

THIRD SUPPLEMENTAL INTERLOCAL CONTRACT

RANCHO DETENTION BASIN, PHASE II

THIS THIRD SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 21st day of May, 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".

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 2008 Master Plan, as Structure Number RCHO 0000 through 0027, 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 8, 2007, First Supplemental Interlocal Contract dated June 14, 2007, and Second Supplemental Interlocal Contract date January 8, 2009 for the construction of the Rancho Detention Basin, Phase II 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 15 shall be revised as follows:

15. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to June 30, 2010. The DISTRICT may, at any time thereafter, grant extensions or terminate this CONTRACT after thirty (30) days notice.

All other sections of the Interlocal contract dated February 8, 2007, First Supplemental Interlocal Contract dated June 14, 2007 and Second Supplemental Interlocal Contract dated January 8, 2009 shall remain unchanged.

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

Date of Council Action

Date of District Action

May 21, 2009

City of Las Vegas

Regional Flood Control District

By: _____
Oscar B. Goodman
Mayor

By: Lawrence L. Brown III
Lawrence L. Brown, III
Chairman

Attest

Attest

By: _____
Beverly K. Bridges, CMC
City Clerk

By: Carolyn Frazier
Carolyn Frazier
Secretary to the Board

Approved as to Form

Approved as to Form

By: John S. Rachilla 6/10/09
Deputy City Attorney Date

By: Chris Figgins 5/24/09
Christopher Figgins Date
Chief Deputy District Attorney

