

Subject: 660-21 Wishingrad - Release of Information
Date: Wednesday, June 1, 2022 at 5:41:39 PM Eastern Daylight Time
From: Public Records
To: AO Records
Attachments: TX-GOV-21-1662.pdf, 660-21 Wishingrad - Post-AG Document Release.pdf, 660-21 Wishingrad - AG Ruling OR2022-06097.pdf

EXTERNAL SENDER

June 1, 2022

Ms. Sarah Wishingrad
American Oversight
1030 15th Street NW, Suite B255
Washington, DC 20005
records@americanoversight.org
VIA EMAIL ONLY

RE: OOG PIR # 660-21

Dear Ms. Wishingrad:

This email is in response to your public information request to the Office of the Governor (“OOG”), received by the OOG on November 23, 2021. A copy of your request is attached to this email.

Some information was released to you on December 9, 2021. The OOG requested an open records letter ruling from the Office of the Attorney General as to whether the remaining information responsive to your request was excepted from disclosure under the Public Information Act. On February 28, 2022, the Office of the Attorney General issued Open Records Letter Ruling No. OR2022-06097. That ruling concludes some of the information at issue must be released. The information that must be released is attached with this email.

If you have any questions, please contact me at (512) 475-2256 or publicrecords@gov.texas.gov.

Sincerely,

Kieran Hillis
Public Information Coordinator
Assistant General Counsel
Office of Governor Greg Abbott

From: Public Records <publicrecords@gov.texas.gov>
Sent: Thursday, December 9, 2021 4:30 PM
To: 'records@americanoversight.org' <records@americanoversight.org>
Subject: 660-21 Wishingrad - Notice of Request for Ruling

December 9, 2021

Ms. Sarah Wishingrad
American Oversight
1030 15th Street NW, Suite B255
Washington, DC 20005
records@americanoversight.org
VIA EMAIL ONLY

RE: OOG PIR # 660-21

Dear Ms. Wishingrad,

This email is in response to your public information request to the Office of the Governor (“OOG”), received by the OOG on November 23, 2021. A copy of your request is attached to this email.

The OOG has reviewed its files and has located information responsive to your request, some of which is attached. The information at issue contains access device numbers subject to section 552.136 of the Government Code. The OOG may redact such information without requesting a ruling from the Office of the Attorney General. The OOG has also redacted personal e-mail addresses from the attached documents pursuant to section 552.137 of the Government Code and Tex. Att’y Gen. Open Records Decision No. 684 (2009).

The OOG asserts the remaining responsive information may be excepted from required disclosure under the Public Information Act. The OOG has requested a ruling from the Open Records Division of the Office of the Attorney General pursuant to section 552.301 of the Government Code. A copy of the OOG’s arguments submitted to the Open Records Division is attached.

If you have any questions, please contact me at publicrecords@gov.texas.gov.

Thank you,

Open Records
Office of Governor Greg Abbott

From: AO Records <records@americanoversight.org>
Sent: Tuesday, November 23, 2021 10:31 AM
To: Public Records <publicrecords@gov.texas.gov>
Subject: 660-21 Wishingrad - Request for Information

[**WARNING**] - The sender of this email could not be validated, and may not match the display name.

[**EXTERNAL SENDER**] - Do not click on links or open attachments in unexpected messages.

Dear Public Information Officer:

Please find attached a request for records under the Texas Public Information Act.

Sincerely,

--

Sarah Wishingrad

Pronouns: she/her

Paralegal

American Oversight

records@americanoversight.org

www.americanoversight.org | @weareoversight

PIR: TX-GOV-21-1662



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 28, 2022

Mr. Joseph Behnke
Assistant General Counsel
Office of the Governor
P.O. Box 12428
Austin, Texas 78711

OR2022-06097

Dear Mr. Behnke:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 932938 (OOG ID# 660-21).

