

Amendment No. 3 to  
Cooperative Agreement No. PR101-15-015

This Amendment is made and entered into on \_\_\_\_\_, between the State of Nevada, acting by and through its Department of Transportation, hereinafter referred to as the "DEPARTMENT", and the City of Las Vegas, 495 South Main Street, Las Vegas, Nevada 89101, hereinafter referred to as the "CITY."

WITNESSETH:

WHEREAS, on March 9, 2015, the parties entered into Agreement No. PR101-15-015 to complete Project Neon Design-Build; and

WHEREAS, on November 23, 2015, the parties entered into Amendment No. 1 to Agreement No. PR101-15-015 to increase CITY CONTRIBUTION for the right-of-way acquisition for local roadway improvements associated with Project Neon and GCI; and

WHEREAS, on June 23, 2017, the parties entered into Amendment No. 2 to Agreement No. PR101-15-015 to increase CITY CONTINGENCY for CITY requested change orders; and

WHEREAS, DEPARTMENT and the Nevada Division of the Federal Highway Administration (FHWA) have entered into a Stewardship Agreement pursuant to Title 23 U.S.C. (United States Code) § 106; and

WHEREAS, NRS 408.245 authorizes the DEPARTMENT to act as agent and to accept federal funds on behalf of local public agencies; and

WHEREAS, 23 CFR (Code of Federal Regulations) § 635.105(a) provides the DEPARTMENT shall be responsible for insuring that local public agency projects receiving federal funds receive adequate supervision and inspection to insure that said projects are completed in conformance with approved plans and specifications; and

WHEREAS, the CITY is a sub-recipient of federal transportation funds, C.F.D.A. (Code of Federal Domestic Assistance) Number 20.205 will be used for reporting purposes; and

WHEREAS, the construction of the PROJECT is complete, and the CITY and the DEPARTMENT desire to replace "Exhibit B" with "Exhibit B.1" that defines the final maintenance and right-of-way ownership limits for the CITY and the DEPARTMENT, and;

WHEREAS, the DEPARTMENT and the CITY agree to execute a separate cooperative agreement to define the maintenance roles and responsibilities of the PROJECT improvements, and;

WHEREAS, the parties hereto desire to make certain amendments to Agreement No. PR101-15-015.

NOW, THEREFORE, the parties agree as follows:

- A. Article II, Paragraph 50, is amended by deleting it in its entirety, and inserting in its place:  
"To transfer by quitclaim deed to the CITY, prior to PROJECT close-out, those portions of the DEPARTMENT's property, which are outside the final I-15 control of access, or as shown in Exhibit B.1 (Figures 1-4)."
- B. Article II, Paragraph 56, is amended by deleting it in its entirety, and inserting in its place:

"In addition to the limits identified in Exhibit B.1, the DEPARTMENT agrees to own, operate, and, maintain the structural components of the MLK overpass bridge and Oakey Blvd, Neon Gateway, Charleston Blvd, Alta Blvd, and Symphony Park underpass bridges at I-15 including the superstructures and the following components of the structures: (a) girder; (b) structural deck; (c) structural aspects of the barrier rail; (d) approach slabs; and (e) slope paving."

- C. Article II, Paragraph 58, is amended by deleting it in its entirety, and inserting in its place:  
"To maintain any facility or improvement that will be owned, directed and/or maintained by the DEPARTMENT as shown in Exhibit B.1 (Figures 1-4)."
- D. Article III, Paragraph 1, is amended by deleting it in its entirety.
- E. Any reference to Exhibit B in Agreement No. PR101-15-015 shall be amended to reference Exhibit B.1.
- F. All of the other provisions of Agreement No. PR101-15-015 dated March 9, 2015, Amendment No. 1 dated November 23, 2015, and Amendment No. 2 dated June 23, 2017, shall remain in full force and effect as if set forth herein.

IN WITNESS WHEREOF, the abovenamed Parties have hereunto set their hands and executed this Amendment on the date first written above.

