

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF FOR-HIRE VEHICLES**

REQUEST FOR APPLICATIONS (RFA)

(RFA No.: CTETS 2022-18-7)

**FY 2022 Career and Technical Education – Transportation Services Pilot
(CTETS)**

Release Date of RFA: **July 29, 2022**

Submission Deadline: **August 22, 2022**

Submission Details: **Online submissions only.**

Availability of RFA: [DFHV: Grant Funding Webpage](#)

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“Submission of an application does not guarantee grant funding”

DFHV reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA or RFA or to rescind the NOFA or RFA. DFHV will post addenda or amendments to the online application. Applicants are responsible for reviewing and adhering to any RFA addenda or amendments.



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Part 1: Program Guidelines, Application Process, and Submission Instructions.

A. Description of Funding Opportunity

The Government of the District of Columbia, Department of For-Hire Vehicles (“DFHV”), is soliciting applications from all eligible DFHV licensed taxicab companies (“Taxicab Companies”), and transportation network companies (“TNCs”), with current Digital Taxicab Solution (“DTS”) or Digital Dispatch Services (“DDS”) DFHV licensing and Operational Authority to operate DFHV’s Career and Technical Education – Transportation Services (“CTETS”) Pilot program. The CTETS Pilot program is envisioned to provide a “shared riding” mobility point-to-point solution to transport children to and from selected schools throughout the District of Columbia. Eligible entities must have a DFHV operating authority approval to apply.

Entities may include business partners (e.g., technology companies, support services contractors, or a combination of taxicab and TNC companies) in their application that will assist in delivering transportation service with standard sedans. In addition, the successful applicant will be expected to provide service every school day (approximately 180 transportation days or ten months per year). The applicant will need to describe within their application how they plan to design a transportation plan that shall pick-up customers from multiple locations and drop-off each customer at a signal location, and then return each customer to their original location. Each school will have sufficient vehicle capacity to service the identified school and the successful applicant will plan conjunction with DFHV and Office of the State Superintendent of Education (“OSSE”) Project Manager. The successful applicant will be able to provide:

- professional services for service design and planning,
- technology solution that meets the needs of the program and its multiple stakeholders,
- licensed for-hire drivers and sedans to service routes,
- obtain and provide vehicles for the program, and
- manage all facets of daily service for the program in conjunction with the OSSE Project Manager.

The FY22 announcement of the CTETS Pilot RFA seeks to implement a cost-effective, high-quality transportation service offering designated pick-up location and/or drop-off location (i.e.: customers’ respective school/Trinity Washington University, which is the hub the CTETS pilot). Routes may be modified depending on customer and school institutional needs, construction, traffic incidents/crashes, etc. The FY22 Career and Technical Education – Transportation Service Pilot announcement is the startup, including planning and acquisition of resources, of this program. This program is expected to launch within one to two weeks of award. DFHV will expect the awardee to work through the last several weeks of the FY 2022 and depending upon performance and availability of funding, the awardee may be requested to extend into school year 2023 (June 2023).

DFHV is seeking candidates with an expertise with both pre-booking, booking and on demand mobility program operations, school or youth transportation, and driver and fleet management. The selected applicant at the direction of DFHV Project Lead and OSSE Project Manager in collaboration with its partners such as the schools’ leadership will develop and manage the transportation program.

The selected applicant must have a business license with the District of Columbia and must comply with Title 31 of the District of Columbia Municipal Regulations in its entirety with an emphasis on: Chapter 9, Insurance Requirements for Public Vehicles-For-Hire in its entirety including Applications

and Scope pertaining to WAV vehicles; Chapter 16, Dispatch Services and District of Columbia Taxicab Industry CO-OP, and Chapter 18, Wheelchair Accessible Paratransit Taxicab Services.

