

Appendix A

Procurement and Related Procedures/Requirements for Federally Funded Federal Grants and Awards (“Federal Grant”)

Procurement Standards.

- a. YCNGA agrees that it will comply with the provisions of 2 C.F.R. 200.317 through 200.327 (“Procurement Standards”) when acquiring property or services required under any Federal Grant.
- b. YCNGA agrees that prior to acquiring property or contracting for services required under any Federal Grant, YCNGA shall establish documented procurement procedures consistent with the Procurement Standards.

Buy America.

- a. Any Federal Grant is subject to the domestic preference requirement in § 70914 of the Build America, Buy America Act, Pub. L. No. 117-58, div. G, tit. IX, subtitle A, 135 Stat. 429, 1298 (2021), or similar and as amended, which may require that all steel, iron, manufactured products, and construction materials used be produced in the United States. YCNGA agrees to comply with this domestic preference requirement as implemented by applicable OMB, USDOT, and PHMSA guidance and regulations. Any acronyms as provided herein shall have the meaning as contemplated and provided under the terms of the applicable Federal Grant documents.
- b. YCNGA shall include the substance of this section in all contracts and purchase orders for work or products under any Federal Grant.

Prohibition on Certain Telecommunications and Video Surveillance Services or Equipment.

YCNGA acknowledges that Section 889 of Pub. L. No. 115-232 and 2 C.F.R. 200.216 prohibits YCNGA from procuring or obtaining certain telecommunications and video surveillance services or equipment under any Federal Grant.

Government-wide Debarment and Suspension (Non-Procurement).

- a. YCNGA must review the “list of parties excluded from federal procurement of non-procurement programs” located on the System for Award Management (SAM) website before entering into a contract. <https://www.sam.gov>. No contracts may be issued to an entity or person identified in the “list of parties excluded from federal procurement or non-procurement programs.”

- b. 2 C. F. R. 1200 “Non-procurement Suspension and Debarment” is incorporated by reference into any Federal Grant.
- c. YCNGA must notify PHMSA, in writing, in a timely manner if YCNGA discovers it has entered into a Covered Transaction (as defined in 2 C.F.R. 180.200 or similar provision) with an entity or person identified in the “list of parties excluded from federal procurement or non-procurement programs.”
- d. If YCNGA maintains a list of entities or persons with which YCNGA does not transact business, YCNGA must notify PHMSA or other applicable/required entity, in writing, whenever YCNGA adds an entity or person to such list and must describe the basis for adding such entity or person.

YCNGA acknowledges the following provision(s) applies to any Federal Grant and shall comply with any of such related requirements to the extent required under the terms of such Federal Grant:

Provision: Contracting with Small Businesses, Small Minority Disadvantaged Businesses, and Small Businesses which are Women Owned, Veteran Owned, Disabled Veteran Owned or located in HUBZone Areas.

- a. It is USDOT policy to award a fair share of contacts to small businesses, small minority disadvantaged business, and small businesses which are women owned, veteran owned, disabled veteran owned or located in a HUBZone as determined by the U.S. Small Business Administration (sba.gov). USDOT is strongly committed to the objectives of this policy and encourages recipients of its Federal Grants and Cooperative Agreements to take affirmative steps to ensure such fairness on the awarding of any subcontracts.
- b. YCNGA is encouraged to take all necessary affirmative steps to assure that small businesses, small minority disadvantaged businesses, and small businesses which are women owned, veteran owned, disabled veteran owned or located in a HUBZone are contracted with when possible.
- c. Affirmative steps include:
 - 1. Placing qualified small businesses, small minority disadvantaged businesses, and small businesses which are women owned, veteran-owned, disabled veteran owned, or located in a HUBZone on solicitation lists;
 - 2. Assuring that small businesses, small minority disadvantaged businesses, and small business which are women owned, veteran owned, disabled veteran owned or located in a HUBZone are solicited whenever they are potential sources;
 - 3. Dividing total requirements, when economically feasible, into small tasks or quantities to permit maximum participation by small businesses, small minority disadvantaged businesses, and small businesses which are

women owned, veteran owned, disabled veteran owned or located in a HUBZone;

4. Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises; and
5. Using the services and assistance of the U.S. Small Business Administration and the Office of the Small and Disadvantaged Business Utilization of the Department of Transportation, as appropriate.

YCNGA acknowledges the following provision as to any Federal Grant and shall comply with such provision: YCNGA shall comply and adhere to any legally required, lawful or contractually required procurement or related provision, requirement, standard, or condition as set forth in the terms, provisions, requirements, legal requirements of any Federal Grant documentation or required by law ("additional requirements"). To the extent any of such additional requirements are not provided, stated or required in this Appendix A, then any of such additional requirements are hereby automatically incorporated and made a part of this Appendix A, it being the full intent and obligation of YCNGA to comply with the additional requirements.