

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF DENTON, A TEXAS HOME-RULE MUNICIPAL CORPORATION, AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 TO THE CONTRACT BETWEEN THE CITY OF DENTON AND PAVECON PUBLIC WORKS LP, FOR THE CONSTRUCTION OF THE 2020 STREET BUNDLE SECTOR I PROJECT FOR THE CITY OF DENTON; PROVIDING FOR THE EXPENDITURE OF FUNDS THEREFOR; AND PROVIDING AN EFFECTIVE DATE (CSP 7803 – CHANGE ORDER NO. 1, IN THE NOT-TO-EXCEED AMOUNT OF \$378,258.72, FOR A TOTAL CONTRACT AWARD AGGREGATED TO \$4,158,333.95).

WHEREAS, on December 14, 2021, by Ordinance No. 21-2690, the Council awarded a contract to Pavecon Public Works LP in the amount of \$3,780,075.23, for the construction of the 2020 Street Bundle Sector I Project for the City of Denton; 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. 1, increasing the amount of the contract between the City and Pavecon Public Works LP, which is on file in the office of the Purchasing Agent, in the amount of Three Hundred Seventy-Eight Thousand Two Hundred Fifty-Eight and 72/100 \$378,258.72) 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 \$4,158,333.95.

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 \_\_\_\_\_. This ordinance was passed and approved by the following vote [\_\_\_\_ - \_\_\_\_]:

	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Jesse Davis, District 3:	_____	_____	_____	_____
Alison Maguire, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Chris Watts, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

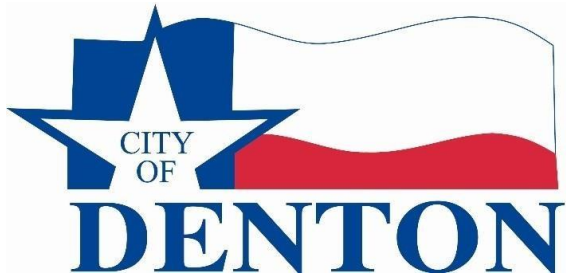
\_\_\_\_\_  
GERARD HUDSPETH, MAYOR

ATTEST:  
ROSA RIOS, CITY SECRETARY

BY: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:  
MACK REINWAND, CITY ATTORNEY

BY: Marcella Lunn  
Digitally signed by Marcella Lunn  
DN: cn=Marcella Lunn, o, ou=City  
of Denton,  
email=marcella.lunn@cityofdenton.com, c=US  
Date: 2022.07.28 18:40:58 -05'00'



Docusign City Council Transmittal Coversheet

RFP	7803
File Name	2020 Street Bundle-Sector I - CO#1
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  
Scott Fettig, Project Manager

Contractor: Pavecon Public Works LP  
3022 Roy Orr Blvd.  
Grand Prairie, TX 75050  
Brandon Palavador

Project: **2020 Street Bundle Sector I**

CSP# **7803**

CIP/ENG# **190003-1**

CHANGE ORDER NO. **1**

PO #: **198969**

Notice To Proceed Issued:  
2/14/2022

Current Completion Date:  
12/11/2022

New Completion Date:  
2/25/2023

Contract BID Amount:	\$ 3,600,071.65	Prior Approved Other Funded CO's:	\$ -
5% Contingency Amount:	\$ 180,003.58	Current Contract Amount w CO's:	\$ 3,600,071.65
Total NTE Amount :	\$ 3,780,075.23	This CO Other Funding Request:	\$ <b>378,258.72</b>
Prior Approved CAA's:	\$ -	Total Change Request:	\$ <b>558,262.30</b>
Available Contingency:	\$ 180,003.58		
This CAA Request:	\$ <b>180,003.58</b>	Orig Contract Days:	<u>300</u>
Contingency Remaining:	\$ 0.00	Approved CO Days:	<u>0</u>
		This CO Days Request:	<u>76</u>
		New Contract Days:	<u>376</u>

## PROJECT SCOPE AND REASON FOR CHANGE

Project Scope included  
in Contract:

2020 Street Bundle I, including reconstruction of streets with water and sewer line replacements.

## Reason for change:

We have added 76 additional days, 26 days for delay between notice to proceed and stop work order issued by City of Denton due to bid quantity changes, 50 days for the additional work required to complete added bid line quantities.

