

AMENDMENT OF SOLICITATION / MODIFICATION OF CONTRACT			1. Contract Number		Page of Pages	
					1	2
2. Amendment/Modification Number Amendment No. 005		3. Effective Date May 22, 2023	4. Requisition/Purchase		5. Solicitation Caption: Food Services Management Company (FSMC)	
6. Issued by: District of Columbia Public Schools Office of Resource Strategy / Contracts and Acquisitions Div. 1200 First Street, N.E., 9 th Floor Washington, DC 20002			Code	7. Administered By: (If other than line 6)		
8. Name and Address of Contractor (No. Street, city, county, state and zip code number) Code Facility			9A. Amendment of Solicitation No. GAGA-2022-R-0385			
			9B. Dated (See Item 11) 5/17/2023			
			10A. Modification of Contract/Order No.			
			10B. Dated (See Item 13)			
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS						
<input checked="" type="checkbox"/> The above-numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers <input checked="" type="checkbox"/> is extended. <input type="checkbox"/> is not extended. Offerors must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) completing Items 8 and 15 and returning one (1) copy of the amendment; (b) acknowledging receipt of it by virtue of this amendment, you desire to change an offer already submitted, such change may be made by letter, telegram or fax, provided each letter or telegram makes reference to the solicitation and this amendment and is received prior to the opening hour and date specified.						
12. Accounting and Appropriation Data (If Required)						
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.						
A. This change order is issued pursuant to (Specify Authority): The changes set forth in Item 14 are made in the Contract/Order No. in Item 10A.						
B. The above-numbered Contract/Order is modified to reflect the administrative changes (such as changes in paying office, appropriation data, etc.) set forth in Item 14, pursuant to the authority of 27 DCMR, Chapter 36, Section 3601.2.						
C. This supplemental agreement is entered into pursuant to the authority of:						
D. Other (Specify the type of modification and authority) X 27 DCMR 1623.1 (C) (D) Amendment of Solicitation Before Closing Date						
E. IMPORTANT: Contractor <input type="checkbox"/> is not <input checked="" type="checkbox"/> is required to sign this document and return one (1) copy to the issuing office.						
14. Description of Amendment/Modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.) The purpose of amendment 007 is to respond to the submitted questions below. All questions from prospective offeror relating to this solicitation shall be submitted electronically via email to dcpsoca.inquiries@k12.dc.gov . <u>The Offeror shall attach the signed copy of amendment 005 with its proposal.</u> <u>All terms and conditions of the solicitation referenced remain unchanged in full force and effect.</u>						
15A. Name and Title of Signer (Type or print)			16A. Name of Contracting Officer Brenda Allen			
15B. Name of Contractor (Signature of person authorized to sign)		15C. Date Signed	16B. District of Columbia <i>Brenda Allen</i> (Signature of Contracting Officer)		16C. Date Signed 5/22/2023	

Response to Questions
RFP GAGA-2022-R-0385
Amendment 007
Food Service Management Company

1. Question

DCPS is seeking a fixed meal rate contract, but Section 7 asks for a daily rate for each cluster. We do not understand if this daily rate is in addition to the FMR proposed or if DCPS anticipated that the responsibilities of providing services may be split between the new contractors and the incumbent. Can we assume that the successful bidder would be responsible for the purchasing during the transition period? Can you please provide clarification as to how this rate is different from our proposed meal rate? What costs should be covered in the fixed unit price? Are we still assuming that the successful bidder would also receive the fixed meal rate?

Response: Section I.15 Continuity of Services about the new CLIN 0012 states that the pricing per day listed would satisfy I.15.2.e and the permitted “fee” to be charged to DCPS by the incumbent contractor during this transition period. The outgoing incumbent would invoice the district based on meal counts and contracted meal rates.

2. Question

What is being requested regarding 1) subcontracting requirements and 2) adding CLIN 0012 for the transition period? Please also clarify what CLIN 0012 is.

Response: Based on the federal status below, subcontracting plan requirements are removed from the solicitation because state and local governments cannot impose state and local requirements on federally funded projects. Offerors may revise their proposals and submit them for evaluation and reconsideration for award.

- a. Based on Federal status, 2 CFR 416.1(b) (federal grants requirements) states that “Procurements by States under USDA entitlement programs ... shall be conducted in a manner that prohibits the use of statutorily or administratively imposed in-State or local geographic preferences except as provided for in 2 CFR 200.319(c).”
- b. 2 CFR 200.319(c) federal grants requirements) states, “The Non-Federal entity must conduct procurements in a manner that prohibits the use of statutorily or administratively imposed state, local, or tribal geographical preferences in the evaluation of bids or proposals, except in those cases where applicable Federal statutes expressly mandate or encourage geographic preference.”
- c. The response to the second portion of the question answered above in question one.