In this pilot project, DFHV is seeking to leverage the capacity of the local for-hire vehicle industry and use innovations and best practices from the fixed route and on-demand mobility fields to provide an innovative school transportation solution. There is a current transportation program for schools in place, and schools and general public are eager for DFHV to expand their services to meet a growing transportation service. The service envisioned for this pilot project is currently a sedan, however, for-hire applicants may submit a transportation plan that incorporates SUVs, or shuttle vehicles, including drivers sufficient to transport between 1 – 3 students per sedan, or 3 - 6 students per SUV or shuttle van at each designed pick-up and final destination drop-off location. Service will be generally provided in the morning and afternoon (7:30 am – 10:30 am and 1:45 pm to 5:00 pm, Monday through Friday, five (5) days a week to the designed pick-up and drop-off locations, determined by OSSE. Each trip will remain within the borders of the District of Columbia.

NOTE: An awardee should plan approximately two hours (2) of service in the morning, and two (2) hours of services in the afternoon, however, be flexible enough to accommodate for less or more hours of services depending on the daily situation.

For each trip, a driver will provide student pick-ups from designated points throughout each Ward to the centralized location of Trinity Washington University and will perform a return trip per assigned student(s). The awardee of this opportunity will be expected to recruit drivers who are experienced and capable of safe operation of a sedan (or described in the applicant’s narrative a SUV, or shuttle van) and transportation of students and are in full compliance with all District and federal applicable laws and transportation mandates, including safety belts, safety seats, booster seats, etc. depending on age and size of the student. (NOTE: OSSE estimates the majority of the students will be of teenage age and size and the applicant should plan and design their application around this age group). In addition, this transportation service will not collect any fee or payment directly from the riders.

As the pilot program ramps up, the CTETS provider should also be able to provide and manage a technology solution that allows for tracking of each vehicle, trip, and student so that *information can be relayed in real time*, as well as accessed historically, to OSSE administrators, DFHV staff, and OSSE’s Project Manager. The expectation is to reply immediately to urgent requests or up to three business days depending on the type of the request of information, reports, or records. I.e.: complaints pertaining to the customer service, driver, vehicle cleanliness or program management shall be addressed and reported immediately or within 24 hours. In addition, OSSE or DFHV’s Project Lead requests for trip and reimbursement data to study expansion of the service shall be provided in a three-business days period.

It is important to realize that the CTETS program for DC is a new initiative and service in the District. The successful applicant will need to work cooperatively with DFHV, the drivers, and our education partners to communicate data, incidents or traffic crashes, customer requests, trip delays, or other pertinent events impacting the customers and transportation service immediately or within a 24-hour period, including to test its parameters and work towards its success. The project will require:

- *Commitment* to the objective of providing effective transportation service to students;
- *Flexibility* in working out the early “bugs” typical of any new project;
- *A cooperative spirit* in working with the various organizations and parties involved with the project; and

- The ability to *document and report* experiences with the project in a way that will help the DFHV and other involved entities learn from the project’s early weeks and months of operation and make any needed adjustments and improvements to ensure success.

In addition, the applicant shall ensure that their participating vehicles are clearly marked so students and school personnel know the vehicle is a part of the CTETS program; especially if the applicant describes within their transportation plan the use of a rideshare option per sedan up to the three students going to and from Trinity Washington University. The ridesharing option will continue to be monitored by the District of Columbia and is subject to change due to the COVID-19 global pandemic.

After reviewing this RFA and participating within the Pre-Application Conference, DFHV is seeking a clearly defined start-up budget to be submitted showing the driver’s earnings percentage per trip, direct and in-direct business costs for this start up, including any safety equipment, technology enhancements, insurance coverages, or additional workforce overhead that may impact the longevity of the pilot’s operations.

FUNDING DESCRIPTOR:

Funding under this project will span two separate fiscal years, FY2022 and FY2023; due to the business schedule and operations of the District of Columbia’s educational system (August 29th, 2022 – to June 23, 2023). FY2022 Request for Application will start with fifty thousand dollars (\$50,000) while FY2023 will begin with one hundred thousand dollars (\$100,000). NOTE to the applicant: this is not the ceiling cap for this project but just the start up budget. As the project matures, volume increases, the District of Columbia will re-assess the fiscal needs of the project. Furthermore, the grant funds are subject to DFHV’s legal, regulatory authority, and funding availability as well as the possibility of additional funding within the same fiscal year. DFHV may offer one base and two optional one-year periods subject to performance, compliance, and operating authority status of the selected grantee(s). DFHV will publish, on its website, announcements of any funding or amendments under this RFA.

