

**SUPPLEMENTAL NO. 1 TO THE INTERLOCAL CONTRACT FOR
FLAMINGO WASH, MARYLAND PARKWAY TO CAMBRIDGE STREET
(FORMERLY KNOWN AS FLAMINGO WASH, MARYLAND PARKWAY TO PALOS
VERDES STREET)**

THIS FIRST 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 2018 Las Vegas Valley Master Plan Update, Structure Nos. FLWA 0621 and 0673; and

WHEREAS, the flood control improvements proposed herein are generally described in the 2023 Las Vegas Valley Master Plan Update, Structure Nos. FLWA 0621, 0622, 0623, 0642, 0674, 0686, 0690 and 0691; and

WHEREAS, the DISTRICT approved an interlocal contract dated May 18, 2023 to provide funds for construction, construction management and entity construction management labor for Flamingo Wash between Maryland Parkway and Palos Verdes Street; and

WHEREAS, the bids received for construction of Flamingo Wash between Maryland Parkway and Palos Verdes Street exceeded the funding allocated by the DISTRICT and all bids were rejected by the COUNTY; and

WHEREAS, it is necessary to split the original project into two phases and reduce the scope to Flamingo Wash, Maryland Parkway to Cambridge Street described as Structure Nos., FLWA 0621, 0622, 0623 and 0642 in the 2023 Las Vegas Valley Master Plan Update ; and

WHEREAS, with the change in scope, including the addition of the Tropicana Wash Improvements, the name of the project is hereby changed from “Flamingo Wash, Maryland Parkway to Palos Verdes Street” to “Flamingo Wash, Maryland Parkway to Cambridge Street” and is 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

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 dated May 18, 2023 as follows:

SECTION I - SCOPE OF PROJECT, shall be changed to read as follows:

This Supplemental Interlocal Contract revises the scope of construction improvements to Flamingo Wash, Maryland Parkway to Cambridge Street and includes the Tropicana Wash Improvements. The PROJECT consists of the construction of storm drain facilities comprised of reinforced concrete box culverts, reinforced rectangular channels, drop inlets, and concrete pipe laterals, and the Tropicana Wash Improvements, which includes a structural lid on the Tropicana Wash. The channel and culvert improvements along Flamingo Wash also include accommodations for future access control gates on the culverts at Cambridge Street and Maryland Parkway. The PROJECT shall be funded through DISTRICT funds as herein described. The PROJECT is further identified and shown on the attached Exhibit "A."

SECTION III – GENERAL, paragraph 2 shall be changed to read as follows:

2. The COUNTY will use its best efforts to award the bid for this PROJECT by November 1, 2024. Prior to submission of the first payment request, the COUNTY will submit to the District a construction schedule and cash flow projection. The COUNTY will take all reasonable steps possible to avoid delays in the construction of DISTRICT funded projects. PROJECT delays more than four months, as measured from the award date, may be subject to a formal review by both the Technical Advisory Committee and the Board. At the review, the COUNTY will have an opportunity to present information relative to the delays, measures taken to avoid the delays and the likelihood of those delays continuing. The Board will make a determination, in view of the delays and limited available funding, whether PROJECT funding should continue. In the case that the Board chooses to discontinue funding, the Board may cancel any Interlocal Contract(s) associated with the PROJECT and discontinue funding for the remainder of the PROJECT. Funding already spent or appropriated by the COUNTY will not be required to be refunded to the DISTRICT. PROJECT funding can be reconsidered at any time when the COUNTY can demonstrate that the PROJECT can proceed on an acceptable schedule.

The remainder of the original Interlocal Contract shall remain unchanged.

