

**FIRST SUPPLEMENTAL INTERLOCAL CONTRACT
FOR OAKY DRAIN, BIRCH STREET TO CAHLAN DRIVE**

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 11th day of September 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 Update as amended September 13, 2007 as Structure No.s FWOK 0020, 0040, 0060 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; and

WHEREAS, an Interlocal Contract for the construction of Oaky Drain, Birch Street to Cahlan Drive was entered into between the DISTRICT and the CITY on March 13, 2008; and

WHEREAS, the CITY wishes 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 to read as follows:

15. The items covered in SECTION II – PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to February 23, 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 March 13, 2008 shall remain unchanged.

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

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

September 11, 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

Date of Council Action:

CITY OF LAS VEGAS

November 5, 2008
ATTEST:

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

Vicky Darling
~~BEVERLY K. BRIDGES, CMC~~
~~City Clerk~~
By: Vicky Darling, CMC
Acting City Clerk

Approved as to form

John S. Ridilla 10/7/08
John S. Ridilla Date
Deputy City Attorney

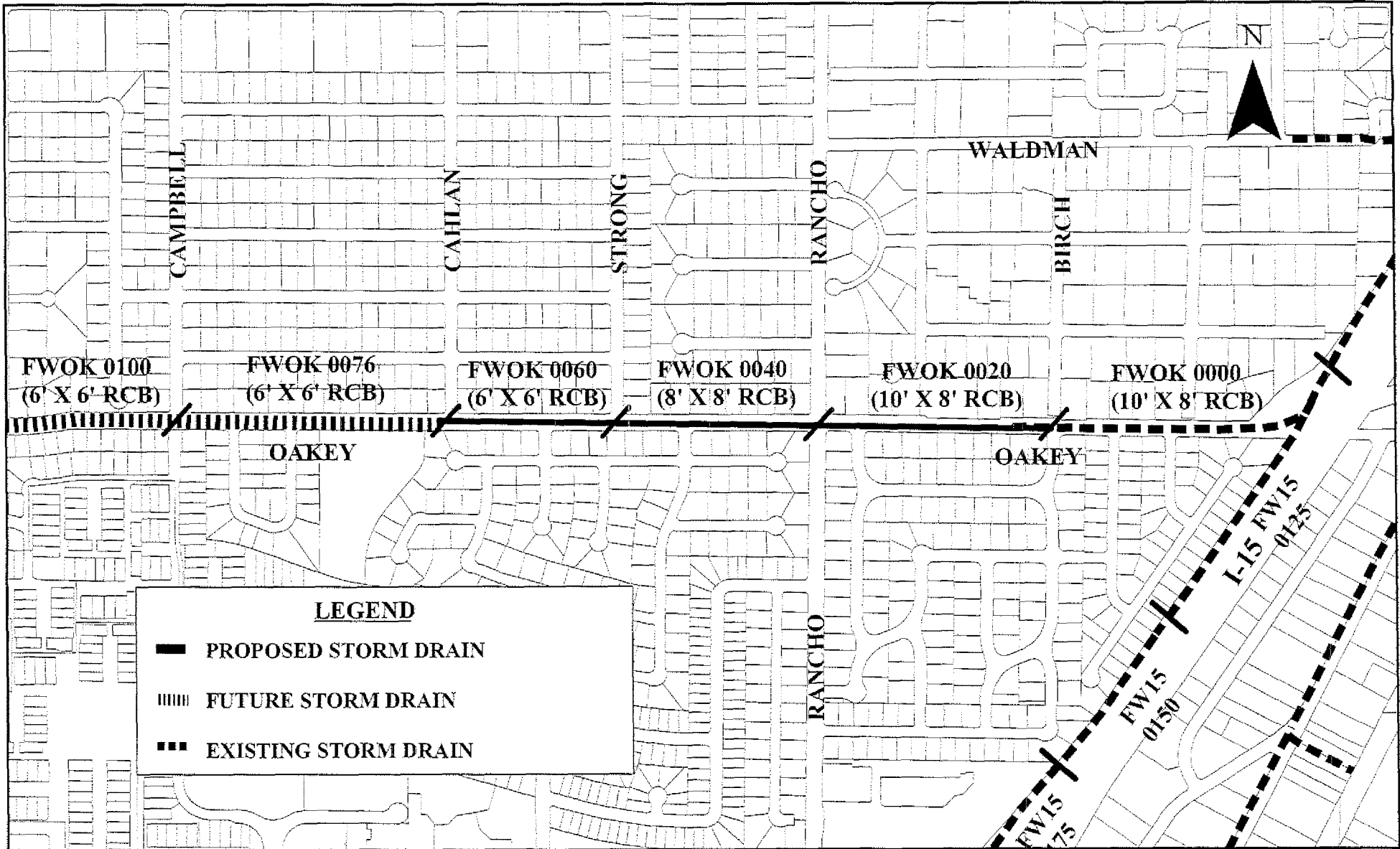


EXHIBIT A
OAKEY DRAIN - BIRCH TO CAHLAN (LAS09W08)

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