



## Amendment of Solicitation

Date of Issuance: 08/20/2019

Solicitation No. 09000000394

Requisition No. 0900013246

Amendment No. Two (2)

Hour and date specified for receipt of offers is changed: ☐ No ☒ Yes, to: 9/4/2019 3:00 PM CST/CDT

Pursuant to OAC 260:115-7-30(d), this document shall serve as official notice of amendment to the Solicitation identified above. Such notice is being provided to all suppliers to which the original solicitation was sent.

Suppliers submitting bids or quotations shall acknowledge receipt of this solicitation amendment prior to the hour and date specified in the solicitation as follows:

- (1) Sign and return a copy of this amendment with the solicitation response being submitted; or,
- (2) If the supplier has already submitted a response, this acknowledgement must be signed and returned prior to the solicitation deadline. All amendment acknowledgements submitted separately shall have the solicitation number and bid opening date printed clearly on the front of the envelope.

### ISSUED BY and RETURN TO:

**U.S. Postal Delivery or Personal or Common Carrier Delivery:**

Office of Management and Enterprise Services  
Central Purchasing  
5005 N. Lincoln Blvd., Ste. 300  
Oklahoma City, OK 73105

Theresa Johnson  
Contracting Officer

405 - 521 - 2289

Phone Number

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E-Mail Address

### Description of Amendment:

a. This is to incorporate the following:

#### Section A - Answers to questions:

The following questions have been submitted by suppliers, this amendment is issued to incorporate clarifications and to share this information with all suppliers. The questions and answers are numbered and in bold type for clarity.

**Question #1** – This food solicitation bid has spices, condiments, coffee, tea, and bottled water on it. Why are state use items on the solicitation?

**Answer #1** – State Use contracts are not an extensive list of products, therefore as stated in Section C.5 and amended by this document Categories 7 and 12 excludes items offered by State Use.

**Question #2** - Can language be added to the contract which will satisfy USDA school lunch procurement requirements which must include adherence to the Buy American Act, which will allow public school districts to utilize the state prime vendor contract in lieu of conducting an annual bid process?

**Answer #2** – Yes, the language was added to the solicitation by way of Amendment One.

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b. All other terms and conditions remain unchanged.

Supplier Company Name (**PRINT**)

Date

Authorized Representative Name (**PRINT**)

Title

Authorized Representative Signature

## **Description of Amendment - continuing**

Food Service Products

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Section A – Answers to Questions - continued

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**Question #3** - Question for you on this. There are only a handful of items I saw that would fall into our area, Supplies and equipment. There may have been more but since the sheet was locked it might have missed some. But there were probably less than 6 of these. I am happy to put a price to those items, but since it was such a small number relative to your request I was curious to know if it would be considered. I am surprised that there is not a larger number of items falling into this contract description as there was no flatware, dinnerware and not many smallwares items or small kitchen equipment. This one is mostly food as you know so perhaps there is another smallwares package that might be coming out sometime?

**Answer #3 – The Marketbasket is a list of the most frequently purchased items and is representative of what has been purchased in the past. The Marketbasket will also be used for evaluation purposes. Therefore an additional marketbasket for Kitchen equipment has been provided. (SEE ATTACHMENT C). This marketbasket is for evaluation purposes and is no guarantee of future purchases.**

**Question #3A** - I know that there was a similar Statewide Contract put out for Kitchen Equipment a few years back. I think it was a 3 year deal so I believe that it might be coming up for renewal soon. Do you know anything about that?

**Answer #3A – Yes, that is Statewide Contract SW0275 Commercial, Correctional Kitchen Equipment.**

**Question #4** - We saw the issued solicitation last week. Thanks! The ... Program for correctional health is normally based on a deviated mark-up schedule (99% fill rate) not a fixed fee per case. Does the request for fixed fee per case prevent us from submitting a ... bid response?

**Answer #4 – No, not at all, this is a request for proposal and the State will consider all offers.**

Question #4A: Can there be an amendment to include a GPO deviated mark-up schedule pricing structure response for the market basket cost comparison? The deviated mark-up schedule includes the competitively bid low cost Contracted Manufacture Agreements and the matrix driven incentives to benefit the state's actual spend, delivered drop sizes /logistics, and payment terms for all Agencies listed on Attachment A1.

**Answer #4A – As the market basket is included to provide a specific method to evaluate cost, providing an alternate pricing structure would not allow for an apples to apples comparison.**

## **Section B – Amend Solicitation**

Amend Section C.1 to read:

Purpose of Solicitation: Request sealed proposals from suppliers that can supply and deliver one or more Categories of Food Service Products. OMES CP may establish one or more Statewide Price Agreement(s) for the purchase of Food Service Products from one or more Categories. Due to the variability of the kinds and quantities of required food service products, and to provide more opportunity to suppliers, there are four different Food Service Products Types that are requested through this RFP:

Type 1 – Prime Vendor Distribution suppliers that offer all Categories (Section C.5, Categories 1 – 12)

Type 2 – Grocery suppliers that offer less than all Categories (Section C.5 , Categories 1 – 12)

Type 3 – Truckload suppliers that offer Truckload quantities (Section C.5, Categories 3, 5, 6 and 7).

Type 4 – Supply/Equipment – Kitchen Smallwares (Section C.5, Category 10)

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## Description of Amendment - continuing

Food Service Products

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Section B – Amend Solicitation - continued

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### Amend Section C.4.3 to read:

The Distribution Fee is an amount added to each product for the services rendered by the Contractor. The fee will remain firm (unchanged) for the duration of the contract. The distribution fee typically consists of the Contractors projected general and administrative costs, overhead expenses, packaging costs, transportation costs from the Supplier(s)'s distribution point, including all fuel costs, any other projected expenses associated with the Supplier(s) function, and anticipated profit. The distribution fee is intended to reflect the difference between the cost, contract management fee and the net delivered price to deliver the specified product to the customer. The distribution price must be offered as a dollar amount.

Amend Section C.5 to read:

CATEGORY 7: Canned and Dry\*

CATEGORY 12: Dispenser/Beverage\*

\*Excludes items available from State Use

Amend Section H to read:

### H. PRICE AND COST

In order to be considered for award of a Food Service Products Category Tab 1 – 12 the Proposer must Offer items within the Categories items as listed in Attachment A – Marketbasket and Attachment C – Smallwares Marketbasket. Cost Proposal Type 1 or Type 2 or Type 3 or Type 4, as listed in Section C.1.

The quantities listed in Attachment A – Marketbasket. Type 1, Type 2 and Type 3 is a representation of Food Service Products that have been ordered in the past and will be used for evaluation purposes only and there is in no guarantee of future orders for these products.

1. Proposers of Type 1 – Prime Vendor is to offer all Food Service Products Categories as listed in Section C.5. If a Proposer does not offer ALL categories, Proposer may propose as Type 2 – Grocery, for each category.
2. Proposers of Type 2 – Grocery Suppliers and Type 3 - Truckload, may choose to offer one or more Food Service Product Categories as listed in Section C.5.
3. Proposers of Type 4 – Smallware Suppliers are to offer all Supplies and Equipment to provide pricing for the products listed in the Marketbasket and a percentage (%) discount off the Manufacturers List price or catalog pricing for items not listed.

Amend Pricing Proposal to include Attachment C. – Small Kitchen Wares - Marketbasket