



FULLY EXECUTED
Purchase Order No: 4300317191
Original PO Effective Date: 01/26/2012
PO Issue Date: 01/27/2012

Your SAP Vendor #: 151723

Please Deliver To:
Penn DOT
351 New Castle Road Main Floor
Butler PA 16001 US

Supplier Name/Address:
HEILMAN PAVEMENT
SPECIALTIES INC
290 N PIKE RD
SARVER PA 16055-9735 US

Please Bill To:
Commonwealth of Pennsylvania - PO Invoice
PO Box 69180
Harrisburg, Pennsylvania 17106

Supplier Phone Number: 7243532700

Purchasing Agent

Name: Jamon Fogarty
Phone: 717-346-3848
Fax: 717-783-6241

Purchase Order Description:
15, COLD MIX RECYCLED ASPHALT

This Purchase Order is comprised of: The above-referenced Solicitation, the Suppliers Bid or Proposal, and any documents attached to this Purchase Order or incorporated by reference.

Suppliers must provide four mandatory elements on PO invoices: PO Number, Invoice Date, Invoice Number, and Invoice Gross Amount. Failure to comply will result in the return of the invoice. Additional optional information such as supplier name, address, remit to information and PO Line Item information will improve invoice processing.

Item	Material/Service Desc	Qty	UOM	Delivery Date	Net Price	Price Unit	Total
1	Recycled Asphalt Mix	4,500.000	US Ton		19.26	1	86,670.00

General Requirements for all Items:

Information:

Total Amount:
SEE LAST PAGE FOR TOTAL OF ALL ITEMS

Currency: USD

Supplier's Signature _____

Title _____

Printed Name _____

Date _____



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Supplier Name:
HEILMAN PAVEMENT
SPECIALTIES INC

Header Text

Restricted bid for HEI-WAY Recycled Asphalt Material General Purpose Cold Mixed RAP Wearing Course.

Please complete and attach the State of Manufacture Chart with your bid.

Direct questions to:

Jamon Fogarty
717-346-3848
jafogarty@pa.gov

No further information for this PO.

Information:

Total Amount:

86,670.00

Currency: USD

PENNDOT
OFFICE SERVICES
HARRISBURG, PA

11 SEP -6 PM 12:01

RECEIVED

SOURCE JUSTIFICATION FORM

Bureau of Procurement

The objective of this form is to capture all relevant documentation an Agency may have to assist the Department of General Services ("DGS"), Bureau of Procurement, in expediting the source justification review process. This form must be completed electronically, signed, and submitted with all relevant documentation to DGS. If a question is neither mandatory nor applicable, please indicate "N/A". Please use standard terminology and define acronyms.

SECTION A

1. Agency Name:	Transportation		
2. Procurement Description: This description will appear on the eMarketplace website for public viewing:	Cold Mix Rap Wearing Course		
Materials Description:	Cold Mix Rap Wearing Course		
Services Description:			
IT-Materials Description:			
IT-Services Description:			
3. Materials Shopping Cart # or Services SPR#	11172113	Estimated Cost:	\$50,001 - \$100K
		Initial Contract Term:	one year
		Renewals:	
4. Supplier - Name:	Heilman Pavement Specialties, Inc /Hei-Way, LLC		
Full Address:	290 North Pike Road, Sarver, PA 16055		
Contact Name:	Glenn Heilman, President		
Telephone:	724-353-2700	FAX:	
E-mail:	hps@salsgiver.com		
SRM Supplier #:	151723		
5. Delivery or service location:	Butler, PA		

SOURCE JUSTIFICATION FORM

Bureau of Procurement

SECTION B

- 1. **Sole Source:** Only known source - Not available from another supplier.
- 2. **Single Source (Material/Repair/Maintenance):** Material or service MUST be compatible with existing equipment. Documentation must be provided from the manufacturer.
- 3. **Single Source (Used Equipment):** Value set by 2 independant 3rd party appraisals.
- 4. **Single Source (Professional Expert):** Describe in detail in Section C.
- 5. **Exempt (Law):** A federal or state statute or regulation exempts the procurement from the competitive procedure. Any applicable information precluding the procurement from competitive procedures must be attached.
- 6. **Feasibility:** Clearly not feasible to award the contract on a competitive basis.
- 7. **No Substitute:** Require OEM material but may be competitively bid, i.e. distributors.

