

**THIRD SUPPLEMENTAL TO INTERLOCAL CONTRACT FOR
OAKY DRAIN, BIRCH STREET TO CAHLAN DRIVE**

THIS THIRD SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 11th day of February, 2010 by and between the Clark County Regional Flood Control District, hereinafter referred to as "DISTRICT" and the CITY OF LAS VEGAS, hereinafter referred to as "CITY".

W I T N E S S E T H

WHEREAS, pursuant to Chapter 543 of the Nevada Revised Statutes, the DISTRICT may approve a project to design and construct flood control improvements; and

WHEREAS, the flood control improvements proposed herein are the same as those identified in the 2008 Master Plan, Structure No. FWOK 0020, 0040, 0060 hereinafter referred to as "PROJECT"; and

WHEREAS, the PROJECT is identified and shown on the attached Exhibit "A"; and

WHEREAS, the PROJECT has been approved by the DISTRICT on its annual Ten Year Construction Program; and

WHEREAS, the PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley.

WHEREAS, the DISTRICT approved an Interlocal Contract dated March 13, 2008, First Supplemental Interlocal Contract dated September 11, 2008 and Second Supplemental Interlocal Contract date December 11, 2008 were entered into between the CITY and the DISTRICT; and

WHEREAS, the CITY wished to extend the project completion date.

NOW, THEREFORE, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to the following:

SECTION III – GENERAL, paragraph 15 shall be revised to read as follows:

15. The items covered in SECTION II – PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to June 24, 2011. The DISTRICT may, at any time thereafter, grant extensions or terminate this CONTRACT after thirty (30) days notice.

The remainder of the original Interlocal Contract dated March 13, 2008, the First Supplemental Interlocal Contract dated September 11, 2008 and Second Supplemental Interlocal Contract dated December 11, 2008 shall remain unchanged.

IN WITNESS WHEREOF, the Parties have caused this Supplemental Interlocal Contract to be executed by their duly authorized representatives the day and year first above written.

Date of Council Action

April 7, 2010

Date of District Action

February 11, 2010

City of Las Vegas

Regional Flood Control District

By:

Oscar B. Goodman
Oscar B. Goodman, Mayor

By:

Rene L. Brown, III
RENE L. BROWN, III,
Chairman

Attest

By: Beverly K. Bridges
Beverly K. Bridges, MMC
City Clerk

Attest

By: Carolyn Frazier
Carolyn Frazier
Secretary to the Board

Approved as to form

By: John S. Kichella 2/26/10
Deputy City Attorney Date

Approved as to Form

By: Christopher E. Figgins Feb 10 2010
Christopher E. Figgins Date
Chief Deputy District Attorney



LEGEND

EXISTING STORM DRAIN

FUTURE REGIONAL FACILITY

PROPOSED REGIONAL STORM DRAIN FACILITY

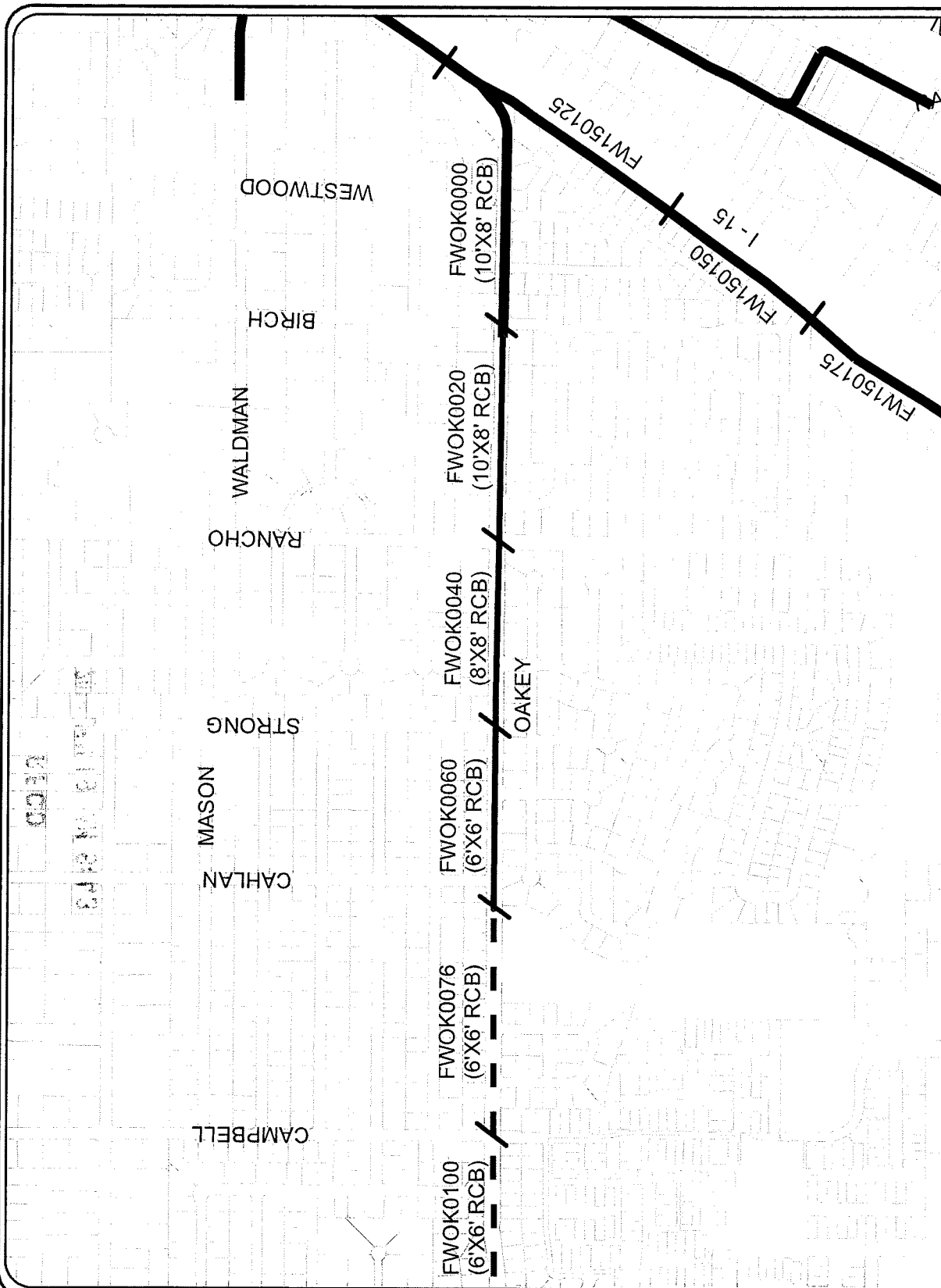
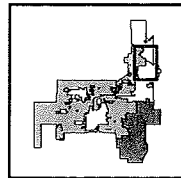


EXHIBIT A
OAKLEY DRAIN - BIRCH TO CAHLAN

(LAS09W08)

Due to continuous development activity
this map is for reference only.

F:\CityofEnglewood\Planning\StormDrains\LAS09W08.dwg - Oakley Drain - Birch to Cahlan (LAS09W08_0112010.mxd)