

Mac & Cheese 2000004704

Acquisition Method: Sealed Bids (Invitation for Bid)
Description: 12-3J14-S-0242
Issued date: April 28 2017, 1300 Central Time
Offers due: M a y 1 , 2017, 0900 Central Time
Award Notification: May 1, 2017, 1300 Central Time Public
Release of Award: M a y 2 , 2017, 1500 Central Time

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.

1. Solicitation Information Contact:

Name: David C. Jackson
Telephone Number: 816-823-1142
E-mail: davidc.jackson@ams.usda.gov

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

3. This Acquisition is:

// 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 (61,074.00).

// 8(a) Program noncompetitive letter RFP only

// Service-Disabled Veteran-Owned Small Business SDVOSB a n d
Noncompetitive, letter RFP only

Offers will be evaluated in the following order of precedence: 1. Bids. 2. Proposals.

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 nonmanufacturer, 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. **The Supplier Letter Agreement must be signed by both parties.**

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 nonmanufacturer, 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

-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.

D. Kosher Requirement

The kosher only commodity requirements have changed.

“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.

7. Submit Invoices to: The contractor shall use the invoicing function in WBSCM. More information can be found in the Master Solicitation for Commodity Procurements (MSCP).

8. Supplier Agreement Requirement.

If the offer is for product the offeror will not itself manufacture, offeror shall, by the offer due date/local 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 responsibility of the subcontractor. The Contracting Officer may directly determine a prospective responsibility of the subcontractor.

9. Shipment/Delivery Schedule: June 1, 2017 thru September 30, 2017

10. 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 WBSCM 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.

11. Shipment/Delivery Schedule:

July 1, 2017 – September 30, 2017

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 attached 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/>

Jeffrey F. Jackson

A handwritten signature in black ink, appearing to read 'Jeffrey F. Jackson', written over a circular stamp or seal.

Contracting Officer

April 28, 2017