

| | | | | | |
|---|--|-----------------|--|---|-------------|
| SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, & 30 | | | | 1. REQUISITION NUMBER 1000041900 | PAGE 1 OF 4 |
| 2. CONTRACT NO. SPE300-16-D-W486 | 3. AWARD/EFFECTIVE DATE 2016 JAN 17 | 4. ORDER NUMBER | 5. SOLICITATION NUMBER SPE300-16-X-0004 | 6. SOLICITATION ISSUE DATE 2016 NOV 12 | |
| 7. FOR SOLICITATION INFORMATION CALL:  | | | b. TELEPHONE NUMBER (No collect calls) | 8. OFFER DUE DATE/ LOCAL TIME | |

| | | | |
|--|----------------|---|--|
| 9. ISSUED BY DLA TROOP SUPPORT DIRECTORATE OF SUBSISTENCE 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5698 USA Local AdmIn: Lynn Luo PSPTPBK Tel: 216-737-2326 Fax: 216-737-4246 Email: LYNN.LUC@DLA.MIL | CODE SPE300 | 10. THIS ACQUISITION IS <input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> HUBZONE SMALL BUSINESS <input type="checkbox"/> SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS | <input checked="" type="checkbox"/> UNRESTRICTED OR <input type="checkbox"/> SET ASIDE: _____ % FOR: <input type="checkbox"/> WOMEN-OWNED SMALL BUSINESS (WOSB) ELIGIBLE UNDER THE WOMEN-OWNED SMALL BUSINESS PROGRAM <input type="checkbox"/> EDWOSB NAICS: 000000 <input type="checkbox"/> 8 (A) SIZE STANDARD: |
|--|----------------|---|--|

| | | | | |
|--|-----------------------------------|--|-------------|---|
| 11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE | 12. DISCOUNT TERMS Not 10 days | <input type="checkbox"/> 13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (16 CFR 700) | 13b. RATING | 14. METHOD OF SOLICITATION <input checked="" type="checkbox"/> RFQ <input type="checkbox"/> IFB <input type="checkbox"/> RFP |
|--|-----------------------------------|--|-------------|---|

| | | | |
|--------------------------------|------|--|----------------|
| 16. DELIVER TO SEE SCHEDULE | CODE | 16. ADMINISTERED BY SEE BLOCK 9 Criticality: PAS: None | CODE SPE300 |
|--------------------------------|------|--|----------------|

| | | | | |
|--|---------------|---------------|--|----------------|
| 17a. CONTRACTOR/ OFFEROR FLOWERS BAKING CO. OF MIAMI, LLC 1780 NW MIAMI CT MIAMI FL 33169-5017 USA TELEPHONE NO. 3056523416 | CODE 7N021 | FACILITY CODE | 18a. PAYMENT WILL BE MADE BY DEF FIN AND ACCOUNTING SVC BSM P O BOX 182317 COLUMBUS OH 43218-2317 USA | CODE SL4701 |
|--|---------------|---------------|--|----------------|

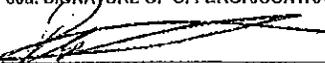
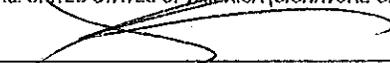
| | |
|--|---|
| <input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER | 18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a UNLESS BLOCK BELOW IS CHECKED. <input type="checkbox"/> SEE ADDENDUM |
|--|---|

| 18. 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) \$21,196.25 |
|---------------------------------------|--|

| | |
|---|--|
| <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. ADDENDUM | <input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED. |
| <input type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4, FAR 52.212-5 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 1 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 | <input checked="" type="checkbox"/> 28. AWARD OF CONTRACT: REF. SPE30016X0004 OFFER DATED 2015-Nov-27. YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH, HEREIN IS ACCEPTED AS TO ITEMS: |
|---|--|

| | | | |
|---|--|--|---------------------------------|
| 30a. SIGNATURE OF OFFEROR/CONTRACTOR  | 31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)  | | |
| 30b. NAME AND TITLE OF SIGNER (Type or Print) Peter Chao Vice President of Sales | 30c. DATE SIGNED 1/14/16 | 31b. NAME OF CONTRACTING OFFICER (Type or Print) Lynn Luo | 31c. DATE SIGNED 2016 JAN 13 |

| 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 | | | |
| 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 | |
| 38. S/R ACCOUNT NO. | 39. S/R VOUCHER NUMBER | 40. PAID BY | | | | |
| 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 | |

Direct Vendor delivery of Fresh Bread & Bakery products.

