

**Community Transportation Association of Idaho
Request for Proposal # RFP 2020-10-29**

Addendum #2 – Issued: December 16, 2020

General Discussion

Addendum #2 is being issued and incorporated into the Request for Proposal document. The addendum is intended to make clear the funding sources for the projects under this RFP will be public and the procurement processes and the proposals fall under the public records requirements of the State of Idaho as well as the Federal Transit Administration.

Public Record/Confidential or Proprietary Information

Data contained in the proposal and all documentation provided therein becomes property of the contracting Agency and Community Transit Association of Idaho (CTAI) and the data becomes public information. If a respondent wishes to have any confidential or proprietary information withheld from the public, such information must fall within the definition of “trade secret” contained within the Idaho Public Records Act, Idaho Code § 74-101 et seq. All “trade secret” information a respondent wishes CTAI and contracting Agencies to withhold must be clearly marked “Trade Secret,” with each page of such information being clearly marked. Failure to mark such information as “Trade Secret” shall deem such information open to public inspection. Should CTAI or contracting Agencies be challenged in court by a third party for a decision to withhold or redact information so identified by respondent, respondent agrees, by submitting its proposal, to indemnify, defend, and hold harmless CTAI or contracting Agencies for any judgments, attorney fees, and/or court costs associated with asserting the documents contain “trade secret” information. Respondent agrees and acknowledges that the proposals are disclosable public records. CTAI and contracting Agencies reserve the right to make an independent discretionary decision whether or not the documents marked as “Trade Secret” qualify as such pursuant to the Idaho Public Records Act. All documents not marked as “Trade Secret” are subject to release in compliance with the Idaho Public Records Act.