

July 11, 2022

ES Foods  
Attn: Olivia Kan  
20 Crossways Park North, Suite 100  
Woodbury, NY 11797

Reference: IFB#2000003523 – Food Products for the School Lunch Program

Dear Olivia Kan:

**Acceptance Agreement**

**Contract Number: 4400011369**

This acceptance agreement signifies a contract award to ES Foods for the School Lunch Program for line items 130, 132, 133 and 134. The period of the contract shall be from Date of Award through June 30, 2027 with the option to renew for two (2) one-year periods.

The contract award shall be in accordance with:

1. This Acceptance Agreement;
2. The Terms and Conditions of IFB#2000003523, and all addenda;
3. Your bid dated May 19, 2022; and
4. The attached summarized Pricing Schedule.

Please note that this is not an order to proceed. A purchase order, which constitutes your notice to proceed, will be issued to your company. Please provide your Insurance Certificate according to Special Provisions Paragraph 17 within ten (10) days after receipt of this letter. Contract award documents may be viewed on the Fairfax County, Department of Purchasing and Supply Management website at: [www.fairfaxcounty.gov/register](http://www.fairfaxcounty.gov/register).

Sincerely,



Michelle R. Pratt  
Director

MRP/rt

Item No.	Item Description	Qty	UOM	Price per UOM	Extension
130.	UNITIZED MEAL KIT, TURKEY AND CHEESE SANDWICH	115,020	Each	\$2.594/each kit	\$298361.88
		3,834	Cases	\$77.82/case	\$298361.88
	** ES Foods 61925 - Unitized Meal Kit, Turkey & Cheese Sandwich Thaw & Serve, 30 kits/case)				

**DESCRIPTION:**

- Meal kits must provide a minimum of two (2) meat/meat alternate, 1oz. grain equivalent, ½ cup fruit, and ½ cup vegetable in accordance with the USDA Child Nutrition Program.
- Meal kits must be prepackaged, not requiring of any preparation, and designed for grab and go service.
- Required product information to include nutritional content analyzed on actual portion size, ingredient statement with allergens listed, and meal contribution in accordance with the USDA Child Nutrition Program. CN label is preferred. Letter of domestic certification is required on this product.
- "Sell by" "Use by" or any other type of food label dates noting expiration must be on each package or box.

**STANDARD:** ES Foods #61925, or equal. **PACK:** 30 kits per case

**PACK IF DIFFERENT:**           N/A           **BRAND IF DIFFERENT:** N/A (bidding as is)

**NUMBER OF CASES PER PALLET:** 42 cases/pallet

**NUMBER OF PALLETS PER TRUCKLOAD:** 28 pallets/truckload

**MINIMUM ORDER QUANTITY STATED BY THE CASE:** 294 cases (7 Pallets)

**PRODUCT SHELF LIFE** 90Days

**PRODUCT SHELF LIFE REFRIGERATED:** 3 days **PRODUCT SHELF LIFE FROZEN:** 90 days

**PACKAGE SHELF LIFE CODE:(check one)** Use By X Sell By      Best Before       
 Expires On      Pack Code - Born On      Guaranteed Fresh     

**MAXIMUM AMOUNT OF SHELF LIFE THAT COULD BE EXPIRED UPON DELIVERY:** 90 days

**EXAMPLE OF MFG'S. EXPIRATION DATE CODE:** Use By: Jul, 14, 2020 0193 MIL 9347

**EXPLANATION OF MFG'S EXPIRATION DATE CODE:** Use By: Month Day Year, Julian Expiration Date, Plant code

**DOES MANUFACTURER PRACTICE HACCP?** Yes X No

Delivery 21calendar days after receipt of order.

Item No.	Item Description	Qty	UOM	Price per UOM	Extension
132.	UNITIZED MEAL KIT, CHICKEN PATTY ON BUN	115,020	Each	\$2.594/each kit	\$298361.88
		3,834	Cases	\$77.82/case	\$298361.88
	ES Foods 61961 - Thaw & Serve Meal Breaks, Pepper Jack Melt, 30 Meals per case				WG Ciabatta

**DESCRIPTION:**

- Meal kits must provide a minimum of two (2) meat/meat alternate, 1oz. grain equivalent, ½ cup fruit, and ½ cup vegetable in accordance with the USDA Child Nutrition Program.
- Meal kits must be prepackaged, not requiring of any preparation, and designed for grab and go service.
- Required product information to include nutritional content analyzed on actual portion size, ingredient statement with allergens listed, and meal contribution in accordance with the USDA Child Nutrition Program. CN label is preferred. Letter of domestic certification is required on this product.
- "Sell by" "Use by" or any other type of food label dates noting expiration must be on each package or box.

STANDARD: ES Foods #61950, or equal. PACK: 30 kits per case      \*\* Item 61950 has been discontinued. We are offering 61961 for consideration \*\*

PACK IF DIFFERENT: 30 kit per case      BRAND IF DIFFERENT: ES Foods 61961 - Thaw & Serve Meal Breaks, WG Ciabatta Pepper Jack Melt, 30 Meals per case

NUMBER OF CASES PER PALLET: 42 cases/pallet

NUMBER OF PALLETS PER TRUCKLOAD: 28 pallets/truckload

MINIMUM ORDER QUANTITY STATED BY THE CASE: 294 cases (7 Pallets)

PRODUCT SHELF LIFE 90 Days

PRODUCT SHELF LIFE REFRIGERATED: 3 days      PRODUCT SHELF LIFE FROZEN: 90 days

PACKAGE SHELF LIFE CODE:(check one)    Use By X      Sell By           Best Before       
    Expires On         Pack Code      Born On           Guaranteed Fresh     

MAXIMUM AMOUNT OF SHELF LIFE THAT COULD BE EXPIRED UPON DELIVERY: 90 days

EXAMPLE OF MFG'S. EXPIRATION DATE CODE: Use By: Jul 14, 2020 0193 MIL 9347

EXPLANATION OF MFG'S EXPIRATION DATE CODE: Use By: Month Day, Year, Julian Expiration Date, Plant Code

DOES MANUFACTURER PRACTICE HACCP? Yes X No

Delivery <sup>21</sup>      calendar days after receipt of order.

