



November 6, 2024

Attn: Mr. Barry Kuiack | Project Manager, Contractor
Bonnechere Excavating Inc.
T: 613-570-8264 | E: bkuiack@bonnechereexcavating.com

CC: Ms. Marielle McLaughlin, C.Tech, rcji, ProfCertAM | Manager of Operations, City
City of Pembroke
T: 613-735-6821 ext. 1402 | E: mmclaughlin@pembroke.ca

RE: Contract No. T-22-17 – Outfall #27 Reconstruction – Certificate of Substantial Performance

Please find attached the Certificate of Substantial Performance for the above-noted contract. The warranty period for restoration plantings for two (2) full growing seasons will commence from this date. As required by the Section 32(1) Paragraph 5 of the Construction Act, R.S.O. 1990, c.C.30, as amended, you are now required to publish a copy of the certificate in the Daily Commercial News.

As per clause GC 8.02.04.05 of the OPSS MUNI General Conditions of Contract and clause 2.2.3 of the City of Pembroke's Contract Terms and Conditions, Payment of the Statutory Holdback shall be due 60 Days after the date of publication of the Certificate of Substantial Performance but subject to the provisions of the Construction Act and the submission by the Contractor of the following documents:

- a) Proof of publication of the Certificate of Substantial Performance;
- b) A Statutory Declaration that all liabilities incurred by the Contractor and the Contractor's Subcontractors in carrying out the Contract have been discharged except for statutory holdbacks properly retained; and,
- c) A Workplace Safety and Insurance Board Clearance Certificate.

Should you have questions regarding the Certificate, please do not hesitate to contact Gabriel Dubé at 519-216-4489.

Sincerely,

AQUAFOR BEECH LIMITED

Gabriel Dubé, M.Sc., EIT
Contract Administrator & Site Inspector
E: dube.g@aquaforbeech.com

FORM 9
CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE
CONTRACT UNDER SECTION 32 OF THE ACT

Construction Act

(County/District/Regional Municipality/Town/City in which premises are situated)

(street address and city, town, etc., or, if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

(short description of the improvement)

to the above premises was substantially performed on _____ .
(date substantially performed)

Date certificate signed: _____

(payment certifier where there is one - signature required)

(owner and contractor, where there is no payment certifier -
signatures required)

Name of owner: _____

Address for service: _____

Name of contractor: _____

Address for service: _____

Name of payment certifier (where applicable): _____

Address: _____

(Use A or B, whichever is appropriate)

☐ A. Identification of premises for preservation of liens:

(if a lien attaches to the premises, a legal description of the premises,
including all property identifier numbers and addresses for the premises)

☐ B. Office to which claim for lien must be given to preserve lien:

(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)