

**SECOND SUPPLEMENTAL INTERLOCAL CONTRACT
GRAND TETON DRIVE OVERPASS AT US-95,
DURANGO DRIVE TO FORT APACHE ROAD**

THIS SECOND SUPPLEMENTAL INTERLOCAL CONTRACT, made and entered into this 1ST day of OCTOBER, 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 12, 2003 for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Grand Teton Overpass at US-95 located totally within the CITY, and a Supplemental Interlocal on November 9, 2006 to extend the completion date, being located totally within the CITY; and

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

WHEREAS, the CITY desires to decrease 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 \$3,082,000.
2. 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.

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:

8/14/08

REGIONAL TRANSPORTATION COMMISSION

BY: 
BRUCE L. WOODBURY, Chairman


Attest:


TONI MICHENER, Executive Assistant

Date of Council Action:

10/1/08

CITY OF LAS VEGAS

BY: 
OSCAR B. GOODMAN, Mayor

Attest:


BEVERLY K. BRIDGES, CMC, City Clerk

Approved as to form


John S. Ridilla Date
Deputy City Attorney