**Termination for Convenience.** TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

**Concession Payments.** There will be no concession payments.

**Public Hearings.** TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project – one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 6:00 pm – 8:00 pm	Time: 6:00 pm – 8:00 pm
Location: Magnolia Community Building 422 Melton St. Magnolia, TX 77354	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Vanana Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007, or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-oda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-oda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

**HOUSES-UNFURNISHED**

**COLLEGE STATION:** 113 Mile Dr. 2750 sf, 4/4, study. Lg family rm, new flooring & paint. David 405-664-3908. dbormann@cox.net. Great for family!

**COLLEGE STATION:** 1400 Village, 4-2-2 + extras, 2,200 sqft., 0.6 miles from TAMU. No HUD, LOCAL owner, 979-694-7343 or 713-446-1723.



**COLLEGE STATION:** 216 Bernburg Ct - 3/2/2, granite counters, new paint, carpet, tile, wood, big yd. ASAP-\$1650 + dep, NO PETS. www.cvbroker.com Pat M Butler, Broker



**COLLEGE STATION:** 2804 Arroyo, 3/2/2 New tile floors through out the whole Home. Large back yd. Fireplace. Available Now! \$1500. Mariott Real Estate 979.777.5436



**COLLEGE STATION:** Avail Now, 1200 Milner, 1 blk from campus, 3/2, ch&a, Free mowing, rent reduced \$1200 + dep, pets ok, Alpha Omega Properties/Broker 979-774-7820

**HOMES WANTED:** Realtor in search of homes in Wheeler Ridge, Copperfield and Northwood. Homes to Assume, Owner finance or repossession. GK Mathis Realtor 254-541-2995



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**COLLEGE STATION:** Avail Now! 1301 Foster, 1 block from campus, 3+ bdrms, 2 baths, CH & A, free mowing, rent reduced \$1,200, plus dep. Pets O.K. Large rooms. Alpha-Omega Properties, Broker, 979-774-7820

**MOBILE HOMES-RENT**

**BRYAN:** 2 bedroom, 2 bath mobile home for rent. 4 miles from Blinn. \$700 + Dep. Please call 979-422-0533

**ROOMS FOR RENT**

**BRYAN:** 2 Student rms avail, in a lg ranch style house, country living 3 mi off campus, smokers welcome, all utilities cable/ wifi included. \$550/mo + dep. 979-492-1662 after 5PM

**BRYAN:** Partially-Furnished Room. All bills paid. Cable, internet, kitchen and laundry privileges. No pets. Near Blinn. \$450/mo. 979-571-9410

**BRYAN:** Share bath and refriq with one other guy, nice home, good location, pleasant atmosphere, \$500/mo 979-779-8174 for appt

**ROOMS FOR RENT:** in an upscale townhouse in the Barracks. Rent is \$525-\$550/mo. + utilities. Utilities run about \$30-\$40/mo. Please email inquires to pegasusleasingatm@gmail.com or call/text (903)517-4768.

**COMMERCIAL REAL ESTATE RENTALS**

**INDUSTRIAL WAREHOUSE RENTALS**



**OFFICE WAREHOUSE:** space for lease. Approx 7500 sqft. State Hwy 30 frontage in College Station. Please call 979-774-5613 to inquire.

**OFFICE-WAREHOUSE**

**COLLEGE STATION:** Office/Warehouse, 1000 sqft with overhead door, \$850/mo. Call 979-219-2774

**RECREATIONAL**

**ATV-GOCART-GOLFCART**

**POLARIS RANGER:** Crew 900, Metal roof, sliding window, 52 hrs, 341.4 miles, \$11,000 firm, 979-820-1671

The most up to date local news you will find.

**CAMPERS-TRAVEL TRLR**



**ARCTIC FOX:** 2004 30 ft. Travel trailer w/Hensley Hitch for Safe Towing...Electric Tongue Jack, Four Season Insulation, 2 Slide-outs with Toppers, 1 Ducted Air Conditioner, Double Door Gas/110V Norcold Refrig, Solid Wood Cabinet Doors, CD Player with Radio, Outside Shower, Microwave, 3 Burner Range and Oven. Bonus: Rubber Roof. \$11,995; 979-218-8832 or 979-776-0631.



**DUTCHMEN COLORADO:** 2005, 35ft Fifthwheel, 4 slide outs, sleeps 6, good cond, clean, \$13,000, 979-777-5015



**FOREST RIVER:** 2016 Salem Cruise Lite, 23ft Travel Trailer, like new, used twice, new type leveler/equalizer, electric jack, TV, outside speakers, many extras, \$12,750, 609 Sum merglen/Univ Dr, 979-260-3456



**SKYLINE:** 2005 Weekender 26ft, beige & white camping trailer, 12ft slideout, 12ft awning, carpet, micro/refrig, good shape, \$5500, Trailer is in Bedias, Tx. 713-828-7938

**MOTOR HOMES-RVS**



**ANTIQU MOTORHOME:** 1975 Winnebago, custom 2 tan Dodge Truck w/40 Chrysler eng, Onan 4KW, outside very good shape, inside needs a lot of work, makes a good food truck, \$5900, 936-348-0967



**HOLIDAY RAMBLER:** 1997, very clean, runs good, 48,648 mi, with reese hitch, \$14,000. Call 979-446-2544

**AUTOMOTIVE**

**AUTO FOR SALE**

**ATTENTION AVOIDING SCAMS**

You should fully investigate and proceed with caution if you are asked to send money or credit card information on any classified ad: merchandise, automotive/employment ads, etc. If you have any doubts, investigate. If it sounds too good to be true, it probably is! Call us at The Eagle (979-776-7355) or contact the Better Business Bureau (979-260-2222) as they are an excellent source of information.

**CHEVROLET:** 2009 Impala, 99,000 miles, 4 door, dark blue, good cond, new tires, cold a/c, \$5,900, Call 979-268-1666, No Texts Please.



**VOLKSWAGON:** 2009 EOS Hardtop Convertible, 6 spd manual automatic, 80,000 miles, white with beige inter, \$10,500, 979-229-8706

**Saturday Open Houses Only \$19.95! Call 776-SELL (7355)**

**MOTORCYCLES**



**HONDA:** 2014, CTX 700, Excellent condition, less than 1,500 miles, \$6,300 Text/call 979-436-3507 for pics.

**SPORT UTILITY VEH**

**CHEVROLET:** 1999 Suburban, Regency Package. Tons of extras! Runs Great! \$3000 Call 979-204-1366.

**TRCK-BUS-TRCT-TRAIL**

**DODGE RAM:** '2000, 2500 diesel turbo, Cummins Ram 3/4 ton, quad cab, good condition, 180,000 mi, original owner. Call (979) 828-5749. Asking \$7000.



**FORD:** 2007 F150 Kingranch 4x4, w/custom camper, copper tone & gold, 5.4L, 85,000 miles, 10 extras, Show room clean! Reg. maint, \$22,000, Caldwell 713-562-0396, 979-567-3110

www.AggieSports.com

**TRCK-BUS-TRCT-TRAIL**



**NISSAN:** 2008 Titan Great Condition - Runs Great - Excellent work truck, not needed now- 4DR - NEW TIRES - 7' bed w/ liner - 6 CD - Bluetooth - Backup camera - 5.6L Flex Fuel V8 - LE FFV/SE FFV/XE FFV -- 103,000 Miles - \$13,000, 979-204-1844



**MAZDA:** 2000 Truck, clean inside & out! 130,000 miles, body & motor good, a/c works, new tires, one owner. \$3,000 negotiable. 936-355-5060

**Saturday Open Houses**

**Only \$19.95!**

**Space Deadline: Wednesday by 5pm**

**Call 776-SELL (7355)**

**LEGALS**

**TEXAS DEPARTMENT OF TRANSPORTATION SH 249 EXTENSION DISCLOSURE OF FINANCIAL INFORMATION**

**Disclosure of Financial Information:** Pursuant to the authority granted under Texas Transportation Code, Chapter 223, Subchapter F, the Texas Department of Transportation (TxDOT) has solicited proposals and recommended selection of a proposer for award of a design-build agreement (DBA) and the associated capital maintenance agreement (CMA) to design, construct and maintain portions of approximately 24 miles of new location roadway in Montgomery and Grimes Counties. This project consists of two Segments (1 and 2). Segment 1 is an approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four-lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission. Segment 2 is an approximately 10-mile, two-lane, (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County). The DBA also includes two options (Options 1 and 2) for the design and the construction of the ultimate four-lane divided toll facility (two lanes in each direction) within Segment 1. Option 1 consists of a four-lane divided toll facility from just south of FM 149 to FM 1488 in Magnolia. Option 2 consists of a four-lane divided toll facility from FM 1488 to FM 1774 north of Todd Mission (Option 2 will only be exercised in conjunction with Option 1 Work). Any options will be exercised prior to contract execution.

The Segment 1 tolled lanes will be operated by, and the tolls collected by, TxDOT through their Toll Operations Division. On June 29, 2017, in Minute Order 114960, the Texas Transportation Commission (TTC) determined that the proposal submitted by WBCCI, LLC (DB Contractor) provides the apparent best value to TxDOT and authorized TxDOT to commence and complete negotiations necessary to finalize the DBA and the CMA.

Under the DBA, Segment 1 construction work will begin in late 2017 or early 2018 and is scheduled to be completed in mid-2020. Segment 2 construction work will begin in late 2018 or early 2019 and is scheduled to be completed in mid-2022. TxDOT owns and will continue to own the roadway and the right of way.

Pursuant to Transportation Code, Chapter 371, Subchapter D, TxDOT is publishing financial information regarding the project and providing notice of a public hearing that will be held regarding the financial disclosure.

**Project Financing.** TxDOT intends to fund the SH 249 Extension with federal and state funding sources including financing a portion of the development of Segment 1 with toll revenue obligations issued by TxDOT. Segment 2 of the project will not be tolled. The total amount of debt that has been or will be assumed by TxDOT to acquire right-of-way, design, construct, and finance Segment 1 is projected to be approximately \$325 million. Under TxDOT's plan of finance, the debt will be repaid through toll revenues generated from the operation of the toll lanes on SH 249 Segment 1. The debt will be repaid over a term of up to 40-years from the date of financial close (excluding any refinancing). The projected amount of the interest that will be paid by TxDOT on the debt is approximately \$780 million over the term of the financing. TxDOT does not anticipate assuming any debt for the operation and maintenance of the SH 249 Extension.

**Duration of Tolling.** TxDOT will collect tolls on Segment 1 to offset the acquisition, design, and construction debt cost. Tolling will continue along Segment 1 after the debt is repaid.

**Method for Setting Toll Rates.** Designation of SH 249 Segment 1 as a toll facility was adopted by TTC Minute Order 114959 dated June 29, 2017. The initial toll rates and annual escalation policy for Segment 1 are anticipated to be consistent with the Harris County Toll Road Authority (HCTRA) policies and escalation rates on the adjacent SH 249 Toll Lanes in Harris County.

**Toll Rates.** Based on the demand projections, it is estimated that the toll rates per mile for Segment 1 will be as follows:

Project Status	Year	Estimated \$/mile
Initial Toll Rates	2020	\$0.271
End of 1 <sup>st</sup> CMA Term	2025	\$0.302
End of 2 <sup>nd</sup> CMA Term	2030	\$0.337
End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.



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Methodology for increasing toll rates. Toll rates for operation of the toll project (including toll rates for operation of the toll project under the conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

Competing Facilities. There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

Termination for Convenience. TxDOT has the right to terminate the DBA at any time without cause. If TxDOT elects to exercise this right, TxDOT must pay the DB Contractor for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out of pocket costs incurred by the DB Contractor.

Concession Payments. There will be no concession payments.

Public Hearings. TxDOT will hold two public hearings concerning this disclosure of financial information for the toll project – one in Montgomery County and one in Grimes County. Hearings will be held at the following dates, times, and locations:

Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm – 5:00 pm	Time: 6:00 pm – 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007, or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

Persons interested in attending any of the hearings who have special communication or accommodation needs are encouraged to contact Elizabeth Halliburton-Riddick at the TxDOT Houston District at (713) 866-7037. Requests should be made at least 72 hours prior to the public hearing. Because the public hearings will be conducted in English, any requests for language interpreters or other special communication needs should also be made at least 72 hours prior to the public hearing. TxDOT will make every reasonable effort to accommodate these needs.

**HOUSES-UNFURNISHED**



**COLLEGE STATION:** One Bedroom/One Bath house, Large bedroom with huge walk in closet. Washer and Dryer included. Pets welcome with deposit. Huge fenced in front and backyard. Screened-in porch in quiet neighborhood less than 10 minutes from campus and shopping. \$900/month plus deposit. Water included. 979-777-9158



**COLLEGE STATION:** 7807 Appomattox (Raintree). Adjacent to church. 3 BD/2 BA. 1733 sf. Fireplace, Updated. Pets ok w/deposit. Local owner. \$1,275 - negotiable based on term. Call or text 979-255-3276

**MOBILE HOMES-RENT**

**COLLEGE STATION:** 3 bdrm, 1 bath, in Country, \$500/mo + utilities, no pets, 979-776-4450

**ROOMS FOR RENT**

**BRYAN:** Partially-Furnished Room. All bills paid. Cable, internet, kitchen and laundry privileges. No pets. Near Blinn. \$450/mo. 979-571-9410

**BRYAN:** Share bath and refri with one other guy, nice home, good location, pleasant atmosphere, \$500/mo 979-779-8174 for appt

**COMMERCIAL REAL ESTATE RENTALS**

**COMM INDUSTRIAL BUILDINGS**

**BRYAN:** Commercial office Building 30x50 with overhead door off Hwy 21 E. Road frontage, \$1200/mo. 979-775-7752

**INDUSTRIAL WAREHOUSE RENTALS**



**OFFICE WAREHOUSE:** space for lease. Approx 7500 sqft. State Hwy 30 frontage in College Station. Please call 979-774-5613 to inquire.

