

STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

AMENDMENT FOR CHANGE
AMENDMENT NO. 1

TO: LIMITED DISTRIBUTION – OHIO DEPARTMENT OF DEVELOPMENTAL DISABILITIES, OHIO DEPARTMENT OF YOUTH SERVICES, OHIO DEPARTMENT OF VETERN SERVICES, OHIO SCHOOL FOR THE DEAF, OHIO STATE SCHOOL FOR THE BLIND, AND DEPARTMENT OF REHABILITATION AND CORRECTION

FROM: ROBERT BLAIR, DIRECTOR, DEPARTMENT OF ADMINISTRATIVE SERVICES

SUBJECT: CONTRACT FOR DAIRY PRODUCTS

Attached are pages 1-2, 4, 7-8, and 10-12 to this contract. Remove these pages from the existing contract and replace with the attached pages on the effective date.

This amendment is issued to add the award of OT906816, effective June 1, 2016.

All other prices, terms and conditions remain unchanged.

This Amendment, the main Requirements Contract and any additional amendments thereto are available from the DAS Web site at the following address:

<http://www.ohio.gov/procure>

Affected Contractor(s):

68375
Toft Dairy, Inc.
3717 Venice Road
Sandusky, OH 44870
chuck@toftdairy.com

75085
United Dairy, Inc.
300 North Fifth Street
PO Box 280
Martins Ferry, OH 43935
jsohonage@uniteddairy.com

235398
SmithFoods, Inc.
1381 Dairy Lane
PO Box 87
Orville, OH 44667
briandeflice@smithfoods.com

STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

MANDATORY USE CONTRACT FOR: DAIRY PRODUCTS

CONTRACT No.: OT903714

EFFECTIVE DATES: 11/15/2013 to 11/14/2016

The Department of Administrative Services has accepted bids submitted in response to Invitation to Bid (ITB) No. OT903714 that opened on 10/25/13, including the [Terms and Conditions for Bidding, Standard Contract Terms and Conditions, and Supplemental Contract Terms and Conditions](#); *and ITB OT906816 that opened 05/25/16, including the [Terms and Conditions for Bidding, Standard Contract Terms and Conditions, and Supplemental Contract Terms and Conditions](#). The evaluation of the bid response(s) has been completed. The bidder(s) listed herein have been determined to be the lowest responsive and responsible bidder(s) and have been awarded a contract for the items(s) listed. The respective bid response, special contract terms & conditions, any bid addenda, specifications, pricing schedules and any attachments incorporated by reference and accepted by DAS become a part of this Requirements Contract.

This Requirements Contract is effective beginning and ending on the dates noted above unless, prior to the expiration date, the Contract is renewed, terminated or cancelled in accordance with the Contract Terms and Conditions.

This Requirements Contract is available to OHIO DEPARTMENT OF DEVELOPMENTAL DISABILITIES, OHIO DEPARTMENT OF YOUTH SERVICES, OHIO DEPARTMENT OF VETERAN SERVICES, OHIO SCHOOL FOR THE DEAF, OHIO STATE SCHOOL FOR THE BLIND, and *DEPARTMENT OF REHABILITATION AND CORRECTION, as applicable.

Agencies are eligible to make purchases of the listed supplies and/or services in any amount and at any time as determined by the agency. The State makes no representation or guarantee that agencies will purchase the volume of supplies and/or services as advertised in the Invitation to Bid.

SPECIAL NOTE: State agencies may make purchases under this Requirements Contract up to \$2500.00 using the state of Ohio payment card. Any purchase that exceeds \$2500.00 will be made using the official state of Ohio purchase order (ADM-0523). Any non-state agency, institution of higher education or Cooperative Purchasing member will use forms applicable to their respective agency.

This Requirements Contract and any Amendments thereto are available from the DAS Web site at the following address:

<http://www.ohio.gov/procure>

Signed: _____
Robert Blair, Director Date

*Indicates the addition of award OT906816, effective June 1, 2016.