SECTION C

1. Describe the unique features of this procurement that prohibit a competitive environment. If applicable, attach a Statement of Work ("SOW").

This is a bituminous road building material utilizing reclaimed asphalt pavement and virgin asphalt. The material is defined as a cold recycled wearing course that does not require surface treatment. This is an experimental material and is the first time it will be used by PennDOT for a "Pilot Project". There is a cost savings comparing the agreed upon material price of \$19.26/ton to the current average Cold RAP material price of \$22.47/ton. The cost difference of \$3.21 per ton and a projected amount of 4,500 tons for the project, estimates the cost savings to be \$14,445. An additional benefit to using this material is that it can be stored for up to 3 weeks compared to the material currently used as it cannot be stored at all.

2. Document and attach the research that has been conducted to date to verify the supplier is the only known source.

Statement from Glenn Heilman: "Heilman's cold recycled RAP is not available in existing specs or methods yet. This is a wearing course made with 100% RAP and stored up to 3 weeks. It is not a base course like cold recycling RAP currently used."

3. Does the supplier utilize distributors, dealers, resellers, etc.? If "Yes," please identify.

No

4. Are there compatibility requirements or compliance requirements with a warranty or service agreement? If "Yes," please explain.

No

SOURCE JUSTIFICATION FORM

Bureau of Procurement

5. How has the material or service been procured in the past? Please provide previous source justifications, contracts, & PO's for this material or service.

This is a new product. The Bureau of Construction and Materials is developing an action plan based on results of this "Pilot Project" for this experimental material to eventually be available for statewide use. The project is scheduled for Spring 2012 and will take approximately 1 week. We are willing to use the experimental material to test it against the normal Cold recycled material we currently use. The manufacturer cannot competitively bid because he will not disclose the specifics of the oil content. If the material performs as advertised, we would like to use it again in 2013.

6. If procured through the IT/ITQ process, please provide original \$ amount and contract period of order. Is this the final phase of the project?

N/A

7. If this is an upgrade, addition, alteration, etc., to an earlier procurement, please describe in detail.

N/A

8. What are the consequences of not approving this procurement?

A more expensive material would have to be utilized and may not have the life cycle of this experimental material.

9. If timing is a factor, what is the time factor and why?

This project is planned for the Spring of 2012.

10. List any other information relevant to the acquisition of this procurement here or as an attachment.

Attached

11. For requests > \$100,000, has the supplier signed cost or pricing data certification and is the pricing breakdown attached?

N/A

SOURCE JUSTIFICATION FORM

Bureau of Procurement

SECTION D

IMPORTANT*: The printed names on this form shall constitute the signatures of these individuals. Agencies must insure that these individuals review the completed form and give their consent to apply their printed name on this form. No handwritten signatures shall be required in order for the form to be considered "signed" by those individuals whose names appear in the signature section of the form.

Shopping Cart Contact Person (Person whom DGS will contact regarding the Shopping Cart):

Name:	Jan Reed	P-Group:	422	Date:	08-31-11
Title:	Stock Clerk	Telephone:		Fax:	

Agency Contact Person: Person in your agency that DGS can contact for additional information, etc.

Name:	Harold Swan	Title:	RPM	Date:	08-31-11
Telephone:		Fax:		Email:	hswan@pa.gov

Approving Authority (Agency Head or Deputy reviewing and approving this request): Approving Authority connotes approval of the source justification and the cost or pricing data certification.

Name:	Joseph P Dubovi, PE	Title:	District Executive, Engineering	Date:	08-31-11
Telephone:		Fax:			

Additional Approvals (if required by Agency):

Name	Title	Date
Telephone	Fax	Email
Name	Title	Date
Telephone	Fax	Email
Name	Title	Date
Telephone	Fax	Email
Name	Title	Date
Telephone	Fax	Email
Name	Title	Date
Telephone	Fax	Email

Heilman Pavement Specialties, Incorporated

290 North Pike Road • Sarver, Pennsylvania 16055-9735

(724) 353-2700

...Innovators and manufacturers of...