Item No.	Item Description	Qty	UOM	Price per UOM	Extension
133.	UNITIZED MEAL KITS, PEANUT BUTTER & JELLY	115,020	Portions	\$2.594/each kit	\$298361.88
		3,834	Cases	\$77.82/case	\$298361.88
		ES Foods 61955 - Thaw & Serve Meal Breaks, WG Crustless Cocoa CPB Sandwich Meal, 30 count per case			

**DESCRIPTION:**

- Meal kits must provide a minimum of two (2) meat/meat alternate, 1oz. grain equivalent, ½ cup fruit, and ½ cup vegetable in accordance with the USDA Child Nutrition Program.
- Meal kits must be prepackaged, not requiring of any preparation, and designed for grab and go service.
- Required product information to include nutritional content analyzed on actual portion size, ingredient statement with allergens listed, and meal contribution in accordance with the USDA Child Nutrition Program. CN label is preferred. Letter of domestic certification is required on this product.
- "Sell by" "Use by" or any other type of food label dates noting expiration must be on each package or box.

\*\* 61921 has been discontinued. We are offering 61955 for your consideration \*\*

**STANDARD:** ES Foods #61921, or equal. **PACK:** 30 kits per case

**PACK IF DIFFERENT:** 30 kit per case **BRAND IF DIFFERENT:** ES Foods 61955 - Thaw & Serve Meal Breaks, WG Crustless Cocoa CPB Sandwich Meal, 30 count per case

**NUMBER OF CASES PER PALLET:** 56 cases/pallet

**NUMBER OF PALLETS PER TRUCKLOAD:** 28 pallets/truckload

**MINIMUM ORDER QUANTITY STATED BY THE CASE:** 392 cases (7 Pallets)

**PRODUCT SHELF LIFE** 90 Days

**PRODUCT SHELF LIFE REFRIGERATED:** 3 days **PRODUCT SHELF LIFE FROZEN:** 90 days

**PACKAGE SHELF LIFE CODE:**(check one) Use By  - Sell By \_\_\_ Best Before \_\_\_  
 Expires On \_\_\_ Pack Code Born On \_\_\_ Guaranteed Fresh \_\_\_

**MAXIMUM AMOUNT OF SHELF LIFE THAT COULD BE EXPIRED UPON DELIVERY:** 90 days

**EXAMPLE OF MFG'S. EXPIRATION DATE CODE:** Use By: Jul 14, 2020 0193 MIL 9347

**EXPLANATION OF MFG'S EXPIRATION DATE CODE:** Use By; Month Date, Year, Julian Expiration Date, Plant Code

**DOES MANUFACTURER PRACTICE HACCP?** Yes  No

Delivery 21 calendar days after receipt of order.

Item No.	Item Description	Qty	UOM	Price per UOM	Extension
134.	UNITIZED MEAL KIT, NO NUT BUTTER SANDWICH, SHELF STABLE	115,020	Each	\$2.244/kit	\$258104.88
		3,834	Cases	\$67.32/case	\$258104.88
		ES Foods 61437 - unitized meal kit, No Nut Butter Sandwich, Shelf Stable, 30 kits per case			

**DESCRIPTION:**

- Meal kits must provide a minimum of two (2) meat/meat alternate, 1oz. grain equivalent, ½ cup fruit, and ½ cup vegetable in accordance with the USDA Child Nutrition Program.
- Meal kits must be prepackaged, not requiring of any preparation, and designed for grab and go service.
- Product must be shelf stable.
- Required product information to include nutritional content analyzed on actual portion size, ingredient statement with allergens listed, and meal contribution in accordance with the USDA Child Nutrition Program. CN label is preferred. Letter of domestic certification is required on this product.
- "Sell by" "Use by" or any other type of food label dates noting expiration must be on each package or box.

**STANDARD:** ES Foods #61437, or equal. **PACK:** 30 kits per case

**PACK IF DIFFERENT:** N/A **BRAND IF DIFFERENT:** N/A (bid as is)

**NUMBER OF CASES PER PALLET:** 56 cases/pallet

**NUMBER OF PALLETS PER TRUCKLOAD:** 28 pallets/truckload

**MINIMUM ORDER QUANTITY STATED BY THE CASE:** 392 cases (7 Pallets)

**PRODUCT SHELF LIFE** 120 Days

**PRODUCT SHELF LIFE REFRIGERATED:** \_\_\_\_\_ **PRODUCT SHELF LIFE FROZEN:** Product is shelf stable

**PACKAGE SHELF LIFE CODE:** (check one) Use By X - Sell By \_\_\_\_\_ Best Before \_\_\_\_\_  
 Expires On \_\_\_\_\_ Pack Code \_\_\_\_\_ Born On \_\_\_\_\_ Guaranteed Fresh \_\_\_\_\_

**MAXIMUM AMOUNT OF SHELF LIFE THAT COULD BE EXPIRED UPON DELIVERY:** 120 days

**EXAMPLE OF MFG'S EXPIRATION DATE CODE:** Best By 07/30/20 9291

**EXPLANATION OF MFG'S EXPIRATION DATE CODE:** Best By MM/DD/YY YDDD (Julian Production Date)

**DOES MANUFACTURER PRACTICE HACCP?** Yes X No

Delivery <sup>21</sup> calendar days after receipt of order.