

**CONTRACT MODIFICATION No. 4
MUSEUM DEVELOPMENT CONSULTING SERVICES**

THIS MODIFICATION No. 4 is being entered into this _____ day of _____, 2011, by and between the CITY OF LAS VEGAS (hereinafter the "City"), a municipal corporation within the State of Nevada having its principal office at 400 Stewart Avenue, Las Vegas, Nevada 89101, and ALGONQUIN ADVISORS (hereinafter the "Company") having its principal office at Two Greenwich Office Park, Greenwich, Connecticut 06831.

The purpose of the Modification is to add deliverables and funding to the Contract scope.

The Contract between the City and the Company dated February 4, 2009, as previously modified, is hereby modified as follows:

1. Increase Contract Amount

INCREASE the total contract amount from \$512,200.00 to \$664,100.00.

2. Exhibit B(c) – Payment Deliverables and Milestones through Museum Grand Opening

DELETE: Exhibit B(c) in its entirety.

REPLACE WITH: Exhibit B(d) – Payment Deliverables and Milestones through Museum Grand Opening

3. General.

In the event of any conflict between the Contract, as previously modified and this modification, the provisions of Modification No. 4 take precedence. All other contract terms and conditions remain unchanged.

IN WITNESS WHEREOF, the parties hereto have caused this Modification No.4 to be executed by their duly authorized representatives.

CITY OF LAS VEGAS

KATHLEEN C. RAINEY, Manager
Purchasing & Contracts

"City"

ATTEST:

BEVERLY K. BRIDGES, CMC
City Clerk

APPROVED AS TO FORM:

Robert S. Sylvain 2-9-11
Date

ALGONQUIN ADVISORS

MICHAEL S. DEVINE, Partner

"Company"

EXHIBIT B (d) - PAYMENT DELIVERABLES AND MILESTONES THROUGH MUSEUM GRAND OPENING

		Approx. Delivery	Unit Price	Qty	Extension
1	Deliverable: Coordination meeting	Weekly	\$ 1,200	112	\$ 134,400.00
2	Deliverable: Updates to budget	Monthly	\$ 1,800	35	\$ 63,000.00
3	Deliverable: Updates to schedule	Monthly	\$ 1,800	35	\$ 63,000.00
4	Deliverable: Board committee meeting	Periodically	\$ 1,800	77	\$ 138,600.00
5	Deliverable: Regular Board meeting	Quarterly	\$ 4,000	22	\$ 88,000.00
5a	Deliverable: Regular Board meeting - old pricing	Quarterly	\$ 4,800	3	\$ 14,400.00
6	Milestone: City publishes a Fit-out RFP (max. 4)	August, 2009	\$ 2,000	4	\$ 8,000.00
7	Deliverable: Recommendation of Fit-out vendor (max. 4)	October, 2009	\$ 2,000	4	\$ 8,000.00
8	Milestone: City awards Fit-out contract (max. 4)	November, 2009	\$ 2,000	4	\$ 8,000.00
9	Deliverable: Meeting at fabricator facility	January, 2010	\$ 4,800	1	\$ 4,800.00
10	Milestone: Fabrication vendor begins installation at the Museum	March, 2010	\$ 7,000		\$ -
11	Milestone: Space prep drawing delivered to Core and Shell contractor	August, 2009	\$ 9,000	1	\$ 9,000.00
12	Deliverable: Exterior site plan with mayor	February, 2009	\$ 9,000	1	\$ 9,000.00
13	Milestone: Interior way-finding plan completed and accepted by City	TBD, 2009	\$ 4,000	1	\$ 4,000.00
14	Milestone: Installation begins on interior way-finding	May, 2010	\$ 4,000		\$ -
15	Milestone: Exterior signage plan completed and accepted by City	TBD, 2009	\$ 4,000	1	\$ 4,000.00
16	Milestone: Installation begins on exterior signage	June, 2010	\$ 4,000		\$ -
17	Milestone: Retail plan completed and accepted by City	August, 2009	\$ 6,000		\$ -
18	Milestone: Installation begins on Retail FF&E	May, 2010	\$ 6,000		\$ -
19	Milestone: Brand extension report completed and accepted by City	January, 2010	\$ 3,000	1	\$ 3,000.00
20	Milestone: Marketing plan completed and accepted by City	October, 2009	\$ 3,000	1	\$ 3,000.00
21	Milestone: Final retail product report completed and accepted by City	February, 2009	\$ 3,000	1	\$ 3,000.00
22	Milestone: City publishes RFP for Point of Sale contractor	January, 2010	\$ 3,000	1	\$ 3,000.00
23	Milestone: Installation begins on Point of Sale system	October, 2010	\$ 3,000		\$ -
24	Milestone: City publishes RFP for Accounting/IT system	January, 2010	\$ 3,000	1	\$ 3,000.00
25	Milestone: Installation begins on Accounting/IT system	July, 2010	\$ 3,000		\$ -
26	Milestone: City publishes RFP for Security system	January, 2010	\$ 3,000		\$ -
27	Milestone: Installation begins on Security system	July, 2010	\$ 3,000		\$ -
28	Milestone: 300 SAC hires executive director	June, 2010	\$ 4,000	1	\$ 4,400.00
29	Milestone: City/300 SAC execute Operating Agreement	July, 2010	\$ 9,000	1	\$ 9,000.00
30	Deliverable: Updated operating staff plan	January, 2010	\$ 4,000	1	\$ 4,000.00
31	Deliverable: Updated operating pro forma	January, 2010	\$ 4,000	1	\$ 4,000.00
32	Deliverable: Final operating pro forma	July, 2010	\$ 9,000	1	\$ 9,000.00
33	Milestone: Grand Opening of Museum	Fall, 2010	\$ 25,000	1	\$ 25,000.00
34	Maximum Allowable Travel Reimbursement	Monthly	\$ -	1	\$ 37,500.00

Total Not to Exceed

\$ 664,100.00