**OFFICE-WAREHOUSE**

**BRYAN:** 500 sqft office space for rent, off FM1179, utilities are paid, \$550/mo. (979)268-3592

**COLLEGE STATION:** Office/Warehouse, 1000 sqft with overhead door, \$850/mo. Call 979-219-2774

**RECREATIONAL**

**ATV-GOCART-GOLFCART**

**POLARIS RANGER:** Crew 900, Metal roof, sliding window, 52 hrs, 341.4 miles, \$11,000 firm, 979-820-1671

**BOATS**

**ALUMINUM BOAT:** 12ft, motor guide trolling motor, 2 paddles, 3 life jackets, 2 cushions, \$425/all. 979-220-0845

**CAMPERS-TRAVEL TRLR**



**ARCTIC FOX:** 2004 30 ft. Travel trailer w/Hensley Hitch for Safe Towing...Electric Tongue Jack, Four Season Insulation, 2 Slide-outs with Toppers, 1 Ducted Air Conditioner, Double Door Gas/110V Norcold Refrig, Solid Wood Cabinet Doors, CD Player with Radio, Outside Shower, Microwave, 3 Burner Range and Oven. Bonus: Rubber Roof. \$11,995; 979-218-8832 or 979-776-0631.



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**SKYLINE:** 2005 Weekender 26ft, beige & white camping trailer, 12ft slideout, 12ft awning, carpet, micro/refrig, good shape, \$5500, Trailer is in Bedias, Tx. 713-828-7938

**Saturday Open Houses**  
**Only \$19.95!**  
Space Deadline: Wednesday by 5pm  
**Call 776-SELL (7355)**

**MOTOR HOMES-RVS**



**ANTIQUE MOTORHOME:** 1975 Winnebago, custom 2 ton Dodge Truck w/440 Chrysler eng, Onan 4KW, outside very good shape, inside needs work, \$5900, 936-348-0967

**AUTOMOTIVE**

**AUTO FOR SALE**

**INFINITI:** 2001 i30, good cond, a/c, sunroof, good tires, approx 100,000 miles, \$4350, 979-690-4411 or 1-832-492-7707

**SCAM ALERT**

You should fully investigate and proceed with caution if you are asked to Email, Send money or Credit card information regarding your Eagle Classified ad: Pets, Autos, Merchandise, Employment ads, etc... If you have any doubts, investigate. If it sounds too good to be true, it probably is! Call us at The Eagle 979-776-7355 or contact the Better Business Bureau 979-260-2222 as they are an excellent source of information.

**AUTO FOR SALE**



**VOLKSWAGON:** 2009 EOS Hardtop Convertible, 6 spd manual automatic, 80,000 miles, white with beige inter, \$10,500, 979-229-8706

**MOTORCYCLES**



**SUZUKI:** 2007 Boulevard C50 Excel cond. Windshield, Corbin seat, bags, extra lights, engine bars, + more. 18,295 mi. Clean title. \$3,800 obo. 979-255-2684

**SPORT UTILITY VEH**

**CHEVROLET:** 1999 Suburban, Regency Package. Tons of extras! Runs Great! \$3000 Call 979-204-1366.

**TRCK-BUS-TRCT-TRAIL**

**DODGE RAM:** '2000, 2500 diesel turbo, Cummins Ram 3/4 ton, quad cab, good condition, 180,00 mi, original owner. Call (979) 828-5749. Asking \$7000.



**FORD:** 2007 F150 King Ranch 4x4, w/custom camper, copper tone & gold, 5.4L, 85,000 miles, 10 extras, Show room clean! Reg. maint, \$22,000, Caldwell 713-562-0396, 979-567-3110

**TRCK-BUS-TRCT-TRAIL**



**MAZDA:** 2000 Truck, clean inside & out! 130,000 miles, body & motor good, a/c works, new tires, one owner. \$3,000 negotiable. 936-355-5060

**PET Litter Special**  
5 Lines for \$39.75  
6 Weeks  
**776-SELL (7355)**

**LEGAL NOTICES**

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End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

**Methodology for increasing toll rates.** Toll rates for Segment 1 will be static (not changing based on traffic conditions) and increase based on the adopted escalation policy anticipated to be consistent with the terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

**Inside Sales/Customer Service Manager**

We have a position coming open in early September for an **Inside Sales/Customer Service Manager** in the circulation department of **The Eagle**

This position will oversee our customer service operation, both inbound and outbound, as well as various reporting and customer relations functions. This is a full time position that is responsible for leading our efforts to provide our subscribers with a seamless customer service experience. Responsibilities include the development and execution of promotional projects, the recruitment, hiring, training, scheduling and management of six customer service employees.

The Eagle is a Berkshire Hathaway company that provides an excellent benefit package including health insurance, 401K and paid vacation. Excellent customer service skills, proficiency in Microsoft Office applications and previous management responsibilities are required.

**Please send your resume to greg.parker@theeagle.com**

**Business ROLL OF HONOR**

On October 29, 2017, The Eagle will publish the **"Business Roll of Honor"** for any business or industry in the Brazos Valley.

Size of ad 1.5" w x 3" - \$50.

This is an excellent way to show appreciation to both old and new customers for your success.

Space deadline: **Friday, October 21, 2017.**

Email your logo and or information and photos to

**The Eagle**  
1729 Briarcrest Dr, Bryan, Tx. 77802  
979-776-4444

# The Eagle

1729 Briarcrest Dr,  
Bryan, Tx. 77802  
979-776-1444

theeagle.com

Space deadline:  
**Friday, October 21, 2017.**

Email your logo and  
or information and photos to  
classifieds@theeagle.com or mail to:  
B/CS Eagle 1729 Briarcrest Dr.,  
Bryan, Tx. 77805  
Attn: Classified Dept.  
Call **979-776-7355** for more info.

terms of the policy utilized by HCTRA.

**Competing Facilities.** There are no terms in the DBA related to competing facilities and there are no penalties associated with their construction.

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Montgomery County:	Grimes County:
Date: Thursday, August 24, 2017	Date: Wednesday, August 23, 2017
Time: 3:00 pm – 5:00 pm	Time: 6:00 pm – 8:00 pm
Location: Montgomery County Courthouse 501 N. Thompson Courtroom No. 402 Conroe, Texas 77301	Location: Anderson Community Center 414 Hill Street Anderson, Texas 77830

# of Years in Business \_\_\_\_\_

Business Name: \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_ Website/Email \_\_\_\_\_

Attach Company Logo, if Available

Check off your ad size: 1X  \$50 – 1.5" X 3"      2X  \$80 (OCT. 30, 2017 & APRIL 29, 2018)

1X  \$270\* – 4.93" X 6" ad with story & logo      2X  \$435 – 4.93" X 8" ad with story

1X  \$460\* – 10" X 6" ad with story      2X  \$735\* – 10" X 6" ad with story

\*Includes free small 1.5" w x 3" ad in chronological order

Check enclosed       Bill advertising acct # \_\_\_\_\_

Credit Card      Exp. Date \_\_\_\_\_  
(MasterCard no longer accepted)

Signature \_\_\_\_\_

Call for CC payment to \_\_\_\_\_

Questions and comments concerning the financial information will be accepted by TxDOT at the public hearing.

Questions and comments may also be submitted to the department by U.S. mail addressed to Varuna Singh, P.E., Texas Department of Transportation, 7600 Washington Avenue, Houston, Texas 77007; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. These comments will be accepted until 5 p.m., Thursday, September 7, 2017. Copies of the DBA will be made available for viewing at the public hearing, at TxDOT's Houston District office located at 7600 Washington Avenue, Houston, Texas 77007, and at TxDOT's Bryan District office located at 2591 North Earl Rudder Freeway, Bryan, Texas 77803-5190, and can be accessed on TxDOT's website at [www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html](http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html). Copies of the DBA also may be purchased from TxDOT's Houston District office at the cost of reproduction. TxDOT will consider all properly submitted questions and comments and will prepare a summary and analysis of the comments received. The summary and analysis will be posted on TxDOT's website and made available upon request.

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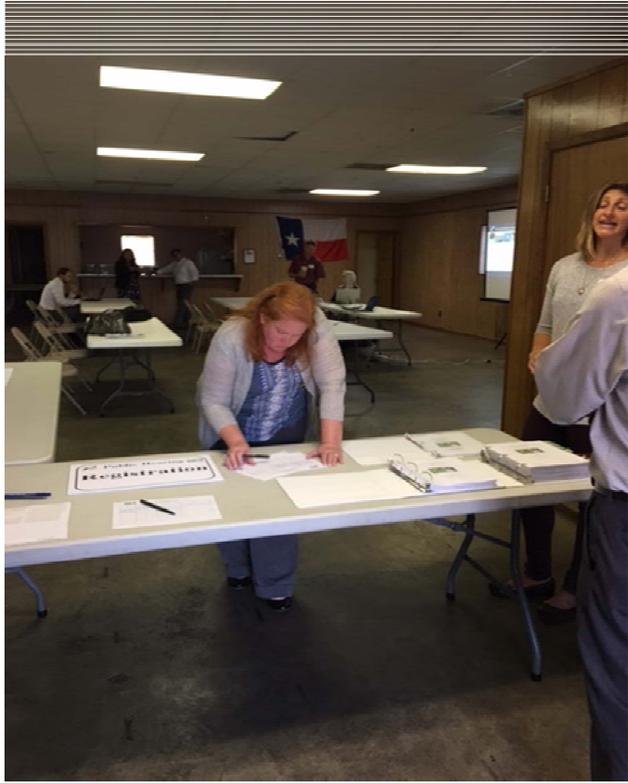
The Eagle

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# **Appendix B**

## **Photologs**

**Grimes County**  
**August 23, 2017**











**Montgomery County**  
**August 24, 2017**





# **Appendix C**

## **Sign-in Sheets**

# **Grimes County**





# **Montgomery County**











**Appendix D**  
**PowerPoint Presentations**



TEXAS DEPARTMENT OF TRANSPORTATION



## SH 249 EXTENSION

Financial Public Hearing



Grimes Co. August 23, 2017 & Montgomery Co. August 24, 2017

## Introduction

# Welcome

## Varuna Singh, P.E.

CDA Program Director  
Houston District  
Texas Department of Transportation

## Chad Bohne, P.E.

Director of Transportation  
Bryan District  
Texas Department of Transportation

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## Public Comments

- Oral comments tonight:
  - Please sign-in at the front desk to speak
  - A court reporter is available to document oral comments
- Written comments may also be mailed to:
 

Varuna Singh, P.E.  
Texas Department of Transportation  
P.O. Box 1386  
Houston, Texas 77251

  - Written comments must be received at the TxDOT Houston District Office by 5:00 PM on Thursday, September 7, 2017
- Email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov)
- Summary and analysis of comments will be posted on the SH 249 Extension Segment 1 webpage at <http://www.txdot.gov/inside-txdot/projects/studies/houston/sh249-extension.html>

## Public Hearing Purpose

- Describe the SH 249 Extension (Montgomery and Grimes Counties).
- Describe Financial Information for Segment 1 of the Project.
- Provide an Opportunity for the Public to Comment on the Financial Information.

## Project Purpose

### Project Purpose

- Efficiently link the suburban communities and major roadways
- Enhance mobility and safety
- Respond to population growth and residential development in the area



## Project Overview

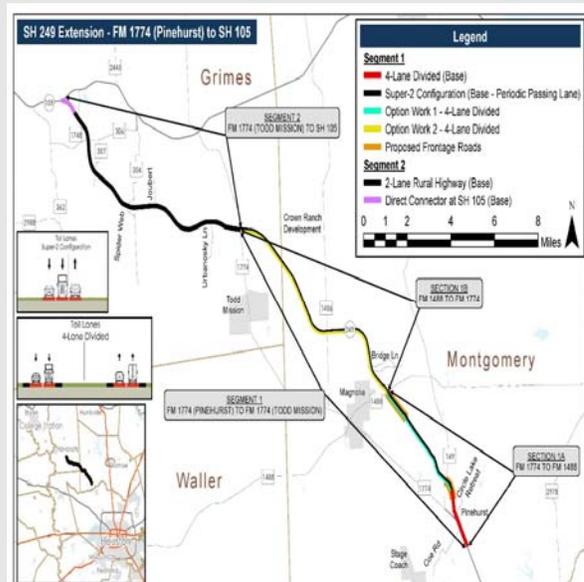
### SH 249 Extension

- Texas Transportation Commission conditionally awarded and authorized TxDOT to begin contract negotiations with WBCCI, LLC.
- Contract execution is anticipated in September 2017.
- Substantial Completion of Segment 1 is anticipated in June 2020.
- Substantial Completion of Segment 2 is anticipated in mid-late 2022.
- Tolling of Segment 1 is anticipated to commence in June 2020.
- Segment 2 will **not** be a tolled facility.
- Project consists of a Design-Build Agreement and a Capital Maintenance Agreement.

