

**SUPPLEMENTAL NO. 4 TO THE INTERLOCAL CONTRACT FOR
ANN ROAD, US-95 TO DECATUR BOULEVARD**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 20th day of December, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY, Clark County, a political subdivision of the State of Nevada, hereinafter referred to as "COUNTY", and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

WITNESSETH

WHEREAS, RTC approved an Interlocal Contract on May 13, 1999 and supplemental Interlocal Contracts on October 11, 2000 and April 10, 2003, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Ann Road, US-95 to Decatur Boulevard, being located partially within the CITY and partially within the Clark County; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other; right-of-way acquisition, and construction, and,

WHEREAS, the CITY desires to decrease funds and extend the completion date for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II - PROJECT COSTS, shall be changed to read as follows:

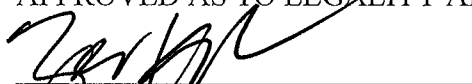
1. The total cost for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocation, and construction shall not exceed \$13,486,000. However, the cost for preliminary engineering, design, contract administration, surveying, inspection, and testing shall not exceed 20 percent of the construction cost.
2. Cost to construct curbs, gutters, sidewalks, pavement, and streetlights adjacent to non-assessable and government owned parcels upon approval of the RTC.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to June 30, 2007. The RTC may, at any time thereafter, grant time extensions or terminate this Contract and require all sums advanced to the CITY be repaid.

The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

APPROVED AS TO LEGALITY AND FORM:


ZEV KAPLAN, General Counsel

Date of Council Action:

CITY OF LAS VEGAS

November 15, 2006

Attest:

By: 
OSCAR B. GOODMAN, Mayor


BARBARA JO RONEMUS, City Clerk

By: **Beverly K. Bridges**
Chief Deputy City Clerk

APPROVED AS TO FORM

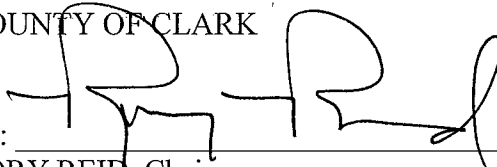
 10/25/06
Thomas R. Green Date
Deputy City Attorney


Date of Commission Action:

COUNTY OF CLARK

December 20, 2006

Attest:

By: 
RORY REID, Chairman

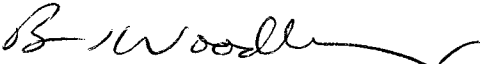

SHIRLEY B. PARRA, County Clerk

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

10/12/06

Attest:

By: 
BRUCE L. WOODBURY, Chairman


TONI MICHENER, Executive Assistant