

Mac & Cheese 2000005458

Acquisition Method: Sealed Bids (Invitation for Bid)
Description: 12-3J14-18-B-0351
Issued date: June 28, 2018, 1400 Central Time
Offers due: July 10, 2018, 0900 Central Time
Award Notification: July 12, 2018, 1300 Central Time Public
Release of Award: July 13, 2018, 1500 Central Time

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“Due to the recent changes in SAM.gov policy regarding the appointment of an authorized Entity Administrator, USDA/AMS may allow bidders to be considered for award pending SAM.gov processing of the notarized letter. This exception is considered for new/expired SAM registrations impacted by notarized letter processing delays only. In order to be considered for an exception, the vendor must have submitted the required notarized letter to SAM.gov (per the directions provided in the link below) and must submit a copy of the notarized letter to the cognizant contracting officer via email at or before the bid due date. If an offeror’s SAM.gov registration is not expired, this section is not applicable.

https://www.fsd.gov/fsd-gov/answer.do?sysparm\_kbid=d2e67885db0d5f00b3257d321f96194b&sysparm\_search=kb0013183

Note that all other terms associated with requirements of Sam.gov registration, including those that impact payment, remain in full force and affect. See MSCP dated April 12 2017, clause 52.212-1(k)

(k) System for Award Management. Unless exempted by an addendum to this solicitation, by submission of an offer, the offeror acknowledges the requirement that a prospective awardee shall be registered in the SAM database prior to award, during performance and through final payment of any contract resulting from this solicitation.”

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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 Number, Item Number and when provided, the Sales Order Number and item Number that a particular appointment is being made for.

\*\*Vendors may provide material item in the following pack sizes: 48/7.25 oz or 24/7.25 oz\*\*

1. Solicitation Information Contact:

Name: Clyde King
Telephone Number: 816-926-2610
E-mail: clyde.king@ams.usda.gov

2. Internet Address: http://www.ams.usda.gov/selling-food

3. This Acquisition is:

- /X/ Unrestricted
/X/ Set-Aside for:
/X/ 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 and on the AMS –CPS qualified bidder list (1,068,799 LBS)
/ / 8(a) Program noncompetitive letter RFP only and on the AMS –CPS qualified bidder list
/ / Service-Disabled Veteran-Owned Small Business SDVOSB and on the AMS –CPS qualified bidder list
Noncompetitive, letter RFP only

#### NOTICE OF PARTIAL 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.

#### 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.

#### NOTICE OF SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS ACQUISITION

If specified in the solicitation, the Government may reserve up to three (3) percent of the solicitation quantity for Service-Disabled Veteran-Owned (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 non-manufacturer, it shall meet the definition and requirements outlined in FAR Part 19.

**4. NAICS Codes/Size Standards:** See Master Solicitation for Commodity Procurements (MSCP) at: See attached Clauses and Provisions.

#### **5. Delivery Type: F.O.B. Origin**

#### **6. Submission of offers:**

A. Offers/quotes must be submitted electronically via the Web Based Supply Chain Management (WBSCM). Submission of offers by any other means will result in the offer being deemed as nonresponsive. Bids for less than item quantity requested will not be accepted. WBSCM is available online at: <https://portal.wbscm.usda.gov>

#### **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: [WBSCMhelp@ams.usda.gov](mailto:WBSCMhelp@ams.usda.gov)

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

**B.** Only one bid price may be submitted for an item number.

**C. 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](http://www.sam.gov).

**7. Submit Invoices to:** The contractor shall use the invoicing function in WBSCM. More information can be found in the MSCP.

**8. Shipment/Delivery Schedule:**

October 1, 2018 – December 31, 2018

See Schedule of Supplies for period of performance. A WBSCM Purchase Order will be available at least seven calendar days prior to the first day of each period of performance scheduled in the contract. Contractor shall comply with the instructions in the Purchase Order. If a WBSCM Purchase Order is available less than seven 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.

**9. 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. Contractor Past Performance evaluation is applicable for contracts exceeding the simplified acquisition threshold of \$150,000.

**10. 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 the 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.

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.

**11. Bid Invitation Item details:**

Bid invitation item details, attachments, and attributes are available at:

<https://portal.wbscm.usda.gov/>

Jeff Jackson  
Contracting Officer