

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

The Regional Municipality of Halton

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

Britannia Road (Regional Road 6) from James Snow Parkway (Regional Road 4) to Highway 407, in the Town of Milton

(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:

R-3309A-21 - Britannia Road (Regional Road 6) Widening from James Snow Parkway (Regional Road 4) to Highway 407, in the Town of Milton

(short description of the improvement)

to the above premises was substantially performed on 2024.12.20
(date substantially performed)

Date certificate signed: 2 APRIL 2025

ALEXEI SITEENKO, P. ENG.

(payment certifier where there is one)

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

Name of owner: The Regional Municipality of Halton

Address for service: 1151 Bronte Road Oakville, ON L6M 3L1
Brennan Paving & Construction

Name of contractor: Ltd.

Address for service: 140 Renfrew Drive, Suite 110, Markham, ON L3R 6G7

Name of payment certifier (where applicable): Jacobs Canada Limited

Address: 245 Consumers Road, Suite 400, Toronto, ON M2J 1R3

(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:

Halton Regional Clerk via email: construction@halton.ca

(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)



Contract Administrator's SUBSTANTIAL PERFORMANCE VALIDATION FORM

1. PROJECT INFORMATION

Contract #	R-3309A-21
Project Description	R-3309A-21 - Britannia Road (Regional Road 6) Widening from James Snow Parkway (Regional Road 4) to Highway 407, in the Town of Milton
Consultant	Jacobs Canada Limited
Contractor	Brennan Paving & Construction Ltd.

2. SUBSTANTIAL PERFORMANCE SUPPORTING DOCUMENTS CHECKLIST

- ☒ Itemized list of outstanding work including cost estimate
- ☒ List of deficiencies including cost estimate and signed by Regional Inspector and Operator
- ☒ Release Form (SGC – Attachment C)
- ☒ Statutory Declaration
- ☒ Certificate of Clearance from WSIB
- ☒ Draft invoice including cost of work up to date

3. SUBSTANTIAL PERFORMANCE CALCULATION

(1) Contract Price	<u>\$99,155,891.11</u>
(2) Contingency Allowance	<u>\$20,906,961.77</u>
(3) Value of Approved Change Orders to Date	<u>\$16,588,883.24</u>
(4) Revised Total Contract Price (1) - (2) + (3)	<u>\$94,837,812.58</u>
(5) Total value of outstanding work and deficiencies (see Attachment 1 and 2)	<u>\$920,534.02</u>
(6) Maximum Allowable value of incomplete work and deficiencies (3-2-1 rule calculation as per <i>Construction Act</i>)	<u>\$978,378.13</u>
Is the total value of incomplete work and deficiencies in line (5) less than the total of 3-2-1 rule calculation in line (6)?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
If YES , the contract has met the criteria for Substantial Performance	

4. ATTACHMENT 1 - Itemized list of outstanding work including cost estimate

5. ATTACHMENT 2 - Capital project deficiency summary including cost summary

6. ATTACHMENT 3 - Substantial Performance calculation sheet

7. SIGNATURES

Title	Name	Signature	Date
Contract Administrator	Alexei Sitenko	ALEXEI SITEENKO	2 APRIL 2025
Regional Project Manager	Kevin Barrett	DocuSigned by: Kevin Barrett	April 2, 2025
Regional SPA	Albert Succi	DocuSigned by: Albert Succi	April 3, 2025

ATTACHMENT 1

ITEMIZED LIST OF OUTSTANDING WORK INCLUDING COST ESTIMATE

Item No.	Description	Specification / Section	Estimated Cost	Contractor's Estimated Completion Date
	SEE BELOW			
TOTAL COST			\$ 801,784.02	

