

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

## Information

Description: AG-INAP-S-15-0026  
Bid invitation number: 2000003423  
Purchasing Group: FSA-Intl Packaged

## SOLICITATION

### International Commodity Invitation

#### Bid invitation Overview

Bid Timezone: Central Time  
Start Date: 06/24/2015 15:00:00  
Offer Due Date : 07/08/2015 09:00:00  
  
Opening date: 07/08/2015 09:00:00  
  
Invitation Type : Definite Delivery

#### Additional requested information:

#### Tendering text - Header :

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Fortified Milled Rice and Milled Rice (MR) commodity requirements document can be found at:

<http://www.fsa.usda.gov/Assets/USDA-FSA-Public/usdfiles/Comm-Operations/pdf/mr24.pdf>

The following requirements are in addition to the MR24 CRD and are specific to this invitation:

1. Start-up Phase. This is a preparatory or first production run in which the supplier develops baseline data on composition, microbiology, operator training, grading table (sensory analysis) and all calibrations necessary before running at full capacity. This would avoid massive production during the fine-tuning of blending lines. Prior to the actual trial, the supplier shall propose a start-up proposal and discuss with the Contracting Officer and USAID. During start-up run, the supplier must run all the analyticals as indicated below and ensure that the facility is capable of producing the fortified rice with the required micronutrient payload (micronutrient homogeneity, in addition to the Certificate of Analysis (COA) from the premix supplier). Likewise, for microbiology validation, during the start-up, the supplier must generate data to show capability according to Table 2 in the Commodity Requirement Document MR24. For micronutrient testing, third party laboratories need to provide validation data for the methods recommended in Table 1. Since micronutrient extraction in extruded rice kernels would need substantial optimization to achieve reproducibility, for this solicitation, the recommended laboratory is The Siliker Laboratories: <https://www.silliker-estar.com/content.html>
2. During this phase, the contracting agency (any or multiple representatives of USDA/FGIS, USAID, and/or WFP) may choose to be present. If the contracting agency does not attend during the start-up phase, data generated during this phase shall be shared with the Contracting Officer. This data includes certificates from an independent laboratory facility for the testing required in Tables 1 or any additional testing required in the fortified rice CRD such as microbiology compliance in Table 2. The supplier should factor this expense into their production cost. Product resulting from the start-up may or may not be used for delivery under the contract, which will be determined based on the level of defects and quality assurance compliance. Decision on acceptability of the start-up product will be made by the Contracting Officer. Full production may continue if the initial assessment indicates that adequate process/packaging and food safety capability exists to comply with product specifications.

Suggested testing methods in extruded fortified milled rice (mg/100 g):

Micronutrient Vitamin A

Testing method = EN 12823-1 - Prior saponification, an enzymatic digestion as described hereunder is preferable for crude rice

Micronutrient Vitamin B1



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Acquisition Method: Sealed Bids (IFB)

Reference Invitation: PREPOSITION

Also known as: Commodity Invitation 075C

Award Notification Date: July 9, 2015, 12:00 p.m.

Public Release of Award Date: July 9, 2015, 4:00 p.m.

1. Solicitation Information Contact:

Name: Daniel Webber  
 Telephone Number: 816-926-2847  
 Email: dan.webber@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  
 / / Restricted  
 /X/ Set Aside  
 --- /X/ Small Business (See below)  
 --- / / 8(a)  
 --- / / SDVO

SMALL BUSINESS SET ASIDE:

Vegetable Oil - 800 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

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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 of 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) smallbusiness firm is a nonmanufacturer, it shall meet the definition and requirements outlined in FAR Part 1. 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.

**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/Assets/USDA-FSA-Public/usdfiles/Comm-Operations/pdf/master\\_solicitation.pdf](http://www.fsa.usda.gov/Assets/USDA-FSA-Public/usdfiles/Comm-Operations/pdf/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.

**4. NAICS Codes/Size Standards:**

See Master Solicitation for Commodity Procurements at:

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[http://www.fsa.usda.gov/Assets/USDA-FSA-Public/usdafiles/Comm-Operations/pdf/master\\_solicitation.pdf](http://www.fsa.usda.gov/Assets/USDA-FSA-Public/usdafiles/Comm-Operations/pdf/master_solicitation.pdf)

5. Delivery Type:

/X/ f.a.s. vessel\*  
 // Intermodal plant  
 // Intermodal bridge

\* All commodities must be delivered f.a.s. to the Jacintoport Terminal in Houston, Texas

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>

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):

/X/ 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)  
 // Food For Progress (Procured by FSA on behalf of CCC)  
 // 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.

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9. Shipment/Delivery Schedule:

Shipping periods for all commodities, except PL6 and DEB7, or where otherwise specified under bid invitation item details, are as follows:

Shipping periods for inland plants:

August 1 to August 15, 2015 and/or  
 August 16 to August 31, 2015

Shipping periods for plants located at port:

August 16 to August 31, 2015 and/or  
 September 1 to September 15, 2015

Shipping periods, for PL6 and DEB7 only, are as follows:

Shipping period for inland plants:

August 1 to August 22, 2015

Shipping period for plants located at the port:

August 23 to September 13, 2015

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. 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.