## Project Overview

### SH 249 Extension

- TxDOT will enter into a **Design-Build Agreement (DBA)** to design and construct approximately 24 miles of new location roadway in Montgomery and Grimes Counties. The Project consists of two Segments (1 and 2).
- **Segment 1 Base Scope**– Approximately 14-mile toll facility from FM 1774 in Pinehurst (Montgomery County) to FM 1774 north of Todd Mission (Grimes County). Segment 1 Base Scope consists of a four lane divided toll facility from FM 1774 in Pinehurst to just south of FM 149, and a Super-2 (one lane in each direction with intermittent passing lanes) toll facility from just south of FM 149 to FM 1774 north of Todd Mission.
  - **Option Work 1** – Four tolled main lanes from just south of FM 149 to FM 1488 in Magnolia.
  - **Option Work 2** – Four tolled main lanes from FM 1488 in Magnolia to FM 1774 north of Todd Mission. Option 2 work will only be exercised in conjunction with Option 1 Work.

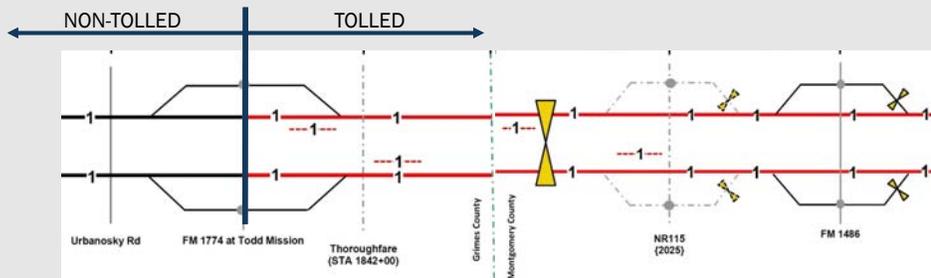


# Project Overview

## SH 249 Extension

- **Segment 1 Base Scope** - Approximately 2 miles of Segment 1 is located within Grimes County.
  - No Toll Gantry within Grimes County portion.
  - Last Free Exit signs will be provided approaching Montgomery County.

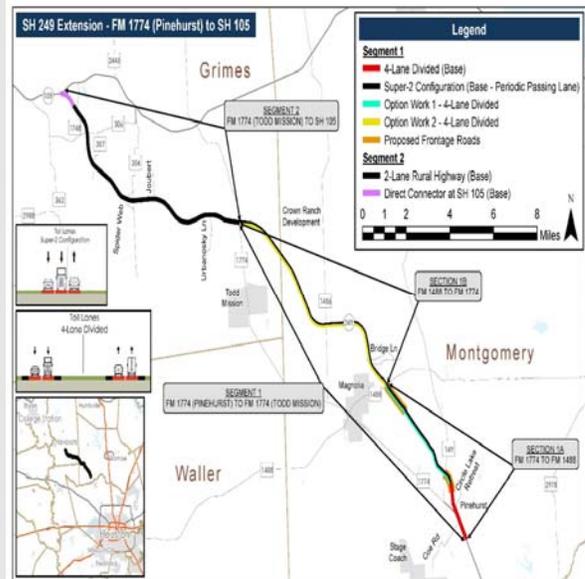
- **Segment 2 Base Scope** - Approximately 10-mile two lane (one lane in each direction) non-tolled facility from FM 1774 north of Todd Mission to SH 105 near Navasota (Grimes County).
  - Open Access allowed through TxDOT permit process after roadway competition.
  - Northwest Direct Connector from SH 249 to Westbound SH 105 constructed with this project.



# Project Overview

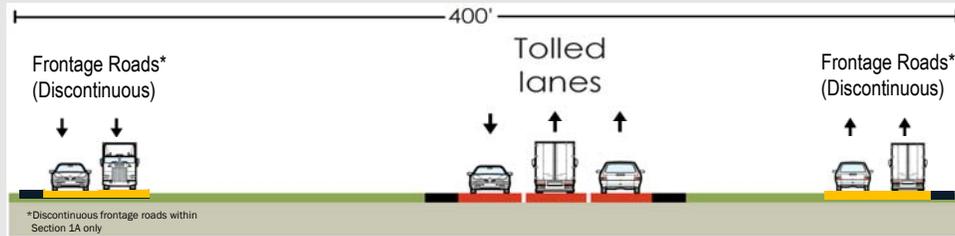
## SH 249 Extension

- TxDOT will enter into a **Capital Maintenance Agreement (CMA)** to maintain approximately 24 miles pavement, drainage facilities, structures, and slopes constructed by the DB Contractor.
  - The second and third year terms will be exercised at TxDOT's sole discretion.
- The CMA will consist of three five year terms. TxDOT intends to enter into an agreement for the first five-year term.
- TxDOT Districts will provide routine maintenance for Segment 1 (Houston District) and Segment 2 (Bryan District) of the Project.

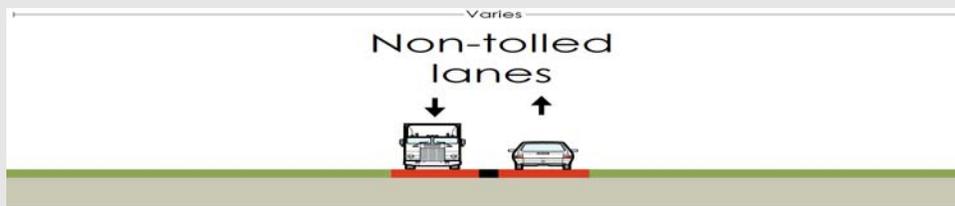


## Project Overview – Base Scope Typical Sections

### Segment 1 Base Scope Proposed Typical Section



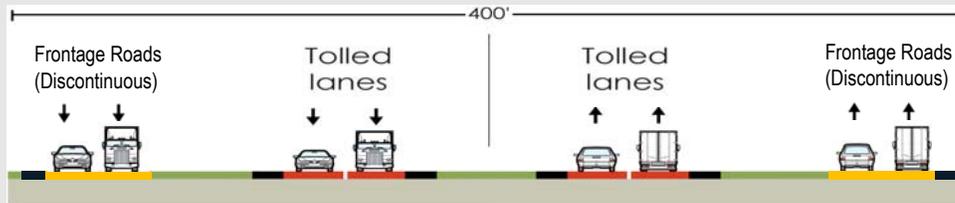
### Segment 2 Base Scope Proposed Typical Sections



## Project Overview – Options 1 & 2 Scope and Typical Sections

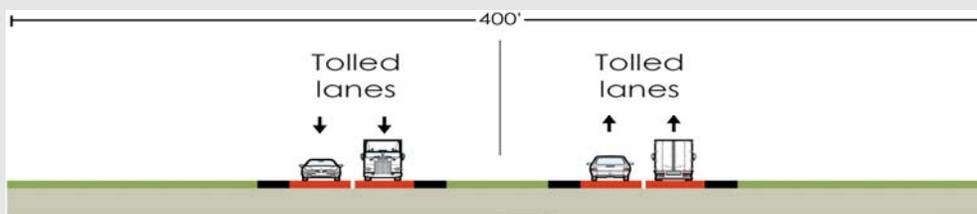
### Option 1 (Section 1A)

- 4 lanes (2 in each direction) between FM 1774 in Pinehurst to FM 1488 in Magnolia



### Option 2 (Section 1B)

- 4 lanes (2 in each direction) between FM 1488 in Magnolia to FM 1774 in Todd Mission



## Environmental and Permit History

### Segment 1

- Segment 1 DEIS – January 5, 2015
- Segment 1 FEIS/ROD – January 12, 2016
- Re-evaluation #1 – April 19, 2017
- USACE Individual Permit – August 12, 2016

### Segment 2

- Finding of No Significant Impacts – September 9, 2016
- Re-evaluation #1 – Pending
- USACE Permit - Pending

## Procurement History

Two-step competitive process to select the best value proposer

- Request for Qualifications (RFQ) Phase
  - May 15, 2015 – RFQ Issued
  - August 27, 2015 – Short-listed five Proposers
- Request for Proposals (RFP) Phase
  - September 28, 2016 - RFP Issued
  - March 27, 2017 – Received two Proposals, three Proposers opted out of competition
  - June 29, 2017 - Conditional Award to WBCCI, LLC
  - *September 22, 2017 – Contract Execution (NTP1) anticipated*
  - *June 2020 – Segment 1 Substantial Completion anticipated*
  - *June 2020 – Tolling Commencement of Segment 1 anticipated*

## Design-Build Contractor Team Members

### WBCCI, LLC

#### Equity Members:

- Williams Brothers Construction Company Inc. (WBCCI), LLC

#### Major non-equity members and other team members:

- Parsons Transportation Group, Inc.
- Raba Kistner Infrastructure, Inc.
- HDR | ICA



#### QA Firm:

- Raba Kistner Infrastructure, Inc.

## Project Financing

- **Segment 2 of the project will not be tolled, and will not be discussed for the remainder of the presentation.**
- TxDOT intends to fund Segment 1 of the SH 249 Extension project with toll revenue bonds.
- TxDOT expects to issue an estimated \$325 million of project debt for Segment 1 of the Project.
- Proceeds will be used to acquire, design and construct Segment 1.
- No debt will be used for operations or maintenance.
- Debt will be repaid with Segment 1 toll revenues over a 40-year term.
- Projected amount of interest paid on Segment 1 debt is approximately \$780 million over the term of the financing.
- There are no concession payments.
- Segment 1 of the Project will continue to be tolled after the debt has been repaid.

## Toll Rate Policy

- TxDOT will be responsible for Segment 1 toll collection on the Project.
- The Segment 1 initial toll rate will be \$0.271 per mile (in 2020 \$) and escalate at 2.2% per year.
- Segment 1 toll rates will be static (not changing based on traffic conditions).
- TxDOT will continue to collect tolls on Segment 1 after the debt has been repaid.
- If all three maintenance options are exercised, the estimated toll rate at the end of the maintenance term will be \$0.376 per mile in 2035.

## Toll Rate Policy

- Under anticipated operating conditions and subject to Transportation Commission adoption, the following are anticipated for two-axle vehicles:

Project Status	Year	Estimated \$/mile*
Initial Toll Rates	2020	\$0.271
End of 1 <sup>st</sup> CMA Term	2025	\$0.302
End of 2 <sup>nd</sup> CMA Term	2030	\$0.337
End of 3 <sup>rd</sup> CMA Term	2035	\$0.376

\*Toll rates per mile are calculated as follows:

- Toll rate escalation from 2018 onwards:
  - 2.20% per year (assumed)

## Competing Facilities Provision

- There are no terms in the Design-Build Agreement related to competing facilities and there are no penalties associated with their construction.

## Termination for Convenience Provisions

### Design-Build Agreement (DBA)

- TxDOT has the right to terminate the DBA at any time without cause.
  - If TxDOT elects to exercise this right, TxDOT must pay WBCCI, LLC for the design and construction work already performed under the DBA, the costs of terminating subcontracts, and certain out-of-pocket costs incurred by WBCCI, LLC.

### Capital Maintenance Agreement (CMA)

- TxDOT has the right to terminate the CMA at any time without cause.
  - If TxDOT decides not to execute the first term of the CMA, TxDOT will pay WBCCI, LLC justified termination costs up to \$1 million.
  - TxDOT has sole discretion to exercise the second, and subsequent third, terms without incurring termination costs.
  - If TxDOT terminates the CMA in the middle of a 5-year term, WBCCI, LLC will be entitled to justified termination costs.

## Additional Information

- For further information about the Project, visit [www.txdot.gov](http://www.txdot.gov) and search the keyword “SH 249 Extension”
- <http://www.txdot.gov/business/partnerships/current-cda/sh249-extension/rfp.html>
- <http://www.txdot.gov/inside-txdot/projects/studies/houston/sh249-extension.html>

## More Public Comment Information

- Oral comments tonight:
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Varuna Singh, P.E.  
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  - Written comments must be received at the TxDOT Houston District Office by 5:00 PM on Thursday, September 7, 2017
- Email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov)
- Summary and analysis of comments will be posted on the SH 249 Extension Segment 1 webpage at <http://www.txdot.gov/inside-txdot/projects/studies/houston/sh249-extension.html>

**Appendix E**  
**Transcripts of Public Hearing**  
**Presentations**

# **Grimes County**

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STATE HIGHWAY 249 EXTENSION FINANCIAL DISCLOSURE

PUBLIC MEETING

Anderson Community Center

414 Hill Street

Anderson, Texas 77830

August 23, 2017

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P R O C E E D I N G S

MR. BOHNE: It is now 7:43 p.m. on August the 23, 2017. I will convene this public hearing concerning disclosure of financial information regarding a Design-Build Agreement for State Highway 249 Extension.

\*\*\*\*\*

Good evening and welcome to our public hearing. My name is Chad Bohne and I'm the Director of Transportation Planning and Development for the Bryan district of TxDOT and I will oversee the design and construction of Segment 2 of State Highway 249 within Grimes County. On behalf of the department I'd like to express our thanks to everyone who is attending this public hearing.

This public hearing is being transcribed by a Certified Court Reporter for the formal public record.

