



CLARK HUGHES
Capital Project Procurement Manager
Atlantic City Convention Center
Jim Whelan Boardwalk Hall
2301 Boardwalk, Atlantic City, NJ 08401
O: 609.348 - 7026 c: 609 226 - 3069
Clark.Hughes@spectrap.com

TO: Bid Responders

FROM: Clark Hughes

DATE: May 20, 2020

SUBJECT: Licensed Structural Engineers As- Need

Addendum #1

Response to Questions

1. The Proposal responder reserves its rights, should it be awarded the project, to negotiate the terms and conditions of any final proposed agreements after an opportunity to review such documents and after final agreement on the proposed scope of services to be performed.

Spectra Venue Management has included its contract for this service in the RFP package. To be considered for an award, this contract must be returned to the Authority already executed. At this time, it is not expected that the scope of services will be altered. Accordingly, the contract provided will not be altered.

2. The Proposal responder will seek to negotiate a suitable limitation of liability so that its potential liability exposure is proportional to its scope of services and fee.

Spectra Venue Management has included its contract for this service in the RFP package. To be considered for an award, this contract must be returned to the Authority already executed. At this time, it is not expected that the scope of services will be altered. Accordingly, the contract provided will not be altered.

3. Proposal responder requests that the applicable Standard of Care reads along the lines of the following:

“Proposal responder should it be awarded the project will perform its services in accordance with the standards of reasonable skill and care generally exercised by other design firms in the same locale acting under similar circumstances and conditions.”

4. The standard of care applied to the selected contractor will be consistent with New Jersey law. No revision to the contract is necessary.
Proposal responder should it be awarded the project recommends the inclusion of a mutual waiver of consequential damages.

Spectra Venue Management will not waive its ability to seek consequential damages.

5. Proposal responder requests, should it be awarded the project, that the term “warranty” throughout the Agreement be deleted and replaced with the term “represents” as warranties for design professionals are uninsurable.

Spectra Venue Management will not alter this contract language.

6. Section 14 – Proposal responder should it be awarded the project does not provide indemnification for acts not tied to its negligence, “alleged” acts or for a duty to defend but can agree to reimburse for reasonable attorney’s fees to

the extent of its fault.

Spectra Venue Management will not alter this contract language.

7. Proposal responder recommends the inclusion of the following term in its Agreement: TT shall have no responsibility for the discovery, presence, handling, removal or disposal of or exposure of persons to hazardous materials in any form at the Project site, including but not limited to asbestos, asbestos products, polychlorinated biphenyl (PCB), bacteria, mold, fungi, lead based paints or other similar materials or other toxic substances, infectious materials, or contaminants.

Agreed.

Cc: Jim McDonald
Marie Remer

ATTN: Critical Dates (Revised)

**SPECTRA VENUE MANAGEMENT
REQUEST FOR PROPOSALS
JIM WHELAN BOARDWALK AND ATLANTIC CITY
CONVENTION CENTER
REQUEST FOR PROPOSALS**

For:	LICENSED STRUCTURAL ENGINEER SERVICES as-needed
	Revised Addendum #1

Event	Date	Time
Respondent's Questions Due Date	Complete	12:00 P.M.
Respondent's Question Responses	Completed	5:00 P. M.
Proposal Submission Due Date Jim Whelan Boardwalk Hall. Administration Office	June 4, 2020	1100 A.M.

Dates are subject to change. All changes will be reflected in Addenda to the RFP posted on the webpage at <http://www.boardwalkhall.com/business-opportunities/rfps>

RFP Issued By

Spectra Venue Management, as operator of Jim Whelan Boardwalk Hall and the Atlantic City Convention Center, as managing agent for Casino Reinvestment Development Authority
2301 Boardwalk
Atlantic city, New Jersey 08401
Phone: 609-348-7026

Date Issued: May 1, 2020

Addendum #1

Request for Proposals

PUBLIC NOTICE IS HEREBY GIVEN that sealed proposals will be received by Spectra Venue Management (“Spectra”), as operator of Jim Whelan Boardwalk Hall (“Boardwalk Hall”) and the Atlantic City Convention Center (the “Convention Center”) for

LICENSED STRUCTURAL ENGINEER SERVICES
As-Needed

RFP forms, contracts and specifications can be obtained from the offices of Spectra located at 2301 Boardwalk, Atlantic City, New Jersey or be found at the website at <http://www.boardwalkhall.com/business-opportunities/rfps>

Sealed proposals must be mailed, presented or delivered to Spectra at 2301 Boardwalk, Atlantic City, New Jersey 08401, Attn. Clark Hughes, Capital Project/Procurement Manager. Spectra accepts no responsibility for the timeliness of any mail, delivery or courier service.

Sealed proposals shall be submitted in the manner prescribed in the Request for Proposals. The sealed envelopes must be labeled “**Request for Proposals – LICENSED STRUCTURAL ENGINEER SERVICES** As-Needed” and contain the proposal opening date and respondent’s name and address.

Proposals will be received, and opened in public at Spectra, 2301 Boardwalk, Atlantic City, New Jersey on June 4, 2020 at **11:00 a.m. eastern prevailing time.**

Respondents are required to comply with the requirements of N.J.A.C. 17:27 (Affirmative Action), Americans with Disabilities Act of 1990 (42 U.S.C. 12101, et.seq.), N.J.S.A. 52:25-24.2 (Ownership Disclosure), N.J.S.A. 52:32-44 (Business Registration) and N.J.S.A. 10:5-1 (Law Against Discrimination).

Dated: May 1, 2020

ADDENDA: The Bidder acknowledges receipt of the following Addenda:

_____ Dated _____

_____ Dated _____

_____ Dated _____