

**SUPPLEMENTAL NO. 5 TO THE INTERLOCAL CONTRACT FOR
ALEXANDER/HUALAPAI, CHEYENNE AVENUE TO CIMARRON ROAD**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 15th day of November, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

WITNESSETH

WHEREAS, RTC approved an Interlocal Contract on October 11, 2001, and supplemental Interlocal Contracts on March 13, 2003, February 12, 2004, July 8, 2004 and October 13, 2005, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Alexander/Hualapai, Cheyenne Avenue to Cimmaron Road, hereinafter referred to as Project, being located totally within the CITY; 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:

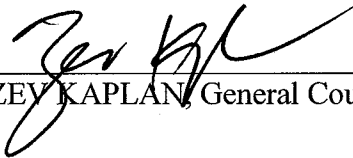
1. The total cost for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocation, and construction shall not exceed \$7,851,000. However, the cost for preliminary engineering, 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 July 1, 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:



ZEY KAPLAN, General Counsel

Date of Commission Action:

10/12/06

Attest:



TONI MICHENER, Executive Assistant

REGIONAL TRANSPORTATION COMMISSION

By: 

BRUCE L. WOODBURY, Chairman

Date of Council Action:

NOVEMBER 15, 2006

Attest:



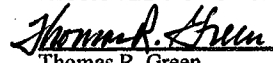
~~BARBARA J. RONEMUS, City Clerk~~

By: Beverly K. Bridges
Chief Deputy City Clerk

CITY OF LAS VEGAS

By: 

OSCAR B. GOODMAN, Mayor

APPROVED AS TO FORM
 10/25/06

Thomas R. Green Date
Deputy City Attorney