CITY OF LAS VEGAS

STATE OF NEVADA, acting by and through  
its DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_  
Carolyn G. Goodman  
Mayor, City of Las Vegas

\_\_\_\_\_  
Director

Attest:

Approved as to Legality and Form:

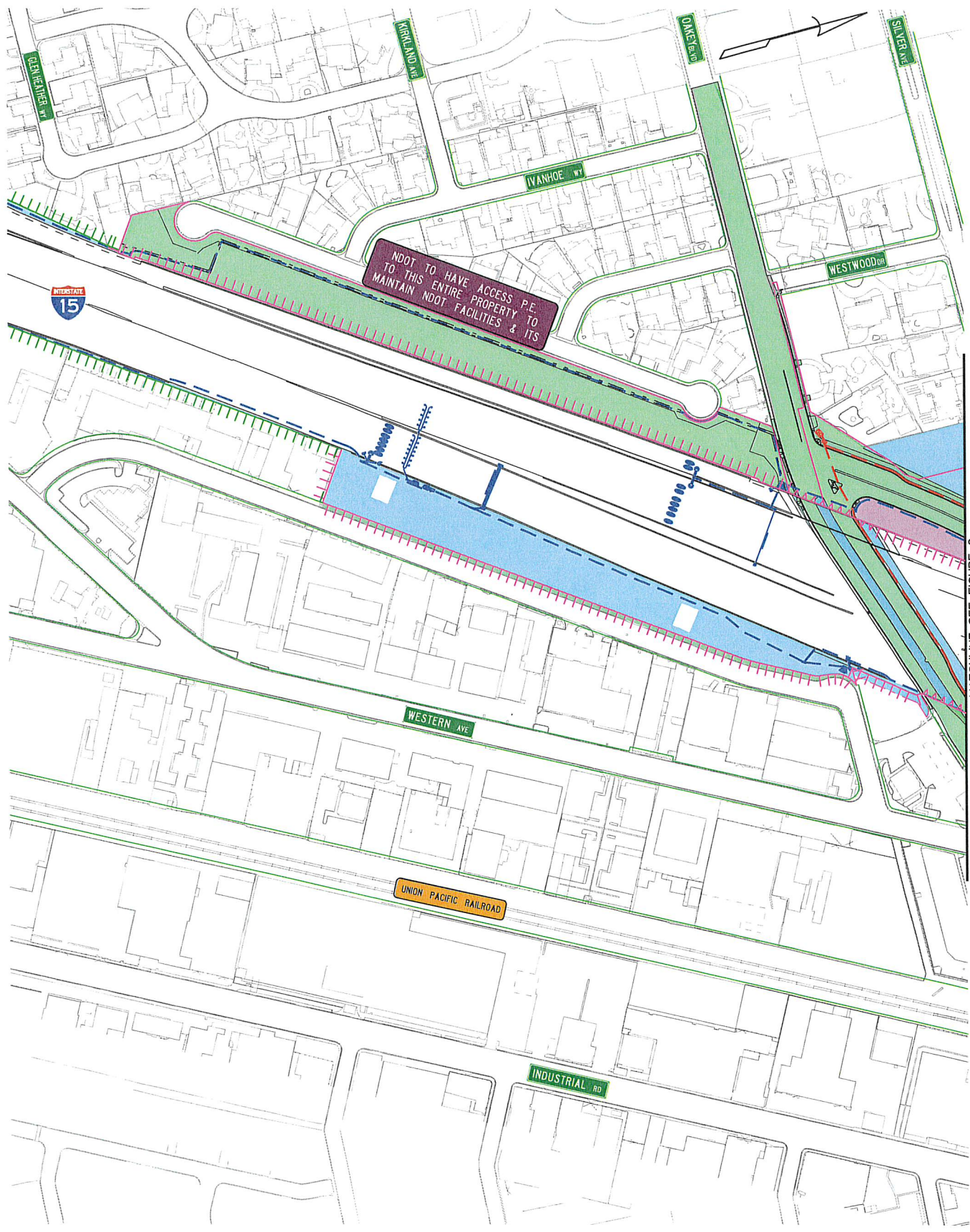
\_\_\_\_\_  
LuAnn D. Holmes, MMC  
City Clerk

\_\_\_\_\_  
Deputy Attorney General

Approved as to Form:

John S. Ridilla 10/6/2020  
Deputy City Attorney

John S. Ridilla  
Deputy City Attorney



**Legend:**

- NDOT Owned/CLV Maintained Landscaping, Etc.
- NDOT Owned/Maintained Landscaping, Etc.
- CLV Owned/Maintained Street & Landscaping

- NDOT Control Of Access
- NDOT ITS Facilities
- CLV ITS Facilities

- NDOT Existing Control Of Access
- NDOT Right-Of-Way
- CLV Right-Of-Way
- NDOT Permanent Easement