As for the agenda this evening we will begin with an introduction to the project, a general purpose overview, as well as provide Environmental and Permit history.

We will introduce the Design-Build Contractor team, discuss project financial information, and the toll rate policy.

We will conclude with a time for public comments.

First, I'd would like to acknowledge the elected

1 officials and City and County personnel that are with us today.  
2 Unfortunately, there are none.

3           If you did not sign in at the registration table  
4 please do that now, so that we can record your attendance here.  
5 Also, at the registration table you will find a comment card.  
6 Any comments that you may have related to State Highway 249  
7 Extension please use this form, so they can be officially  
8 documented. If you did not receive one as you came in, please  
9 feel free to get one after the hearing. A Court Reporter is  
10 also available for anyone wishing to make oral comments after  
11 the presentation is completed.

12           Please submit all written comments at the  
13 registration table or to the mailing address or e-mail address  
14 shown on the screen. Both addresses are also located on the  
15 bottom of the comment card. All comments will be accepted  
16 until 5 p.m. Thursday, September 7, 2017.

17           This public hearing will provide a record of  
18 public participation. A written Summary and Analysis report,  
19 including responses to comments along with a verbatim copy of  
20 this public hearing transcript will be posted and available for  
21 viewing on TxDOT's website and made available upon request.

22           Now, we would like to explain the purpose for  
23 this hearing. The state and federal governments have various  
24 laws, regulations and guidelines that outline the processes  
25 whereby public awareness of project planning can be assured.

1 As part of our public involvement process in developing highway  
2 projects we hold public meetings and hearings as a matter of  
3 public information for those people who are going to be  
4 affected by a project and for those who have a need to be  
5 aware.

6 This is a public hearing. We want to emphasize  
7 the word "hearing" by explaining the difference between a  
8 public "meeting" and a public "hearing" for transportation  
9 projects.

10 Meetings are informal in nature, consisting of  
11 gathering and exchanging information with questions being  
12 raised and answered in dialogue during the meeting.

13 Hearings are held to receive formal statements  
14 from the public regarding the project that may be a concern to  
15 any individual or group. All the oral and written comments  
16 received will be given careful consideration in the final  
17 development of this project.

18 Before the Texas Department of Transportation  
19 may enter into a contract for the construction of this toll  
20 project through a design-build agreement the department is  
21 required to hold a public hearing concerning the disclosure of  
22 financial information published pursuant to Transportation  
23 Code, Chapter 371, subchapter B.

24 The purpose of this hearing is to disclose and  
25 provide an opportunity for public comment on the financial

1 information for the project. A notice of this hearing has been  
2 published in various newspapers.

3 The purpose of the SH 249 Extension is to  
4 improve system linkage, reduce congestion, expand capacity,  
5 enhance safety, accommodate population and growth and provide  
6 emergency evacuation routes.

7 On June 29, 2017, in Minute Order 114960 the  
8 Texas Transportation Commission awarded and authorized TxDOT to  
9 begin contract negotiations with Williams Brothers Construction  
10 Company to finalize the design-build agreement or DBA and the  
11 capital maintenance agreement or CMA. Construction contract  
12 execution is anticipated in September, 2017.

13 Segment 1 construction work will begin in late  
14 2017. And Substantial Completion will be in June, 2020.

15 Segment 2 construction work will begin in late  
16 2018 and Substantial Completion will be mid to late 2022.

17 TxDOT owns and will continue to own the roadway  
18 and the right-of-way.

19 Tolling of Segment 1 is anticipated to commence  
20 in June 2020. Segment 2 will not be a tolled facility.

21 TxDOT will enter in a Design-Build Agreement to  
22 design and construct approximately 24 miles of new location  
23 roadway in Montgomery and Grimes Counties and is comprised of 2  
24 segments.

25 Segment 1 is a tolled facility approximately 14

1 miles long and extend from FM 1774 in Pinehurst to FM 1774  
2 north of Todd Mission. Segment 1 is then split between Segment  
3 1A and 1B as illustrated on the screen. Segment 1 consists of  
4 a four-lane divided facility from FM 1774 in Pinehurst to just  
5 south of FM 149, which is represented by the red line shown on  
6 the map. North of FM 149, Segment 1 becomes a two-lane roadway  
7 -- one lane in each direction -- with intermittent passing  
8 lanes, also known as a Super-2 roadway.

9           Upon contract execution TxDOT will determine if  
10 additional Option Work will be added to Segment 1.

11           Option Work 1 will continue the four-lane  
12 divided facility from FM 149 to FM 1488 in Magnolia, shown as  
13 the blue line on the map. FM 1488 serves as the dividing point  
14 between Segment 1A and 1B.

15           Option Work 2 will continue the four-lane  
16 divided facility from FM 1488 in Magnolia to FM 1774 north of  
17 Todd Mission -- the end of Segment 1. Option 2 will only be  
18 exercised in conjunction with Option Work 1.

19           A portion of Segment 1 -- about 2 miles -- is  
20 located within Grimes County.

21           As shown on this slide, there will be no toll  
22 collection within Grimes County. The last toll collection  
23 station will be located roughly 2.5 south of FM 1774 within  
24 Montgomery County. State highway 249 will then transition to a  
25 non-tolled facility for the remainder of Highway 249 Segment 2.

1                   There will be a clear separation between tolled  
2 and non-tolled segment of State Highway 249 and Last Free Exit  
3 signs will be provided heading south entering Montgomery  
4 County.

5                   Segment 2 is a non-tolled facility,  
6 approximately 10 miles long, and extends from FM 1774 in Todd  
7 Mission to State Highway 105 near Navasota. Segment 2 consists  
8 of a two-lane roadway -- one lane in each direction.

9                   To the north, where State Highway 249 ties into  
10 State Highway 105 a Direct Connector to westbound State Highway  
11 105 will be constructed. Additional Direct Connectors are  
12 planned, but will not be built at this time.

13                   The Capital Maintenance Agreement is to maintain  
14 the 24 miles of pavement, structures and slopes that the design  
15 build will construct. TxDOT intends to enter an agreement for  
16 the first five-year term of the Capital Maintenance Agreement.  
17 Second and third five-year terms are optional at TxDOT's sole  
18 discretion.

19                   TxDOT Houston District will provide routine  
20 maintenance for Segment 1 and TxDOT Bryan District will provide  
21 routine maintenance Segment 2.

22                   North of FM 149, where Segment 1 becomes a Super  
23 2 Is the base scope for Segment 1. Shown on the screen is a  
24 typical section of this Super 2 facility. It is generally a  
25 two-lane load way with intermittent passing lanes. There will

1 also be frontage roads along Segment 2. However, they will not  
2 be continuous throughout Segment 1.

3 The second typical section illustrates the  
4 two-lane facility throughout Segment 2.

5 Here, you can see the typical sections for  
6 Option Work 1 and Option Work 2, which essentially extends the  
7 four-lane divided facility from FM 149 to either FM 1488, if  
8 Option Work 1 is added or through the entire Segment 1 to FM  
9 1774, if both options 1 and 2 are added.

10 The environmental process is approached  
11 differently for Segment 1 and Segment 2. For Segment 1, a  
12 Draft Environmental Impact Study, or DEIS, and the Final  
13 Environmental Impact Study, or FEIS, were drafted and approved.  
14 The US Army Core of Engineers awarded an Individual  
15 Environmental Permit for Segment 1 in August, 2016. The  
16 reevaluation was approved April 2017.

17 For Segment 2 a FONSI, or a Finding of No  
18 Significant Impact, was drafted and approved in September 2016.  
19 The US Army Core of Engineers Nationwide permit is still  
20 pending as well as a reevaluation based on minor alignment  
21 shifts to avoid significant wetlands.

22 As previously mentioned, TxDOT has recently  
23 conditionally award the Design-Build Agreement to a  
24 Design-Build Contractor.

25 The proposal process for Design-Build Agreement

1 began when TxDOT used a two-step competitive process to  
2 determine the best value Proposer.

3 TxDOT issued a Request for Qualifications or RFQ  
4 for the project on May 15, 2015 and on August 27, 2015. Five  
5 Proposers were shortlisted.

6 TxDOT issued a Request for Proposal, or RFP, for  
7 the project on September 28, 2016 and on March 27, 2017 TxDOT  
8 received 2 Proposals.

9 Following evaluations of these 2 Proposals, the  
10 Texas Transportation Commission approved TxDOT's recommendation  
11 for a Conditional Award to the Apparent Best Value Proposer --  
12 Williams Brothers Construction Company on June 29, 2017. The  
13 signed, executed contract is anticipated for September 2017.

14 Segment 1 substantial completion and tolling  
15 commencement are anticipated in June 2020.

16 TxDOT is currently in negotiations with the  
17 design builder to finalize the Design-Build Agreement and  
18 associated Capital Maintenance Agreement.

19 The design builder has teamed up with other  
20 design-build major team members shown here. Parsons  
21 Transportation Group, Incorporated, Taba Kistner  
22 Infrastructure, Incorporated, and HDR/ICA.

23 These firms are well-known and well experienced  
24 in Design-Build delivery in Texas and nationally and in large  
25 highway construction. Williams Brothers is a Houston-based

1 corporation with over 400 TxDOT bridge and highway construction  
2 projects.

3 From this point forward, the funding and toll  
4 policy will only reflect Segment 1. Since Segment 2 of this  
5 project will not be tolled, this section will not be  
6 representative of Segment 2.

7 TxDOT intends to fund Segment 1 of the State  
8 Highway 249 Extension project with toll revenue bonds. TxDOT  
9 expects to issue an estimated \$325 million dollars of project  
10 debt for Segment 1. Toll proceeds will be used to acquire,  
11 design, and construct Segment 1 and not for operations or  
12 maintenance.

13 This debt will be paid over a 40-year term with  
14 interest over those 40 years calculated to be approximately  
15 \$780 million dollars.

16 There are no concession payments, which means  
17 there will not be any up front or annual payments. State  
18 Highway 249 Segment 1 will condition to be tolled after the  
19 debt has been repaid.

20 The initial toll rates will be set by the Texas  
21 Transportation commission or TTC in accordance with the Market  
22 Valuation Waiver Agreement as well as the toll escalation  
23 policy.

24 TxDOT will be responsible for Segment 1 toll  
25 collection and the initial toll rate will be \$0.271 per mile

1 and will escalate by 2.2 percent per year.

2 TxDOT will continue to collect tolls on Segment  
3 1 after the debt has been repaid.

4 Under anticipated operating conditions, the  
5 estimated cost in tolls to travel per mile for two-axile  
6 vehicles is shown in this chart.

7 The initial toll rates for 2020 is estimated at  
8 \$0.271 per mile.

9 By the end of the 1st Maintenance Term in 2025,  
10 the estimated toll rate would be \$0.302 per mile.

11 By the end if the 2nd Maintenance Term in 2030,  
12 the estimated tolerate would be \$0.337 cents per mile.

13 Finally, by the end of 3rd Maintenance Term in  
14 2035, the estimated tolerate would be \$0.376 cents per mile.

15 There are no terms in the Design-Build Agreement  
16 related to competing facilities and there are no penalties  
17 associated with their construction.

18 Pursuant to the contract that TxDOT is  
19 negotiating with the design builder, TxDOT has the right to  
20 terminate the contract at any time without cause. However, if  
21 we decide to do that, TxDOT must pay for the design and  
22 construction work already performed under the Design-Build  
23 Agreement and the cost of terminating subcontracts and  
24 demobilization.

25 TxDOT also has the right to terminate the

1 Capital Maintenance Agreement at any time without cause. As  
2 previously mentioned TxDOT intends to execute the first  
3 five-year term and decisions concerning the optional terms will  
4 be made during the preceding term period.

5 If you want more information about the Project,  
6 the contract documents, or the technical drawings, please visit  
7 our website at [www.txdot.gov](http://www.txdot.gov) and use the key word State Highway  
8 249 Extension and it will take you to all the information we  
9 have available.

10 Thank you for your cooperation. The contract  
11 information developed concerning this project is available upon  
12 request for public review and copying at the TxDOT District  
13 Office and on the TxDOT website. We have also brought copies  
14 of design-build agreement with us tonight for your viewing  
15 after the hearing.

16 As a reminder, if you did not sign-in when you  
17 arrive please do so now. The sign-in sheet serves as the  
18 official record in determining attendance at this hearing.

19 TxDOT staff are available to assist you with the  
20 process.

21 Please submit any written commits to the  
22 registration table. A court reporter is also available to  
23 document oral comments.

24 Each oral comment provided tonight, and each  
25 written comment received on or before Thursday, September 7,

1 2017, will be responded to in writing in the Summary and  
2 Analysis Report, which will be posted on TxDOT's website and  
3 made available upon request when completed.

4 On behalf of TxDOT, again, let me thank you for  
5 coming and participating in this public hearing.

6 It is now 8:02 p.m. and the formal presentation  
7 for the public hearing for State Highway 249 Extension, Segment  
8 1 Toll Lanes has concluded.

9 We will take a recess and if you want to stay  
10 and look at the available contract documents we'll have staff  
11 around to assist you. The Court Reporter is also available to  
12 take your individual oral comments.

13 It is now 8:03 p.m. and we officially end the  
14 recess period and reopen the hearing. During the recess period  
15 we did not have any attendees sign in in addition to those who  
16 had already signed in. Everyone had the opportunity to view  
17 the available DBA and CMA documents and the PowerPoint  
18 presentation.