Solicitation number: SPE300-16-R-0004

Contract maximum: \$150,000.00

Contract ordering period start: 1/17/2016 - 1/13/2018

First order day: 1/18/2016

Contract Type: Indefinite Delivery Purchase Order (IDPO) for the supply and direct delivery of Fresh Bread and Bakery to customers at Fleming Key Galley, Key West, Florida and Homestead Job Corps, Homestead, Florida.

The following documents from the vendor's offer are hereby incorporated into this contract:

The Non-Price Proposal and Price Proposal which took no exception to the terms and conditions of Solicitation SPE300-16-X-0004.

Final Proposal Revision dated November 27, 2015 @ 3:00 p.m. Eastern Standard Time.

FOB terms: FOB Destination for all items, unless otherwise specifically stated.

CONTINUED ON NEXT PAGE

Attachments

List of Attachments

| Description | File Name |
|--------------------------------------|---------------------|
| ATTACH.Schedule of Supplies/Services | Award Doc X0004.pdf |

Schedule of Supplies/Services

January 17, 2016 through January 13, 2018

GROUP I: Fleming Key Galley, Key West, Florida and Homestead Job Corps, Homestead, Florida

| <u>ITEM NO.</u> | <u>SUPPLIES/SERVICES</u> | <u>EST. ANNUAL QUANTITY</u> | <u>UNIT PRICE</u> | <u>TOTAL</u> |
|-----------------|---|-----------------------------|-------------------|-------------------|
| 1. | BREAD, WHITE, SANDWICH, SLICED, PAN BAKED, ENRICHED, FRESH 24 OZ LOAF PKG PRICE TO GOVERNMENT <u>\$2.09</u> PRODUCT CODE <u>10610380</u> | 4,269 LB | <u>\$1.39</u> | <u>\$5,933.91</u> |
| 2. | BREAD, WHOLE WHEAT, ROUND TOP, PAN BAKED, FRESH 20 OZ LOAF PKG PRICE TO GOVERNMENT <u>\$2.24</u> PRODUCT CODE <u>10215260</u> | 3,545 LB | <u>\$1.79</u> | <u>\$6,345.55</u> |
| 3. | BREAD, RAISIN, ROUND TOP, SLICED, PAN BAKED, FRESH 16 OZ LOAF PKG PRICE TO GOVERNMENT <u>\$2.09</u> PRODUCT CODE <u>10221770</u> | 236 LB | <u>\$2.09</u> | <u>\$493.24</u> |
| 4. | BREAD, RYE, ROUND TOP, SLICED, PAN BAKED, FRESH 20 OZ LOAF PKG PRICE TO GOVERNMENT <u>\$2.24</u> PRODUCT CODE <u>10320080</u> | 100 LB | <u>\$1.79</u> | <u>\$179.00</u> |
| 5. | ROLLS, FRANKFURTER, SLICED, WHITE, PAN BAKED, FRESH 16 PER 22 OZ. PKG PKG PRICE TO GOVERNMENT <u>\$1.87</u> PRODUCT CODE <u>13727480</u> | 1,639 LB | <u>\$1.36</u> | <u>\$2,229.04</u> |
| 6. | ROLLS, HAMBURGER, WHITE, PAN BAKED, ENRICHED, FRESH 12 PER 20 OZ. PKG PKG PRICE TO GOVERNMENT <u>\$2.01</u> PRODUCT CODE <u>13726170</u> | 3,276 LB | <u>\$1.61</u> | <u>\$5,274.36</u> |
| 7. | ROLLS, HOAGIE/SUBMARINE, WHITE, SLICED, PAN BAKED, FRESH 6 PER 17 OZ. PKG PKG PRICE TO GOVERNMENT <u>\$1.94</u> PRODUCT CODE <u>103065500</u> | 405 LB | <u>\$1.83</u> | <u>\$741.15</u> |

GROUP 1 TOTAL AMMOUNT FOR 24 MONTH PERIOD: \$21,196.25

Schedule of Supplies/Services

January 17, 2016 through January 13, 2018

GROUP I: Fleming Key Galley, Key West, Florida and Homestead Job Corps, Homestead, Florida

WITHIN 72 HOURS OF RECEIPT OF NOTICE OF AWARD, CONTRACTOR WILL SUPPLY EACH ORDERING ACTIVITY WITH THE CONTRACTOR'S CODING SYSTEM (PULL DATE, COLOR CODES, ETC.) THIS IS A MANDATORY REQUIREMENT.