The Office of the Governor (the "OOG") received a request for four categories of information pertaining to a specified topic. You state you will release some information. You claim the submitted information is excepted from disclosure under sections 552.101 and 552.111 of the Government Code. Additionally, you state release of the submitted information may implicate the proprietary interests of the Texas Facilities Commission (the "commission"). Accordingly, you state, and provide documentation showing, you notified this third party of the request for information and of its right to submit arguments to this office as to why the submitted information should not be released. *See* Gov't Code § 552.304 (providing that interested party may submit written comments regarding why information should or should not be released). We have received comments from the commission. We have considered the submitted arguments and reviewed the submitted representative sample of information.¹

Section 552.101 of the Government Code excepts from public disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." *Id.* § 552.101. Section 552.101 encompasses information protected by chapter 418 of the Government Code. As part of the Texas Homeland Security Act (the "HSA"), sections 418.176 through 418.182 were added to chapter 418 of the Government Code. These provisions make confidential certain information related to terrorism. Section 418.176 of the HSA provides in relevant part:

¹ We assume the "representative sample" of records submitted to this office is truly representative of the requested records as a whole. *See* Open Records Decision Nos. 499 (1988), 497 (1988). This open records letter does not reach, and therefore does not authorize the withholding of, any other requested records to the extent that those records contain substantially different types of information than that submitted to this office.

(a) Information is confidential if the information is collected, assembled, or maintained by or for a governmental entity for the purpose of preventing, detecting, responding to, or investigating an act of terrorism or related criminal activity and:

(1) relates to the staffing requirements of an emergency response provider, including a law enforcement agency, a fire-fighting agency, or an emergency services agency;

(2) relates to a tactical plan of the provider; or

(3) consists of a list or compilation of pager or telephone numbers, including mobile and cellular telephone numbers of the provider.

Id. § 418.176(a). Section 418.177 provides that information is confidential if it:

(1) is collected, assembled, or maintained by or for a governmental entity for the purpose of preventing, detecting, or investigating an act of terrorism or related criminal activity; and

(2) relates to an assessment by or for a governmental entity, or an assessment that is maintained by a governmental entity, of the risk or vulnerability of persons or property, including critical infrastructure, to an act of terrorism or related criminal activity.

Id. § 418.177. The fact that information may relate to a governmental body's security concerns does not make the information *per se* confidential under the HSA. *See* Open Records Decision No. 649 at 3 (1996) (language of confidentiality provision controls scope of its protection). Furthermore, the mere recitation by a governmental body of a statute's key terms is not sufficient to demonstrate the applicability of a claimed provision. As with any exception to disclosure, a governmental body asserting one of the confidentiality provisions of the HSA must adequately explain how the responsive records fall within the scope of the claimed provision. *See* Gov't Code § 552.301(e)(1)(A) (governmental body must explain how claimed exception to disclosure applies).

The OOG states the submitted information "relates to tactical plans of emergency response providers in relation to the protection of the border of the State of Texas." The OOG asserts release of this information "could aid terrorists and other criminals in avoiding detection and in the commission of crimes against critical infrastructure related to the state's border." Based upon these representations and our review, we find most of the submitted information relates to staffing requirements and tactical plans of emergency response providers maintained by the OOG for the purpose of preventing, detecting, responding to, or investigating an act of terrorism or related criminal activity. *See* Open Records Decision Nos. 542 (1990), 532 (1989), 515 (1988), 252 (1980). Accordingly, the OOG must withhold the information we marked under section 552.101 of the Government Code in

conjunction with sections 418.176 and 418.177 of the Government Code.² However, we find the OOG failed to demonstrate that any of the remaining information is confidential for the purposes of section 418.176 or 418.177. Therefore, the OOG may not withhold any of the remaining information under section 552.101 of the Government Code in conjunction with section 418.176 of the Government Code or section 418.177 of the Government Code.

Section 552.111 of the Government Code excepts from disclosure “[a]n interagency or intraagency memorandum or letter that would not be available by law to a party in litigation with the agency[.]” Gov’t Code § 552.111. This exception encompasses the deliberative process privilege. *See* Open Records Decision No. 615 at 2 (1993). The purpose of section 552.111 is to protect advice, opinion, and recommendation in the decisional process and to encourage open and frank discussion in the deliberative process. *See Austin v. City of San Antonio*, 630 S.W.2d 391, 394 (Tex. App.—San Antonio 1982, writ ref’d n.r.e.); Open Records Decision No. 538 at 1-2 (1990).