The application submission deadline is **August 22, 2022, at midnight PST**. Any applications submitted after the deadline will not be reviewed or considered for this grant.

DFHV published the Notice of Funding Availability (“NOFA”) available at [DFHV: Grant Funding Webpage](#) and The Mayor’s Office of Volunteerism and Partnerships electronic clearinghouse available at [Mayor’s Office on Volunteerism and Partnerships](#).

DFHV reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA or RFA or to rescind the NOFA or RFA. DFHV will post addenda or amendments on the DFHV website. Applicants are responsible for reviewing and adhering to any RFA addenda or amendments.

B. GRANT MAKING AUTHORITY

Subject to regulatory requirements and amendments, DFHV is authorized to provided grants to owners of licensed taxicabs legally operating and incorporated in the District for purposes outlined in D.C. Official Code § 50-301.20 (b) (1).

C. ELIGIBLE APPLICANTS

Entities that hold a Taxicab Company Operating Authority (including DTS providers), and Digital Dispatch Service Operating Authority (including TNCs and Technology Companies) from the Department of For-Hire Vehicles may apply for this opportunity.

D. ELIGIBILITY CRITERIA

The District requires all grant recipients to meet the requirements listed below. To learn more about citywide grant requirements, visit the Office of Partnership and Grant's Citywide Grants Manual and Sourcebook ([Citywide Grants Manual and Sourcebook](#)).

1. Clean Hands Certificate: Compliance status will be checked by DFHV. Only compliant DTS and DDS providers at the time of submission will be forwarded to the panel for review.
2. Certificates of Insurance: General Liability, Commercial General Liability, Automobile Insurance, Employment Insurance, Sexual/Physical Abuse and Molestation Insurance, and Cyber Liability.
3. Promises, Certifications, and Assurances: Appendix I must be signed and dated.
4. Insurance Affidavit: Appendix II must be signed and dated.
5. IRS W-9 form. A completed IRS (2018) form W-9.
6. DC Business License
7. Certified Business Enterprise Certification (strongly urged, but not required)
8. Certification of Good Standing with DC Consumer Regulatory Affairs

E. APPLICATION PROCESS

Eligible applicants must complete and submit their application electronically via Zoomgrants.com. The application link is at [DFHV Zoomgrants Portal: CTETS Application here](#) DFHV will not accept applications submitted via hand delivery, mail, or courier service. Late submissions and incomplete applications will not be reviewed.

Online Application will be open on **July 22, 2022, Noon**

Submission deadline is Midnight, PST on **August 29, 2022, Midnight PT.**

Start Date: Anticipated to be **ready to go live with transportation services AUGUST 29th, 2022**; or *upon applicant's readiness and quality assurance testing by DFHV.*

RESERVATIONS

Funding for any grant award is contingent on continued grantor funding. The publication of this grant application does not commit DFHV to make any awards.

DFHV reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA and RFA and to rescind the NOFA or RFA.

DFHV may suspend or terminate an outstanding RFA pursuant to its own grant making rule(s) or any DFHV, District, or federal regulation or requirement.

DFHV reserves the right to accept or deny any or all applications if DFHV determines that it is in the best interest of the District to do so. The DFHV shall notify the applicant if it rejects the applicant's proposal. The DFHV may suspend or terminate an outstanding RFA pursuant to its own grantmaking rules(s) or any applicable federal regulation or requirement.

DFHV shall not be liable for any costs incurred by an applicant in the preparation of one or more grant applications for this Program. The applicant understands and agrees that all costs incurred in developing and preparing any grant application shall be the applicant's sole responsibility.

DFHV may conduct pre-award on-site visits to verify information submitted in a grant application.

DFHV serves as its own reference in evaluating applications. Applicants' performance in managing previous grants will be factored into grant decisions.

DFHV may enter into negotiations with an applicant and adopt a firm funding amount or other revision of the awardee's proposal that may result from the negotiations and/or contingent of funding availability.