10. Other Requirements:

When empty packaging is required:

The contractor shall ship the empty bags/boxes in the conveyance with the commodity. The contractor shall

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ensure that the empty bags/boxes are bundled securely and loaded into the conveyance so as to minimize damage and/or shortage to the packaging. There shall be no empty packaging shipped loosely on the floor of the conveyance. The contractor shall include the piece count of the empty bags/boxes on the bill of lading. The contractor shall include the piece count of the empty bags/boxes in the comments field when creating the Advance Shipment Notification (ASN) for the commodity within WBSCM.

Commodity requirements are available at:

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

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. Contract Closeout and Contractor Past Performance Evaluation:

Closeout Reporting.

Contractors shall fully complete and return all documents relating to contract completion and contract closeout. Completion and return of the aforementioned documents may be reported as part of vendor past performance evaluation.

Past Performance Evaluation.

The Government will prepare a past performance evaluation at the time the work under this 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. Contractors will have an opportunity to comment on the Government evaluation. The past performance evaluation may be used by the Government to support a future award decision. Details on access and the use of contractor performance assessment reporting system will be provided at a future date.

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/Assets/USDA-FSA-Public/usdfiles/Comm-Operations/pdf/master\\_solicitation.pdf](http://www.fsa.usda.gov/Assets/USDA-FSA-Public/usdfiles/Comm-Operations/pdf/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

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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, CSBP, 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 SFCM4, Part 1, Section 1.1B, Vitamin A requirements in the finished product (i.e. including intrinsic and premix conditions) are deleted and replaced with:

Vitamin A - Minimum: 1662 IU/lb - Maximum: No max.

For Commodity Requirements Document WSB15, Part 1, Section 1.2, Ingredient Specifications G(2) table requirements are deleted and replaced with:

Iron Minimum: 14.7 mg/100g	Iron Maximum: 30.0 mg/100g
Excess Iron of 30.1 to 31.5 mg/100g	\$0.10 per cwt discount
Excess Iron of 31.6 to 33.1 mg/100g	\$0.20 per cwt discount
Excess Iron of 33.2 to 35.0 mg/100g	\$0.30 per cwt discount

The following sections of the specified Commodity Requirements Documents are deleted: CSB13, Part 1, Section 1.2, Quality Assurance, Subsections A and C, Section 1.3 and 1.4: CSBP2, Part 1, Section 1.2, Quality Assurance, Subsections A and C:

The deleted sections are replaced with the following language:

Section 1.2 Quality Assurance -

A. This contract provides for Government quality assurance at source. The Government shall weigh, sample, inspect, and test the product offered in performance of the contract. The Government shall pay for the sampling and testing.

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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 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. 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.
  4. The Government will verify that the packaged commodity meets the U.S. Standards for the Condition of Food Containers.
  5. 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 Officer's Technical Representative and the Contracting Officer listed on the contract award notification by e-mail or otherwise in writing.
  6. The Contractor shall provide the results of any re-test or appeal to the Contracting Officer.
  7. All test results outside of the specification ranges or will constitute non-conforming product.
- B. The USDA sampling and testing quality assurance program is based on a lot size of two railcars (approximately 140 MT); to the maximum extent possible. Suppliers shall plan continuous production runs in two railcar increments to avoid additional sampling and testing expenses to the Government.

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**Certification Questions :**

Annual Representations and Certifications FAR 52.204-8 (d): The offeror has completed the annual representations and certifications electronically via the SAM Web site accessed through <http://www.acquisition.gov>. After reviewing the SAM 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, and 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 SAM. [Offeror to insert changes, identifying change by clause number, title, date in the AMENDMENT\_TO\_REPS\_&\_CERTS\_DATA Attribute located under the Attribute tab. Enter N/A if there are no changes.]

AGAR 452.209-70 Representation by Corporations Regarding an Unpaid Delinquent Tax Liability or a Felony Conviction.

Responses should be provided under the Attribute tab.

I. The Offeror represents that -

The Offeror is [ ], is not [ ] (specify one) 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 including American Samoa, Federated States of Micronesia, Guam, Midway Islands, Northern Mariana Islands, Puerto Rico, Republic of Palau, Republic of the Marshall Islands, U.S. Virgin Islands. (Note that this includes both for-profit and non-profit organizations.)

II. The Offeror has [ ], has not [ ] (specify one) been convicted of a felony criminal violation under Federal or State law in the 24 months preceding the date of offer.

III. The Offeror has [ ], has not [ ] (specify one) 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.

IV. The Offeror does [ ], does not [ ] (specify one) have any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability.

**Bid invitation Item details**

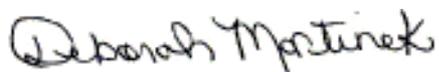
Item Material Description	Quantity
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Item	Material	Description	Quantity	
<b>10 OIL PRODUCTS-PKGD</b>				
20	100566	OIL, VEGETABLE CAN-6/4 L	4,000	MT
		<b>Tendering text - Item</b> : Best Used By Dates required on primary containers and corrugated boxes		
		<b>Total Quantity for OIL PRODUCTS-PKGD</b>	4,000	MT
<b>30 RICE, MILLED-PKGD</b>				
40	110495	RICE, 5/20 MG, W-MLD, FORT BAG-50 KG	300	MT
		<b>Tendering text - Item</b> : Shipping period: July 15 - August 31, 2015. Best Used By Dates required		
		<b>Total Quantity for RICE, MILLED-PKGD</b>	300	MT
		<b>Total Quantity for Invitation</b>	4,300	MT



Deborah Martinek  
 Contracting Officer  
 United States Department of Agriculture