In Open Records Decision No. 615, this office re-examined the statutory predecessor to section 552.111 in light of the decision in *Texas Department of Public Safety v. Gilbreath*, 842 S.W.2d 408 (Tex. App.—Austin 1992, no writ). We determined section 552.111 excepts from disclosure only those internal communications that consist of advice, recommendations, opinions, and other material reflecting the policymaking processes of the governmental body. *See* ORD 615 at 5; *see also City of Garland v. Dallas Morning News*, 22 S.W.3d 351, 364 (Tex. 2000); *Arlington Indep. Sch. Dist. v. Tex. Attorney Gen.*, 37 S.W.3d 152 (Tex. App.—Austin 2001, no pet.). A governmental body’s policymaking functions do include administrative and personnel matters of broad scope that affect the governmental body’s policy mission. *See* Open Records Decision No. 631 at 3 (1995). However, a governmental body’s policymaking functions do not encompass routine internal administrative or personnel matters, and disclosure of information about such matters will not inhibit free discussion of policy issues among agency personnel. ORD 615 at 5-6; *see also Dallas Morning News*, 22 S.W.3d at 364 (section 552.111 not applicable to personnel-related communications that did not involve policymaking).

Further, section 552.111 does not protect facts and written observations of facts and events severable from advice, opinions, and recommendations. *See Arlington Indep. Sch. Dist.*, 37 S.W.3d at 157; ORD 615 at 5. But if factual information is so inextricably intertwined with material involving advice, opinion, or recommendation as to make severance of the factual data impractical, the factual information also may be withheld under section 552.111. *See* Open Records Decision No. 313 at 3 (1982).

Section 552.111 can also encompass communications between a governmental body and a third party, including a consultant or other party with a privity of interest. *See* Open Records Decision No. 561 at 9 (1990) (section 552.111 encompasses communications with party with which governmental body has privity of interest or common deliberative process). For section 552.111 to apply, the governmental body must identify the third party and explain the nature of its relationship with the governmental body. Section 552.111 is

² As our ruling is dispositive, we need not address the remaining arguments against disclosure of this information.

not applicable to a communication between the governmental body and a third party unless the governmental body establishes it has a privity of interest or common deliberative process with the third party. *See id.*

The OOG states the remaining information consists of advice, opinions, and recommendations of OOG employees and officials and employees of other state agencies with whom the OOG states it shares a privity of interest regarding policymaking matters. However, we find the remaining information consists of information that is administrative or purely factual in nature or does not pertain to policymaking. Thus, you have failed to demonstrate the remaining information reveals advice, opinions, or recommendations that pertain to policymaking. Accordingly, the OOG may not withhold any portion of the remaining information under section 552.111 of the Government Code.

In summary, the OOG must withhold the information we marked under section 552.101 of the Government Code in conjunction with sections 418.176 and 418.177 of the Government Code. As no further exceptions to disclosure have been raised, the OOG must release the remaining information.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at <https://www.texasattorneygeneral.gov/open-government/members-public/what-expect-after-ruling-issued> or call the OAG's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Public Information Act may be directed to the Cost Rules Administrator of the OAG, toll free, at (888) 672-6787.

Sincerely,

Chase D. Young
Assistant Attorney General
Open Records Division

CDY/eb

Ref: ID# 932938

Enc. Submitted documents

c: Requestor
(w/o enclosures)

Third Party
(w/o enclosures)

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Friday, November 5, 2021, 8:30 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO
Attachments: TBI Talking Points 11-5-21.docx

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

David,

I am attaching the latest talking points related to the TBI project. This morning, there is no change to the dashboard I shared with you on Monday (11-1-21).

Would you please share with Sarah, Luis, and others within the chain of command?

If you have any comments or concerns, don't hesitate to call me.

Thank you,



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Monday, November 15, 2021, 8:32 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard
Attachments: TBI Talking Points 11-12-21.docx; TFC TBI Program - MBHZ Status Report 01 11.12.21 rev01.pdf

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

David,

I am attaching the latest talking points and dashboard related to the TBI project. If you try to print the dashboard (pdf), it is 11" x 17".

