



# City of Denton

City Hall  
215 E. McKinney Street  
Denton, Texas  
www.cityofdenton.com

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## AGENDA INFORMATION SHEET

**DEPARTMENT:** Capital Projects/Engineering/Public Works

**ACM:** Cassandra Ogden

**DATE:** April 16, 2024

### **SUBJECT**

Consider adoption of an ordinance by the City of Denton authorizing the City Manager, or designee, to execute a pipeline crossing contract with the Kansas City Southern Railway Company, a Missouri Corporation, D/B/A CPKC ("Railway Company"), for the purpose of crossing under the railway company's tracks and right-of-way at Mile Post D 103.27 (Alliance Subdivision) Denton (Denton County), Texas to construct, maintain, operate, use and or/remove a proposed sanitary sewer pipeline for the City's Bonnie Brae Phase 3 Widening and Realignment Project; providing for the expenditure of funds in the Not-To-Exceed Amount of Nine Thousand, Three Hundred Seventy-Five Dollars (\$9,375.00); authorizing the expenditure of funds therefor; and providing an effective date.

### **BACKGROUND**

The Bonnie Brae Phase 3 project consists of the widening and reconstruction of the roadway section between IH 35E/FM 1515 and Parvin Street from a two-lane rural roadway to a divided four-lane urban street section; and constructing the same new alignment from Parvin Street to Roselawn Drive, tying into the recently completed Bonnie Brae Phase 1. The improvements also include sanitary sewer upgrades within portions of the new road right-of-way, which crosses under the existing railroad tracks.

To ensure the city's Bonnie Brae Phase 3 project can proceed as planned, the Railway Company has presented the City with a contract permitting the installation of the City's sanitary sewer utility within the railroad right-of-way and crossing under the railroad tracks.

The Railway Company requires this permit and fee in the amount of \$9,375.00 be authorized and provided prior to the Bonnie Brae Phase 3 construction contractor installing the sanitary sewer utility within the railroad right-of-way.

### **RECOMMENDATION**

Staff recommends approval of the ordinance.

### **PRIOR ACTION/REVIEW (Council, Boards, Commissions)**

On August 16, 2023, City Council authorized Sundt Construction Company Inc. to construct the Bonnie Brae Phase 3 Widening and Realignment Project.

### **PRINCIPLE PLACE OF BUSINESS**

Kansas City Southern Railway  
Lewisville, TX

### **ESTIMATED SCHEDULE OF PROJECT**

The Bonnie Brae Phase 3 project began construction on October 16, 2023 and is expected to be complete by Q3 2026.

### **FISCAL INFORMATION**

The fee amount of \$9,375.00 will be funded from Bonnie Brae Phase 3 account number 640486545.1365.40100.

### **EXHIBITS**

Exhibit 1 – Agenda Information Sheet

Exhibit 2 – Ordinance and Agreement

Respectfully submitted:  
Trevor Crain, PMP  
Director of Capital Projects

For information concerning this agreement contact: Robin Davis, PMP, at 940-349-7713.

Legal point of contact: Benjamin Samples, at 940-349-8312.