

Pasta Products

Acquisition Method: Invitation for 2000004721
Description: Number: 12-3J14-17-S-0255
Issued date: May 5, 2017 10am Central Time
Offers due: May 10, 2017 0900 Central time
Award Notification: May 10, 2017, 1600 Central Time
Public Release of Award: May 11, 2017

1. Solicitation Information Contact:

David C. Jackson, Contracting Officer's Representative
Telephone: 816 823-1142
E-mail: davidc.jackson@ams.usda.gov

Alternate Contact:

Jeffrey Jackson, Contracting Officer
Telephone: 816 926-2530
E-mail: jeffrey.jackson@ams.usda.gov

2. Commodity Operations Internet Address: <https://www.ams.usda.gov/selling-food>

3. This Acquisition is:

Unrestricted

// Set-Aside for:

100433, Egg Noodle ½ Inch Wide PKG 12/1 (lbs.)

110450, Pasta Spaghetti Box 20/1 (lbs.) and

110511, 20/1 Marconi Plain Elbow Box (lbs.)

// Small Business Set-Aside in accordance with FAR 19.502-2. Any
Concern proposing to furnish a product that it did not itself manufacture

Must furnish the product of a small business manufacturer.

// 8(a) Program (0 lbs.) noncompetitive letter RFP only

// Service-Disabled Veteran-Owned Small Business SDVOSB ()
Noncompetitive, letter RFP only

Offers will be evaluated in the following order of precedence: 1. Bids.

NOTICE OF SMALL BUSINESS SET-ASIDE

If specified in the solicitation, certain quantities are set aside
Exclusively for small business firms under the Small Business Act
(15 U.S.C. 631, et seq.).

Bids received for these set-aside quantities from firms who are not small business
concerns will not be considered. In the event the Government is unsuccessful in
contracting with an eligible small business concern(s) for the set-aside quantities,
the Government may award the quantities to other than small business concerns.

Farmer-owned cooperatives are eligible for award of set-aside quantities as provided in 7 U.S.C.

NOTICE OF 8(a) ACQUISITION

If specified in the solicitation, the Government may reserve up to ten (10) percent of the solicitation quantity for 8(a) firms certified by the Small Business Administration in accordance with the Federal Acquisition Regulation (FAR), Part 19. The Government may increase the reserve to adjust quantities in the event of multiple awards to eligible 8(a) firms. In no event shall the Government offer for award a quantity in excess of an eligible 8(a) firm maximum quantity, if so established by the Government. If the 8(a) small business firm is a non-manufacturer, it shall meet the definition and requirements outlined in FAR Part 19. In the event the Government is unsuccessful in contracting with an eligible 8(a) firm for the reserved quantity, the Government may award the quantities to other than 8(a) firms.

HUBZONE PRICE EVALUATION PREFERENCE

The Government will award contracts to eligible HUBZone bidders as provided in Part 2, Section A.4 of the Master Solicitation for Commodity Procurements (MSCP) at:

NOTICE OF SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS

ACQUISITION Service-Disabled veteran-owned (SDVO) small business set-aside procedures are specified in the Federal Acquisition Regulation (FAR) Clause 19.1405.

If specified in the solicitation, the Government may reserve up to three (3)

Percent of the solicitation quantity for SDVO Small Business concerns as specified in FAR Clause 52.219.27. In the event the Government is unsuccessful in contracting with an eligible SDVO concern for the reserve quantity, the Government may award the quantities to other than SDVO concerns. If the SDVO concern is a nonmanufacturer, it shall meet the definition and requirements outlined in FAR Part 19.

4. NAICS Codes/Size Standards: See Master Solicitation for Commodity Procurements at: <https://www.ams.usda.gov/sites/default/files/media/MSCP.pdf>

5. Delivery Type: F.O.B. Destination

6. Submission of offers:

A. WBSCM Help Desk Information

To obtain assistance using WBSCM, please contact the WBSCM Level 1 Help desk at any of the following:

-telephone: 877-WBSCM-4U or 877-927-2648

-email: WBSCM.servicedesk@CACI.com

-Web form link on WBSCM Portal: <https://cacifedramp.service-now.com/wbscm/>

You need to have the following information available when contacting the WBSCM Level 1 Help Desk:

-Company's Business Partner (BP) number: (if available)

-Company Name:

-Contact Name:

-Phone Number:

-E-mail Address:

-Identify that you are a Domestic Vendor

-Identify that you do business with AMS.

-Identify the deadline; date and time, for the Solicitation you need assistance with from the help desk.

Level 1 Help desk hours are Monday through Friday from 7:00 a.m. to 5:00 p.m. central time.

The WBSCM system is off-line Sunday evenings from 4:00 PM to Midnight central time. Unplanned outages will be communicated through the WBSCM system.

