# POST FALLS SCHOOL DISTRICT #273

DISTRICT ADMINISTRATIVE OFFICE
P.O. Box 40 • Post Falls, ID 83877-0040
208-773-1658 • FAX 208-773-3218
www.pfsd.com


## GENERAL CONDITIONS

**CONDITIONS OF CONTRACT:**

Notices, conditions and specifications issued incident to the proposal to purchase Milk Products for the 2021-2022 school year, described herein, together with the purchase policies of Post Falls School District No. 273, on file for examination in the Office of the Director of Business Operations, shall form a part of the contract conditions.

**NATURE OF CONTRACT:**

Specifications are technical for purposes of establishing high standards of line item material purchasing. Bidders shall indicate the manufacturer's brand names where specified in their proposals. All items bid or under contract stipulate there is no guarantee, promise or commitment to any quantity estimated or service to be rendered other than materials, supplies, equipment or labor authorized by direct orders.

Contracts for purchase will be put into effect by means of a purchase order executed by the Director of Business Operations after tabulations are compiled and approval is made by the Board of Trustees. Contracts will be for the 2021-2022 school year and the 2022 summer meal program.

The bidder who is awarded the bid may, at his option, subcontract to other suppliers as he deems necessary. All billing for all products awarded by this bid must be a single monthly billing from the bidder who is awarded the bid. The successful bidder will be responsible for all actions of his subcontractor.

The Buy American provision was added to the National School Lunch Act (NSLA) by Section 104(d) of the William F. Goodling Child Nutrition Reauthorization Act of 1998 (Public Law 105-336). Section 12(n) to the NSLA (42 USC 1760(n)), requiring school food authorities (SFAs) to purchase, to the maximum extent practicable, domestic commodity or product.

The Buy American provision (7 CFR Part 210.21(d)) is one of the procurement standards SFAs must comply with when purchasing commercial food products served in the school meals programs. We require that suppliers certify the food product was processed in the U.S. and certify the percentage of U.S. content, by weight or volume, in the food component of processed food products supplied to us.

**QUALITY OF MATERIALS:**

IT IS SPECIFICALLY UNDERSTOOD THAT PRODUCTS OFFERED AT THE TIME OF BIDDING SHALL BE EQUAL TO THOSE SPECIFIED. Substitutions or major alterations must be clearly indicated upon the bid response sheet at the time of bid submission and a sample is required.

All pricing will be priced to the unit of measurement specified herein or the bid will not be considered.

SAMPLES must be submitted with the name of Company origin and/or Broker/Manufacturer origin clearly marked on all samples for proper consideration. For best consideration, samples should be submitted by July 2, 2020.

**DISTRICT REPRESENTATIVE:**

Refer all questions to Becky Elmore, Director of Child Nutrition at (208) 773-1625 or e-mail her at: relmore@sd273.com. Contact with other District staff, Board of Trustees, or Administration will be by written permission only.

## RESPONSIBILITY OF VENDOR:

**Vendor must supply references as to service provided to other institutions or must have a satisfactory record as a previous supplier to Post Falls School District No. 273.**

Each contractor shall be responsible for the delivery of materials of such quality and in quantities as is specified. The bidder shall submit his bid on the proposal form furnished and shall plainly mark on the envelope:

**"SEALED BID – MILK PRODUCTS"**
**TO BE OPENED ON JULY 7, 2021 AT 9:00 AM**

Bids not delivered by Vendors at time of bid opening must be received by mail or in office no later than 4:00 PM on July 6, 2021 the last working day before the bid opening to ensure receipt prior to formal bid opening. **NO FAXES WILL BE ACCEPTED.**

The vendor shall be responsible for net revenues lost due to the inability to serve or sell milk that does not meet Idaho Environmental Health or Weights and Measures specifications for quality, wholesomeness, weight, or measure which results in meals that are non-reimbursable and cannot be claimed for federal reimbursement or sold as ala carte. As an option, the vendor may replace the defective milk with milk that meets the State Standards before meal service begins so revenues are not lost to the Child Nutrition Program.

**CONDITIONAL BIDS OR BIDS WITH STIPULATIONS WILL NOT BE ACCEPTED.**

## DELIVERY and APPROXIMATE MILK CONSUMPTION:

The vendor shall be responsible for the delivery of the products of such quality and in quantities as specified.

## DELIVERY:

Delivery will be accepted site-to-site a minimum of two (2) times per week before 9:00 a.m. No drop shipments will be accepted. All proposals must include the F.O.B. cost of the transportation to the Post Falls School District building sites.

