

United States Department of Agriculture
Farm Service Agency
Beacon Facility # Mailstop 8738
P.O. Box 419205
Kansas City, MO 64141-6205

Information

Description: **AG-INTP-S-11-0001-P0001**
Bid invitation number: **2000000044**
Purchasing Group: **FSA-Intl Packaged**

SOLICITATION

International Commodity Invitation

Bid invitation Overview

Bid Timezone: Central Time
Start Date: 04/14/2011 16:30:00
Offer Due Date : 04/26/2011 09:00:00

Opening date: 04/26/2011 09:00:00

Invitation Type : Definite Delivery

Additional requested information:

Amendment Text :

Amendment #1, dated 04/15/2011, for Bid Invitation number 2000000044 (AG-INTP-S-11-0001)

Section 6. Submission of Offers is amended to include the following additional information:

For WBSCM system questions or concerns, including information regarding logon IDs and passwords, contact the WBSCM Help Desk at (877) 927-2648 or WBSCMhelp@ams.usda.gov.

Bid Invitation Item Details for Item 160 - Material 100555 (Peas, Yellow, Split Bag-50 KG) is amended to include the following special requirements in the Tendering text:

13.5% moisture maximum. Crop year certificate required.

Robert Buxton
Contracting Officer, USDA

Tendering text :

Award Notification Date: April 27, 2011, 12:00 p.m.
Public Release of Award Date: April 27, 2011, 4:00 p.m.

1. Solicitation Information Contact:

Name: Robert Buxton
Telephone Number: 816-926-6774
Email: robert.buxton@kcc.usda.gov

2. Internet Address:

<http://www.fsa.usda.gov/FSA/webapp?area=home&subject=coop&topic=pas>

3. This Acquisition is:

/X/ Unrestricted
/X/ Set Aside
--- /X/ Small Business (See below)
--- /X/ 8(a) (See below)
--- /X/ SDVO (See below)

SMALL BUSINESS SET ASIDE:

Peas and Lentils - 3,280 MT

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Corn Soy Blend - 660 MT
 Cornmeal - 920 MT
 Milled Rice - 650 MT
 Dry Edible Beans - 540 MT

8(a) RESERVE:

Peas and Lentils - 240 MT
 Milled Rice - 160 MT

SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS SET ASIDE:

Milled Rice - 70 MT

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.). Farmer-owned cooperatives, qualified as large under applicable SBA rules, are also eligible for award of set-aside quantities as provided in 7 U.S.C. 2209f.

If a large farmer-owned cooperative is awarded quantities under a small business set-aside, it shall perform the contract or cause the contract to be performed in accordance with the obligations of a business concern eligible for the small business set-aside.

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, it may award the quantities to other than small business concerns.

Small businesses that wish to bid on both the set-aside and the non-set-aside quantities shall submit separate bids for each quantity using separate entity codes or shall limit their minimum quantity to the set-aside quantity. Failure to comply with this requirement may cause the entire bid to be considered non-responsive.

NOTICE OF 8(a) ACQUISITION:

If specified in the solicitation, the Government may reserve a portion of the requirements for 8(a) firms certified by the Small Business Administration in accordance with the Federal Acquisition Regulation (FAR), Part 19. Farmer-owned cooperatives are also eligible for award of set-aside quantities as provided in 7 U.S.C. 2209f. The Government may increase the reserve to adjust quantities to carlot increments in the event multiple awards to eligible 8(a) firms. The Government shall offer for award to each 8(a) firm the lesser of: 1) their quantity bid of each targeted commodity, or 2) their proportional share of each targeted commodity, if the total quantities bid by all eligible 8(a) firms exceeds the amount of each targeted commodity. In no event shall the Government offer for award an amount in excess of an eligible 8(a) firm's 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 reserve quantity, it may award the quantities to other than 8(a) firms.

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HUBZONE PRICE EVALUATION PREFERENCE:

The Government will award contracts to eligible HUBZone bidders as provided in Part 2, Section A.4(b) of the Master Solicitation for Commodity Procurements at:

http://www.fsa.usda.gov/FSA/Internet/FSA_File/Master_Solicitation.pdf

NOTICE OF SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS SET-ASIDE:

If specified in the solicitation, the Government may reserve a portion of the requirements for Service-Disabled Veteran-Owned firms certified by the Small Business Administration in accordance with the Federal Acquisition Regulation (FAR), Part 19. Farmer-owned cooperatives are also eligible for award of set-aside quantities as provided in 7 U.S.C. 2209f. The Government shall offer for award to each Service-Disabled Veteran-Owned firm the lesser of: 1) their quantity bid of each targeted commodity, or 2) their proportional share of each targeted commodity, if the total quantities bid by all eligible Service-Disabled Veteran-Owned firms exceeds the amount of each targeted commodity. In no event shall the Government offer for award an amount in excess of an eligible Service-Disabled Veteran-Owned firm's maximum quantity, if so established by the Government. If the Service-Disabled Veteran-Owned 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 Service-Disabled Veteran-Owned firm for the set-aside quantity, it may award the quantities to other than Service-Disabled Veteran-Owned firms.

