SUPPLEMENTAL NO. 1 TO THE INTERLOCAL CONTRACT FOR
FLAMINGO WASH, NELLIS BOULEVARD TO I-515

THIS SUPPLEMENTAL INTERLOCAL CONTRACT, made and entered into this 1st day of March, 2011, 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 generally described in the 2008 Master Plan Update, Structures No. FLWA 0080 and 0176, 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 and construction engineering of the Project; and

WHEREAS, it is necessary to decrease construction and construction engineering 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 June 10, 2010, as follows:

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 $11,900,000.00.

2. Construction management in an amount not to exceed $1,100,000.00.
3. The total cost of this Interlocal Contract shall not exceed $13,000,000.00, which includes all the items described in the paragraphs above.

4. 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.

5. 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 the original Interlocal Contract remains unchanged.

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

Date of Commission Action: ______________________  CLARK COUNTY BOARD OF COMMISSIONERS

By:  ____________________________

SUSAN BRAGER  
Chair

Attest: ____________________________

DIANA ALBA
County Clerk

Date of District Action: ______________________  REGIONAL FLOOD CONTROL DISTRICT

By:  ________________________________

LAWRENCE L. BROWN, III, Chairman

Attest: ________________________________

CAROLYN FRAZIER
Secretary to the Board

Approved as to Form:

CHRISTOPHER FICKENS
Chief Deputy District Attorney
Exhibit A
FLAMINGO WASH, NELLIS BOULEVARD TO I-515
CLA04V10