

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-0126-0001**
Bid invitation number: **2000008978**
Purchasing Group: **AMS-Fruit and Veg**

SOLICITATION

Domestic Commodity Invitation

Bid invitation Overview

Bid Timezone: Central Time
Start Date: 12/20/2022 09:00:00
Offer Due Date : 12/29/2022 13:00:00

Opening date: 12/29/2022 13:00:00

Invitation Type : Definite Delivery

Additional requested information:

Tendering text - Header :

Bulk Apples for Further Processing, SOLICITATION NO: 2000008978

The U.S. Department of Agriculture (USDA) invites offers to sell bulk apples for further processing pursuant to the AMS Master Solicitation for use in the National School Lunch Program and other Federal Food and Nutrition Assistance Programs. Acceptances will be announced by January 12, 2023. Deliveries are to be made between April 1, 2023 to April 15, 2023.

The specialist for this purchase is Nick Wiber at nick.wiber@usda.gov. The contracting officer for this purchase is Kyla Stoufer at Kyla.Stoufer@usda.gov. Please contact the specialist first.

Small Business Set Asides for NAICS code 311991 with a size standard of 500 employees or less are as follows:

(110149)- APPLE FOR FURTHER PROCESSING-BULK-100% Small Business Set Aside

Requirements for Ludington, MI are as follows:

- a) Varieties - Empire, Jonagold, Rome#s (Non-Law, Non-Bleeding), Ida Red, Golden Delicious, Gala, and Jonathan.
- b) Sizing - Minimum size = 2.5 inches, no more than 10% undersize for Golden Delicious, Gala and Jonathon. 80% between 2.5 inches and 3.5 inches for Jonagold#s, Rome#s, and Ida Reds.
- c) Total Defects - 8%.
- d) Maturity/Condition - Representative samples for each lot will be collected and pressure tested at destination. Pressure per fruit will be no less than 12 pounds with a minimum average of 13 pounds in each sample.
- e) Packaging - Standard (36# maximum height) industry bins in clean wood or plastic. Plastic bin liners cannot be used. Plywood bins will not be accepted. Acceptable bins will be available for return pickup within 180 days of delivery to destination.

Summary of Required Attachments:

Completed GAP and GHP Audit Verification document (blank copy attached).
Supplier letter(s) (template attached).
Signed SF-30 for amendment(s), if applicable.

Please note: Offerors should NOT submit audit certificates, audit verification checklists, or any

SOLICITATION
Domestic Commodity Invitation

Information

Description: **12-3J14-23-B-0126-0001**
 Bid invitation number: **2000008978**

documents that are not required.

All Inspections must be performed by Federal or Federal/State Inspectors. Inspections for deliveries to the destination - Stockton, CA, must be performed only at destination, but inspections for other delivery sites may be performed at destination or in route at any location within a 24-hour delivery window to the final destination.

This purchase must meet all relevant requirements such as packing, packaging, labeling, and inspection, requirements found in Commodity Specification for Bulk Products for Further Processing dated June 2022.

For this purchase, the Bulk Apples for Further Processing delivered to the below locations must meet all relevant requirements of the Commodity Specification for Bulk Products for Further Processing June 2022, with the following revisions for that destination shown below:

Every bidder must include a letter of support with their bid from all current and approved supplier(s). The templates for the letter of support are attached to the solicitation with the required elements. Each letter of support is only good for one solicitation. A new letter of support will be required for every solicitation, from every supplier. The supplier must include the quantity in cases they are committing to the bidder. USDA will not award a quantity that exceeds the sum of all supplier#s committed quantities to a particular bidder.

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 in order 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.

Vendors or subcontractors who are supplying fresh fruit crops to the United States Department of Agriculture (USDA) must ensure that each of their suppliers/subcontractors who grow, harvest, pack, hold, and handle product have approved and current food safety verification audits PRIOR to the bid opening date of this solicitation. Good Agricultural Practices (GAP) and Good Handling Practices (GHP) scopes which are necessary to meet the minimum requirement to be deemed responsive are as follows:

GAP - Farm Review AND Field Harvesting & Field Packing Activities
 GHP - House Packing Facility AND Storage & Transportation

All these requirements shall be met PRIOR to the bid opening date.