## CONTINGENCY ALLOWANCE AUTHORIZED (CAA) CONTRACT CHANGES

## QUANTITY CHANGES TO EXISTING ITEMS

Item No.	Spec. Section No.	Description of work	UOM	BID QTY	+/- QTY	Unit Price	Extended Price
10	02 41 15	Remove Concrete Pavement	SY	38	49	\$ 50.00	\$ 2,450.00
11	02 41 15	Remove Concrete Curb and Gutter	LF	916	202	\$ 7.50	\$ 1,515.00
15	02 41 15	Remove Asphalt Pavement	SY	15,714	5,143	\$ 5.50	\$ 28,286.50
17	02 41 15	Surface Milling 2"	SY	3,140	-2,563	\$ 3.50	\$ (8,970.50)
19	31 23 16	Unclassified Excavation	CY	2,357	800	\$ 54.00	\$ 43,200.00
23	32 11 23	Flexible Base Course (12')	SY	610	207	\$ 43.25	\$ 8,952.75
24	32 11 29	Lime Treated Base Course (12")	SY	15,104	4,936	\$ 23.10	\$ 114,021.60
25	32 11 29	Hydrated Lime	TN	652	214	\$ 186.50	\$ 39,911.00
26	32 12 16	Asphalt Pavement Type B (PG64-22) 6"	SY	15,714	5,011	\$ 30.70	\$ 153,837.70
27	32 12 16	Asphalt Pavement Type D (PG70-22) 2"	SY	13,095	2,619	\$ 13.75	\$ 36,011.25
28	32 12 16	Asphalt Pavement Type C (PG70-22) 3"	SY	5,759	2,392	\$ 19.60	\$ 46,883.20
29	32 16 00	Concrete Curb and Gutter	LF	916	202	\$ 42.50	\$ 8,585.00
39	33 05 61; 33 05 62	Concrete Manhole (4'ID)	EA	15	-5	\$ 10,100.00	\$ (50,500.00)
40	33 05 61; 33 05 62	Extra Depth Manhole (4' ID)	VF	58	-40	\$ 780.00	\$ (31,200.00)
44	33 14 11	Water Service Connection (1")	EA	9	8	\$ 2,250.00	\$ 18,000.00
53	33 14 11; 33 31 14	Pressure-Pipe Sanitary Sewer Gravity Main (6")	LF	461	-461	\$ 182.00	\$ (83,902.00)
54	33 14 11; 33 31 14	Pressure-Pipe Sanitary Sewer Gravity Main (8")	LF	1,652	-1,331	\$ 189.00	\$ (251,559.00)
55	33 14 11; 33 31 14	Pressure-Pipe Sanitary Sewer Gravity Main (10")	LF	1,473	-1,463	\$ 206.00	\$ (301,378.00)

**TOTAL CAA QTY CHANGES:** **-\$225,855.50**

## NEW ITEMS OF WORK

62	02 41 15	Surface Milling 3"	SY	2,596	2,596	\$ 4.08	\$ 10,591.68
63	32 01 17	Permanent Flexible Paving Repair for Utility Trench	SY	260	260	\$ 115.78	\$ 30,102.80
64	32 13 13	Concrete Pavement	SY	50	50	\$ 89.00	\$ 4,450.00
65	33 05 61; 33 05 62	Concrete Manhole (5'ID)	EA	5	5	\$ 11,020.10	\$ 55,100.50
66	33 05 61; 33 05 62	Extra Depth Manhole (5' ID)	VF	40	40	\$ 1,209.80	\$ 48,392.00
67	33 14 11	Water Service Connection (2")	EA	2	2	\$ 4,378.05	\$ 8,756.10
68	33 14 11; 33 31 14	Non-Pressure-Pipe Sanitary Sewer Gravity Main (6")	LF	461	461	\$ 167.00	\$ 76,987.00
69	33 14 11; 33 31 14	Non-Pressure-Pipe Sanitary Sewer Gravity Main (8")	LF	917	917	\$ 187.00	\$ 171,479.00

Contingency funds are used at City's discretion per contract spec language

**TOTAL CAA NEW ITEMS:** **\$405,859.08**

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
44	33 14 11	Water Service Connection (1")	EA	9	1	\$ 2,250.00	\$ 2,250.00

TOTAL OTHER FUNDED QTY CHANGES: \$2,250.00

NEW ITEMS OF WORK

62	02 41 15	Surface Milling 3"	SY	34	34	\$ 4.08	\$ 138.72
69	33 14 11; 33 31 14	Non-Pressure-Pipe Sanitary Sewer Gravity Main (8")	LF	414	414	\$ 187.00	\$ 77,418.00
70	33 14 11; 33 31 14	Non-Pressure-Pipe Sanitary Sewer Gravity Main (10")	LF	1,463	1,463	\$ 204.00	\$ 298,452.00

