

**SECOND SUPPLEMENTAL INTERLOCAL CONTRACT
US-95 AND NORTHERN BELTWAY INTERCHANGE FRONTAGE ROADS**

THIS SECOND SUPPLEMENTAL INTERLOCAL CONTRACT, made and entered into this _____ day of _____, 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 June 10, 1999 for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for US-95 and Northern Beltway Interchange Frontage Roads, and a First Supplemental Interlocal on December 8, 2005 to increase total project funding and extend the completion date, for the project being located totally within the CITY; and

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

WHEREAS, the CITY desires to decrease engineering and construction funding 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, right-of-way other, right-of-way acquisition, construction, other shall not exceed \$355,000.
2. A revised "Authorization to Proceed" will be issued for engineering at a cost not to exceed \$305,000, and right-of-way at a cost not to exceed \$50,000 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 Contract approved by the Regional Transportation Commission remains unchanged.

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IN WITNESS WHEREOF, this Second Supplemental Interlocal Contract is effective as of the date first set forth above.

Approved as to Form and Legality:

ZEV KAPLAN, General Counsel

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

BY: _____

BRUCE L. WOODBURY, Chairman

Attest:

TONI MICHENER, Executive Assistant

Date of Council Action:

CITY OF LAS VEGAS

BY: _____

OSCAR B. GOODMAN, Mayor

Attest:

BEVERLY K. BRIDGES, CMC, City Clerk

Approved as to form

John S. Ridilla 8/22/08

John S. Ridilla
Deputy City Attorney

Date