Brokers are exempt from the USDA GAP/GHP requirements themselves, HOWEVER suppliers/subcontractors performing under the contract shall have the applicable USDA GAP/GHP certification(s).

SOLICITATION
Domestic Commodity Invitation**Information**

Description: **12-3J14-23-B-0126-0001**
Bid invitation number: **200008978**

Verification audits shall be performed by the USDA, AMS, SCP-SCID representatives only.

In order to be found responsive the contractor and/or its subcontractors/suppliers must be in compliance with USDA GAP/GHP certification. Offerors must include in their bid the GAP and GHP Audit Verification attachment, which is found in the attachments section of this solicitation. Offerors who do not complete this form in its entirety, do not include the form as an attachment to their bid, or are missing the required USDA GAP/GHP scopes listed above shall be deemed nonresponsive.

All audits are valid for one year after the date the audit was conducted. More information on USDA GAP/GHP audits can be found here: <https://www.ams.usda.gov/services/auditing/gap-ghp> or by reaching out to scaudits@usda.gov

Awardees may ship and supply from any location found here:
<https://apps.ams.usda.gov/GAPGHP/reportG01.aspx>

If USDA/AMS finds that suppliers used by the contractor are not in compliance with AMS GAP/GHP certification requirements after the product is delivered, the following courses of action will apply:

1. A cure notice shall be issued informing the contractor of their failure to comply with the required elements of this solicitation. The USDA will then deduct a 50% discount from the invoice for all noncompliant deliveries shipped or invoiced prior to the date listed on the cure notice.
2. If the contractor ships noncompliant product after the date of the cure notice:
 - a. USDA/AMS will deduct a 50% discount from the invoice for all noncompliant deliveries;
 - b. The contract will be terminated for cause; and
 - c. The contractor will be suspended from participating in all future USDA/AMS fresh fruit and vegetable solicitations for a period of one year from the date of contract termination.

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.

For offshore destinations (Puerto Rico, Hawaii, etc.), offerors have the option to choose to enter their bids direct to the offshore destination or to the port.

Purchases will be made on an f.o.b. destination basis to cities on this solicitation. Destination quantities listed are estimates and subject to adjustment based on offerings, changes in recipient needs, market conditions, and program operations.

All prime vendors are reminded that they are prohibited from subcontracting with companies or individuals that have been suspended or debarred.

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 in order to submit offers under this solicitation. Once connected, follow the online procedures. A "HELP" button provides detailed

SOLICITATION
Domestic Commodity Invitation

Information

Description: **12-3J14-23-B-0126-0001**
 Bid invitation number: **2000008978**

instructions or call (202) 720-4517 for assistance.

Offerors are cautioned to bid only quantities they can reasonably expect to produce and deliver. Inquiries about the Master Solicitation dated March 2022; The Commodity Specification for Fresh Fruit; or this solicitation should be directed to the Contracting Officer; USDA, AMS, Room 3522-South; 1400 Independence Avenue, S.W.; Washington, D.C. 20250-0239. Telephone: (202) 720-4517. FAX: (202) 720-2782.

The USDA prohibits discrimination against its customers, employees, and applicants for employment on the bases of race, color, national origin, age, disability, sex, gender identity, religion, reprisal, and where applicable, political beliefs, marital status, familial or parental status, sexual orientation, or all or part of an individual's income is derived from any public assistance program, or protected genetic information in employment or in any program or activity conducted or funded by the Department. (Not all prohibited bases will apply to all programs and/or employment activities.) To file a complaint of discrimination, write: USDA, Office of the Assistant Secretary for Civil Rights, Office of Adjudication, 1400 Independence Ave., SW, Washington, DC 20250-9410 or call (866) 632-9992 (Toll-free Customer Service), (800) 877-8339 (Local or Federal relay), or (866) 377-8642 (Relay voice users)

See attached documents:

- 1 . Commodity Specification for Bulk Apples # June 2022
- 2 . Master Solicitation March 1, 2022
- 3 . USDA GAP AND GHP
- 4 . Templates for Supplier Agreement Letter

Attributes :

OFFEROR CERTIFIES THAT THE OFFER IS MADE SUBJECT TO THE MASTER SOLICITATION; COMMODITY SUPPLEMENT AND/OR SPECIFICATION(S); THIS SOLICITATION; THE AGRICULTURE ACQUISITION REGULATIONS (AGAR) AND THE FEDERAL ACQUISITION REGULATIONS (FAR).

