

**SUPPLEMENTAL INTERLOCAL CONTRACT NO. 2
SUMMERLIN PARKWAY, I-215 TO US-95**

THIS SUPPLEMENTAL INTERLOCAL CONTRACT No. 2, made and entered into this 7TH day of OCTOBER, 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 May 20, 2004 and a supplemental interlocal contract on December 11, 2008; to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Summerlin Parkway, I-215 to US-95 located wholly within the CITY, has been approved by the Regional Transportation Commission.

WHEREAS, the RTC previously granted "Revised Authorization to Proceed" for construction, engineering and right-of-way other; and,

WHEREAS, the CITY desires to decrease total project funding.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, the RTC authorizes the CITY to proceed with the PROJECT as it is mutually understood and agrees as follows:

SECTION II – PROJECT COSTS shall be changed 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, engineering, right-of-way and right-of-way other shall not exceed \$3,610,000.
2. A revised "Authorization to Proceed" for construction at an amount not to exceed \$2,100,000, engineering at a cost not to exceed \$1,500,000, and right-of-way other at a cost not to exceed \$10,000 at the time written Authorization to Proceed is received from the RTC.

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 May 4, 2004 and supplemental interlocal contract dated December 11, 2008 shall remain unchanged.

IN WITNESS WHEREOF, this Supplemental Interlocal Contract No. 2 is effective as of the date first set forth above.

Date of Commission Action:

8/13/09

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:

October 7, 2009

CITY OF LAS VEGAS

BY: Oscar B. Goodman
OSCAR B. GOODMAN, Mayor

Attest:

Vicky Darling
~~BEVERLY K. BRIDGES, CMC~~
City Clerk By: Vicky Darling, CMC
Acting City Clerk

Approved as to Form and Legality:

John S. Riddle 9/3/09
Deputy City Attorney Date