

**SUPPLEMENTAL NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES
CONTRACT FOR MAULE AVENUE AND BADURA AVENUE CONNECTION-
TENAYA WAY TO EL CAPITAN WAY**

March **THIS Supplemental No. 1 Contract**, made and entered into this 7th day of _____, 2023, between Clark County, Nevada, a political subdivision of the State of Nevada, hereinafter referred to as COUNTY, and Horrocks Engineers, Inc., a corporation authorized to do business under the laws of the State of Nevada, hereinafter referred to as ENGINEER. The COUNTY and ENGINEER may herein be referred individually as "Party" or collectively as "Parties".

The initial addresses of the parties, which one party may change by giving notice to the respective other party, are as follows:

COUNTY	ENGINEER
Denis Cederburg, Director Clark County Department of Public Works 500 South Grand Central Parkway, Suite 2066 Las Vegas, Nevada 89106 (702) 455-6020	Wayne Horlacher, Senior Vice President Horrocks Engineers, Inc. 1401 North Green Valley Parkway, Suite 160 Henderson, Nevada 89074 (702) 966-4063

W I T N E S S E T H

WHEREAS, on July 6, 2021, the COUNTY and the ENGINEER entered into a contract for professional engineering services for design services for Maule Avenue and Badura Avenue Connection – Tenaya Way to El Capitan Way; and,

WHEREAS, the COUNTY desires to pursue additional professional engineering services for preparing additional legal descriptions, additional utility potholes, additional design to include improvements on Buffalo Drive between Badura Avenue and Clark County 215 (CC215) Beltway, and associated post-design support during construction with the not to exceed amount of this supplement being \$89,000.00 bringing the total contract amount to \$936,578.00. The COUNTY desires to extend the time of performance which is required to complete all Basic Services and authorized Special Services; and,

WHEREAS, the ENGINEER desires to provide such services in exchange for the fees hereinafter specified; and,

NOW, THEREFORE, for and in consideration of the premises herein contained, it is agreed to supplement the professional engineering services Contract dated July 6, 2021, as follows:

ARTICLE I: DEFINITIONS

Add the following to the definition of “Project”:

The roadway improvements on Maule Avenue and Badura Avenue from Tenaya Way to El Capitan Way are revised to include the following additional roadway features within the designated right-of-way:

- Three (3) travel lanes with curb & gutter and new raised center medians and turn pockets, or two-way left-turn lane on northbound Buffalo Drive from Badura Avenue to CC215 Beltway Eastbound Ramp/Roy Horn Way.
- A combination of full-depth pavement construction and 1-inch mill and UTACS shall be utilized for the roadway widening and resurfacing on Buffalo Drive.
- Additional Traffic signal modifications at the intersection of Buffalo Drive and Badura Avenue.
- Signing, Striping, and ITS infrastructure are to accommodate the roadway widening and resurfacing on Buffalo Drive.

ARTICLE IV: TIME OF PERFORMANCE

4.01 Time of Performance

Replace the paragraph at the end of 4.01 Time of Performance with the following:

Except as otherwise provided above, the ENGINEER shall complete all other Basic Services and authorized Special Services by the end of December 31, 2024, unless the Board of County Commissioners amends such date in writing.

ARTICLE V: PAYMENT FOR SERVICES

5.01 Maximum Amount Payable

Revise the first paragraph in this section to read as follows:

The maximum amount payable by the COUNTY to the ENGINEER shall be a sum of money equal to the Basic Services fees plus the Special Services fees, if, as, and when approved by the Director, and provided, however, that under no circumstances may the total amount payable to the ENGINEER under this Contract or in connection with the subject matter of this Contract, exceed the sum of Eight Hundred Two Thousand Five Hundred Seventy-Eight and 00/100 Dollars (\$802,578.00) for the Basic Services fees, and One Hundred Thirty-Four Thousand and 00/100 Dollars (\$134,000.00) for Special Services fees, unless such sum is increased by the Clark County Board of Commissioners, but only to the extent such total sum is increased.

5.02 Basic Services and Special Services Fees

The fees shall be changed to read as follow:

<u>TASK</u>	<u>MAXIMUM AMOUNTS</u>
Basic Services 2.02	\$802,578.00
Special Services 2.03	\$134,000.00
Grand Total Basic and Special Services	\$936,578.00

The remainder of the Professional Engineering Services Contract dated July 6, 2021, remains unchanged.

IN WITNESS WHEREOF, the parties have executed this Supplemental No. 1 Contract as of the date herein above set forth.

CLARK COUNTY, NEVADA

HORROCKS ENGINEERS, INC.

