

**SUPPLEMENTAL INTERLOCAL CONTRACT NO. 3
ARTERIAL RECONSTRUCTION PROJECTS FISCAL YEAR 2011**

THIS SUPPLEMENTAL INTERLOCAL CONTRACT NO. 3, made and entered into this 11th day of August, 2011 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 the "RTC".

WITNESSETH

WHEREAS, a Project to design, perform construction inspection and construct roadway improvements associated with the Fiscal Year 2011 Annual Restoration and Preservation Projects, being located totally within the CITY, has been approved by the RTC.

WHEREAS, the parties have executed an Interlocal Contract dated June 10, 2010, and Supplemental Interlocal Contracts on January 13, 2011 and April 14, 2011; and,

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

WHEREAS, the CITY desires to change the scope of the Project and increase 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 I: SCOPE OF PROJECT

This Interlocal Contract applies to improvements associated with the Fiscal Year 2011 Annual Restoration and Preservation Projects. The basic improvements may include crack sealing, concrete repairs, pavement and base failure reconstructions, pavement resurfacing and re-profiling, traffic striping as necessary and trails. Where applicable, wheel chair ramps will be installed at curb returns and temporary asphalt sidewalk installed in accordance with the RTC policy on sidewalk installation. Bike lanes and bike paths will be part of the striping of the finished roadway as long as the bike lane or path is part of the Bicycle and Pedestrian Element of the Regional Transportation Plan. The PROJECT is more specifically described in Exhibit "A" which is hereto and by this reference incorporated herein.

SECTION II – PROJECT COSTS: shall be revised to read as follows:

The RTC agrees to provide from Senate Bill 5 (SB5) 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 \$4,545,000.

2. The CITY will be issued a revised "Authorization to Proceed" for construction at a cost not to exceed \$4,445,000 and for engineering design at a cost not to exceed \$100,000 at the time written Authorization to Proceed is received from the RTC. The "Revised Authorization to Proceed" shall state a specific amount within the total estimated cost of the Project and, upon approval by the RTC, only that amount shall be encumbered and allocated.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

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 June 10, 2010 and Supplemental Interlocal Contracts dated January 13, 2011 and April 14, 2011 shall remain unchanged.

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IN WITNESS WHEREOF, this Supplemental Interlocal Contract No. 3 is effective as of the date first set forth above.

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

August 11, 2011

BY: Lawrence L. Brown III
LAWRENCE L. BROWN III, Chairman

Attest:

Jecia Hutchinson
JECIA HUTCHINSON, Executive Assistant

Approved as to Form and Legality:

Zev Kaplan
ZEV KAPLAN, General Counsel

Date of Council Action:

CITY OF LAS VEGAS

10/5/2011

BY: Carolyn G. Goodman
CAROLYN G. GOODMAN, Mayor

Attest:

Beverly K. Bridges
BEVERLY K. BRIDGES, MMC
City Clerk

Approved as to Form:

John S. Ridilla 9/1/11
Deputy City Attorney Date

John S. Ridilla
Deputy City Attorney

EXHIBIT A

Arterial Restoration and Preservation Projects
Fiscal Year 2011

Location / Limits	Project Type	Type of Work									
		A	B	C	D	E	F	G	H	I	J
Cheyenne Ave- Durango Dr to Hualapai Way (with Sawtooths)	Thin overlay, light repairs	X	X	X	X	X	X	X	X		
Fort Apache- Alexander Rd to Cheyenne Ave (with Sawtooths)	Thin overlay, light repairs	X	X	X	X	X	X	X	X		
Torrey Pines Drive - Cheyenne to Washington	Thin overlay, light repairs	X	X	X	X	X	X	X	X		
Rainbow - Gowan to Red Coach	Thin overlay, light repairs	X	X	X	X	X	X	X	X		
Ann Road - US 95 to Durango	Thin overlay, light repairs	X	X	X	X	X	X	X	X		
Trails											
Total City of Las Vegas Formula Funds:											
											\$ 28,000
											\$ 4,545,000

A = Crack Seal

B = Asphalt Patch

C = Concrete Repairs

D = ADA compliance

E = Pavement/Base Replacement

F = Inter-connect cable/conduit (as needed)

G = Thin overlay

H = Structural overlay

I = Engineering Design

J = Maintenance