

**AMENDMENT NO 1
AGREEMENT FOR
THE LAS VEGAS FREEWAY AND ARTERIAL SYSTEM OF TRANSPORTATION
(FAST)**

This AMENDMENT NO 1 to Agreement made and entered into on the 10th day June 2021, by and between the STATE OF NEVADA, acting by and through its DEPARTMENT OF TRANSPORTATION (NDOT), CLARK COUNTY, the CITY OF HENDERSON, CITY OF LAS VEGAS, CITY OF NORTH LAS VEGAS, and the REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA (RTC), hereinafter referred to as the MEMBER AGENCIES.

RECITALS

WHEREAS, the Agreement dated July 14, 2016 for the FAST operation was executed by the MEMBER AGENCIES and herein after referred to as the ORIGINAL AGREEMENT; and

WHEREAS, pursuant to the provisions contained in Chapter 408 of the Nevada Revised Statutes, the Director of the NDOT may enter into agreements necessary to carry out the provisions of the Chapter; and

WHEREAS, NRS 277.180 authorizes any one or more public agencies to contract with any one or more other public agencies to perform any governmental services, activity or undertaking which any of the public agencies entering into the agreement is authorized by law to perform and refers to such as an interlocal contract; and

WHEREAS, the voters of Clark County approved Ballot Question No.5 on November 8, 2016, which provides the Regional Transportation Commission of Southern Nevada (RTC) with the financial capability to continue to administer and operate the FAST System; and

WHEREAS, Clark County, the City of Henderson, City of Las Vegas, City of North Las Vegas, RTC, and NDOT each own and operate; transportation infrastructures within the boundaries of Clark County, Nevada, and the NDOT District I; and

WHEREAS, the ORIGINAL AGREEMENT to combine the Las Vegas metropolitan area arterial traffic management system (AMS) and the NDOT freeway management system (FMS) into a single integrated organization, hereinafter referred to as the "Freeway and Arterial System of Transportation" (FAST) was entered into on April 15, 2003; and

WHEREAS, continuance of the FAST System will be of benefit to the Member Agencies and to the people of the State of Nevada; and

WHEREAS, the MEMBER AGENCIES are each willing and able to perform the requirements described herein; and

WHEREAS, the administration and operation of the FAST system is eligible to use the funds generated within Clark County, Nevada, from Motor Vehicle Fuel Tax; and

NOW, THEREFORE, in mutual consideration of the mutual covenants, promises, terms and conditions herein, it is mutually agreed by the MEMBER AGENCIES to amend the ORIGINAL AGREEMENT as follows:

AGREEMENT

A. All references in the ORIGINAL AGREEMENT to the General Manager of the RTC shall be revised to the Chief Executive Officer of the RTC; and

B. SECTION II D 2 Administrator Roles and Responsibilities, first paragraph shall read as follows:

The Administrator is responsible for collecting the share of the operating funds from fuel tax and other member agencies, by separate agreement, as determined by the approved budget; and

C. SECTION III B Funding Formula; shall be revised to read as follows:

FAST's AMS is funded by Motor Vehicle Fuel Tax. Any additional or other funding will require Administrator approval.

The remainder of the ORIGINAL AGREEMENT dated July 14, 2016, shall remain unchanged.

The remainder of this page is left intentionally blank.

IN WITNESS WHEREOF the Member Agencies have executed this AMENDMENT NO 1 to Agreement on the day and year first above written.

Nevada Department of Transportation's signature page for:

AMENDMENT NO 1 to Agreement for the Freeway and Arterial System of Transportation

The undersigned person executing the Agreement on behalf of the Nevada Department of Transportation represents and warrants that he/she has full power and authority to enter into this Agreement and that the Nevada Department of Transportation is authorized by law to perform the services set forth herein.

ATTEST:

State of Nevada, acting by and through its DEPARTMENT OF TRANSPORTATION

Date

BY: _____
KRISTINA SWALLOW, Director

Approved as to Form and Legality

Date

Deputy Attorney General

County of Clark's signature page for:

AMENDMENT NO 1 to Agreement for the Freeway and Arterial System of Transportation

The undersigned person executing the Agreement on behalf of the County of Clark represents and warrants that he/she has full power and authority to enter into this Agreement and that the County of Clark is authorized by law to perform the services set forth herein.

Date of Commission Action:

CLARK COUNTY BOARD OF COMMISSIONERS

BY:

MARILYN KIRKPATRICK, Chair

Approved as to Form and Legality:

Attest:



Deputy District Attorney

LYNN MARIE GOYA, County Clerk

Regional Transportation Commission of Southern Nevada's signature page for

AMENDMENT NO 1 to Agreement for the Freeway and Arterial System of Transportation

The undersigned person executing the Agreement on behalf of the Regional Transportation Commission of Southern Nevada represents and warrants that he/she has full power and authority to enter into this Agreement and that the Regional Transportation Commission of Southern Nevada is authorized by law to perform the services set forth herein.

Date of Commission Action:

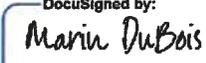
REGIONAL TRANSPORTATION COMMISSION

BY: 
DocuSigned by:
AEE798E2E54C481...
DEBRA MARCH, Chairwoman

Approved as to Form and Legality:

Attest:


DocuSigned by:
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RTC Legal Counsel


DocuSigned by:
67E25085C7E8458...
MARIN DUBOIS, Management Analyst

City of Henderson's signature page for:

AMENDMENT NO 1 to Agreement for the Freeway and Arterial System of Transportation

The undersigned person executing the Agreement on behalf of the City of Henderson represents and warrants that he/she has full power and authority to enter into this Agreement and that the City of Henderson is authorized by law to perform the services set forth herein.

Date of Council Action: CITY OF HENDERSON

BY: _____
RICHARD A. DERRICK
City Manager/CEO

Approved as to Finance: Attest:

JIM MCINTOSH
Chief Financial Officer

LISA M. CORRADO, AICP
Interim City Clerk

Approved as to Content:

Approved as to Form:

EDWARD MCGUIRE, P.E.
Director of Public Works

NICHOLAS G. VASKOV
City Attorney

City of Las Vegas's signature page for:

AMENDMENT NO 1 to Agreement for the Freeway and Arterial System of Transportation

The undersigned person executing the Agreement on behalf of the City of Las Vegas represents and warrants that he/she has full power and authority to enter into this Agreement and that the City of Las Vegas is authorized by law to perform the services set forth herein.

Date of Council Action:

CITY OF LAS VEGAS

BY:

CAROLYN G. GOODMAN, Mayor

Approved as to Form and Legality

Attest:

Deputy City Attorney

LUANN D. HOLMES, MMC, City Clerk

City of North Las Vegas's signature page for:

AMENDMENT NO 1 to Agreement for the Freeway and Arterial System of Transportation

The undersigned person executing the Agreement on behalf of the City of North Las Vegas represents and warrants that he/she has full power and authority to enter into this Agreement and that the City of North Las Vegas is authorized by law to perform the services set forth herein.

Date of Council Action:

CITY OF NORTH LAS VEGAS

BY: _____
JOHN J. LEE, Mayor

Approved as to Form and Legality

Attest:

MICAELA RUSTIA MOORE
City Attorney

CATHERINE A. RAYNOR, MMC, City Clerk