Randall J. Tarr
Deputy County Manager


Wayne Horlacher
Senior Vice President

APPROVED AS TO FORM:


Ashley A. Balducci
Deputy District Attorney

DISCLOSURE OF OWNERSHIP/PRINCIPALS

Business Entity Type (Please select one)						
☐ Sole Proprietorship	☐ Partnership	☐ Limited Liability Company	☒ Corporation	☐ Trust	☐ Non-Profit Organization	☐ Other
Business Designation Group (Please select all that apply)						
☐ MBE	☐ WBE	☐ SBE	☐ PBE	☐ VET	☐ DVET	☐ ESB
Minority Business Enterprise	Women-Owned Business Enterprise	Small Business Enterprise	Physically Challenged Business Enterprise	Veteran Owned Business	Disabled Veteran Owned Business	Emerging Small Business
Number of Clark County Nevada Residents Employed:						
65						
Corporate/Business Entity Name: Horrocks Engineers, Inc.						
(Include d.b.a., if applicable)						
Street Address:		2162 West Grove Parkway		Website: www.horrocksengineers.com		
City, State and Zip Code:		Pleasant Grove, UT 84062-6728		POC Name: Wayne Horlacher, wayneh@horrocks.com		
Telephone No:		(801) 763-5100		Fax No: (801) 763-5101		
Nevada Local Street Address: (If different from above)		1401 N. Green Valley Parkway, Suite 160		Website: www.horrocksengineers.com		
City, State and Zip Code:		Henderson, Nevada 89074		Local Fax No:		
Local Telephone No:		(702) 966-4063		Local POC Name: Wayne Horlacher, wayneh@horrocks.com		
				Email:		

All entities, with the exception of publicly-traded and non-profit organizations, must list the names of individuals holding more than five percent (5%) ownership or financial interest in the business entity appearing before the Board.

Publicly-traded entities and non-profit organizations shall list all Corporate Officers and Directors in lieu of disclosing the names of individuals with ownership or financial interest. The disclosure requirement, as applied to land-use applications, extends to the applicant and the landowner(s).

Entities include all business associations organized under or governed by Title 7 of the Nevada Revised Statutes, including but not limited to private corporations, close corporations, foreign corporations, limited liability companies, partnerships, limited partnerships, and professional corporations.

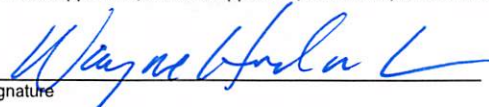
Full Name	Title	% Owned (Not required for Publicly Traded Corporations/Non-profit organizations)
Russell Youd	President/CEO	11.6%
Brian Akinson	Secretary	5.8%
Bryan Foote	Vice President	5.8%
(see attached for additional names)		

This section is not required for publicly-traded corporations. Are you a publicly-traded corporation?

☐ Yes ☐ No

- Are any individual members, partners, owners or principals, involved in the business entity, a Clark County, Department of Aviation, Clark County Detention Center or Clark County Water Reclamation District full-time employee(s), or appointed/elected official(s)?
☐ Yes ☒ No (If yes, please note that County employee(s), or appointed/elected official(s) may not perform any work on professional service contracts, or other contracts, which are not subject to competitive bid.)
- Do any individual members, partners, owners or principals have a spouse, registered domestic partner, child, parent, in-law or brother/sister, half-brother/half-sister, grandchild, grandparent, related to a Clark County, Department of Aviation, Clark County Detention Center or Clark County Water Reclamation District full-time employee(s), or appointed/elected official(s)?
☐ Yes ☒ No (If yes, please complete the Disclosure of Relationship form on Page 2. If no, please print N/A on Page 2.)

I certify under penalty of perjury, that all of the information provided herein is current, complete, and accurate. I also understand that the Board will not take action on land-use approvals, contract approvals, land sales, leases or exchanges without the completed disclosure form.


 Signature

Wayne Horlacher
 Print Name

Principal/Senior Vice President
 Title

1/7/23
 Date

DISCLOSURE OF RELATIONSHIP

List any disclosures below:
(Mark N/A, if not applicable.)

NAME OF BUSINESS OWNER/PRINCIPAL	NAME OF COUNTY* EMPLOYEE/OFFICIAL AND JOB TITLE	RELATIONSHIP TO COUNTY* EMPLOYEE/OFFICIAL	COUNTY* EMPLOYEE'S/OFFICIAL'S DEPARTMENT

* County employee means Clark County, Department of Aviation, Clark County Detention Center or Clark County Water Reclamation District.

"Consanguinity" is a relationship by blood. "Affinity" is a relationship by marriage.

"To the second degree of consanguinity" applies to the candidate's first and second degree of blood relatives as follows:

- Spouse – Registered Domestic Partners – Children – Parents – In-laws (first degree)
- Brothers/Sisters – Half-Brothers/Half-Sisters – Grandchildren – Grandparents – In-laws (second degree)

For County Use Only:

If any Disclosure of Relationship is noted above, please complete the following:

☐ Yes ☐ No Is the County employee(s) noted above involved in the contracting/selection process for this particular agenda item?

☐ Yes ☐ No Is the County employee(s) noted above involved in any way with the business in performance of the contract?

Notes/Comments:

Signature

Print Name
Authorized Department Representative

Additional Individuals with 5% or greater Ownership

Full Name	Title	% Owner
Matt Horrocks	Vice President	5.8%
Ron Mortimer	Vice President	5.8%