

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: 12-3J14-24-B-0394  
Bid invitation number: 2000010076  
Purchasing Group: AMS-Fruit and Veg

**SOLICITATION  
Master/Shortfall Invitation**

**Bid invitation Overview**

Bid Timezone: Central Time  
Start Date: 04/29/2024 15:45:00  
Offer Due Date : 05/10/2024 13:00:00  
  
Opening date: 05/10/2024 13:00:00  
  
Invitation Type : Master

**Additional requested information:**

**Tendering text - Header :**

Section 32-Frozen Fruit Products, SOLICITATION NO: 2000010076

The U.S. Department of Agriculture (USDA) invites offers to sell Frozen Fruit 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 midnight, May 17, 2024. Deliveries are to be made between July 16, 2024 and January 31, 2025.

The specialist for this solicitation is Nicholas Cavazos, Nicholas.Cavazos@usda.gov. The contracting officer for this solicitation is Samantha Klagenberg, Samantha.Klagenberg@usda.gov . Please contact the specialist first, with questions regarding the requirements of this solicitation. Do not discuss your bid prices with the specialist or contracting officer before award.

Offerors should take into account their processing capacity when bidding to ensure they are able to meet the delivery deadlines.

Set asides include:

100241 - PEACH FREESTONE DICED FRZ CUP-96/4.4 OZ - 50% Small Business Set-aside;

30% Women-Owned Small Business Set-aside;

10% SDVOSB Set-aside

111120 - STRAWBERRY WHOLE UNSWT IQF CTN-12/2.5 LB - 50% Small Business Set-aside

Pack Year: USDA will accept product produced in calendar year 2023 and 2024 for deliveries made under resulting contracts.

\*\*\*\*\* Offerors must submit a unit price in WBSCM, for delivery to EACH STATE, inclusive of all costs associated through final delivery. A price is required for every state and all state prices must be determined fair and reasonable for a bid to be determined responsible. \*\*\*\*\*

There is a probationary period for new-to-AMS contractors and existing contractors bidding on new products in which awards are limited to 10 truckloads per product. Contractor must demonstrate successful delivery of at least five (5) truckloads of [new] 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.

The incorporated terms of any subsequent contract and obligations for both the awardee and

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Government can be found in:

- 1) The tendering text of this solicitation
- 2) The AMS Master Solicitation for Commodity Procurement # Domestic Programs, often referred to as the MSCP (attached to this solicitation in WBSCM)
- 3) The applicable Commodity Specification Documents (attached to this solicitation in WBSCM)
- 4) Frozen Fruit Invitation for Bids (IFB) 1449 (attached to this solicitation in WBSCM)

Per FDA regulations, the following minimum mandatory labeling requirements for all foods, whether sold or donated, must appear on the label: Name of the food, Manufacturer's name and location, Net weight of the product, Ingredients list, and Allergen declaration. These requirements are codified in 21 CFR 101.2, 101.3, 101.4 and 101.5. See the following link for a guidance manual:

<http://www.fda.gov/Food/GuidanceRegulation/GuidanceDocumentsRegulatoryInformation/LabelingNutrition/ucm064894.htm>

Offerors who intend to use more than one processing plant and shipping point for contracts awarded under this solicitation, other than the processing plant and shipping point entered in their bids, may submit a list of their approved processing plants and shipping points on a separate sheet of paper to be uploaded in WBSCM, and to be submitted with their proposals. 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 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 February 2024; the Commodity Specification for Frozen Fruit dated February 2022; 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.

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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

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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), (866) 344-8642 (Relay Voiceusers).

**See attached documents:**

- 1 . CommoditySpecificationforFrozenFruitFebruary2022
- 2 . MSCP-D (02-13-2024)
- 3 . Create Domestic IDIQ Bid (1)
- 4 . Part B\_Schedule Frozen Peaches\_Strawberries
- 5 . Exhibit 2 # Estimates For Frozen Fruit
- 6 . Frozen Fruit Invitation for Bids (IFB)1449

**Attributes :**

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 (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?

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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?

**Bid invitation Item details**

	<b>Item Material</b>	<b>Description</b>	<b>Quantity</b>	
<b>10</b>	<b>FRUIT, FROZEN</b>			
	20	100241 PEACH FREESTONE DICED FRZ CUP-96/4.4 OZ		CS
			267,400.000	
		<b>Total Quantity for PEACH FREESTONE DICED FRZ CUP-96/4.4 OZ</b>		<b>CS</b>
			267,400.000	
	30	111120 STRAWBERRY WHOLE UNSWT IQF CTN-12/2.5 LB		CS
			506,880.000	
		<b>Total Quantity for STRAWBERRY WHOLE UNSWT IQF CTN-12/2.5 LB</b>		<b>CS</b>
			506,880.000	
		<b>Total Quantity for Invitation</b>		<b>CS</b>
			774,280.000	

*Samantha Klagenberg*

Contracting Officer  
 Commodity Procurement Division  
 United States Department of Agriculture