	Total	Included	Excluded
GENERAL TOTAL \$301,459.38	\$ 143,220.00		\$ 143,220.00
A-0002 Mobilization and Demobilization \$143,220.00 \$143,220.00	\$ 9,663.41	\$ 9,663.41	
A-0003 Install, Maintain and Remove Project Signboards \$9,663.41 \$9,663.41	\$ 6,223.64		\$ 6,223.64
A-0004 Field office \$6,223.64 \$6,223.64	\$ 6,240.09		\$ 6,240.09
A-0005 Pre-Construction Survey and Construction Layout \$6,240.09 \$6,240.09	\$ 7,820.40	\$ 7,820.40	
A-0009 CCTV Inspection of Newly Constructed Storm Sewer, incl. Reports and Digital Data \$7,820.40 \$7,820.40 \$0.00	\$ 15,394.00		\$ 15,394.00
A-0010 Polystyrene Utility Protection (Provisional) \$15,394.00 \$15,394.00	\$ 20,874.00		\$ 20,874.00
A-0012 Calcium Chloride \$20,874.60 \$20,874.60	\$ 1,470.58	\$ 1,470.58	
A-0013 Maintenance of Traffic \$1,470.58 \$1,470.58 \$0.00	\$ 937.60		\$ 937.60
A-0014 Barrier Protection for Trees \$937.60 \$937.60	\$ 45,748.01		\$ 45,748.01
A-0015 Siltation Fence As Specified \$45,748.01 \$45,748.01	\$ 43,867.05		\$ 43,867.05
A-0020 Post Construction Survey \$43,867.05 \$43,867.05			
REMOVALS TOTAL \$61,019.81			
B-0010 Remove, Salvage and Relocate Emergency Address Markers \$6,852.00 \$6,852.00	\$ 6,852.00		\$ 6,852.00
B-0011-B Decommission and Reinstall Wells - Reinstall Wells (Provisional) \$5,277.98 \$5,277.98	\$ 5,277.98		\$ 5,277.98
B-0013 Demolition of Building Structures at 11593 Britannia Road \$40,783.20 \$40,783.20	\$ 40,783.20	\$ 40,783.20	
B-0014 Demolition of Building Structures at 11901 Britannia Road \$8,106.63 \$8,106.63 \$0.00	\$ 8,106.63	\$ 8,106.63	
ROADWORKS TOTAL \$2,037,132.74			
C-0005 Tack Coat - SS-1 Emulsified Asphalt \$50,152.22 \$50,152.22	\$ 50,152.22		\$ 50,152.22
C-0006 Hot Mix SP12.5 FC2 \$309,274.21 \$309,274.21	\$ 309,274.21		\$ 309,274.21
C-0008 Driveways, Islands, and Boulevards, incl. Excavation and Grading, Granular 'A' and Asphalt \$138,055.20 \$138,055.20	\$ 138,055.20	\$ 138,055.20	
C-0010 Multi-Use Trails, incl. Excavation and Grading, Granular 'A' and Asphalt \$87,555.60 \$87,555.60	\$ 87,555.60	\$ 87,555.60	
C-0013 Concrete Maintenance Strip \$37,883.95 \$37,883.95	\$ 37,883.95	\$ 37,883.95	
C-0014 Concrete Median \$51,332.06 \$51,332.06	\$ 51,332.06	\$ 51,332.06	
C-0015-A Concrete Curb - Concrete Curb and Gutter, All Types \$20,660.50 \$20,660.50	\$ 20,660.50	\$ 20,660.50	
C-0016 Concrete Sidewalk \$7,781.60 \$7,781.60	\$ 7,781.60	\$ 7,781.60	
C-0020-A RIP-RAP C/W GEOTEXTILE-MEDIAN DIAMETER 150 mm \$296.10 \$296.10	\$ 296.10	\$ 296.10	
C-0021-C CREEK RESTORATION-POOL SHAPING AND GRADING (EXCLUDING BULK EXCAVATION	\$ 59.22	\$ 59.22	
C-0021-D CREEK RESTORATION-SUPPLY AND PLACEMENT OF ALL MATERIALS REQUIRED FOR	\$ 772.04	\$ 772.04	
C-0021-E CREEK RESTORATION-SUPPLY OF COIR WRAP BANK TREATMENT (COIR MATTING	\$ 21,213.92	\$ 21,213.92	
C-0022 Permanent Traffic Signs - All Types \$3,232.28 \$3,232.28	\$ 3,232.28	\$ 3,232.28	
C-0023-A Permanent Pavement Markings - Two Component Cold Plastic - Yellow Line - 10cm Width - Lane Line \$39,587.52 \$39,587.52	\$ 39,587.52		\$ 39,587.52
C-0023-B Permanent Pavement Markings - Two Component Cold Plastic - White Line - 10cm Width - Lane / Crosswalk Line \$85,745.56 \$85,745.56	\$ 85,745.56		\$ 85,745.56
C-0023-C Permanent Pavement Markings - Two Component Cold Plastic - White Line - 60cm Width - Stop Bar \$69,090.00 \$69,090.00	\$ 69,090.00		\$ 69,090.00
