

FIRST SUPPLEMENTAL INTERLOCAL CONTRACT

GOWAN OUTFALL – LONE MOUNTAIN BRANCH (RANCHO DRIVE TO
DECATUR BOULEVARD)

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the *13th* day of *December*, 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”.

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 Master Plan as Structure Numbers GOLO 0229 through GOLO 0353, 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 Ten Year Construction Program; and

WHEREAS, the City desires to increase funding for engineering and extend the date of completion; and

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

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 II - PROJECTS COSTS shall be revised as follows:

The DISTRICT agrees to fund project costs within the limits specified below:

1. The engineering and design shall not exceed \$1,600,000.
2. Preparation of right-of-way drawings, descriptions, title reports of the right-of-way required, and appraisals at a cost not to exceed \$20,000.
3. Environmental Mitigation in an amount not to exceed \$5,000.

4. The total cost of this Contract shall not exceed \$1,625,000 which includes all the items described in the paragraphs above.
5. A written request must be made to the DISTRICT and approved by the Board to reallocate funds between phases of the project. No other approval by the Lead Entity is required.
6. A written request must be made to the DISTRICT and a Supplemental Interlocal Contract approved by the Board to increase the total cost of the contract noted above prior to payment of any additional funds.

SECTION III – GENERAL paragraph 14 shall be revised to read as follows:

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

Date of District Action: REGIONAL FLOOD CONTROL DISTRICT

December 13, 2007 BY: Lawrence L. Brown III
LAWRENCE L. BROWN, III, Chairman

ATTEST:

Carolyn Frazier
CAROLYN FRAZIER
Secretary to the Board

Approved as to Form:

BY: Christopher Figgins
CHRISTOPHER FIGGINS
Chief Deputy District Attorney

Date of Council Action: CITY OF LAS VEGAS

January 9, 2008

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

ATTEST:

Beverly K. Bridges
Beverly K. Bridges, CMC
City Clerk

Approved as to form

John S. Ridilla 1/16/08
John S. Ridilla Date
Deputy City Attorney

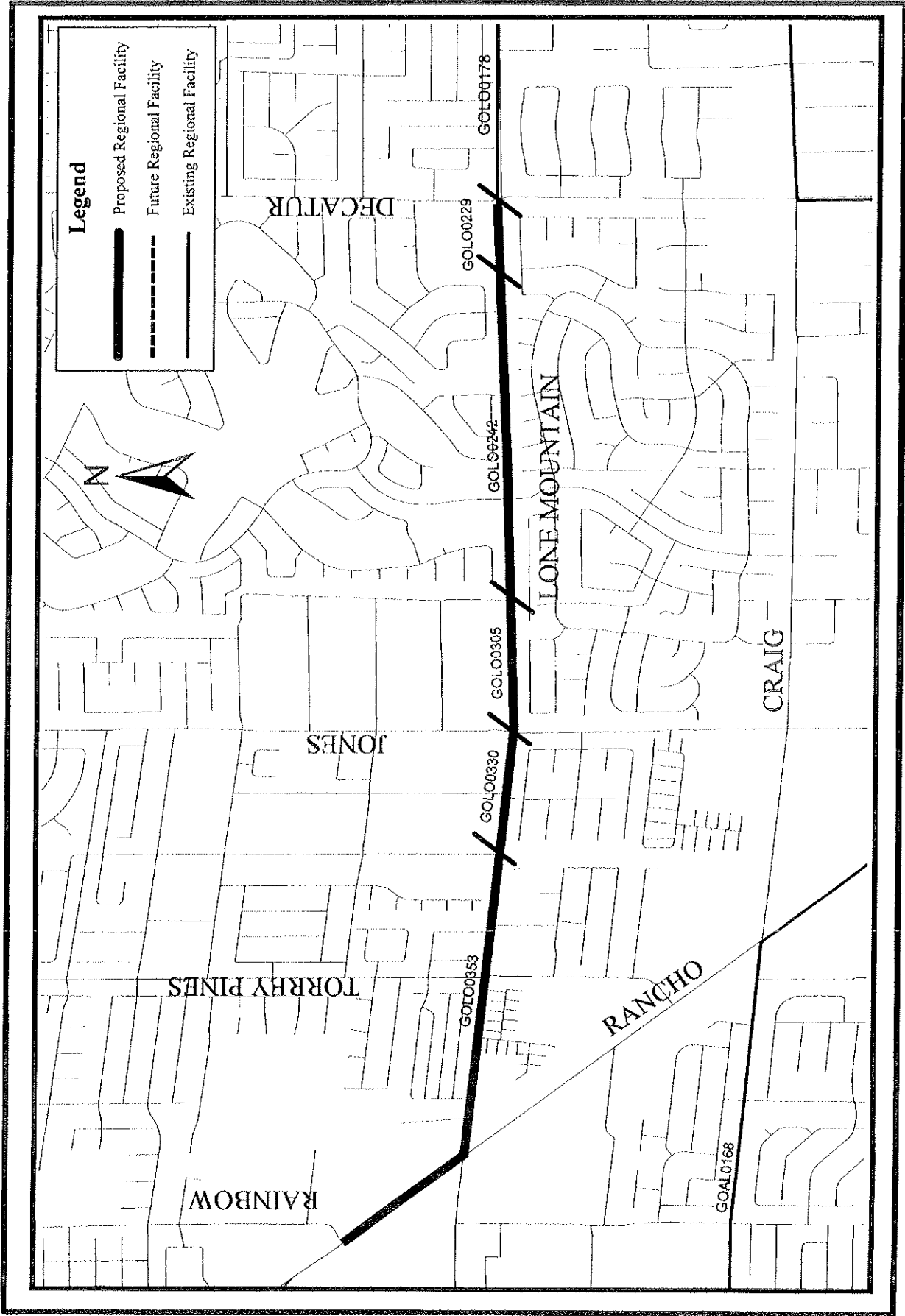


EXHIBIT A
GOWAN OUTFALL - LONE MOUNTAIN BRANCH
(RANCHO DRIVE TO DECATUR BOULEVARD)
 JUN 07
 (LAS24E07)