

FIRST SUPPLEMENTAL INTERLOCAL CONTRACT

**GOWAN LONE MOUNTAIN SYSTEM
BRANCH 4**

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the _____ day of _____, 2008 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 Structure Numbers GOL4-0001 and GOL4-0002 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 desires to decrease funding for construction and extend the date of completion; and

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 I – SCOPE OF PROJECT:

THIS INTERLOCAL CONTRACT applies to construction associated with the Gowan Lone Mountain System – Branch 4. The basic improvements shall consist of and include approximately 800 linear feet of (2)9' x 8' reinforced concrete boxes and associated soil cement collection channel. The improvements shall be funded through DISTRICT funds as herein described. This project is further identified and shown on the attached on the attached Exhibit "A".

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

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

1. The construction shall not exceed \$3, 400,000.
2. Construction Management shall not exceed \$320,000.
3. The total cost of the contract shall not exceed \$3,720,000 which includes all of the items described in the paragraphs above.
4. 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.
5. 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 15 shall be revised to read as follows:

15. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to June 15, 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

ATTEST: _____ BY: _____
LAWRENCE L. BROWN, III, Chairman

CAROLYN FRAZIER
Secretary to the Board

Approved as to Form:

BY: _____
CHRISTOPHER FIGGINS
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 form

John S. Ridilla 2/14/08
John S. Ridilla Date
Deputy City Attorney

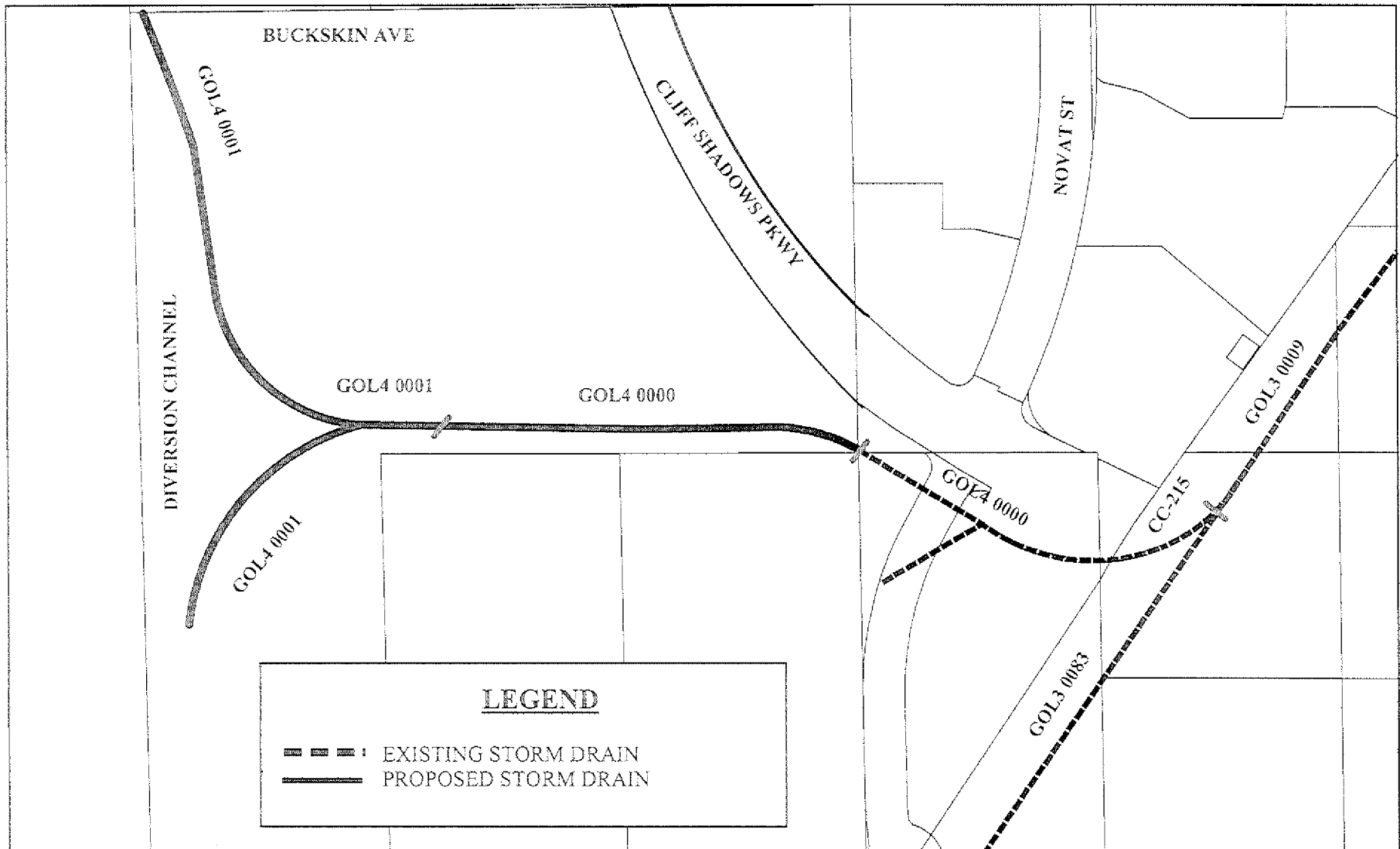


Exhibit A
Gowan Lone Mountain System - Branch 4 (LAS24D06)

F:\Depot\Engineering_Planning\Flood\ARCVIEW\Exhibit A Gowan Lone Mtn

