

SECOND SUPPLEMENTAL INTERLOCAL CONTRACT

MOUNTAIN EDGE PARKWAY CORRIDOR STUDY

THIS SECOND SUPPLEMENTAL INTERLOCAL CONTRACT, made and entered into this 18th day of July, 2007 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, projects to design, purchase right-of-way, perform construction inspection and construct roadway improvements have been planned for Mountain Edge Parkway; and

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, a Project has been approved by the Regional Transportation Commission.

WHEREAS, the parties have executed an Interlocal Contract dated May 19, 2005 and Supplemental Interlocal Contract dated December 14, 2006 for the environmental assessment for Mountain Edge Parkway Corridor Study: and

WHEREAS, the CITY wishes to change the scope of the project, increase funding, extend the completion date and receive a revised authorization to proceed.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, the RTC authorizes the CITY to proceed with the PROJECT as it is mutually understood and agrees as follows.

SECTION I - SCOPE OF PROJECT shall be changed to read as follows:

This Interlocal Contract applies to Environmental Assessment and Cultural Resource Surveys Scope of Services and Cost Estimate for Mountain Edge Parkway. This Interlocal Contract will complete the Environmental Assessment needed to release the Mountain Edge Parkway right-of-way

grant across the Kyle Canyon Gateway property as directed by the BLM Project Manager and Archaeologist. Project will also include an Environmental Impact Study with required preliminary engineering.

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

The RTC agrees to provide funding for project costs according to Section 6.1 REIMBURSEMENT COSTS of the Policies and Procedures Manual of the RTC within the limits specified below:

1. The total cost for the assessment, preliminary engineering and the environmental impact study shall not exceed \$2,572,000.
2. A revised "Authorization to Proceed" will be issued for the environmental assessment at a cost not to exceed \$72,000 and for the environmental impact study including any associated costs in the amount of \$2,500,000. The cost of this assessment and the impact study including any preliminary engineering required for the impact study will not be included in engineering percentage limitations.
3. A supplemental interlocal contract will be required for engineering design, right-of-way acquisition, construction and construction engineering.
4. 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 paragraphs 4 and 6 shall be changed to read as follows:

4. The Project must be completed to the satisfaction of the RTC prior to July 30, 2009. The RTC may at any time thereafter grant time extensions or terminate this Contract and require all sums advanced to the CITY be reimbursed.
6. A copy of the completed assessment and impact study shall be provided to the RTC.

All other terms of the Interlocal Contract dated May 19, 2005 and Supplemental Interlocal

Contract dated December 14, 2006 shall remain unchanged.

APPROVED AS TO LEGALITY AND FORM:

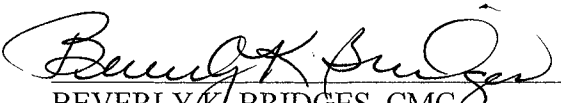

ZEV KAPLAN, GENERAL COUNSEL


DATE OF COUNCIL ACTION:

CITY OF LAS VEGAS

7/18/07
ATTEST:

By: 
OSCAR B. GOODMAN, MAYOR


BEVERLY K. BRIDGES, CMC
~~ACTING CITY CLERK~~

APPROVED AS TO FORM
 6/25/07
Thomas R. Green Date
Deputy City Attorney

DATE OF COMMISSION ACTION:

REGIONAL TRANSPORTATION COMMISSION
OF SOUTHERN NEVADA

June 14, 2007
ATTEST

By: 
BRUCE L. WOODBURY, CHAIRMAN


TONI MICHENER
EXECUTIVE ASSISTANT