In the event of a conflict between the terms and conditions of the grant application and any applicable federal or local law or regulation, or any ambiguity related thereto, then the provisions of the applicable law or regulation shall control, and it shall be the responsibility of the applicant to ensure compliance.

Pre-application Conference:

Applicants interested in learning more or who would like to ask questions about the RFA are strongly encouraged to participate in the information session scheduled on **August 3, 2022; from 2 pm – 3:30 pm**. During the session, applicants will be walked through the Zoomgrants.com online application portal, and DFHV staff will clearly explain the requirements for the FY22 CTETS program and answer all related questions.

The sessions will be held at online using WebEx:

FY22 Career and Technical Education – Transportation Service Pilot Pre-Application Conference:

<https://dcnet.webex.com/dcnet/j.php?MTID=mbea07a309fd3fc0a511bf26b277c0763>

Join by meeting number

Meeting number (access code): 2312 701 2240

Meeting password: ZJdyiD6Fh76

Tap to join from a mobile device (attendees only)

+1-202-860-2110,,23127012240## United States Toll (Washington D.C.)

+1-650-479-3208,,23127012240## Call-in toll number (US/Canada)

Join by phone

+1-202-860-2110 United States Toll (Washington D.C.)

1-650-479-3208 Call-in toll number (US/Canada)

Global call-in numbers

Part 2: Application Questions and Evaluation Criteria

DFHV will select grant recipient(s) through a competitive application process. A review panel will review the applications received by the submission deadline and score them against the criteria listed below with respective weight. Applicants, who best demonstrate that they are qualified to achieve the program objectives (See Part 1 paragraph A above), will be awarded the grant.

Applications that do not comply with the application instructions will not be considered. The DFHV reserves the right to accept or deny any or all applications if the Agency determines it is in the best interest of the Agency to do so. The Agency shall notify the applicant if it rejects that applicant's proposal. The Agency may suspend or terminate an outstanding RFA pursuant to its own grantmaking rule(s) or any applicable federal regulation or requirement.

Application Questionnaire and Criteria for Evaluating the CTETS Proposals

(Applications will be evaluated on a 100-point scale by an independent grant review panel):

A. Project Implementation, Oversight and Management for CTETS (20 points).

1. Describe your plan for project implementation, active hands-on management and oversight, including personnel dedicated to the project and experience with similar projects.
2. How do you propose to scale rapidly scale this project to test for potential "bugs", including a timeframe for partial to full implementation?
3. Describe the management experience and resources your company (and any partners you propose working with) has to troubleshoot a variety of potential challenges with student transportation or microtransit project similar to CTETS.
4. Provide your staffing plan for the project team, including titles and contact information (email, cell phone, alternative contact information if teleworking) and daily hours of availability for the project.
5. Provide a detailed start up budget addressing driver's reimbursement per trip, company's business direct and in-direct costs, including insurance, personnel and other business expenses to ensure a rapid, successful startup.

B. Service Design and Planning (15 points)

1. Describe your capacity to plan routes to serve schools throughout the District of Columbia and to converge on one location and return customers to their original location? What communication strategy will you use with drivers?
2. Describe your ability and/or experience to work with the various stakeholders needed to plan a program such as this.

C. Vehicle Acquisition and Fleet Maintenance (15 Points)

1. Describe your plan for keeping vehicles in working order, including daily cleaning, inspections, COVID-19 deep cleaning (if necessary) and routine and emergency repairs.
2. Describe what equipment you will furnish the vehicle with, in order to at least meet the program requirements.

D. Driver Recruitment (15 points)

1. Describe how you will monitor driver performance, including detailing your performance

metrics for drivers. Describe how you will counsel drivers who do not meet expected performance standards or customer service standards, including reporting incidents, accidents, and possible liability risks.

2. Describe how you will screen drivers to ensure they meet not only licensing and certification requirements, but also have suitable skills for transporting students.
3. Describe how you will train and onboard new drivers to the program, both at project start and regular recruitment.

