

**SUPPLEMENTAL NO. 8 TO THE
PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR
PARADISE ROAD, HARMON AVENUE TO DESERT INN ROAD**

THIS SUPPLEMENTAL CONTRACT, made and entered into this 20th day of July, 2021, between CLARK COUNTY, NEVADA, a political subdivision of the State of Nevada, hereinafter referred to as COUNTY, and WSP USA Solutions Inc., a corporation 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 June 18, 2002, the COUNTY and the ENGINEER entered into a Professional Engineering Services Contract for Paradise Road from Harmon Avenue to Desert Inn Road, and,

WHEREAS, the COUNTY desires the Engineer to perform additional design services for the project to prepare a construction package for Corporate Drive to Sands Avenue and repackage the remaining work into the Paradise Road Harmon Avenue to Sands Avenue construction package, and,.

WHEREAS, this supplemental increases funding by \$570,295.00 giving a total contract amount of \$3,356,270.37.

NOW, THEREFORE, for and in consideration of the premises and mutual covenants herein contained, the parties mutually agree to supplement the Professional Engineering Services Contract dated June 18, 2002, Supplemental No. 1 dated August 5, 2003, Supplemental No. 2 dated March 20, 2007, Supplemental No. 3 dated November 18, 2008, Supplemental No. 4 dated August 5, 2014, Supplemental No. 5 dated May 16, 2017, Supplemental No. 6 dated February 5, 2019 and Supplemental No. 7 dated December 17, 2019:

ARTICLE I: DEFINITIONS

Delete paragraph "Direct Salary" and replace with the following definition:

"Direct Salary" is defined as the actual base rate of pay on an hourly basis of the ENGINEER's employees whose time will be directly chargeable to this Contract. The ranges of base rate of pay to be used by the ENGINEER under this Contract are those specified in Exhibit "AA". The maximum base rates of pay for services performed pursuant to Section 2.03.03 of this Supplemental No. 8 and for services performed under Section 2.04 after the date of this Supplemental No. 8 are those specified in Exhibit "BB".

ARTICLE II: SCOPE OF EMPLOYMENT

2.03.03 BASIC ENGINEERING SERVICES, Phase 3B PROJECT, FINAL DESIGN ENGINEERING

The following subsections shall be added to Section 2.03.03:

R. Final Plans and Special Provisions – Corporate Drive to Sands Avenue

The ENGINEER will prepare final improvement plans, special provisions and construction cost estimates for the Paradise Road, Corporate Drive to Sands Avenue construction contract. Improvements include incorporating retaining wall, drainage facilities, stairs, pedestrian path, sidewalk, fencing, railing, gates, street lighting, pilasters, developer signage, CMP installation, utility plans incorporating NV Energy and CenturyLink facilities, updating 16" water line, signing, striping, lighting, ITS and traffic signal plans.

S. Final Plans and Special Provisions – Harmon Avenue to Sands Avenue

The ENGINEER will revise the current 90% Paradise Road Phase 3B package to reflect the previous construction work completed by the Paradise Road, Corporate Drive to Sands Avenue project and prepare final improvement plans, special provisions and construction cost estimates. Work will include revising typical sections, removal plans, construction plans, grading plans, and utility plans, signing and striping plans, lighting and ITS plans and traffic signal plans. Additionally, NV Energy and telecom company coordination will be performed to accommodate relocation of overhead power lines to underground and relocate existing overhead telecommunication facilities into a joint trench. Coordination with adjacent property owners and utilities will be performed to obtain the necessary right-of-way and easements.

2.04 SPECIAL SERVICES

The following subsections shall be revised in Section 2.04.

- X. Provide additional design and related services in the event the Director finds it necessary to perform additional work not specified in 2.03.03, but required for and related to Phase 3B including Corporate Drive to Sands Avenue and Harmon Avenue to Sands Avenue.

The first paragraph of Subsection Z. shall be revised as follows:

- Z. Perform post-design services as requested by the COUNTY in writing after the COUNTY awards the construction of Phase 3B including Corporate Drive to Sands Avenue and Harmon Avenue to Sands Avenue.

The following subsection shall be added to Section 2.04.

- CC. Provide Record Drawings following completion of Project construction and within sixty (60) days of receipt of hard copy as-built mark-ups. Update all drawing files and sheet drawings, incorporating all revisions and clarifications identified during construction and as requested by the Director. These documents shall constitute the "Record Drawings". Each drawing sheet shall be dated and stamped to indicate "Record Drawings". Furnish to the Director one an electronic copy of the Record Drawing in .pdf (300 dpi) format and all drawing files in AutoCAD's ".dwg" format or ".dxf" format. The ENGINEER shall also return the hard copy as-built mark ups to the Director. An index of all drawing files, including reference files, shall also be provided.

