

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, A TEXAS HOME-RULE MUNICIPAL CORPORATION, AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 5 TO THE CONTRACT BETWEEN THE CITY OF DENTON AND SUNDT CONSTRUCTION, INC., FOR THE CONSTRUCTION OF THE BONNIE BRAE PHASE 3 WIDENING AND RECONSTRUCTION PROJECT FOR THE CAPITAL PROJECTS DEPARTMENT; PROVIDING FOR THE EXPENDITURE OF FUNDS THEREFOR; AND PROVIDING AN EFFECTIVE DATE (CSP 8094-1 – CHANGE ORDER NO. 5 IN THE NOT-TO-EXCEED AMOUNT OF \$1,048,785.81, FOR A TOTAL CONTRACT AWARD AGGREGATED TO \$43,755,993.44).

WHEREAS, on August 15, 2023, by Ordinance No. 23-1524, the City Council awarded a contract to Sundt Construction, Inc., in the amount of \$40,318,845.47, for the Bonnie Brae Phase 3 Widening and Reconstruction Project for the Capital Projects Department; and

WHEREAS, on June 17, 2024, Purchasing awarded a Change Order No. 1 between the City of Denton and Sundt Construction, Inc., in the amount of \$44,157.00; and

WHEREAS, on December 9, 2024, Purchasing awarded a Change Order No. 2 between the City of Denton and Sundt Construction, Inc., in the amount of \$365,742.00; and

WHEREAS, on April 15, 2025, City Council awarded a Change Order No. 3 between the City of Denton and Sundt Construction, Inc., in the amount of \$2,388,362.16; and

WHEREAS, on October 24, 2025, Purchasing awarded a Change Order No. 4 between the City of Denton and Sundt Construction, Inc., in the amount of \$359,778.62; and

WHEREAS, this procurement was undertaken as part of the City's governmental function; and

WHEREAS, the Staff having recommended, and the City Manager having recommended to the Council that a change order be authorized to amend such contract agreement with respect to the scope of work and an increase in the payment amount; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. Change Order No. 5, increasing the amount of the contract between the City and Sundt Construction, Inc., which is on file in the office of the Purchasing Agent, in the amount of One Million Forty-Eight Thousand Seven Hundred Eighty-Five and 81/100 (\$1,048,785.81) dollars, is hereby approved and the expenditure of funds therefore is hereby authorized in accordance with said change order. The total purchase order amount increases to \$43,755,993.44.

SECTION 2. This ordinance shall become effective immediately upon its passage and approval.

The motion to approve this ordinance was made by _____ and seconded by _____. The ordinance was passed and approved by the following vote [___ - ___]:

	Aye	Nay	Abstain	Absent
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Jordan Villarreal, District 1:	_____	_____	_____	_____
Nick Stevens, District 2:	_____	_____	_____	_____
Suzi Rumohr, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Jill Jester, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2026.

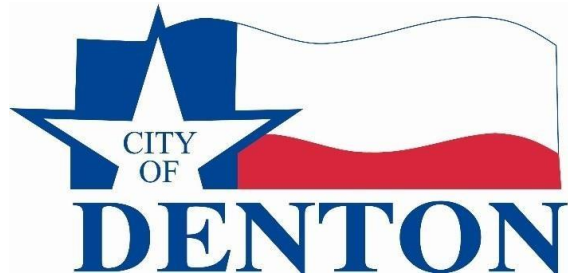
GERARD HUDSPETH, MAYOR

ATTEST:
KRISTI FOGLE, INTERIM CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY

BY: Leah Bush



DocuSign City Council Transmittal Coversheet

RFP	8094-1
File Name	Bonnie Brae 3 Widening & Relocation - CO#5
Purchasing Contact	Cori Power
City Council Target Date	
Piggy Back Option	Not Applicable
Contract Expiration	
Ordinance	

CITY OF DENTON CHANGE ORDER FORM



City of Denton - Capital Projects
 401 N. Elm Street
 Denton, TX 76201
 Robin Davis, Project Manager

Contractor: Sundt Construction, Inc.
 8445 Freeport Pkwy Suite 240
 Irving, TX 75063
 Holly Horsak

