

HAWAII HOUSING FINANCE & DEVELOPMENT CORPORATION

677 Queen Street / Honolulu HI 96813

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DEAN MINAKAMI

INTERIM EXECUTIVE DIRECTOR

ADDENDUM NO. 3

July 28, 2023

RFP NO: DEV-RFP-23-002

RFP TITLE: VILLAGES OF KAPOLEI NORTHWEST CORNER

PROPOSALS DUE: SEPTEMBER 21, 2023 NOT LATER THAN: 4:00 P.M. HST

This Addendum modifies or clarifies the solicitation documents only to the extent indicated herein, and all portions thereof not specifically affected by the addendum shall remain in full force and effect. All addenda shall be added to and form a part of the RFP documents.

Item #1 Add: Question and Answer attached herewith.

Delmond J.H. Won, Executive Assistant

Please execute the receipt on this page and return immediately to the Hawaii Housing Finance and Development Corporation, 677 Queen Street, Suite 300, Honolulu, Hawaii 96813.

Receipt of Addendum No. 3

Receipt of Addendum No. 3 is hereby made a part of the Request for Proposals RFP No. DEV-RFP-23-002 – Villages of Kapolei Northwest Corner, Kapolei, Oahu, Hawaii, issued by HHFDC on May 2, 2023.

Signed: _____ Title: _____


Company: _____ Date: _____

The Offeror shall be responsible for incorporating Addendum No. 3 into its copy of the Request For Proposals.

**ADDENDUM NO. 3, ITEM #1
QUESTION AND ANSWER
RFP – VILLAGES OF KAPOLEI NORTHWEST CORNER**

#1	<p>Question: “We received this question from one of our consultants. Will the terms and conditions be negotiable after the developer is selected? i.e. removal of defend in the indemnification paragraph?”</p> <p>7. Indemnification. Offerors shall assume sole and complete risk and liability for the preparation, submittal and performance under proposals submitted pursuant to this RFP. The Selected Offeror shall indemnify, defend, and hold harmless HHFDC, the State of Hawaii, and their officers, employees, directors, agents, representatives, officials, successors or assigns from and against any and all liability, loss, damage (including foreseeable or unforeseeable consequential damages), cost, and expense, including attorneys’ fees, and all claims, suits, and demands therefore, relating to, arising out of, or resulting from directly or indirectly: (a) the acts or omissions of the Offeror or its employees, officers, agents, or subcontractors; (b) the design, construction, repair, renovation, or defects of the project described in the Selected Offeror’s proposal and/or lease, use, occupation, or operation and management of the project or the NW Corner.”</p> <p>Answer: Any revisions to the indemnification requirement shall be subject to the review and approval of the Department of Attorney General.</p>
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[END OF ADDENDUM NO. 3]

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