C-0023-D Permanent Pavement Markings - Two Component Cold Plastic - Turning Arrows and Bike Lane Symbols (MTO Spec) \$10,857.00 \$10,857.00	\$ 10,857.00		\$ 10,857.00
C-0024 Permanent Markings, Premarking \$1,096.68 \$1,096.68	\$ 1,096.68		\$ 1,096.68
C-0026 Pavement Marking, Obliterating \$14,154.85 \$14,154.85	\$ 14,154.85		\$ 14,154.85
C-0031 Highway Fence (OPSD 971.101) \$74,603.08 \$74,603.08	\$ 74,603.08	\$ 74,603.08	
C-0032 Chain Link Fence (OPSD 972.130) \$173,028.44 \$173,028.44	\$ 173,028.44	\$ 173,028.44	
C-0033 Gates - All Sizes \$27,880.80 \$27,880.80	\$ 27,880.80	\$ 27,880.80	
C-0034 Topsoil, Nursery Sod, Staked and Unstaked \$261,156.19 \$261,156.19	\$ 261,156.19		\$ 261,156.19
C-0035 Topsoil, Terraseed and Mulch \$506,151.94 \$506,151.94	\$ 506,151.94		\$ 506,151.94
C-0036 Topsoil, Seed Mix Type A and Mulch \$30,816.00 \$30,816.00	\$ 30,816.00		\$ 30,816.00
C-0037 Replaceable Cast in Place Detectable/Tactile Warning Surfaces \$14,695.78 \$14,695.78	\$ 14,695.78	\$ 14,695.78	
STORM SEWERS TOTAL \$112,672.22			
D-0015	\$ 1,512.65		\$ 1,512.65
D-0016 ADJUST CATCHBASINS MANHOLES AND VALVE CHAMBERS \$1,501.50 \$1,501.50	\$ 1,501.50	\$ 1,501.50	
D-0017 REBUILD CATCHBASINS MANHOLES AND VALVE CHAMBERS \$2,252.25 \$2,252.25	\$ 2,252.25	\$ 2,252.25	
D-0018-A RELOCATE EXISTING AIR RELEASE VENT PIPES-REMOVE DISPOSE AND REPLACE VENT	\$ 7,516.70	\$ 7,516.70	
D-0018-B RELOCATE EXISTING AIR RELEASE VENT PIPES-OFFSET VENT PIPE TO BOULEVARD \$21,041.26 \$21,041.26	\$ 21,041.26	\$ 21,041.26	
D-0019 PLUG EXISTING MANHOLES \$8,338.30 \$8,338.30	\$ 8,338.30	\$ 8,338.30	
D-0020-A Oil Grit Separator (or Approved Equivalent) - Stormceptor EFO4 1200 \$4,801.20 \$4,801.20	\$ 4,801.20		\$ 4,801.20
D-0020-B Oil Grit Separator (or Approved Equivalent) - Stormceptor EFO6 1800 \$7,714.36 \$7,714.36	\$ 7,714.36		\$ 7,714.36
D-0020-C Oil Grit Separator (or Approved Equivalent) - Stormceptor EFO8 2400 \$11,086.31 \$11,086.31	\$ 11,086.31		\$ 11,086.31
D-0020-D Oil Grit Separator (or Approved Equivalent) - Stormceptor EFO10 3000 \$2,772.33 \$2,772.33	\$ 2,772.33		\$ 2,772.33
D-0022-C CB Shield - for 1200mm Catchbasin Manhole \$27,742.24 \$27,742.24	\$ 27,742.24		\$ 27,742.24
D-0022-D CB Shield - for 1500mm Double Catchbasin Manhole \$16,393.12 \$16,393.12	\$ 16,393.12		\$ 16,393.12
TRUNK SANITARY SEWERS TOTAL \$0.00			
WATERMAIN TOTAL \$0.00			
DRUMQUIN WWPS WATER SERVICE WORKS TOTAL \$0.00			
STRUCTURAL TOTAL \$0.00			
ELECTRICAL TOTAL \$0.00			
I-0004-A HDPE FLEXIBLE DUCT DIRECTIONAL BORED-2 - 75 mm DIA. \$34,382.50 \$34,382.50	\$ 34,382.50		\$ 34,382.50
I-0004-B HDPE FLEXIBLE DUCT DIRECTIONAL BORED-1 - 100 mm DIA. \$69,046.00 \$69,046.00	\$ 69,046.00		\$ 69,046.00
I-0005-A TRAFFIC SIGNAL CABLE IN DUCT-1 - 19/C #14 AWG \$21,763.30 \$21,763.30	\$ 21,763.30		\$ 21,763.30
I-0006-B FIBRE OPTIC COMMUNICATION CABLES IN DUCT-48 STRAND \$24,713.22 \$24,713.22	\$ 24,713.22	\$ 24,713.22	
I-0013-B SECONDARY SUPPLY FACILITIES-STREET LIGHTING POWER SUPPLY WITH BREAKER	\$ 4,510.00	\$ 4,510.00	
I-0019-A VEHICLE / SPECIAL SIGNAL HEAD WITH LED LENS UNITS-OVERSIZED "HIGHWAY" - 300	\$ 2,300.00	\$ 2,300.00	
I-0021-B ALUMINUM SINGLE MEMBER MAST ARMS-3.0 m \$474.00 \$474.00	\$ 474.00	\$ 474.00	
I-0021-C ALUMINUM SINGLE MEMBER MAST ARMS-3.6 m \$1,010.00 \$1,010.00	\$ 1,010.00	\$ 1,010.00	
I-0021-D ALUMINUM SINGLE MEMBER MAST ARMS-4.6 m \$1,232.00 \$1,232.00	\$ 1,232.00	\$ 1,232.00	
LANDSCAPING TOTAL \$466,375.00	\$ 466,375.00		\$ 466,375.00
	\$ 3,138,089.57	\$ 801,784.02	\$ 2,336,305.55

