

DATE: September 1, 2015

RE: Temporary Utility Services RFP

TO: All Prospective Proposers

Letter of Clarification No. 1

In response to an inconsistency brought to our attention by a potential proposer, this Letter of Clarification No. 1 is issued for the purpose of revising §10.4 of the Temporary Utilities Services Agreement, as indicated below:

10.4 Independent Contractors. HFC and Contractor agree that they do not intend to form, and this Agreement shall not be construed as creating, a partnership or joint venture under any circumstances. Neither party hereto shall have any authority, in any manner or to any extent, to bind the other party. ~~Services provided under this Agreement are non-exclusive and may be supplemented or augmented by HFC at any time, without prior notice, in its sole and absolute discretion.~~ With respect to each other, the parties shall be independent contractors for all purposes.