E. Service Delivery (25 points)

1. Describe how you monitor and provide real time access to stakeholders and troubleshoot problems in real time.
2. Describe how you will ensure only authorized students are transported and only dropped off or picked up from authorized locations.
3. Describe your company's approach or solution for providing customer facing information (such as web site or mobile app) for this program, to stakeholders such as parents and school administrators. Please explain any similar projects you have completed.

F. Emergency and Safety Procedures and Protocols (5 Points)

1. Describe your approach to maintaining a safety plan for this program, and ensuring all drivers are fully trained in safety procedures.
2. Affirm your ability to comply with the insurance requirements of this program prior to providing services
3. Describe your ability to comply with all Mayoral Coronavirus vaccination orders, exemption requests, applying to public facing staff for this pilot.

G. Data and Reporting (5 Points)

1. Describe your approach and ability to meet the data reporting requirements.
2. Describe other reports or data you provide DFHV and its partners to improve service delivery and monitor performance.

Part 3: Award Information

A. Permissible Use of Grant Funds - Grantees may use grant funds only for allowable grant project expenditures. Grant funds will be provided on a reimbursement basis, except that an advance of funds may be provided in limited circumstances with prior written approval from the DFHV.

B. Period of Awards: The performance period will begin on the effective date of the Notice of Grant Award and end on September 30, 2022. DFHV may elect to continue the funded program for one base year and four additional one-year option periods. Continued funding would be determined based upon satisfactory program performance, grant compliance, operating authority status, the availability of funding, and regulatory requirements.

C. Non-Allowable Costs of Grant Funds - Non-Allowable Costs for this Grant include for such long-term items as real estate, and other expenditures including:

1. Lobbying, including salaries and overhead and out-of-pocket expenses;
2. Entertainment;
3. Most food;

4. Land purchases;
5. Rental of office space, some vehicles, and some equipment;
6. Employee salaries and benefits;
7. Contractor labor, including professional services
8. Accounting and bookkeeping services;
9. Communications, including telephone and data services;
10. Printing, reproduction, including signage;
11. Many computers and printers;
12. Plants and tree-plantings;
13. Small tools;
14. Some field equipment, typically below \$5,000 in value;
15. Postage, shipping;
16. Some travel, meals and lodging; and
17. Insurance

APPENDIX I: PROMISES, CERTIFICATIONS, AND ASSURANCES

Certifications Regarding Lobbying, Debarment, and Suspension, Other Responsibility Matters, and Requirements for a Drug-Free Workplace

Grantees should refer to the regulations cited below to determine the certification to which they are required to attest. Grantees should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Non-procurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact.

1. Lobbying

As required by Section 1352, Title 31 of the U.S. Code and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the Grantee certifies that:

- (a) No Federally appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress; an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;
- (b) If any funds other than Federally appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form -III, "Disclosure of Lobbying Activities," in accordance with its instructions;
- (c) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers including subgrants, contracts under grants and cooperative agreements, and subcontracts and that all sub-recipients shall certify and disclose accordingly;
- (d) If any funds other than Federally appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form -III, "Disclosure of Lobbying Activities," in accordance with its instructions; and
- (e) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers including subgrants, contracts under grants and cooperative agreements, and subcontracts and that all sub-recipients shall certify and disclose accordingly.

2. Debarments and Suspension, and Other Responsibility Matters

As required by Executive Order 12549, "Debarment and Suspension," and implemented by 2 CFR 180, for prospective participants in primary covered transactions and is not proposed for debarment or presently debarred as a result of any actions by the District of Columbia Contract Appeals Board, the Office of Contracting and Procurement, or any other District contract regulating Agency

The Grantee certifies that it and its principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public Federal, State, or local transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) That the applicant is not proposed for debarment or presently debarred, suspended, or declared ineligible; and
- (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or Local) terminated for cause or default; and

Where the Grantee is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. Drug-Free Workplace (Awardees Other Than Individuals)

As required by the Drug Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F. for Awardee as defined at 28 CFR Part 67 Sections 67.615 and 67.620:

The Grantee certifies that it will or will continue to provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the Grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition.
- (b) Establishing an on-going drug-free awareness program to inform employees about the dangers of drug abuse in the workplace; the Grantee's policy of maintaining a drug-free workplace; any available drug counseling, rehabilitation, and employee assistance programs; and the penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee would abide by the terms of the statement; and notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.
- (e) Notifying the agency, in writing, within ten (10) calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title to: The DC

Department of For-Hire Vehicles Operator Services, D.C. Department of For-Hire Vehicles, 2235 Shannon Place, SE, Suite 3001, Washington DC 20020. Notice shall include the identification number(s) of each effected grant.

