

## Truth in Testimony Disclosure Form

In accordance with Rule XI, clause 2(g)(5)\* of the *Rules of the House of Representatives*, witnesses are asked to disclose the following information. Please complete this form electronically by filling in the provided blanks.

Committee: Transportation and Infrastructure

Subcommittee: Railroads, Pipelines, and Hazardous Materials

Hearing Date: 05/06/2021

Hearing Title :

"When Unlimited Potential Meets Limited Resources: The Benefits and Challenges of High-Speed Rail and Emerging Rail Technologies"

Witness Name: Carbett "Trey" J Dukon III

Position/Title: Waller County Judge

Witness Type:  Governmental  Non-governmental

Are you representing yourself or an organization?  Self  Organization

If you are representing an organization, please list what entity or entities you are representing:

Waller County, Texas

### FOR WITNESSES APPEARING IN A NON-GOVERNMENTAL CAPACITY

Please complete the following fields. If necessary, attach additional sheet(s) to provide more information.

Are you a fiduciary—including, but not limited to, a director, officer, advisor, or resident agent—of any organization or entity that has an interest in the subject matter of the hearing? If so, please list the name of the organization(s) or entities.

Director - Texans Against High Speed Rail  
Director + Vice Secretary - Gulf Coast Rail District

Please list any federal grants or contracts (including subgrants or subcontracts) related to the hearing's subject matter that you, the organization(s) you represent, or entities for which you serve as a fiduciary have received in the past thirty-six months from the date of the hearing. Include the source and amount of each grant or contract.

See attachment Exhibit "A"

Please list any contracts, grants, or payments originating with a foreign government and related to the hearing's subject that you, the organization(s) you represent, or entities for which you serve as a fiduciary have received in the past thirty-six months from the date of the hearing. Include the amount and country of origin of each contract or payment.

None

Please complete the following fields. If necessary, attach additional sheet(s) to provide more information.

- I have attached a written statement of proposed testimony.
- I have attached my curriculum vitae or biography.

\* Rule XI, clause 2(g)(5), of the U.S. House of Representatives provides:

(5)(A) Each committee shall, to the greatest extent practicable, require witnesses who appear before it to submit in advance written statements of proposed testimony and to limit their initial presentations to the committee to brief summaries thereof.

(B) In the case of a witness appearing in a non-governmental capacity, a written statement of proposed testimony shall include— (i) a curriculum vitae; (ii) a disclosure of any Federal grants or contracts, or contracts, grants, or payments originating with a foreign government, received during the past 36 months by the witness or by an entity represented by the witness and related to the subject matter of the hearing; and (iii) a disclosure of whether the witness is a fiduciary (including, but not limited to, a director, officer, advisor, or resident agent) of any organization or entity that has an interest in the subject matter of the hearing.

(C) The disclosure referred to in subdivision (B)(iii) shall include— (i) the amount and source of each Federal grant (or subgrant thereof) or contract (or subcontract thereof) related to the subject matter of the hearing; and (ii) the amount and country of origin of any payment or contract related to the subject matter of the hearing originating with a foreign government.

(D) Such statements, with appropriate redactions to protect the privacy or security of the witness, shall be made publicly available in electronic form 24 hours before the witness appears to the extent practicable, but not later than one day after the witness appears.

**GULF COAST RAIL DISTRICT**  
**NOTES TO THE FINANCIAL STATEMENTS**  
**DECEMBER 31, 2018**

**NOTE 4. CONTRIBUTIONS FROM OTHER GOVERNMENTAL ENTITIES**

The District is empowered to work with local governments and the railroad industry to develop rail facilities and rail facility improvements. In doing so, governmental agencies made the following cash and/or other contributions during the current fiscal year:

City of Houston (\$19,971 in office space and \$115,000 in salary and benefits)	<u>\$ 134,971</u>
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**NOTE 5. GRANTS**

The District has entered into interlocal agreements with Houston-Galveston Area Council, Fort Bend County, and the Texas Department of Transportation (See Note 6) in order to obtain federal grant funds to use for various rail feasibility studies. During the current fiscal year, funds were received as follows:

Texas Department of Transportation	\$ 177,031
Fort Bend County	<u>6,032</u>
Total	<u>\$ 183,063</u>

Grant revenue includes receivables at year-end of \$14,664 due from the Texas Department of Transportation.