ORDERING, INVOICING AND PAYMENT POINTS-OF-CONTACT:

POINT(S) OF CONTACT FOR ORDERING 1: CALIXTO HERNANDEZ

PHONE NUMBER: 786-514-3197

FAX NUMBER: 305-770-1886

EMAIL: CALIXTO.HERNANDEZ@FLOCORP.COM

POINT(S) OF CONTACT FOR ORDERING 2: LUIS GONZALEZ

PHONE NUMBER: 786-514-6841

FAX NUMBER: 305-770-1886

EMAIL: LUIS.GONZALEZ@FLOCORP.COM

POINT(S) OF CONTACT FOR ORDERING 3: CARLOS DELCID

PHONE NUMBER: 954-649-2154

FAX NUMBER: 305-770-1886

EMAIL: CARLOS.DELCID@FLOCORP.COM

POINT(S) OF CONTACT FOR INVOICING AND PAYMENT: ODALIS PEREZ

PHONE NUMBER: 305-652-3416

FAX NUMBER: 305-770-1886

EMAIL: ODALIS.PEREZ@FLOCORP.COM

ORDERING AND DELIVERY QUALIFICATIONS: 120 HOUR LEAD TIME FOR ALL ITEMS.

NON-BAKE DAYS – WEDNESDAY AND SUNDAY

Schedule of Supplies/Services

January 17, 2016 through January 13, 2018

GROUP I: Fleming Key Galley, Key West, Florida and Homestead Job Corps, Homestead, Florida

| <u>ACTIVITY</u> | <u>DELIVERY POINTS</u> <u>TIME OF DELIVERY</u> | <u>FREQUENCY &</u> <u>LIMITATIONS</u> |
|---|---|--|
| 1) Ordering DODAAC – W81YMG Delivery DODAAC -W81YMG Fleming Key Galley Bldg. KW500 Fleming Key Trumbo Point, Key West, FL 33040 POC: Scott Gibson Phone: 305-293-4164 Cell: 305-393-1693 Email: iapkwest@aol.com | 0600-1500 | One Day per Week |
| 2) Ordering DODAAC – 1642TC Delivery DODAAC - 1642TC Homestead Job Corps 12350 SW 285th. St. Homestead, FL 33033 POC: Citlally Richarte Phone: 305-257-4820 Email: richarte.citlally@jobcorps.org | Various | One Day per Week |

NOTE: FOR GROUP I: SHELF STOCKING IS REQUIRED IN ACCORDANCE WITH STANDARD COMMERCIAL PRACTICE WHEREVER PRACTICABLE UNLESS CUSTOMER REQUESTS TRUCK TAIL-GATE DELIVERY.

NOTE: VENDORS WILL PICK UP RACKS AT TIME OF NEXT DELIVERY.

Important Notes

January 17, 2016 through January 13, 2018

The duration of the contract is for an IDPO not to exceed twenty-four month or \$150,000 aggregate value, whichever occurs first beginning January 17, 2016 through January 13, 2018. The first order will take place 18 January 2016.

Note: At no time during the contract period will contractors be allowed to hassle or put undue distress on a customer while that contractor markets its products and solicits for business. Said efforts by a contractor must be reasonable and appropriate, at all times complying with the rules and regulations applicable at a customer's facility or location. If necessary, the Contracting Officer will take appropriate action against any contractor whose behavior conflicts with this code of conduct.

Estimated Maximum Value:

The maximum aggregate contract value under the IDPO is \$150,000 for the total 2 year contract period. The number of delivery points for each contractor is based on current demand, and can increase (up to the maximum) or decrease per the customer's request in accordance with the provisions of the contract.

Addition/Deletion of Items:

The Government may add, delete, or replace items on the contract as customer needs change. However, any items that are added may not increase the value of the contract above the contract maximum of \$150,000.00. Items will be added to the contract and STORES catalog upon written agreement between the contractor and Contracting Officer.

Additional Customers:

The Government reserves the right to add DoD and non-DoD customers at no additional cost, based on a written mutual agreement specified between DLA Troop Support and the contractor. However, any customers that are added may not exceed the \$150,000.00 contract maximum.

Minimum Order: \$25.00 per order

Emergency Orders:

In order to adequately support emergency order, the vendor must have the ability to provide "same day service" to a customer that is experiencing an emergency situation.

The vendor shall provide, at maximum, two (2) emergency orders per month, per individual ordering activity or individual ship or vessel, at no additional cost to the Government.

The vendor is responsible for furnishing the name of the designated point of contact responsible for handling emergency orders, and his/her phone number and/or pager number, to the customers.