Premium Asphalt Materials

September 23, 2011

Harold Swan, Roadway Programs Manager/SAP Maintenance Manager
Pennsylvania Department of Transportation
District 10-0
2550 Oakland Avenue, RT 286 South
Indiana, PA 15701

Re: Pricing for spring, 2012 experimental HEI-WAY Recycled Wearing Course project, Butler County, 10-2

Harold:

For the above referenced project, Heilman Pavement Specialties will furnish the Department up to a maximum of 4500 tons of recycled mix at the agreed upon price of \$19.26 per ton. The total cost of project is \$86,670.00.

We look forward to working with the Department on this new recycled material.

Sincerely,

A handwritten signature in cursive script that reads "Glenn H. Heilman".

Glenn H. Heilman, Vice President
Heilman Pavement Specialties, Inc.

Updated Submission for PE#2009-12

CS-4170 (03-10)

(For official use)



pennsylvania
DEPARTMENT OF TRANSPORTATION

PE PEQ

Evaluation Number: _____

Bureau of Construction and Materials
Product Evaluation Application

COPY

Date Received: _____

Date Processed: _____

Submit one original and one copy of each completed application package & Certificate of Eligibility (pages 1 through 7 only with any required/appropriate attachments, do not include the instructions) to the address listed in the information above and on Page 7 of 7. Applicants are strongly encouraged to include a CD containing a scanned electronic version of the complete signed and dated application package in "PDF" or "TIF" format in 1 of the duplicate hard copy.

Failure to supply all the requested information will result in the application being rejected with no action.

SECTION I

GENERAL PRODUCT / MANUFACTURER INFORMATION

Name of Manufacturer, Coater, Fabricator or Precaster: Heilman Pavement Specialties, Inc.

Street Address: 290 North Pike Road

City: Sarver State: PA Zip Code: 16055

Identify the Address above:
 Main Business Address, actual facility address listed in Section V Both Business Address and Facility Address as listed in Section V

Manufacturer Web Address: hei-way.com

URL (Web Link) to On Line Product Information: hei-way.com

Technical / QC Representative: Glenn Heilman Phone No.: (724) 353-2700 ext. _____

Tech. / QC Rep. E-Mail Address: hps@salsgiver.com

Sales Representative: N/A Phone No.: _____ ext. _____

Sales Rep. E-Mail Address: _____

* Representative Co. or Licensor: N/A

PRODUCT IDENTIFICATION: (Do not list multiple products or intended uses in one form)

Trade Name / Model No.: HEI-WAY Recycled Asphalt Material General Purpose

Generic Product Name: Cold Mixed RAP Wearing Course

For Evaluation purposes, define your product's specific use in the transportation system:

This PE submission is for a 100% RAP coldmix that is made using the HEI-WAY process. The RAP millings are screened and mixed in a portable pugmill with our rejuvenating agent and stockpiled for up to 3 weeks and placed as a wearing course for secondary

CHECK HERE IF YOUR PRODUCT CONTAINS IRON OR STEEL I / WE certify that we received a copy of the Mill Certification Form from the manufacturer(s) of any steel or iron materials contained in our product and all manufacturing processes including coatings application (e.g., epoxy, galvanizing, or painting) have occurred in the United States and we are maintaining copy(s) in our files in accordance with Pub. 408 Section 106.03(b)3.

Note: While coating materials themselves are not covered by Buy America, the application of these materials on steel or iron must occur in the United States.

*Application must be completed and signed by the manufacturer

Updated Submission for PE#2009-12

CS-4170 (03-10)

(For official use)



pennsylvania
DEPARTMENT OF TRANSPORTATION

PE PEQ

Bureau of Construction and Materials
Product Evaluation Application

COPY

Evaluation Number: _____

Date Received: _____

Date Processed: _____

Submit one original and one copy of each completed application package & Certificate of Eligibility (pages 1 through 7 only with any required/appropriate attachments, do not include the instructions) to the address listed in the header above and on Page 7 of 7. [REDACTED], applicants are strongly encouraged to include a CD containing a scanned electronic version of the complete signed and dated application package in "PDF" or "TIF" format in lieu of the duplicate hard copy. [REDACTED]

Failure to supply all the requested information will result in the application being rejected with no action.

