

## **SOLICITATION NO: AG-84N8-S-14-0094**

This is a combined synopsis/solicitation for commercial items prepared in accordance with the format in Subpart 12.6, as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; quotes/offers are being requested and a written solicitation will not be issued. The USDA Forest Service, Utah Acquisition Support Center in Salt Lake City, Utah is soliciting quotes/offers for the following requirement:

### **FENCING SUPPLIES**

**for the**

### **Fremont River Ranger District**

The Synopsis/solicitation document and incorporated provisions and clauses are those in effect through Federal Acquisition Circular 2001-22 and 2001-23. The following FAR provisions apply to this acquisition: 52.212-1, Instruction to Offerors Commercial items, and 52.212-2, Evaluation of Commercial Items, applies to the acquisition. Offerors shall include a completed copy of FAR provision 52.212-3, Offeror Representations and Certifications Commercial Items, and furnish Offeror's Federal Tax Identification Number, SAM (System for Award Management), DUNS Number. FAR Clauses 52.212-4, Contract Terms and Conditions Commercial Items and 52.212-5, Contract Terms and Conditions Required Implementing Statutes or Executive Orders Commercial Items apply to this acquisition.

Following is the Cover Sheet, Schedule of Items, Description/Specifications documents (total of 6 uploaded separately) and the AGAR 104. Please return the pages as indicated on the cover sheet.

**Offers are due no later than 11:00 A.M. (local time) Tuesday, July 8, and can be emailed to [dlucero@fs.fed.us](mailto:dlucero@fs.fed.us)**

# COVER SHEET

**\*\* ATTENTION ALL BIDDERS \*\***

**It is required that all contractors be registered annually in the SYSTEM FOR AWARD MANAGEMENT (SAM) database prior to award under this solicitation.**

**The website is [www.sam.gov](http://www.sam.gov) for information necessary for registration. (Please notify us if there are any changes ie: banking information, address changes, etc)**

**As of January 1, 2005 every contractor is required to complete the annual Representations and Certifications electronically. See <http://orca.bpn.gov> for a template of information necessary to comply with this mandate.**

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## **FENCING SUPPLIES for the Fishlake National Forest**

**PLEASE RETURN: to [dlucero@fs.fed.us](mailto:dlucero@fs.fed.us)**

- **1) Schedule of Items (completed and signed)**
- **2) 52-212-3, Offeror Representations & Certifications that you are a small business**
- **3) AGAR Advisory 104 (completed and signed)**

## SCHEDULE OF ITEMS

Description	Quantity/Unit	Unit Price	Sub Total
¼ inch cable on rolls	500 feet		
¼ inch cable clamps	200 ea		
5/16 inch Turn buckles	200 ea		
Fence Tie Wire, 9 gauge, black, smooth	800 lbs		
Fence Staples, 1 1/2 inch (HW Brand with barbs)	150 lbs		
Fence Nails, 60d sized nails	100 lbs		
Fence Spikes, 12 inch smooth	50 lbs		
Fence Spikes, 10 inch, smooth	50 lbs		
5-6 peeled Treated wood post 7 foot tall	350/ea		
6 foot Steel T-post with 4 clips/post	1000/ea		
Barbed Wire 12.5 gauge	100 rolls		
Tie Wire 12 gauge	600 lbs		
Easy Panel Braces	30 ea		
Easy Panel Angle Braces	60 ea		
Delivery (if applicable)	1 job		
<b>Please Note: The Federal Government does not pay sales tax</b>		<b>TOTAL</b>	<b>\$</b>

	<p><b>Deliver to:</b></p> <p>Fremont Ranger District  138 South Main  Loa, Utah 84747</p> <p>Delivery date :  Approximately 30 days  ARO.</p>			
	<p>For Technical  Clarifications contact:  Robert Oyler at:  435-896-1099</p> <p>For Contractual  Questions contact:  Dara Lucero at:  801-975-3496</p>			

**Vendors Name :** \_\_\_\_\_

**Vendor Representative Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Duns #:** \_\_\_\_\_

**TIN#:** \_\_\_\_\_

DEVIATION 2012-1: AGAR ADOVISORY 104-AGRICULTURE  
ACQUISITION REGULATION  
(48 CFR Chapter 4)

**AGAR 409.471 Solicitation Provision and Contract Clause.**

**Alternate 1 (Feb 2012).** The Contracting Officer shall use this alternate for all **Forest Service** solicitations above the micro-purchase threshold:

(a.) Awards made under this solicitation are subject to the provisions contained in the Consolidated Appropriations Act, 2012 (P.L. No. 112-74), Division E, Sections 433 and 434 regarding corporate felony convictions and corporate federal tax delinquencies. To comply with these provisions, all offerors must complete paragraph (1) of this representation, and all corporate offerors also must complete paragraphs (2) and (3) of this representation.

