

THE CORPORATION OF THE TOWNSHIP OF PERTH EAST

BY-LAW NUMBER 08-2008

**Being a by-law to adopt polices with respect to its procurement of goods and services
and amend By-law 56-2004**

WHEREAS the Municipal Act, 2001, Part Vi, Section 271, as amended, states that a municipality and a local board shall adopt policies with respect to its procurement of goods and services;

AND WHEREAS the Council of The Corporation of the Township of Perth East deems it is desirable and necessary to amend By-law 56-2004 to include clarification regarding supplier disqualification and pending litigation for the benefit of the Corporation;

NOW THEREFORE THE COUNCIL OF THE TOWNSHIP OF PERTH EAST ENACTS AS FOLLOWS:

1. That By-law 56-2004, Section 3.24 Definition for "Pending Litigation" be amended by adding the following:

3.24 "pending litigation" occurs when a claim for money or other relief, that includes a threat of legal proceedings, has been made in writing by either the person or the Township as against the other but no formal proceedings have been commences."

2. That By-law 56-2004, Section 8.1 SUPPLIER DISQUALIFICATION be amended by adding the following:

8.1.3 The Township shall not open and consider any bid, proposal, quotation or otherwise acquire any goods or services from a person, supplier, contractor, firm, or any bidder with whom the Township is in litigation or pending litigation unless approval allowing such is obtained by the person from Council prior to the close of the bid call or the acquisition of the goods or services.

READ A FIRST AND SECOND TIME THIS 5th DAY OF FEBRUARY, 2008

READ A THIRD AND FINAL TIME THIS 5th DAY OF FEBRUARY, 2008

Kerri Ann O'Rourke, Municipal Clerk

Ian Forrest, Mayor