Proj: **Bonnie Brae Phase 3 Widening & Reconstruction**

CHANGE ORDER NO. **5**

IFB# **8094-1**

ENG/PMO# **880006-3**

PO# **205669**

Notice To Proceed Issued:
 10/16/2023

Current Completion Date:
 11/11/2026

New Completion Date:
 11/11/2026

Contract BID Amount:	\$ 38,398,900.45	Prior Approved Other Funded CO's:	\$ 2,388,362.16
5% Contingency Amount:	\$ 1,919,945.02	Current Contract Amount:	\$ 42,557,678.18
Total NTE Amount :	\$ 40,318,845.47	This CO Other Funding Request:	\$ 1,048,785.81
Prior Approved CUA's:	\$ 1,770,415.57	Total Change Request:	\$ 1,048,785.81
Available Contingency:	\$ 149,529.45		
This CUA Request:	\$ -	Orig Contract Days:	912
Contingency Remaining:	\$ 149,529.45	Approved CO Days:	210
		This CO Days Request:	0
		New Contract Days:	1122

PROJECT SCOPE AND REASON FOR CHANGE

SCOPE OF WORK included in Contract: Widen and reconstruct Bonnie Brae Phase 3 from FM1515/Airport Road to Roselawn Drive from a 2-lane rural roadway to a 4-lane divided urban street section. Includes drainage, water & wastewater improvements as well as street lighting and sidewalks/sidepaths.

Reason for Change:

Airport Road/FM 1515: \$ (47,055.77)	TxDOT requested change from concrete to asphalt since TxDOT will be replacing this section with the future FM 1515 reconstruction/widening project.
Parvin Street Changes: \$ 1,750.00	Extended Asphalt section and changed from ribbon curb to curb & gutter to avoid DME conflict.
Willowood St. Changes: \$ 6,345.00	Changed 331 LF of Concrete Ribbon Curb to Concrete Curb & Gutter to improve protection at edge of roadway.
Driveway Revisions: \$ (4,765.00)	The driveway for Natl' Wholesale was changed from a future street section to a commercial driveway. Eliminated one (1) driveway, added a new drive not included in plans, widened two (2) gas well entrances to accommodate large trucks, slope improvements needed at various drives and changed lime stabilization to flexbase in approach area to cross existing 8-inch water line.
CPKCS RR ROW Asphalt: \$ 19,550.00	The asphalt transition within the CPKCS RR ROW was not included in the project plans. Once CPKCS completed their Rail widening work, the asphalt section was completed by Sundt.
Street Revisions: \$ (107,452.75)	Added 2 left turn lanes at both gas well entrances south of the RR to ensure proper radius for large trucks. Credit for detour TCP not needed as multiple phases were paved during full closure of Bonnie Brae. Concrete Panel replacement required due to Porta Potty being set on fire overnight.
Drainage Revisions: \$ (10,040.00)	Deletion of L7 due to conflict with SS and N12 due to conflict with TXDOT Project. Deletion of 2 manholes once lateral was ran straight to inlets, extension of Inlet I-4 to accommodate gas well driveway widening and extension of 30" RCP (K-1) due to conflict with Sidewalk crossing PCKCS RR Tracks.
Water Revisions: \$ 1,190,454.33	Water utilities request to upgrade existing 8inch to 12inch under PCKCS RR tracks (Bore). Adjustment of existing 42" water line Manholes to match elevation of new street grade as well as the relocation of existing water flush point STA 193+85 (not shown on plans) in conflict with 10ft Shared Use Path as well as other misc work-arounds due to conflicts.

CONTINGENCY USE ALLOWANCE (CUA) CONTRACT CHANGES

Contingency is not being used for this Change Order

OTHER FUNDED CONTRACT CHANGES (CO)

QUANTITY CHANGES TO EXISTING ITEMS

Item No.	Spec. Section No.	Description of work	UOM	BID QTY	+/- QTY	Unit Price	Extended Price
9	31 23 16	EXCAVATION	CY	42,773	1,788	\$ 20.00	\$ 35,760.00
10	02 41 15	REMOVE EXISTING CONCRETE PAVING	SY	5,759	1,569	\$ 20.00	\$ 31,380.00
11	02 41 15	REMOVE EXISTING ASPHALT PAVING	SY	19,834	-1,529	\$ 6.00	\$ (9,174.00)
14	32 11 29	12" LIME SLURRY (54LBS/SY)	TON	1,976	-94	\$ 325.00	\$ (30,452.50)
15	32 11 29	12" LIME TREATED SUBGRADE	SY	73,180	48	\$ 5.00	\$ 240.00
16	32 11 23	ROADBED BASE	SY	195	-168	\$ 40.00	\$ (6,720.00)
17	32 13 13	CONCRETE PAVEMENT 6-INCH	SY	890	127	\$ 95.00	\$ 12,065.00
18	32 13 13	CONCRETE PAVEMENT 8-INCH	SY	3,224	-73	\$ 105.00	\$ (7,665.00)
19	32 13 13	CONCRETE PAVEMENT 10-INCH	SY	2,825	-53	\$ 115.00	\$ (6,095.00)
20	32 13 13	CONCRETE PAVEMENT 11-INCH	SY	59,272	215	\$ 130.00	\$ 27,950.00
21	32 12 16	ASPHALT PAVEMENT, TY C, SAC-A, PG64-22, 2"	SY	3,548	387	\$ 30.00	\$ 11,610.00
22	32 12 16	ASPHALT PAVEMENT, TY B, PG64-22, 4"	SY	145	-21	\$ 40.00	\$ (840.00)
23	32 12 16	ASPHALT PAVEMENT, TY B, PG64-22, 7"	SY	1,704	53	\$ 70.00	\$ 3,710.00
24	32 12 16	ASPHALT PAVEMENT, TY B, PG64-22, 10"	SY	1,699	355	\$ 85.00	\$ 30,175.00
25	32 16 00	CONCRETE CURB & GUTTER 30-INCH	LF	1,492	333	\$ 45.00	\$ 14,985.00
26	32 16 00	CONCRETE RIBBON CURB	LF	662	-662	\$ 50.00	\$ (33,100.00)
27	32 16 00	MONOLITHIC CURB	LF	29,790	-93	\$ 7.50	\$ (697.50)

