

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

City of North Bay

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

200 McIntyre St E, North Bay on P1B 8V6

(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:

2024 Asphalt Resurfacing Program

(short description of the improvement)

to the above premises was substantially performed on November 20 2024

(date substantially performed)

Date certificate signed: January 7 2025

Reid Porter

(payment certifier where there is one)

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

Name of owner: Corporation of the City of North Bay

Address for service: 200 McIntyre st E, North Bay ON

Name of contractor: Pioneer Construction

Address for service: 175 Progress Road, North Bay

Name of payment certifier (where applicable): Reid Porter

Address: North Bay

(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 Clerk, P.O 200 McIntyre St E, North Bay, ON P1B 8V6

(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)

**SGC 25: APPENDIX 3 – CERTIFICATE OF COMPLETION**

**CERTIFICATION:**

This is to certify that Contract # 2024-21 for:

(Short Description of Work:)

2024 Asphalt Resurfacing Program

was completed on:

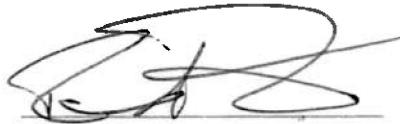
November 20, 2024

**APPROVED BY:**

**Contract Administrator**

Reid Porter

Name (Print)



Signature


January 7, 2025

Date Signed

**Engineer**

Reid Porter

Name (Print)



Signature

January 7, 2025

Date Signed

**OWNER & CONTRACTOR**

**Name of Owner:** The Corporation of the City of North Bay

**Address for Service:** 200 McIntyre St E, North Bay, ON P1B 8V6

**Name of Contractor:** Pioneer Construction Inc.

**Address for Service:** 175 Progress Road, North Bay, ON P1A 0B8



**SGC 26: APPENDIX 4 – RELEASE AND WAIVER OF CONTRACTOR: CLAIMS AGAINST THE OWNER**

Canada  
Province of Ontario

IN THE MATTER OF Contract # 2024-21 (the "Contract")

Between: **The Corporation of the City of North Bay** (Owner)

and Pioneer Construction (Contractor)

for Asphalt Resurfacing Program and  
(Description and Location of Work)

IN THE MATTER OF ☒ the CERTIFICATE OF SUBSTANTIAL PERFORMANCE

☒ the CERTIFICATE OF COMPLETION

The **CONTRACTOR** hereby waives, releases and forever discharges the **OWNER**, its successors and assigns any and all claims, actions, liabilities and demands whatsoever, for damages, losses, compensation or otherwise, howsoever arising, relating to or in consequence of the **CONTRACT** which may have been or may hereafter be sustained by the **CONTRACTOR**, save and except claims related to work not yet performed and/or outstanding claims of the **CONTRACTOR** properly submitted to the **OWNER** in accordance with the **GENERAL CONDITIONS OF CONTRACT**.

List all outstanding claims:

Description of Claim	Amount of Claim (\$)

DATED at North Bay

In the PROVINCE OF **ONTARIO**

this 28 day of January, 2025

Frank Goulard  
(Name of CONTRACTOR's Representative)

General Manager  
(Title of CONTRACTOR's Representative)

[Signature]  
(Signature of CONTRACTOR's Representative)

I have authority to bind the company

**SGC 27: APPENDIX 5 – STATUTORY DECLARATION: LIABILITIES & CLAIMS AGAINST THE CONTRACTOR**

Canada  
Province of Ontario

IN THE MATTER OF Contract # 2024-21 (the "Contract")

Between: **The Corporation of the City of North Bay** (Owner)

and Pioneer Construction (Contractor)

for Asphalt Resurfacing Program and

(Description and Location of Work)

IN THE MATTER OF ☒ the **CERTIFICATE OF SUBSTANTIAL PERFORMANCE**

☒ the **CERTIFICATE OF COMPLETION**

To Wit:

I, Frank Goulard, of North Bay  
(Print or type name of Declarant) (Declarant's address)

**Do SOLEMNLY DECLARE:**

(1) that I am General Manager  
(Print or type Declarant's title or position with the Contractor or state that Declarant is the Contractor)

and as such have personal knowledge of the said Contract and of the facts and matters stated herein.

(2) ☒ that, up to the effective date of the **CERTIFICATE OF SUBSTANTIAL PERFORMANCE**, the **CONTRACTOR** has complied with all its lawful obligations in respect of the Labour Conditions, fully discharged all its lawful obligations to its workers, subcontractors, and suppliers in respect of the work contracted for, except for holdback monies properly retained, payments deferred by agreement or amounts withheld by reason of legitimate dispute which have been identified to the party or parties, from whom payment has been withheld.

☒ that, up to the date of the **CERTIFICATE OF COMPLETION**, the **CONTRACTOR** has complied with all its lawful obligations in respect of the Labour Conditions, fully discharged all its lawful obligations to its workers, subcontractors, and suppliers in respect of the work contracted for and discharged and satisfied all lawful claims against it that arose out of the performance of this Contract except for holdback monies properly retained, payments deferred by agreement or amounts withheld by reason of legitimate dispute which have been identified to the party or parties, from whom payment has been withheld.

- (3) that the total amounts of: Nil  
(if nil, state nil) were withheld by the **CONTRACTOR** against its workers, subcontractors, and suppliers by reason of legitimate dispute for which a statement is attached as part of this declaration (use attached **CURRENT CLAIMS (WORKERS, SUBCONTRACTORS, OR SUPPLIERS)** table), explaining in detail the reason(s) of the dispute(s) and identifying the party or parties from whom payment has been withheld.
- (4) that the total amounts of: Nil  
(if nil, state nil) are outstanding for third party claims which have not been fully paid or settled for which a statement is attached as part of this declaration (use attached **CURRENT CLAIMS (THIRD PARTY)** table), explaining in detail the reason(s) of the claim(s) and identifying the party or parties whom initiated the claim.
- (5) that the total amounts of: Nil  
(if nil, state nil) have been identified for potential third party claims whereby the **CONTRACTOR** has received notice of basis for a claim and for which a claim might be made for which a statement is attached as part of this declaration (use attached **POTENTIAL CLAIMS (THIRD PARTY)** table), explaining in detail the reason(s) of the potential claim(s) and identifying the party or parties whom initiated the potential claim.

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 North Bay  
In the **PROVINCE OF ONTARIO**

this 28 day of January '2025

\_\_\_\_\_  
A Notary Public, Commissioner, etc.

\_\_\_\_\_  
Signature of Declarant



1. **CURRENT CLAIMS (WORKERS, SUBCONTRACTORS, OR SUPPLIERS)**

☒ There are no disputed amounts withheld.

The following is a complete list of amounts withheld by reason of legitimate dispute:

Claimant	Description of Claim	Amount Withheld (\$)	Amount Paid (\$)

2. **CURRENT CLAIMS (THIRD PARTY)**

☒ There are no current third party claims.

The following is a complete list of claims by a third party of which the **CONTRACTOR** has received notice and which have **NOT** been fully paid or settled:

Claimant	Description of Claim	Amount of Claim (\$)	Amount Paid (\$)

3. **POTENTIAL CLAIMS (THIRD PARTY)**

☒ There are no potential third party claims.

The following is a complete list of potential claims by a third party whereby the **CONTRACTOR** has received notice of basis for a claim and for which a claim might be made:

Claimant	Description of Claim	Amount of Claim (\$)	Amount Paid (\$)