

FIFTH SUPPLEMENTAL INTERLOCAL CONTRACT

Oakey – Meadows Storm Drain

THIS INTERLOCAL CONTRACT made and entered into as of the 14th day of August, 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, as Structure Numbers MEOK 0000, 0063, 0159, 0170, and 0233, 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 PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley.

WHEREAS, the Interlocal Contract dated August 14, 2003 and Supplemental Interlocal Contracts dated July 13, 2006, November 9, 2006, August 9, 2007, and March 13, 2008 for the engineering design for Oakey – Meadows Storm Drain were entered into between the DISTRICT and the CITY; and

WHEREAS, the CITY wishes to extend the project completion date.

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 paragraph 15 shall be revised as follows:

15. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to December 31, 2010. The DISTRICT may,

at any time thereafter, grant extensions or terminate this CONTRACT after thirty (30) days notice.

The remainder of the original Interlocal Contract dated August 14, 2003, the First Supplemental Interlocal Contract dated July 13, 2006, the Second Supplemental Interlocal Contract dated November 9, 2006, the Third Supplemental Interlocal Contract dated August 9, 2007, and the Fourth Supplemental Interlocal Contract dated March 13, 2008 shall remain unchanged.

IN WITNESS WHEREOF, this Fifth Supplemental Interlocal contract is hereby executed as of the date first set forth above.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

August 14, 2008

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

ATTEST:

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

Beverly K. Bridges
Beverly K. Bridges
City Clerk

Approved as to form
John S. Ridilla 9/05/08
John S. Ridilla Date
Deputy City Attorney

LEGEND

- Proposed Regional Facility
- Future Regional Facility
- Existing Regional Facility

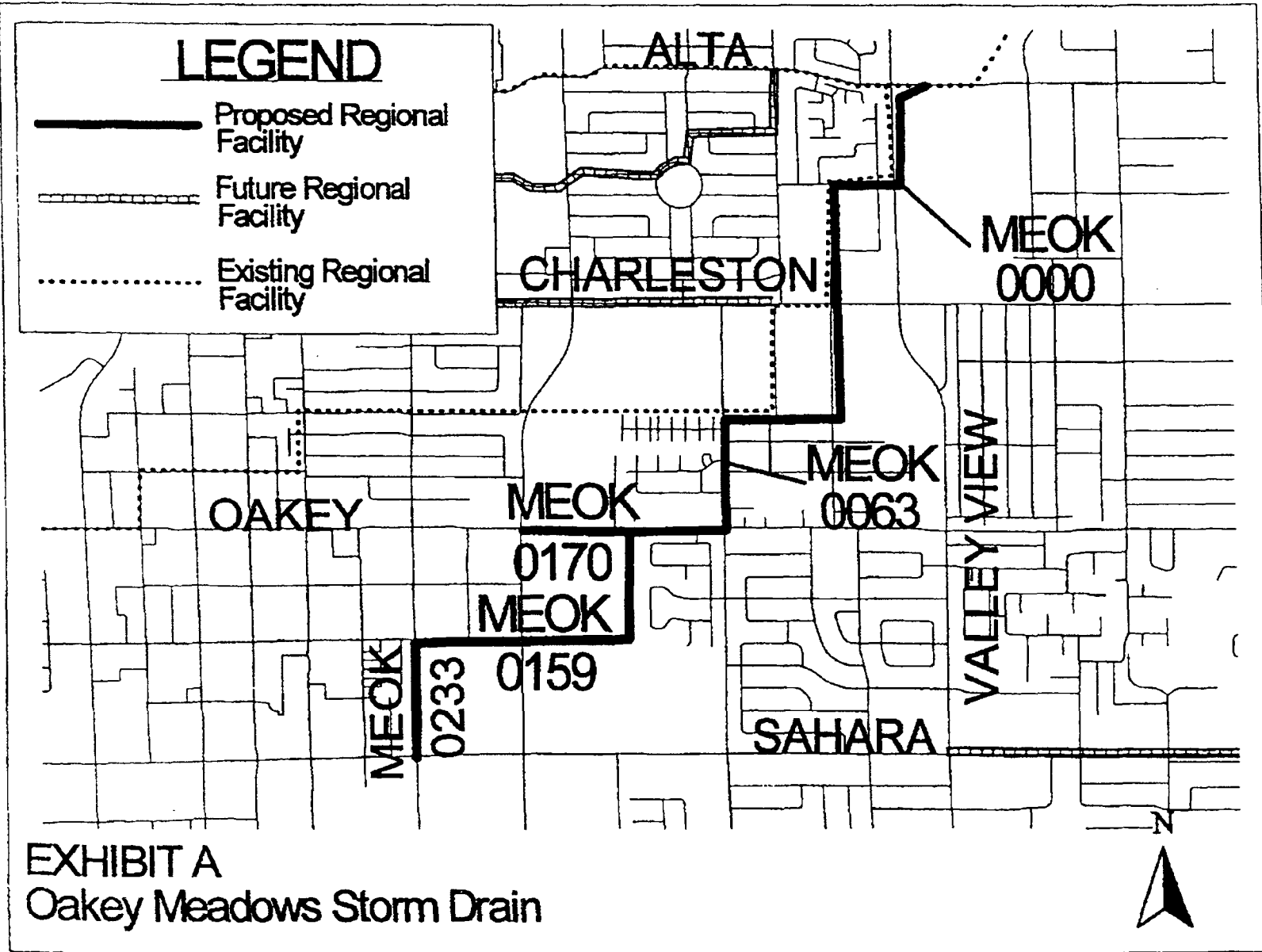


EXHIBIT A
Oakey Meadows Storm Drain

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