

**SUPPLEMENTAL INTERLOCAL CONTRACT
ARTERIAL RESTORATION AND PRESERVATION PROJECT**

FISCAL YEAR 2008

THIS SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into this 11th day of June, 2009 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 September 13, 2007 for improvements associated with the Fiscal Year 2008 Annual Restoration and Preservation Projects; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for construction, and,

WHEREAS, the CITY desires to decrease funding 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 and engineering shall not exceed \$154,000.
2. The City will be issued a revised "Authorization to Proceed" for engineering design at a cost not to exceed \$154,000, 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.

The remainder of the Interlocal Contract dated September 13, 2007 shall remain unchanged.

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

Date of Commission Action:

6/11/09

REGIONAL TRANSPORTATION COMMISSION

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

Attest:

Lisa Magnusson
LISA MAGNUSSON, Executive Assistant

Approved as to Form and Legality:

Zev Kaplan
ZEV KAPLAN, General Counsel

Date of Council Action:

August 5, 2009

CITY OF LAS VEGAS

BY: Gary Reese
OSCAR B. GOODMAN, Mayor

Gary Reese, Mayor Pro-Tem

Attest:

Beverly K. Bridges
BEVERLY K. BRIDGES, CMC
City Clerk

Approved as to Form and Legality:

John S. Lichella 6/22/09
Deputy City Attorney Date