

**PROFESSIONAL SERVICES CONTRACT
FOR STAFF AUGMENTATION FOR QUALITY ASSURANCE OR INDEPENDENT
ASSURANCE TESTING AND INSPECTION ON VARIOUS PUBLIC WORKS PROJECTS**

SUPPLEMENTAL NO. 3

THIS SUPPLEMENTAL NO. 3, made and entered into this 7th day of March 2023, between CLARK COUNTY, NEVADA, a political subdivision of the State of Nevada, hereinafter referred to as "COUNTY" and Ninyo & Moore Geotechnical and Environmental Sciences Consultants, a corporation duly authorized to do business under the laws of the State of Nevada, hereinafter referred to as "ENGINEER."

W I T N E S S E T H

WHEREAS, on the 21st day of May, 2019, the COUNTY and the ENGINEER entered into a contract for professional services for Staff Augmentation for Quality Assurance Testing for various Public Works Projects ("Contract"); and,

WHEREAS, on the 21st day of July, 2020, the COUNTY and the ENGINEER entered into Supplemental No. 1 to the Contract to provide continued professional services; and additional funding.

WHEREAS, on the 2nd day of February, 2021, the COUNTY and the ENGINEER entered into Supplemental No. 2 to the Contract to provide continued professional services; and additional funding.

WHEREAS, the Projects (as defined in the Contract) for which Work Orders have been assigned to the Engineer are under construction and a Contract extension is needed for the ENGINEER to continue providing Quality Assurance testing and inspection, including review of final QC documents, support for the remainder of the durations of the Projects.

NOW, THEREFORE, for and in consideration of the premises and mutual covenants herein contained, the parties mutually agree to supplement the Contract dated the 21st day of May, 2019, as follows:

**ARTICLE V
TERM AND TERMINATION**

5.01 – GENERAL shall be changed to read as follows:

Subject to the provisions set forth in Sections 5.02 and 5.03, hereof, the ENGINEER shall perform the Services requested by the COUNTY as set forth in this Contract during the time period beginning May 21, 2019, and ending after acceptance of all Projects(s) assigned to the ENGINEER by Work Orders provided to the ENGINEER but no later than December 31, 2023.

Except as provided herein, this Contract shall remain in effect until December 31, 2023.

The remainder of the Contract dated May 21, 2019, shall remain unchanged.

IN WITNESS WHEREOF, the parties have executed this Supplemental No. 3 Contract as of the date herein above set forth.

CLARK COUNTY, NEVADA

NINYO & MOORE GEOTECHNICAL AND
ENVIRONMENTAL SCIENCES
CONSULTANTS

BY:

RANDALL J. TARR
Deputy County Manager

BY:



BRAD OLSEN, P.E.
Principal Engineer

APPROVED AS TO FORM

BY:



LAURA C. REHFELDT
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:				41		
Corporate/Business Entity Name: Ninyo & Moore Geotechnical & Environmental Sciences Consultants						
(Include d.b.a., if applicable)						
Street Address:		5710 Ruffin Road		Website: www.ninyoandmoore.com		
City, State and Zip Code:		San Diego, CA 92123		POC Name: Avram Ninyo Email: aninyo@ninyoandmoore.com		
Telephone No:		858/576-1000		Fax No: 858/576-9600		
Nevada Local Street Address: (If different from above)		6700 Paradise Road, Suite E		Website: www.ninyoandmoore.com		
City, State and Zip Code:		Las Vegas, NV 89119		Local Fax No: 702/433-0707		
Local Telephone No:		702/433-0330		Local POC Name: Brad Olsen Email: bolsen@ninyoandmoore.com		

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)
Avram Ninyo	Principal Engineer/President	99%

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.

Avram Ninyo
Signature

Digitally signed by Avram Ninyo
Date: 2023.02.07 09:18:36 -08'00'

Avram Ninyo
Print Name

Principal Engineer/President
Title

2/6/2023
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:

Brad L. Olsen, PE Digitally signed by Brad L. Olsen, PE
Date: 2023.02.07 10:48:30 -0800

Signature

Brad L. Olsen

Print Name

Authorized Department Representative