

**FIRST SUPPLEMENTAL INTERLOCAL CONTRACT
LAS VEGAS WASH - JONES BOULEVARD,
ELKHORN ROAD TO FARM ROAD**

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 14th day of June, 2007 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".

W I T N E S S E T H

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 LVMJ 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.

WHEREAS, the CITY wishes extend 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 paragraphs 9 and 14 shall be revised to read as follows:

9. The DISTRICT will pay the CITY, or make payment directly to its contractor or its consultant, each month for project costs as outlined in SECTION II – PROJECT COSTS. Invoices must identify and allocate all costs to the categories noted below:
 - a. Right-of-Way acquisition including appraisals, title and escrow, negotiations, legal fees, recording fees, etc.
 - b. Pre-design Engineering (all work prior to design, excluding right-of-way)
 - c. Design Engineering

- d. Construction Engineering
- e. Construction (all work after award of construction contract)
- f. Environmental: Costs incurred by the Lead Entity for the preparation of environmental documentation applicable to the PROJECT and costs incurred for the implementation of mitigation measures provided in an environmental document (e.g., EIS or EA)
- g. Other including landscaping, flood insurance rate map amendments or revisions, etc.

14. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to June 30, 2009. The DISTRICT may, at any time thereafter, grant extensions or terminate this Contract after thirty (30) days notice.

The remainder of the Interlocal Contract dated August 11, 2005 shall remain unchanged.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

June 14, 2007
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 Figgens
CHRISTOPHER FIGGENS
Chief Deputy District Attorney

Date of Council Action:

CITY OF LAS VEGAS

ATTEST:

BY: _____
OSCAR B. GOODMAN, Mayor

BEVERLY K. BRIDGES, CMC
Acting City Clerk

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

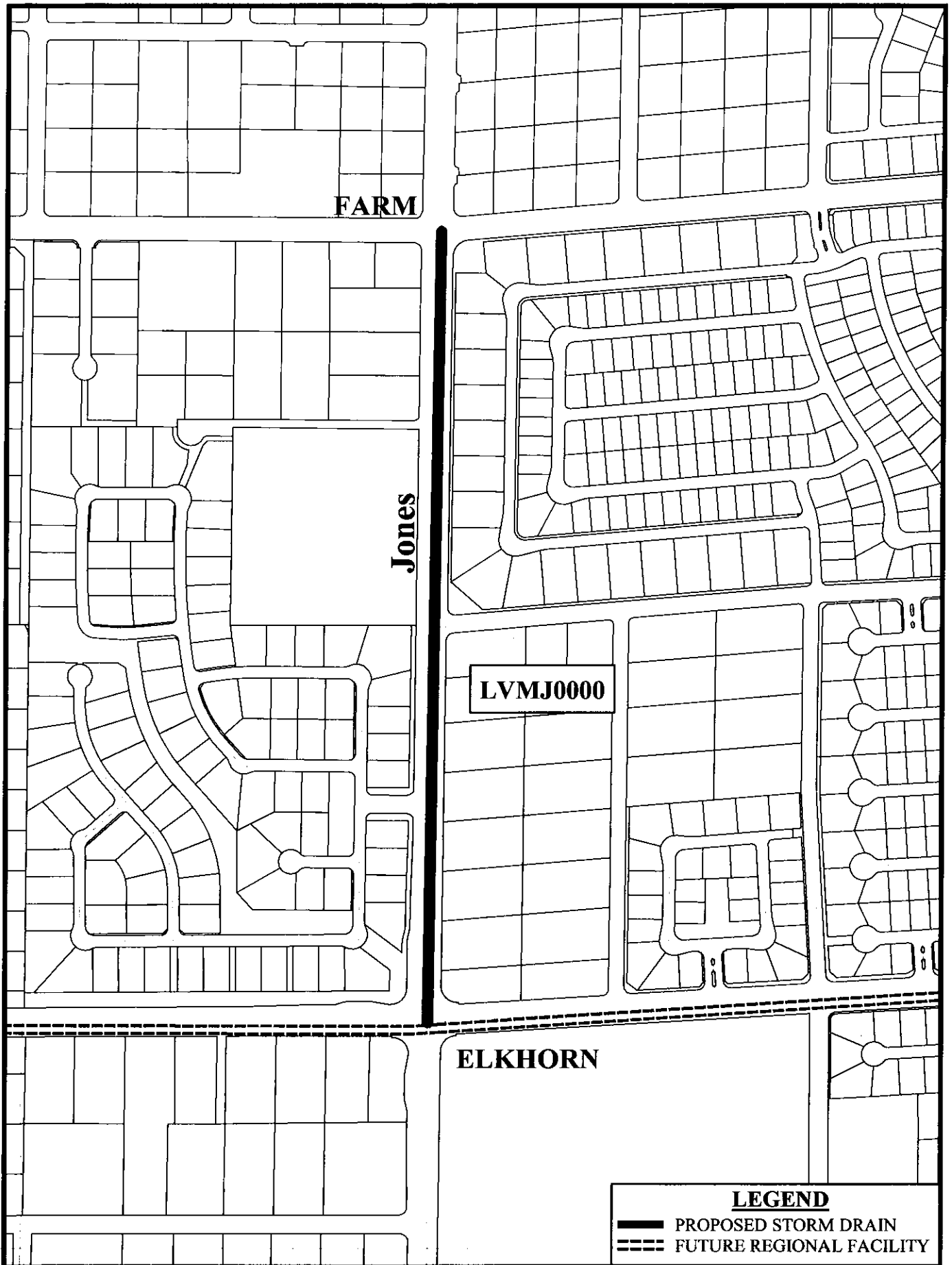


EXHIBIT A
LAS VEGAS WASH - JONES (ELKHORN TO FARM)

F:\#Depot\Engineering_Planning\Flood\ARCVIEW\Exhibit A - Jones - Elkhorn to Horse

