

January 17, 2025

Mr. Chris Bandiera
Everstrong Construction Ltd.
15 Brownridge Rd., Unit #4
Georgetown, Ontario L7G 0C6
Email: chris@everstrong.ca

Dear Mr. Bandiera:

RE: MILTON #12 PUBLIC SCHOOL AND CHILD CARE FACILITY
815 Kennedy Circle West, Milton, Ontario
LETTER OF SUBSTANTIAL PERFORMANCE
- GENERAL CONTRACTOR: EVERSTRONG CONSTRUCTION LTD.

This is to advise you that the building contract for the above-mentioned project has been accepted as substantially performed as of January 9, 2025. (per enclosed Certificate of Substantial Performance).

In accordance with the project specifications, the balance of the holdback will be released after the expiration of the 60-day lien period. Pursuant to the requirements of the Construction Act it is necessary that the Contractor shall publish the certificate in a construction trade newspaper. The date of publication commences the lien period.

The acceptance of this work does not relieve the General Contractor and his subcontractors of their responsibility to carry out any and all deficiencies in materials and workmanship that might come to light during the warranty/guarantee period which will run for one year from the date of Substantial Performance: from January 9, 2025 to January 9, 2026.

Mr. Chris Bandiera
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The holdback will not be released until the following required documents have been received:

- i. Workplace Safety and Insurance Board Certificate of Clearance from the General Contractor;
- ii. Statutory Declaration that no liens are on the building from the General Contractor;
- iii. Copy of advertisement of Substantial Performance Certificate, as published in a construction trade newspaper, to the Architect and the Owner.

If there are any further questions, please do not hesitate to contact our office.

Sincerely,

+VG ARCHITECTS



Kevin Church

cc: Mike Wildfong, Tom Hutcheson – Halton District School Board
(wildfongm@hdsb.ca; hutchesont@hdsb.ca)
Nicola Buddhadasa – Everstrong Construction (nicola@everstrong.ca)
Steve Oakley, Dave Pelger – DEI Consulting Engineers
(soatley@deiassociates.ca; dpelger@deiassociates.ca)
Chad Rosart, Rui Zhou – MTE Consultants Inc.
(crosart@mte85.com; rzhou@mte85.com)
Jeff Kenney, Strategy 4 (kenny@strategy4.ca)

Attachment

This communication is intended as a private communication for the sole use of the primary addressee and those individuals listed for copies in the original message. The information contained in this communication is private and confidential and if you are not an original intended recipient you are hereby notified that copying, forwarding or other dissemination or distribution of this communication by any means is prohibited. If you are not specifically authorized to receive this communication and if you believe that you received it in error please notify the original sender immediately. This is proprietary to +VG Architects (The Ventin Group).

K:\TVG-Brantford\Milton #12 ES and Childcare Facility-22100\Contract Admin\SubstCompl\2025.01.17 Ltr of Sub Perf.docx

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

Town of Milton

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

815 Kennedy Circle West, Milton, Ontario

(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:

Milton #12 Public School and Child Care Facility

(short description of the improvement)

to the above premises was substantially performed on **January 9, 2025**

(date substantially performed)

Date certificate signed: **January 17, 2025**



(payment certifier where there is one)

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

Name of owner: **Halton District School Board**

Address for service: **2050 Guelph Line, Burlington, Ontario L7P 5A8**
Everstrong Construction Ltd.

Name of contractor:

Address for service: **15 Brownridge Road, Unit #4, Georgetown, Ontario L7G 0C6**

Name of payment certifier (where applicable): **The Ventin Group Ltd.**

Address: **50 Dalhousie Street, Brantford, Ontario N3T 2H8**

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

815 Kennedy Circle West, Milton, Ontario

(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)



SUBSTANTIAL COMPLETION CALCULATIONS

Milton #12
December 31st 2024

Substantial Completion Requirements

Total Contract to Date including approved Change Orders	\$	20,679,100.81
3% first 1,000,000.00		
Acceptable amount	\$	30,000.00 \$ 30,000.00
2% next 1,000,000.00		
Acceptable amount	\$	20,000.00 \$ 20,000.00
Balance of Contract	\$	18,679,100.81
1% Balance of Contract	\$	186,791.01 \$ 186,791.01
Total	\$	236,791.01

Total contract to date including approved CO's
Less Seasonal Work
M&E Services Incompletion - Def
Less unexpended Cash / Contingency Allowance
Total contract amount for Substantial Performance

\$	20,679,100.81
\$	-
\$	-
\$	-
\$	20,679,100.81

Total Adjusted Contract Value
Work Performed to Date
Total Balance of work to be completed

\$	20,679,100.81
\$	20,455,815.99
\$	223,283.82

The total value of work remaining to be completed \$223,283.82 is less than the value required \$ 236,791.01 to obtain the project substantial performance.

Unexpended C.A / Contingency Work

Cash Allowance	\$	-
Contingency Allowances	\$	-
Total Balance	\$	-