Would you please share with Sarah, Luis, and others within the chain of command?

If you have any comments or concerns, don't hesitate to call me.

Regards,



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Texas Facilities Commission
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From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Monday, November 1, 2021, 7:24 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard
Attachments: TBI Talking Points 10-29-21.docx; TFC TBI Program - MBHZ Status Report 01 10.29.21 rev00.pdf

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I am attaching the latest talking points and dashboard related to the TBI project. If you try to print the dashboard (pdf), it is 11" x 17".

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Our Legacy: Build. Support. Maintain.

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Friday, November 19, 2021, 3:16 PM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard November 19 2021
Attachments: TBI Talking Points 11-19-21.docx; TFC TBI Program - MBHZ Status Report 01 11.19.21 rev01.pdf

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

David,

I am attaching the latest talking points and dashboard related to the TBI project. If you try to print the dashboard (pdf), it is 11" x 17".

Would you please share with Sarah, Luis, and others within the chain of command?

If you have any comments or concerns, don't hesitate to call me.

Regards,



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Friday, November 5, 2021, 10:51 AM
To: Sarah Hicks <sarah.hicks@gov.texas.gov>; Luis Saenz <luis.saenz@gov.texas.gov>
Cc: Brady Franks <brady.franks@gov.texas.gov>
Subject: FW: CONFIDENTIAL - SECURITY SENSITIVE INFO
Attachments: TBI Talking Points 11-5-21.docx

FYI from TFC

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Friday, November 5, 2021 8:31 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO
Importance: High

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Thank you,



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Monday, November 15, 2021, 3:52 PM
To: Sarah Hicks <sarah.hicks@gov.texas.gov>; Luis Saenz <luis.saenz@gov.texas.gov>
Cc: Brady Franks <brady.franks@gov.texas.gov>
Subject: FW: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard
Attachments: TBI Talking Points 11-12-21.docx; TFC TBI Program - MBHZ Status Report 01 11.12.21 rev01.pdf

FYI

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Monday, November 15, 2021 8:33 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard
Importance: High

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Regards,



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Monday, November 1, 2021, 11:37 AM
To: Sarah Hicks <sarah.hicks@gov.texas.gov>; Luis Saenz <luis.saenz@gov.texas.gov>
Cc: Brady Franks <brady.franks@gov.texas.gov>
Subject: FW: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard
Attachments: TBI Talking Points 10-29-21.docx; TFC TBI Program - MBHZ Status Report 01 10.29.21 rev00.pdf

Attached is TFC's dashboard update for this week.

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Monday, November 1, 2021 7:25 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard
Importance: High

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Regards,



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Tuesday, November 16, 2021, 3:10 PM
To: Brady Franks <brady.franks@gov.texas.gov>; Sallie Bentley <Sallie.Bentley@gov.texas.gov>; Paige McGhee <Paige.McGhee@gov.texas.gov>
Subject: FW: TFC Estimates
Attachments: TFC and TDEM11_16.xlsx

From TFC. They are having a meeting at 9 on Thursday to award a design build contract for work on the border.

From: Diane Jackson <Diane.Jackson@tfc.texas.gov>
Sent: Tuesday, November 16, 2021 2:56 PM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Cc: Richard Glancey <Richard.Glancey@tfc.texas.gov>; Thomas Brown <Thomas.Brown@tfc.texas.gov>
Subject: TFC Estimates

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

Good afternoon David,

Attached are the estimated costs that you requested. I included a note highlighted that our current contract agreement with the Governor's Office is 250million and that is what we are currently working under with regards to budget. Also, please keep in mind this does not include the larger portion of this budget, which is the design- build contract that is going to be presented this week at Commission Meeting for approval. If approved and after award, we should receive those estimates to include in this document.

Let me know if you have any questions.