JAVITS, WAGNER, O'DAY ACT (JWOD)(41USC46-48C):

60 MT of vegetable oil quantity (20% of the quantity shown under the Schedule of Supplies) is reserved for mandatory procurement from the Government's approved JWOD participating nonprofit agency(ies) in accordance with the JWOD Act and FAR Subpart 8.7. In the event the Government does not award the full quantity under the JWOD Act, the Government may award the balance under full and open competition.

4. NAICS Codes/Size Standards:

See Master Solicitation for Commodity Procurements at:

http://www.fsa.usda.gov/FSA/Internet/FSA_File/Master_Solicitation.pdf

5. Delivery Type:

- /X/ f.a.s. vessel
- /X/ Intermodal plant
- /X/ Intermodal bridge
- // Intermodal bridge-port point for the Great Lakes

The Government shall consider bids for commodities delivered only to those potential delivery locations listed in the documents titled Approved Ports/Terminals and KC-362 Standard Abbreviations found at:

<http://www.fsa.usda.gov/FSA/webapp?area=home&subject=coop&topic=pas-ex-ap>

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Note: For Food For Progress, McGovern-Dole Food For Education, and Section 416(b) procurements, "L" designation bid points shall not be considered.

6. Submission of Offers:

Bids, modifications, withdrawals of bids, and price adjustments shall be submitted using the Web Based Supply Chain Management (WBSCM) system. Submission of the above by any means other than WBSCM will be determined nonresponsive.

Bidders may submit bids for less than the quantities indicated. Bidders are encouraged to submit bids for as many shipping points as possible.

The WBSCM system can be accessed through the following website:

<http://www.fsa.usda.gov/FSA/webapp?area=home&subject=coop&topic=wbs>

7. Programs:

The commodities procured under this solicitation are for the following program(s):

// P.L. 480 Title II (Procured by FSA on behalf of CCC)
// P.L. 480 Title III (Procured by FSA on behalf of CCC)
// Bill Emerson Humanitarian Trust (Procured by FSA on behalf of CCC)
/X/ McGovern-Dole Food For Education
// Section 416(b) (Procured by FSA on behalf of CCC)

8. Invoicing:

For purchase orders (awards) issued through WBSCM, the contractor shall use the invoicing function in WBSCM.

9. Shipment/Delivery Schedule:

Shipping periods for all commodities, except PL6 and DEB6, are as follows:

Shipping periods for inland plants:

May 16 to May 31, 2011 and/or
June 1 to June 15, 2011

Shipping periods for plants located at port:

June 1 to June 15, 2011 and/or
June 16 to June 30, 2011

Shipping periods, for PL6 and DEB6 only, are as follows:

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Shipping period for inland plants:

May 17 to June 7, 2011

Shipping period for plants located at the port:

June 7 to June 29, 2011

For plants located as f.a.s. vessel delivery locations:

The shipping period(s) for plants located at port shall apply only to contracts that are processed and/or bagged within the same port to which delivery will be made. If the port has multiple berths and/or terminals, the vendor shall be liable for delivering the commodity to whichever berths and/or terminals have been designated by the steamship line within that port. If the commodity is processed and/or bagged at one port for delivery to a different port, the shipping period(s) for inland plants shall apply.

The Government shall issue shipping instructions (WBSCM "Purchase Orders") (PO) at least seven (7) calendar days prior to the first day of each period of performance scheduled in the contract. (See MSCP Part 3, Section A.8.) If shipping instructions are issued 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 PO is issued late. 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.

10. Other Requirements:

Commodity requirements are available at:

<http://www.fsa.usda.gov/FSA/webapp?area=home&subject=coop&topic=pas-ex-cr>.

For commodity requirement DEB6:

Please review Part 3, Section A, number 13, of the Master Solicitation , regarding the checkloading requirement.

For commodity requirement KCBG10:

The contractor shall arrange for each lot of grain covered by an official domestic weight and grade certificate to be identity preserved when placed f.a.s.