**NOTE 6. GRANT PROGRAMS**

The District was awarded a \$5,000,000 grant of Federal Highway Administration Surface Transportation Program funds through the Houston-Galveston Area Council metropolitan planning organization process. The grant is to develop environmental and preliminary engineering documents for five grade separation along the Houston West Belt Subdivision. The funds are administered by the TX DOT under an Advance Funding Agreement. The funds were awarded under CFDA 20.205 and CSJ number 0912-71-001. To date, the District has expended \$1,834,670 on this project of which \$177,031 was in the current fiscal year.

**NOTE 7. RISK MANAGEMENT**

The District's Board of Directors is exposed to risks of claims under its errors and omissions policy. The District carries commercial insurance to provide errors and omissions coverage. There have been no significant reductions in coverage from the prior year and settlements have not exceeded coverage in the past three years.

**GULF COAST RAIL DISTRICT**  
**NOTES TO THE FINANCIAL STATEMENTS**  
**DECEMBER 31, 2019**

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**NOTE 6. GRANT PROGRAMS**

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**NOTE 7. RISK MANAGEMENT**

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**Gulf Coast Rail - GOF**

**Actual vs. Budget March 2021**

	<u>March</u>	<u>Budget</u>	<u>Jan- Mar 2021</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
<b>2. Grants and Professional Contract Services</b>					
Grants					
14202 · FHWA/Cat 12 (W Belt)	0	0	0	0	3,646,995
14203 · HBT (W Belt)	0	0	0	0	851,445
<b>Total Grants</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>4,498,441</u>
Grants/Prof Contract Services					
16128 · West Belt PE/NEPA	0	0	0	0	4,498,440
<b>Total Grants/Prof Contract Services</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>4,498,440</u>
<b>Net Grants/Prof Contract Services</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b>3. In Kind &amp; Pro Bono Items</b>					
In Kind/Pro Bono Contributions					
14210 · City of Houston	9,583	9,583	28,750	28,750	115,000
14230 · Houston Transtar/Website Domain Hosting	800	916	2,401	2,748	10,993
<b>Total In Kind/Pro Bono Contributions</b>	<u>10,384</u>	<u>10,499</u>	<u>31,151</u>	<u>31,498</u>	<u>125,993</u>
In Kind/Pro Bono Expenses					
16140 · Salary, Benefits, Payroll-Interim	9,583	9,583	28,750	28,750	115,000
16150 · Transtar Office Space/Website Domain Hosting	800	916	2,401	2,748	10,993
<b>Total In Kind/Pro Bono Expenses</b>	<u>10,384</u>	<u>10,499</u>	<u>31,151</u>	<u>31,498</u>	<u>125,993</u>
<b>Net In Kind/Pro Bono</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b>Excess Revenues(Expenditures)</b>	<u>\$75,385</u>	<u>\$58,317</u>	<u>\$67,252</u>	<u>\$26,950</u>	<u>\$1,340,321</u>

# GULF COAST RAIL DISTRICT

## Grant Status Report

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### Net Proceeds for all Grants

#### **Grant Dollars Available**

PE/EA - West Belt Project	<u>\$6,250,000.00</u>
<b>Total Grant Dollars Available</b>	<b>\$6,250,000.00</b>

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### Expenditures

PE/EA - West Belt Project	<u>(\$2,315,894.37)</u>
<b>Total Project Expenditures</b>	<b>(\$2,315,894.37)</b>

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### Remaining Grant Dollars

PE/EA - West Belt Project	<u>\$3,934,105.63</u>
<b>Total Grant Dollars Remaining</b>	<b><u><u>\$3,934,105.63</u></u></b>

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**GULF COAST RAIL DISTRICT**  
**\$6,250,000 GRANT**  
**WEST BELT PROJECT - PE/EA**  
**4/13/2021**

