

**FIRST SUPPLEMENTAL TO INTERLOCAL CONTRACT FOR  
RANCHO DRIVE SYSTEM - EL CAMPO GRANDE STORM DRAIN**

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 12<sup>th</sup> day of June, 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 identified in the 2002 Master Plan Update as Structure No. RCHO 0056 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 DISTRICT approved an Interlocal contract to provide funds for construction and construction management of the Project; and,

**WHEREAS**, it is necessary to decrease construction funding and waive the design engineering percentage cap for the Project; and

**NOW, THEREFORE**, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to supplement the Interlocal Contract approved December 13, 2007, as follows:

**SECTION II – PROJECT COSTS, shall be changed to read as follows**

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

1. Construction management at a cost not to exceed \$322,000.
2. Construction at a cost not to exceed \$ 4,600,000.

3. The total cost of the contract shall not exceed \$4,922,000 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.

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The remainder of the original Interlocal Contract remains unchanged.

IN WITNESS WHEREOF, this Supplemental No. 1 to the Interlocal Contract is hereby executed as of the date set forth above.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

June 12, 2008  
ATTEST:

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

Carolyn Frazier  
CAROLYN FRAZIER  
Secretary to the Board

Approved as to Form:

BY: Christopher Figgins  
CHRISTOPHER FIGGINS  
Chief Deputy District Attorney

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Date of Council Action:

CITY OF LAS VEGAS

August 6, 2008  
ATTEST:

BY: Gary Reese  
OSCAR B. GOODMAN, Mayor  
Gary Reese, Mayor Pro-Tem

Beverly K. Bridges  
BEVERLY K. BRIDGES, City Clerk

Approved as to form

John S. Ridilla 7/1/08  
John S. Ridilla Date  
Deputy City Attorney

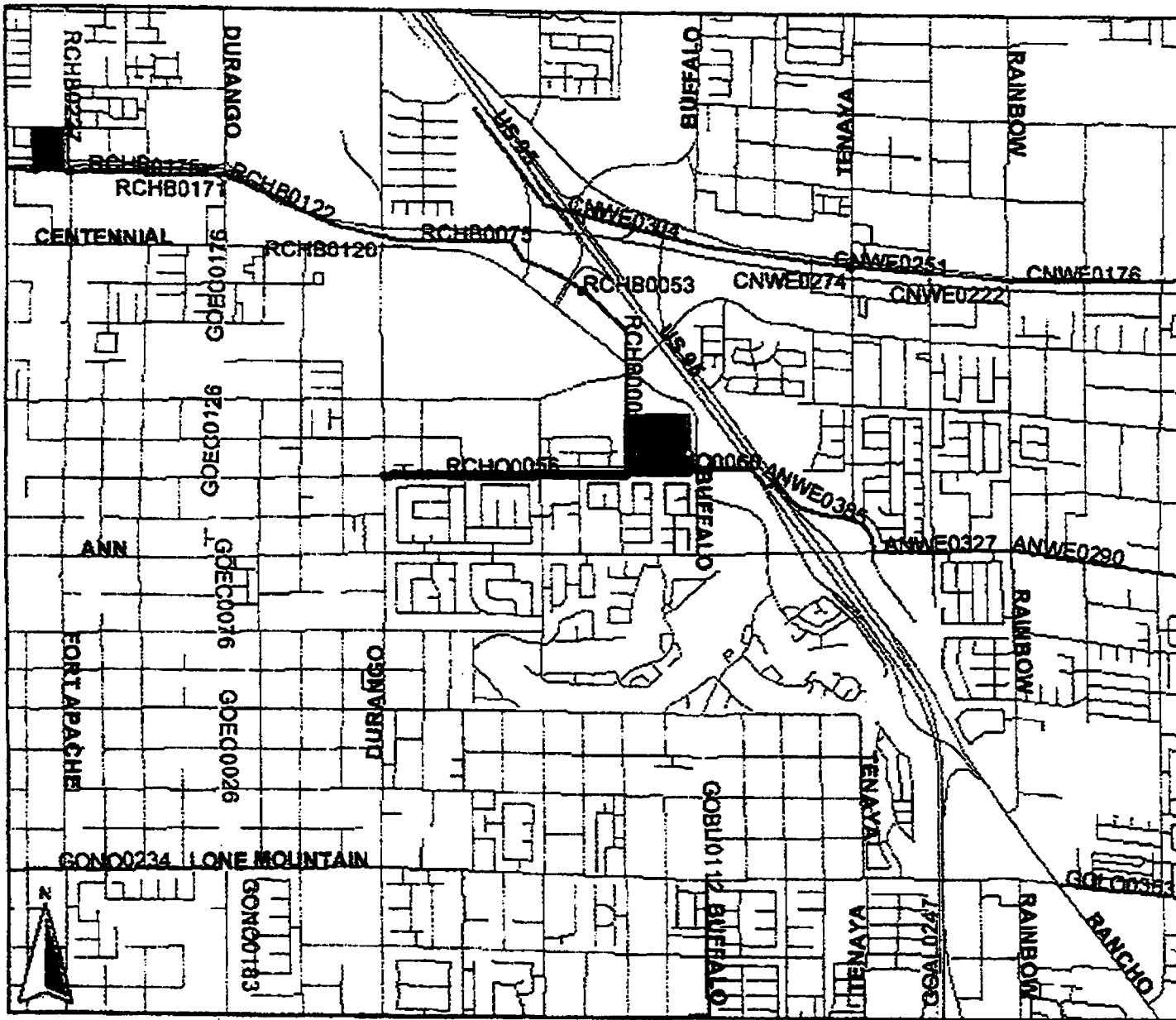


EXHIBIT A – RANCHO DRIVE SYSTEM (EL CAMPO GRANDE STORM DRAIN)  
RCHO 0056 LAS16H07