

SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS
OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, & 30

1. REQUISITION NUMBER 1000019244		PAGE 1 OF 10	
2. CONTRACT NO. SPE300-14-D-V168	3. AWARD/EFFECTIVE DATE 2014 JUN 22	4. ORDER NUMBER	5. SOLICITATION NUMBER SPE300-14-R-0013
7. FOR SOLICITATION INFORMATION CALL:		a. NAME	b. TELEPHONE NUMBER (No collect calls)
9. ISSUED BY DLA TROOP SUPPORT DIRECTORATE OF SUBSISTENCE 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5098 USA Local Admin: Margaret Whearty PSPTPBL Tel: 215-737-3851 Fax: 215-737-3209 Email: MARGARET.WHEARTY@DLA.MIL		CODE SPE300	10. THIS ACQUISITION IS

<input type="checkbox"/> UNRESTRICTED OR <input type="checkbox"/> SET ASIDE: _____ % FOR <input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> WOMEN-OWNED SMALL BUSINESS (WOSB) ELIGIBLE UNDER THE WOMEN-OWNED SMALL BUSINESS PROGRAM <input type="checkbox"/> HUBZONE SMALL BUSINESS <input type="checkbox"/> EDWOSB NAICS: <input type="checkbox"/> SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS <input type="checkbox"/> 8 (A) SIZE STANDARD:	
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11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE	12. DISCOUNT TERMS Net 30 (Do not Use)	<input type="checkbox"/> 13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700)	13b. RATING
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14. METHOD OF SOLICITATION <input type="checkbox"/> RFQ <input type="checkbox"/> IFB <input checked="" type="checkbox"/> RFP	15. DELIVER TO SEE SCHEDULE	16. ADMINISTERED BY SEE BLOCKS Category: PAS: None	CODE SPE300
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17a. CONTRACTOR/ OFFEROR UPSTATE NIAGARA COOPERATIVE, INC. DBA BISON PRODUCTS 25 ANDERSON RD 2ND FL - BUFFALO NY 14225-4905 USA TELEPHONE NO. 7168923156	CODE 07MV5	FACILITY CODE	18a. PAYMENT WILL BE MADE BY DEF FIN AND ACCOUNTING SVC BSM P O BOX 369031 COLUMBUS OH 43236-9031 USA	CODE SL4701
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<input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER	18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a UNLESS BLOCK BELOW IS CHECKED. <input type="checkbox"/> SEE ADDENDUM
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19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES	21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT
See Schedule					

25. ACCOUNTING AND APPROPRIATION DATA	26. TOTAL AWARD AMOUNT (For Govt. Use Only) \$464,027.31
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<input type="checkbox"/> 27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1, 52.212-4, FAR 52.212-3 AND 52.212-5 ARE ATTACHED. ADDENDA	<input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.
<input checked="" type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4, FAR 52.212-3 IS ATTACHED. ADDENDA	<input type="checkbox"/> ARE <input checked="" type="checkbox"/> ARE NOT ATTACHED.

<input checked="" type="checkbox"/> 28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN COPIES TO ISSUING OFFICE, CONTRACTOR AGREES TO FURNISH AND DELIVER ALL ITEMS SET FORTH OR OTHERWISE IDENTIFIED ABOVE AND ON ANY ADDITIONAL SHEETS SUBJECT TO THE TERMS AND CONDITIONS SPECIFIED	1	<input checked="" type="checkbox"/> 29. AWARD OF CONTRACT: REF. SPE30014R0013 OFFER DATED 2014-Feb-19, YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH, HEREIN IS ACCEPTED AS TO ITEMS:
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30a. SIGNATURE OF OFFEROR/CONTRACTOR 	31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)
30b. NAME AND TITLE OF SIGNER (Type or Print) Edward G Porter, Jr SR DIRECTOR OF TRANSPORTATION	31b. NAME OF CONTRACTING OFFICER (Type or Print) MARGARET WHEARTY
30c. DATE SIGNED 4/29/14	31c. DATE SIGNED 2014 APR 29

19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES	21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT

32a. QUANTITY IN COLUMN 21 HAS BEEN
 RECEIVED INSPECTED ACCEPTED, AND CONFORMS TO THE CONTRACT, EXCEPT AS NOTED: _____

32b. SIGNATURE OF AUTHORIZED GOVERNMENT REPRESENTATIVE	32c. DATE	32d. PRINTED NAME AND TITLE OF AUTHORIZED GOVERNMENT REPRESENTATIVE
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32e. MAILING ADDRESS OF AUTHORIZED GOVERNMENT REPRESENTATIVE	32f. TELEPHONE NUMBER OF AUTHORIZED GOVERNMENT REPRESENTATIVE
32g. E-MAIL OF AUTHORIZED GOVERNMENT REPRESENTATIVE	

33. SHIP NUMBER <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	34. VOUCHER NUMBER	35. AMOUNT VERIFIED CORRECT FOR	36. PAYMENT <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	37. CHECK NUMBER
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38. S/R ACCOUNT NO.	39. S/R VOUCHER NUMBER	40. PAID BY
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41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT	42a. RECEIVED BY (<i>Print</i>)
41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER	41c. DATE
42b. RECEIVED AT (<i>Location</i>)	
42c. DATE REC'D (<i>YY/MM/DD</i>)	42d. TOTAL CONTAINERS

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Form

YEARS 1 THROUGH 3: June 22, 2014 through June 24, 2017

FLUID MILK ITEMS: Fixed Price with Monthly Economic Price Adjustment

GROUP 1: Ft. Drum, NY

ITEM NO.	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	PRICE	TOTAL AMOUNT
MILK, LOW FAT, 1.0%, CHL					
1.	HALF PINT PRODUCT NUMBER: <u>4962</u>	55,650	CO	<u>\$ 0.23</u>	<u>\$12,799.50</u>
2.	BULK, 5-GALLON BIB PRODUCT NUMBER: <u>4063</u>	5,469	CO	<u>\$17.60</u>	<u>\$96,254.40</u>
MILK, NONFAT, CHL					
3.	BULK, 5-GALLON BIB PRODUCT NUMBER: <u>3970</u>	3,780	CO	<u>\$16.95</u>	<u>\$64,071.00</u>
MILK, CHOC, LOW FAT, 1%, OR NONFAT, CHL					
4.	HALF PINT PRODUCT NUMBER: <u>5962</u>	55,125	CO	<u>\$ 0.24</u>	<u>\$13,230.00</u>
5.	BULK, 5-GALLON BIB PRODUCT NUMBER <u>5861</u>	6,213	CO	<u>\$18.10</u>	<u>\$112,455.30</u>
EGGNOG, CHL					
6.	QUART PRODUCT NUMBER <u>5921</u>	480	CO	<u>\$1.61</u>	<u>\$772.80</u>

YEARS 1 THROUGH 3 ESTIMATED TOTAL GROUP I: \$299,583.00

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YEARS 1 and 2 TIERED PRICING; June 22, 2014 through June 25, 2016

Tiered Pricing: Firm Fixed Price
GROUP 1: Ft. Drum, NY

ITEM NO.	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	PRICE	UNIT AMOUNT	TOTAL
SOUR CREAM, LOW FAT, CULTURED OR ACIDIFIED						
7.	PINT PRODUCT NUMBER <u>9439</u>	4,038	CO	<u>\$1.25</u>	<u>\$5,047.50</u>	
CHEESE, COTTAGE, LOW FAT, CHL, CREAMED, SMALL OR LARGE CURD						
8.	5 LB CO PRODUCT NUMBER: <u>9368</u>	3,980	CO	<u>\$7.65</u>	<u>\$30,447.00</u>	
YOGURT, LOW FAT, BLENDED, ASSORTED FLAVORS, CHL,						
9.	8 OZ CONTAINER FLAVOR	154,448	CO	<u>\$0.48</u>	<u>\$74,135.04</u>	
			<u>PRODUCT NUMBER</u>			
	Strawberry		9831			
	Blueberry		9832			
	Peach		9834			
	Cherry Vanilla		9835			
	Strawberry Banana		9836			

