

City of Niagara Falls, NY  
Maintenance of Elevators and Dumbwaiters

Amendment No.1

This Amendment No.1 shall be made a part of thyssenkrupp Elevator's bid. In the event of conflict with other articles, terms, conditions, or contract documents, these clarifications shall govern. Amend so in no event shall Bidder/Contractor be liable for any consequential, incidental, exemplary, special and/or liquidated damages. Final Contract terms are subject to review and approval by thyssenkrupp Elevator Corporation contracts department, which reserves the right to amend.

General Conditions:

22. Amend so that in the event of nonperformance on behalf of Vendor, Vendor shall be afforded thirty (30) days to remedy any alleged nonperformance prior to the termination becoming effective, or such longer period if Vendor commences a cure within said thirty (30) day period and thereafter diligently continues to attempt to cure. Vendor shall be notified in writing of specific nonperformance. Amend so City shall not contract with other Vendors to perform any work covered by this Agreement. And further it is understood in the event another Vendor services work under this Agreement in any way, all warranties are void.

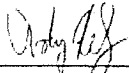
Instructions for Standard Insurance Certificate:

Amend so Vendor's Certificate of Insurance only contains standard ACORD cancellation language.

A. Delete bullet points 4, 7, 9, & 10. 2. Amend so aggregate is not per project.

D & E Delete.

Amend so additional insured coverage shall only apply to the extent any damages covered by the policy are determined to be caused by Vendor's acts, actions, omissions, or neglects and not to the extent caused by the additional insured's own acts, actions, omissions, neglects, or bare allegations.



thyssenkrupp Elevator Corporation