

FIRST SUPPLEMENTAL INTERLOCAL CONTRACT

NORTH & SOUTH ENVIRONMENTAL ENHANCEMENT AREAS – FLOYD LAMB PARK

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 10th day of June, 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".

WITNESSETH

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 generally is identified in the 2008 Master Plan Update, as facilities BRDB 0000, BRDB 0031, BRDB 0032, BRDB 0033, RACO 0000, RACO 0001, RACO 0064, TSDB 0002, TSDB 0011, TSDB 0010 and TSDB 0012 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 CITY desires to decrease construction and construction engineering funding and 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 II - PROJECT COSTS, shall be revised to read as follows:

The DISTRICT agrees to fund project costs within the limits specified below:

1. Construction Management at a cost not to exceed \$3,000,000.
2. Construction at a cost not to exceed \$23,500,000.

3. The total cost of the contract shall not exceed \$26,500,000, which includes all of the items described in the paragraphs above.
4. A written request must be made to the DISTRICT and approved by the Board to reallocate funds between phases of the project. No other approval by the Lead Entity is required.
5. A written request must be made to the DISTRICT and a Supplemental Interlocal Contract approved by the Board to increase the total cost of the contract noted above prior to payment of any additional funds.

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 30, 2012. The DISTRICT may, at any time thereafter, grant extensions or terminate this Contract after thirty (30) days notice.

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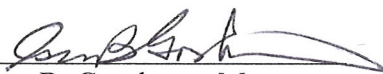
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IN WITNESS WHEREOF, the Parties have caused this First Supplemental Interlocal Contract to be executed by their duly authorized representatives the day and year first above written.

Date of Council Action

August 18, 2010

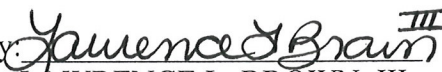
City of Las Vegas

By: 
Oscar B. Goodman, Mayor

Date of District Action

June 10, 2010

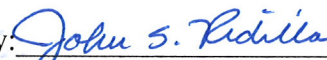
Regional Flood Control District

By: 
LAWRENCE L. BROWN, III,
Chairman

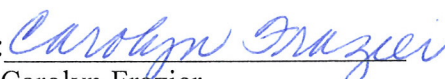
Attest

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

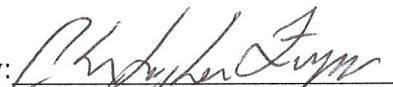
Approved as to form

By:  6/25/10
Deputy City Attorney Date
John S. Ridilla
Deputy City Attorney

Attest

By: 
Carolyn Frazier
Secretary to the Board

Approved as to Form

By:  6/10/10
Christopher Figgins Date
Chief Deputy District Attorney



LEGEND

- EXISTING CCRFD FACILITY
- FUTURE CCRFD FACILITY
- PROPOSED CCRFD FACILITY
- PROPOSED REGIONAL DETENTION BASIN

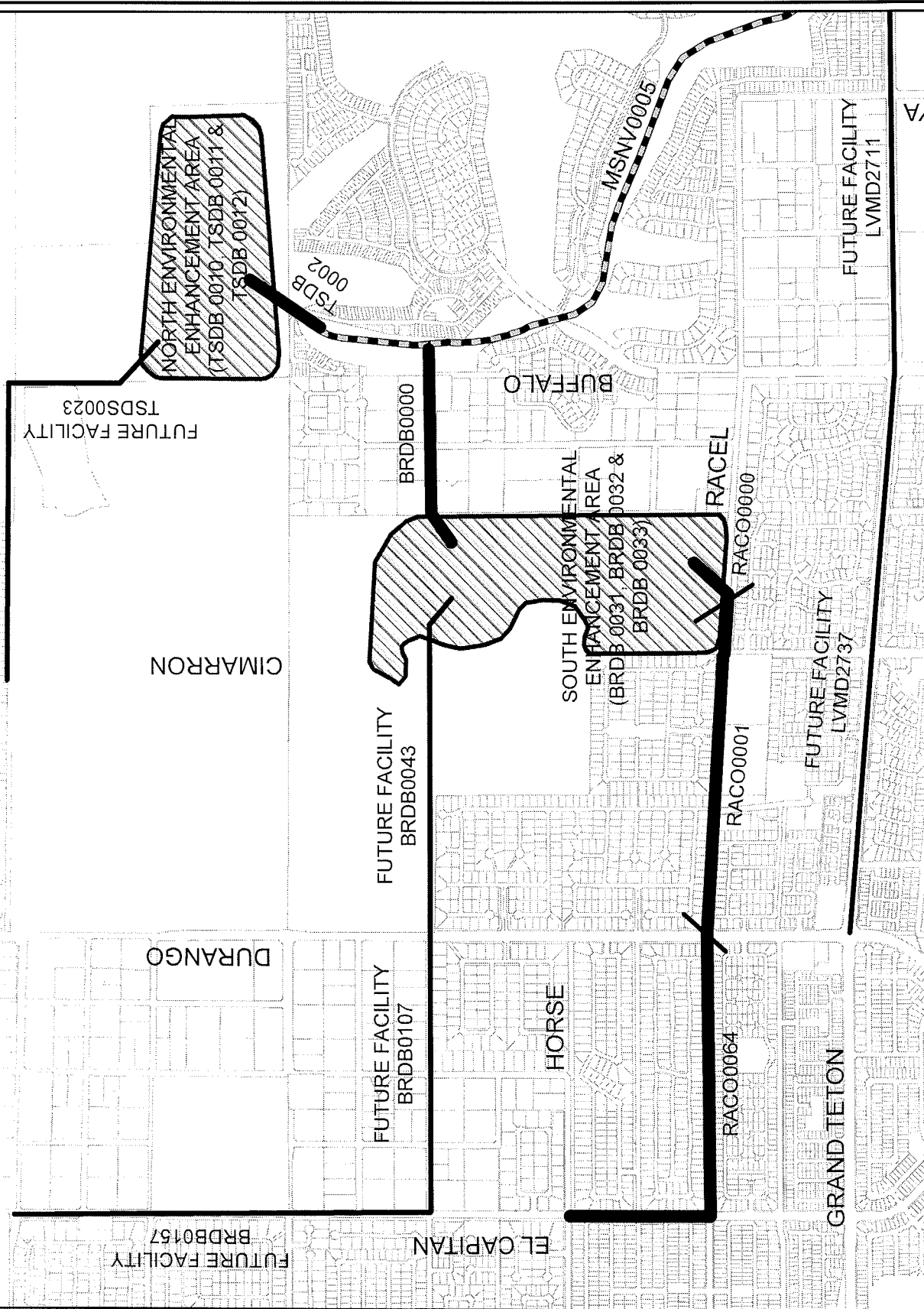
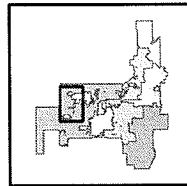


EXHIBIT A - NORTH & SOUTH ENVIRONMENTAL ENHANCEMENT AREA - FLOYD LAMB PARK (LAS22009)

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

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