

Unified Purchasing Cooperative of the Ohio River Valley

SECTION D BID PROPOSAL FORM

BIDDERS ARE CAUTIONED THAT THE POLICY OF THE UNIFIED PURCHASING COOPERATIVE IS TO ACCEPT THE LOWEST RESPONSIBLE BID(S) RECEIVED, MEETING SPECIFICATIONS. NO CHANGES REQUESTED BY A BIDDER DUE TO ANY ERROR IN PRICING WILL BE CONSIDERED AFTER THE OPENING DATE AND TIME AS ADVERTISED. BY SIGNING THIS PROPOSAL, BIDDERS ARE ATTESTING TO THEIR AWARENESS OF THIS POLICY. ANY EXCEPTIONS TO BID REQUIREMENTS MUST BE NOTED OR THE BIDDER WILL BE EXPECTED TO PROVIDE THE PRODUCT(S) AS SPECIFIED.

Company Name: New Darcy Ohio/DBA Borden Dairy

Company Address: 415 John Street Cincinnati, Ohio 45215

Company Toll Free Telephone Number: #855-226-7336 Customer Service

Telephone Number: #513-948-2665 Company Facsimile Number: #513-948-0667

Delivery and Conditions Per Specifications of DA-2023 Can Be Met? yes ☒ Yes ☐ No

Minimum Order Requirement for Free Shipping: \$150 per delivery

Payment Terms/Conditions: Net 30 Days

Are you able to provide all members with a designated sales representative? yes ☒ Yes ☐ No

Comments: _____

Representative's Name & Contact Information: Kim Roberts office #513-948-2665

Representative's Email Address: Kim.roberts@bordendairy.com

Emergency Contact Name & Contact Information: Mike Reece office #513-948-2645

Additional Comments/Remarks: Michael.reece@bordendairy.com

Checklist:

- ☒ Have you provided all the requested information in Section E – Bid Items
- ☒ Have you completed and signed the Bid Proposal Form
- ☒ Have you included the U.S.D.A. Certification Form, Anti-Collusion Form, and Lobbying Form (all required)
- ☒ Have you included a copy of the Announcement of Advanced Prices & Pricing Factors and the Mideast Milk Marketing Agency Announcement (both issued May 2023)
- ☒ Have you provided pricing for both With and Without Equipment *See attachments for breakdowns

Geographic areas for which I am submitting bids:

- ☒ Area 1 – Brown County (OH)
- ☒ Area 2 – Butler County (OH) *see attachment
- ☒ Area 3 – Clermont County (OH) *see attachment
- ☒ Area 4 – Hamilton County (OH) *see attachment
- ☒ Area 5 – Highland County (OH)
- ☒ Area 6 – Warren County (OH) *see attachment
- ☒ Area 7 – Boone County (KY)
- ☒ Area 8 – Kenton County (KY)
- ☒ Area 9 – Campbell County (KY)
- ☒ Area 10 – Indiana (Dearborn, Ohio & Ripley Counties)
- ☒ Area 11 – Diocese of Covington (KY) *see attachment
- ☒ Areas 1-11 Combined other areas *see attachment

****PLEASE NOTE: If bid prices vary from county to county, please make copies of Section E and indicate the area (1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11) in the upper right hand corner of the first page.****

I hereby affirm that the information provided with this bid proposal form is true and correct and I am authorized to sign for the above company. Furthermore, by my signature, I affirm that I understand and will abide by the terms and conditions as outlined in this invitation.

Authorized Signature: _____

Kim Roberts

Printed Signature Name: _____

Kim Roberts

Title: _____

Key Account Manager

Date: _____

4/17/2023



**Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion
Lower Tier Covered Transactions**


AD-1048

The following statement is made in accordance with the Privacy Act of 1974 (5 U.S.C. § 552a, as amended). This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, and 2 C.F.R. §§ 180.300, 180.335, Participants' responsibilities. The regulations were amended and published on August 31, 2005, in 70 Fed. Reg. 51865-51880. Copies of the regulations may be obtained by contacting the Department of Agriculture agency offering the proposed covered transaction.

According to the Paperwork Reduction Act of 1995 an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0505-0027. The time required to complete this information collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The provisions of appropriate criminal, civil, fraud, privacy, and other statutes may be applicable to the information provided.

(Read instructions on page two before completing certification.)

