

**SUPPLEMENTAL NO. 2 TO THE INTERLOCAL CONTRACT FOR
FAIRGROUNDS DETENTION BASIN AND OUTFALL**

THIS SECOND SUPPLEMENTAL INTERLOCAL CONTRACT (“CONTRACT”), made and entered into this 10th day of October, 2024, 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.

W I T N E S S E T H

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 2011 Master Plan Update for Moapa Valley, Structure No. FGWS 0000, 0113, 0164, 0165 and 0166, hereinafter referred to as “Project”; and

WHEREAS, the flood control improvements proposed herein are generally described in the 2016 Master Plan Update for Moapa Valley, Structure No. FGWS 0000, 0075, 0105, 0128, 0164, 0165 and 0166, hereinafter referred to as “Project”; and

WHEREAS, the flood control improvements proposed herein are generally described in the 2020 Master Plan Update for Muddy River and Tributary Washes, as Structure No.s FGWS 0000, 0030, 0070, 0075, 0105, 0128, 0164, 0165 and 0166 and FGLS 0000, 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 June 10, 2021 and Supplemental Interlocal Contract dated July 14, 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 \$24,729,550.
2. Construction management in an amount not to exceed \$2,093,323.
3. Entity Construction Management Labor in the amount not to exceed \$250,000.
4. The total cost of this CONTRACT shall not exceed \$27,072,873 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 Supplemental Interlocal Contract shall remain unchanged.

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:

TICK SEGERBLOM
Chair

Attest:

LYNN MARIE GOYA
County Clerk

Approved as to Form:



JASON B. PATCHETT
Deputy District Attorney

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

October 10, 2024

By:

Justin Jones
Justin Jones (Oct 16, 2024 11:37 PDT)

JUSTIN JONES, Chair

Attest:

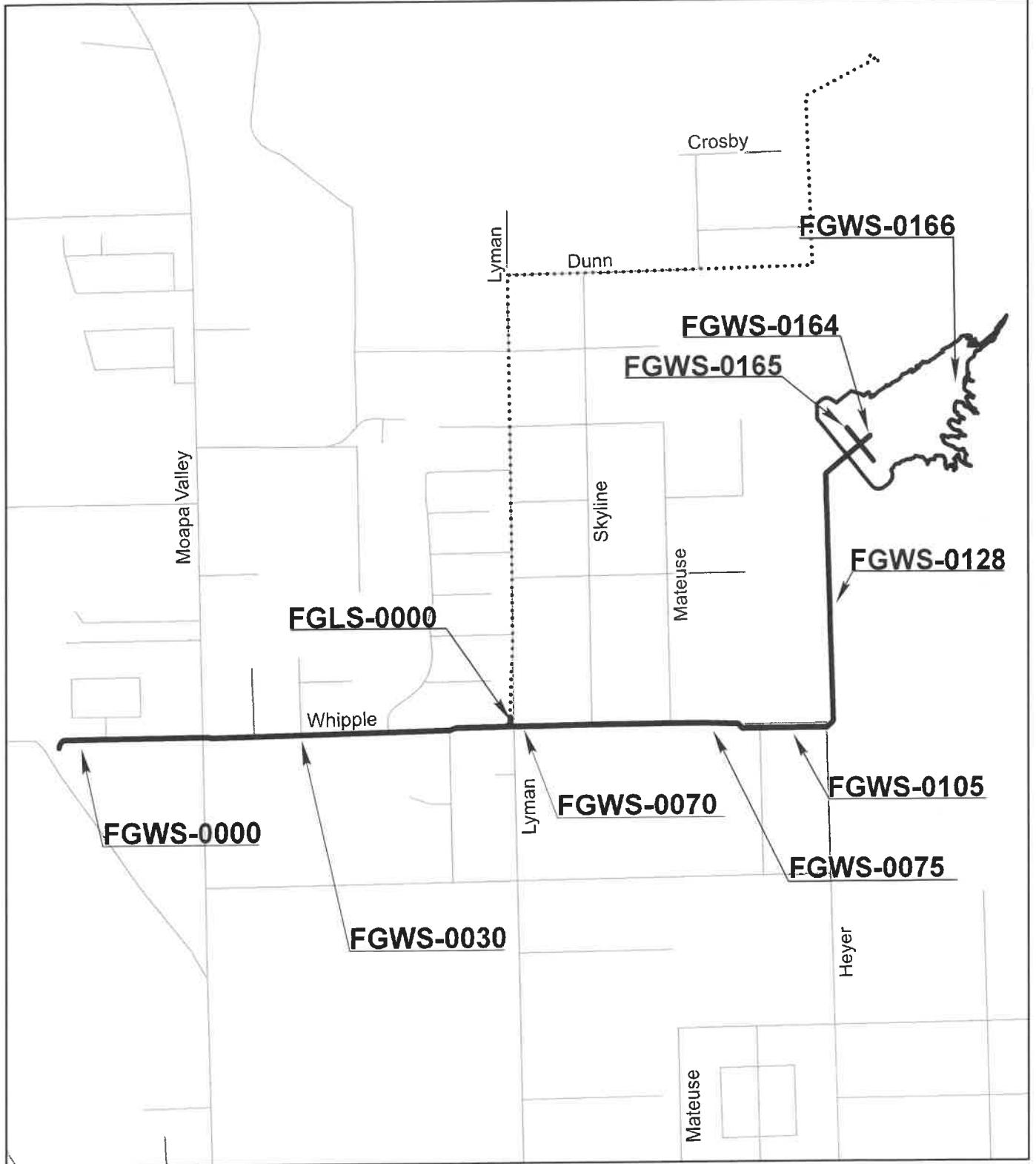
Deanna Hughes

DEANNA HUGHES
Secretary to the Board

Approved as to Form:

Christopher Figgins
Christopher Figgins (Oct 10, 2024 10:16 PDT)

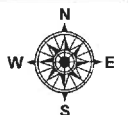
CHRISTOPHER FIGGINS
RFCD Attorney



Legend

- Proposed
- -** Existing
-** Future

Exhibit A



Project Number: MOA03B21

**Fairgrounds
Detention Basin and Outfall**

CLARK COUNTY PUBLIC WORKS

SCALE: NOT TO SCALE

DATE: 09-09-2024

SHEET NUMBER: 1 OF 1