STATE OF NEVADA  
DEPARTMENT OF TRANSPORTATION  
PROJECT NEON - AMENDED COOPERATIVE AGREEMENT

**EXHIBIT B.1**  
**Figure 1**



MATCHLINE SEE FIGURE 1

MATCHLINE SEE FIGURE 3

# Legend:

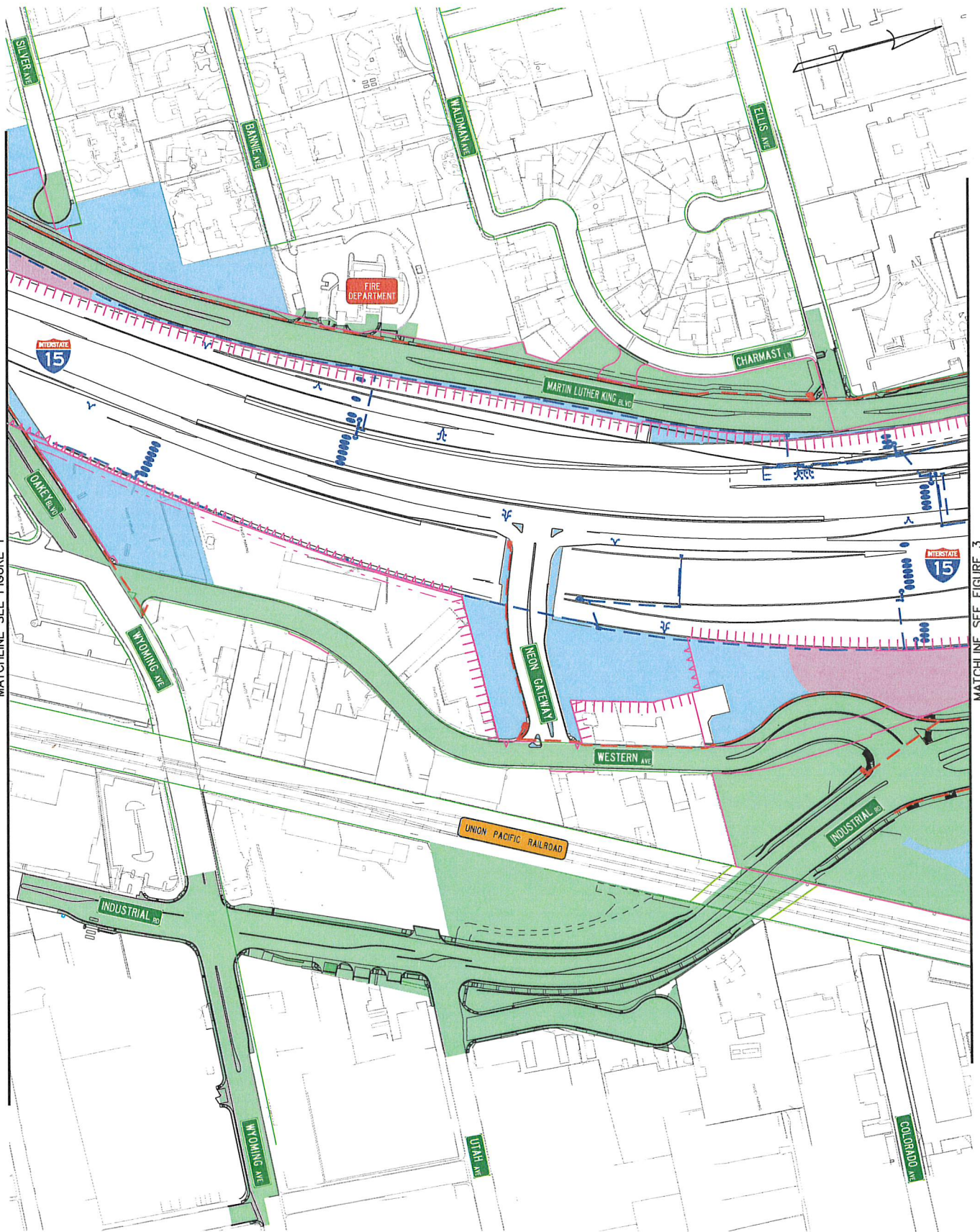
- NDOT Owned/CLV Maintained Landscaping, Etc.
- NDOT Owned/Maintained Landscaping, Etc.
- CLV Owned/Maintained Street & Landscaping