Thank you,

Diane Jackson,
Chief Financial Officer
Texas Facilities Commission
Phone: (512) 463-1918
Fax: (512) 236-6177



	Sept. 21	Oct. 21	Nov. 21
Barrier Construction Monthly Cost (TFC)	\$ 64,060.00	\$ 65,000.00	\$ 962,167.00
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ 64,060.00	\$ 129,060.00	\$ 1,091,227.00
Remaining Funding	\$ 920,226,800.00	\$ 920,161,800.00	\$ 919,199,633.00

	Jan. 22	Feb. 22	Mar. 22
Barrier Construction Monthly Cost (TFC)	\$ 1,063,660.00	\$ 994,371.00	\$ 1,010,266.00
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ 3,156,130.00	\$ 4,150,501.00	\$ 5,160,767.00
Remaining Funding	\$ 917,134,730.00	\$ 916,140,359.00	\$ 915,130,093.00

	Jan. 23	Feb. 23	Mar. 23
Barrier Construction Monthly Cost (TFC)	\$ 257,913.00	\$ 249,594.00	\$ 232,954.00
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ 10,533,014.00	\$ 10,782,608.00	\$ 11,015,562.00
Remaining Funding	\$ 909,757,846.00	\$ 909,508,252.00	\$ 909,275,298.00

Dec. 21
\$ 1,001,243.00
\$ 2,092,470.00
\$ 918,198,390.00

Barrier Construction
Funds (TFC) \$ 750,000,000.00
Processing Centers
Funds (TDEM) \$ 170,000,000.00

Current IAC with OOG

April 22	May 22	June 22	July 22	Aug. 22
\$ 1,103,500.00	\$ 876,922.00	\$ 541,613.00	\$ 492,438.00	\$ 500,758.00
\$ 6,264,267.00	\$ 7,141,189.00	\$ 7,682,802.00	\$ 8,175,240.00	\$ 8,675,998.00
\$ 914,026,593.00	\$ 913,149,671.00	\$ 912,608,058.00	\$ 912,115,620.00	\$ 911,614,862.00

April 23	May 23	June 23	July 23	Aug. 23
\$ 224,634.00				
\$ 11,240,196.00	\$ 11,240,196.00	\$ 11,240,196.00	\$ 11,240,196.00	\$ 11,240,196.00
\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00

is 250million

Sept. 22	Oct. 22	Nov. 22	Dec. 22
\$ 500,758.00	\$ 492,438.00	\$ 307,113.00	\$ 298,794.00
\$ 9,176,756.00	\$ 9,669,194.00	\$ 9,976,307.00	\$ 10,275,101.00
\$ 911,114,104.00	\$ 910,621,666.00	\$ 910,314,553.00	\$ 910,015,759.00

Sept. 23
\$ 11,240,196.00
\$ 909,050,664.00

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Tuesday, November 16, 2021, 2:57 PM
To: Paige McGhee <Paige.McGhee@gov.texas.gov>
Subject: FW: TFC Estimates
Attachments: TFC and TDEM11_16.xlsx

From TFC- I'll cc you on my reply

From: Diane Jackson <Diane.Jackson@tfc.texas.gov>
Sent: Tuesday, November 16, 2021 2:56 PM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Cc: Richard Glancey <Richard.Glancey@tfc.texas.gov>; Thomas Brown <Thomas.Brown@tfc.texas.gov>
Subject: TFC Estimates

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\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00

is 250million

Sept. 22	Oct. 22	Nov. 22	Dec. 22
\$ 500,758.00	\$ 492,438.00	\$ 307,113.00	\$ 298,794.00
\$ 9,176,756.00	\$ 9,669,194.00	\$ 9,976,307.00	\$ 10,275,101.00
\$ 911,114,104.00	\$ 910,621,666.00	\$ 910,314,553.00	\$ 910,015,759.00

Sept. 23
\$ 11,240,196.00
\$ 909,050,664.00

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Friday, November 19, 2021, 6:42 PM
To: Sarah Hicks <sarah.hicks@gov.texas.gov>; Luis Saenz <luis.saenz@gov.texas.gov>
Cc: Brady Franks <brady.franks@gov.texas.gov>
Subject: Fwd: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard November 19 2021
Attachments: TBI Talking Points 11-19-21.docx; TFC TBI Program - MBHZ Status Report 01 11.19.21 rev01.pdf

FYI from TFC

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From: Richard Glancey <Richard.Glancey@tfc.texas.gov>

Sent: Friday, November 19, 2021 3:16:00 PM

To: David Shoemaker <david.shoemaker@gov.texas.gov>

Subject: CONFIDENTIAL - SECURITY SENSITIVE INFO; Weekly MBHZ Dashboard November 19 2021

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

David,

I am attaching the latest talking points and dashboard related to the TBI project. If you try to print the dashboard (pdf), it is 11" x 17".