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* Indicates the update to the "Price Schedule" to include locations awarded through OT906816.

The first price change for the contract shall be effective for all deliveries made on or after January 15, 2014. The price change shall be based on the difference between the last USDA Announcement of Advanced Prices and Pricing Factors issued prior to bid opening and that issued on or about October 20, 2013. Subsequent price changes shall be effective the 15th of each month, as specified above. Price change documentation is due in accordance with time guidelines specified herein.

Although computation of monthly price adjustments may be accomplished by use of more than three digits after the decimal point, the figure showing the monthly adjustment amount for each product and the contract unit price for all products shall have no more than three digits after the decimal point. Digit(s) beyond 3, after the decimal point, shall be dropped by the Office of Procurement Services.

USAGE REPORTS: As requested the contractor must submit a report (written or on disk) indicating sales generated by this contract. The report shall list usage by customer, by line item, showing the quantities/dollars generated by this contract. The report shall be forwarded to the Office of Procurement Services, 4200 Surface Road, Columbus, Ohio 43228-1395, Attn: *David Colopy or david.colopy@das.ohio.gov.

SPECIFICATION

I. SCOPE AND CLASSIFICATION

A. Scope

The purpose of this bid is to obtain a contractor(s) to furnish and deliver milk and other specified dairy product requirements to state agencies in Ohio. The term of any contract issued pursuant to this bid shall be three (3) years, from November 15, 2013 through November 14, 2016.

B. Classification

1. Milk
 - a. Unflavored
 1. Whole (3.25%)
 2. Reduced Fat (2%)
 3. Low Fat (1%)
 4. Fat Free (Skim)
 - b. Chocolate, Low Fat, (1%)
2. Lactose Free Milk, Non-Fat
3. Buttermilk
4. Egg Nog
5. Half and Half
6. Non-Dairy Creamer
7. Cottage Cheese, Creamed
 - a. Regular, 4%
 - b. Reduced Fat, 2%
 - c. Low Fat, 1%
8. Sour Cream:
 - a. Regular
 - b. Low Fat
 - c. Fat Free
9. Yogurt, Flavored
 - a. Light
 - b. Low Fat
 - c. Low Fat, Custard Style
 - d. Greek
 - e. Frozen
10. Fruit Drink

*Indicates change.

SPECIFICATION (Cont'd.)

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<u>INSTITUTION</u>	<u>CONTACT NAME</u>	<u>CONTACT NUMBER</u>
<u>NW Region</u>		
Toledo Correctional Institution	Elisha Walton	419-726-7977
Allen Oakwood Correctional Institution	Brian Townsend	419-224-8000
Marion Correctional Institution	Tony Franklin	740-382-5781
Ohio Reformatory for Women	Tia Fairbanks	937-642-1065
Richland Correctional Institution	Christie Wressell	419-526-2100
Mansfield Correctional Institution	Matt Guiler	419-525-4455
Mansfield Correctional Institution Camp	Matt Guiler	419-525-4455
<u>NE Region</u>		
Lorain Correctional Institution	Linda Cermely	440-748-1049
Ohio State Penitentiary	Tawana Robison	330-743-0700
Trumbull Correctional Institution	William Anderson	330-898-9648
Trumbull Correctional Institution Camp	William Anderson	330-898-9648
Northeast Pre-release Center	Kelsey Smith	216-771-6460
Grafton Correctional Institution	David Ruebensaal	440-748-1049
Grafton Correctional Institution Camp	David Ruebensaal	440-748-1049
<u>SW Region</u>		
Dayton Correctional Institution	Karen Nagy	937-263-0058
Ross Correctional Institution	John Beers	740-774-7050
Chillicothe Correctional Institution	Juston Oesterle	740-774-0274
Madison Correctional Institution	Gretchen Slussar	740-852-2454
London Correctional Institution	Darryl Dodman	740-852-2454
Warren Correctional Institution	Doris Jones	513-932-3388
Lebanon Correctional Institution	Candice McVea	513-932-1211
<u>SE Region</u>		
Belmont Correctional Institution	Tony Bell	740-695-5169
Noble Correctional Institution	Tina Finneran	740-732-5188
Southeastern Correctional Institution	Aaron Dillon	740-753-1917
Hocking Correctional Institution	Aaron Dillon	740-753-1917
Pickaway Correctional Institution	Chad Kohn	614-877-4362
Correction Reception Center	Alex Silverman	614-877-2441
Southern Ohio Correctional Facility	Ronald Good	740-259-5544
<u>FMC Region</u>		
Franklin Medical Center	Pierre Nguyen	614-445-5960