Timely performance: Offeror and any subcontractor have completed required performance of any USDA contract prior to this bid opening.

- Permitted values:
- Have been delivered
 - Have not been delivered
 - Have not been delivered, but the Offeror has notified the Contracting Officer
 - There are no existing contracts/purchase orders

OFFEROR REQUESTS HUBZONE SMALL BUSINESS PRICE EVALUATION PREFERENCE. APPLIES ONLY TO FIRMS CERTIFIED IN THE SMALL BUSINESS ADMINISTRATION#S HUBZONE PROGRAM

SOLICITATION
Domestic Commodity Invitation

Information

Description: **12-3J14-23-B-0126-0001**
 Bid invitation number: **2000008978**

(FAR SUBPART 19.13).MUST BE THE MANUFACTURER/PRODUCER OF THE PRODUCT TO RECEIVE A PRICE PREFERENCE

Furnish name, title, phone number, fax number, and e-mail address of person submitting this bid (must be an officer of the company or a person authorized to execute contracts/purchase orders on behalf of the bidder).

IS THE OFFEROR AN ENTITY THAT HAS FILED ARTICLES OF INCORPORATION IN ONE OF THE FIFTY STATES, THE DISTRICT OF COLUMBIA, OR THE VARIOUS TERRITORIES OF THE UNITED STATES? YOU MUST ANSWER THE NEXT 3 QUESTIONS IF THE ANSWER FOR THIS QUESTION IS YES.

HAS THE OFFEROR BEEN CONVICTED OF A FELONY CRIMINAL VIOLATION UNDER FEDERAL OR STATE LAW IN THE 24 MONTHS PRECEDING THE DATE OF OFFER?

HAS THE OFFEROR HAD ANY OFFICER OR AGENT OF OFFEROR CONVICTED OF A FELONY CRIMINAL VIOLATION FOR ACTIONS TAKEN ON BEHALF OF OFFEROR UNDER FEDERAL OR STATE LAW IN THE 24 MONTHS PRECEDING THE DATE OF OFFER?

DOES THE OFFEROR HAVE ANY UNPAID FEDERAL TAX LIABILITY ASSESSED, WHICH ALL JUDICIAL AND ADMINISTRATIVE REMEDIES HAVE BEEN EXHAUSTED/LAPSED, THAT IS NOT BEING PAID IN A TIMELY MANNER PURSUANT TO AGREEMENT WITH THE AUTHORITY RESPONSIBLE FOR COLLECTING IT?

Offeror acknowledges receipt of the amendment(s) to the solicitation. Select N/A if no amendment was issued to the solicitation.

- Permitted values:
- Yes
 - No
 - N/A

Bid invitation Item details

Item	Material	Description	Required by	ZipCode	Quantity
10		FRUIT, FRESH			
20		APPLES FOR FURTHER PROCESSING # BULK			
30		LUDINGTON MI			
40	110149	APPLES FOR FURTHER PROCESSING # BULK	04/01/2023-04/15/2023	49431	118,800.000 LB
		Total Quantity for APPLES FOR FURTHER PROCESSING # BULK			118,800.000 LB
		Total Quantity for Invitation			118,800.000 LB

Amendment Details

Amendment : 12-3J14-23-B-0126-0001

Date : 12/20/2022

Action	Item	Material	Description	Type
--------	------	----------	-------------	------

SOLICITATION
Domestic Commodity Invitation

Information

Description: 12-3J14-23-B-0126-0001
Bid invitation number: 2000008978

Field	Old Value	New Value	UOM
-------	-----------	-----------	-----

See comments in the amendment header text for specific details.



Kyla Stoufer
Contracting Officer
Commodity Procurement Division