ARTICLE V: PAYMENT FOR SERVICES

5.01 Maximum Amount Payable

Delete this Section in its entirety and replace with the following:

The maximum amount payable by the COUNTY to the ENGINEER shall be a sum of money equal to the Services fees, which under no circumstances may the total amount payable to the ENGINEER under this Contract or in connection with the subject matter of this Contract, exceed the sum of Three Million Three Hundred Fifty Six Thousand Two Hundred Seventy Dollars and 37/100 (\$3,356,270.37), unless such sum is increased by the Clark County Board of Commissioners, but only to the extent such total sum is increased.

5.02 Basic Services and Special Services Fees

Replace the last paragraph of this Section with the following:

In no event may the Basic Services and the Special Services fees exceed the following purposes or amounts:

<u>TASK</u>	<u>MAXIMUM AMOUNTS</u>
Basic Services 2.02, 2.03.01, 2.03.02	\$1,418,842.00
Basic Services 2.03.03	\$1,083,800.75
Special Services 2.04	\$853,627.62
Grand Total Services Fee.....	\$3,356,270.37


The remainder of the Professional Engineering Services Contract dated June 18, 2002 remains unchanged.

IN WITNESS WHEREOF, the parties have executed this Supplemental No. 8 Contract as of the date herein above set forth.

CLARK COUNTY, NEVADA

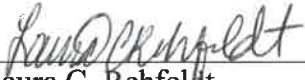
WSP USA SOLUTIONS INC.

Randall J. Tarr
Assistant County Manager



Thomas G. Lewis
President

APPROVED AS TO FORM:



Laura C. Rehfeldt
Deputy District Attorney

EXHIBIT “BB”

MAXIMUM DIRECT SALARY; OF THE ENGINEER’S EMPLOYEES STANDARD RATES TO BE USED FOR THE WORK PERFORMED PURSUANT TO SECTION 2.03.03 OF THIS SUPPLEMENTAL NO. 8 AND SECTION 2.04 FOR WORK PERFORMED AFTER THE DATE OF THIS SUPPLEMENTAL NO. 8

CLASSIFICATION	DIRECT SALARY (Not to Exceed) (Standard Rates)
Principal/Associate	\$125.00
Project Manager	\$110.00
Senior Engineer	\$85.00
Project Engineer	\$70.00
Traffic Engineer	\$75.00
Structural Engineer	\$85.00
Drainage Engineer	\$75.00
Civil Engineer	\$55.00
CADD Technician	\$60.00
Drafter	\$45.00
Project Administrator	\$60.00

DISCLOSURE OF OWNERSHIP/PRINCIPALS

Business Entity Type (Please select one)						
<input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> Partnership	<input type="checkbox"/> Limited Liability Company	<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> Trust	<input type="checkbox"/> Non-Profit Organization	<input type="checkbox"/> Other
Business Designation Group (Please select all that apply)						
<input type="checkbox"/> MBE	<input type="checkbox"/> WBE	<input type="checkbox"/> SBE	<input type="checkbox"/> PBE	<input type="checkbox"/> VET	<input type="checkbox"/> DVET	<input type="checkbox"/> 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:				50		
Corporate/Business Entity Name: WSP USA Solutions Inc. (fka Louis Berger U.S., Inc.)						
(Include d.b.a., if applicable)						
Street Address:		One Penn Plaza		Website: www.wsp.com		
City, State and Zip Code:		New York, NY 10119		POC Name: Thomas G. Lewis		
				Email: Tom.Lewis@wsp.com		
Telephone No:		212-465-5000		Fax No: 212-465-5096		
Nevada Local Street Address: (If different from above)		300 S. 4th Street, Suite 1200		Website: www.wsp.com		
City, State and Zip Code:		Las Vegas, NV 89101		Local Fax No:		
Local Telephone No:		725-724-4400		Local POC Name: Syndi Dudley		
				Email: Syndi.Dudley@wsp.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)

WSP USA Solutions Inc. is a fully-owned (100%) subsidiary of WSP USA Inc.
No individuals have any ownership in the firm.

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.

Signature

Thomas G. Lewis

Print Name

President

6/24/2021

Title

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
N/A			

* 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:

Signature

Print Name
Authorized Department Representative