11. Contractor Past Performance:

The Government will prepare a past performance evaluation at the time the work under the contract is completed. Evaluation will rate performance areas such as, quality of product or service, cost control, timeliness of performance, business relations, and when applicable, performance against, and efforts to achieve the goals identified in the small business subcontracting plan. The evaluation will be entered into the Contractor Performance Assessment Reporting System (CPARS). Contractor will have an opportunity to comment on the Governments evaluation. Details on access and use of CPARS will be provided to the Contractor at a future date.

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The past performance evaluation may be used by the Government to support future award decisions.

12. FAR and Agriculture Acquisition Regulation (AGAR) Provisions and Clauses:

- A. This solicitation shall be subject to the terms and conditions of KCCO's Master Solicitation for Commodity Procurements (MSCP) in effect as of the date of this solicitation and can be found at:

http://www.fsa.usda.gov/FSA/Internet/FSA_File/Master_Solicitation.pdf

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's 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.

13. Unique Commodity Specifications Required for this Solicitation:

For Commodity Requirements Documents CM, CSB, CSM, SFCM, SFSG, WSB, and WSM using multiwall paper bags or high performance multiwall paper bags only--commodity contractors may either use preprinted bags or utilize an online ink-jet printer to print the contract number, manufacturer's lot code, month of manufacture (if required), and best-used-by date (if required). If ink-jet printing is used, the information shall be no smaller than one-half inch, printed near the top of either one or both sides of the bag, and shall not overlap any other bag markings. The ink-jet ink shall be Universe black (75) oblique.

For Commodity Requirements Document CSB13, Part 1, Section 1.2, Quality Assurance, Subsections A, B, and C and Section 1.3 are deleted and replaced with:

Section 1.2 Quality Assurance -

- A. This contract provides for Government quality assurance at source. The Government shall sample, inspect, and test the product offered in performance of the contract. The contractor shall be responsible for paying for the sampling and testing service. The contractor is advised to factor that cost into its offer price.

1. Sampling and testing will be performed by employees of the Department of Agriculture or contracted personnel under the direction or supervision of Government personnel. The results of Government testing shall be issued on an official Federal Grain Inspection Service (FGIS) Commodity Inspection Certificate. A FGIS Commodity Inspection Certificate is required for invoice payment pursuant to the Invoicing Requirements clause of the

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contract.

2. Contractors shall provide advance notification to the appropriate FGIS field office of the scheduled production for all lots provided under the contract. The advance notification shall be sent between two and seven workdays, inclusive, prior to the start of production.
3. Pursuant to contract clause 52.246-2, Inspection of Supplies Fixed Price, Subparagraph (e)(1), if the supplies are not ready for inspection at the time specified by the contractor, the contracting officer may charge the contractor the additional cost of inspection and/or test.
4. The Government will test the finished product for the following specifications: Vitamin A, Iron, Sieving, Moisture, Protein, Fat, Crude Fiber, consistency (Bostwick value uncooked) and consistency (Bostwick value cooked)
5. The Government will test the finished product for microbiological contaminants including: Salmonella, Staphylococcus, and E. coli.
6. The Government will test the finished product for the following mycotoxin: Aflatoxin
7. The Government will determine the average net weight of the filled containers in each production lot and the net weight of the total lot in accordance with established FGIS procedures for packaged commodities.
8. The Government will verify that the packaged commodity meets the U.S. Standards for the Condition of Food Containers.
9. Sampling will be conducted pursuant to the FGIS Processed Commodities Handbook and at the rates provided for dry corn and soybeans in Handbook Section 2.3, Table No. 2. See Subparagraph B below for lot size restriction.
10. FGIS will use the following test methods:

Vitamin A	GIPSA WI: Vita3r01 Determination of Vitamin A as Retinyl
Palmitate in Processed-Grain Commodities	
Iron	GIPSA WI: Determination of Iron in Cereal Grains and Seed Oils
by Flame AA	
Sieving	GIPSA Method
Moisture	AOAC 925.10
Protein	AOAC 992.23
Fat	AOCS Am 5-04
Crude Fiber	AOCS Ba 6a-05
Consistency (Bostwick value uncooked)	Part 1, Section 1.1.B of CRD CSB13
Consistency (Bostwick value cooked)	Part 1, Section 1.1.B of CRD CSB13
Microbiological contaminants	Standard Plate Count
Salmonella	Compendium of Methods for the Microbiological Examination of
Foods, 4th Edition 2001	
Staphylococcus	AOAC 2003.07
E. coli	AOAC 991.14

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Aflatoxin _____ AOAC 991.31

Note: Any AOAC or AOCS testing method shall be as prescribed in the latest edition of the AOAC's Official Methods of Analysis and AOCS's Official Methods and Recommended Practices, respectively, in effect at the time of testing. The GIPSA Work Instructions for Vitamin A, Iron and Sieving are accessible at the following URL:

<http://www.gipsa.usda.gov/GIPSA/webapp?area=home&subject=grpi&topic=iws-gqt>.