ATTACHMENT 2

TOTAL OF ALL DEFICIENCIES: \$118,750.00


Title: 06B- CAPITAL PROJECT DEFICIENCY SUMMARY

Document #: Q-Infra-TF-BDINS-889

Folder: Inspections

Revision #: 7

Issue Date: June 2023

Capital Project - Deficiency Summary

Project Number: R3309A-21 Britannia rd. Date: March 11, 2025

Sheet 1 of 1

Description: Sanitary Sewer Review - 1500mm Trunk MH (JSP-Drumquinn P.S)

Municipality: Town of Milton

Inspector: Sam DePaola

Signature: *Sam De Paola*

Date: March 11, 2025

Operator
on site: Geoff M. / John D.

Signature:

Date:

Contract
Administrator: Jacob (WSP)

Signature:

Date:

☒ Substantial Performance inspection☐ Completion inspection☐ Red line drawings have been submitted to Operations

Item	Description	Cost
1	MH Connect to Exist (JSP) - Restoration around MH is incomplete	1500
2	MH9 - Restoration around MH is incomplete / Raise from and cover to grade	1500
3	MH8 - Replace MH lid, needs to have "sanitary" on cover	250
4	MH7A - Restoration around MH is incomplete, Benching is incomplete	1500
5	MH3A - Restoration around MH is incomplete / Infiltration within the structure	1500
6	MH2 - Infiltration within the structure / Remove top step	2000
7	MH1 - Restoration around MH is incomplete	1500
8	MH-DC3 - Infiltration within the structure	2000
	<i>70741</i>	11750




Title: 06B- CAPITAL PROJECT DEFICIENCY SUMMARY

Document #: Q-Infra-TF-BDINS-889

Folder: Inspections

Revision #: 7

Issue Date: June 2023

Capital Project - Deficiency Summary

Project Number: R3309A-21 Britannia rd. Date: February 10, 2025

Sheet 1 of 2

Description: Watermain - (400mm CPP / 5th Line WVC / 6th Line WVC)

Municipality: Town of Milton

Inspector: Sam DePaola

Signature: *Sam De Paola*

Date: February 10, 2025

March 11/25
Geoff M.
John D.