<u>GRANT COSTS</u>	<u>GRANT DOLLARS AVAILABLE</u>	<u>CONTRACT AUTHORIZED</u>	<u>GRANT RECEIPTS REIMBURSEMENTS</u>	<u>PROJECT EXPENDITURES</u>	<u>GRANT DOLLARS REMAINING</u>
	6,250,000.00				
F. West Belt Project PE/EA					
1. City of Houston (10/31/2013)		6,250,000.00			
a. 12/10/2013				9,338.16	6,240,661.84
b. 1/14/2014				12,750.18	6,227,911.66
c. 6/10/2014				14,007.24	6,213,904.42
d. 6/10/2014				12,570.60	6,201,333.82
e. 6/10/2014				5,439.08	6,195,894.74
f. 7/8/2014				11,115.28	6,184,779.46
g. 8/12/2014				13,403.72	6,171,375.74
h. 8/31/2014			52,176.43		6,171,375.74
i. 8/31/2014			10,722.99		6,171,375.74
j. 9/9/2014				8,990.30	6,162,385.44
k. 9/9/2014				9,317.22	6,153,068.22
l. 11/10/2014			7,192.24		6,153,068.22
m. 11/25/2014				4,249.96	6,148,818.26
n. 1/13/2015				4,086.50	6,144,731.76
o. 2/2/2015			14,122.95		6,144,731.76
p. 2/10/2015				3,923.04	6,140,808.72
q. 3/23/2015			3,138.43		6,140,808.72
r. 4/14/2015				3,514.39	6,137,294.33
s. 4/14/2015				3,677.85	6,133,616.48
t. 4/14/2015				8,990.30	6,124,626.18
u. 4/14/2015				9,317.22	6,115,308.96
v. 4/14/2015				4,249.96	6,111,059.00
w. 5/12/2015				4,495.15	6,106,563.85
x. 5/31/2015			279,749.14		6,106,563.85
y. 6/30/2015			3,596.12		6,106,563.85
z. 6/30/2015			2,092.29		6,106,563.85
aa. 7/14/2015				2,615.36	6,103,948.49
ab. 7/14/2015				1,552.87	6,102,395.62
ac. 7/14/2015				1,961.52	6,100,434.10
ad. 8/31/2015				1,634.60	6,098,799.50
ae. 8/31/2015				4,086.50	6,094,713.00
af. 8/31/2015				2,043.25	6,092,669.75
ag. 9/1/2015			22,541.13		6,092,669.75
ah. 9/30/2015			2,811.52		6,092,669.75
ai. 10/8/2015			6,211.48		6,092,669.75
aj. 10/13/2015				1,307.68	6,091,362.07
ak. 10/13/2015				1,389.41	6,089,972.66
al. 11/30/2015			2,157.68		6,089,972.66
am. 1/27/2016			4,952.82		6,089,972.66
an. 3/8/2016				7,192.24	6,082,780.42
ao. 6/6/2016			5,753.79		6,082,780.42
ap. 7/12/2016				980.76	6,081,799.66
aq. 8/1/2016			784.61		6,081,799.66
ar. 9/13/2016				9,480.68	6,072,318.98
as. 11/23/2016			3,530.71		6,072,318.98
at. 1/31/2017			7,584.54		6,072,318.98
au. 5/9/2017				7,600.89	6,064,718.09
av. 8/8/2017				5,067.26	6,059,650.83
aw. 8/31/2017			6,080.71		6,059,650.83
ax. 9/12/2017				4,249.96	6,055,400.87
ay. 9/30/2017			4,053.81		6,055,400.87
az. 12/31/2017			3,399.97		6,055,400.87
ba. 1/31/2018			1,520.18		6,055,400.87
bb. 1/31/2018			1,013.45		6,055,400.87
bc. 4/10/2018				817.30	6,054,583.57
bd. 11/5/2018			653.84		6,054,583.57
					6,054,583.57

