

**SUPPLEMENTAL NO. 3 TO INTERLOCAL CONTRACT**

**JONES BOULEVARD, ELKHORN ROAD TO HORSE DRIVE**

THIS INTERLOCAL CONTRACT, made and entered into this 3<sup>rd</sup> day of September, 2008 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, RTC approved an Interlocal Contract on August 11, 2005, a First Supplemental Interlocal Contract on November 9, 2006, and a Second Supplemental Interlocal Contract on March 8, 2007 in for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Jones Boulevard, Elkhorn Road to Horse Drive, being located totally within the CITY; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other and right-of-way acquisition; and,

WHEREAS, the CITY desires to increase total contract and receive a revised authorization to proceed for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II – PROJECT COSTS shall be revised 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 engineering design, contract administration, surveying, inspection, testing, right-of-way engineering, right-of-way negotiations and acquisition, utility relocation and construction shall not exceed \$7,325,000 which includes all of the above items.

2. A revised "Authorization to Proceed" will be issued for construction at a cost not to exceed \$6,440,000, engineering design at a cost not to exceed \$780,000, right-of-way, drawings, descriptions and obtaining appraisals at a cost not to exceed \$105,000, at the time written Authorization to Proceed is received from the RTC.

3. 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.

The remainder of the Interlocal Contracts dated August 11, 2005, First Supplemental Contract No. dated November 9, 2006 and the Second Supplemental Contract dated March 8, 2007, and shall remain unchanged.

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APPROVED AS TO LEGALITY AND FORM:

  
ZEV KAPLAN, GENERAL COUNSEL


DATE OF COUNCIL ACTION:

CITY OF LAS VEGAS

9/3/08  
ATTEST:

By:   
OSCAR B. GOODMAN, MAYOR

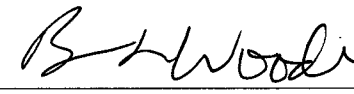
  
BEVERLY K. BRIDGES, CMCO  
CITY CLERK

Approved as to form  
 9/13/08  
John S. Ridilla Date  
Deputy City Attorney

DATE OF COMMISSION ACTION:

REGIONAL TRANSPORTATION COMMISSION  
OF SOUTHERN NEVADA

7/10/08  
ATTEST

By:   
BRUCE L. WOODBURY, CHAIRMAN

  
TONI MICHENER  
EXECUTIVE ASSISTANT