



125 EAST 11TH STREET, AUSTIN, TEXAS 78701-2483 | 512 463 8588 | WWW.TXDOT.GOV

INVOICE  
May 29, 2018

City of Forney  
Wendle Medford, Interim City Manager  
101 E. Main Street  
Forney, TX 75126

Project ID: 18009504064  
Customer ID: 014850  
Invoice Date: 05/29/18  
Due Date: 06/28/18  
Amount Due: \$1,386,838.57

To Whom It May Concern:

The above reference project has been completed and accepted by the State. Final auditing by this office revealed additional funds due to the Texas Department of Transportation (TxDOT).

Please refer to the attached final Statement of Cost to see the breakdown of total construction costs, advanced payments received to cover the local's share of the estimated costs and the remaining balance due. Please remit a check made payable to the "Texas Department of Transportation" in the amount shown above within 30 days from receipt of this letter.

Forward all payments to:

Texas Department of Transportation  
ATTN: Revenue Management  
P.O. Box 149001  
Austin, TX 78714-9001

To ensure proper credit to your account, please include the above referenced Project ID on all payments and/or correspondence. For clarity and tracking purposes, it is strongly suggested that this payment not be combined with any other transactions to TxDOT.

If you should have any questions concerning this matter, please refer to the district contact listed on the attached Statement of Cost.

Sincerely,

Stephen Stewart, CPA  
Director, Financial Management Division

**STATEMENT OF COST**  
City of Forney

PROJECT	PRELIMINARY ENGINEERING	CONSTRUCTION	RAILROAD FORCE ACCOUNT	ABATEMENT	CONSTRUCTION ENGINEERING	TOTAL
US 80 - Proposed Forney Parkway TxDOT PROJECT #: C 0095 04 064 - State let CSJ: 0095-04-064	\$ -	\$ 10,678,284.79	\$ 324,420.34	\$ 9,267.90	\$ 809,799.66	\$ 11,821,778.69

	% Participation	
Preliminary Engineering Portion Funded by Entity	0.00%	\$ -
Construction Portion Funded by Entity	100.00%	\$ 10,678,284.79
Railroad Force Account Portion Funded by Entity	100.00%	\$ 324,420.34
Abatement Amount Portion Funded by Entity	100.00%	\$ 9,267.90
Construction Engineering Portion Funded by Entity	100.00%	\$ 809,799.66
Indirect Costs Funded by Entity	0.00%	\$ -
Total Amount Chargeable to Entity		\$ 11,821,778.69
Advanced Cash Payments		\$ -
Less: Amount Chargeable		\$ 10,434,940.12
Amount of Refund Due <b>FROM</b> Local Entity		\$ 1,386,838.57

Certified Correct:  
*Jeffery Bush, P.E.*  
Jeffery Bush, P.E.  
Kaufman/Rockwall County Area Office Engineer  
Dallas District

5/9/18  
Date

*First Notice 05/29/18* *CST 18009504064*

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> <li>Complete Items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <b>X</b> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>																
<p>1. Article Addressed to: <i>City of Forney Wendle Medford, Interim City Mgr 101 E. Main Street Forney, TX. 75126</i></p>	<p>2. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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<p>3. Article Number (Transfer from service label)</p> <p><b>9590 9402 2814 7069 6392 85</b></p> <p><b>7013 3020 0001 9639 5582</b></p>																	

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**U.S. Postal Service**

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Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
<b>Total Postage &amp; Fees</b>	<b>\$</b>	

Sent To: *City of Forney, Attn: Wendle Medford, City Manager*

Street, Apt. No. or PO Box No.: *101 E. Main Street*

City, State, ZIP+4: *Forney, TX 75126*

PS Form 3800, August 2006 See Reverse for instructions



125 EAST 11TH STREET, AUSTIN, TEXAS 78701-2483 | 512.463.8588 | WWW.TXDOT.GOV

FIRST DEMAND LETTER  
July 5, 2018

City of Forney  
Wendle Medford, Interim City Manager  
101 E. Main Street  
Forney, TX 75126

Project ID: 18009504064  
Customer ID: 014850  
Past Due As Of: 06/28/2018  
Amount Due: \$1,386,838.57

To Whom It May Concern:

A request for additional funds was made on May 29th, 2018 in accordance with the terms of the agreement negotiated with the State.

