



This is to certify that Contract # 2024-5046 for the following:

Capital Improvements Item #7 MTO Facilities, Huntsville CDMC 2017-05

was substantially performed on: Jan 9, 2025

Recommended by:	<u>Brian Bell</u>	<u>Jan 9, 2025</u>
	Contract Administrator	Date Recommended
Approved by:	<u>Nasr Slabi</u>	<u>Jan. 9, 2025</u>
(payment certifier)	Head, Maintenance NER	Date Certified

447 McKeown Ave, FL 4 North Bay, ON P1B 9S9
Address

Huntsville CDMC District
County/District/Regional Municipality/Town/City in which the Work is located

Capital Improvements Facilities in Huntsville CDMC District
street address and city, town, etc.. If no street address, the work location as described in the executed contract

Name of Owner: His Majesty The King in Right of Ontario as represented by the Minister of Transportation

Address for Service: Ministry of Transportation
207 Main St. West
Huntsville, On
P1H 1Z9

Name of Contractor: Fowler Construction Company Ltd.

Address for Service: PO Box 630, 1206 Rosewarne Dr, Bracebridge, On, P1L 1T9

Office to which claim for lien must be given to preserve lien:

Ministry of Transportation of Ontario
Director, Legal Services Branch
125 Sir William Hearst Avenue, 1st Floor
Downsview, Ontario
M3M 0B5

This notice published in the Daily Commercial News on:

Distribution: 1) Contractor
2) Contract Administrator (file)
3) Team Lead, Contract Tendering – Contract Management Office, St. Catharines
4) Regional Operations Office

APPLICATION FOR SUBSTANTIAL
PERFORMANCE/CONTRACT COMPLETION

To: Brian Bell, Manager, Operations Office Northeastern Region
Date:

Contract No.: 2024-5046 (MTO Facilities)

In accordance with the contract requirements, I/We Fowler Construction Company Limited (Name of Contractor) hereby apply for:

- ☒ Certificate of Substantial Performance
☐ Certificate of Completion

All work invoiced to date	\$46,754.86
Payments made to date	-\$46,397.84
Less holdback	-\$357.02
Less Owner's set-offs	-\$ _____
Amount due	=\$357.02

I/We Fowler Construction Company Limited (Name of Contractor) hereby release the owner of all further claims related to the contract with the following exceptions:

- List outstanding issues in accordance with MTO General Conditions of Contract

I/We Fowler Construction Company Limited (Name of Contractor) hereby declare and submit with this Application a Statutory Declaration in the form provided that all liabilities incurred by the Contractor, and the Contractor's Sub-Contractors, in carrying out the contract have been discharged, except for the statutory holdbacks properly retained in accordance with the Construction Lien Act.

- List outstanding liabilities:

Name: Leigh-Anne Ott-Christakos

Position: Administration Support, CDMC

Signature: 

Date: January 09, 2025

STATUTORY DECLARATION

Canada
Province of Ontario

IN THE MATTER OF a contract entered with
Her Majesty the Queen in right of Ontario, represented by the
Minister of Transportation, (Owner)

by Fowler Construction Company Limited, (Contractor), at

MTO Contract Number:

I, John McBride,

DO SOLEMNLY DECLARE:

1. that I am Vice President of Operations, of Fowler Construction Company Limited, the Contractor named in the above mentioned Contract, and as such have personal knowledge of the fact herein declared.

2. that all accounts for labour, sub-contracts, products, materials, services and construction machinery and equipment, which have been incurred directly by the Contractor in the performance of the work as required by the Contract, and for which the Owner might in any way be held responsible, have been discharged, except for:

- (1) holdback monies properly retained,
- (2) payments deferred by agreement between the Contractor and the Owner,
- (3) amounts withheld by reason of legitimate dispute which have been identified to the party or parties, from whom payment has been withheld and are listed below and, (identify payees and amounts payable to each)

- (4) payments that are yet to be made because they are subject to the Contractor's verification processes.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the CANADA EVIDENCE ACT.

Declared before me at the Town

Of Bracebridge

in the District Municipality

of Muskoka this 9th

day of January A.D. 2025

Gail Diane Michel
A Commissioner etc.

[Signature]
(Deponent)

INSTRUCTION

This declaration must be sworn before a commissioner for oaths, notary public or justice of the peace.

Statutory declaration to be submitted along with application to the appropriate Regional Contracts Office

Gail Diane Michel, a Commissioner, etc.,
Province of Ontario, for
Fowler Construction Company Limited and
Fowler Construction Holding Ltd.
Expires July 14, 2026.