IV. CONTRACTOR QUALIFICATIONS

- A. Dairies offering products shall be in compliance with all state, city and local Department of Health rules and regulations regarding sanitation. Only those bidders who are properly licensed and certified with the State of Ohio, Department of Health or other applicable state health department will be considered for an award.
- B. Each bidder shall certify that the facility processing the dairy products shall be properly approved and licensed by the Ohio Department of Health, and in accordance with the Ohio Revised Code, Section 3707:371-375 and all revisions and amendments thereto. If the dairy is located out of state, bidders shall be in compliance with the Ohio Administrative Code, Division D, Section 23-56 and all revisions and amendments thereto. The certification shall be on company letterhead signed by a duly authorized representative of the company. Attached to this letter of certification shall be a copy of the current milk processor license issued by the state/commonwealth in which the dairy is located. The state of Ohio reserves the right to reject any or all bids submitted by dairies that do not possess a valid license. This documentation should be submitted with the bid response.

V. ADDITIONAL REQUIREMENTS

- A. **REMOVED

*Indicates addition of Department of Rehabilitation and Correction locations as a result of bid number OT903616 that opened 05/25/16.

**Indicates removal "INSURANCE REQUIREMENTS." These requirements are located in the Standard Terms & Conditions linked to page 1.

B. *VENDOR INFORMATION FORMS

Bidders should provide to the Ohio Shared Services a vendor information form. The form is located on the OSS website at <http://www.ohiosharedservices.ohio.gov/VendorsForms.aspx>. Located at this site are several downloadable forms and letters of instruction necessary to either establish or update vendor information.

C. *AFFIRMATIVE ACTION

All Contractors from whom the state or any of its political subdivisions make purchases shall have a written affirmative action program for the employment and effective utilization of economically disadvantaged persons.

An Affirmative Action Program Verification Form must be submitted to the Equal Opportunity Division to comply with the affirmative action requirements pursuant to the Ohio Revised Code 125.111(B). The form verifies the company's commitment to implement steps to ensure equal employment opportunity within their organization.

The Bidder must submit with their Bid verification that this process has been completed. The following link shall provide the Bidder with access to this website to complete the application. <http://das.ohio.gov/EDO/AAPV.htm>.

BID PRICE

- A. For items with no space provided in the 'PACKAGING OFFERED, IF ALTERNATE' column on the bid pricing pages, no alternate pack will be accepted. If an alternate pack is offered, the bid response may be deemed not responsive, for the affected location(s) or lot award only.
- B. For items with space provided in the 'PACKAGING OFFERED, IF ALTERNATE' column, bidder may offer an alternate pack; however, if the alternate pack is deemed by the state to provide bidder with a pricing advantage, bid may be deemed not responsive, for the location(s) or lot award only.
- C. All items should be bid on the basis of the unit specified in the price columns.
- D. By the signature affixed on page 1 of this bid, contractor guarantees that, as of the date of delivery to the State or the State's agent, the product(s) offered is (are) not adulterated or misbranded within the meaning of the Federal Food, Drug and Cosmetic Act ("the ACT"), and not an article which may not, under the provisions of section 404, 505, or 512 of the Act, be introduced into interstate commerce.
- E. Bidders shall not insert a unit cost more than 3 digits after the decimal point. Digit(s) beyond 3, after the decimal point, shall be dropped by the Office of Procurement Services and not used in the evaluation and any subsequent award.
- F. Product packaging contains recycled material: Yes No (Please circle response), if yes, _____ %
Note: Shall not be included in evaluation

*Indicates repagination from page 7 to page 8.

