

**Mac & Cheese 200008334**

Acquisition Method: Sealed Bids (Invitation for Bid)  
Description: 12-3J14-22-B-0185  
Issued date: January 27, 2022  
Offers due: February 8, 2022, 1300 Central Time  
Award Notification: February 11, 2022, 1500 Central Time  
Public Release of Award: February 11, 2022, 1500 Central Time

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**9 (C) USDA may conduct one Quality Assurance visit during the contract period. The cost of the inspection will be incurred by the vendor.**

**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.

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**1. Solicitation Information Contact:**

Name: Clyde King  
Telephone Number: 816-926-2610  
E-mail: [clyde.king@usda.gov](mailto:clyde.king@usda.gov)

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

**3. This Acquisition is:**

- /X/ Unrestricted
- // Set-Aside for:
  - // 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** (-0- 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:**

April 1, 2022 – June 30, 2022

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.

C. USDA may conduct one Quality Assurance visit during the contract period. The cost of the inspection will be incurred by the vendor.

## **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/>

Jeffrey F. Jackson  
Contracting Officer