- A. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency;
- B. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

ORGANIZATION NAME New Dairy Ohio, LLC (dba Borden Dairy)	PR/AWARD NUMBER OR PROJECT NAME UPC Milk Bid 2023-24
NAME(S) AND TITLE(S) OF AUTHORIZED REPRESENTATIVE(S) Michael Campe, Senior Finance Manager	
SIGNATURE(S) 	DATE April 17, 2023

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, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

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 responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or 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 discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) 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.

USDA is an equal opportunity provider, employer, and lender.

Please list company's Unique Entity ID # assigned by SAM.gov: Y92NHJ9TPKH7

Bid Title: Annual Requirements for Dairy Products

Bid Number: DA-2023

ANTI-COLLUSION AFFIDAVIT

STATE OF Ohio

COUNTY OF Hamilton

Kim Roberts, of lawful age, being first sworn on oath say, that he/she is the agent authorized by the bidder to submit the attached bid. Affiant further states that the bidder has not been a party to any collusion among bidders in restraint of freedom of competition by agreement to bid at a fixed price or to refrain from bidding; or with any state official or employees to quantity, quality, or price in the prospective contract, or any other terms of said prospective official concerning exchange of money or other thing of value for special consideration in the letting of contract; that the bidder/contractor had not paid, given or donated, or agreed to pay, give or donate to any officer or employee either directly or indirectly in the procuring of the award of a contract pursuant to this bid.

Signed

Kim Roberts

Subscribed and sworn before me this 20th day of April, 2023

Notary Public (or Clerk or Judge) Tricia R. Harko

My commission expires January 21, 2024

Kynp# 1129

CERTIFICATION REGARDING LOBBYING

Applicable to Grants, Sub-grants, Cooperative Agreements, and Contracts Exceeding \$100,000 in Federal Funds.

Submission of this certification is a prerequisite for making or entering into this transaction and is imposed by section 1352, Title 31, U.S. Code. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of a Federal contract, the making of a Federal grant, the making of a Federal loan, the entering into a cooperative agreement, and the extension, continuation, renewal, amendment, or modification of a Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all covered subawards exceeding \$100,000 in Federal funds at all appropriate tiers and that all subrecipients shall certify and disclose accordingly.

New Dairy Ohio LLC/DBA Borden Dairy
415 John Street
Cincinnati, Ohio 45215

Name/Address of Organization (FSMC)

Kim Roberts - Key Account Manager

Name/Title of Submitting Official

Kim Roberts

Signature

4/17/2023

Date

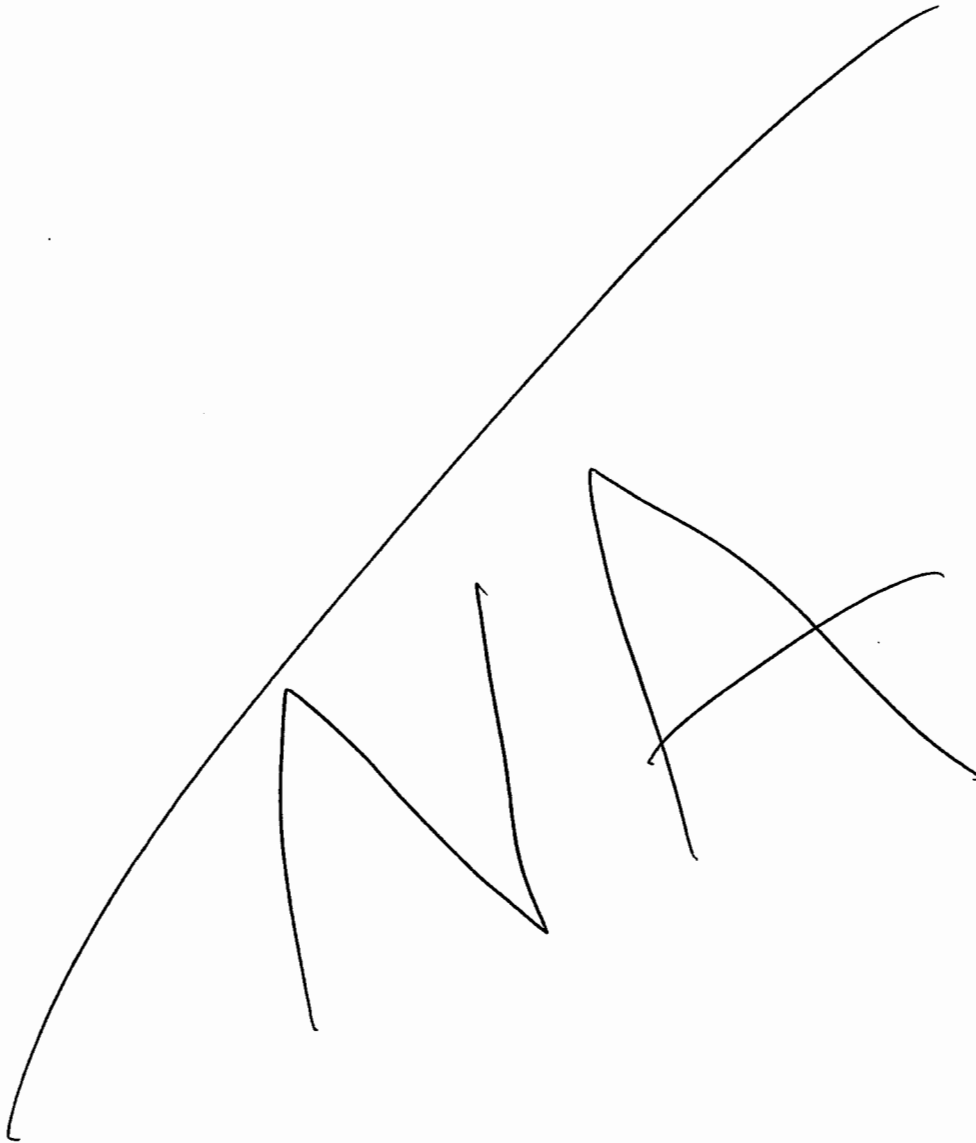
DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

