

TEXAS TRANSPORTATION COMMISSION

HARRIS County

MINUTE ORDER

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HOUSTON District

Article III, Section 49-k of the Texas constitution (constitutional provision) created the Texas Mobility Fund (fund) in the state treasury and provides that the fund shall be administered by the Texas Transportation Commission (commission) as a revolving fund to provide a method of financing the construction, reconstruction, acquisition, and expansion of state highways and to provide participation by the state in the payment of a portion of the costs of constructing and providing publicly-owned toll roads and other public transportation projects, in accordance with the procedures, standards and limitations established by law.

The Texas Legislature implemented the authority granted by the constitutional provision in Transportation Code, Chapter 201, Subchapter M (enabling act). Transportation Code §201.943 provides that the commission, by order, may issue obligations, including Texas Mobility Fund general obligation bonds, secured by and payable from a pledge of and lien on all or part of the money in the fund.

Harris County, Texas (Harris County) has submitted a request to the Texas Department of Transportation (department) for state participation in the form of a grant from the fund in the amount of \$10,191,050 to pay a portion of the costs of construction of public transportation projects selected by the Port Authority Advisory Committee to (1) provide improvements to expand Jacintoport Boulevard to five lanes and Peninsula Street to four lanes, with associated curb and gutter/storm sewer improvements, and (2) install rail gate arms at six rail crossings in Harris County, Texas (project).

By Minute Order No. 114585 on May 26, 2016, the commission updated the Unified Transportation Plan and allocated Category 3 money from the fund for the project. The department recommends that the state participation in the development and delivery of the project be provided in the form of a grant to Harris County of money in the fund other than the proceeds of obligations issued under the enabling act.

NOW, THEREFORE, IT IS DETERMINED that the request for a grant from the fund submitted by Harris County, Texas meets the eligibility requirements of the constitutional provision, and the commission approves the request for financing from the fund in the amount of \$10,191,050, in the form of a grant of money in the fund other than the proceeds of obligations issued under the enabling act, to be used for the purposes described herein, and directs the executive director to implement the actions necessary to effect the purposes of this minute order.

Submitted and reviewed by:



Director, Maritime Division

Recommended by:



Executive Director

114738 OCT 27 '16

Minute Number Date Passed