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GENERAL PRODUCT / MANUFACTURER INFORMATION**

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Street Address: 290 North Pike Road

City: Sarver State: PA Zip Code: 16055

Identify the Address above:
 Main Business Address, actual facility address listed in Section V Both Business Address and Facility Address as listed in Section V

Manufacturer Web Address: hei-way.com

URL (Web Link) to On Line Product Information: hei-way.com

Technical / QC Representative: Glenn Heilman Phone No.: (724) 353-2700 ext. —

Tech. / QC Rep. E-Mail Address: hps@salsgiver.com

Sales Representative: N/A Phone No.: _____ ext. _____

Sales Rep. E-Mail Address: _____

* Representative Co. or Licensor: N/A

PRODUCT IDENTIFICATION: (Do not list multiple products or intended uses in one form)

Trade Name / Model No.: HEI-WAY Recycled Asphalt Material General Purpose

Generic Product Name: Cold Mixed RAP Wearing Course

For Evaluation purposes, define your product's specific use in the transportation system:

This PE submission is for a 100% RAP coldmix that is made using the HEI-WAY process. The RAP millings are screened and mixed in a portable pugmill with our rejuvenating agent and stockpiled for up to 3 weeks and placed as a wearing course for secondary roads.

CHECK HERE IF YOUR PRODUCT CONTAINS IRON OR STEEL I / WE certify that we received a copy of the Mill Certification Form(s) from the manufacturer(s) of any steel or iron materials contained in our product and all manufacturing processes including coatings application (e. g. epoxy, galvanizing, or painting) have occurred in the United States and we are maintaining copy(s) in our files in accordance with Pub. 408 Section 106.03(b)3.

Note: While coating materials themselves are not covered by Buy America, the application of these materials on steel or iron must occur in the United States.

*Application must be completed and signed by the manufacturer



Sole Source Determination Summary (Materials)

Date: 11/22/2011

Commodity Specialist's Name: Jamon Fogarty

Commodity Specialist's Recommendation: Approved Disapproved

If disapproved, agency contacted

Agency: Transportation

Supplier Number: 151723

Supplier: Heilman Pavement Specialties, Inc. / Hei-Way, LLC

Sole Source ID Number: 12401

Estimated Dollar Amount: \$75,000

Federal Funds: Yes No

QA Review: Yes No

Materials:

Cold Mix Rap Wearing Course

Agency Summary:

This is a new product. The Bureau of Construction and Materials is developing an action plan based on results of this "Pilot Project" for this experimental material to eventually be available for statewide use. The project is scheduled for spring of 2012 and will take approximately 1 week to complete. We are willing to use the experimental material to test it against the normal cold recycled material we currently use. Because the product is proprietary to his company, the manufacturer will not disclose the specifics of the oil content in the product and therefore cannot be competitively bid. If the material performs as advertised, we would like to add it to the PennDOT bulletin and include with the multi award contracts for future years, making the material available for lower ADT roadways for both PennDOT and municipalities.

Procurement Summary:

Heilman's cold recycled RAP (Reclaimed Asphalt Pavement) is a proprietary experimental material and is not available in existing specs or methods. PennDOT has requested to conduct a testing of this product through a "Pilot Project" to compare its performance against the material currently being used.

PennDOT and Heilman have agreed upon a material price of \$19.26/ton for the cold recycled RAP to be used during the planned pilot project (estimated to be 4,500 tons). The material price for the material currently used is \$22.47/ton, a \$3.21/ton increase over Heilman's cold recycled RAP material.

Benefits of the cold recycled RAP:



Sole Source Determination Summary (Materials)

- Estimated \$14,445 cost savings on pilot project.
- Can be stored up to 3 weeks. Current material cannot be stored at all.
- Does not require surface treatment.

