

**THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY
TWO MONTGOMERY STREET - 1st FLOOR
JERSEY CITY, NJ 07302**

November 27, 2018

ADDENDUM NO. 3

TO PROSPECTIVE BIDDERS ON CONTRACT **GWB-244.236** – GEORGE WASHINGTON BRIDGE – INTELLIGENT TRANSPORTATION SYSTEM REPLACEMENT OF SIGNS AND FIELD DEVICES

The following changes are hereby made in the Contract Documents for the subject Contract.

This communication should be physically annexed to back cover of the book and initialled by each bidder before submitting his bid.

In case any bidder fails to conform to these instructions, his Bid will nevertheless be construed as though this communication had been so physically annexed and initialled.

CHANGES IN THE CONTRACT BOOKLET

Page 27 - Immediately following page 27, insert page 28 attached hereto and made a part hereof.

Page 85 - Immediately following the first paragraph, insert the following:

“D. Cyber Liability Insurance

The Contractor shall procure and maintain in force a Cyber Liability Insurance Policy with a limit of liability of \$2 million combined single limit per occurrence. Coverage shall include but not be limited to losses resulting from data security/privacy breach, unauthorized access, denial of service attacks, introduction of virus and malicious code, dissemination or destruction of electronic data, business interruptions, privacy law violations, disclosure of non-public, personal or confidential information, identity fraud, loss of income due to system crashes, acts by rogue employees, and copyright and patent infringement. Coverage shall include notification, credit monitoring and other expenses incurred in remedying a privacy breach as well as costs to investigate and restore data. Contractor shall maintain and pay the premium for coverage for a period of three years following the issuance of the Certificate of Final Completion for this contract. Technology Professional Liability / Cyber Liability, or an extended reporting period will be purchased if commercially available. “

GWB-244.236
Addendum No.3

THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY

James Starace, P.E.
Chief Engineer/Director

INITIALLED BY THE BIDDER:

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned¹⁵

as principal(s); and¹⁶

as surety are hereby held and firmly bound unto The Port Authority of New York and New Jersey (herein called the "Authority") in the penal sum of Two Million Six Hundred Thousand Dollars (\$2,600,000), for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

Signed this _____ day of _____, 20____

The condition of the above obligation is such that whereas the above named principal(s) has submitted to the Authority a certain Bid, bound herewith and hereby made a part hereof, to perform the obligations of the Contractor under a contract in writing, known as Contract GWB-244.236, "George Washington Bridge - Intelligent Transportation System Replacement of Signs and Field Devices", now therefore:

- A. If said Bid shall not be accepted, or
- B. If said Bid shall be accepted and the Authority does not require the principal(s) to furnish a Performance and Payment Bond, or
- C. If said Bid shall be accepted and the Authority requires the principal(s) to furnish a Performance and Payment Bond and either the principal(s) furnishes a Performance and Payment Bond satisfactory to the Authority in accordance with the requirements of said Bid or the Authority does not terminate the Contract as provided therein on account of the failure to furnish such a bond,

Then, this obligation shall be void, otherwise the same shall remain in full force and effect; it being expressly understood and agreed that the liability of the surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

¹⁵ Insert bidder's name. If a corporation, give the state of incorporation using the phrase "a corporation organized under the laws of the _____".
 If a partnership, give full names of partners, using also the phrase, "co-partners doing business under the firm name of _____".
 If an individual using a trade name, give individual name, using also the phrase, "an individual doing business under the trade name of _____".
 If a joint venture, give the information required above for each participant in the joint venture.

¹⁶ Insert name of surety.