Purchase Orders

There shall only be one invoice per purchase. This will reduce invoice and payment issues. At no time is a delivery driver permitted to deliver items that do not appear on the purchase order. Payment **will not** be made for items not appearing on the purchase order.

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**:

1. Bread, Cakes, Doughnuts, Muffins, Pies and Rolls must be delivered no more than 24 hours after baking. Following a non-bake day, these items must be delivered no more than 72 hours after baking.
2. Brown and Serve Rolls must be delivered within 36 hours after production.
3. Bakery products shall include mold inhibitors of the proper level as allowed by the FDA.
4. Commercial standards should be used to maintain temperatures appropriate for the individual items.

No Substitutions:

Orders will be filled on a "fill or kill" basis. If an item is not available, the contractor is not to substitute an item. DLA Troop Support will not be responsible for payment of any items not appearing on a STORES purchase order.

Invoicing and Ordering Notes:

Under this contract, all customers are required to electronically submit every order through the Government's Subsistence Total Order and Receipt Electronic System (STORES). Orders shall be submitted by the customer no later than 10:00 a.m. 120 hours prior to the desired delivery date in order to ensure maximum availability of product. However, a customer may decide to place an order with a longer lead-time for delivery

Line items must be available on the Subsistence Total Order and Receipt Electronic System (STORES) catalog in order to be ordered and delivered. Items not on the STORES catalog cannot be ordered from the contractor, and the contractor shall not deliver items that are not on the electronic catalog. Payment **will not** be made for items not appearing on the catalog at time of order.

The contractor must notify the customer within 24 hours after order placement, when there is non-availability of an item or items. If it appears that the contractor will not be able to fulfill the order in time to meet the required delivery date, the contractor shall advise the customer of its Not-in-Stock position so that the customer can go in STORES to adjust the receipt.

There shall be no line-item (LSN) additions to existing STORES orders. Requirements for additional LSN's to prior/existing orders shall be ordered by customers via STORES as a new and separate STORES order.

All pricing is effective at the time order is submitted.

Every Invoice shall contain the following information in a **CLEAR and LEGIBLE** manner in which DoD Finance personnel will accept its legitimacy:

1. Customer/Recipient signature (name and title of official receiving shipment);
2. Contract Number;
3. Call Number;
4. Purchase Order Number;
5. Invoice Number;
6. Contract Line Items listed in numeric sequence (also referred to as CLIN order);
7. DODAAC;
8. Item Nomenclature;
9. LSN or NSN;
10. Quantity purchased per item in DLA TROOP SUPPORT's unit of issue;
11. Clearly identified and annotated changes on all copies;
12. Total dollar value of each invoice (reflecting changes to the shipment, if applicable);
13. Required Delivery Date (RDD) i.e. 5/3/12.

Packaging and Labeling:

All packaging and packing shall be in accordance with good commercial practice. Labeling shall be in accordance with commercial labeling standards in compliance with the Federal Food, Drug and Cosmetic Act and regulations promulgated thereunder. Shipping containers shall be in compliance with the National Motor Freight Classification and Uniform Freight Classification Code. Standard commercial markings for individual packages will be used to clearly mark and identify the nature of contents and the expiration date. All markings shall be clear, legible, non-fading, and durable. All items must be adequately protected at all times and inclement weather.

Inspection Requirements:

Supplies transported in vehicles that are not sanitary, or that have not maintained the proper temperatures, may be rejected at destination without further inspection. Shipping containers shall be in compliance with the National Motor Freight Classification and Uniform Freight Classification Code.

Note: Inspection and acceptance of products will be performed at destination. The inspection is normally limited to identity, count and condition; however, this may be expanded if deemed necessary by either the military Veterinary Inspector, Dining Facility Manager, Food Service Advisor/Officer, or the Contracting Officer.

Note: CONTRACTOR'S DELIVERY VEHICLES WILL STOP AND REPORT TO THE VETERINARY INSPECTION POINTS AS DESIGNATED FOR INSPECTION OF HIS/HER PRODUCTS BEFORE PROCEEDING TO ANY OTHER DESIGNATED DELIVERY POINT.

Note: RAPID GATE or other similar security clearance is currently a requirement for access to some military bases; the contractor is responsible for obtaining all required enrollments and clearances for each of their drivers as soon as they receive notice of such a requirement.

Note: All terms and conditions of solicitation SPE300-16-X-0004 are incorporated into this contract by reference. If any of those terms conflict with the terms herein the instant contract document, the latter will control. Clauses may be updated during contract performance if appropriate and as mutually agreed upon.