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted;

- i. Taking appropriate personnel action against such an employee, up to and incising termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- ii. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by Federal, State, or local health, law enforcement, or other appropriate agency.
- iii. Making a good faith effort to continue to maintain a drug-free workplace through implementation of the above paragraphs.

(g) The Grantee may insert (in the space provided below) the sites for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Drug-Free Workplace Requirements (Awardees who are Individuals)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, subpart F, for Awardees as defined at 28 CFR Part 67; Sections 67615 and 67.620-

(h) As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

(i) If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within ten (10) calendar days of the conviction, to: District of Columbia Department of For-Hire Vehicles, 2235 Shannon Place, SE, Suite 3001 Washington, DC 20020.

4. Assurances and Certifications Assurances

- Funding for this award is contingent on continued funding from the grantor. The RFA does not commit the Agency to make an award.
- The Agency reserves the right to accept or deny any or all applications if the Agency determines it is in the best interest of the Agency to do so.
- The Agency shall notify the applicant if it rejects that applicant's proposal. The Agency may suspend or terminate an outstanding RFA pursuant to its own grant making rule(s) or any applicable federal regulation or requirement.
- The Agency reserves the right to issue addenda and/or amendments subsequent to the issuance of the RFA, or to rescind the RFA.
- The Agency shall not be liable for any costs incurred in the preparation of applications in response to the RFA. Applicant agrees that all costs incurred in developing the application are the applicant's sole responsibility.
- The Agency may conduct pre-award on-site visits to verify information submitted in the application and to determine if the applicant's facilities are appropriate for the services intended. • The Agency

may enter into negotiations with an applicant and adopt a firm funding amount or other revision of the applicant's proposal that may result from negotiations.

- The Agency shall provide the citations to the statute and implementing regulations that authorize the grant or subgrant; any applicable federal and District regulations, such as OMB Circulars A- 102, A133, 2 CFR 180, 2 CFR 225, 2 CFR 220, and 2 CFR 215; payment provisions identifying how the grantee will be paid for performing under the award; reporting requirements, including programmatic, financial and any special reports required by the granting Agency; and compliance conditions that must be met by the grantee.

- If there are any conflicts between the terms and conditions of the RFA and any applicable federal or local law or regulation, or any ambiguity related thereto, then the provisions of the applicable law or regulation shall control, and it shall be the responsibility of the applicant to ensure compliance.

- Statement of certification signed by the duly authorized officer of the applicant organization, the truth of which is sworn or attested to by the applicant, which states:

- o The individuals, by name, title, address, and phone number who are authorized to negotiate with the Agency on behalf of the organization;

- o That the applicant is able to maintain adequate files and records and can and will meet all reporting requirements;

- o That all fiscal records are kept in accordance with Generally Accepted Accounting Principles ("GAAP") and account for all funds, tangible assets, revenue, and expenditures whatsoever; that all fiscal records are accurate, complete and current at all times; and that these records will be made available for audit and inspection as required;

- o That the applicant is current on payment of all federal and District taxes, including Unemployment

Insurance taxes and Workers' Compensation premiums. This statement of certification shall be accompanied by a certificate from the District of Columbia Office of Tax and Revenue ("OTR") stating that the entity has complied with the filing requirements of District of Columbia tax laws and has paid taxes due to the District of Columbia, or is in compliance with any payment agreement with OTR;

- o That the applicant has the demonstrated administrative and financial capability to provide and manage the proposed services and ensure an adequate administrative, performance and audit trail;