CONTRACTOR INDEX (Cont'd.)

CONTRACTOR, DELIVERY AND TERMS:

BID/CONTRACT NO.: OT903714-4 (11/14/16)



68375
Toft Dairy, Inc.
3717 Venice Road
Sandusky, OH 44870

TERMS: Net 30 Days

DELIVERY: 3 Days ARO milk and 7 Days ARO other

CONTRACTOR'S CONTACT: Mr. Chuck Meisler,

Toll Free: (800) 521-4606
Telephone: (419) 625-4376
Fax: (419) 621-2010
Email: chuck@toftdairy.com

Remittance Address:

Toft Dairy Inc.
P.O. Box 2558
Sandusky, OH 44870

Preferred method of receiving purchase Orders

FAX: (419)621-2010

Award Locations: Northwest Ohio Developmental Center, Tiffin Developmental Center, Ohio Veterans Home-Sandusky

*Toledo Correctional

CONTRACTOR, DELIVERY AND TERMS:

BID/CONTRACT NO.: OT903714-5 (11/14/16)



75085
United Dairy, Inc.
300 North Fifth Street
P.O. Box 280
Martins Ferry, OH 43935

TERMS: Net 30 Days

DELIVERY: 3 Days ARO milk and 7 Days ARO other

CONTRACTOR'S CONTACT: Mr. Jeff Sohonage,

Toll Free: (800) 252-1542
Telephone: (740) 633-1451
Fax: (740) 654-6916
Email: jsohonage@uniteddairy.com

Preferred method of receiving purchase Orders

Email: jsohonage@uniteddairy.com

Award Locations: Columbus Developmental Center, Circleville Juvenile Correctional Facility, Gallipolis Developmental Center, Indian River Juvenile Correctional Facility, Ohio School for the Deaf, Ohio State School for the Blind, Scioto Juvenile Correctional Facility, Southwest Ohio Developmental Center

*Marion Correctional, Ohio Reformatory for Women, Richland Correctional, Mansfield Correctional & Mansfield Camp, Ohio State Penitentiary, Trumbull Correctional, Ross Correctional, Chillicothe Correctional, Madison Correctional, London Correctional, Warren Correctional, Lebanon Correctional, Belmont Correctional, Noble Correctional, Southeastern Correctional, Hocking Correctional, Pickaway Correctional, Correctional Reception Center, Southern Ohio Correctional, Franklin Medical Center & Pre-Release Center

*Indicates awarded locations as a result of bid number OT906816 dated 05/25/16 with Contract Terms & Conditions dated 10/2013.

CONTRACTOR INDEX (Cont'd.)

*CONTRACTOR, DELIVERY AND TERMS:

BID/CONTRACT NO.: OT903714-7 (11/14/16)



235398
SmithFoods, Inc.
1381 Dairy Lane
PO Box 87
Orrville, Ohio 44667

TERMS: Net 30 Days

DELIVERY: 3 Days ARO milk and 7 Days ARO other

CONTRACTOR'S CONTACT: Mr. Brian DeFelice,

Toll Free: (800) 776-7076
Telephone: (330) 936-2753
Fax: (330) 684-6762
Email: briandeflice@smithfoods.com

Remittance Address:

SmithFoods, Inc.
75 Remittance Drive
Department 1521
Chicago, IL 60675-1521

E-MAIL: sales@smithfoods.com

Preferred method of receiving purchase Orders

Award Locations: Allen Correctional, Lorain Correctional, Northeast Pre-Release Center, Grafton Correctional, & Grafton Camp, Dayton Correctional

*Indicates awarded locations as a result of bid number OT906816 dated 05/25/16 with Contract Terms & Conditions dated 10/2013.

SUMMARY OF AMENDMENTS

Amendment Number	Effective Date	Description
1	06/01/16	This amendment is issued to add the award of OT906816, effective June 1, 2016.