Operator on site: Ryan H./ Luke H./ Ben

Signature:

Date:

Contract Administrator: WSP

Signature:

Date:

☒ Substantial Performance inspection☐ Completion inspection☐ Red line drawings have been submitted to Operations

Item	Description	Cost
	5th Line Water Valve Chamber	
1	Petrolatum coating (Denso Tape) is incomplete.	2,500
2	3/4" copper line used for sampling/flushing needs to be removed	500
	6th Line Water Valve Chamber	
3	Petrolatum coating (Denso Tape) is incomplete.	2500
4	Tracer wire is not to Region specification (RH406.010 - Tracer Wire).	500
5	Remove dirt and debris from chamber.	1000
5.1	Valve extensions and valve supports required	5000
	400mm CPP (Trafalgar - 8th Line)	
6	10+060 Hydrant - Tracer wire is not to Region specification, needs to be removed fro hydrant (RH406.010 - Tracer Wire).	500
7	10+060 Hydrant - Flange height exceeds the maximum allowable of 50mm (RH407.010 - Hydrants)	1000
8	10+223 Hydrant-Tracer wire is not to Region specification, needs to be removed fro hydrant (RH406.010-Tracer Wire),Flange height exceeds the maximum allowable of 50mm (RH407.010 - Hydrants)	500
9	10+190 Hydrant - Tracer wire is not to Region specification, needs to be removed fro hydrant (RH406.010 - Tracer Wire).	500
10	Air Release Chamber 1 - Full of water, needs to be pumped down and inspected	5000



Capital Project - Deficiency Summary

Project Number: R3309A-21 Britannia rd Date: February 10, 2025

Sheet 2 of 2

Item	Description	Cost
11	Drain Chamber 1 - Paved over, not accessible under asphalt.	5000
12	Water Valve Chamber 3 - Full of water, needs to be pumped down and inspected	5000
13	10+410 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire).	500
14	10+520 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)	500
15	Water Valve Chamber 4 - Full of water, needs to be pumped down and inspected	5000
16	10+620 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire).	500
17	10+710 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire).	500
18	Combination Air Release Chamber 2 - Full of water, needs to be pumped down and inspected	5000
19	10+830 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)	500
20	Water Valve Chamber 5 - Full of water, needs to be pumped down and inspected	5000
21	10+925 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)	500
22	11+025 Hydrant-Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)/Sec. valve box lid needs to be replaced	500
23	11+122 Hydrant-Tracer wire is not to Region specification, needs to be removed (RH406.010)/Operating nut is very stiff/hydrant needs to be realigned	500
24	Water Valve Chamber 6 - Full of water, needs to be pumped down and inspected	5000
25	Drain Chamber 3 - Full of water, needs to be pumped down and inspected	5000
26	Combination Air Release Chamber 3 - Full of water, needs to be pumped down and inspected	5000
27	11+222 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)	500
28	11+295 Hydrant - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)	500
29	11+380 Hydrant-Tracer wire is not to Region specification (RH406.010 - Tracer Wire)/Sec Valve has no tracer wire,needs to be cleaned out IN-OP	500
30	10+310 - Tracer wire is not to Region specification, needs to be removed (RH406.010 - Tracer Wire)/Sec. valve box and operating nut are offset	500
	TOTAL	65500


Title: 06B- CAPITAL PROJECT DEFICIENCY SUMMARY

Document #: Q-Infra-TF-BDINS-889

Folder: Inspections

Revision #: 7

Issue Date: June 2023

Capital Project - Deficiency Summary

Project Number: R3309A-21: Britannia Rd Date: March 17, 2025

Sheet 1 of 1

Description: Storm Structure Inspection.

Municipality: Town of Milton

Inspector: Kevin R. Kading - WSP

Signature: *K R Kading*

Date: March 18, 2025

Operator

on site:

Signature:

Date:

Contract

Administrator: Jacob Lamb - WSP

Signature:

Date:

☒ Substantial Performance inspection☐ Completion inspection☐ Red line drawings have been submitted to Operations

Item	Description	Cost
1	DCBMH205 - requires parging.	1000
2	MH517 - requires vacuuming.	1000
3	CBMH628 - requires vacuuming.	1000
4	CB701 - requires vacuuming.	1000
5	CB718 - requires vacuuming.	1000
6	CB723 - requires vacuuming.	1000
7	CB725 - requires vacuuming.	1000
8	MH809 - removal of debris.	1000
9	MH727 - requires vacuuming.	1000
10	MH800 - requires vacuuming.	1000
11	CBMH912 - parging/benching of pipes.	1000
12	DCBMH914 - parging/benching of pipes.	1000
13		
	TOTAL	12000




Title: 06B- CAPITAL PROJECT DEFICIENCY SUMMARY

Document #: Q-Infra-TF-BDINS-889

Folder: Inspections

Revision #: 7

Issue Date: June 2023

Capital Project - Deficiency Summary

Project Number: R3309A-21: Britannia Rd Date: March 18, 2025

Sheet 1 of 1

Description: Concrete Works Inspection.

