

**SUPPLEMENT INTERLOCAL CONTRACT NO. 2
I-15/OWENS AVENUE INTERCHANGE STUDY**

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 March 13, 2008 and a supplemental interlocal contract on June 11, 2009 for a project a Project to perform a planning study for a future interchange on the I-15 at Owens Avenue and for eliminating the current Owens Avenue One-way couplet, which is located wholly within the CITY,

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

WHEREAS, the CITY desires to decrease funding for the Project extend the project completion date.

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 engineering, shall not exceed \$105,000.
2. The City will be issued a revised "Authorization to Proceed" for engineering design at a cost not to exceed \$105,000 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.

SECTION III – GENERAL paragraph 7 shall be revised to read as follows:

7. The project must be completed to the satisfaction of the RTC prior to June 30, 2010.

RTC may at any time thereafter grant time extensions or terminate this Contract and require all sums advanced to the CITY be reimbursed.

The remainder of the Interlocal Contract dated March 13, 2008 and supplemental interlocal contract dated June 11, 2009 shall remain unchanged.

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

Date of Commission Action:

8/13/09

REGIONAL TRANSPORTATION COMMISSION

BY:

Laurence 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. Richella
Deputy City Attorney

9/3/09
Date