

**FIFTH SUPPLEMENTAL INTERLOCAL CONTRACT
NORTH AND SOUTH ENVIRONMENTAL ENHANCEMENT AREAS AT
FLOYD LAMB PARK
FORMERLY KNOWN AS
BRENT LANE AND TULE SPRINGS DETENTION BASINS**

THIS FIFTH SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 12th day of March, 2009 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".

W I T N E S S E T H

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 Structure Numbers BRDB 0000, BRDB 0032, BRDB 0033, RACO 0000, RACO 0064, TSDB 0000, TSDB 0011 and TSDB 0012 and the 2008 Master Plan Update as Structure Numbers RACO 0000, 0001, 0064, BRDB 0000, 0031, 0032, 0033, and TSDB 0002, 0010, 0011, 0012 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 February 9, 2006 and Supplemental Interlocal Contracts dated September 14, 2006, April 12, 2007, March 13, 2008, and August 14, 2008, 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 14 shall be revised as follows:

14. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to December 31, 2012. 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 February 9, 2006, the First Supplemental Interlocal Contract dated September 14, 2006, the Second Supplemental Interlocal Contract dated April 12, 2007, the Third Supplemental Interlocal Contract dated March 13, 2008, and the Fourth Supplemental Interlocal Contract dated August 14, 2008 shall remain unchanged.

IN WITNESS WHEREOF, the Parties have caused this Fifth Supplemental Interlocal Contract to be executed by their duly authorized representatives the day and year first above written.

Date of Council Action

5/20/09

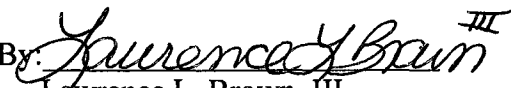
Date of District Action

March 12, 2009

City of Las Vegas

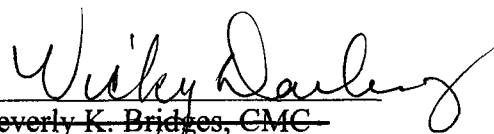
Regional Flood Control District

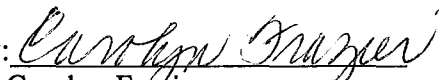
By: 
Oscar B. Goodman, Mayor

By: 
Lawrence L. Brown, III
Chairman

Attest

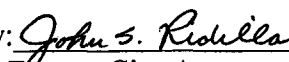
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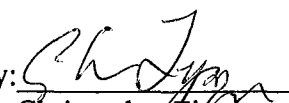
By: 
~~Beverly K. Bridges, CMC~~
~~City Clerk~~
By: **Vicky Darling, CMC**
Acting City Clerk

By: 
Carolyn Frazier
Secretary to the Board

Approved as to form

Approved as to Form

By:  4/27/09
Deputy City Attorney Date

By:  3/12/09
Christopher Figgins Date
Chief Deputy District Attorney

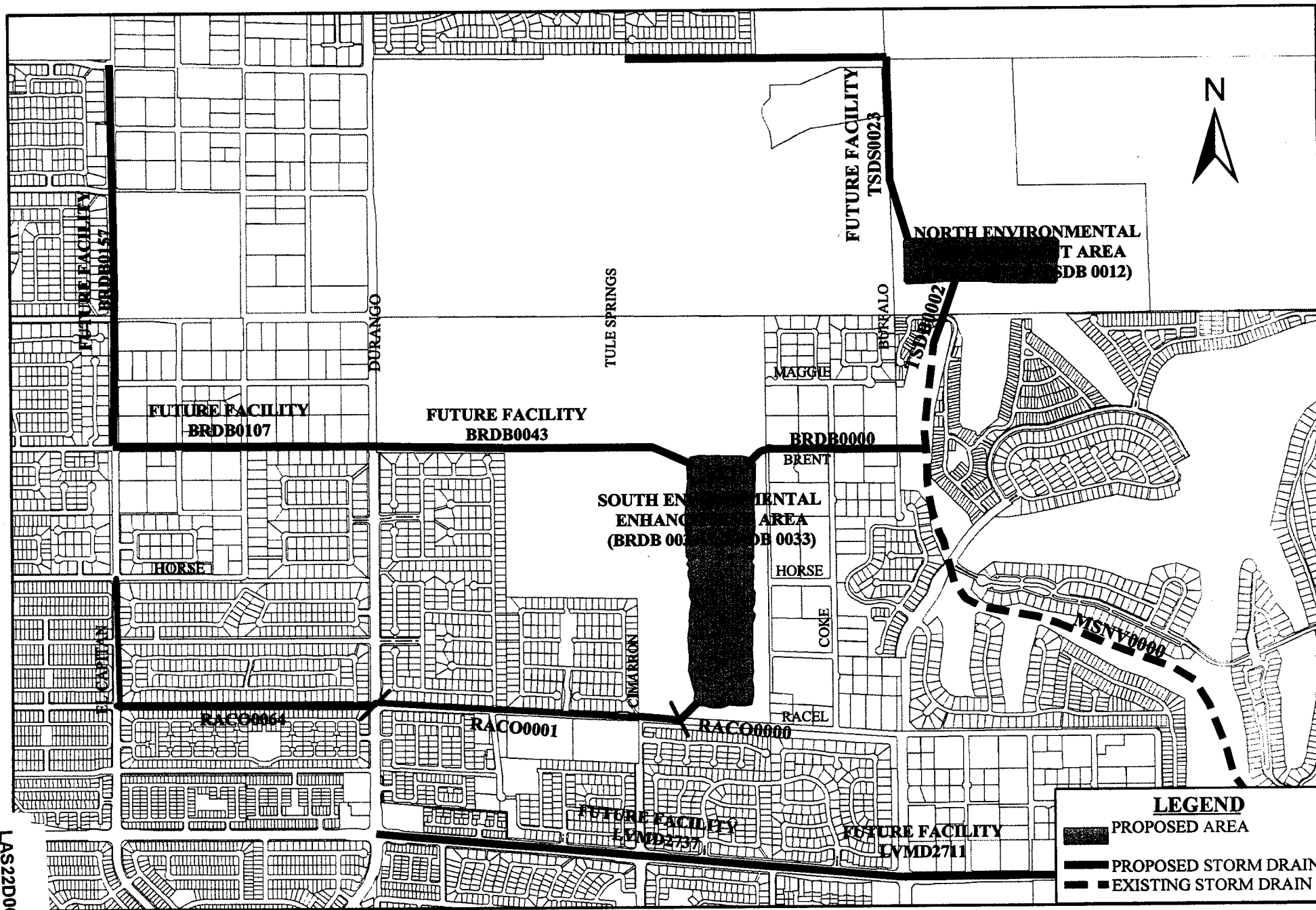


EXHIBIT A: NORTH & SOUTH ENVIRONMENTAL ENHANCEMENT AREA - FLOYD LAMB PARK

LAS22D06