Our records indicate the enclosed invoice has not been paid and is now overdue. Per the enclosed copy of Texas Administrative Code Title 43, Part 1, Chapter B, Subchapter B, Rule §5.10, delinquent accounts, not resolved in a timely manner, will be referred to the Office of the Attorney General of Texas for collection.

Upon receipt of this letter, and no later than 30 days from the above letter date, please remit a check made payable to the "Texas Department of Transportation" to the address shown below.

Forward all payments to:

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ATTN: Revenue Management  
P.O. Box 149001  
Austin, TX 78714-9001

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Sincerely,

Stephen Stewart, CPA  
Director, Financial Management Division

OUR VALUES: People • Accountability • Trust • Honesty

OUR MISSION: Through collaboration and leadership, we deliver a safe, reliable, and integrated transportation system that enables the movement of people and goods

An Equal Opportunity Employer

**STATEMENT OF COST**  
City of Forney

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Certified Correct:

*Jeffrey Bush, P.E.*

Jeffrey Bush, P.E.  
Kaufman/Rockwall County Area Office Engineer  
Dallas District

*5/9/18*

Date



[<<Prev Rule](#)[Next Rule>>](#)

# Texas Administrative Code

TITLE 43PART 1CHAPTER 5SUBCHAPTER B

## RULE §5.10

## TRANSPORTATION

## TEXAS DEPARTMENT OF TRANSPORTATION

## FINANCE

## COLLECTION OF DEBTS

## Collection of Debts

(a) Definitions. The following words and terms, when used in this section, shall have the following meanings, unless the context clearly indicates otherwise.

- (1) Attorney general--The Office of the Attorney General of Texas.
  - (2) Debtor--Any person liable for an obligation owed to the department or against whom a claim or demand for payment has been made.
  - (3) Delinquent--Payment is past due by law or by customary business practice, and all conditions precedent to payment have occurred or been performed.
  - (4) Department--The Texas Department of Transportation.
  - (5) District--A subdivision of the department responsible for the day-to-day operations of the department in a specific geographically defined area.
  - (6) Division --An organizational unit in the department's Austin headquarters. The term includes an organizational unit that is designated as an office.
  - (7) Obligation--A debt, judgment, claim, account, fee, fine, tax, penalty, interest, loan, charge, or grant.
  - (8) Person--An individual, corporation, organization, business trust, estate, trust, partnership, association, and any other legal entity.
  - (9) Security--Any right to have property owned by an entity with an obligation to the department sold or forfeited in satisfaction of the obligation, and any instrument granting a cause of action in favor of the department against another entity or that entity's property, such as bond, letter of credit, or other collateral that has been pledged to the department to secure an obligation.
- (b) Collection from contractors. If an obligation of a contractor of the department is delinquent and the department owes payment to that contractor, the department will subtract the amount of the obligation from the payment if practical.
- (c) Notification of obligation and demand letters.
- (1) The division or district responsible for determining that an obligation is owed to the department will send to the debtor written notice of the obligation that contains the amount owed and the date payment is due.
  - (2) If no satisfactory response is received within 30 days after the date that the notice is sent under paragraph (1) of this subsection, the obligation becomes delinquent on the 31st day after the date that notice is sent. The district or division will send a first demand letter not later than the 30th day after the date on which the obligation becomes delinquent.

(3) If no satisfactory response is received within 30 days after the day on which the first demand letter was sent, the division or district will send a final demand letter no later than 60 days after the date on which the first demand letter was sent. The final demand letter will include a deadline by which the debtor must respond and, if the department determines in accordance with subsection (e) of this section that the obligation should be referred to the attorney general, a statement that the obligation, if not paid, will be referred to the attorney general.