It is recommended that the procurement be approved as it is both cost effective compared to the material currently being used and if the "Pilot Program" material is successful it will provide for long term lower costs, extended use, and storage capacity. Upon successful conclusion of the "Pilot Program" the intent would be to include in subsequent Bituminous Materials, Cold Patch Materials competitive solicitations.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES
HARRISBURG**

**State Treasury
Comptroller
Procurement**

TO: Honorable Members of the
Board of Commissioners of
Public Grounds and Buildings

Pursuant to Section 2409(x) of the Administrative Code of 1929 (P.L. 177, No. 175), as amended, 71 P.S. Section 639(x), the Department of General Services is Submitting to the Board proposed purchase documents and related data for its examination and approval for the following reasons:

- Only known source – similar equipment or materials not available from another contractor.
- State contract - - contractor agrees to supply to all State agencies at a given price during the fiscal year.
(For DGS use only when establishing a State Contract).
- Equipment or materials must be compatible with existing equipment.
- Immediate purchase necessary to correct situation threatening life or property loss.
- Lease-purchase - exercise purchase option on lease.
- Medical device or supply specified by physician.
- Used equipment - within price set by one appraisal by a disinterested party.
- Used equipment - within price set by two separate appraisals by disinterested parties.
- Confirmation purchase with prior approval of the Chief Procurement Officer, Bureau of Procurement.
Explanation by the using agency is in the attached file.
- Other: Refer to revised 8/89 checklist of reasons for sole source purchases in the attached file.

REFERENCE NUMBER PO 4300317191	USING AGENCY Transportation	BOARD NUMBER P11-010
ITEM DESCRIPTION Cold Mix Recycled Asphalt		CHIEF PROCUREMENT OFFICER, BUREAU OF PROCUREMENT Michael A. Richart

Respectfully submitted,

DEPUTY SECRETARY
OF GENERAL SERVICES

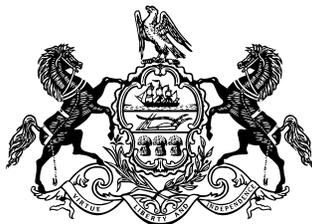
cc: Board of Commissioners of Public Grounds and Building

At the _____, 20____, meeting of the Board of Commissioners of Public Grounds and
Buildings, the Board approved the purchase of Reference Number _____.

State Treasurer

Secretary to the Board of Commissioners
of Public Grounds and Buildings

Date _____



COMMONWEALTH OF PENNSYLVANIA

January 27, 2012

Heilman Pavement Specialties, Inc.
290 North Pike Road
Sarver, PA 16055

Re: 6100020725 Cold Mix Recycled Asphalt

Dear Mr. Heilman

Your business entity was awarded a non-bid contract by the Commonwealth. Please be advised that the Pennsylvania Election Code provides that any business entity which has been awarded a contract on a non-bid basis by the Commonwealth shall file a report of political contributions with the Secretary of the Commonwealth on or before February 15 of each year.

Section 1641 of the Pennsylvania Election Code provides that the report shall include the following information:

[A]n itemized list of all political contributions known to the business entity by virtue of the knowledge possessed by every officer, director, associate, partner, limited partner, or individual owner that has been made by:

- 1) Any officer, director, associate, partner, limited partner, individual owner or members of the immediate family when the contributions exceed an aggregate of one thousand dollars (\$1,000) by any individual during the preceding year; or
- 2) Any employee or members of his immediate family whose political contribution exceeded one thousand dollars (\$1,000) during the preceding year.

For the purpose of this subsection, "immediate family" means a person's spouse and any unemancipated child. 25 P.S. § 3260a(a).

To obtain a copy of the reporting form (DSEB-504) please go to <http://www.dgsweb.state.pa.us/comod/campaignfinance.pdf> or contact the Bureau of Commissions, Elections and Legislation, Division of Campaign Finance and Lobbying Disclosure, Room 210, North Office Building, Harrisburg, PA 17120. If your business entity does not meet the thresholds for reporting of political contributions under section 1641 of the Pennsylvania Election Code, please sign and return the attached form (DSEB-504B). Please call (717) 787-5280 for questions concerning these filing requirements.

