



DEFENSE LOGISTICS AGENCY
HEADQUARTERS
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February 20, 2020

AMENDMENT NO. 001 (ZINC)
TO
BASIC ORDERING AGREEMENT SOLICITATION FOR
STOCKPILE MATERIALS
UNDER
DLA-STOCKPILE MATERIALS-001-(BOA)

The above referenced solicitation DLA-Stockpile Materials-001-(BOA), issued **July 3, 2017**, is hereby amended to offer zinc for sale under the BOA Solicitation. This amendment applies to the solicitation only for the offering of zinc, as follows:

1. The link for the online sales site used throughout the BOA Solicitation is updated to read:

<https://businessportal.dla.mil/irj/portal>

2. Section **A.4., Material Description (JUN 17)** is amended to add the following as paragraph **c.**, for zinc:

Section A.4 (Zinc) Material Description (FEB 20)

- c. The zinc grades offered for sale are Prime Western (PW) and High Grade (HG). The origin of the zinc is both foreign and domestic. The zinc is in slab form, approximately 37 to 59 pounds per slab, banded into bundles weighing approximately 2,100 to 2,300 pounds per bundle, with the exception of one item consisting of broken pieces in drums. All items were sampled and analyzed by Andrew S. McCreath and Son, Inc., between November 2003 and September 2004. Analysis results for the material will be posted on the DLA Strategic Materials website at:

<https://www.dla.mil/HQ/Acquisition/StrategicMaterials/Sales/Zinc1/>

NOTE: Specific certificates of analyses do not correspond with the current storage location and/or item numbers, because the material has been relocated, and inventory data have been migrated to a new database, both of which occurred since sampling and analysis were performed.

3. Section **A.6., Inspection (JUN 17)** is amended to add the following for zinc:

Section A.6. (Zinc) Inspection (FEB 20)

- a. A Quoter may, at its own expense, visually inspect the material at the storage location. No sampling of material will be permitted.
- b. Requests for an appointment to visually inspect the material must be made by submitting a Material Inspection Request through the DLA Strategic Materials Website at:

<https://www.dla.mil/HQ/Acquisition/StrategicMaterials/Resource/SamplingRequests/>

All information will be sent by email. The Government reserves the right to limit the number of individuals granted access to the depot or storage location.

- c. The Quoter, its agents and representatives shall comply at all times with the rules of the depot or storage location.

- 4. Section **C.4. Offer Price (JUN 17)** is amended to add the following for zinc:

Section C.4. (Zinc) Offer Price (FEB 20)

Quotes shall be expressed as a fixed U.S. dollar and cent value per pound.

- 5. Section **C.5. Price Adjustments for Specific Materials (JUN 17)** does not apply to zinc and is deleted in its entirety.

- 6. Section **C.11. Tie Quote Procedures (JUN 17)** is amended to add the following for zinc:

Section C.11. (Zinc) Tie Quote Procedures (FEB 20)

In the event that Quotes of an equal unit price are received and there is insufficient quantity of material to satisfy all tied Quotes, lots will be drawn to determine the successful Quoter for award of the material.

- 7. Section **E.2. Storage Charges (JUN 17)**, paragraph **b.**, is deleted and revised specifically for zinc, as follows:

Section E.2. (Zinc) Storage Charges (FEB 20)

- b. The storage charge is the greater of the following: (1) **\$0.005 per pound bulk weight** (if a fraction of a pound remains, the charge will be for a full pound) per 30 day period regardless of whether the material remains in storage a period of 30 days or less than 30 days; *or* (2) commercial storage charges, if applicable.

- 8. Section **F.1. Request for Shipment (JUN 17)**, paragraph **a.**, is deleted and revised specifically for zinc, as follows:

Section F.1.a. (Zinc)

- a. Delivery of zinc is F.O.B. carrier's conveyance. The contractor shall be responsible for the selection of a type of conveyance which is suitable for the material being shipped.

- 9. Section **F.1. Request for Shipment (JUN 17)**, paragraph **f.**, is revised to state that requests for shipment of zinc shall be for a minimum of approximately 20 metric tons (MT), or if the remaining balance is less than approximately 20 MT, then for the balance at the location.

- 10. Section **F.3. Weighing (JUN 17)** is deleted in its entirety and the following inserted for zinc:

Section F.3. (Zinc) Weighing (APR 02)

- a.** Weight of the material sold hereunder shall be determined as follows: the material has been draft weighed on platform scales with an appropriate allowance for any tare weight established by the Government.
- b.** Weighing has been performed by and at the expense of the Government.
- c.** Weight certificates shall be prepared by the Government and will be final for payment purposes.

11. Section F.4. Weight Discrepancy (JUN 17) applies to zinc and the text of this clause is included below:

Section F.4. (Zinc) Weight Discrepancy (JAN 95)

- a.** If the Contractor's weights for the material delivered vary from the Government's certified weights by more than one-half of one percent, the Contractor may give notice of such difference to the Contracting Officer within **two (2)** working days (exclusive of Saturdays, Sundays, and Government holidays) after receipt of the material at destination, requesting that the material be reweighed. In that case, the Contractor shall segregate the shipment in question and hold it intact pending reweighing. The entire shipment shall be reweighed by the Contractor at its expense, in the presence of and in the manner approved by a Government representative, using scales approved by the Government representative. If the weight varies from the Government's certified weight by greater than one-fourth of one percent, plus or minus, that weight shall govern for payment purposes. If the weight determined by reweighing does not vary from the Government's certified weight by greater than one-fourth of one percent, plus or minus, the Government's certified weight shall be final for payment purposes.
- b.** No adjustment shall be considered or made in accordance with the above paragraph unless notice is given by the Contractor to the Contracting Officer within the time specified above and all other requirements of the paragraph are complied with.

12. Section F.6. Adjustment for Variation in Quantity or Weight (JUN 17) is revised to add a percentage of **5%** for zinc.

13. Add the following as Section F.10. Outloading/Weighing of Zinc in Drums (APR 02):

Section F.10. Outloading/Weighing of Zinc in Drums (APR 02)

- a.** No out-weighing of material will be performed by the Government. The Government weights of record shall govern. The Contractor may elect to have a representative present to witness the outloading.
- b.** Weight certificates shall be provided at the expense of the Government.
- c.** In the event that any broken containers are detected at time of shipment, they will be overpackaged by the Government at the Government's expense prior to outloading. If no

loss is discernible, the weight of record with the Government shall govern for that item and shall be final for payment.

14. The reference to Section **I.10. Special Certifications (JUN 17)** is deleted. There are no special certifications required for zinc.
15. Except as provided herein, all other terms and conditions of DLA-Stockpile Materials-001-(BOA) remain unchanged and in full force and effect. The Quoter must acknowledge receipt of this Amendment by checking the box below. By acknowledging this Amendment, the Quoter accepts the terms and conditions of BOA Solicitation DLA-Stockpile Materials-001-(BOA), as amended by this Amendment No. 001 (Zinc) and the Acceptance Letter.

User
Certified: (By checking this box, you are certifying that you accept the
contents of the certification and that all input is correct.)