(4) Each demand letter will set forth the nature and amount of the obligation owed to the department and will be mailed by first class United States mail, in an envelope bearing the notation "address correction requested." If an address correction is provided by the United States Postal Service, the division or district will resend the demand letter to that address prior to referral to the attorney general.

(d) Records. The department will retain records of a delinquent obligation. A record shall contain documentation of the following information:

- (1) the identity of each person liable on all or any part of the obligation;
- (2) the physical address of the debtor's place of business;
- (3) the physical address of the debtor's residence, where applicable;
- (4) a post office box address where it is impractical to obtain a physical address, or when the post office box address is in addition to a correct physical address;
- (5) attempted contacts with the debtor;
- (6) the substance of communications with the debtor;
- (7) efforts to locate the debtor and the assets of the debtor;
- (8) state warrants that may be issued to the debtor;
- (9) current contracts with the department;
- (10) security interests that the department has against any assets of the debtor;
- (11) notices of bankruptcy, proofs of claim, dismissals and discharge orders received from the United States bankruptcy courts; and
- (12) other information relevant to collection of the delinquent account.

(e) Referrals of a delinquent obligation to the attorney general.

- (1) Prior to referral of a delinquent obligation to the attorney general, the department will:
  - (A) verify the debtor's address and telephone number;
  - (B) send a first and final demand letter to the debtor in accordance with subsection (c) of this section;
  - (C) verify that the obligation is not considered uncollectible under paragraph (2) of this subsection;
  - (D) prepare and file a proof of claim in the case of a bankruptcy unless the department is represented by the attorney general; and
  - (E) file a claim in the probate proceeding if the debtor is deceased unless the department is represented by the attorney general.

(2) The department will consider a delinquent obligation uncollectible and will make no further effort to collect if the obligation:

(A) has been dismissed or discharged in bankruptcy;

(B) is subject to an applicable limitations provision that would prevent collection as a matter of law;

(C) is owed by a corporation which has been dissolved, is in liquidation under Chapter 7 of the United States Bankruptcy Code, has forfeited its corporate privileges or charter, or, in the case of a foreign corporation, had its certificate of authority revoked unless circumstances indicate that the account is nonetheless collectible or that fraud was involved;

(D) is owed by an individual who is located out-of-state, or outside the United States, unless a determination is made that the domestication of a Texas judgment in the foreign forum would more likely than not result in collection of the obligation, or that the expenditure of department funds to retain foreign counsel to domesticate the judgment and proceed with collection attempts is justified;

(E) is owed by a debtor who is deceased, where probate proceeding have concluded, and where there are no remaining assets available for distribution; or

(F) is owed by a debtor whose circumstances demonstrate a permanent inability to pay or make payments toward the obligation.

(3) In making a determination of whether to refer a delinquent obligation to the attorney general, the department will consider:

(A) the expense of further collection procedures;

(B) the size of the debt;

(C) the existence of any security;

(D) the likelihood of collection through passive means such as the filing of a lien;

(E) the availability of resources to collect the obligation; and

(F) policy reasons or other good cause.

(4) The department will refer a delinquent obligation to the attorney general for further collection efforts if the department determines in accordance with this subsection that the delinquent obligation should be referred.

(f) Supplemental and alternative collection procedures.


(1) Liens. The department, unless represented by the attorney general, will record a lien securing the delinquent obligation in the appropriate records of the county where the debtor's principal place of business, or, where appropriate, the debtor's residence, is located or in such county as may be required by law as soon as is practicable. Unless the delinquent obligation has been paid in full, any lien securing the indebtedness may not be released without the approval of the attorney representing the department after the matter has been referred to the attorney general.

(2) Warrants. The department will utilize the "warrant hold" procedures of the Comptroller of Public Accounts authorized by Government Code, §403.055, to ensure that no treasury warrants are issued to debtors until the debt is paid.