- NDOT Control Of Access
- NDOT ITS Facilities
- CLV ITS Facilities

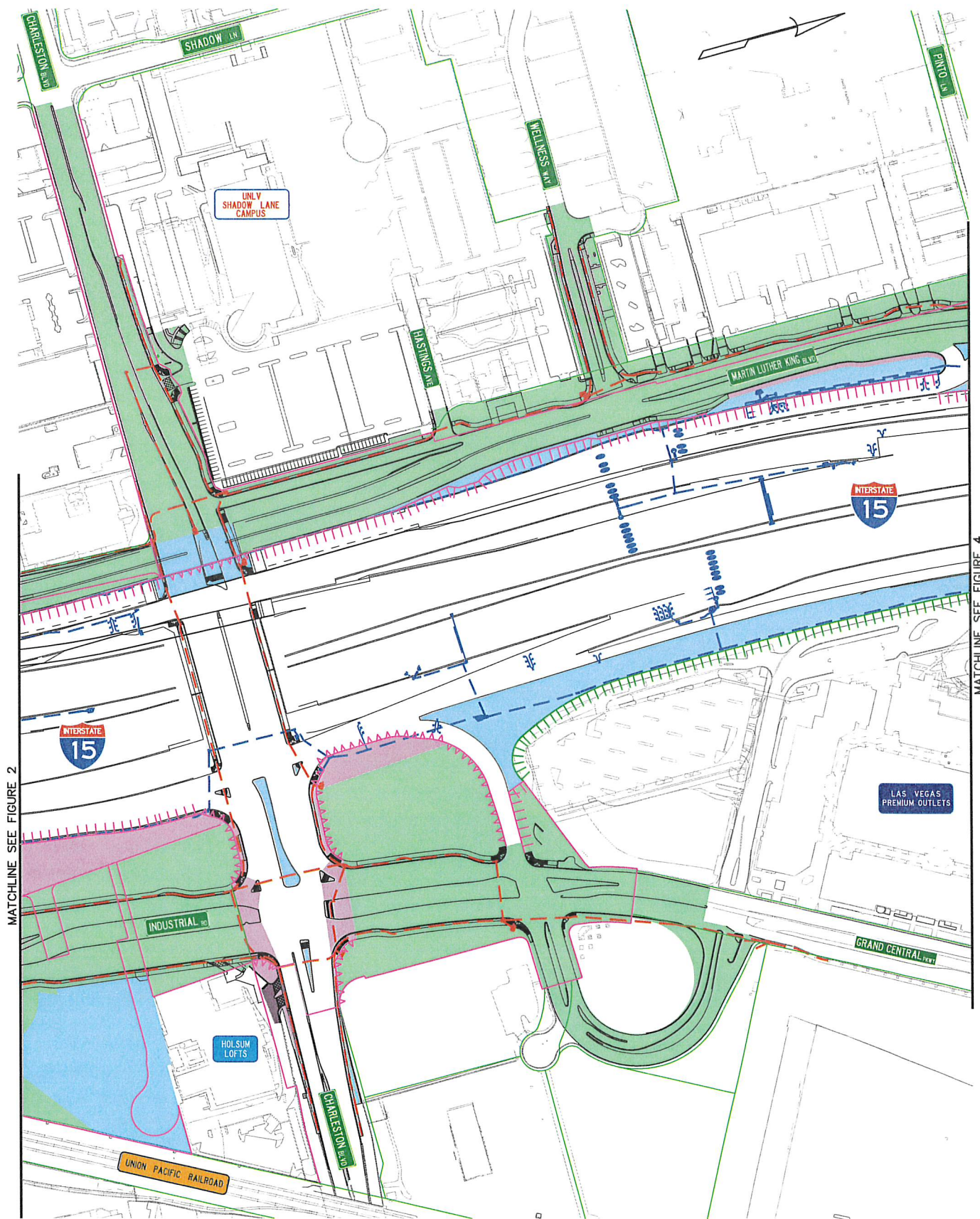
- NDOT Existing Control Of Access
- NDOT Right-Of-Way
- CLV Right-Of-Way
- NDOT Permanent Easement

STATE OF NEVADA  
DEPARTMENT OF TRANSPORTATION  
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EXHIBIT B.1  
Figure 2







### Legend:

■ NDOT Owned/CLV Maintained Landscaping, Etc.  
 ■ NDOT Owned/Maintained Landscaping, Etc.  
 ■ CLV Owned/Maintained Street & Landscaping