**GULF COAST RAIL DISTRICT  
\$6,250,000 GRANT  
WEST BELT PROJECT - PE/EA**

<u>GRANT COSTS</u>	GRANT DOLLARS AVAILABLE	CONTRACT AUTHORIZED	GRANT RECEIPTS REIMBURSEMENTS	PROJECT EXPENDITURES	GRANT DOLLARS REMAINING
TranSystems Corporation					
2. Consultants (3/31/2014)					
a. 7/8/2014				64,461.78	5,990,121.79
b. 8/12/2014				57,765.19	5,932,356.60
c. 8/31/2014			51,569.43		5,932,356.60
d. 8/31/2014			46,212.14		5,932,356.60
e. 9/9/2014				54,264.45	5,878,092.15
f. 11/10/2014			43,411.56		5,878,092.15
g. 11/25/2014				324,093.28	5,553,998.87
h. 2/2/2015			259,274.62		5,553,998.87
i. 2/10/2015				116,496.25	5,437,502.62
j. 3/23/2015			93,197.00		5,437,502.62
k. 4/14/2015				106,405.52	5,331,097.10
l. 4/14/2015				236,088.66	5,095,008.44
m. 5/12/2015				59,628.34	5,035,380.10
n. 6/30/2015			47,702.67		5,035,380.10
o. 6/30/2015			57,867.57		5,035,380.10
p. 7/14/2015				72,334.47	4,963,045.63
q. 7/14/2015				36,164.34	4,926,881.29
r. 7/14/2015				42,108.73	4,884,772.56
s. 9/1/2015			170,633.92		4,884,772.56
t. 9/8/2015				34,175.38	4,850,597.18
u. 9/8/2015				28,042.41	4,822,554.77
v. 9/8/2015				71,604.78	4,750,949.99
w. 9/30/2015			62,618.45		4,750,949.99
x. 10/8/2015			107,058.05		4,750,949.99
y. 10/13/2015				69,905.42	4,681,044.57
z. 10/13/2015				107,938.37	4,573,106.20
aa. 11/30/2015			142,275.26		4,573,106.20
ab. 1/27/2016			125,661.45		4,573,106.20
ac. 3/8/2016				52,036.88	4,521,069.32
ad. 6/6/2016			41,629.50		4,521,069.32
ae. 7/12/2016				33,247.55	4,487,821.77
af. 8/1/2016			26,598.04		4,487,821.77
ag. 9/13/2016				35,863.89	4,451,957.88
ah. 10/11/2016				(35,863.89)	4,487,821.77
ai. 11/08/2016				34,495.19	4,453,326.58
aj. 11/23/2016			23,955.96		4,453,326.58
ak. 1/31/2017			27,596.16		4,453,326.58
al. 5/9/2017				132,423.37	4,320,903.21
am. 8/8/2017				93,599.65	4,227,303.56
an. 8/31/2017			105,938.70		4,227,303.56
ao. 9/12/2017				72,726.50	4,154,577.06
ap. 9/30/2017			74,879.72		4,154,577.06
aq. 12/31/2017			58,181.20		4,154,577.06
ar. 1/31/2018			26,484.67		4,154,577.06
as. 1/31/2018			18,719.93		4,154,577.06
at. 4/10/2018				154,146.10	4,000,430.96
au. 7/24/2018				47,995.73	3,952,435.23
av. 10/9/2018				16,040.35	3,936,394.88
aw. 11/5/2018			123,316.88		3,936,394.88
ax. 11/5/2018			38,396.58		3,936,394.88
ay. 2/12/2019				1,002.87	3,935,392.01
az. 2/12/2019				1,286.38	3,934,105.63
ba. 3/15/2019			12,832.28		3,934,105.63
bb. 12/4/2019			44,257.75		3,934,105.63
Subtotal District Items		\$6,250,000.00	\$2,276,110.32	\$2,315,894.37	\$3,934,105.63
<b>TOTAL GRANT COSTS</b>	<b>\$6,250,000.00</b>	<b>\$6,250,000.00</b>	<b>\$2,276,110.32</b>	<b>\$2,315,894.37</b>	<b>\$3,934,105.63</b>