Municipality: Town of Milton

Inspector: Kevin R. Kading -WSP

Signature: *K R Kading*

Date: March 18, 2025

Operator

on site:

Signature:

Date:

Contract

Administrator: Jacob Lamb - WSP

Signature:

Date:

☒ Substantial Performance inspection☐ Completion inspection☐ Red line drawings have been submitted to Operations

Item	Description	Cost
	eastbound curb lane	
1	remove & replace 7 m of curb & kill strip at CBMH4	3500
2	remove & replace 3 m of kill strip at CBMH5	1500
3	remove & replace 4 m of kill strip at sta 6+700	2000
4	remove & replace 3 m of curb & kill strip at sta 6+720	1500
5	remove & replace 4 m of kill strip at sta 6+760	2000
6	remove & replace 3 m of kill strip at CB107	1500
7	remove & replace 4 m of kill strip at sta 6+920	2000
8	remove & replace 2 m of kill strip at hse. 11560	1000
9	remove & replace 2 m of curb at DCB332	1000
10	remove & replace 10 m of curb at WVC at 6th Line	5000
11	remove & replace 2 m of curb at DCB502	1000
12	remove & replace 2 m of kill strip at sta 9+740	1000
13	remove & replace 2 m of curb & kill strip at DCB801A	1000
14	remove & replace 2 m of kill strip at CB821	1000



Sheet 2 of

Page 2 of 2



Substantial Performance Calculation Tool, CONS_06.v1_August 08,2022

SUBSTANTIAL PERFORMANCE CALCULATION TOOL

Purpose

As per General Condition GC 1.05.01.b, below is the calculation to verify the cost of completing outstanding work and deficiencies meets the criteria to grant Substantial Performance for the construction Contract.

Regional Project Manager shall use this tool to validate Contractor's application for Substantial Performance

Project #	[Insert]
Contract #	R-3309A-21
Contract Description	R-3309A-21 - Britannia Road (Regional Road 6) Widening from James Snow Parkway (Regional Road 4) to Highway 407, in the Town of Milton
Draft Invoice #	Proper invoice # 37
Date	04.01.2025

Revised Contract Value (used for Substantial Performance 3-2-1 calculation)

Contract Price(excluding HST)	(1)	\$99,155,891.11
Contingency Allowance	(2)	\$20,906,961.77
Value of Approved Change Orders to Date	(3)	\$16,588,883.24
Revised Total Contract Price (does not include unused items or items with measured quantity over tender quantity)	(1)-(2)+(3)	\$94,837,812.58

Value of work completed

Less any reductions in quantities from contract	(4)	
Add any overages in quantities from contract	(5)	
Less any unused provisional items from contract	(6)	
Less any work/quantities to be completed later	(7)	
Value of work completed to date less Change Orders	(1)-(2)-(4)+(5)-(6)-(7)	\$78,248,929.34

Value of outstanding work and deficiencies

Estimated value of outstanding work	(8)	\$801,784.02
Estimated value of deficiencies	(9)	\$118,750.00
Total value of outstanding work and deficiencies (must be less than the total of 3-2-1 rule calculation set out below)	(8)+(9)	\$920,534.02

Substantial Performance 3-2-1 rule calculation

i. 3% of the first \$1,000,000 of the Revised Total Contract Price	(10)	\$30,000.00
ii. 2% of the next \$1,000,000 of the Revised Total Contract Price	(11)	\$20,000.00
iii. 1% of the balance of the Revised Total Contract Price	(12)	\$928,378.13
Maximum Allowable value of outstanding work and deficiencies	(10)+(11)+(12)	\$978,378.13

Is the total value of incomplete work and deficiencies less than the total of 3-2-1 rule calculation?

YES

YES = Substantial Performance achieved

NO = Substantial Performance NOT achieved

As the estimated value of deficiencies and remaining outstanding work is less than the maximum allowable value (10)+(11)+(12), Contract R-3309A-21 - R-3309A-21 - Britannia Road (Regional Road 6) Widening from James Snow Parkway (Regional Road 4) to Highway 407, in the Town of Milton meets the criteria for Substantial Performance as per General Condition GC 1.05.01.b