

**SUPPLEMENTAL INTERLOCAL CONTRACT
HORSE DRIVE INTERCHANGE AT US-95**

THIS SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into this 16th day of December, 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, a Project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Horse Drive Interchange at US-95 located wholly within the CITY has been approved by the RTC.

WHEREAS, the parties have executed an interlocal contract dated August 14, 2008; and

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

WHEREAS, the CITY wishes to reduce 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 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 \$14,121,000.

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 August 14, 2008 shall remain unchanged.

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

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Date of Commission Action:

10/8/09

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:

12/16/09

CITY OF LAS VEGAS

BY: Gary Reese
~~OSCAR B. GOODMAN, Mayor~~
Gary Reese, Mayor Pro-Tem

Attest:

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

Approved as to Form and Legality:

John S. Richella
Deputy City Attorney

10/19/09
Date