Would you please share with Sarah, Luis, and others within the chain of command?

If you have any comments or concerns, don't hesitate to call me.

Regards,



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Tuesday, November 16, 2021, 8:18 AM
To: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Subject: Fwd: TFC/TDEM Pro-Forma
Attachments: TFC and TDEM.xlsx

Rick,

Can you please forward the attached document on to Diane? If y'all have any questions please let me know and I can visit with our budget team about them.

I also saw Diane's email yesterday and I will bring it up with our budget folks this morning.

David

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From: Paige McGhee <Paige.McGhee@gov.texas.gov>
Sent: Monday, November 15, 2021 5:19 PM
To: David Shoemaker; Michael Hull
Cc: Brady Franks; Sallie Bentley
Subject: TFC/TDEM Pro-Forma

Hi Michael, David –

We've thrown together a template for TFC and TDEM to both complete that will hopefully give us some idea of how much each of them separately might be drawing down or expending for 1) barrier construction costs (TFC) and 2) processing center costs (TDEM) each month, looking back on what they've spent to date (from Sept. 2021) and prospectively through September of 2023.

Would you each mind please sending this to TDEM and TFC and having them fill out the relevant cost line relevant (processing centers for TDEM and barrier construction costs for TFC)?

Let us know if you have any questions (or feedback on the template)!

With thanks,

Paige McGhee
Budget Advisor
Office of Governor Greg Abbott | Budget and Policy Division

s: 1100 San Jacinto Street, Austin, TX 78701
e: paige.mcghee@gov.texas.gov
w: 512-936-2596
www.gov.texas.gov

	Sept. 21	Oct. 21	Nov. 21
Barrier Construction Monthly Cost (TFC)			
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ -	\$ -	\$ -
Remaining Funding	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00

	Jan. 22	Feb. 22	Mar. 22
Barrier Construction Monthly Cost (TFC)			
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ -	\$ -	\$ -
Remaining Funding	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00

	Jan. 23	Feb. 23	Mar. 23
Barrier Construction Monthly Cost (TFC)			
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ -	\$ -	\$ -
Remaining Funding	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00

Dec. 21
\$ -
\$ 920,290,860.00

Barrier Construction
Funds (TFC) \$ 750,000,000.00
Processing Centers
Funds (TDEM) \$ 170,000,000.00

April 22	May 22	June 22	July 22	Aug. 22
\$ -	\$ -	\$ -	\$ -	\$ -
\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00

April 23	May 23	June 23	July 23	Aug. 23
\$ -	\$ -	\$ -	\$ -	\$ -
\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00

Sept. 22	Oct. 22	Nov. 22	Dec. 22
\$ -	\$ -	\$ -	\$ -
\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00	\$ 920,290,860.00

Sept. 23
\$ -
\$ 920,290,860.00

From: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Sent: Tuesday, November 16, 2021, 8:21 AM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Subject: RE: TFC/TDEM Pro-Forma

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

Will do. Thanks for the support on the other item.



Richard "Rick" Glancey - Director
Government Relations - External Communications
o (512) 936-1788 | c (512) 636-0463
Texas Facilities Commission
Our Legacy: Build. Support. Maintain.

From: David Shoemaker <david.shoemaker@gov.texas.gov>
Sent: Tuesday, November 16, 2021 8:18 AM
To: Richard Glancey <Richard.Glancey@tfc.texas.gov>
Subject: Fwd: TFC/TDEM Pro-Forma

Rick,

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I also saw Diane's email yesterday and I will bring it up with our budget folks this morning.

David

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Sent: Monday, November 15, 2021 5:19 PM
To: David Shoemaker; Michael Hull
Cc: Brady Franks; Sallie Bentley
Subject: TFC/TDEM Pro-Forma

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Let us know if you have any questions (or feedback on the template)!

