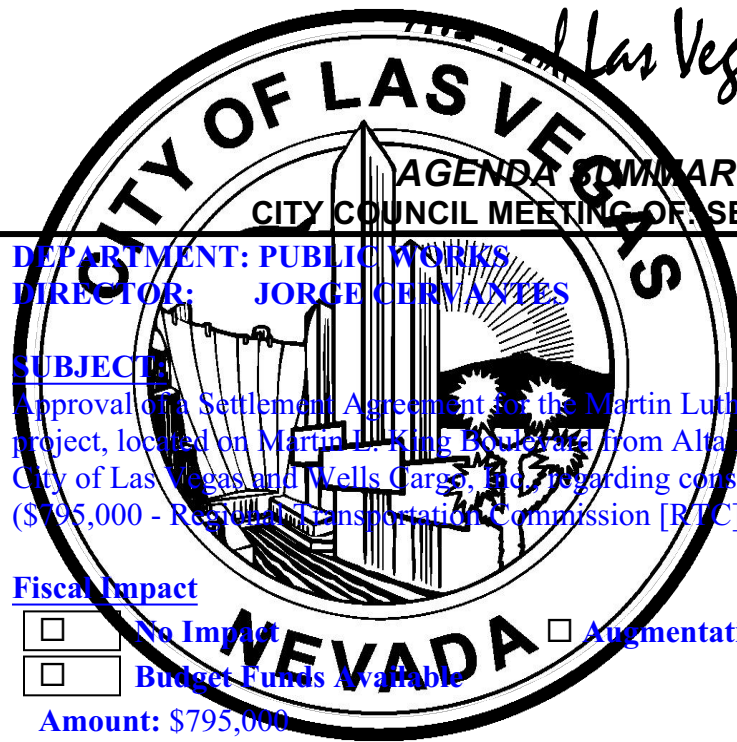




Las Vegas

Agenda Item No.: 38.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF SEPTEMBER 2, 2009

DEPARTMENT: PUBLIC WORKS
DIRECTOR: JORGE CERVANTES

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Settlement Agreement for the Martin Luther King Boulevard Improvements project, located on Martin L. King Boulevard from Alta Drive to Carey Avenue, between the City of Las Vegas and Wells Cargo, Inc., regarding construction issues, disputes and claims, (\$795,000 - Regional Transportation Commission [RTC]) - Ward 5 (Barlow)

Fiscal Impact

☐ **No Impact** ☐ **Augmentation Required**
☐ **Budget Funds Available**

Amount: \$795,000

Funding Source: RTC

Dept./Division: PW/City Engineer

PURPOSE/BACKGROUND:

This Agreement was negotiated between the City of Las Vegas and Wells Cargo, Inc., to settle construction issues, disputes and claims resulting from utility conflicts, increased costs from suppliers for materials to construct the emulsified asphalt treated base course and other project issues. The Agreement extends the contract time by 151 calendar days and compensates Wells Cargo for damages. The execution of this agreement is contingent upon approval of the associated change order based on the settlement agreement by the Regional Transportation Commission of Southern Nevada at its meeting on September 10, 2009 and approval of the settlement agreement by the City Council prior to the RTC meeting. Note that the total amount of the agreement was included in Modification No. 1 to Bid No. 07.1730.05-LED approved by City Council on January 21, 2009.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Settlement Agreement for the Martin Luther King Boulevard Improvements Project

Motion made by GARY REESE to Approve Items 12-21, 23-30 and 32-39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 1; Excused: 1

RICKI Y. BARLOW, STEVE WOLFSON, OSCAR B. GOODMAN, GARY REESE,
STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-STEVEN D.
ROSS); (Excused-LOIS TARKANIAN)