19 I want to thank everyone that participated  
20 tonight. It is now 8:03 p.m., August 23, 2017, and this public  
21 hearing is officially concluded.

22  
23  
24 (END OF HEARING)  
25

1 STATE OF TEXAS  
2 COUNTY OF HARRIS

3 I, Karen deShetler, do hereby certify that the facts as  
4 stated by me in the caption hereto are true; that the above and  
5 foregoing transcript of the proceedings was taken in  
6 stenograph, reduced to typewriting under my direction, and is a  
7 full, true and correct transcript of the proceedings.

8 I further certify that I am not, in any capacity, a  
9 regular employee of the party in whose behalf this transcript  
10 was taken, nor in the regular employee of any attorney; and I  
11 certify that I am not interested in the cause, nor of kin or  
12 counsel to any of the parties.

13 GIVEN UNDER MY HAND, on this, the 6th day of September,  
14 2017.

15  
16 \_\_\_\_\_  
17 Karen D. deShetler

My Commission expires: 12/31/18

18 Team Legal

19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]

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# **Montgomery County**

August 24, 2017

1

PUBLIC HEARING  
STATE HIGHWAY 249 EXTENSION  
AUGUST 24, 2017

1 MR. BENNETT: All right. It's now about  
2 3:30 on August 24, 2017. I'd like to convene this  
3 public hearing concerning disclosure of the financial  
4 information regarding a Design-Build Agreement for the  
5 State Highway 249 Extension.

6 Good evening and welcome to this public  
7 hearing. My name is Eric Bennett. I am the State  
8 Highway 249 Project Manager for the Houston District  
9 Office of the Texas Department of Transportation, better  
10 known as TxDOT.

11 On behalf of the department, I'd like to  
12 express our thanks to everyone who is attending this  
13 public hearing. This public hearing is being  
14 transcribed by a certified court reporter for the formal  
15 public record.

16 As far as the agenda this evening, we will  
17 begin with an introduction to the project, a general  
18 purpose overview, as well as provide environmental and  
19 permit history. We will introduce the design-build  
20 contractor team, discuss project financial information  
21 and the toll road rate policy. We will conclude with a  
22 time for public comments.

23 First, I would like to acknowledge the  
24 elected officials and the city and county personnel that  
25 are with us today. Thank you for coming.

1           If you did not sign in at the registration  
2 table outside, please do that now so that we can record  
3 your attendance here.

4           Also at the registration table you will  
5 find a comment card. Any comments you may have related  
6 to the State Highway 249 Extension, please use this form  
7 so they can be officially documented. If you did not  
8 receive one as you came in, please feel free to get one  
9 after the hearing. A court reporter is also available  
10 for anyone wishing to make oral comments after the  
11 presentation is completed.

12           Please submit all written comments at the  
13 registration table or to the mailing address or the  
14 e-mail address shown on the screen. Both addresses are  
15 also located on the bottom of the comment card. All  
16 comments will be accepted until 5:00 p.m. Thursday,  
17 September 7, 2017.

18           This public hearing will provide a record  
19 of public participation. A written Summary and Analysis  
20 Report, including responses to comments, along with a  
21 verbatim copy of this public hearing transcript will be  
22 posted and available for viewing on TxDOT's website and  
23 made available upon request.

24           Now we would like to explain the purpose  
25 for this hearing. The state and federal governments

1 have various laws, regulations and guidelines that  
2 outline the processes whereby public awareness of  
3 project planning can be assured. As part of our public  
4 involvement process in developing highway projects, we  
5 hold public meetings and hearings as a matter of public  
6 information for those people who are going to be  
7 affected by a project and for those who have a need to  
8 be aware.

9 This is a public hearing. We want to  
10 emphasize the word "hearing" by explaining the  
11 difference between a public meeting and a public hearing  
12 for transportation projects. Meetings are informal in  
13 nature, consisting of gathering and exchanging  
14 information with questions being raised and answered in  
15 dialogue during the meeting. Hearings are held to  
16 receive formal statements from the public regarding the  
17 project that may be a concern to any individual or  
18 group. All the oral and written comments received will  
19 be given careful consideration in the final development  
20 of this project.

21 Before the Texas Department of  
22 Transportation may enter into a contract for the  
23 construction of this toll project through a Design-Build  
24 Agreement, the department is required to hold a public  
25 hearing concerning the disclosure of financial

1 information published pursuant to Transportation Code,  
2 Chapter 371, Subchapter D. The purpose of this hearing  
3 is to disclose and provide an opportunity for public  
4 comment on the financial information for the project. A  
5 notice of this hearing has been published in various  
6 newspapers.

7 The purpose of the State Highway 249  
8 Extension is to improve system linkage, reduce  
9 congestion, expand capacity, enhance safety, accommodate  
10 population and growth, and provide emergency evacuation  
11 routes.

12 On June 29, 2017, in Minute Order 114960,  
13 the Texas Transportation Commission awarded and  
14 authorized TxDOT to begin contract negotiations with  
15 Williams Brothers Construction Company to finalize the  
16 Design-Build Agreement, or DBA, and the Capital  
17 Maintenance Agreement, or CMA. Contract execution is  
18 anticipated in September of this year, 2017.

19 Segment 1 construction work will begin in  
20 late 2017 and substantial completion will be in  
21 June 2020. Segment 2 construction work will begin in  
22 late 2018 and substantial completion will be mid to late  
23 2022. TxDOT owns and will continue to own the roadway  
24 and the right-of-way. Tolling of Segment 1 is  
25 anticipated to commence in June 2020. Segment 2 will

1 not be a tolled facility.

2 TxDOT will enter in a Design-Build  
3 Agreement to design and construct approximately 24 miles  
4 of new location roadway in Montgomery and Grimes  
5 Counties and is comprised of two segments.

6 Segment 1 is a tolled facility  
7 approximately 14 miles long and extends from FM 1774 in  
8 Pinehurst to FM 1774 north of Todd Mission. Segment 1  
9 is then split between Segment 1A and Segment 1B as  
10 illustrated on the screen. Segment 1 consists of a  
11 four-lane divided facility from FM 1774 and Pinehurst to  
12 just south of FM 149, which is represented by the red  
13 line as shown on the map. North of FM 149, Segment 1  
14 becomes a two-lane roadway, one lane in each direction,  
15 with intermittent passing lanes, also known as a Super-2  
16 Roadway.

17 Upon contract execution TxDOT will  
18 determine if additional Option Work will be added to  
19 Segment 1. Option Work 1 will continue the four-lane  
20 divided facility from FM 149 to FM 1488 in Magnolia  
21 shown as the blue line on the map. FM 1488 serves as  
22 the dividing point between Segment 1A and Segment 1B.  
23 Option Work 2 will continue the four-lane divided  
24 facility from FM 1488 in Magnolia to FM 1774 north of  
25 Todd Mission, which is the end of Segment 1. Option 2

1 will only be exercised in conjunction with Option Work  
2 1.

3 A portion of Segment 1, about 2 miles, is  
4 located within Grimes County. As shown on this slide,  
5 there will be no toll collection within Grimes County.  
6 The last toll collection location will be located  
7 roughly 2.5 miles south of FM 1774 within Montgomery  
8 County. State Highway 249 will then transition to a  
9 non-tolled facility for the remainder of State Highway  
10 249, Segment 2.

11 There will be a clear separation between  
12 tolled and non-tolled segments of State Highway 249 and  
13 Last Free Exit signs will be provided heading south  
14 entering Montgomery County.

15 Segment 2 is a non-tolled facility,  
16 approximately 10 miles long, and extends from FM 1774 in  
17 Todd Mission to State Highway 105 near Navasota.  
18 Segment 2 consists of a two-lane roadway, one lane in  
19 each direction. To the north, where State Highway 249  
20 ties into State Highway 105, a Direct Connector to  
21 westbound State Highway 105 will be constructed.  
22 Additional Direct Connectors are planned but will not be  
23 built at this time.

24 The Capital Maintenance Agreement is to  
25 maintain the 24 miles of pavement, structures and slopes

1 that the design builder constructed. TxDOT intends to  
2 enter an agreement for the first five-year term of the  
3 Capital Maintenance Agreement. Second and third  
4 five-year terms are optional at TxDOT's sole discretion.  
5 TxDOT Houston District will provide routine maintenance  
6 for Segment 1 in Montgomery County and TxDOT Bryan  
7 District will provide routine maintenance for Segment 1  
8 in Grimes County and Segment 2.

9 North of FM 149, where Segment 1 becomes a  
10 Super-2, is the base scope for Segment 1. Shown on the  
11 screen is a typical section of this Super-2 facility.  
12 It is generally a two-lane roadway with intermittent  
13 passing lanes. There will be frontage roads along  
14 Segment 1. However, they will not be continuous  
15 throughout the segment. The second typical section  
16 illustrates the two-lane facility throughout Segment 2.

17 Here you can see typical sections for  
18 Option Work 1 and Option Work 2, which essentially  
19 extends the four-lane divided facility from FM 149 to  
20 either FM 1488, if Option Work 1 is added, or through  
21 the entire Segment 1 to FM 1774, if both Options 1 and 2  
22 are added.

23 The environmental process is approached  
24 differently for Segment 1 and Segment 2. For Segment 1  
25 a Draft Environmental Impact Study, or DEIS, and the

1 Final Environmental Impact Study, or FEIS, were drafted  
2 and approved. The US Army Corps of Engineers awarded an  
3 Individual Environmental Permit for Segment 1 in August  
4 of 2016. The reevaluation was approved April of 2017.  
5 For Segment 2 a FONSI, or a Finding of No Significant  
6 Impact, was drafted and approved in September of 2016.  
7 The US Army Corps of Engineers nationwide permit is  
8 still pending as well as a reevaluation based on minor  
9 alignment shifts to avoid significant wetland impacts.

10 As previously mentioned, TxDOT has  
11 recently conditionally awarded the Design-Build  
12 Agreement to a design-build contractor. The proposal  
13 process for the Design-Build Agreement began when TxDOT  
14 used a two-step competitive process to determine the  
15 best value proposal.

16 TxDOT issued a Request for Qualifications,  
17 or an RFQ, for the project on May 15, 2015 and on  
18 August 27, 2015 and five proposers were shortlisted.  
19 TxDOT issued a Request for Proposal, or an RFP, for the  
20 project on September 28, 2016 and on March 27, 2017  
21 TxDOT received two proposals. Following evaluations of  
22 these two proposals, the Texas Transportation Commission  
23 approved TxDOT's recommendation for a conditional award  
24 to the apparent best value proposer, the Williams  
25 Brothers Construction Company, on June 29, 2017. The

1 signed executed contract is anticipated for  
2 September 2017. Segment 1 substantial completion and  
3 tolling commencement are anticipated in June of 2020.

4 TxDOT is currently in negotiations with  
5 the design builder to finalize the Design-Build  
6 Agreement and associated Capital Maintenance Agreement.  
7 The design builder has teamed up with other design-build  
8 major team members shown here, Parson's Transportation  
9 Group, Inc., Raba Kistner Infrastructure, Inc. and  
10 HDR/ICA. These firms are well known and well  
11 experienced in design-build delivery in Texas and  
12 nationally and in large highway construction. Williams  
13 Brothers is a Houston-based corporation with over 400  
14 TxDOT bridge and highway construction projects.

15 From this point forward, the funding and  
16 the toll policy will only reflect Segment 1. Since  
17 Segment 2 of this project will not be tolled, this  
18 section will not be representative of Segment 2. TxDOT  
19 intends to fund Segment 1 of the State Highway 249  
20 Extension Project with toll revenue bonds. TxDOT  
21 expects to issue an estimated 325 million dollars of  
22 project debt for Segment 1. Toll proceeds will be used  
23 to acquire, design and construct Segment 1 and not for  
24 operations or maintenance. This debt will be paid over  
25 a 40-year term with interest over those 40 years

1 calculated to be approximately 780 million dollars.  
2 There are no concession payments, which means there will  
3 not be any upfront or annual payments. State Highway  
4 249, Segment 1 will continue to be tolled after the debt  
5 has been repaid.

6 This initial toll rate will be set by the  
7 Texas Transportation Commission (TTC) in accordance with  
8 the Market Valuation Waiver Agreement (MVA) as well as  
9 the Toll Escalation Policy. TxDOT will be responsible  
10 for Segment 1 toll collection and the initial toll rate  
11 is estimated to be 27.1 cents per mile and will escalate  
12 by 2.2 percent per year. TxDOT will continue to collect  
13 tolls on Segment 1 after the debt has been repaid.

14 Under anticipated operating conditions,  
15 the estimated cost in tolls to travel per mile for  
16 two-axle vehicles is shown in this chart. The initial  
17 toll rate for 2020 is estimated to be 27.1 cents per  
18 mile. By the end of the first maintenance term in 2025  
19 the estimated toll rate will be 30.2 cents per mile. By  
20 the end of the second maintenance term in 2030 the  
21 estimated toll rate will be 33.7 cents per mile.  
22 Finally, by the end of the third maintenance term in  
23 2035 the estimated toll rate will be 37.6 cents per  
24 mile. There are no terms in the Design-Build Agreement  
25 related to competing facilities and there are no

1 penalties associated with their construction.

