

**SECOND SUPPLEMENTAL TO INTERLOCAL CONTRACT
GRAND TETON DRIVE, DECATUR BOULEVARD TO MAVERICK STREET**

THIS SECOND SUPPLEMENTAL TO INTERLOCAL CONTRACT, made and entered into this 7th day of January, 2008th 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 April 13, 2006 for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements, and an "Authorization to Proceed" and a First Supplemental to Interlocal Contract on March 8, 2007 for an increase in funding and a "Revised Authorization to Proceed" for Grand Teton Drive, Decatur Boulevard to Maverick Street, being located totally within the CITY; and

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

WHEREAS, the CITY desires to extend the project completion date 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 construction, engineering design, contract administration, surveying, inspection, testing, right-of-way engineering, right-of-way negotiations and acquisition, utility relocation and construction shall not exceed \$3,821,000 which includes all of the above items.

2. The City will be granted a "Revised Authorization to Proceed" with construction at a cost not to exceed \$2,950,000, engineering at a cost not to exceed \$816,000, acquisition at a cost not to exceed \$30,000, and preparation of right-of-way drawings, descriptions, title reports of the right-of-way required, and appraisals at a cost not to exceed \$25,000 and at the time written Authorization to Proceed is received from the RTC. The "Revised Authorization to Proceed" shall state a specific amount within the total estimated cost of the Project and, upon approval by the RTC, only that amount shall be encumbered and allocated.

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.

SECTION III – GENERAL paragraph 7 shall be revised to read as follows:

7. The project must be completed to the satisfaction of the RTC prior to December 31, 2010. The RTC may at any time thereafter grant time extensions or terminate this contract and require all sums advanced to the CITY be reimbursed.

The remainder of the Interlocal Contract dated April 13, 2006, and First Supplemental Interlocal Contract dated March 8, 2007 shall remain unchanged.

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

Date of Council Action

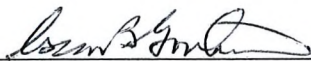
1/7/2009

Date of Commission Action

11/13/08

City of Las Vegas

Regional Transportation Commission
of Southern Nevada

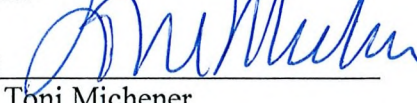
By: 
Oscar B. Goodman, Mayor

By: 
Lawrence L. Brown III, Chairman

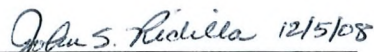
Attest

By: 
Beverly K. Bridges, CMC
City Clerk

Attest

By: 
Toni Michener
Executive Assistant

Approved as to Form

By:  12/5/08
Deputy City Attorney Date

Approved as to Form

By: 
Zey Kaplan
General Counsel