## PAYMENTS:

Prices must remain firm as quoted by supplier until quantity awarded is received. Application for payment on or before the 25th of the month, shall be paid by the 15th of the following month. Application for payment dated after the 25th of the month, shall be paid within 30 days of the following month.

## OBJECTIONS:

Written objections to specifications or bid procedures must be received by the clerk, secretary, or other authorized official of the District at least one (1) business day before the date and time upon which bids are scheduled to be received, per Idaho Code Section 68-2806(c).

## EVALUATION CRITERIA:

Vendor selection on this project will be evaluated based on the following:
1) Price
2) Vendor reputation for providing quality materials on a timely basis.
3) Vendor who best meets the specified item as listed will be given priority in bidding a specific item.
4) Multiple vendors may be awarded individual products when it serves in the best interest of the District.
5) Location will be awarded 10 extra points for within fifteen (15) miles of the District.

The contract will be awarded to the lowest responsive and responsible bidder or bid/offer most advantageous to the District with price and other factors considered.

This institution is an equal opportunity provider.

# POST FALLS SCHOOL DISTRICT #273

DISTRICT ADMINISTRATIVE OFFICE

P.O. Box 40 • Post Falls, ID 83877-0040

208-773-1658 • FAX 208-773-3218

www.pfsd.com


## USDA Nondiscrimination Statement

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, sex, disability, age, or reprisal or retaliation for prior civil rights activity in any program or activity conducted or funded by USDA.

Persons with disabilities who require alternative means of communication for program information (e.g. Braille, large print, audiotape, American Sign Language, etc.), should contact the Agency (State or local) where they applied for benefits. Individuals who are deaf, hard of hearing or have speech disabilities may contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, (AD-3027) found online at: http://www.ascr.usda.gov/complaint_filing_cust.html, and at any USDA office, or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

(1) mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410;

(2) fax: (202) 690-7442; or

(3) email: program.intake@usda.gov.

This institution is an equal opportunity provider.

**TERRY'S DAIRY INC.**
2382 NORTH HWY
COLVILLE WA 99114

DATE JULY 05, 2021

POST FALLS SCHOOL DIST
PO BOX 40
POST FALLS ID 83877

WE WOULD LIKE TO THANK YOU FOR ALLOWING US TO SUBMIT A BID ON THE DAIRY PRODUCTS FOR 2020-2021 SCHOOL YEAR.

THE PRICING IS BASED ON JULY FMO OF $19.52 CLASS 1 COST BUTTERFAT COST OF $ 1.9778 PER LB. PRICING WILL CHANGE MONTHLY BASED ON THE FEDERAL MILK ORDER.

| | |
|---|---|
| HPT 1% CARTON EACH | $ .2679 |
| HPT FAT FREE EACH | $ .2646 |
| HPT NON FAT CHOCOLATE EACH | $ .2746 |

WE ARE LOOKING FORWARD TO THE OPPORTUNITY OF SERVING YOUR SCHOOL DISTRICT'S DAIRY NEEDS IF WE ARE SELECTED IN THE BID PROCESS.

YOUR SCHOOL DISTRICT WILL BE DELIVERED FROM OUR SPOKANE WAREHOUSE.

PLEASE CALL WITH ANY QUESTION AT 1-800-696-2936

SINCERELY,

DALE TERRY

# SCHOOL FOOD SERVICE MILK BID SPECIFICATIONS 2021 – 2022

Bid delivered carton price:

| | |
|---|---|
| ½ pint 1% white milk | $ .2679 |
| ½ pint non-fat (skim) white milk | $ .2646 |
| ½ pint non-fat chocolate milk | $ .2946 |
| ½ pint non-fat strawberry milk | $ N/A |

Bid must include nutritional specifications including total calories, total fat content, saturated fat, cholesterol, sodium, carbohydrates, sugar, protein, vitamins A & C, iron, and calcium per serving ounce or as otherwise specified by bidder.

Amount to be determined as needed and delivered to site a minimum of 2 times per week before 9:00 a.m. First delivery will be for the first full day of school, September 7, 2021 as specified by the Post Falls School District #273 and will continue through summer meals.

Bid packet must be returned to the Post Falls School District #273 office at 206 West Mullan Avenue by July 7, 2021, 9:00 a.m. local time. Bids not delivered by Vendors at time of bid opening must be received by mail, PO Box 40, Post Falls, Idaho 83877, no later than 4:00 PM on July 6, 2021 the last working day before the bid opening to ensure receipt prior to formal bid opening. No faxes will be accepted.