TOTAL OTHER FUNDED NEW ITEMS: \$376,008.72

TOTAL CO AMOUNT: \$558,262.30

2020 Street Bundle Sector I

Original BID/Contract Amount:	\$	3,600,071.65
Original Total Not To Exceed Amount:	\$	3,780,075.23
Total CAA's:	\$	180,003.58
Total CO's:	\$	378,258.72
Revised Contract Amount:	\$	4,158,333.95
% of CAA Approved To-Date:		100.00%
Total Change Order over Original Bid:		15.51%
Percent Changes over NTE:		10%

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

SUBMITTED BY:

DocuSigned by:  
Scott Fetting  
4CA965F7C7F44  
Project Manager

ACCEPTED BY CITY ENGINEER/DIRECTOR OF CAPITAL PROJECTS

DocuSigned by:  
Rebecca Diviney  
CE9F2B4E2B3  
Signature

ACCEPTED BY CONTRACTOR: Chris Smith Vice President  
Name, Title

DocuSigned by:  
Chris Smith  
00873A9C7C7C7  
Signature

CITY MANAGER:

Signature

ATTEST: CITY SECRETERY

Signature

PURCHASING:

DocuSigned by:  
Lori Hewell  
13E1D9C7C7C7C  
Signature

APPROVED AS TO LEGAL FORM:

DocuSigned by:  
Marcella Lunn  
4B0708C7C7C7C  
Signature

**Certificate Of Completion**

Envelope Id: 205D54E46D6841A38B334B0048D91D2D

Status: Sent

Subject: Please DocuSign: City Council Contract 7803 - 2020 Street Bundle-Sector 1 - CO#1

Source Envelope:

Document Pages: 3

Signatures: 5

Envelope Originator:

Certificate Pages: 6

Initials: 1

Cori Power

AutoNav: Enabled

901B Texas Street

Envelopeld Stamping: Enabled

Denton, TX 76209

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

cori.power@cityofdenton.com

IP Address: 198.49.140.104

**Record Tracking**

Status: Original

Holder: Cori Power

Location: DocuSign

7/22/2022 11:11:51 AM

cori.power@cityofdenton.com

**Signer Events****Signature****Timestamp**

Cori Power

**Completed**

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cori.power@cityofdenton.com

Viewed: 7/22/2022 11:13:29 AM

Senior Buyer

Signed: 7/22/2022 11:17:36 AM

City of Denton

Using IP Address: 198.49.140.104

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Not Offered via DocuSign

Lori Hewell

DocuSigned by:  
*Lori Hewell*  
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Sent: 7/22/2022 11:17:38 AM

lori.hewell@cityofdenton.com

Viewed: 7/22/2022 12:57:26 PM

Purchasing Manager

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City of Denton

Signature Adoption: Pre-selected Style

Security Level: Email, Account Authentication  
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Scott Fetting

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Scott.Fetting@cityofdenton.com

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Signature Adoption: Pre-selected Style

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Marcella Lunn

DocuSigned by:  
*Marcella Lunn*  
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Sent: 7/22/2022 1:41:46 PM

marcella.lunn@cityofdenton.com

Viewed: 7/25/2022 10:40:09 AM

Deputy City Attorney

Signed: 7/25/2022 10:41:11 AM

City of Denton

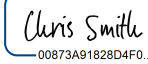
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(None)


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Rebecca Diviney Rebecca.Diviney@cityofdenton.com Director of Capital Projects/City Engineer Capital Projects/Engineering Security Level: Email, Account Authentication (None)	DocuSigned by:  CE9F2B4E4B6745F...  Signature Adoption: Pre-selected Style Using IP Address: 198.49.140.10
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Cheyenne Defee cheyenne.defee@cityofdenton.com Procurement Administration Supervisor City of Denton Security Level: Email, Account Authentication (None)	Sent: 7/26/2022 3:42:26 PM
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**Electronic Record and Signature Disclosure:**  
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Sara Hensley  
sara.hensley@cityofdenton.com  
Security Level: Email, Account Authentication (None)

**Electronic Record and Signature Disclosure:**  
Not Offered via DocuSign

Rosa Rios  
rosa.rios@cityofdenton.com  
Security Level: Email, Account Authentication (None)

**Electronic Record and Signature Disclosure:**  
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Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp

Carbon Copy Events	Status	Timestamp
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<div>Cheyenne Defee cheyenne.defee@cityofdenton.com Security Level: Email, Account Authentication (None) <b>Electronic Record and Signature Disclosure:</b> Not Offered via DocuSign</div>		
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Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
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Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		



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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:

To contact us by email send messages to: [purchasing@cityofdenton.com](mailto:purchasing@cityofdenton.com)

**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](mailto: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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- 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](mailto: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"><li>•Allow per session cookies</li><li>•Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection</li></ul>

\*\* 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.

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- Until or unless I notify City of Denton as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by City of Denton during the course of my relationship with you.