2 Pursuant to the contract that TxDOT is  
3 negotiating with the design builder, TxDOT has the right  
4 to terminate the contract at any time without cause.  
5 However, if we decide to do that, TxDOT must pay for the  
6 design and construction work already performed under the  
7 Design-Build Agreement and the cost of terminating  
8 subcontracts and demobilization.

9 TxDOT also has the right to terminate the  
10 Capital Maintenance Agreement at any time without cause.  
11 As previously mentioned, TxDOT intends to execute the  
12 first five-year term and decisions concerning the  
13 optional terms will be made during the preceding term  
14 period.

15 If you want more information about the  
16 project, the contract documents or the technical  
17 drawings, please visit our website at [www.txdot.gov](http://www.txdot.gov) and  
18 use the key word State Highway 249 Extension and it will  
19 take you to all the information we have available.

20 Thank you for your cooperation. The  
21 contract information developed concerning this project  
22 is available upon request for public review and copying  
23 at the TxDOT district office and on the TxDOT website.  
24 We have also brought copies of the Design-Build  
25 Agreement with us tonight for your viewing after the

1 hearing.

2           As a reminder, if you did not sign in when  
3 you arrived, please do so now. The sign-in sheet serves  
4 as the official record in determining attendance at this  
5 hearing. TxDOT staff are also available to assist you  
6 with the process.

7           Please submit any written comments to the  
8 registration table. A court reporter is also available  
9 to document oral comments. Each oral comment provided  
10 tonight and each written comment received on or before  
11 Thursday, September 7, 2017, will be responded to in  
12 writing in the Summary and Analysis Report, which will  
13 be posted on TxDOT's website and made available upon  
14 request when completed.

15           On behalf of TxDOT, again, let me thank  
16 you for coming and participating in this public hearing.  
17 It is now about 3:50 p.m. and the formal presentation of  
18 the public hearing for the State Highway 249 Extension,  
19 Segment 1 Toll Lanes has concluded. We will take a  
20 recess. And if you want to stay and look at the  
21 available documents, we'll have staff around to assist  
22 you. The court reporter is also available to take your  
23 individual oral comments.

24           It is now 3:51 p.m. and we will pause for  
25 the comment portion.

1 MS. HOBSON: No, I -- let's just take our  
2 comments now and then we'll reopen.

3 (Brief recess for comments.)

4 MR. BENNETT: The court reporter is  
5 available to take your official comments. So let me  
6 just go ahead and ad lib here. We do have the court  
7 reporter here. We do have the mic. We're going to have  
8 a comment period during this time right now. Each  
9 person we're going to give three minutes to. The court  
10 reporter is also going to be taking record of your  
11 comments if you'd like to come do it up here. Also, as  
12 mentioned earlier, we have comment cards available and  
13 we have e-mail sites or addresses available for  
14 comments. So I can -- we'll do this pretty informal.  
15 It's not a huge crowd. If you'd like to raise your hand  
16 and come up to make a comment you can do so at this  
17 time. Yes, sir, we'll start with you. We're going to  
18 let Tanya keep the time for three minutes, and that's  
19 just to allow everybody an opportunity with the time we  
20 have to make comments.

21 MR. ROGERS: My name is Larry Rogers. I  
22 am Precinct Chair 75. I'm here on a personal note. I  
23 have a question -- three questions. Number one, how  
24 much per mile in the past, the latest tollway that's  
25 been built that TxDOT was involved in, what is the cost

1 per mile of the latest toll road that was built?

2 MR. BENNETT: Not to throw anybody off,  
3 this is not really a question-and-answer period. This  
4 is a comment period. We'll take your comments and we'll  
5 review those and we can get back to you with any of your  
6 comments --

7 MR. ROGERS: Okay.

8 MR. BENNETT: -- of course and questions.

9 MR. ROGERS: That was my comment.

10 MR. BENNETT: Yes, sir.

11 MR. ROGERS: My next comment is who pays  
12 for Section 1 that's in Grimes County? It shows on the  
13 map that there is a section there that's tolled and  
14 non-tolled. My question or my comment is, is Montgomery  
15 County paying for that section that's tolled in Grimes  
16 County.

17 My third question was pertaining to no  
18 penalties. I read when you were presenting that. I'm  
19 not sure I understand that because I think that usually  
20 there are penalties on construction if it's not normally  
21 on time or something. I don't know if this pertains to  
22 that or not.

23 Competing facilities provision. There are  
24 no terms in this Design-Build Agreement for competing  
25 facilities and there are no penalties associated with

1 the construction. I'd like an answer to that. Thank  
2 you.

3 MR. BENNETT: Yes, sir.

4 Next. Yes, sir.

5 MR. WERTZ: Thank you, sir. John Wertz,  
6 Precinct 2, Montgomery County. According to the  
7 American Road & Transportation Builders Association, to  
8 construct a new four-lane highway is between 4 and  
9 6 million dollars per mile for four lanes. In rural and  
10 suburban areas, roughly 8 to 10 million per mile. This  
11 is going to be a rural area. I'm kind of punching some  
12 buttons on my calculator here. I think you have  
13 325 million over 24 miles and roughly what we talked  
14 about was a mile and a half of a four-lane road and the  
15 rest is going to be two lanes of that 24 miles. So  
16 that's 13.5 million a mile and that kind of conflicts  
17 with what the American Road & Transportation Builders  
18 says on their website.

19 Also, as we discussed, my question on the  
20 four-year payback, does that include the 780 million  
21 dollars in financing to go along with the 325 million in  
22 principal. And, as well, have your estimated toll rates  
23 that you just went over ever gone up beyond your  
24 estimates or projections and typically how much in a  
25 given situation.

1                   So that's all I have for now. Thank  
2 you.

3                   And this does not include the Montgomery  
4 County Toll Road Authority's portion, correct?

5                   Okay. The last question is did you guys  
6 ever consider or plan on paying for that before  
7 Montgomery County came in to take the three and a half  
8 miles that they're now going to pay -- the Montgomery  
9 County Toll Road Authority -- that they're now going to  
10 pay for.

11                   MR. BENNETT: Again, we'll respond to all  
12 these questions, but this is a setting where we do take  
13 the comments and we do take the questions. We have your  
14 name associated with it and we will definitely make sure  
15 we address those questions. I just don't want you to  
16 feel like when you ask a question it is not being taken  
17 care of.

18                   MR. O'SULLIVAN: This all seems a little  
19 bizarre to me to create a road to go east on 1774 to go  
20 from 1774 to Todd Mission on 1774. It is bizarre that  
21 1774, which is not a highly traveled road except on  
22 Aggie Saturdays, for you not to do the -- there's a term  
23 that you used when you have passing zones -- that you  
24 don't do that to 1774 and just take 1774 and do that up  
25 to Todd Mission. It's not heavily traveled except on

1 eight weekends a year when Todd Mission is active with  
2 the Renaissance Fair. So it would seem logic to me --  
3 logical to me that you do something to 1774 and stop all  
4 this other nonsense. It's just -- you know, you're  
5 going to the same place on the same road. So you have a  
6 road which is already there. I would expect it would be  
7 a lot cheaper to do it. Now, you're going to have to go  
8 around the mix master in Magnolia, but that's fine. And  
9 it's fine to pay for that. You guys are very welcome to  
10 do it because that's what you're doing anyway.

11 The area south of where you take over,  
12 there's no magic to that either. It's something you can  
13 do and you should do it. For some reason Montgomery  
14 County is elected to do that. And I'll talk to your  
15 finance people about how we use revenue bonds when we  
16 can't get a hundred percent for them. I will talk about  
17 that. And it's just this whole -- this whole project is  
18 bizarre, but that's government. Thank you.

19 THE REPORTER: Sir, can I get your name,  
20 please.

21 MR. O'SULLIVAN: My name is -- sure. My  
22 name is Bill O'Sullivan and I marked down -- and I have  
23 my name and address and all of that so you can copy it  
24 down.

25 THE REPORTER: Yes, sir.

1 MR. O'SULLIVAN: Thank you.

2 MR. TIBBS: Dennis Tibbs in Precinct 2.

3 And I just wanted to point out that toll roads is  
4 probably the only issue known to man where democrats and  
5 republicans agree. The Texas republican platform  
6 opposes toll roads. The democratic republican platform  
7 opposes toll roads. Most of the people here oppose toll  
8 roads. The Texas legislature has asked TxDOT to prepare  
9 a study explaining some options on how to get rid of  
10 toll roads. So my question is how can TxDOT be starting  
11 another monster toll road project in the same month that  
12 they're supposed to deliver a report on how to end toll  
13 roads.

14 Thank you.

15 MR. BENNETT: Next is Maureen.

16 MS. BALL: Hello. My name is Maureen  
17 Ball. And I live on the west side of the county and I  
18 must say the west side of the county needs some new  
19 toll -- not toll roads. Not toll roads. We need new  
20 roads over there and we need some help with the travel.  
21 And I'm just very, very concerned that you're asking us  
22 to pay tolls on a two-lane road. I don't understand  
23 that, and I think that people would really object to  
24 that. They may think they're in favor of a toll road  
25 because it is going to eliminate some traffic concerns

1 or whatever, but when they find out it's only two lanes  
2 you're making them pay tolls for, you would have a lot  
3 of people up here objecting to that.

4           And on that issue, I would really like  
5 some explanation about why it was originally published  
6 to be in Magnolia tonight at 6:00 o'clock so the people  
7 where that toll road is going to affect people could be  
8 present to hear the information. You've got valuable  
9 information that needs to be shown to the people that  
10 live on the west side of the county. The meeting was  
11 scheduled for 6:00 o'clock tonight. My understanding is  
12 that's been canceled and that there will not be a  
13 presentation there. So I would like an explanation  
14 about how that came to be and how that happened.

15           And the next thing I would like to know is  
16 when TxDOT can create a public meeting that would take  
17 place in this county that would address all the  
18 financial issues that you have presented today in a  
19 manner where the community can have an interaction with  
20 you with a question-and-answer format.

21           So thank you for your time.

22           MR. NICKS: Hi. I'm John Nicks,  
23 N-I-C-K-S. I live also on the west side of Magnolia.  
24 You have to go through Magnolia proper to get to my  
25 house. And I oppose this toll road entirely. It is

1 just ridiculous how much tolls we have gotten and they  
2 never go away. It's too much of fees just to be able to  
3 drive. I mean, you have to pay a fee to get a driver's  
4 license, you have to pay another fee to get your car  
5 inspected and another fee to get your car registered  
6 (inaudible), we pay a gas tax, and even more and more  
7 toll -- taxes for tolls. I mean, it's just getting  
8 plain ridiculous. We need to work on trying to find  
9 other funding sources for getting these roads built than  
10 just thinking of toll roads, toll roads, toll roads.  
11 It's just -- toll roads is too much. There's strong  
12 opposition. There's a lot of opposition in the Magnolia  
13 area that don't want this road. I mean, even though our  
14 republican party did a resolution opposing the toll  
15 road. So I'd really like you to go back to the game  
16 plan. I know one idea may be advertising in the  
17 right-of-way or owning a little bit extra to already  
18 have the billboards and charge these billboard companies  
19 so much extra money so they can earn income or something  
20 to where we're not having to pay more and more taxes  
21 than what we already have to pay. It's getting  
22 ridiculous with toll roads. And that's kind of what I  
23 would have to say and thanks so much. Again, my name is  
24 John Nicks, N-I-C-K-S, and I live in the very west side  
25 of the country off of 1488. You have to go through

1 Magnolia proper to get to me. Bye.

2 MR. FRANK: Okay. I don't need that. I'm  
3 loud enough. My name is Mark Frank. I said I was going  
4 to keep my mouth shut, but hi everybody.

5 Okay. I lived in Tomball in North Point  
6 East during our fun-filled Hurricane Ike. I was going  
7 to be quiet until they said one giant benefit was going  
8 to be to provide a traffic flow during natural  
9 disasters. That in itself was a natural disaster, my  
10 friend. I lived through it. I saw it. Nobody could  
11 get anywhere. Cars were broke down on the side of the  
12 freeway due to the bottle neck that's currently there.

13 If you want to rearrange our freeway to a  
14 two-lane road with an intermittent passing lane, so to  
15 speak, that is going to be even worse than what we  
16 currently have. We are dedicating a very small portion  
17 of our community in Montgomery County for a very small  
18 niche area to be able to put a tiny bit of road to  
19 collect tax revenue. There is no secret. Montgomery  
20 County needs major north and south corridors for  
21 movement of traffic.

22 If we're going to set it just to one small  
23 area then I say let Tomball pay for it. That's the one  
24 that gets the most benefit out of all of this. It's not  
25 Montgomery County's job to move their traffic. They

1 continued year after year and continued Toll 249 and it  
2 wants to increase it due to the money they've already  
3 received. I say it's time for the establishment to stop  
4 its greed and provide tolls at free cost to citizens who  
5 are already paying for roads to drive on. I don't know  
6 about y'all, but I believe my taxes should go to that.  
7 They're sky high and I pay enough and I don't intend  
8 ever, and I do mean ever, to drive on 249 as long as you  
9 continue a toll. I will drive halfway around this  
10 country to avoid it. I do it now. I do business  
11 currently out in Tomball and Cypress; and, yes, I avoid  
12 it altogether and I refuse to pay them a dime.

13 Thank you for your time.

14 (Comments portion of hearing closed.)

15 MR. BENNETT: It is now 4:05 p.m. and we  
16 officially end the recess period and reopen the hearing.  
17 During the recess period we had no additional attendees  
18 sign in; is that correct?

