



# Hamilton

## **Procurement Sub-Committee**

**MINUTES 17-001**

**12:00 Noon.**

**Thursday, November 9, 2017**

**Room 264, 2<sup>nd</sup> Floor**

**Hamilton City Hall**

**71 Main Street West**

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**Present:** Councillors L. Ferguson (Chair), D. Conley (Vice-Chair), and T. Whitehead,

**Absent with Regrets:** Councillor J. Partridge, personal

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**1. Commercial Relationship Between the City of Hamilton and Ontario Inc. 2380585, c/o Wise and Hammer Inc. and Related Entities (FCS17085/BOH17042) (City Wide) (Item 8.1)**

**(Whitehead/Conley)**

- (a) That, due to the impairment of the commercial relationship between the City of Hamilton and Ontario Inc. 2380585, c/o Wise and Hammer Inc., an interim ban be imposed upon Ontario Inc. 2380585, c/o Wise and Hammer Inc. or any of its related corporate or individual entities from competing or being awarded any City Contract until and including November 10, 2018;
- (b) That staff be directed to reject any current and future bids, proposals or quotations received from Ontario Inc. 2380585, c/o Wise and Hammer Inc., or any of its related corporate or individual entities until and including November 10, 2018;
- (c) That the City of Hamilton not enter into any contract with Ontario Inc. 2380585, c/o Wise and Hammer Inc., or any of its related corporate or individual entities, until and including November 10, 2018;
- (d) ***That staff be directed to proceed to the next step and report to the Audit, Finance and Administration Committee with recommendations for a full ban to be imposed upon Ontario Inc. 2380585, c/o Wise and Hammer Inc. or any of its related corporate or individual entities from competing or being awarded any City Contract.***

**Main Motion, as Amended, CARRIED**

**2. Commercial Relationship Between the City of Hamilton and Allan Fyfe Equipment Limited and Related Entities (FCS17084/ PW17087) (City Wide) (Item 8.2)**

**(Conley/Whitehead)**

- (a) That, due to the impairment of the commercial relationship between the City of Hamilton and Allan Fyfe Equipment Limited, an interim ban be imposed upon Allan Fyfe Equipment Limited or any of its related corporate or individual entities from competing or being awarded any City Contract until and including November 10, 2018;
- (b) That staff be directed to reject any current and future bids, proposals or quotations received from Allan Fyfe Equipment Limited, or any of its related corporate or individual entities until and including November 10, 2018;
- (c) That the City of Hamilton not enter into any contracts with Allan Fyfe Equipment Limited, or any of its related corporate or individual entities, except where the contract is solely for the purpose of ordering original equipment manufacturer replacement parts, until and including November 10, 2018.

**CARRIED**

**FOR THE INFORMATION OF COMMITTEE:**

**(a) CHANGES TO THE AGENDA (Item 1)**

The Committee Clerk indicated that there were no changes to the agenda.

**(Conley/Whitehead)**

That the agenda for the November 9, 2017 meeting be approved as presented.

**CARRIED**

**(b) DECLARATIONS OF INTEREST (Item 2)**

None

**(c) MINUTES (Item 3)**

**(i) April 3, 2017**

**(Conley/Whitehead)**

That the Procurement Sub-Committee Minutes of the April 3, 2017 Meeting be approved.

**CARRIED**

(d) **DISCUSSION ITEM (Item 8)**

- (i) **Commercial Relationship Between the City of Hamilton and Ontario Inc. 2380585, c/o Wise and Hammer Inc. and Related Entities (FCS17085/ BOH17042) (City Wide) (Item 8.1)**

Tina Iacoe, Procurement Manager, addressed Committee and provided a verbal overview of the report. She noted that the proponent was not in attendance but had been advised of the meeting.

**(Whitehead/Conley)**

That the recommendations be amended by adding the following subsection (d):

- (d) That staff be directed to proceed to the next step and report to the Audit, Finance and Administration Committee with recommendations for a full ban to be imposed upon Ontario Inc. 2380585, c/o Wise and Hammer Inc. or any of its related corporate or individual entities from competing or being awarded any City Contract.***

**AMENDMENT CARRIED**

For disposition of this matter, refer to Item 1.

- (ii) **Commercial Relationship Between the City of Hamilton and Allan Fyfe Equipment Limited and Related Entities (FCS17084/ PW17087) (City Wide) (Item 8.2)**

Tina Iacoe, Procurement Manager, addressed the Committee and noted that the proponent was not in attendance but had been advised of the meeting.

Tom Kagianis, Superintendent, Capital Planning and Contract Management, provided background information regarding the report.

For disposition of this matter, refer to Item 2.

(e) **ADJOURNMENT (Item 12)**

**(Conley/Whitehead)**

That there being no further business the Procurement Sub-committee be adjourned at 12:49 p.m.

**CARRIED**

Respectfully submitted,

Lloyd Ferguson, Chair,  
Procurement Sub-Committee

Ida Bedioui,  
Legislative Coordinator