

SUPPLEMENTAL INTERLOCAL CONTRACT NO. 1
JONES BOULEVARD / VALLEY VIEW BOULEVARD COUPLET-US-95 TO DESERT
INN ROAD

THIS SUPPLEMENTAL INTERLOCAL CONTRACT NO. 1 made and entered into this 13th day of October, 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 "RTC".

W I T N E S S E T H

WHEREAS, a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Jones Boulevard / Valley View Boulevard Couplet - US-95 to Desert Inn Road, hereinafter referred to as the "PROJECT", has been approved by the Regional Transportation Commission of Southern Nevada; and,

WHEREAS, the parties have executed an Interlocal Contract dated July 8, 2010; and,

WHEREAS, the RTC previously granted "Authorization to Proceed" for construction, engineering, right-of-way acquisition and right-of-way other; and,

WHEREAS, the CITY wishes to increase total 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 agreed and understood, as follows:

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

The RTC agrees to provide from Senate Bill 5 (SB5) funds 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 PROJECT cost for construction, engineering design, contract administration, right-of-way negotiations and acquisition and right-of-way other shall not exceed \$22,505,000.
2. The City will be issued a revised "Authorization to Proceed" for construction including the pre-construction and construction phase services of the Construction Manager at Risk at a cost not to exceed \$17,850,000, engineering design and construction management at a cost not to exceed \$3,555,000, right-of-way acquisitions at a cost not to exceed \$1,000,000, and right-of-way other 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 July 8, 2010 shall remain unchanged.

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IN WITNESS WHEREOF, this Supplemental Interlocal Contract No. 1 is effective as of the date first set forth above.

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

October 13, 2011

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

Attest:

Jecia Hutchinson
JECIA HUTCHINSON, Executive Assistant

Approved as to Form:

Zev Kaplan
ZEV KAPLAN, General Counsel

Date of Council Action:

CITY OF LAS VEGAS

December 7, 2011

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

Attest:

Vicky Skelbred
~~BEVERLY K. BRIDGES, MMC~~
~~City Clerk~~ By: Vicky Skelbred, MMC
Acting City Clerk

Approved as to Form:

John S. Ridilla 10/24/11
Deputy City Attorney Date
John S. Ridilla
Deputy City Attorney