

## State of Maine Procurement Justification Form

This form must accompany all contract requests and sole source requisitions (RQS) over \$5,000 submitted to the Division of Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below. All responses (except signatures) must be typed; no hand-written forms will be accepted. See the guidance document posted with this form on the Division of Procurement Services website (Forms page) for additional instructions.

### PART I: OVERVIEW

Department Office/Division/Program:		Materials Testing & Exploration, Project Development	
Department Contract Administrator or Grant Coordinator:		Mark Alley, Laboratory Testing Engineer	
(If applicable) Department Reference #:			
Amount: (Contract/Amendment/Grant)	\$ 8,298.25	Advantage CT / RQS #:	RQS20210303*0800
CONTRACT	Proposed Start Date:	2/15/2021	Proposed End Date: 2/14/2022
AMENDMENT	Original Start Date:		Effective Date:
	Previous End Date:		New End Date:
GRANT	Project Start Date:		Grant Start Date:
	Project End Date:		Grant End Date:
Vendor/Provider/Grantee Name, City, State:		Anton Paar USA, Inc. (VS0000021687) 10215 Timber Ridge Drive Ashland, VA 23005	
Brief Description of Goods/Services/Grant:		Service Agreement for Dynamic Shear Rheometer laboratory testing equipment to include preventive maintenance and calibration.	

### PART II: JUSTIFICATION FOR VENDOR SELECTION

Mark an "X" before the justification(s) that applies to this request. (Check all that apply.)

	A. Competitive Process		G. Grant
	B. Amendment		H. State Statute/Agency Directed
<b>X</b>	C. Single Source/Unique Vendor		I. Federal Agency Directed
	D. Proprietary/Copyright/Patents		J. Willing and Qualified
	E. Emergency		K. Client Choice
	F. University Cooperative Project		L. Other Authorization

### PART III: SUPPLEMENTAL INFORMATION

Please respond to ALL of the following:

- 1. Provide a more detailed description and explain the need for the goods, services or grant to supplement the response in Part I.**

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### PART III: SUPPLEMENTAL INFORMATION

The MaineDOT Central Laboratory's Dynamic Shear Rheometers (DSRs) are critical pieces of laboratory testing equipment used to verify PG Asphalt Binder (PGAB) materials used in highway construction. PGAB is a major component of asphalt pavement in which the MaineDOT invests many millions of dollars each year. To ensure accuracy of results and to maintain required laboratory accreditation, it is necessary for this equipment to be properly maintained and calibrated.

2. Provide a brief justification for the selected vendor to supplement the response in Part II.

Although there is at least one other vendor that offers generic calibration services for DSRs, there are a number of factors that require this work to be performed by Anton Paar USA, the manufacturer of this DSR: 1) No other vendor would be capable or qualified to make actual repairs or significant adjustments to the instrument—they would only be able to verify that the instrument is operating within tolerances; 2) this DSR is operated by proprietary software which another vendor likely will not be able to modify; 3) having another vendor service our DSR would very likely lead to contention between them and the manufacturer (and frustration and delay for us) should there be any operational issues.

3. Explain how the negotiated costs or rates are fair and reasonable; or how the funding was allocated to grantee.

The cost of this service agreement is comparable to the cost of agreements we have had with other vendors for similar laboratory testing equipment.

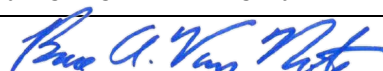
4. Describe the plan for future competition for the goods or services.

The MaineDOT laboratory works with a variety of vendors for equipment calibration services and has changed working relationships as required based upon performance, customer service and cost. Because this DSR is such a specialized piece of equipment the vendors available to perform service and calibration of it are extremely limited and not much can be done on our part to foster competition. An effort was made to obtain a reduced cost service agreement through our master agreement with REMI (as we did for our other DSR), but they were not able to support this equipment.

### PART IV: APPROVALS

Signature of requesting  
Department's Commissioner  
(or designee):

*By signing below, I signify that I approve of this procurement request.*



Printed Name:

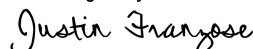
Bruce A. Van Note, Commissioner

Date:

3/2/21

Signature of DAFS  
Procurement Official:

DocuSigned by:



Printed Name:

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Justin Franzose

Date:

3/8/2021