29	32 16 00	10-FOOT SHARED USE PATH 5-INCH	SY	12,946	-24	\$ 85.00	\$ (2,040.00)
35	32 12 16	TEMPORARY ASPHALT PAVEMENT, TY B, PG64-22, 6"	SY	4,910	-2,160	\$ 58.50	\$ (126,360.00)
41	32 13 16	4-INCH STAMPED & STAINED CONCRETE	SY	2,755	-82	\$ 170.00	\$ (13,940.00)
50	33 42 11	18" RCP (CL III)	LF	3,025	24	\$ 120.00	\$ 2,880.00
55	33 42 11	30" RCP (CL III)	LF	784	65	\$ 160.00	\$ 10,400.00
57	33 42 11	36" RCP (CL III)	LF	526	-57	\$ 260.00	\$ (14,820.00)
71	33 42 33	4' x 4' "Y" Inlet	EA	2	-1	\$ 8,500.00	\$ (8,500.00)
72	33 42 33	Drop Inlet Type 1	EA	1	-1	\$ 7,000.00	\$ (7,000.00)
73	TxDOT 465	Type M Manhole	EA	21	-1	\$ 13,000.00	\$ (13,000.00)
210	681.6001	TEMP TRAF SIGNALS	EA	1	-1	\$ 120,000.00	\$ (120,000.00)
233	32 17 23	TYPE IB EDGELINE	LF	493	1,289	\$ 1.25	\$ 1,611.25
244	32 17 23	TYPE VB DIAGONAL MARKING	LF	65	38	\$ 12.00	\$ 456.00

TOTAL OTHER FUNDED EXISTING QTY CHANGES: -\$217,181.75

NEW ITEMS OF WORK

355	RFI 69	Airport Road & Ph 8 Flex Base	TON	0	2149	\$ 20.45	\$ 43,947.05
356	RFI 69	Airport Road & Ph 8 Filter Fabric	SY	0	4000	\$ 1.72	\$ 6,872.00
357	RFI 69	Airport Road & Ph 8 TCP reconstruction	LS	0	1	\$ 4,694.18	\$ 4,694.18
358	RFI 48	Relocate water Flush Point	LS	0	1	\$ 21,695.25	\$ 21,695.25
359	RFI 50	Water Utilities Conflicts Work-arounds	LS	0	1	\$ 25,380.22	\$ 25,380.22
360	RFI 90	Flowfill Subgrade replacement due to 42-Inch water transmission line trench	LS	0	1	\$ 26,335.00	\$ 26,335.00
361	RFI 91	42-inch Water line Manhole Adjustments	LS	0	1	\$ 19,874.00	\$ 19,874.00
362	RFI 72	Water requested Upgrade from 8inch to 12 inch under RR Tracks	LS	0	1	\$ 1,117,169.86	\$ 1,117,169.86

TOTAL OTHER FUNDED NEW ITEMS: \$1,265,967.56

TOTAL CHANGE AMOUNT: \$1,048,785.81

**Bonnie Brae Phase 3
Widening & Reconstruction**

Original BID/Contract Amount: \$ 38,398,900.45
 Original Not To Exceed Amount: \$ 40,318,845.47
 Total CUA's: \$ 1,770,415.57
 Total CO's: \$ 3,437,147.97
Revised Contract Amount: \$ 43,606,463.99
 % of CUA Approved To-Date: 92.21%
Total Changes over Original Bid: 13.56%
 Percent Changes over NTE: 8.15%