B. WBSCM Offer Information Only one bid price may be submitted for an item number.

C. Kosher Requirement

“Kosher Only” products will be identified in the solicitation. Kosher only products shall comply with applicable dietary (kosher) laws as established by the “613 Council of Kashruth.” Manufacturing plants shall be certified for compliance with the aforementioned requirement by contacting the Board of Jewish Education of Greater New York (BJENY) at 646-472-5366. A rabbinic supervisor will be sent to certify compliance of the manufacturing plant with the dietary (kosher) laws.

Offeror shall certify that their manufacturing plant is capable of meeting applicable dietary (kosher) laws as established by the “613 Council of Kashruth” and certification by BJENY. Kosher Items (if applicable):

Item Material Descriptions which begin with “K” (K space) are “Kosher Only.” Kosher commodity requirements can be found in the attached commodity requirements document.

D. Plant Location Requirement.

Plant location and the Place of Performance in Federal Acquisition Regulations provisions **52.214-14** (Apr 1985) and **52.215-6** (Oct 1997) shall match. Representations and Certifications are available online at the System for Award Management at website www.SAM.gov.

E. Supplier Agreement Requirement.

If the offer is for product the offeror will not itself manufacture, offeror shall, by the offer due date/time, submit the corresponding supplier agreement to, Attention: Contracting Officer at the solicitation information contact address shown in this solicitation. The supplier agreement shall be in effect between the offeror and the product manufacturer for the period of contract performance; certify compliance with the applicable solicitation requirements, contain the DUNS number for the product manufacturer, be on the product manufacturer's company letterhead, and be signed by both parties.

A prospective contractor may be required to provide written evidence of a proposed subcontractor's responsibility. The Contracting Officer may directly determine a prospective subcontractor's responsibility.

F. Business Size/Type Designation for Subcontracting.

An offer from a small business to supply manufactured products of small and large businesses shall be divided and submitted separately using separate WBSCM logon IDs. An offer from a farmer-owned cooperative large business to supply manufactured products of both a small business and other than small (i.e., farmer-owned cooperative large business or large business) shall be divided and submitted separately using separate WBSCM logon IDs. See information below.

Examples:

If offeror business size is small business and the manufactured product is subcontracted to a small business then the WBSCM size designation is small business.

If offeror business size is small business and manufactured product is subcontracted to a Farmer-owned Cooperative large business or a large business then the WBSCM size designation is large business.

If offeror business size is large business and manufactured product is subcontracted to a small or a large business then the WBSCM size designation is large business

7. Invoices:

The contractor shall use the invoicing function in WBSCM. All invoice documents shall reference the WBSCM Purchase Order (PO) Number and Item Number, the Sales Order (SO) Number and SO Item Number or Purchase

Requisition (PR) and PR Item number. The Central Contractor Registration (CCR) at is used for payment purposes. The contractor is responsible for controlling the accuracy of its business information. More information can be found in the MSCP.

9. Shipment/Delivery Schedule

June 1, 2017 – June 30, 2017

See Schedule of Supplies for period of performance. A WBSCM Purchase Order will be available at least seven (7) calendar days prior to the first day of each period of performance scheduled in the contract. Contractor shall comply with the instructions in the WBSCM Purchase Order. If a WBSCM Purchase Order is available less than seven (7) calendar days prior to the first day of the contracted period of performance, the performance period shall be extended by the number of days the WBSCM Purchase Order is available. Contractor shall not be entitled to any extension of the performance period unless it furnishes evidence satisfactory to the Government that it was prepared to perform during the contracted period of performance.

10. Other Requirements:

A. Bidders shall meet the Qualification Requirements for Prospective Contractors Selling Commodities to USDA provision at Part 2, Section A.1 (b) in the Master Solicitation for Commodity Procurements (MSCP).

B. Seals on Transportation Conveyances

Suppliers of commodities, products and/or services shall be responsible for placing a seal(s) on all cargo doors of each transportation conveyance upon completion of loading, partial unloading, inspection, or servicing.

Seals must meet the American Society for Testing and Materials (ASTM) Standards. ASTM Standards may be found at <http://www.astm.org>

Seals shall be 1/8-inch diameter cable, high security bolt, barrier-type, or equivalent device which can only be removed by bolt cutter type tools. Seals shall be sequentially numbered. The contractor or its agent shall provide a sufficient number of barrier-type seals to ensure security of the load while in route through final destination.

The seal numbers shall be documented on the Bill of Lading, which must be Signed or acknowledged by the carrier or its agent.

Deliveries will be rejected, in which seals have not been used to secure all cargo doors, if:

- the seal listed on the Bill of Lading does not match the seal number recorded on the Bill of Lading;
- the seal is broken;
- the seal is missing, or
- the seal has been removed prior to the transportation conveyance reaching its unloading point.