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IN WITNESS WHEREOF, this Supplemental No. 1 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:

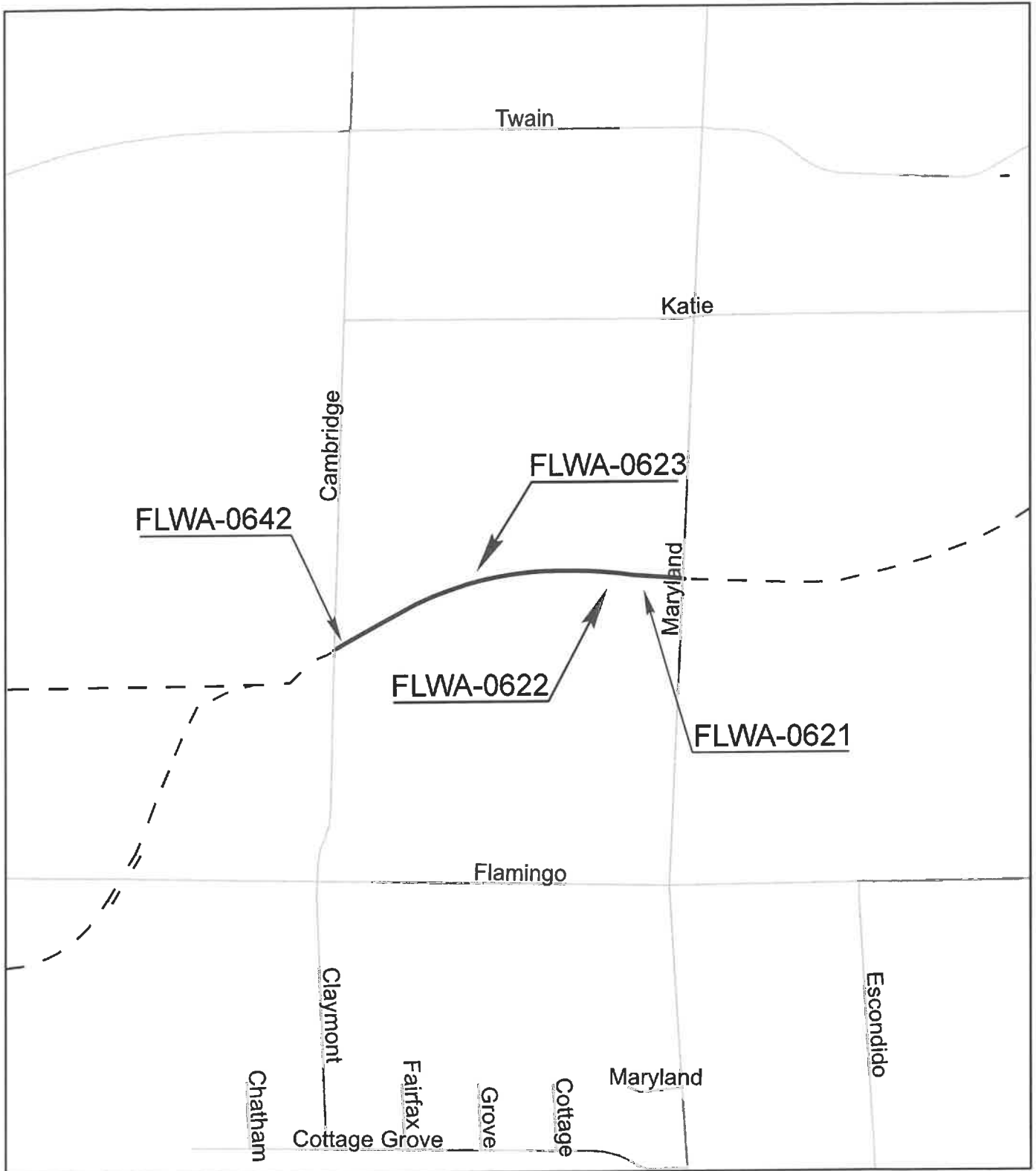
Deanna Hughes

DEANNA HUGHES
Secretary to the Board

Approved as to Form:

Christopher Figgins
Christopher Figgins (Oct 10, 2024 10:46 PDT)

CHRISTOPHER FIGGINS
RFCD Attorney



Legend

- Proposed
- - Existing
- Future

Exhibit A



Project Number: CLA04Z23

Flamingo Wash, Maryland Parkway to Cambridge Street

CLARK COUNTY PUBLIC WORKS

SCALE: NOT TO SCALE

DATE: 09-12-24

SHEET NUMBER: 1 OF 1