

**SUPPLEMENTAL NO. 1 TO THE INTERLOCAL CONTRACT FOR
2008-2009 PM₁₀ PAVING PROJECTS**

This First Supplemental Interlocal Contract, made and entered into this _____ day of _____, 2009, by and between the County of Clark, a Political Subdivision, the City of Las Vegas, a Municipal Corporation, the City of North Las Vegas, a Municipal Corporation, the City of Henderson, a Municipal Corporation, and the Regional Transportation Commission of Southern Nevada, organized pursuant to Chapter 373 of the Nevada Revised Statutes and Chapter 4.04 of the Clark County Code.

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, projects thereunder to design, construct paving, and perform construction inspection on unpaved roads in the Clark County PM₁₀ non-attainment area defined as Hydrographic Basin No. 212, that have an average daily traffic of 150 vehicles or more, and unpaved roads that emit excessive PM₁₀ particulates upon discovery, or where dust emissions exceed stabilization standards established in Section 91 of the Clark County Health District Air Quality Regulations have been approved by the RTC.

WHEREAS, the RTC desires to decrease funds for these improvements.

WITNESSETH

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties; the Regional Transportation Commission of Southern Nevada authorizes the parties to proceed with the improvements as it is mutually understood and agreed, as follows:

SECTION I - SCOPE OF PROJECT

This Interlocal Contract applies to design and construction of paving of unpaved roads and shoulder stabilization in the Clark County PM₁₀ non-attainment area within the entities participating in this contract.

SECTION II - PROJECT COSTS

The Regional Transportation Commission of Southern Nevada agrees to provide funding for project costs according to Section 6.1, Reimbursable Costs of the Policies and Procedures Manual of the Regional Transportation Commission, within the limits specified below:

1. The total cost for preliminary engineering, design, right-of-way other and right-of-way acquisition expenses, contract administration, surveying, inspection, testing, utility relocation, and construction shall not exceed \$665,000.00 which includes all of the above items and is allocated to the entities as follows:

a.	Clark County	\$460,000.00
b.	City of Las Vegas	\$0.00
c.	City of North Las Vegas	\$95,000.00
d.	City of Henderson	\$110,000.00

The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

BY: Lawrence L. Brown III
LAWRENCE L. BROWN III, Chairman

Attest:

Toni Michener
TONI MICHENER, Executive Assistant

Approved as to Form and Legality:

Zev Kaplan
ZEV KAPLAN, General Counsel

Date of Commission Action:

CLARK COUNTY BOARD OF COMMISSIONERS

BY: _____
RORY REID, Chairman

Attest:

SHIRLEY B. PARRAGUIRRE, County Clerk

Date of Council Action:

CITY OF LAS VEGAS

BY: _____
OSCAR B. GOODMAN, Mayor

Attest:

BEVERLY K. BRIDGES, CMC, City Clerk

Approved as to Form and Legality:

John S. Ridella
Deputy City Attorney

6/15/09
Date

Date of Council Action:

CITY OF NORTH LAS VEGAS

BY:

MICHAEL L. MONTANDON, Mayor

Attest:

KAREN L. STORMS, CMC, City Clerk

Date of Council Action:

CITY OF HENDERSON

BY:

JAMES B. GIBSON, Mayor

Attest:

MONICA MARTINEZ SIMMONS, CMC, City Clerk