A rejected conveyance will only be accepted after a Condition of Container Inspection has been performed by Agricultural Marketing Services (AMS) or Federal Grain Inspection Service (FGIS). AMS or FGIS must subsequently issue a Certificate of Quality and Condition that documents that the Condition of Container meets the applicable U.S. Standards for Condition of Food Containers. If this inspection is performed at a location other than the contracted delivery point all cargo doors must be sealed and the seal numbers documented by the Federal Inspection Agency on the Certificate. Conditions of Container Inspections arrangements are available by accessing the AMS website at

<http://www.ams.usda.gov/services/sci-contacts>. Please select AMS Federal Inspection Offices at

The Contractor is responsible for payment of all fees incurred as a result of a Condition of Container Inspection

B. Contractor Past Performance Evaluation applicable for contracts exceeding the simplified acquisition threshold of \$150,000.

The Government will prepare a past performance evaluation at the time the work under the contract or delivery order is completed. Evaluation will rate performance areas such as,

quality of product or service, cost control, timeliness of performance, business relations, and when applicable, performance against, and efforts to achieve the goals identified in the small business subcontracting plan. The evaluation will be entered into the Contractor Performance Assessment Reporting System (CPARS). Contractor will have an opportunity to comment on the Government evaluation. Details on access and use of CPARS will be provided to the Contractor at a future date. The past performance evaluation may be used by the Government to support future award decisions.

C. Advance Shipping Notice, ASN: The Contractor shall provide an ASN to the Goods Recipient identified on the WBSCM Purchase Order Item on the day of shipment for each conveyance. Contractors may upload multiple ASNs to the WBSCM system using an Excel template in a comma separated CSV format. Contractor must submit one invoice for each ASN. Each ASN must have a unique Bill of Lading number.

D. Required Information for Bill of Lading,

1. Shipper Name and Shipment Origin Address
2. USDA Contractor Name, if different than shipper
3. WBSCM Purchase Order Number and Item Number.
4. Sales Order (SO) Number and SO Item Number or Purchase Requisition (PR) and PR Item number.
5. Consignee: WBSCM Purchase Order Item's Goods Recipient Name
C/o WBSCM Purchase Order Item's Ship-to Name and Address
6. Number and Type of Units, Net Weight, and Material Description
7. Statement: "For USDA FOOD DISTRIBUTION PROGRAMS"
8. Manufacturer's Lot Code/Lot Identification Number
9. Serial Number of Barrier-Type Seals Applied
10. Carrier's Signature and Date
11. Recipient's Signature and Date
12. Date of Shipment

Note: When multiple WBSCM Purchase Order Items are shipped in one conveyance, show the applicable information for each WBSCM Purchase Order (PO) to include the WBSCM PO number, PO Item number and the applicable Sales Order (SO) and SO Item or Purchase Requisition (PR) Item and PR Item number. Also, load and brace the conveyance for accurate and economical unloading, e.g. load and brace truck trailers in reverse order of delivery.

TRUCK UNLOAD APPOINTMENT – At least 72-hours in advance of delivery, contact a responsible representative at the applicable WBSCM Purchase Order Item's Ship-to-Address for an unload appointment. Reference the WBSCM Purchase Order (PO) Number, PO Item Number, and the applicable Sales Order (SO) Number and SO Item Number or Purchase Requisition (PR) and PR Item Number For which the appointment is being scheduled.

E. Shipment and Delivery

(a) For Domestic Programs:

(ii) For purchase orders issued under the WBSCM system:

a. The receiving warehouse, "Ship To" party shown on WBSCM

Purchase order, shall be called at least 24 hours in advance to schedule an unloading appointment. This is not required for rail shipments.

b. The contractor shall submit Advance Shipping Notifications (ASNs) for each conveyance (railcar, truck, or ocean containers) shipped under the purchase order. ASN's must be created in WBSCM (through data entry or upload). Contractors shall notify the contracting officer in advance if the delivery will not be completed by the last day of the delivery period for the Specific item under the contract.

All deliveries to Puerto Rico must cite on the Bill of Lading and Ocean Transportation manifest the applicable Recipient Agency Tax Identification Number (TIN) and Merchant Registration Number. Successful awardee will be responsible for contacting the contracting officer's representative to obtain the appropriate tax identification number.

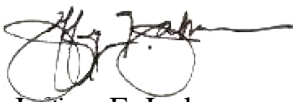
(b) Liquidated Damages per MSCP.

11. FAR and Agriculture Acquisition Regulation (AGAR) Provisions and Clauses:

In the event of a conflict between WBSCM and Federal Acquisition Regulation (FAR) terminology, FAR terminology shall take precedence.

- A. This solicitation shall be subject to the terms and conditions of KCCO's Master Solicitation for Commodity Procurements (MSCP) in effect as of the date of this solicitation. See attached MSCP. The FAR and AGAR provisions and clauses applicable to this solicitation are contained in the MSCP and this solicitation.
- B. // Applicable if checked. FAR Clause 52.232-18, Availability of Funds (Apr 1984). Funds are not presently available for this contract. The Government obligation under this contract is contingent upon the availability of appropriated funds from which payment for contract purposes can be made. No legal liability on the part of the Government for any payment may arise until funds are made available to the contracting officer for this contract and until the contractor receives notice of such availability, to be confirmed in writing by the contracting officer.

Contracting Officer



Jeffrey F. Jackson

May 5, 2017