YEARS 1 and 2 ESTIMATED TOTAL GROUP 1: \$109,629.54

YEAR 3 TIERED PRICING; June 26, 2016 through June 24, 2017

Tiered Pricing: Firm Fixed Price

GROUP 1: Ft. Drum, NY

ITEM NO.	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	PRICE	UNIT AMOUNT	TOTAL
SOUR CREAM, LOW FAT, CULTURED OR ACIDIFIED						
10.	PINT PRODUCT NUMBER <u>9439</u>	2,019	CO	<u>\$1.25</u>	<u>\$2,523.75</u>	
CHEESE, COTTAGE, LOW FAT, CHL, CREAMED, SMALL OR LARGE CURD						
11.	5 LB CO PRODUCT NUMBER <u>9368</u>	1,990	CO	<u>\$7.65</u>	<u>\$15,223.50</u>	
YOGURT, LOW FAT, BLENDED, ASSORTED FLAVORS, CHL,						
12.	8 OZ CONTAINER FLAVOR	77,224	CO	<u>\$0.48</u>	<u>\$37,067.52</u>	
			<u>PRODUCT NUMBER</u>			
	Strawberry		9831			
	Blueberry		9832			
	Peach		9834			
	Cherry Vanilla		9835			
	Strawberry Banana		9836			

YEAR 3 TIERED PRICING ESTIMATED TOTAL GROUP 1: \$54,814.77

ESTIMATED GRAND TOTAL FOR GROUP I: \$464,027.31

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GROUP 1: Ft. Drum

GOVERNMENT QUALIFICATIONS:

The Government will make one award per Group. The Government expects to award all items within a Group but reserves the right to award a contract with less than all listed items within a Group if determined to be in its best interests.

BULK MILK CONTAINERS:

THE BULK MILK/JUICE DISPENSER CONTAINER SHALL BE A SINGLE SERVICE DISPENSER CONTAINER (MULTI-GALLON POLYETHYLENE BAG) AND SHALL BE DELIVERED IN A SINGLE SERVICE SHIPPING CONTAINER (CORRUGATED CARDBOARD BOX) OR A MULTI-SERVICE SHIPPING CONTAINER (PLASTIC/METAL HOLDER/KEEPER CASE) WHICH DOES NOT REQUIRE A TRANSFERRING OF THE SINGLE SERVICE DISPENSER CONTAINER (POLYETHYLENE BAG) TO A HOLDER/KEEPER CASE OR DISPENSER CASE AT POINT OF USE.

GOVERNMENT QUALIFICATIONS: THE GOVERNMENT WILL ACCEPT SIZES OTHER THAN 5 GALLON FOR ALL BULK MILK/JUICE ITEMS. IF YOU ARE OFFERING A SIZE OTHER THAN 5 GALLON FOR ANY BULK MILK/JUICE ITEM PLEASE INDICATE BELOW. IF DIFFERENT BULK MILK/JUICE SIZES ARE OFFERED BY DIFFERENT OFFERORS, EVALUATION WILL BE DONE ON A COST PER GALLON BASIS. IF THERE ARE OFFERS FOR ITEMS OTHER THAN THE LISTED SIZE, THEN OFFERS WILL BE EVALUATED ON A PER UNIT BASIS, I.E., GALLONS AND OUNCES. PLEASE NOTE: THE CUSTOMER MUST AGREE TO ACCEPT SIZE CHANGES.

OFFEROR QUALIFICATIONS:

NOTE: ALL TROOP ISSUE CUSTOMERS ARE CURRENTLY PROCESSING ORDERS AND RECEIPTS THROUGH EBS. IF NOT EDI CAPABLE, FOR ORDERING, INVOICING, AND PAYMENT PURPOSES, PROVIDE THE FOLLOWING INFORMATION:

POINT(S) OF CONTACT FOR ORDERING: Theresa Schultz
PHONE NUMBER: 585-458-1880 x5383
FAX NUMBER: 585-458-2887

PLEASE PROVIDE A POINT OF CONTACT AND TELEPHONE NUMBER FOR MATTERS REGARDING INVOICES AND/OR PAYMENTS:

POINT(S) OF CONTACT FOR INVOICING & PAYMENT: Holly Allard
PHONE NUMBER: 716-892-3156 x2231
FAX NUMBER: 716-892-5621

IS YOUR COMPANY CAPABLE OF RECEIVING ORDERS VIA EDI?