Bids will be opened at the Post Falls School District #273 office at 9:00 a.m. local time on Wednesday, July 7, 2021.

Signature of Bidding Agent

Dale Tekly
Printed Name of Bidding Agent

Perry's Dairy Inc
Company Name

509-684-2936
Phone Number

2382 N. Hwy Colville WA 99114
Address

This institution is an equal opportunity provider.

## Certification Regarding
## Debarment, Suspension, and Other Responsibility Matters
## Primary Covered Transactions

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 13 CFR Part 145. The regulations were published as Part VII of the May 26, 1988 *Federal Register* (pages 19160-19211). Copies of the regulations are available from local offices of the U.S. Small Business Administration.

**(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)**

(1) The prospective primary participant certifies to the best of its knowledge and belief that it and its principals:

(a) Are not presently debarred, suspended, proposed for disbarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default.

(2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective primary participant shall attach an explanation to this proposal.

Business Name TERRY'S DAIRY, INC

Date 7-52/

By DALE TERRY PRESIDENT / OWNER
Name and Title of Authorized Representative

Signature of Authorized Representative



This form was electronically produced by Elite Federal Forms, Inc.

UNITED STATES DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service
Dairy Programs

1930-220th Street SE, Ste. 102
Bothell, WA 98021
Phone: (425) 487-6009
Fax: (425) 487-2775
E-Mail: fmmaseattle@fmmaseattle.com

4835 E. Cactus Road, Ste. 440
Scottsdale, AZ 85254
Phone: (602) 547-2909
Fax: (602) 547-2906

FEDERAL MILK ORDERS 124 & 131

# Announcement of Advanced Class and Component Prices

## July 2021

| Pacific Northwest Order 124 Class I* | | | Arizona Order 131 Class I* | | |
|---|---|---|---|---|---|
| Skim | $ 12.85 | Per cwt | Skim | $ 13.30 | Per cwt |
| Butterfat | $ 1.9780 | Per lb | Butterfat | $ 1.9825 | Per lb |
| **Class Price**** | **$ 19.32** | Per cwt | **Class Price**** | **$ 19.77** | Per cwt |
| *Processor Assessment**** | *$ 0.20* | Per cwt | *Processor Assessment**** | *$ 0.20* | Per cwt |
| Total | $ 19.52 | Per cwt | Total | $ 19.97 | Per cwt |

| | | |
|---|---|---|
| Class II Skim Milk Price | $ 10.53 | Per cwt |
| Class II Nonfat Solids Price | $ 1.1700 | Per lb |

## Data Used For Price Calculations

*See 7CFR§1000.50 for Class and Component Price Formulas*

### Advance Pricing Factors

| | | |
|---|---|---|
| Base Skim Milk Price | $ 10.95 | Per cwt |
| Base Butterfat Price | $ 1.9590 | Per lb |
| Base Class I Price* | $ 17.42 | Per cwt |
| Adv. Class III Skim Milk Price | $ 10.59 | Per cwt |
| Adv. Class IV Skim Milk Price | $ 9.83 | Per cwt |

### Product Price Averages

*Two-Week Average Prices*

| | | |
|---|---|---|
| Butter | $ 1.7892 | Per lb |
| Nonfat Dry Milk | $ 1.2713 | Per lb |
| Cheese | $ 1.6323 | Per lb |
| 40-Pound Blocks | $ 1.5896 | Per lb |
| 500-Pound Barrels | $ 1.6432 | Per lb |
| Dry Whey | $ 0.6400 | Per lb |

* Class I prices are subject to applicable location adjustments. The FO 124 Class I price includes a Class I differential of $1.90 per cwt; the FO 131 Class I price includes a Class I differential of $2.35 per cwt.

** Class prices announced at 3.5 percent butterfat, using this formula: (0.965 x skim price) + (3.5 x butterfat price).

*** The 20-cent per hundredweight processor assessment is an obligation under the Fluid Milk Promotion Order (7CFR§1160.101 et seq.) imposed on any person who processes and markets commercially more than 3 million pounds of packaged fluid milk products on a monthly basis. Deliveries to consumer residences are excluded. Effective February 29, 2016, processors of certified "organic" and "100 percent organic" fluid milk products may apply for an organic assessment exemption for those products.

June 23, 2021

[redacted] Market Administrator