**THE FOREMENTIONED CHANGE, AND WORK AFFECTED THEREBY,
IS SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS.**


SUBMITTED BY:

Signed by: 
 Robin Davis, Project Manager

ACCEPTED BY CITY ENGINEER/DIRECTOR OF CAPITAL PROJECTS

Signed by: 
 Seth Garcia, Director-Capital Projects

ACCEPTED BY CONTRACTOR: Holly Horsak Sr. Project Manager
 Name, Title

DocuSigned by: 
 Signature


CITY MANAGER:

Signature

ATTEST:

Signature

APPROVED AS TO LEGAL FORM:

Signed by: 
 Signature

Certificate Of Completion

Envelope Id: 18AA147C-9A3C-418F-AAE1-8E926D174B4D

Status: Sent

Subject: Please DocuSign: City Council Contract 8094-1 - Bonnie Brae 3 Widening & Relocation - CO#5

Source Envelope:

Document Pages: 3

Signatures: 4

Envelope Originator:

Certificate Pages: 7

Initials: 1

Cori Power

AutoNav: Enabled

901B Texas Street

Envelopeld Stamping: Enabled

Denton, TX 76209

Time Zone: (UTC-06:00) Central Time (US & Canada)

cori.power@cityofdenton.com

IP Address: 198.49.140.10

Record Tracking

Status: Original

Holder: Cori Power

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5/5/2026 9:16:12 AM

cori.power@cityofdenton.com

Signer Events

Signature

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Cori Power

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cori.power@cityofdenton.com

Viewed: 5/5/2026 9:33:41 AM

Purchasing Supervisor

Signed: 5/5/2026 9:34:18 AM

City of Denton

Using IP Address: 198.49.140.10

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Electronic Record and Signature Disclosure:

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Cori Power

Completed

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cori.power@cityofdenton.com

Viewed: 5/5/2026 3:26:08 PM

Purchasing Supervisor

Signed: 5/5/2026 3:27:01 PM

City of Denton

Using IP Address: 198.49.140.10

Security Level: Email, Account Authentication (None)

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Lori Hewell

Initial

Sent: 5/5/2026 9:34:19 AM

lori.hewell@cityofdenton.com

Resent: 5/5/2026 3:27:03 PM

Purchasing Manager

Viewed: 5/5/2026 9:44:21 AM

City of Denton

Signed: 5/5/2026 4:46:15 PM

Security Level: Email, Account Authentication (None)

Signature Adoption: Pre-selected Style

Using IP Address: 198.49.140.10

Electronic Record and Signature Disclosure:

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Robin Davis

Signed by:

1786071FDEE947C...

Sent: 5/5/2026 4:46:17 PM

Robin.Davis@cityofdenton.com

Resent: 5/6/2026 8:47:37 AM

Project Manager- Capital Projects

Viewed: 5/6/2026 8:53:57 AM

Security Level: Email, Account Authentication (None)

Signature Adoption: Uploaded Signature Image

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Electronic Record and Signature Disclosure:

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Agent Delivery Events	Status	Timestamp
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Intermediary Delivery Events	Status	Timestamp
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Certified Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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Cheyenne Defee
cheyenne.defee@cityofdenton.com
Procurement Administration Supervisor
City of Denton
Security Level: Email, Account Authentication (None)
Electronic Record and Signature Disclosure:
Not Offered via DocuSign

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Sent: 5/5/2026 9:34:20 AM

Gretna Jones
gretna.jones@cityofdenton.com
Legal Secretary
City of Denton
Security Level: Email, Account Authentication (None)
Electronic Record and Signature Disclosure:
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City Secretary Office
citysecretary@cityofdenton.com
Security Level: Email, Account Authentication (None)
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Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Payment Events	Status	Timestamps
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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

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To advise City of Denton of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at melissa.kraft@cityofdenton.com and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

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To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign account, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an e-mail to purchasing@cityofdenton.com and in the body of such request you must state your e-mail, full name, IS Postal Address, telephone number, and account number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

Operating Systems:	Windows2000? or WindowsXP?
Browsers (for SENDERS):	Internet Explorer 6.0? or above
Browsers (for SIGNERS):	Internet Explorer 6.0?, Mozilla FireFox 1.0, NetScape 7.2 (or above)
Email:	Access to a valid email account
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	<ul style="list-style-type: none"> •Allow per session cookies •Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection

** These minimum requirements are subject to change. If these requirements change, we will provide you with an email message at the email address we have on file for you at that time providing you with the revised hardware and software requirements, at which time you will have the right to withdraw your consent.

Acknowledging your access and consent to receive materials electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the 'I agree' button below.

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