19 Everyone had the opportunity to view the  
20 available DBA and CMA documents and the Power Point  
21 presentation. I want to thank everyone that  
22 participated tonight. And it is now still 4:05 p.m.,  
23 August 24, 2017, and this public hearing is officially  
24 concluded.

25 (Hearing concluded at 4:05 p.m.)

1 STATE OF TEXAS  
2 COUNTY OF HARRIS

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REPORTER'S CERTIFICATE  
PUBLIC HEARING FOR STATE HIGHWAY 249 EXTENSION  
AUGUST 24, 2017

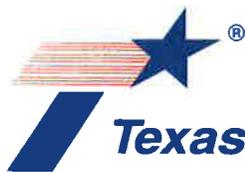
I, Pamela Ann Marquis, the undersigned Certified Shorthand Reporter in and for the State of Texas, certify that the facts stated in the foregoing pages are true and correct.

I further certify that I am neither attorney or counsel for, related to, nor employed by any parties to the action in which this testimony is taken and, further, that I am not a relative or employee of any counsel employed by the parties hereto or financially interested in the action.



**Appendix F**  
**Public Hearing Official Comments**

# **Grimes County**



# Texas Department of Transportation

SH 249 Extension  
Montgomery and Grimes Counties  
**Financial Public Hearing**  
Anderson Community Center  
August 23, 2017

The Texas Department of Transportation (TxDOT) actively seeks your comments on this proposed project. Your comments are always welcome and will be given serious consideration during the remainder of project development. Written comments may be submitted to the TxDOT Houston District Office using this form or by letter by 5:00 PM on or before September 7, 2017; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. Summary and analysis of comments will be posted on the SH 249 Extension Segment 1 webpage at <http://www.txdot.gov/inside-txdot/projects/studies/houston/sh249-extension.html>. Thank you for your comments.

OFFICIAL COMMENTS: (PLEASE PRINT)

Spending 780,000,000 on a road that cost 325,000,000 is ridiculous. Do we not already pay ~~gas~~ road gas taxes?

This is King George at work.

I find this road unneeded and way to make a few big bucks. \$\$\$\$

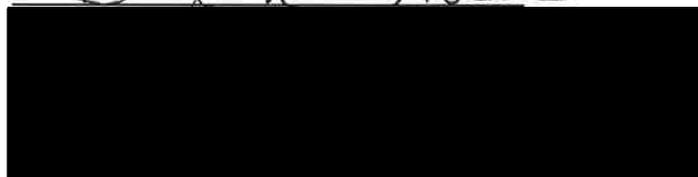
(Per Texas Transportation Code, §201.811(a)(5)): check each of the following boxes that apply to you:

- I am employed by TxDOT
- I do business with TxDOT
- I could benefit monetarily from the project or other item about which I am commenting

Name

Ginger Russell

Address



Phone

Official Commenter Name: Ginger Russell

Written Comment shown on previous page

TxDOT anticipates issuing toll revenue bonds for the SH 249 Extension, with an estimated all-in borrowing rate of 5.55% for a period of 40 years. TxDOT plans to issue the debt for construction in 2018 with the first interest payment made in 2019. The first principal payment would be made in 2026. Final maturity is 2058. The total debt for the SH 249 Extension is \$325 million, and the total interest paid in addition to principle is \$780 million.

State gas tax is 20 cents per gallon of gas. Of that, 5 cents go to schools and 15 cents go to highways.

# **Montgomery County**



# Texas Department of Transportation

**SH 249 Extension**  
Montgomery and Grimes Counties  
**Financial Public Hearing**  
Montgomery County Courthouse  
August 24, 2017

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**OFFICIAL COMMENTS: (PLEASE PRINT)**

- I oppose this over priced toll rd  
- I oppose the tolls being kept after  
the road has been paid for  
I oppose the astronomical amount  
of debt on the interest 780 MILLION

(Per Texas Transportation Code, §201.811(a)(5)): check each of the following boxes that apply to you:  
 I am employed by TxDOT  
 I do business with TxDOT  
 I could benefit monetarily from the project or other item about which I am commenting

Name Kelli Cook  
Address   
Phone 

Official Commenter Name: Kelli Cook  
Written Comment shown on previous page

Comment noted.



# Texas Department of Transportation

**SH 249 Extension**  
Montgomery and Grimes Counties  
**Financial Public Hearing**  
Montgomery County Courthouse  
August 24, 2017

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OFFICIAL COMMENTS: (PLEASE PRINT)

Montgomery County does not want  
any toll roads.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Per Texas Transportation Code, §201.811(a)(5)): check each of the following boxes that apply to you:  
 I am employed by TxDOT  
 I do business with TxDOT  
 I could benefit monetarily from the project or other item about which I am commenting

Name Pat Tibbs  
Address \_\_\_\_\_  
Phone \_\_\_\_\_

Official Commenter Name: Pat Tibbs

Written Comment shown on previous page

Comment noted.



Official Commenter Name: Larry Rogers

Written Comment shown on previous page

Comment noted.



# Texas Department of Transportation

**SH 249 Extension**  
Montgomery and Grimes Counties  
**Financial Public Hearing**  
Montgomery County Courthouse  
August 24, 2017

The Texas Department of Transportation (TxDOT) actively seeks your comments on this proposed project. Your comments are always welcome and will be given serious consideration during the remainder of project development. Written comments may be submitted to the TxDOT Houston District Office using this form or by letter by 5:00 PM on or before September 7, 2017; or email written comments to [HOU-PIOWebMail@txdot.gov](mailto:HOU-PIOWebMail@txdot.gov) with subject line SH 249 Extension. Summary and analysis of comments will be posted on the SH 249 Extension Segment 1 webpage at <http://www.txdot.gov/inside-txdot/projects/studies/houston/sh249-extension.html>. Thank you for your comments.

**OFFICIAL COMMENTS: (PLEASE PRINT)**

If this road was going to be a major part of MOCO then I would be happy to be a part of it if it infact would stop being billed once paid in full. But we all know that will never be the case! All of the individuals in my precinct are against it completely! This will be a huge waste of tax payers funds!

(Per Texas Transportation Code, §201.811(a)(5)): check each of the following boxes that apply to you:

- I am employed by TxDOT
- I do business with TxDOT
- I could benefit monetarily from the project or other item about which I am commenting

Name

Mark Frank

Address



Phone

Official Commenter Name: Mark Frank  
Written Comment shown on previous page

Comment noted.

1 MS. HOBSON: No, I -- let's just take our  
2 comments now and then we'll reopen.

3 (Brief recess for comments.)

4 MR. BENNETT: The court reporter is  
5 available to take your official comments. So let me  
6 just go ahead and ad lib here. We do have the court  
7 reporter here. We do have the mic. We're going to have  
8 a comment period during this time right now. Each  
9 person we're going to give three minutes to. The court  
10 reporter is also going to be taking record of your  
11 comments if you'd like to come do it up here. Also, as  
12 mentioned earlier, we have comment cards available and  
13 we have e-mail sites or addresses available for  
14 comments. So I can -- we'll do this pretty informal.  
15 It's not a huge crowd. If you'd like to raise your hand  
16 and come up to make a comment you can do so at this  
17 time. Yes, sir, we'll start with you. We're going to  
18 let Tanya keep the time for three minutes, and that's  
19 just to allow everybody an opportunity with the time we  
20 have to make comments.

21 MR. ROGERS: My name is Larry Rogers. I  
22 am Precinct Chair 75. I'm here on a personal note. I  
23 have a question -- three questions. Number one, how  
24 much per mile in the past, the latest tollway that's  
25 been built that TxDOT was involved in, what is the cost

1 per mile of the latest toll road that was built?

2 MR. BENNETT: Not to throw anybody off,  
3 this is not really a question-and-answer period. This  
4 is a comment period. We'll take your comments and we'll  
5 review those and we can get back to you with any of your  
6 comments --

7 MR. ROGERS: Okay.

8 MR. BENNETT: -- of course and questions.

9 MR. ROGERS: That was my comment.

10 MR. BENNETT: Yes, sir.

11 MR. ROGERS: My next comment is who pays  
12 for Section 1 that's in Grimes County? It shows on the  
13 map that there is a section there that's tolled and  
14 non-tolled. My question or my comment is, is Montgomery  
15 County paying for that section that's tolled in Grimes  
16 County.

17 My third question was pertaining to no  
18 penalties. I read when you were presenting that. I'm  
19 not sure I understand that because I think that usually  
20 there are penalties on construction if it's not normally  
21 on time or something. I don't know if this pertains to  
22 that or not.

23 Competing facilities provision. There are  
24 no terms in this Design-Build Agreement for competing  
25 facilities and there are no penalties associated with

1 the construction. I'd like an answer to that. Thank  
2 you.

3 MR. BENNETT: Yes, sir.

4 Next. Yes, sir.

5 MR. WERTZ: Thank you, sir. John Wertz,  
6 Precinct 2, Montgomery County. According to the  
7 American Road & Transportation Builders Association, to  
8 construct a new four-lane highway is between 4 and  
9 6 million dollars per mile for four lanes. In rural and  
10 suburban areas, roughly 8 to 10 million per mile. This  
11 is going to be a rural area. I'm kind of punching some  
12 buttons on my calculator here. I think you have  
13 325 million over 24 miles and roughly what we talked  
14 about was a mile and a half of a four-lane road and the  
15 rest is going to be two lanes of that 24 miles. So  
16 that's 13.5 million a mile and that kind of conflicts  
17 with what the American Road & Transportation Builders  
18 says on their website.

19 Also, as we discussed, my question on the  
20 four-year payback, does that include the 780 million  
21 dollars in financing to go along with the 325 million in  
22 principal. And, as well, have your estimated toll rates  
23 that you just went over ever gone up beyond your  
24 estimates or projections and typically how much in a  
25 given situation.

Official Commenter Name: Larry Rogers

[Oral Comment shown on previous page](#)

The most recent toll project built by TxDOT was SH 360 in Dallas, Texas and will be opening in April 2018. The overall project cost is approximately \$330 Million.

Segment 1 of the SH 249 Extension is not a Montgomery County project. It is a Texas Department of Transportation project headed up by the Houston and Bryan Districts. The Houston District is paying for Segment 1 and the Bryan District is paying for Segment 2.

Texas Transportation Code Section 371.151 provides that before a toll project entity, in this case the Texas Department of Transportation, can enter into a contract to construct a toll project it must publish information that describes “any terms in the contract that relate to competing facilities, including any penalties associated with the construction of a competing facility”.

If the Design Build Agreement for the SH 249 Extension Project contained terms for competing facilities or penalties associated with the construction, those terms would have been described in the notice.

1 the construction. I'd like an answer to that. Thank  
2 you.

3 MR. BENNETT: Yes, sir.

4 Next. Yes, sir.

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10 suburban areas, roughly 8 to 10 million per mile. This  
11 is going to be a rural area. I'm kind of punching some  
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16 that's 13.5 million a mile and that kind of conflicts  
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18 says on their website.

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20 four-year payback, does that include the 780 million  
21 dollars in financing to go along with the 325 million in  
22 principal. And, as well, have your estimated toll rates  
23 that you just went over ever gone up beyond your  
24 estimates or projections and typically how much in a  
25 given situation.

1                   So that's all I have for now. Thank  
2 you.

3                   And this does not include the Montgomery  
4 County Toll Road Authority's portion, correct?

5                   Okay. The last question is did you guys  
6 ever consider or plan on paying for that before  
7 Montgomery County came in to take the three and a half  
8 miles that they're now going to pay -- the Montgomery  
9 County Toll Road Authority -- that they're now going to  
10 pay for.

11                   MR. BENNETT: Again, we'll respond to all  
12 these questions, but this is a setting where we do take  
13 the comments and we do take the questions. We have your  
14 name associated with it and we will definitely make sure  
15 we address those questions. I just don't want you to  
16 feel like when you ask a question it is not being taken  
17 care of.

18                   MR. O'SULLIVAN: This all seems a little  
19 bizarre to me to create a road to go east on 1774 to go  
20 from 1774 to Todd Mission on 1774. It is bizarre that  
21 1774, which is not a highly traveled road except on  
22 Aggie Saturdays, for you not to do the -- there's a term  
23 that you used when you have passing zones -- that you  
24 don't do that to 1774 and just take 1774 and do that up  
25 to Todd Mission. It's not heavily traveled except on

Official Commenter Name: John Wertz

Oral Comment shown on previous page

TxDOT anticipates issuing toll revenue bonds for the SH 249 Extension, with an estimated all-in borrowing rate of 5.55% for a period of 40 years. TxDOT plans to issue the debt for construction in 2018 with the first interest payment made in 2019. The first principal payment would be made in 2026. Final maturity is 2058. The total debt for the SH 249 Extension is \$325 million, and the total interest paid in addition to principle is \$780 million.

Toll rates are assumed to escalate at the greater of 2% or actual CPI (inflation). It is possible that actual CPI in the future will be higher or lower than projected.

The SH 249 Corridor was initially planned from Harris County through Grimes County. Montgomery County requested primacy for the 3.5 miles within Montgomery County, which means all the tolls collected within this section will benefit only Montgomery County.