- o That, if required by the grant making Agency, the applicant is able to secure a bond, in an amount not less than the total amount of the funds awarded, against losses of money and other property caused by fraudulent or dishonest act committed by any employee, board member, officer, partner, shareholder, or trainee;

- o That the applicant is not proposed for debarment or presently debarred, suspended, or declared ineligible, as required by Executive Order 12549, "Debarment and Suspension," and implemented by 2 CFR 180, for prospective participants in primary covered transactions

(<https://www.sam.gov/index.html/#1>) and is not proposed for debarment or presently debarred as a result of any actions by the District of Columbia Contract Appeals Board, the Office of Contracting and Procurement, or any other District contract regulating Agency;

- o That the applicant has the financial resources and technical expertise necessary for the production, construction, equipment, and facilities adequate to perform the grant or the ability to obtain them;

- o That the applicant has the ability to comply with the required or proposed delivery or performance schedule, taking into consideration all existing and reasonably expected commercial and governmental business commitments;

- o That the applicant has a satisfactory record performing similar activity as detailed in the award or, if the grant award is intended to encourage the development and support of organizations without significant previous experience, that the applicant has otherwise established that it has the skills and resources necessary to perform the grant. In this connection, Agencies may report their experience

with an applicant’s performance to the Office of Partnerships and Grant Services (“OPGS”) which shall collect such reports and make the same available on its intranet website;

- o That the applicant has a satisfactory record of integrity and business ethics;
- o That the applicant has the necessary organization, experience, accounting and operational controls, and technical skills to implement the grant, or the ability to obtain them;
- o That the applicant complies with all District licensing and tax laws and regulations;
- o That the applicant complies with provisions of the Drug-Free Workplace Act;
- o That the applicant meets all other qualifications and eligibility criteria necessary to receive an award under applicable laws and regulations; and

The grantee agrees to indemnify, defend and hold harmless the Government of the District of Columbia and its authorized officers, employees, agents and volunteers from any and all claims, actions, losses, damages, and/or liability arising out of this grant from any cause whatsoever, including the acts, errors or omissions of any person and for any costs or expenses incurred by the District on account of any claim therefore, except where such indemnification is prohibited by law.

As the duly authorized representative of the applicant/grantee organization, I hereby certify that the applicant or Grantee, if awarded, will comply with the above certifications.

Applicant/Grantee Name

Street Address

City, State, Zip Code

Application Number and/or Project Name

Grantee IRS/Vendor Number

Typed Name and Title of Authorized Representative

Signature _____

Date _____

APPENDIX II: INSURANCE POLICIES AFFIDAVIT

Insurance Policies Affidavit

As the duly authorized officer of _____, a _____ [LLC, corporation, etc.] (“Applicant”), with a business address of _____, an applicant for the _____ Grant with the Department of For-Hire Vehicles “DFHV”), I certify that the following are the names of the Applicant’s current insurance carriers with the type of insurance coverage under each policy:

Insurance Carrier Type of Coverage

_____	_____
_____	_____
_____	_____
_____	_____

By signing this form, the Applicant agrees that if DFHV decides to award Applicant a grant under this Grant Program/RFA, Applicant will provide DFHV with the following insurance documents if requested:

- i) A copy of the binder or cover sheet of each current policy that covers activities that might be undertaken in connection with the performance of the grant;
- ii) Endorsements for each of these policies - except for Worker’s Compensation, Errors and Omissions, and Professional Liabilities – that name the Government of the District of Columbia and its officers, employees, agents, and volunteers as additional named insured for liability arising out of performance of the award; and
- iii) A written waiver of subrogation against the Government of the District of Columbia and its officers, employees, agents, volunteers, contractors, and subcontractors from each of the applicant’s insurance carriers providing coverage for activities that might be undertaken in connection with the performance of the grant.

Applicant Name _____

Date _____

Appendix III: Insurance Policy Coverage Requirements

The Applicant shall comply with all applicable local and federal insurance requirements and all insurance required within this section shall include a waiver of subrogation endorsement for the benefit of Government of the District of Columbia. Each applicant shall upload their Certification of Insurances within DFHV's grant portal (Zoomgrants) as supporting documentation.