YES

 NO

EDI Code (if applicable): _____

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Schedule of Delivery Points:

GROUP 1, Ft. Drum, NY:**ACTIVITY****FREQUENCY, LIMITATIONS, & TIME OF DELIVERY****W16BF1**DOL/TISA
BLDG P-60Four (4) Deliveries per Week
between 6:30AM - 11:00 AM

QUARTERMASTER RD

FT. DRUM, NY 13602

POC: Paul Bursik

Phone: 315-772-4430

Email: paul.bursik@us.army.mil

Deliveries will be made directly to each of the following facilities at FT. Drum:

W16BF1 / ACDF012ND BCT MTN CAFÉ

BLDG P-10150

4TH ARMORED DIVISION DR

FT. DRUM, NY 13602

W16BF1 / ACDF063RD BCT

BLDG P-10650

5TH ARMORED DIVISION DR

FT. DRUM, NY 13602

W16BF1 / ACDF02

SUSTAINMENT BRIGADE

BLDG P-795

RESTORE HOPE AVE & 8TH STREET

FT. DRUM, NY 13602

W16BF1 / ACDF0710TH AVN BDE DINING FACILITY

BLDG P-20350

AIRFIELD DRIVE

FT. DRUM, NY 13602

W16BF1 / ACDF041ST BCT DINING FACILITY

BLDG P-10305

SOUTH RIVA RIDGE LOOP

FT. DRUM, NY 13602

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III. PRODUCT QUALITY

Acceptance of supplies awarded under this solicitation will be limited to fresh product. All products delivered under this contract must conform to the following freshness requirements. Fluid dairy products and other dairy products shall have sufficient remaining shelf life commensurate with good commercial practice. Each container, carton, etc. shall have visible, legible and understandable "sell-by-date" or equivalent.

Milk, Whipping Cream (fresh), Cream (fresh) and Half-and-Half (fresh), Ice Milk Mix, Fresh (soft serve), Milk Shake Mix, Fresh (direct draw), Buttermilk and Eggnog must be delivered with a minimum 10 days shelf life remaining.

Whipping Cream (ultra-pasteurized), Half-and-Half (ultra-pasteurized) and Cream (ultra-pasteurized) must be delivered with a minimum 14 days shelf life remaining.

Cottage Cheese, cultured and acidified, normal and extended shelf life must be delivered with a minimum 14 days shelf life remaining.

Sour Cream must be delivered with a minimum 21 days shelf life remaining.

Yogurt must be delivered with a minimum of 18 days shelf life remaining.

Ice Cream must be delivered with a minimum 120 days shelf life remaining

Commercial standards should be used to maintain temperatures appropriate for the individual items.

To view monthly Economic Price Adjustment information to adjust your fluid milk item pricing, please visit the DLA Troop Support website at:

<http://www.troopsupport.dla.mil/subs/pv/mrepa/milkepa.asp>

FAR 52.216-19 ORDER LIMITATIONS (OCT 1995)

- (a) Minimum order. When the Government requires supplies or services covered by this contract in an amount of less than **\$25.00**, the Government is not obligated to purchase, nor is the Contractor obligated to furnish, those supplies or services under the contract.
- (b) Maximum order. The Contractor is not obligated to honor—
- (1) Any order for a single item in excess of the maximum dollar value;
 - (2) Any order for a combination of items in excess of the maximum dollar value; or
 - (3) A series of orders from the same ordering office within 2 days that together call for quantities exceeding the limitation in paragraph (b)(1) or (2) of this section.
- (c) If this is a requirements contract (i.e., includes the Requirements clause at subsection 52.216-21 of the Federal Acquisition Regulation (FAR)), the Government is not required to order a part of any one requirement from the Contractor if that requirement exceeds the maximum-order limitations in paragraph (b) of this section.
- (d) Notwithstanding paragraphs (b) and (c) of this section, the Contractor shall honor any order exceeding the maximum order limitations in paragraph (b), unless that order (or orders) is returned to the ordering office within 2 days after issuance, with written notice stating the Contractor's intent not to ship the item (or items) called for and the reasons. Upon receiving this notice, the Government may acquire the supplies or services from another source.

Part 12 Clauses

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52.247-9034 POINT OF CONTACT FOR TRANSPORTATION INSTRUCTIONS (JUN 2013) DLAD