With thanks,

Paige McGhee

Budget Advisor

Office of Governor Greg Abbott | Budget and Policy Division

s: 1100 San Jacinto Street, Austin, TX 78701

e: paige.mcghee@gov.texas.gov

w: 512-936-2596

www.gov.texas.gov

From: Diane Jackson <Diane.Jackson@tfc.texas.gov>
Sent: Tuesday, November 16, 2021, 2:56 PM
To: David Shoemaker <david.shoemaker@gov.texas.gov>
Cc: Richard Glancey <Richard.Glancey@tfc.texas.gov>; Thomas Brown <Thomas.Brown@tfc.texas.gov>
Subject: TFC Estimates
Attachments: TFC and TDEM11_16.xlsx

[EXTERNAL SENDER] - Do not click on links or open attachments in unexpected messages.

Good afternoon David,

Attached are the estimated costs that you requested. I included a note highlighted that our current contract agreement with the Governor's Office is 250million and that is what we are currently working under with regards to budget. Also, please keep in mind this does not include the larger portion of this budget, which is the design- build contract that is going to be presented this week at Commission Meeting for approval. If approved and after award, we should receive those estimates to include in this document.

Let me know if you have any questions.

Thank you,

Diane Jackson,
Chief Financial Officer
Texas Facilities Commission
Phone: (512) 463-1918
Fax: (512) 236-6177



	Sept. 21	Oct. 21	Nov. 21
Barrier Construction Monthly Cost (TFC)	\$ 64,060.00	\$ 65,000.00	\$ 962,167.00
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ 64,060.00	\$ 129,060.00	\$ 1,091,227.00
Remaining Funding	\$ 920,226,800.00	\$ 920,161,800.00	\$ 919,199,633.00

	Jan. 22	Feb. 22	Mar. 22
Barrier Construction Monthly Cost (TFC)	\$ 1,063,660.00	\$ 994,371.00	\$ 1,010,266.00
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ 3,156,130.00	\$ 4,150,501.00	\$ 5,160,767.00
Remaining Funding	\$ 917,134,730.00	\$ 916,140,359.00	\$ 915,130,093.00

	Jan. 23	Feb. 23	Mar. 23
Barrier Construction Monthly Cost (TFC)	\$ 257,913.00	\$ 249,594.00	\$ 232,954.00
Processing Centers Monthly Cost (TDEM)			
Cumulative Costs	\$ 10,533,014.00	\$ 10,782,608.00	\$ 11,015,562.00
Remaining Funding	\$ 909,757,846.00	\$ 909,508,252.00	\$ 909,275,298.00

Dec. 21
\$ 1,001,243.00
\$ 2,092,470.00
\$ 918,198,390.00

Barrier Construction
Funds (TFC) \$ 750,000,000.00
Processing Centers
Funds (TDEM) \$ 170,000,000.00

Current IAC with OOG

April 22	May 22	June 22	July 22	Aug. 22
\$ 1,103,500.00	\$ 876,922.00	\$ 541,613.00	\$ 492,438.00	\$ 500,758.00
\$ 6,264,267.00	\$ 7,141,189.00	\$ 7,682,802.00	\$ 8,175,240.00	\$ 8,675,998.00
\$ 914,026,593.00	\$ 913,149,671.00	\$ 912,608,058.00	\$ 912,115,620.00	\$ 911,614,862.00

April 23	May 23	June 23	July 23	Aug. 23
\$ 224,634.00				
\$ 11,240,196.00	\$ 11,240,196.00	\$ 11,240,196.00	\$ 11,240,196.00	\$ 11,240,196.00
\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00	\$ 909,050,664.00

is 250million

Sept. 22	Oct. 22	Nov. 22	Dec. 22
\$ 500,758.00	\$ 492,438.00	\$ 307,113.00	\$ 298,794.00
\$ 9,176,756.00	\$ 9,669,194.00	\$ 9,976,307.00	\$ 10,275,101.00
\$ 911,114,104.00	\$ 910,621,666.00	\$ 910,314,553.00	\$ 910,015,759.00

Sept. 23
\$ 11,240,196.00
\$ 909,050,664.00