

December 3, 2024

Ciccarelli Contractors Inc.
807 Garner Road East
Ancaster, ON
L9G 3K9

Attention: Mr. Dwayne Sterling

**Re: Contract No. ES-23-11: Peart Park, Lakeshore PS, and Forestvale Park -
Playground Improvements**

Please consider this letter and the accompanying Certificate of Substantial Performance (FORM 9 CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE CONTRACT UNDER SECTION 32 OF THE ACT) as our acknowledgment that the above contract was substantially performed on November 25, 2024.

Please submit the following:

1. A release by you releasing the city from all further claims relating to the work done to date.
2. A Statutory Declaration stating that all liabilities incurred by you in carrying out the contract have been paid and that there are no liens, garnishees, attachments or claims relating to the work.
3. A clearance certificate from the Workplace Safety and Insurance Board.
4. A copy of your Construction Act advertisement.

The holdback reduction of 10% will become payable 60 days after the date of the Construction Act advertisement. The 2% Maintenance Holdback will be held for one year from Total Completion. In exchange for the 2% holdback a letter of credit may be supplied to the City of Burlington in the amount of 2% of the contract value in a format acceptable to the City of Burlington. No payment will be made until the required documents are received and have met with our approval.

We thank you for your co-operation in the fulfilment of this contract.

Yours truly,



Kim Napier
Project Manager

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

Construction Act

CITY OF BURLINGTON

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

Peart Park 1410 Colonsay Dr; Lakeshore PS 2243 Lakeshore Rd; and Forestvale Park 1076 Forestvale Dr.

(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:

ES-23-11 Peart Park, Lakeshore PS and Forestvale Park - Playground Improvements

(short description of the improvement)

to the above premises was substantially performed on **December 3, 2024**

(date substantially performed)

Date certificate signed: **December 4, 2024**

(payment certifier where there is one)

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

Name of owner: **CITY OF BURLINGTON**

Address for service: **426 BRANT ST. BURLINGTON, ON L7R 3Z6**

Name of contractor: **Ciccarelli Contractors Inc.**

Address for service: **807 Garner Road East, Ancaster, ON, L9G 3K9**

Name of payment certifier (where applicable): **City of Burlington**

Address: **City Hall, 426 Brant St, PO Box 5013, Burlington, ON, L7R 3Z6**

(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:

CITY OF BURLINGTON 426 BRANT ST. BURLINGTON, ON L7R 3Z6

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