**GULF COAST RAIL DISTRICT  
\$6,250,000 GRANT  
WEST BELT PROJECT - PE/EA**

<b>DATE</b>	<b>CK NO.</b>	<b>AMOUNT</b>	<b>VENDOR</b>	<b>WEST BELT PROJECT</b>
12/10/2013	1228	(9,338.16)	City of Houston	(9,338.16)
1/14/2014	1231	(12,750.18)	City of Houston	(12,750.18)
6/10/2014	1253	(14,007.24)	City of Houston	(14,007.24)
6/10/2014	1253	(12,570.60)	City of Houston	(12,570.60)
6/10/2014	1253	(5,439.08)	City of Houston	(5,439.08)
7/8/2014	1258	(11,115.28)	City of Houston	(11,115.28)
7/8/2014	1261	(64,461.78)	TranSystems Corp. Consultants	(64,461.78)
8/12/2014	1262	(13,403.72)	City of Houston	(13,403.72)
8/12/2014	1269	(57,765.19)	TranSystems Corp. Consultants	(57,765.19)
9/9/2014	1270	(8,990.30)	City of Houston	(8,990.30)
9/9/2014	1270	(9,317.22)	City of Houston	(9,317.22)
9/9/2014	1274	(54,264.45)	TranSystems Corp. Consultants	(54,264.45)
11/25/2014	1282	(4,249.96)	City of Houston	(4,249.96)
11/25/2014	1283	(324,093.28)	TranSystems Corp. Consultants	(324,093.28)
1/13/2015	1286	(4,086.50)	City of Houston	(4,086.50)
2/10/2015	1290	(3,923.04)	City of Houston	(3,923.04)
2/10/2015	1294	(116,496.25)	TranSystems Corp. Consultants	(116,496.25)
4/14/2015	1296	(3,514.39)	City of Houston	(3,514.39)
4/14/2015	1296	(3,677.85)	City of Houston	(3,677.85)
4/14/2015	1296	(8,990.30)	City of Houston	(8,990.30)
4/14/2015	1296	(9,317.22)	City of Houston	(9,317.22)
4/14/2015	1296	(4,249.96)	City of Houston	(4,249.96)
4/14/2015	1302	(106,405.52)	TranSystems Corp. Consultants	(106,405.52)
4/14/2015	1302	(236,088.66)	TranSystems Corp. Consultants	(236,088.66)
5/12/2015	1303	(4,495.15)	City of Houston	(4,495.15)
5/12/2015	1307	(59,628.34)	TranSystems Corp. Consultants	(59,628.34)
7/14/2015	1314	(2,615.36)	City of Houston	(2,615.36)
7/14/2015	1314	(1,552.87)	City of Houston	(1,552.87)
7/14/2015	1314	(1,961.52)	City of Houston	(1,961.52)
7/14/2015	1318	(72,334.47)	TranSystems Corp. Consultants	(72,334.47)
7/14/2015	1318	(36,164.34)	TranSystems Corp. Consultants	(36,164.34)
7/14/2015	1318	(42,108.73)	TranSystems Corp. Consultants	(42,108.73)
8/31/2015	1319	(1,634.60)	City of Houston	(1,634.60)
8/31/2015	1319	(4,086.50)	City of Houston	(4,086.50)
8/31/2015	1319	(2,043.25)	City of Houston	(2,043.25)
9/8/2015	1327	(34,175.38)	TranSystems Corp. Consultants	(34,175.38)
9/8/2015	1327	(28,042.41)	TranSystems Corp. Consultants	(28,042.41)
9/8/2015	1327	(71,604.78)	TranSystems Corp. Consultants	(71,604.78)
10/13/2015	1329	(1,307.68)	City of Houston	(1,307.68)
10/13/2015	1329	(1,389.41)	City of Houston	(1,389.41)
10/13/2015	1333	(69,905.42)	TranSystems Corp. Consultants	(69,905.42)
10/13/2015	1333	(107,938.37)	TranSystems Corp. Consultants	(107,938.37)
3/8/2016	1349	(7,192.24)	City of Houston	(7,192.24)
3/8/2016	1353	(52,036.88)	TranSystems Corp. Consultants	(52,036.88)
7/12/2016	1371	(980.76)	City of Houston	(980.76)
7/12/2016	1373	(33,247.55)	TranSystems Corp. Consultants	(33,247.55)
9/13/2016	1377	(9,480.68)	City of Houston	(9,480.68)
9/13/2016	1380	(35,863.89)	TranSystems Corp. Consultants	(35,863.89)
10/11/2016	VOID 1380	35,863.89	TranSystems Corp. Consultants	35,863.89
11/8/2016	1390	(34,495.19)	TranSystems Corp. Consultants	(34,495.19)
5/9/2017	1408	(7,600.89)	City of Houston	(7,600.89)
5/9/2017	1413	(132,423.37)	TranSystems Corp. Consultants	(132,423.37)
8/8/21017	1421	(5,067.26)	City of Houston	(5,067.26)
8/8/2017	1425	(93,599.65)	TranSystems Corp. Consultants	(93,599.65)
9/12/2017	1427	(4,249.96)	City of Houston	(4,249.96)
9/12/2017	1430	(72,726.50)	TranSystems Corp. Consultants	(72,726.50)
4/10/2018	1450	(817.30)	City of Houston	(817.30)
4/10/2018	1452	(154,146.10)	TranSystems Corp. Consultants	(154,146.10)
7/24/2018	1460	(47,995.73)	TranSystems Corp. Consultants	(47,995.73)
10/9/2018	1467	(16,040.35)	TranSystems Corp. Consultants	(16,040.35)
2/12/2019	1476	(1,002.87)	TranSystems Corp. Consultants	(1,002.87)
2/12/2019	1477	(1,286.38)	TranSystems Corp. Consultants	(1,286.38)
		(\$2,315,894.37)		
				(\$2,315,894.37)