

United States Department of Agriculture
1400 Independence Avenue,
S.W. - Room 3522
1400 Independence Avenue, S.W.
Room 3522-S, STOP 0239
Washington, DC 20036

Information

Description: 12-3J14-23-B-0506
Bid invitation number: 2000009468
Purchasing Group: AMS-Domestic

SOLICITATION

Domestic Commodity Invitation

Bid invitation Overview

Bid Timezone: Central Time
Start Date: 07/07/2023 13:00:00
Offer Due Date : 07/17/2023 13:00:00

Opening date: 07/17/2023 13:00:00

Invitation Type : Definite Delivery

Additional requested information:

Tendering text - Header :

PASTA PRODUCTS AND CHICKEN CUT UP FRZ FOB ORIGIN- SOLICITATION NO: 2000009468,
12-3J14-23-B-0506

The U.S. Department of Agriculture (USDA) invites offers to sell Pasta Products and Chicken Cut Up Frz pursuant to the AMS Master Solicitation for use in the National School Lunch Program and other Federal Food and Nutrition Assistance Programs. Bids are due by 1pm CT on July 17, 2023. Acceptances will be announced by 5pm CT on July 24, 2023. Deliveries are to be made between August 1, 2023, through December 31, 2023.

* ATTENTION* Commodity Procurement Program will be responsible for booking freight from contractor shipping point to its final destination. Offer prices should not reflect transportation to the final destination as listed on the solicitation. Offeror is still responsible in including inspection costs into their bid price. * ATTENTION*

The contracting officer for this solicitation is David Jackson, DavidC.Jackson@usda.gov. The contract specialist is Laura C. Krupka, Laura.Krupka@usda.gov . Do not discuss your bid prices with the specialist or contracting officer before award.

Please note: 52.247-34 F.o.b. Destination (Nov 1991) will not be followed in this solicitation. Instead, 52.247-30 F.o.b. Origin, Contractor's Facility will be followed. Offerors can view the full text here: <https://www.acquisition.gov/far/52.247-30>:

The term "f.o.b. origin, contractor's facility," as used in this clause, means free of expense to the Government delivered on board the indicated type of conveyance of the carrier (or of the Government, if specified) at the designated facility, on the named street or highway, in the city, county, and State from which the shipment will be made.

The Contractor shall- Pack and mark the shipment to comply with contract specifications; or In the absence of specifications, prepare the shipment in conformance with carrier requirements to protect the goods and to ensure assessment of the lowest applicable transportation charge; Order specified carrier equipment when requested by the Government; or If not specified, order appropriate carrier equipment not in excess of capacity to accommodate shipment; Deliver the shipment in good order and condition to the carrier, and load, stow, trim, block, and/or brace carload or truckload shipment (when loaded by the Contractor) on or in the carrier's conveyance as required by carrier rules and regulations; Be responsible for any loss of and/or damage to the goods- Occurring before delivery to the carrier; Resulting from improper packing and marking; or Resulting from improper loading, stowing, trimming, blocking, and/or bracing of the shipment, if loaded by the Contractor on or in the carrier's conveyance.

Complete the Government bill of lading supplied by the ordering agency or, when a government bill of lading is not supplied, prepare a commercial bill of lading or other transportation receipt. The bill of lading shall show: A description of the shipment in terms of the governing freight classification or tariff

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(or Government rate tender) under which lowest freight rates are applicable; The seals affixed to the conveyance with their serial numbers or other identification; Lengths and capacities of cars or trucks ordered and furnished; Other pertinent information required to effect prompt delivery to the consignee, including name, delivery address, postal address and ZIP code of consignee, routing, etc.

Special instructions or annotations requested by the ordering agency for bills of lading, e.g., "This shipment is the property of, and the freight charges paid to the carrier(s) will be reimbursed by, the Government"; and The signature of the carrier's agent and the date the shipment is received by the carrier; and Distribute the copies of the bill of lading, or other transportation receipts, as directed by the ordering agency.

Pasta Products:

The Acquisition for Pasta Products has a Set-Aside of up to 30% Small Business. 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. The Contracting Officer reserves the right to utilize Federal Acquisition Regulation Part 19.507 Automatic dissolution of a small business set-aside.

Packaging for all pasta is to be in CARTONS/BOXES. No plastic packaging is allowed for primary or secondary packaging.

Any small business concern proposing to furnish a product that it did not itself manufacture must furnish the product of a small business and, by the offer due date/local time, submit the corresponding supplier agreement to, Attention: Contracting Officer. 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, be on the product manufacturer's company letterhead, and be signed by both parties.

