

**SUPPLEMENTAL NO. 2 TO THE INTERLOCAL CONTRACT FOR  
BLUE DIAMOND WASH, ARVILLE STREET TO I-15**

**THIS SECOND SUPPLEMENTAL INTERLOCAL CONTRACT (“CONTRACT”)**, made and entered into this 13th day of July, 2023, 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 2018 Clark County Flood Control Master Plan update, Structure No. BDWA 0276, 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 PROJECT has regional flood control significance and is located in the unincorporated areas of Clark County outside of the Las Vegas Valley; and

**WHEREAS**, it is desirable to increase the funding of the CONTRACT.

**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 November 18, 2021 and First Supplemental Interlocal Contract approved June 9, 2022 as follows.

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

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

1. Construction in an amount not to exceed \$7,405,769.
2. Construction management in an amount not to exceed \$715,577.
3. Entity Construction Management Labor in the amount not to exceed \$50,000.

4. The total cost of this CONTRACT shall not exceed \$8,171,346 which includes all the items described in the paragraphs above.
5. 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.
6. A written request must be made to the DISTRICT and a Supplemental Interlocal Contract must be approved by the Board to increase the total cost of the CONTRACT noted above prior to payment of any additional funds.

**SECTION III – GENERAL, paragraph 11 shall be revised to read as follows:**

11. Accurate documentation of all work performed and payments made will be maintained by the COUNTY in accordance with applicable state laws and retention policies of the COUNTY.

The remainder of the original Interlocal Contract and First Supplemental Interlocal Contract shall remain unchanged.

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IN WITNESS WHEREOF, this Supplemental No. 2 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: \_\_\_\_\_  
JAMES B. GIBSON  
Chair

Attest:

\_\_\_\_\_  
LYNN MARIE GOYA  
County Clerk

Approved as to Form:

*Ashley Balducci*  
\_\_\_\_\_  
ASHLEY A. BALDUCCI  
Deputy District Attorney

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Date of District Action: REGIONAL FLOOD CONTROL DISTRICT

July 13, 2023

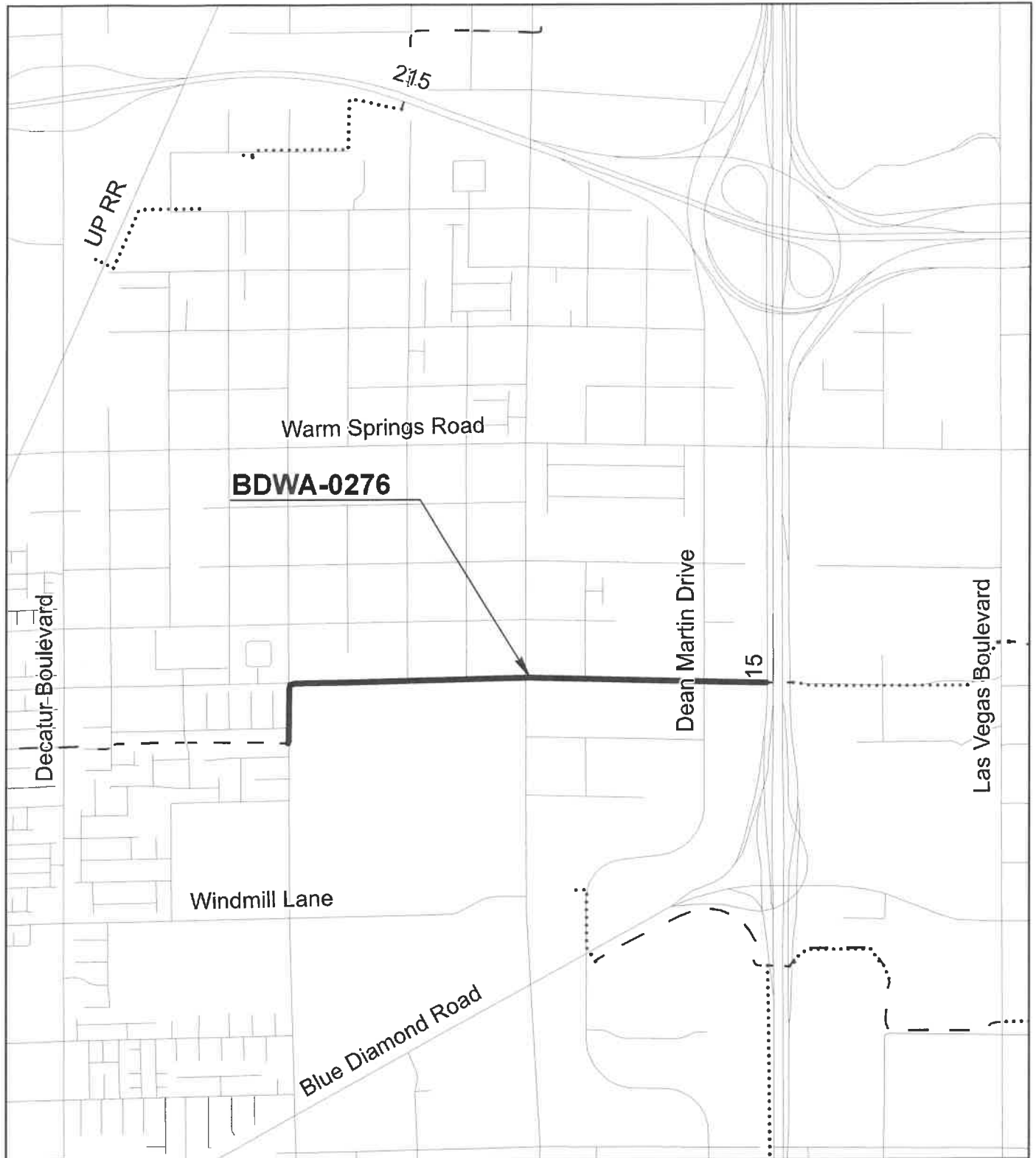
By: *J*  
\_\_\_\_\_  
Justin Jones (Jul 19, 2023 06:03 PDT)  
JUSTIN JONES, Chair

Attest:

*Deanna Hughes*  
\_\_\_\_\_  
DEANNA HUGHES  
Secretary to the Board

Approved as to Form:

*Christopher Figgins*  
\_\_\_\_\_  
Christopher Figgins (Jul 13, 2023 10:34 PDT)  
CHRISTOPHER FIGGINS  
RFCF Attorney



## Exhibit A

### Legend

- Proposed
- - Existing
- ..... Future



**Project Number: CLA16Q21**

**Blue Diamond Wash - Arville Street to I-15  
Storm Drain**

CLARK COUNTY PUBLIC WORKS

SCALE: NOT TO SCALE

DATE: 06-15-2023

SHEET NUMBER: 1 OF 1