

**Request for Proposals #18-1801  
Metropolitan Tulsa Transit Authority  
Vending Service Amendment #1  
July 10, 2017**

This amendment provides additional information to firms responding to RFP #18-1801 Vending Service issued by the Metropolitan Tulsa Transit Authority (Tulsa Transit).

Purpose: This amendment answers question posed by potential proposers about the project.

**Questions:**

- 1. It has been brought to our attention that in the representation and certifications section there are typos in three of the representations and certifications. These are to be replaced by the representations and certifications listed in this amendment.**

**3. PROGRAM FRAUD AND FALSE OR FRAUDULENT STATEMENTS AND RELATED ACTS**

(1) The Proposer acknowledges that the provisions of the Program Fraud Civil Remedies Act of 1986, as amended, 31 U.S.C. § § 3801 et seq. and U.S. DOT regulations, "Program Fraud Civil Remedies," 49 C.F.R. Part 31, apply to its actions pertaining to this Project. Upon execution of the underlying proposal, the Proposer certifies or affirms the truthfulness and accuracy of any statement it has made, it makes, it may make, or causes to be made, pertaining to the underlying contract or the FTA assisted project for which this contract work is being performed. In addition to other penalties that may be applicable, the Proposer further acknowledges that if it makes, or causes to be made, a false, fictitious, or fraudulent claim, statement, submission, or certification, the Federal Government reserves the right to impose the penalties of the Program Fraud Civil Remedies Act of 1986 on the Proposer to the extent the Federal Government deems appropriate.

(2) The Proposer also acknowledges that if it makes, or causes to be made, a false, fictitious, or fraudulent claim, statement, submission, or certification to the Federal Government under a contract connected with a project that is financed in whole or in part with Federal assistance originally awarded by FTA under the authority of 49 U.S.C. § 5307, the Government reserves the right to impose the penalties of 16 U.S.C. § 1001 and 49 U.S.C. § 5307(n)(1) on the Proposer, to the extent the Federal Government deems appropriate.

(3) The Proposer agrees to include the above two clauses in each subcontract financed in whole or in part with Federal assistance provided by FTA. It is further agreed that the clauses shall not be modified, except to identify the sub-proposer who will be subject to the provisions.

The Proposer certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Proposer understands and agrees that the provisions of the above regulations and apply to this certification and disclosure, if any.

\_\_\_\_\_  
Name of Individual, Partnership or Corporation

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
Signature of Proposer or Proposer's Authorized Agent

**11. INCORPORATION OF FEDERAL TRANSIT ADMINISTRATION (FTA) TERMS  
FTA Circular 4220.1F**

The preceding provisions include, in part, certain Standard Terms and Conditions required by DOT, whether or not expressly set forth in the preceding contract provisions. All contractual provisions required by DOT, as set forth in FTA Circular 4220.1F, are hereby incorporated by reference. Anything to the contrary herein notwithstanding, all FTA mandated terms shall be deemed to control in the event of a conflict with other provisions contained in this Agreement. The Proposer shall not perform any act, fail to perform any act, or refuse to comply with any MTTA requests, which would cause MTTA to be in violation of the FTA terms and conditions.

Company Name

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Signature

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Title

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Date

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**12. CERTIFICATE OF NON-DISCRIMINATION**

In connection with the performance of work under this Contract Agreement, the proposer agrees as follows:

A. The proposer agrees not to discriminate against any employee or applicant for employment because of race, creed, color, sex, age, national origin, ancestry or disability. The proposer shall take affirmative action to ensure that employees are treated without regard to their race, creed, color, sex, age, national origin, ancestry or disability, as defined by the Americans with Disabilities Act of 1990, Section 3(2). Such actions shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer, or pay or other forms of compensation and selection for training, including apprenticeship. The proposer and any sub-proposer shall agree to post in a conspicuous place, available to employees and applicants for employment, notices setting forth the provisions of this section.

B. In the event of the proposer's non-compliance with this Non-discrimination Clause, the Contract Agreement may be canceled or terminated by the MTTA Board of Trustees. The proposer may be declared ineligible by the Board of Trustees for further contracts with MTTA until satisfactory proof of intent to comply shall be made by the proposer and/or Sub-proposer(s).

C. The proposer agrees to include the requirements of this Non-Discrimination Certificate in any subcontracts connected with the performance of this Contract Agreement.

I have read the above clause and agree to Proposal by its requirements.

Attest: (Corporate Seal)

Name of Corporation or Firm \_\_\_\_\_

Signature of Proposer or Proposer's Authorized Agent

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If Proposer's company is not incorporated, no corporate seal is required; however, the following statement must be executed.

State of  
County of

Subscribed and sworn before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

Notary Public \_\_\_\_\_

Notary Number  
\_\_\_\_\_

My Commission  
Expires: \_\_\_\_\_