

DEPARTMENT OF EDUCATION
Office of Special Education and Rehabilitation Services
Washington, DC

**APPLICATION AND PERMIT FOR THE ESTABLISHMENT OF A VENDING
FACILITY ON FEDERAL PROPERTY AS AUTHORIZED BY PUB L. 74-732, AS
AMENDED BY PUB L. 83-565 AND TITLE II OF PUB L. 93-516 (RANDOLPH
SHEPPARD ACT).**

The Opportunities for Ohioans with Disabilities of the State of Ohio, the designated State Licensing Agency (hereinafter referred to as "SLA"), requests approval of Environmental Protection Agency, the agency responsible for managing this Federal Property (hereinafter referred to as "grantor"), to place a vending facility on the property located at 26 W. Martin Luther King Dr. Cincinnati, Ohio 45268.

SATISFACTORY SITE: It has been determined that this location meets the criteria of a satisfactory site as defined in 34 CFR 395.1 (q). Any exceptions are documented in Attachment A.

TYPE, LOCATION AND SIZE OF FACILITY: Type of facility: Vending. Attachment C indicates the types of articles to be sold and services to be offered. Attachment D documents the fixtures and equipment for this facility, including the responsibility for the provision thereof. Attachment E enumerates the location, type and number of vending machines which constitute part of this facility. This facility will operate seven (7) days of the week (except holidays observed by the Federal Government) from 24 hours per day through the automated service of vending machines commencing August 1st, 2016.

MACHINE INCOME SHARING: Attachment F describes any specific income sharing provisions as described in 34 CFR 395.32, if applicable. It will expound on the type and location of each vending machine located on this property and the specific income sharing provisions that apply. Vending machine income will be disbursed to the SLA on at least a quarterly basis, or as otherwise agreed.

OTHER TERMS AND CONDITIONS: Both parties must comply with 34 CFR 395.35. Attachment G contains (Grantor) specific terms and conditions. This permit is issued for an indefinite period of time subject to suspension or termination for noncompliance by either party with any of the agreed upon terms and conditions of the permit. By mutual agreement the SLA and the (Grantor) may terminate the permit after providing written notice of the intended termination, including the reason for it and supporting documents to the other party. Both parties must comply with all regulations issued in Title VI of the Civil Rights Act of 1964. The reason for denying the application must be sent in writing by the (Grantor) to the SLA.

(Grantor) Approving Official:



Digitally signed by Tharp, Scott
DN: cn=Tharp, Scott,
email=Tharp.Scott@epa.gov
Date: 2016.08.01 10:13:08
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Scott Tharp
Contracting Officer

Date

Approving State Licensing Agency (SLA) Official



Melinda Duncan
BSVI Deputy Director

Date

8.23.16

ATTACHMENT A

SATISFACTORY SITE as defined in 34 C.F.R. 395.1 (q):

“Satisfactory site” is an area fully accessible to vending facility patrons and having:

- (1) Effective on March 23, 1977, a minimum of 250 square feet available for the vending and storage of articles necessary for the operation of a vending facility; and,
- (2) Sufficient electrical, plumbing, heating, and ventilation outlets for the location and operation of a vending facility in accordance with applicable health laws and building codes.

Note below any deviations from the specified accessibility (1) floor space, or (2) utilities, above.

NONE.

ATTACHMENT B

FLOOR PLAN OF PROPOSED VENDING FACILITY:

Locations are currently developed and floor plans are on file and controlled by EPA. The vending locations are mutually agreed on as specified by the parties to this agreement, and as specifically outlined in Exhibit E of this agreement.

ATTACHMENT C

TYPES OF ARTICLES AND SERVICES TO BE OFFERED:

Various Snacks, Candy, and Pastries of National and Local Brands.

Variety of Cold Beverage Drinks of National and Local Brands such as Pop and Juices.

NOTE: There is a National Initiative to improve health and fitness. GSA has established a "Wellness Campaign" to enhance the health and well being of our customers. GSA highly encourages all food services, including vending machines, to implement some type of "wellness" program that enables the buyer to easily identify healthier choices. One such program already nationally recognized is the National Automated Merchandising Associations "Fit Pick" program. Other similar programs, where the buyer would easily identify healthier choices, would be acceptable.

ATTACHMENT D

FIXTURES, AUTOMATIC VENDING MACHINES, AND OTHER EQUIPMENT

This document is to provide a list of all the fixtures and equipment used in the performance of the vending facility. Listing each piece under correct ownership will indicate who is responsible for continued maintenance and/or replacement when necessary.

