

December 14, 2018

To: All Interested Respondents

Re: Operation of Surface Lot Parking RFP

### **Addendum #5**

This Addendum sets forth certain amendments to the Solicitation as follows:

- Section 6.0 “Contract Award” final paragraph shall be amended to read as follows:

The CRDA intends to award a one (1) year agreement with the option to renew for two one (1) year periods, in the CRDA’s sole discretion. The Contract will not exceed three (3) years total.

- Submittal 2 “Parking Lot Management Services Agreement” section 2 shall be amended to read as follows:

**Term and Renewal.** The initial term (“Initial Term”) of the Agreement shall commence as on January 1, 2019 and expire December 31, 2019, and thereafter, the Agreement may be renewed, in the Authority’s sole and absolute discretion, for two additional one-year periods, in accordance with the terms and conditions hereof, with the Initial Term and each annual renewal collectively referred to hereinafter as the “Term”. The Agreement may renew upon the same terms and conditions herein unless an event of default has occurred that has not been cured at the time of such renewal. Notwithstanding anything to the contrary contained herein, this Agreement shall terminate, without the need for any notice, upon the sale of all of the Parking Lots, by the Authority or the Parking Lot will be utilized by the Authority for other purposes. If any single Parking Lot is sold or utilized by the Authority for other purposes, the Agreement shall terminate solely as to the sold Parking Lot, with all rights and obligations hereunder surviving as to all other unsold or utilized Parking Lots. Any termination of the Term as to any single Parking Lot or to the Parking Lots shall not have any effect on any monies owing or obligations accrued or actually incurred by either party hereto prior to the effective date of the termination. The Manager’s indemnity obligation shall survive the termination or expiration of this Agreement.

**The respondent is responsible to ensure that any changes necessitated by Addenda are accounted for and incorporated into the respondent’s response to the RFP. All instructions, terms and conditions of the Contract Documents shall remain unchanged, unless expressly modified by the Authority.**