Sincerely,

Jamon Fogarty
Commodity Specialist

cc: Division of Campaign Finance & Lobbying Disclosure
Pennsylvania Department of State

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF COMMISSIONS, ELECTIONS AND LEGISLATION
210 NORTH OFFICE BUILDING
HARRISBURG, PENNSYLVANIA 17120-0029
TELEPHONE (717) 787-5280 FAX (717) 705-0721

BUSINESS ENTITIES NOT REQUIRED TO REPORT UNDER §1641

Any business entity which does NOT reach the thresholds for reporting political contributions under section 1641 of the Pennsylvania Election Code (copied below), please file this form with the Secretary of the Commonwealth on or before February fifteenth of every year.

This form is to be used by any corporation, company, association, partnership, sole proprietorship or other business entity, which has been awarded any non-bid contract from the Commonwealth or, any of its political subdivisions during the calendar year immediately preceding the filing date of this form.

Section 1641 of the Pennsylvania Election Code, 25 P.S. § 3260(a), provides:

A business entity shall itemize in this report all political contributions made during the preceding calendar year by:

- (1) any officer, director, associate, partner, limited partner, individual owner or members of their immediate family when the contributions exceed an aggregate of one thousand dollars (\$1,000) by any individual during the preceding year; or
- (2) any employee or member of his/her immediate family whose political contribution exceeded one thousand dollars (\$1,000) during the preceding year; where the making of such contributions are actually known at the time of this report to any officer, director, associate, partner, limited partner or individual owner of the business entity.

For the purpose of this report, "immediate family" means a person's spouse and any unemancipated child.

Please sign below to verify that the named business entity, by virtue of the actual knowledge possessed by any officer, director, associate partner, limited partner or individual owner, did **NOT** reach the reporting thresholds of section 1641 of the Pennsylvania Election Code (25 P.S. § 3260(a)).

Name of Business Entity

Signature of Person Submitting Form

Printed Name

Title

Date

Area Code Daytime Telephone Number

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF COMMISSIONS, ELECTIONS AND LEGISLATION
210 NORTH OFFICE BUILDING
HARRISBURG, PENNSYLVANIA 17120-0029
TELEPHONE (717) 787-5280 FAX (717) 705-0721

POLITICAL CONTRIBUTIONS REQUIRED TO BE REPORTED UNDER §1641

This report must be filed with the Secretary of the Commonwealth on or before February fifteenth of every year.

This form is to be used by any corporation, company, association, partnership, sole proprietorship or other business entity, which has been awarded any non-bid contract from the Commonwealth or, any of its political subdivisions during the calendar year immediately preceding the filing date of this report.

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(2) any employee or member of his/her immediate family whose political contribution exceeded one thousand dollars (\$1,000) during the preceding year;

where the making of such contributions are actually known at the time of this report to any officer, director, associate, partner, limited partner or individual owner of the business entity. For the purpose of this report, "immediate family" means a person's spouse and any unemancipated child.

Attach additional 8 1/2" x 11" pages if more space is needed

I SWEAR (OR AFFIRM) THAT THIS REPORT, INCLUDING ATTACHMENTS, IS A FULL TRUE AND DETAILED ACCOUNT OF EACH AND ALL POLITICAL CONTRIBUTIONS KNOWN TO THE NAMED BUSINESS ENTITY BY VIRTUE OF THE ACTUAL KNOWLEDGE POSSESSED BY ANY OFFICER, DIRECTOR, ASSOCIATE PARTNER, LIMITED PARTNER OR INDIVIDUAL OWNER, IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 1641 OF THE PENNSYLVANIA ELECTION CODE (25 P.S. § 3260(a)).

SWORN TO AND SUBSCRIBED BEFORE ME THIS	_____
_____ DAY OF _____ 20__	NAME OF BUSINESS ENTITY
_____	_____
SIGNATURE	SIGNATURE OF PERSON SUBMITTING REPORT
_____	_____
MY COMMISSION EXPIRES _____	PRINTED NAME
Mo. Day Year	_____
_____	TITLE
_____	_____
_____	AREA CODE DAYTIME TELEPHONE NUMBER