(SLA) Ownership:

All Vending machines delivered and serviced by the SLA that are tagged with State of Ohio Property Tags. Specific vending machines are noted in Attachment E.

(Grantor) Ownership:

All Building fixtures, property locations, and any additional equipment provided and supplied by EPA.

ATTACHMENT E

AUTOMATIC VENDING MACHINES, AND THEIR LOCATION

This is an inventory list of vending machines and where they are located within the EPA building. Complete make/model and energy information is included.

EPA Basement:

- (1) USI 3184 Snack
- (1) Dixie Narco 501E

EPA 2nd Floor:

- (1) Mercato 3504 Snack
- (2) Dixie Narco 501E

EPA 5th Floor:

- (1) USI 3184 Snack
- (1) Dixie Narco 501E

NOTE: Reducing energy is a National Initiative. GSA highly encourages the use of Energy Star certified vending equipment and the utilization of all appropriate energy saving settings on such equipment. GSA also encourages the installation of optional energy reduction devices such as the elstat, LED lighting or occupancy sensors. It is GSA's policy to install "energy misers" on all refrigerated vending equipment providing non-perishable products when no other means of energy reduction technology is employed. Information regarding equipment energy use and reduction features shall be provided to the GSA Property Manager upon installation.

ATTACHMENT F

COMPETING VENDING MACHINES - INCOME SHARING:

NONE.

See specific income sharing provisions in 34 CFR 395.32 and determine if applicable.

ATTACHMENT G

ADDITIONAL TERMS AND CONDITIONS:

PERMITS AND RESPONSIBILITIES

1. The State Licensing Agency (SLA) shall, without additional expenses to EPA, be responsible for obtaining any necessary licenses and permits and for complying with any applicable Federal, State and municipal laws, codes, and regulations, in connection with the prosecution of the work. He shall be similarly responsible for all damages to persons or property that occur as a result of his fault or negligence. He shall take proper safety and health precautions to protect the work, the workers, the public, and the property of others.
2. The SLA will assign under this permit a blind person or persons whom it has licensed as qualified to operate the particular type of vending facility authorized herein.
3. A minimum of 30 days written notice be provided of the intention to terminate a permit.

(GRANTOR) SPECIFIC TERMS AND CONDITIONS:

4. The vendor shall comply with all EPA and tenant agency security requirements in the building(s) where work is performed. Upon favorable suitability clearance, credentials will be issued. Employees without credentials will be required to comply with specific facility access control procedures that may include sign-in, temporary badging, and escorted entry, as applicable.
5. EPA highly encourages the use of Energy Star certified vending equipment and the utilization of all appropriate energy saving settings on such equipment. EPA also encourages the installation of optional energy reduction devices such as the elstat, LED lighting or occupancy sensors. . Information regarding equipment energy use and reduction features shall be provided to the EPA Property Manager upon installation.
6. EPA highly encourages all food services, including vending machines, to implement some type of "Wellness" program which enables the buyer to easily identify healthier choices. One such program already nationally recognized is the National Automated Merchandising Associations "Fit Pick" program. Other similar programs, where the buyer would easily identify healthier choices, would be acceptable.

VENDOR PERFORMANCE STANDARDS

7. The vendor will be able to run a successful sales promotion and public relations campaign.
8. The vendor will use high quality merchandise.
9. The vendor will be able to identify accepted practices and procedures for purchasing, receiving, storing and issuing food and beverages by managing inventories using the commonly accepted concepts and procedures of controlling inventory levels by purchasing products according to expected demand, totaling stock, tracking expiration dates, and discarding expired, old or damaged merchandise etc.

10. The vendor will be able to achieve excellent customer service by developing strategies for handling customer complaints and problem solving. All items for sale shall be clearly marked or posted. Notification of price increases shall be provided to the EPA Property Manager and notices posted on all machines, one week prior to adjusting prices in the machines.
11. The vendor will be able to carry out safe food handling and storage requirement procedures in compliance with the most current Federal FDA Food Code, state, and local health department regulations. Properly labeling and storing food products with the expiration date of the item clearly visible and removing products that are beyond their expiration date.
12. The vendor will be able to demonstrate an understanding of the link between personal hygiene and food borne illness by development and implementation of basic standards for personal hygiene for use in a food service operation.
13. The vendor will be able to maintain the vending facility and all appurtenances in a clean and sanitary condition.