

PROCESSED CEREALS

Acquisition Method: Invitation for Bid
Description: 12-3J14-17-S-0257
Number: 2000004723
Issued date: May 5, 2017, 11:00 Central time
Offers due: May 11, 2017, 0900 Central time
Award Notification: May 13, 2017, 1500 Central time
Public Release of Award: May 15, 2017, 1300 Central time

1. Solicitation Information Contact:

Monday through Friday, except Federal Holidays, 8:00 a.m. to 4:00 p.m. CST.

United States Department of Agriculture (USDA)
Agricultural Marketing Service (AMS)
Commodity Procurement Staff – Kansas City (CPS-KC)
Contracting Branch
Mail Stop 8718
PO Box 419205
Kansas City, MO 64141-6205

Mara Whitaker, Contracting Officer's Representative
Telephone: 816 926 6063
Email: mara.whitaker@ams.usda.gov

Alternate Contacts:
Jeffrey F. Jackson, Senior Contracting Officer
Telephone: 816 926 2530
Email: jeffrey.jackson@ams.usda.gov

2. AMS Commodity Procurement Internet Address:

<https://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.

// 8(a) Program (-0- pounds) noncompetitive letter RFP only

// Service-Disabled Veteran-Owned Small Business SDVOSB (-0- pounds) noncompetitive.

Offers will be evaluated in the following order of precedence:

1. Bids.

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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.

NOTICE OF 8(a) ACQUISITION

If specified in the solicitation, the Government may reserve up to five (5) 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.

HUBZONE PROGRAM

The Government will award contracts to eligible HUBZone bidders as provided in Master Solicitation for Commodity Procurements (MSCP) at <https://www.ams.usda.gov/sites/default/files/media/MSCP.pdf> waive the preference, it shall so indicate in its bid.

NOTICE OF SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS ACQUISITION

Service-Disabled Veteran-owned Small Business (SDVOSB) 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 SDVOSB concerns as specified in FAR Clause **52.219.27** (Nov 2011). In the event the Government is unsuccessful in contracting with an eligible SDVOSB concern for the reserve quantity, the Government may award the quantities to other than SDVOSB concerns. If the SDVOSB 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

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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.

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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 WSBCM 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 submit invoices and attachments in the Web-Based Supply Chain Management (WBSCM) system.

All invoice documents shall reference the WBSCM Purchase Order (PO) Number and PO Item Number, the Sales Order (SO) Number and SO Item Number or Purchase Requisition (PR) and PR Item number.

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A separate invoice should be submitted for each item number.

The System for Award Management at the website www.SAM.gov is used for payment purposes. The contractor is responsible for controlling the accuracy of its business information.

The inspection results entered into WBSCM must match the Lab Analysis report details.

8. 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 (7) calendar days prior to the first day of each period of performance scheduled in the contract. The 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 was not available. The 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 in the Master Solicitation for Commodity Procurements (MSCP).

B. Contractor Past Performance Evaluation 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 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.

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Jeffrey F. Jackson

A handwritten signature in black ink, appearing to read "Jeffrey F. Jackson", with a long horizontal flourish extending to the right.

Senior Contracting Officer

May 5, 2017