SUPPLEMENTAL NO. 9 TO THE INTERLOCAL CONTRACT FOR
SLOAN CHANNEL, LAS VEGAS WASH TO CHARLESTON BOULEVARD

THIS SUPPLEMENTAL INTERLOCAL CONTRACT, made and entered into this
17th day of APRIL, 2009, by and between the Clark County Regional Flood Control
District, hereinafter referred to as DISTRICT, and the County of Clark, hereinafter referred to as
COUNTY.

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
identified in the 2002 Master Plan Update, Structure No.’s RWSL 0000, 0040, and 0063, and in
the 2008 Master Plan Update, Structure No.’s RWSL 0000, 0040, 0056, and 0063 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 DISTRICT approved an interlocal contract to provide funds for
construction, construction engineering, environmental mitigation, and legal fees (other) of the
Project; and,

WHEREAS, the DISTRICT set a priority for funding on September 12, 2002; and,

WHEREAS, the DISTRICT approved an Interlocal Contract on August 14, 2003 which
retained the previously set priority to include additional language in Section II – Project Costs,
Paragraph Seven; and,

WHEREAS, it is necessary to increase construction engineering funding and increase
funding for legal fees, hereinafter referred to as other, and extend the term of the contract for the
Project; 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 COUNTY agree to supplement the
Interlocal Contract approved August 14, 2003, and supplemental interlocal contracts approved

SECTION II - PROJECT COSTS, shall be changed to read as follows:

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

1. Construction in an amount not to exceed $8,370,000.00.
2. Construction management in an amount not to exceed $1,640,000.00.
3. Environmental mitigation in an amount not to exceed $567,624.00.
4. Other (Legal Fees) in an amount not to exceed 1,070,000.00.
5. The total cost of this Interlocal Contract shall not exceed $11,647,624.00, which includes all the items described in the paragraphs above.
6. 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.
7. 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.
8. The DISTRICT agrees to reimburse the COUNTY for eligible costs, without interest, incurred by the COUNTY prior to approval of this contract, but not before September 12, 2002.

SECTION III- GENERAL, paragraph 15 shall be changed 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, 2010. The DISTRICT may, at any time thereafter, grant extensions or terminate this Interlocal Contract after thirty (30) days notice.
The remainder of the original Interlocal Contract and supplemental Interlocal Contracts remains unchanged.

IN WITNESS WHEREOF, this Supplemental No. 9 Interlocal Contract is hereby executed as of the date first set forth above above.

Date of Commission Action: CLARK COUNTY BOARD OF COMMISSIONERS

By: ________________________________
    RORY REID
    Chairman

Attest:

______________________________
SHIRLEY B. PARRAGUIRRE
County Clerk

REGIONAL FLOOD CONTROL DISTRICT

Date of District Action: By: ________________________________
March 12, 2009

LAWRENCE L. BROWN, III, Chairman

Attest:

______________________________
CAROLYN FRAZIER
Secretary to the Board

Approved as to Form:

______________________________
CHRISTOPHER FIGGINS
Chief Deputy District Attorney