1                   So that's all I have for now. Thank  
2 you.

3                   And this does not include the Montgomery  
4 County Toll Road Authority's portion, correct?

5                   Okay. The last question is did you guys  
6 ever consider or plan on paying for that before  
7 Montgomery County came in to take the three and a half  
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20 from 1774 to Todd Mission on 1774. It is bizarre that  
21 1774, which is not a highly traveled road except on  
22 Aggie Saturdays, for you not to do the -- there's a term  
23 that you used when you have passing zones -- that you  
24 don't do that to 1774 and just take 1774 and do that up  
25 to Todd Mission. It's not heavily traveled except on

1 eight weekends a year when Todd Mission is active with  
2 the Renaissance Fair. So it would seem logic to me --  
3 logical to me that you do something to 1774 and stop all  
4 this other nonsense. It's just -- you know, you're  
5 going to the same place on the same road. So you have a  
6 road which is already there. I would expect it would be  
7 a lot cheaper to do it. Now, you're going to have to go  
8 around the mix master in Magnolia, but that's fine. And  
9 it's fine to pay for that. You guys are very welcome to  
10 do it because that's what you're doing anyway.

11 The area south of where you take over,  
12 there's no magic to that either. It's something you can  
13 do and you should do it. For some reason Montgomery  
14 County is elected to do that. And I'll talk to your  
15 finance people about how we use revenue bonds when we  
16 can't get a hundred percent for them. I will talk about  
17 that. And it's just this whole -- this whole project is  
18 bizarre, but that's government. Thank you.

19 THE REPORTER: Sir, can I get your name,  
20 please.

21 MR. O'SULLIVAN: My name is -- sure. My  
22 name is Bill O'Sullivan and I marked down -- and I have  
23 my name and address and all of that so you can copy it  
24 down.

25 THE REPORTER: Yes, sir.

1                   MR. O'SULLIVAN: Thank you.

2                   MR. TIBBS: Dennis Tibbs in Precinct 2.  
3                   And I just wanted to point out that toll roads is  
4                   probably the only issue known to man where democrats and  
5                   republicans agree. The Texas republican platform  
6                   opposes toll roads. The democratic republican platform  
7                   opposes toll roads. Most of the people here oppose toll  
8                   roads. The Texas legislature has asked TxDOT to prepare  
9                   a study explaining some options on how to get rid of  
10                  toll roads. So my question is how can TxDOT be starting  
11                  another monster toll road project in the same month that  
12                  they're supposed to deliver a report on how to end toll  
13                  roads.

14                  Thank you.

15                  MR. BENNETT: Next is Maureen.

16                  MS. BALL: Hello. My name is Maureen  
17                  Ball. And I live on the west side of the county and I  
18                  must say the west side of the county needs some new  
19                  toll -- not toll roads. Not toll roads. We need new  
20                  roads over there and we need some help with the travel.  
21                  And I'm just very, very concerned that you're asking us  
22                  to pay tolls on a two-lane road. I don't understand  
23                  that, and I think that people would really object to  
24                  that. They may think they're in favor of a toll road  
25                  because it is going to eliminate some traffic concerns

Official Commenter Name: Bill O'Sullivan

Oral Comment shown on previous page

FM 1774 has higher Right-of-Way cost due to extensive commercial and residential development adjacent to the roadway.

1 MR. O'SULLIVAN: Thank you.

2 MR. TIBBS: Dennis Tibbs in Precinct 2.

3 And I just wanted to point out that toll roads is  
4 probably the only issue known to man where democrats and  
5 republicans agree. The Texas republican platform  
6 opposes toll roads. The democratic republican platform  
7 opposes toll roads. Most of the people here oppose toll  
8 roads. The Texas legislature has asked TxDOT to prepare  
9 a study explaining some options on how to get rid of  
10 toll roads. So my question is how can TxDOT be starting  
11 another monster toll road project in the same month that  
12 they're supposed to deliver a report on how to end toll  
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15 MR. BENNETT: Next is Maureen.

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22 to pay tolls on a two-lane road. I don't understand  
23 that, and I think that people would really object to  
24 that. They may think they're in favor of a toll road  
25 because it is going to eliminate some traffic concerns

Official Commenter Name: Dennis Tibbs

Oral Comment shown on previous page

Planning for the SH 249 Corridor began back in 1988.

1 MR. O'SULLIVAN: Thank you.

2 MR. TIBBS: Dennis Tibbs in Precinct 2.  
3 And I just wanted to point out that toll roads is  
4 probably the only issue known to man where democrats and  
5 republicans agree. The Texas republican platform  
6 opposes toll roads. The democratic republican platform  
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9 a study explaining some options on how to get rid of  
10 toll roads. So my question is how can TxDOT be starting  
11 another monster toll road project in the same month that  
12 they're supposed to deliver a report on how to end toll  
13 roads.

14 Thank you.

15 MR. BENNETT: Next is Maureen.

16 MS. BALL: Hello. My name is Maureen  
17 Ball. And I live on the west side of the county and I  
18 must say the west side of the county needs some new  
19 toll -- not toll roads. Not toll roads. We need new  
20 roads over there and we need some help with the travel.  
21 And I'm just very, very concerned that you're asking us  
22 to pay tolls on a two-lane road. I don't understand  
23 that, and I think that people would really object to  
24 that. They may think they're in favor of a toll road  
25 because it is going to eliminate some traffic concerns

1 or whatever, but when they find out it's only two lanes  
2 you're making them pay tolls for, you would have a lot  
3 of people up here objecting to that.

4           And on that issue, I would really like  
5 some explanation about why it was originally published  
6 to be in Magnolia tonight at 6:00 o'clock so the people  
7 where that toll road is going to affect people could be  
8 present to hear the information. You've got valuable  
9 information that needs to be shown to the people that  
10 live on the west side of the county. The meeting was  
11 scheduled for 6:00 o'clock tonight. My understanding is  
12 that's been canceled and that there will not be a  
13 presentation there. So I would like an explanation  
14 about how that came to be and how that happened.

15           And the next thing I would like to know is  
16 when TxDOT can create a public meeting that would take  
17 place in this county that would address all the  
18 financial issues that you have presented today in a  
19 manner where the community can have an interaction with  
20 you with a question-and-answer format.

21           So thank you for your time.

22           MR. NICKS: Hi. I'm John Nicks,  
23 N-I-C-K-S. I live also on the west side of Magnolia.  
24 You have to go through Magnolia proper to get to my  
25 house. And I oppose this toll road entirely. It is

Official Commenter Name: Maureen Ball

[Oral Comment shown on previous page](#)

Segment 1, the tolled portion of SH 249, is approximately 14 miles long, and extends from FM 1774 in Pinehurst to FM 1774 north of Todd Mission. Segment 1 consists of a four-lane divided facility from FM 1774 in Pinehurst to just south of FM 149.

TxDOT recently exercised additional optional work, which will continue the four-lane divided facility from FM 149 to FM 1488 in Magnolia.

North of FM 1488, Segment 1 becomes a two-lane roadway – one lane in each direction – with intermittent passing lanes, also known as a Super-2 roadway.

Per the Transportation Code 371.153, the SH 249 Extension Financial Public Hearing was legally required to hold the hearing within the county seat in which the toll project is located. Since Segment 1 of SH 249 is in Montgomery and Grimes Counties, the Financial Public Hearing was scheduled for Conroe and Anderson, respectively.

There were publications, which indicated an SH 249 Extension Financial Public Hearing for Magnolia. Given this incorrect and later canceled publication, TxDOT still honored the publication and held an informal question-and-answer meeting in Magnolia.

Please see the sign-in sheet on the following page.

A public meeting for Segment 2 is anticipated later this year

1 or whatever, but when they find out it's only two lanes  
2 you're making them pay tolls for, you would have a lot  
3 of people up here objecting to that.

4 And on that issue, I would really like  
5 some explanation about why it was originally published  
6 to be in Magnolia tonight at 6:00 o'clock so the people  
7 where that toll road is going to affect people could be  
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22 **MR. NICKS:** Hi. I'm John Nicks,  
23 N-I-C-K-S. I live also on the west side of Magnolia.  
24 You have to go through Magnolia proper to get to my  
25 house. And I oppose this toll road entirely. It is

1 just ridiculous how much tolls we have gotten and they  
2 never go away. It's too much of fees just to be able to  
3 drive. I mean, you have to pay a fee to get a driver's  
4 license, you have to pay another fee to get your car  
5 inspected and another fee to get your car registered  
6 (inaudible), we pay a gas tax, and even more and more  
7 toll -- taxes for tolls. I mean, it's just getting  
8 plain ridiculous. We need to work on trying to find  
9 other funding sources for getting these roads built than  
10 just thinking of toll roads, toll roads, toll roads.  
11 It's just -- toll roads is too much. There's strong  
12 opposition. There's a lot of opposition in the Magnolia  
13 area that don't want this road. I mean, even though our  
14 republican party did a resolution opposing the toll  
15 road. So I'd really like you to go back to the game  
16 plan. I know one idea may be advertising in the  
17 right-of-way or owning a little bit extra to already  
18 have the billboards and charge these billboard companies  
19 so much extra money so they can earn income or something  
20 to where we're not having to pay more and more taxes  
21 than what we already have to pay. It's getting  
22 ridiculous with toll roads. And that's kind of what I  
23 would have to say and thanks so much. Again, my name is  
24 John Nicks, N-I-C-K-S, and I live in the very west side  
25 of the country off of 1488. You have to go through

1 Magnolia proper to get to me. Bye.

2 MR. FRANK: Okay. I don't need that. I'm  
3 loud enough. My name is Mark Frank. I said I was going  
4 to keep my mouth shut, but hi everybody.

5 Okay. I lived in Tomball in North Point  
6 East during our fun-filled Hurricane Ike. I was going  
7 to be quiet until they said one giant benefit was going  
8 to be to provide a traffic flow during natural  
9 disasters. That in itself was a natural disaster, my  
10 friend. I lived through it. I saw it. Nobody could  
11 get anywhere. Cars were broke down on the side of the  
12 freeway due to the bottle neck that's currently there.

13 If you want to rearrange our freeway to a  
14 two-lane road with an intermittent passing lane, so to  
15 speak, that is going to be even worse than what we  
16 currently have. We are dedicating a very small portion  
17 of our community in Montgomery County for a very small  
18 niche area to be able to put a tiny bit of road to  
19 collect tax revenue. There is no secret. Montgomery  
20 County needs major north and south corridors for  
21 movement of traffic.

22 If we're going to set it just to one small  
23 area then I say let Tomball pay for it. That's the one  
24 that gets the most benefit out of all of this. It's not  
25 Montgomery County's job to move their traffic. They

Official Commenter Name: John Nicks

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Financing roadway project via billboards or other sources of funding would be a conflict of interest with TxDOT.

1 Magnolia proper to get to me. Bye.

2 **MR. FRANK:** Okay. I don't need that. I'm  
3 loud enough. My name is Mark Frank. I said I was going  
4 to keep my mouth shut, but hi everybody.

5 Okay. I lived in Tomball in North Point  
6 East during our fun-filled Hurricane Ike. I was going  
7 to be quiet until they said one giant benefit was going  
8 to be to provide a traffic flow during natural  
9 disasters. That in itself was a natural disaster, my  
10 friend. I lived through it. I saw it. Nobody could  
11 get anywhere. Cars were broke down on the side of the  
12 freeway due to the bottle neck that's currently there.

13 If you want to rearrange our freeway to a  
14 two-lane road with an intermittent passing lane, so to  
15 speak, that is going to be even worse than what we  
16 currently have. We are dedicating a very small portion  
17 of our community in Montgomery County for a very small  
18 niche area to be able to put a tiny bit of road to  
19 collect tax revenue. There is no secret. Montgomery  
20 County needs major north and south corridors for  
21 movement of traffic.

22 If we're going to set it just to one small  
23 area then I say let Tomball pay for it. That's the one  
24 that gets the most benefit out of all of this. It's not  
25 Montgomery County's job to move their traffic. They

1 continued year after year and continued Toll 249 and it  
2 wants to increase it due to the money they've already  
3 received. I say it's time for the establishment to stop  
4 its greed and provide tolls at free cost to citizens who  
5 are already paying for roads to drive on. I don't know  
6 about y'all, but I believe my taxes should go to that.  
7 They're sky high and I pay enough and I don't intend  
8 ever, and I do mean ever, to drive on 249 as long as you  
9 continue a toll. I will drive halfway around this  
10 country to avoid it. I do it now. I do business  
11 currently out in Tomball and Cypress; and, yes, I avoid  
12 it altogether and I refuse to pay them a dime.

13 Thank you for your time.

14 (Comments portion of hearing closed.)

15 MR. BENNETT: It is now 4:05 p.m. and we  
16 officially end the recess period and reopen the hearing.  
17 During the recess period we had no additional attendees  
18 sign in; is that correct?

19 Everyone had the opportunity to view the  
20 available DBA and CMA documents and the Power Point  
21 presentation. I want to thank everyone that  
22 participated tonight. And it is now still 4:05 p.m.,  
23 August 24, 2017, and this public hearing is officially  
24 concluded.

25 (Hearing concluded at 4:05 p.m.)

Official Commenter Name: Mark Frank

Oral Comment shown on previous page

Comment noted.

The ultimate configuration of SH 249 will be four lanes, when traffic projections justify.

SH 249 Extension is a new location roadway. No existing roadways will be reduced, limited, or closed in the process of building SH 249 Extension.