(b) The Offeror represents that –

(1) The Offeror is [ ], is not [ ] (*check one*) an entity that has filed articles of incorporation in one of the fifty states, the District of Columbia, or the various territories of the United States including American Samoa, Federated States of Micronesia, Guam, Midway Islands, Northern Mariana Islands, Puerto Rico, Republic of Palau, Republic of the Marshall Islands, U.S. Virgin Islands. (Note that this includes both for-profit and non-profit organizations.)

If the Offeror checked “is” above, the Offeror must complete paragraphs (2) and (3) of the representation. If Offeror checked “is not” above, Offeror may leave the remainder of the representation blank.

(2) (i) The Offeror has [ ], has not [ ] (*check one*) been convicted of a felony criminal violation under Federal or State law in the 24 months preceding the date of offer.

(ii) Offeror has [ ], has not [ ] (*check one*) had any officer or agent of Offeror convicted of a felony criminal violation for actions taken on behalf of Offeror under Federal law in the 24 months preceding the date of offer.

(3) The Offeror does [ ], does not [ ] (*check one*) have any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability.

(End of provision)

**AGAR 409.471 Solicitation Provision and Contract Clause.**

**(b) Contract Clause.** The contracting officer shall insert the basic clause at 452.209–71, *Assurance Regarding Felony Conviction Or Tax Delinquent Status For Corporate Applicants*, in all contract awards above the micro-purchase entered into with any entity that is a corporation, except for contracts of the Forest Service. **For all Forest Service contracts** above the micro-purchase threshold entered into with any entity that is a corporation, the contracting officer shall use Alternate 1 of the clause.

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**AGAR 452.209 – 71**

As prescribed in 409.471, insert the following clause:

**ASSURANCE REGARDING FELONY CONVICTION OR TAX DELINQUENT  
STATUS FOR CORPORATE APPLICANTS**

(a) This award is subject to the provisions contained in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2012, P.L. No. 112-55, Division A, Sections 738 and 739 regarding corporate felony convictions and corporate federal tax delinquencies. Accordingly, by accepting this award the contractor acknowledges that it –

(1) does not have a tax delinquency, meaning that it is not subject to any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, and

(2) has not been convicted (or had an officer or agent acting on its behalf convicted) of a felony criminal violation under any Federal or State law within 24 months preceding the award, unless a suspending and debarment official of the United States Department of Agriculture has considered suspension or debarment of the awardee, or such officer or agent, based on these convictions and/or tax delinquencies and determined that suspension or debarment is not necessary to protect the interests of the Government.

(b) If the awardee fails to comply with these provisions, **USDA Forest Service** may terminate this contract for default and may recover any funds the awardee has received in violation of sections 738 or 739.

(End of Clause)

**Alternate 1 (Feb 2012).** The Contracting Officer shall use this alternate for all **Forest Service** contracts above the micro-purchase threshold entered into with any entity that is a corporation:

**ASSURANCE REGARDING FELONY CONVICTION OR TAX DELINQUENT STATUS FOR CORPORATE APPLICANTS**

(a) This award is subject to the provisions contained in the Consolidated Appropriations Act, 2012 (P.L. No. 112-74), Division E, Sections 433 and 434 regarding corporate felony convictions and corporate federal tax delinquencies. Accordingly, by accepting this award the contractor acknowledges that it –

(1) does not have a tax delinquency, meaning that it is not subject to any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, and

(2) has not been convicted (or had an officer or agent acting on its behalf convicted) of a felony criminal violation under any Federal law within 24 months preceding the award, unless a suspending and debarring official of the United States Department of Agriculture has considered suspension or debarment of the awardee, or such officer or agent, based on these convictions and/or tax delinquencies and determined that suspension or debarment is not necessary to protect the interests of the Government.

(b) If the awardee fails to comply with these provisions, the Forest Service may terminate this contract for default and may recover any funds the awardee has received in violation of sections 433 or 434.

(End of Clause)

Contractor Business Name: \_\_\_\_\_

Contractor Representative Name: \_\_\_\_\_

Representative Signature: \_\_\_\_\_

Date: \_\_\_\_\_