A prospective contractor will be required to provide written evidence of a proposed subcontractor's responsibility including Plant Sanitation and Food Defense surveys. The Contracting Officer will directly determine a prospective subcontractor's responsibility, per FAR 9.104-4.

CHICKEN CUT UP FRZ:

This solicitation includes the following provisions and requirements for purchases under Federal Purchase Program Specification (FPPS) for Frozen Chicken Parts, February 2021 and amends as follows:

CHICKEN CUT UP FRZ (111361) Frozen U.S. Grade A ready-to-cook broiler/fryer chickens, without neck and giblets, the WOG range for Individual chickens shall weigh 2.5 to 4.0 pounds per carcass.

The commodity shall be packaged in four (4) 10 lbs. immediate containers (packages) in a 40-pound (net weight) shipping container.

800 Final Examination of Packaged and Packed Commodity Contractors may choose to perform contractor check loading in lieu of grader check loading. The AMS grader will still be present during production for certification compliance but is not required to be present during check loading. A USDA Poultry Products Grading Certificate would not be issued or required to accompany the load. If contractor check loading is chosen, the contractor shall be responsible for conducting the FPPS

SOLICITATION
Domestic Commodity Invitation

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requirements under Section 850 Loading and Shipping Frozen Commodity including records to assure contract compliance.

861 Requirements # Inspection for final contract compliance shall be made by the Contractor, in accordance with 7 CFR § 70, FSIS regulations, and this FPPS. The quality, quantity, weight, packaging and packing of the commodity shall be evidenced by a Certificate of Conformance that verifies the designated commodity to be shipped meets all the requirements as stated in this FPPS, MSCP-D and Solicitation. Inspection records shall be complete and made available to USDA, as requested, to assure contract compliance. Contractor check loading activity is subject to review by USDA, per QAD policy, at the cost of the contractor.

862.1 Contractor Check loading - the contractor shall perform check loading examinations as described in the FPPS at the time of shipment and issue a Certificate of Conformance which can be found in the MSCP-D. Contractor is also required to provide an acceptance document to accompany each shipment. Further details are found in the AMS MSCP-D, Section 4A52.247-82 for Bill of Lading Notations.

1011.1 Each shipping container shall be identified with a USDA Contract Compliance stamp with the applicable production date. AMS Grader or other authorized personnel under the supervision of the AMS Grader shall stamp one end of each shipping container online. If there is inadequate space available on either end of the shipping container, the stamp may be applied to a side of the container.

1012 A copy of the Contractor' s Certificate of Conformance and Bill of Lading or the original USDA Poultry Products Grading Certificate issued at time of check loading shall accompany each shipment.

ALL:

Per FDA regulations, the following minimum mandatory labeling requirements for all foods, whether sold or donated, must appear on the label: Name of the food, Manufacturer's name and location, Net weight of the product, Ingredients list, and Allergen declaration. These requirements are codified in 21 CFR 101.2, 101.3, 101.4 and 101.5. See the following link for a guidance manual:

<http://www.fda.gov/Food/GuidanceRegulation/GuidanceDocumentsRegulatoryInformation/LabelingNutrition/ucm064894.htm>

For a new-to-USDA contractor and existing contractors who are bidding on new products, a probationary period may be implemented in which awards are limited to 10 truckloads per product. Contractor must demonstrate successful delivery of at least five (5) truckloads of product to be removed from probationary status on future solicitations. For the purposes of this rule, successful delivery is defined as product delivered on-time and in acceptable condition according to the terms and conditions of the contract. Any delivery problems directly attributable to the Government will not be held against the contractor.

This Solicitation may show multiple stops on some line items; however, the number of stops will be limited to a maximum of three. To determine the number of destinations, review the "Tendering Text" for the lot, which will indicate the City and State for each stop. Bidders may submit different prices for each stop. However, a price is required on all line items within the lot.

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Destination quantities listed are estimates and subject to adjustment based on offerings, changes in recipient needs, market conditions, and program operations.

Offers must be submitted electronically via the Web-Based Supply Chain Management System (WBSCM). Offers submitted by any means other than WBSCM will be deemed nonresponsive. Offerors must be active in WBSCM and have the required bidder roles to submit offers under this solicitation. Once connected, follow the online procedures. A "HELP" button provides detailed instructions or call 877-927-2648 for assistance.

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Certification Questions :

Please note answering Bid Certification Questions in WBSCM is a required component of the offer.

