

Q&A Addendum #5

Bid #05132022 Student Engagement Platform

This document provides question and answer information pertaining to the above captioned RFP and will be updated as necessary.

REMINDER: It is the Respondent's responsibility to thoroughly read and examine the entire Bid document and any addenda to the Bid.

Posted 05/26/2022

Question 1. Section 8 (Term & Termination): the RFP states that "the University of Arkansas may terminate this Agreement without cause, at any time during the Term (including any renewal periods), by giving the other party thirty (30) days advance written notice of termination." While we agree that the agreement might be terminated without cause, our standard terms & conditions do not provide for a refund of the current year already paid should the university wish to terminate for convenience - especially considering the time and resources spent to implement the platform. The RFP is silent on this point - please confirm your position.

Answer 1. Please refer to section 10.3 Any exceptions to any of the terms, conditions, specifications, protocols, and/or other requirements listed in this RFP must be clearly noted by reference to the page number, section, or other identifying reference in this RFP. All information regarding such exceptions to content or requirements must be noted in the same sequence as its appearance in this RFP.

Question 2. Section 11 (Indemnification): we do not offer an indemnity as part of our standard terms & conditions - we do remain liable for breach of contract or otherwise. While we could be open to discuss an indemnity for specific situations (e.g. breach of reps & warranties), the indemnification provision included in the RFP is currently too broad. Is that something you would be open to discuss?

Answer 2. Please refer to section 10.3 Any exceptions to any of the terms, conditions, specifications, protocols, and/or other requirements listed in this RFP must be clearly noted by reference to the page number, section, or other identifying reference in this RFP. All information regarding such exceptions to content or requirements must be noted in the same sequence as its appearance in this RFP.