■ NDOT Control Of Access  
 ■ NDOT ITS Facilities  
 ■ CLV ITS Facilities

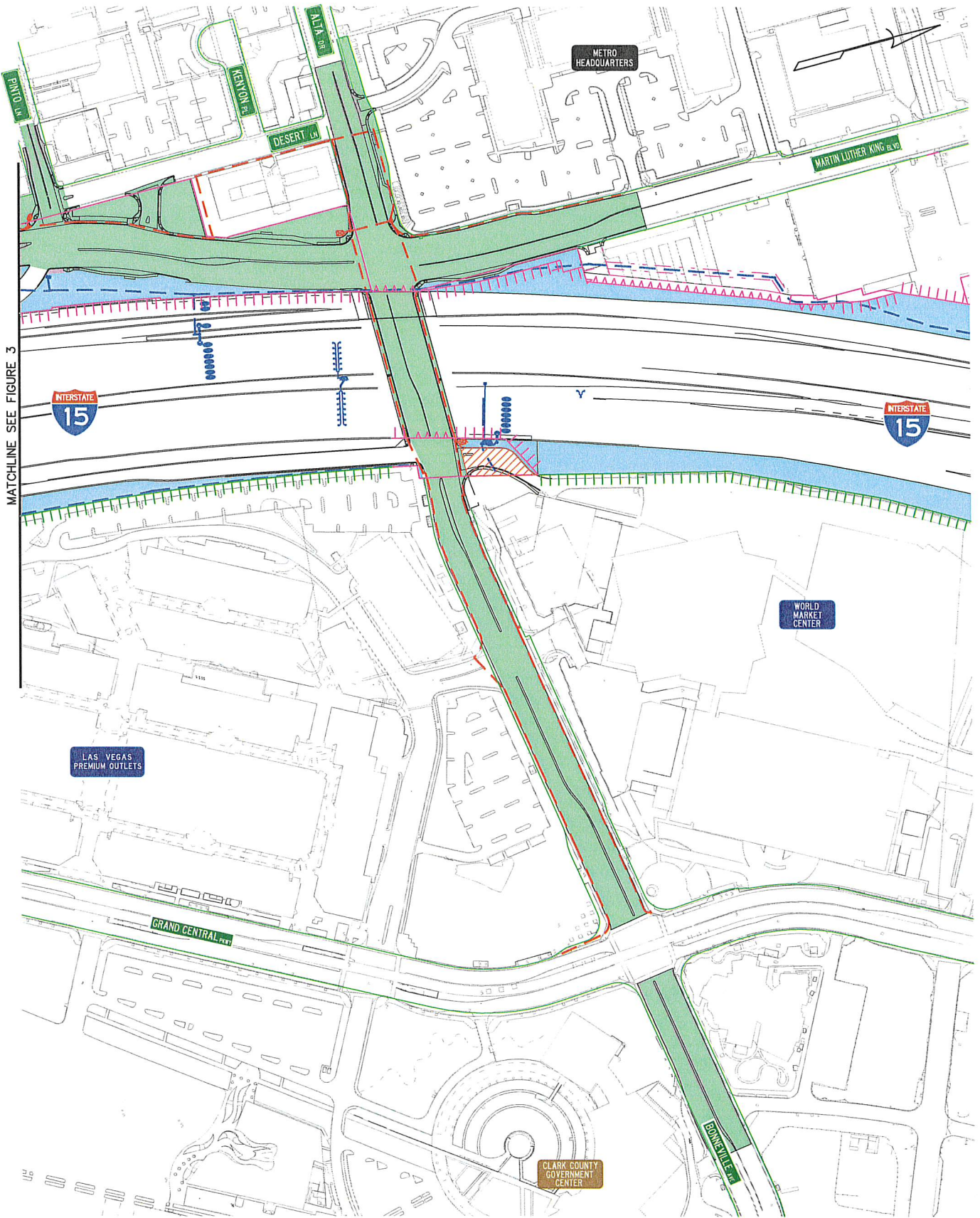
■ NDOT Existing Control Of Access  
 ■ NDOT Right-Of-Way  
 ■ CLV Right-Of-Way

STATE OF NEVADA  
 DEPARTMENT OF TRANSPORTATION  
 PROJECT NEON - AMENDED COOPERATIVE AGREEMENT

EXHIBIT B.1  
 Figure 3



MATCHLINE SEE FIGURE 3



### Legend:

- NDOT Owned/CLV Maintained Landscaping, Etc.
- NDOT Owned/Maintained Landscaping, Etc.
- CLV Owned/Maintained Street & Landscaping
- NDOT Owned/CLV Maintained Driveway

- NDOT Control Of Access
- NDOT ITS Facilities
- CLV ITS Facilities

- NDOT Existing Control Of Access
- NDOT Right-Of-Way
- CLV Right-Of-Way
- NDOT Permanent Easement For ITS

STATE OF NEVADA  
DEPARTMENT OF TRANSPORTATION  
PROJECT NEON - AMENDED COOPERATIVE AGREEMENT

EXHIBIT B.1  
Figure 4