See attached documents:

- 1 . Pasta CRD
- 2 . Master Solicitation
- 3 . Bid Certification Questionare
- 4 . Frozen Chicken Parts Specifications
- 5 . FPPS Consumer Pack Chicken
- 6 . USDA Meat Fish Purchase Program
- 7 . Supplement for Chicken Products

Attributes :

1. SYSTEM FOR AWARD MANAGEMENT (SAM).
 - 1a. System for Award Management (SAM)-changes to this solicitation
2. Amendment to Solicitation
3. All USDA contact with the offeror that have a Not-Later-Than date prior to the solicitation opening:
 - Permitted values:
 - HAVE BEEN DELIVERED
 - HAVE NOT BEEN DELIVERED
 - NO PREVIOUS CONTRACTS
4. Brand name and pack size
5. Plant locations for all items have been verified pursuant to the Place of Performance-Sealed Bidding?
6. Suppler Agreeemtns:
 - Permitted values:
 - YES
 - NO
 - N/A
- 6a. Supplier Agreement-Capability Requirements
7. Commodity Specifications
8. Offeror Contact Information
 - 8a. Emergency Point of Contact
9. GS1 Global Data Synchronization Network (GDSN)

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10. Food Safety Moderization Act

Bid invitation Item details

| Item | Material | Description | Required by | ZipCode | Quantity |
|--|----------|---|-----------------------|---------|------------------|
| 10 PASTA, MACARONI | | | | | |
| 20 PASTA MACARONI PLAIN ELBOW BOX-20/1 LB | | | | | |
| 30 OFFSHORE: CAGUAS PR | | | | | |
| 40 | 110511 | PASTA MACARONI PLAIN ELBOW BOX-20/1 LB | 11/01/2023-11/15/2023 | 00725 | LB 35,520.000 |
| Total Quantity for PASTA MACARONI PLAIN ELBOW BOX-20/1 LB | | | | | LB 35,520.000 |
| 50 WHOLE GRAIN BLEND ROTINI MAC CTN-20 LB | | | | | |
| 60 LOT: 596100089 CHARLOTTE AMA VI / CHR.. | | | | | |
| Tendering text - Item : LOT: 596100089 CHARLOTTE AMA VI / CHRIS ST. CROIX VI / | | | | | |
| 70 | 110504 | WHOLE GRAIN BLEND ROTINI MAC CTN-20 LB | 08/16/2023-08/31/2023 | 00802 | LB 14,000.000 |
| 80 | 110504 | WHOLE GRAIN BLEND ROTINI MAC CTN-20 LB | 08/16/2023-08/31/2023 | 00820 | LB 14,000.000 |
| Total Quantity for WHOLE GRAIN BLEND ROTINI MAC CTN-20 LB | | | | | LB 28,000.000 |
| 90 PASTA, OTHER | | | | | |
| 100 PASTA SPAGHETTI BOX-20/1 LB | | | | | |
| 110 OFFSHORE: CAGUAS PR | | | | | |
| 120 | 110450 | PASTA SPAGHETTI BOX-20/1 LB | 12/01/2023-12/15/2023 | 00725 | LB 36,800.000 |
| 130 OFFSHORE: VEGA BAJA PR | | | | | |
| 140 | 110450 | PASTA SPAGHETTI BOX-20/1 LB | 10/16/2023-10/30/2023 | 00693 | LB 36,800.000 |
| Total Quantity for PASTA SPAGHETTI BOX-20/1 LB | | | | | LB 73,600.000 |
| 150 CHICKEN, FROZEN | | | | | |
| 160 CHICKEN CUT UP FRZ CTN-40 LB | | | | | |
| 170 LOT: 23690502 CHARLOTTE AMA VI / CHRI.. | | | | | |
| Tendering text - Item : LOT: 23690502 CHARLOTTE AMA VI / CHRIS ST. CROIX VI / | | | | | |

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| Item | Material | Description | Required by | ZipCode | Quantity | |
|---|----------|------------------------------|-----------------------|---------|-------------|----|
| 180 | 111361 | CHICKEN CUT UP FRZ CTN-40 LB | 08/16/2023-08/31/2023 | 00802 | 19,000.000 | LB |
| 190 | 111361 | CHICKEN CUT UP FRZ CTN-40 LB | 08/16/2023-08/31/2023 | 00820 | 19,000.000 | LB |
| Total Quantity for CHICKEN CUT UP FRZ CTN-40 LB | | | | | 38,000.000 | LB |
| Total Quantity for Invitation | | | | | 175,120.000 | LB |



David C. Jackson
 Commodity Procurement Staff
 Contracting Officer
 United States Department of Agriculture