

## APPENDIX C - ATTESTATION

Prepared in accordance with section 15 of the Broader Public Sector Accountability Act,  
2010 (BPSAA)

TO: The Board of Sunnybrook Health Sciences Centre (the "Board")

FROM: Dr. Andy Smith  
President & CEO  
Sunnybrook Health Sciences Centre

Date: June 14<sup>th</sup>, 2021

RE: April 1, 2020 – March 31, 2021 ("the Applicable Period")

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On behalf of Sunnybrook Health Sciences Centre (the Hospital) I attest to:

- the completion and accuracy of reports required of the Hospital pursuant to section 6 of the BPSAA on the use of consultants;
- the Hospital's compliance with the prohibition in section 4 of the BPSAA on engaging lobbyist services using public funds;
- the Hospital's compliance with any applicable expense claims directives issued under section 10 of the BPSAA by the Management Board of Cabinet;
- the Hospital's compliance with any applicable perquisite directives issued under section 11.1 of the BPSAA by the Management Board of Cabinet;
- the Hospital's compliance with directives issued by the Management Board of Cabinet on the preparation and publication of business plans and other business or financial documents. 2010, c. 25, s. 15 (1); 2011, c. 9, Sched. 4, s. 3; 2014, c. 13, Sched. 3, and
- the Hospital's compliance with any applicable procurement directives issued under section 12 of the BPSAA by the Management Board of Cabinet during the Applicable Period.

In making this attestation, I have exercised care and diligence that would reasonably be expected of a hospital CEO in these circumstances, including making due inquiries of Hospital staff that have knowledge of these matters.

I further certify that any material exceptions to this attestation are documented in the attached Schedule A.

Dated at Toronto, Ontario this 7<sup>th</sup>, of June 2021



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Dr. Andy Smith  
President & CEO  
Sunnybrook Health Sciences Centre

I certify that this attestation has been approved by the Board of Directors of the Sunnybrook Health Sciences Centre on June 14<sup>th</sup>, 2021



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Thomas E. Flynn  
Chair of the Board of Directors  
Sunnybrook Health Sciences Centre

## **SCHEDULE A to Attestation**

### **Reporting of Material Exceptions in accordance with Section 15 of the Broader Public Sector Accountability Act, 2010 (BPSAA) For the applicable period: April 1, 2020 to March 31, 2021**

1. Exceptions to the completion and accuracy of reports required in section 6 of the BPSAA on the use of consultants;

**NO KNOWN EXCEPTIONS**

2. Exceptions to the Hospital's compliance with the prohibition in section 4 of the BPSAA on engaging lobbyist services using public funds;

**NO KNOWN EXCEPTIONS**

3. Exceptions to the Hospital's compliance with the expense claims directive issued under section 10 of the BPSAA by the Management Board of Cabinet; and

**NO KNOWN EXCEPTIONS**

4. Exceptions to the Hospital's compliance with the perquisites directive issued under section 11.1 of the BPSAA by the Management Board of Cabinet;

**NO KNOWN EXCEPTIONS**

5. Exceptions to the Hospital's compliance with the procurement directive issued under section 12 of the BPSAA by the Management Board of Cabinet

#### **EXCEPTIONS NOTED BELOW**

Sunnybrook is committed to ensuring accountability, transparency and best overall value to the organization through compliance with the requirements of the Procurement Directive. Despite this, there have been circumstances in which the Hospital has failed to comply with the strict letter of the Procurement Directive and these exceptions are noted in Appendix A1 Detailed Observations (attached).

HOSPITAL REPORT ON CONSULTANT USE

Appendix A

SUNNYBROOK HEALTH SCIENCES CENTRE

LHIN – Toronto Central

Reporting Period: April 1, 2020 – March 31, 2021



No	Consultant Firm Name	Name and Title of Consulting Contract	Contract Term If the contract term has been extended please include the original contract term and the amended contract term	Procurement Value (A) Original value plus + (B) Value of amendments = (C) Total procurement value (D) Total Paid for Reporting Period	Consultant Selection Process (Open Competitive, Invitational Competitive, Non-competitive) If non-competitive, please provide an explanation	Modifications to Agreement (Yes/No) If Yes, did the procurement documents permit modifications to the term or value of the agreement
1.	Optimus	Contract for Strategic Plan for Sunnybrook's St. John's Rehabilitation Program	November 16, 2020 - March 31, 2021	(A) \$58,077 (B) 0 (C) \$58,077 (D) \$58,077	Open Competitive	No
2.	Workforce Edge Consulting	Contract for Scheduling Consultant	November 1, 2019 – May 31, 2020	(A) \$195,975 (B) 0 (C) \$195,975 (D) \$59,903	Open Competitive	No

## Appendix A1 – Detailed Observations

Relevant Procurement	Procurement Directive Mandatory Requirement	Observation	Recommendation to Address Issue
SB, Cisco Equipment, 2020, CW557394	<b>Mandatory Requirement #25 Bid Dispute Resolution</b>  Competitive procurement documents must outline bid dispute resolution procedures to ensure that any dispute is handled in an ethical, fair, reasonable, and timely fashion	Plexxus was unable to locate a Bid Dispute Resolution clause in an RFQ document	Reinforce requirement to include all mandatory clauses in RfX documents
SB, Cisco Equipment, 2020, CW557394	<b>Mandatory Requirement #20 Supplier Briefing</b>  For Procurement valued at \$100,000 or more, organizations must inform all unsuccessful suppliers about their entitlement to a debriefing and allow unsuccessful suppliers 60 calendar days following the date of the contract award notification to request a debriefing	Unable to locate a Supplier Debriefing clause in an RFQ document	Reinforce requirement to include all mandatory clauses in RfX documents

## Agreements Greater Than \$100,000 Extended Without Extension Provisions

Vendor Name, Contract & Description	Contract Dates: (A) Effective Date (B) Original Expiry (C) New Expiry	Value of contract prior to extension	Estimated Value of Extension	Reason for Extension
Baxter Corporation, CW86136 – IV Solutions Goods Agreement	(A) 2013-07-01 (B) 2020-06-30 (C) 2020-12-31	\$8,750,000	\$639,000	With the demands placed on hospital staff in FY21 due to COVID, a number of sourcing events were delayed. Plexxus supported the hospitals through arrangement with suppliers to maintain pricing until sourcing events are able to be completed.