

FIRST SUPPLEMENTAL INTERLOCAL CONTRACT

OAKEY DRAIN – CAHLAN DRIVE TO BARNARD DRIVE

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 9th day of December, 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 identified in the 2008 Master Plan Update as Facility Numbers FWOK0076 and FWOK0100, 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 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.

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 - PROJECTS COSTS

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

1. The engineering and design shall not exceed \$296,300.
2. Preparation of right-of-way drawings, descriptions, title reports of the right-of-way required, and appraisals at a cost not to exceed \$10,000.
3. Environmental Mitigation in an amount not to exceed \$5,000.
4. The total cost of this Contract shall not exceed \$311,300 which includes all the items described in the paragraphs above.

5. 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.
6. 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.

The remainder of this Interlocal Contract dated December 10, 2009 shall remain unchanged.

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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

Date of District Action

January 19, 2011
City of Las Vegas

December 9, 2010
Regional Flood Control District

By: [Signature]
Oscar B. Goodman, Mayor

By: [Signature]
Lawrence L. Brown, III,
Chairman

Attest

Attest

By: [Signature]
Beverly K. Bridges, MMC
City Clerk

By: [Signature]
Carolyn Frazier
Secretary to the Board

Approved as to Form

Approved as to Form

By: John S. Lidicea 12/13/10
Deputy City Attorney Date

By: [Signature]
Christopher Higgins Date
Chief Deputy District Attorney



LEGEND

PROPOSED REGIONAL
STORM DRAIN FACILITY

EXISTING STORM
DRAIN FACILITY

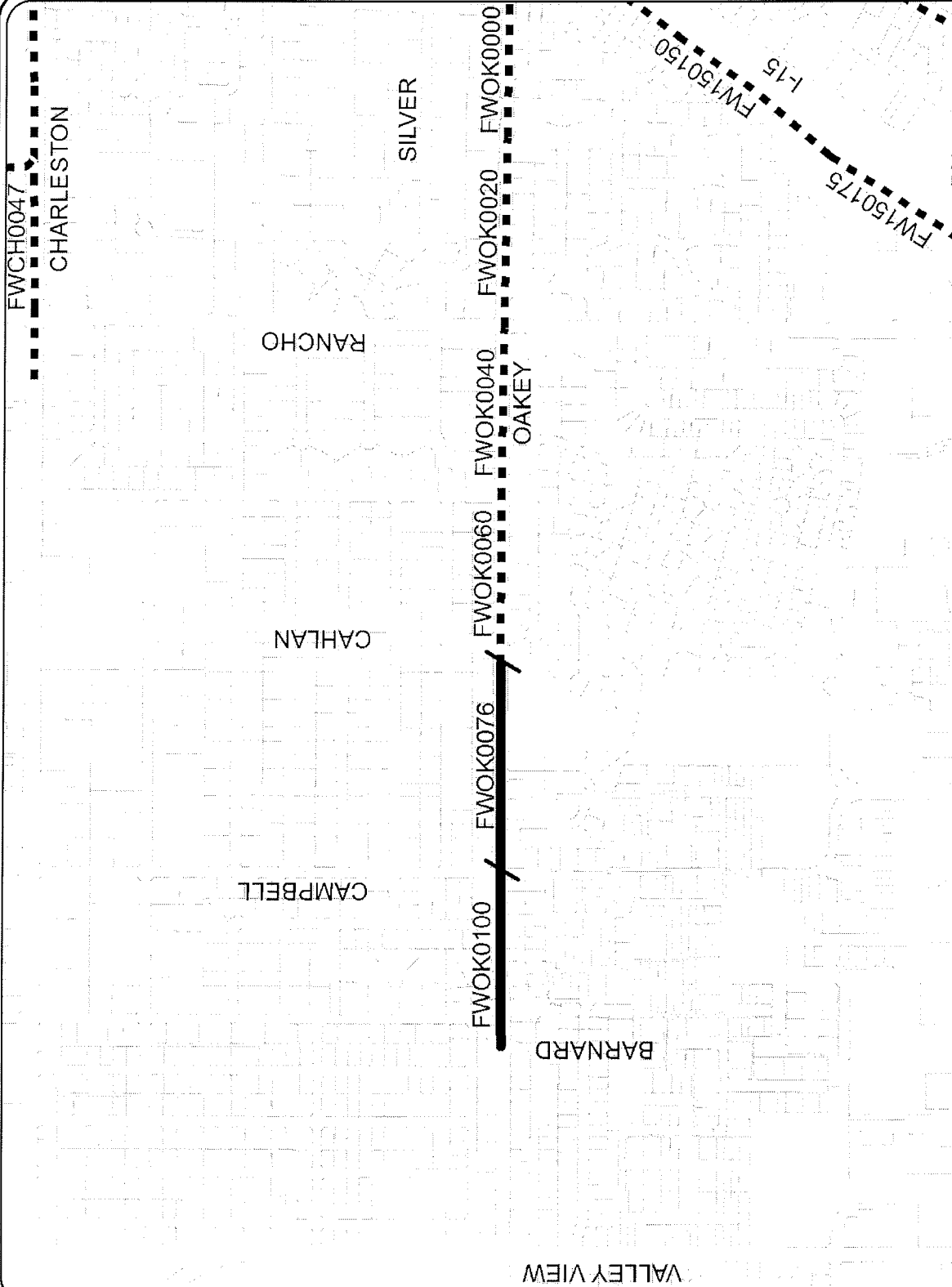
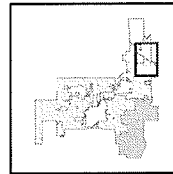


EXHIBIT A
OAKLEY DRAIN - CAHLAN DRIVE TO BARNARD DRIVE
(LAS09Y09)

Due to continuous development activity
this map is for reference only

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LAS09Y09