1. Type of Federal Action: ____ a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance	2. Status of Federal Action: ____ a. bid/offer/ application b. initial award c. post-award	3. Report Type: ____ a. initial filing b. material change For Material Change Only: Year ____ Quarter ____ Date of Last Report ____
4. Name and Address of Reporting Entity: Prime Subawardee Tier, if known: Congressional District, if known:	5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime: Congressional District, if known:	
6. Federal Department/Agency:	7. Federal Program Name/Description: CFDA Number, if applicable:	
8. Federal Action Number, if known:	9. Award Amount, if known: \$	
10. a. Name and Address of Lobbying Entity: (last name, first name, MI) (Attach Continuation Sheet(s) SF-LLL-A if Necessary) (if individual, last name, first name, middle)	10. b. Individuals Performing Services (including address if different from No. 10.a.) 	
11. Amount of Payment (check all that apply): \$ ____ Actual \$ ____ Planned	13. Type of payment (check all that apply): ____ a. retainer ____ b. one-time fee ____ c. commission ____ d. contingent fee ____ e. deferred ____ f. other; specify:	
12. Form of Payment (check all that apply): ____ a. cash ____ b. in-kind; specify: Nature ____ Actual ____		
14. Brief Description of Services Performed or to be Performed and Date(s) of Service, including officer(s), employee(s), or member(s) contracted for Payment indicated in Item 11: (Attach Continuation Sheet(s) SF-LLL-A, if necessary)		
15. Are Continuation Sheet(s) SF-LLL-A Attached: Yes ____ (Number ____) No ____		
16. Information requested through this form is authorized by Title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.	Signature: ____ Print Name: ____ Title: ____ Telephone: ____ Date: ____	

DISCLOSURE OF LOBBYING ACTIVITIES
CONTINUATION SHEET SF-LLL-A

Reporting Entity: New Dairy Ohio LLC/DBA Borden Dairy
Page 1 of 1



Unified Purchasing Cooperative of the Ohio River Valley

1007 Cottonwood Drive
Loveland, OH 45140
(513) 674-4599

ADDENDUM 1

BID #: DA-2023
OPENING DATE: May 4, 2023

Item 1

The bid opening time and date remain unchanged.

Item 2

The following number of vendor-supplied coolers are currently being used by UPC members:

8 cases – 64

12 case – 38

16 case – 155

****numbers are approximate**

Diocese of Covington – only 2 schools don't have their own coolers (would need an 8 case)

Item 3

Attached is a list of UPC members by state and county

The End

To acknowledge receipt of this addendum, bidder should sign and return addendum by 2:00 p.m. on May 4, 2023.

Signature: 

Title: Key Account Manager

Date: 4/17/2023

Buyer: Linda Eichenberger, Unified Purchasing Cooperative Director