11. Quality discounts as provided in Subsection 1.4 shall be applicable and assessed based on the results of the Governments testing. The Governments test results, subject to FGIS re-test and appeal process at 7 CFR 868, shall be final.

12. Any re-test or appeal requested by a contractor shall be at the contractor's expense. The contractor shall submit requests for re-test or appeal in writing to both the Contracting Officers Technical Representative and the Contracting Officer listed on the contract award notification by e-mail or otherwise in writing.

13. Contractor shall provide the results of any re-test or appeal to the Contracting Officer.

14. All test results outside of the specification ranges or discount ranges will constitute non-conforming product.

15. Aflatoxin that exceeds 20 p.p.b. will result in rejection of the lot.

B. The maximum lot size shall be no more than the quantity contained in one railcar.

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Certification Questions :

Annual Representations and Certifications (FAR 52.204-8(b): The offeror has completed the annual representations and certifications electronically via the Online Representations and Certifications (ORCA) website at <http://orca.bpn.gov>. After reviewing the ORCA database information, the offeror verifies by submission of the offer that the representations and certifications currently posted electronically have been entered or updated within the last 12 months, are current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NAICS code referenced for this solicitation), as of the date of this offer and are incorporated in this offer by reference (see FAR 4.1201); except for the changes identified under Attributes. These amended representation(s) and/or certification(s) are also incorporated in this offer and are current, accurate, complete, as of the date of this offer. Any changes provided by the offeror are applicable to this solicitation only, and do not result in an update to the representations and certifications posted on ORCA. (OFFEROR TO INSERT CHANGES, IDENTIFYING CHANGE BY CLAUSE NUMBER, TITLE, AND DATE IN THE ORCA_AMENDMENT_TO_DATE ATTRIBUTE LOCATED UNDER THE ATTRIBUTE TAB. ENTER N/A IF THERE ARE NO CHANGES.)

Bid invitation Item details

Item	Material	Description	Quantity	
10 BEANS, DRY-PKGD				
20	100551	BEANS, PINTO BAG-50 KG	770	MT
Total Quantity for BEANS, DRY-PKGD			770	MT
30 CORN-SOY BLEND-PKGD				
40	100538	CORN-SOY BLEND BAG-HP-25 KG	6,090	MT
50	100538	CORN-SOY BLEND BAG-HP-25 KG	480	MT
Tendering text : Best Used By Dates required				
Total Quantity for CORN-SOY BLEND-PKGD			6,570	MT
60 CORNMEAL-PKGD				
70	100609	CORNMEAL BAG-HP-25 KG	3,680	MT
Tendering text : Best Used By Dates required				
Total Quantity for CORNMEAL-PKGD			3,680	MT
80 OIL PRODUCTS-PKGD				
90	100566	OIL, VEGETABLE CAN-6/4 L	70	MT
Tendering text : Best Used By Dates required on primary containers and corrugated boxes.				
100 SUB:OIL, VEGETABLE SUBSTITUTABLE-6/4 L			260	MT *
110	110131	OIL, VEGETABLE BOTTLE, PLS-6/4 L 720-799	260	

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Item	Material	Description	Quantity	
120	100566	OIL, VEGETABLE CAN-6/4 L	260	
130	110122	OIL, VEGETABLE BOTTLE, PLS-6/4 L 800-899	260	
140	110130	OIL, VEGETABLE BOTTLE, PLS-6/4 L 670-719	260	
Total Quantity for OIL PRODUCTS-PKGD			330	MT
150 PEAS/LENTILS-PKGD				
160	100555	PEAS, YELLOW, SPLIT BAG-50 KG	4,690	MT
Tendering text : 13.5% moisture maximum. Crop year certificate required.				
Total Quantity for PEAS/LENTILS-PKGD			4,690	MT
170 RICE, MILLED-PKGD				
180	100975	RICE, 5/20 LG, W-MLD BAG-50 KG	3,250	MT
Total Quantity for RICE, MILLED-PKGD			3,250	MT
Total Quantity for Invitation			19,290	MT

Amendment Details

Amendment : AG-INTP-S-11-0001-P0001 Date : 04/15/2011

Action	Item	Material	Description	Type
		Field	Old Value	New Value

See comments in the amendment header text for specific details.

* Quantity listed for SUBST line item is the highest delivery unit size for the various substitutable items listed below. The actual delivery unit size is shown beside each item description below.



Daniel Webber
Contracting Officer
United States Department of Agriculture