

**SUPPLEMENTAL NO. 6 TO THE INTERLOCAL CONTRACT FOR
LAS VEGAS WASH – SLOAN CHANNEL TO STEWART AVENUE AND FLAMINGO
WASH BELOW NELLIS BOULEVARD**

THIS SIXTH SUPPLEMENTAL INTERLOCAL CONTRACT (CONTRACT), made and entered into this 9th day of September, 2021, 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 2013 Master Plan Update, Structures Nos. Numbers LVMD 0883, 0908, 0911, 0912, 0916, 0923, 0925, 0948, 0950, 0974, 1031, 1033, 1046, 1048, 1054, 1069, 1071 and FLWA 0001 , hereinafter referred to as “Project”; and

WHEREAS, the flood control improvements proposed herein are generally described in the 2018 Master Plan Update, Structures Nos. Numbers LVMD 0883, 0908, 0911, 0912, 0916, 0923, 0925, 0948, 0950, 0974, 1031, 1033, 1046, 1048, 1054, 1069, 1071 and FLWA 0001 and 0005, 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 interlocal contracts to provide funds for construction, construction management and legal fees of the Project; and

WHEREAS, it is necessary to reallocate funding to include a line item for entity construction management labor costs 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 October 10, 2013 and supplemental interlocal contracts approved December 12, 2013, April 10, 2014, November 12, 2015, July 13, 2017 and June 14, 2018, 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 \$74,685,794.80.
2. Construction management in an amount not to exceed \$6,840,205.20.
3. Other (legal fees) in an amount not to exceed \$2,408,000.00.
4. Entity construction management labor costs in an amount not to exceed \$250,000.00.
5. The total cost of this Interlocal CONTRACT shall not exceed \$84,184,000.00, 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 work performed by the COUNTY prior to approval of this interlocal contract but not before September 30, 2013.

SECTION III- GENERAL, paragraphs 10 and 16 shall be changed/added to read as follows:

10. The DISTRICT will pay the COUNTY, or make payment directly to its contractor or its consultant, each month for PROJECT costs as outlines in SECTION II – PROJECT COSTS. Invoices must identify and allocate all costs to the categories noted below:
 - a. Predesign Engineering
 - b. Design Engineering
 - c. Entity Design Labor
 - d. Right-of-way

IN WITNESS WHEREOF, this Supplemental No. 6 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: _____
MARILYN KIRKPATRICK
Chair

Attest:

LYNN MARIE GOYA
County Clerk

Date of District Action: REGIONAL FLOOD CONTROL DISTRICT

September 9, 2021

By: Debra March
Debra March (Sep 13, 2021 14:26 PDT)
DEBRA MARCH, Chair

Attest:

Deanna Hughes

DEANNA HUGHES
Secretary to the Board

Approved as to Form:

Chris Figgins
Chris Figgins (Sep 13, 2021 10:41 PDT)

CHRISTOPHER FIGGINS
RFCD Attorney

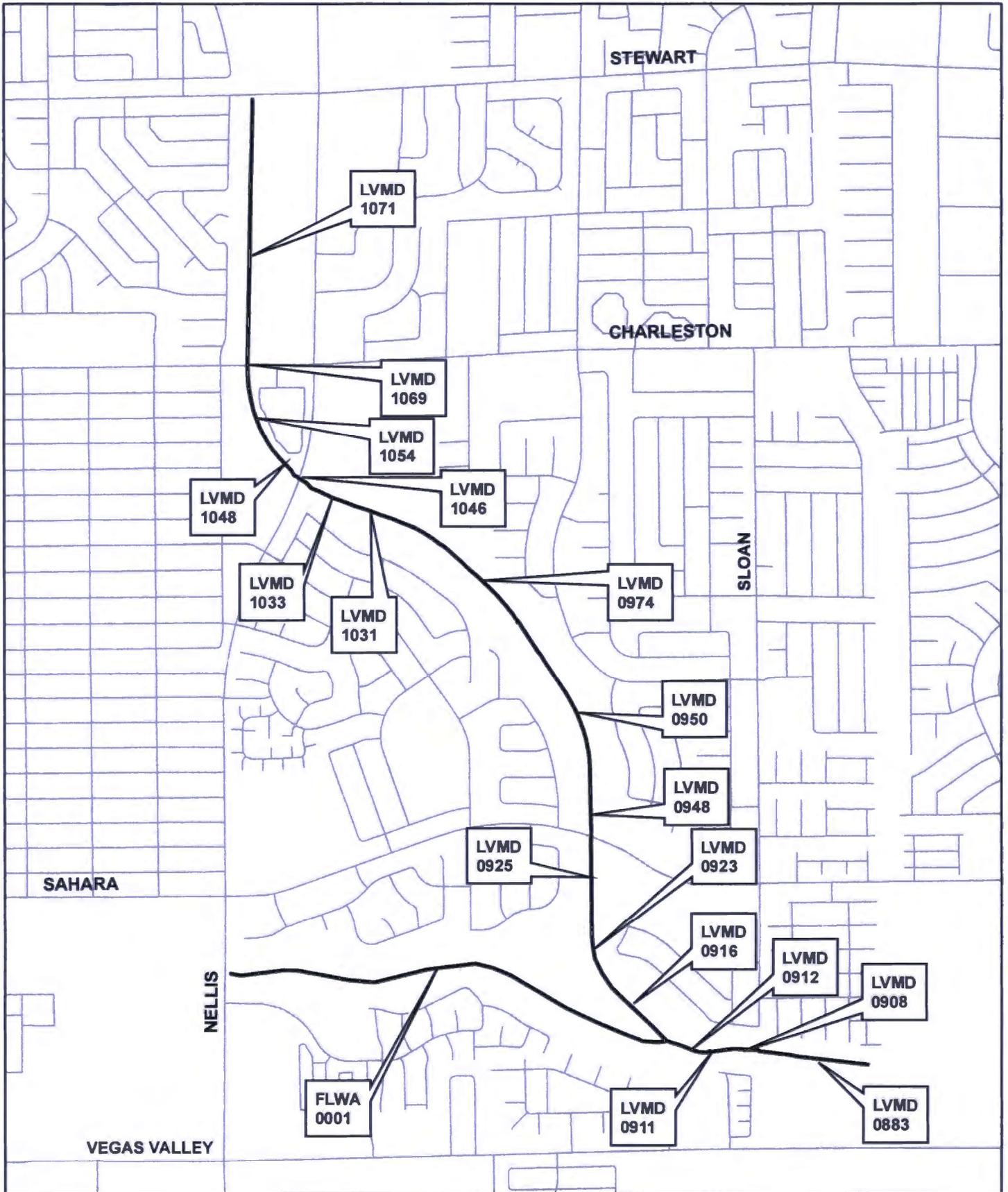


Exhibit A

**Las Vegas Wash
Sloan Channel to Stewart Avenue and
Flamingo Wash below Nellis Boulevard**

PROJECT NUMBER: CLA15E13
 CLARK COUNTY PUBLIC WORKS
 DATE: 04-08-2021
 SCALE: NOT TO SCALE