First Notice 07105/18

C.S.T 1800950406A

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature X <span style="float: right;"><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</span></p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span></p>																
<p>1. Article Addressed to: City of Forney Nerille Medford Interim City Manager 101 E. Main Street Forney, TX. 75126</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>																
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<p>2. Article Number (Transfer from service label) 7017 3380 0001 1564 1665</p>	<p>PS Form 3811, July 2015 PSN 7530-02-000-9053 <span style="float: right;">Domestic Return Receipt</span></p>																

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<b>CERTIFIED MAIL</b>	For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a>	<b>OFFICIAL USE</b>																	
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FIRST NOTICE 07/05/18

CST 18 0095 04 06A

SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:  
 City of Forney  
 Wendie Medford  
 Interim City Manager  
 101 E. Main Street  
 Forney, TX. 75126

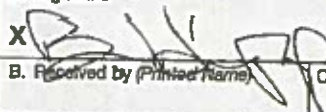


9590 9402 2814 7069 6394 69

2 Article Number (Transfer from service label)

7017 3380 0001 1564 1665

A. Signature

X 

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 17  Yes  
 If YES, enter delivery address below:  No



3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
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**DELINQUENT ACCOUNT**  
**FINAL DEMAND LETTER**  
August 7, 2018

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All Equal Opportunity Employer

**STATEMENT OF COST**  
City of Forney

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TxDOT PROJECT #:  
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*Jeffrey Bush, P.E.*  
Jeffrey Bush, P.E.  
Kaufman/Rockwall County Area Office Engineer  
Dallas District

*5/9/18*  
Date



FINAL ORIGINAL 14609504064

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CITY OF FORNEY  
WENDLE MEDFORD, INT. CITY MGR  
101 E. MAIN ST  
FORNEY, TX 75126



9590 9402 2814 7069 6536 18

2. Article Number (Transfer from service label)

7017 3380 0001 1564 1979

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No


3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery over \$500
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery



Returned without signature  
Tracking/delivery confirmation on next page

FINAL 06/06/18 14009501064

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"><li>■ Complete items 1, 2, and 3.</li><li>■ Print your name and address on the reverse so that we can return the card to you.</li><li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li></ul>	<p>A. Signature</p> <p>X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>																
<p>1. Article Addressed to:</p> <p>CITY OF FORNEY WENDLE MEDFORD, INT. CITY MGR 101 S. MAIN ST FORNEY, TX 75126</p>  <p>9590 9402 2814 7069 6536 18</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>																
<p>2. Article Number (Transfer from service label)</p> <p>7017 3380 0001 1564 1979</p>	<p>3. Service Type</p> <table border="0"><tr><td><input type="checkbox"/> Adult Signature</td><td><input type="checkbox"/> Priority Mail Express®</td></tr><tr><td><input type="checkbox"/> Adult Signature Restricted Delivery</td><td><input type="checkbox"/> Registered Mail™</td></tr><tr><td><input checked="" type="checkbox"/> Certified Mail®</td><td><input type="checkbox"/> Registered Mail Restricted Delivery</td></tr><tr><td><input type="checkbox"/> Certified Mail Restricted Delivery</td><td><input type="checkbox"/> Return Receipt for Merchandise</td></tr><tr><td><input type="checkbox"/> Collect on Delivery</td><td><input type="checkbox"/> Signature Confirmation™</td></tr><tr><td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td><td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td></tr><tr><td><input type="checkbox"/> Insured Mail</td><td></td></tr><tr><td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td><td></td></tr></table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																
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<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery																
<input type="checkbox"/> Insured Mail																	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																	

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

# USPS Tracking®

FAQs > (<http://faq.usps.com/?articleId=220900>)

Track Another Package +

Tracking Number: 70173380000115641979




Remove X

Your item was delivered at 10:12 am on August 14, 2018 in FORNEY, TX 75126.

## Delivered

August 14, 2018 at 10:12 am  
Delivered  
FORNEY, TX 75126

Get Updates 

- **Text & Email Updates** 
- **Tracking History** 
- **Product Information** 
- 

See Less 

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