The selected applicant shall comply with all applicable local and federal insurance requirements and all insurance required within this section shall include a waiver of subrogation endorsement for the benefit of Government of the District of Columbia. This will include the following types of liability coverage and suggested amounts:

- A. All required policies shall contain a waiver of subrogation provision in favor of the District of Columbia, and all insurance policies mentioned hereafter will be requested of selected applicant by submitting a Certification of Insurance for the following:
 - i. Professional Liability: When any project managers/ administrators, training professionals and other professional consultants perform work or dispatch services in connection with this project, Professional Liability Insurance covering acts, errors, or omissions. When policies are renewed or replaced, the policy retroactive date must coincide with, or precede start of work. A claims-made policy which is not renewed or replaced must have an extended reporting period of two (2) years.
 - ii. Commercial General Liability ("CGL"): as prescribed by applicable law covering all employees who are to provide work under this Agreement and covering claims for bodily injury, including without limitation sickness, disease or death of any persons, injury to or destruction of property, including loss of use resulting therefrom, personal and advertising injury, and including coverage for liability arising out of an Insured Contract (including the tort liability of another assumed in a contract) and acts of terrorism (whether caused by a foreign or domestic source).
 - iii. Automobile Insurance: If selected applicant uses any motor vehicles (owned, non-owned and hired) in connection with work to be performed, the selected applicant must provide Automobile Liability Insurance.
 - iv. Cyber Liability: The applicant shall provide evidence satisfactory to the Grantor of Cyber Liability Insurance. Coverage shall be sufficiently broad to respond to the duties and obligations as is undertaken by Grantee in this agreement and shall include, but not limited to, claims involving infringement of intellectual property, including but not limited to infringement of copyright, trademark, trade dress, invasion of privacy violations, information theft, damage to or destruction of electronic information, release of private information, alteration of electronic information, extortion and network security. The policy shall provide coverage for breach response costs as well as regulatory fines and penalties as well as credit monitoring expenses with limits sufficient to respond to these obligations. Limits may not be shared with other lines of coverage.
 - v. Worker's Compensation: Workers Compensation Insurance, as prescribed by applicable law covering all employees who are to provide work under this Agreement and Employers Liability coverage defining coverage for each accident, illness or disease.
 - vi. Sexual/Physical Abuse and Molestation: The applicant shall provide evidence satisfactory to the Grantor with respect to the services performed that it carries insurance pertaining to abuse and molestation liability coverage. Coverage should

include physical abuse, such as sexual or other bodily harm and non-physical abuse, such as verbal, emotional or mental abuse; any actual, threatened or alleged act; errors, omission or misconduct. This insurance requirement will be considered met if the general liability insurance includes an affirmative sexual abuse and molestation endorsement for the required amounts. So called “silent” coverage under a commercial general liability or professional liability policy will not be acceptable. Limits may not be shared with other lines of coverage.

- B. The Grantee shall comply with DCMR Title 31, Chapter 9 et al and produce to the Grant Monitor all current bonds, insurance policies, company contacts, and the minimum coverages under this requirement.
- C. **CERTIFICATES OF INSURANCE:** The Grantee shall submit certificates of insurance giving evidence of the required coverage as specified in this section prior to commencing work. Certificates of insurance must reference the corresponding contract number. Evidence of insurance shall be submitted to:

The Department of For-Hire Vehicles (DFHV)
Attn: Mr. Gerald Kasunic Administration Officer
2235 Shannon Place, SE; Washington, DC 20020
202-671-1804 or Gerald.kasunic3@dc.gov

The Grant Administration Specialist may request, and the Grantee shall promptly deliver updated certificates of insurance, endorsements indicating the required coverages, and/or certified copies of the insurance policies. If the insurance initially obtained by the Grantee expires prior to completion of the contract, renewal certificates of insurance and additional insured and other endorsements shall be furnished to the Grant Monitor prior to the date of expiration of all such initial insurance. For all coverage required to be maintained after completion, an additional certificate of insurance evidencing such coverage shall be submitted to the Grant Monitor on an annual basis as the coverage is renewed (or replaced).