

**FIRST SUPPLEMENTAL INTERLOCAL CONTRACT**

**GOWAN NORTH CHANNEL, EL CAPITAN WAY TO THE BELTWAY**

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 14<sup>th</sup> day of December, 2006 by and between the Clark County Regional Flood Control District, hereinafter referred to as "DISTRICT" and the CITY OF LAS VEGAS, hereinafter referred to as "CITY".

**WITNESSETH**

WHEREAS, pursuant to Chapter 543 of the Nevada Revised Statutes, the DISTRICT may approve a project to design and construct flood control improvements; and

WHEREAS, the flood control improvements proposed herein are the same as those generally identified in the 2002 Master Plan Update as GONO 0234 and GOBW 0000 hereinafter referred to as PROJECT; and

WHEREAS, the PROJECT is identified and shown on the attached Exhibit "A"; and

WHEREAS, the PROJECT has been approved by the DISTRICT on its annual Ten Year Construction Program; and

WHEREAS, the PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley; and

WHEREAS, an Interlocal Contract for the construction management and construction for the Gowan North Channel, El Capitan Way to the Beltway was entered into between the DISTRICT and the CITY on January 12, 2006; and

WHEREAS, the CITY wishes to extend the award of bid date and the date of completion.

NOW, THEREFORE, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to the following:

**SECTION III – GENERAL paragraph 2, 10, and 15 shall be revised to read as follows:**

- 2 The CITY will use its best efforts to award the bid for this PROJECT by January 19, 2007. Prior to submission of the first payment request, the Entity will submit to the District a construction schedule and cash flow projection. The CITY will take all reasonable steps possible to avoid delays in the construction of District funded projects. Project delays more than four months, as measured from the award date, may be subject to a formal review by both the Technical Advisory Committee and the District Board of



IN WITNESS WHEREOF, this First Supplemental Interlocal Contract is hereby executed as of the date first set forth above.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

December 14, 2006

ATTEST:

BY: Lawrence L. Brown III  
LAWRENCE L. BROWN, III, Chairman

Carolyn Frazier  
CAROLYN FRAZIER, Secretary to the Board

Approved as to Form:

BY: Chris Figgins  
CHRISTOPHER FIGGINS  
Chief Deputy District Attorney

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Date of Council Action:

CITY OF LAS VEGAS

12/20/06

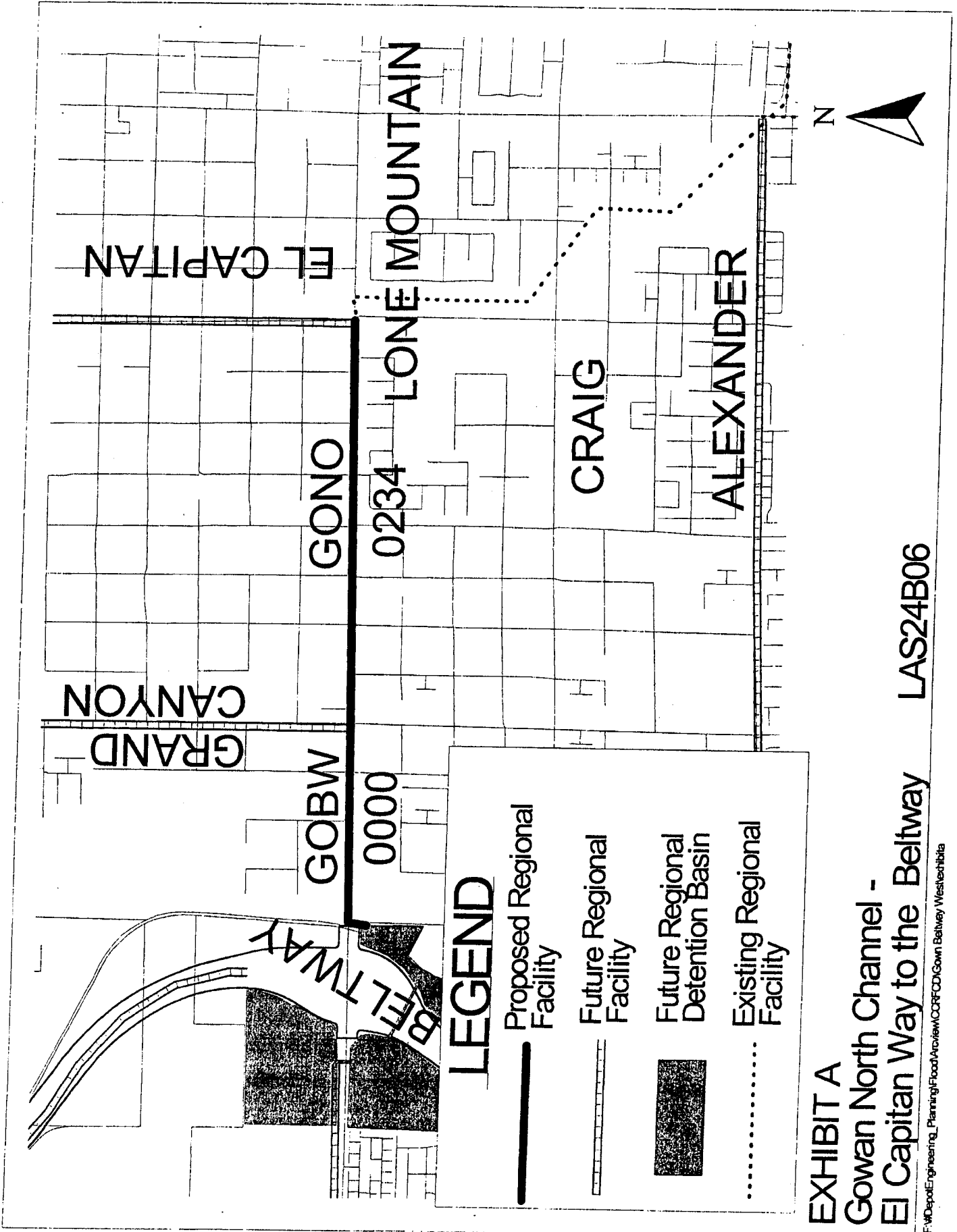
ATTEST:

BY: Oscar B. Goodman  
OSCAR B. GOODMAN, Mayor

Barbara Jo Ronemus  
BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM

Thomas R. Green 12/28/06  
Thomas R. Green Date  
Deputy City Attorney



**EXHIBIT A**

**Gowan North Channel -**

**El Capitan Way to the Beltway**

**LAS24B06**

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Clark County Regional Flood Control District Cash Flow Projection

Today's Date: 11/1/2006

Project Number: LAS.24.B.06

Project Name: Gowan North Channel, El Capitan Way to the Beltway

Project Type: Storm Drain

ILC Amount: \$ 8,946,250

Milestone	Construction Schedule		
	Estimate	Revised	Actual
Award of Bid	1/19/2007		
N-T-P	2/8/2007		
CONS Start	3/15/2007		
CONS Complete	9/30/2007		
Project Duration	8 months		

Billing Month	Original Estimate		Actual Drawdowns		Variance		Revised Estimate	
	\$	%	\$	%	\$	%	\$	%
Mar-07	500,000	6%						
Apr-07	1,000,000	11%						
May-07	1,000,000	11%						
Jun-07	1,000,000	11%						
Jul-07	1,500,000	17%						
Aug-07	1,696,250	19%						
Sep-07	2,000,000	22%						
Oct-06	250,000	3%						
<b>Total</b>	<b>\$ 8,946,250</b>	<b>100%</b>						