



Toronto Water
Lou Di Gironimo, General Manager

Planned Contracts Unit
Capital Planning & Implementation
150 Disco Rd., Building A, 1st Floor
Etobicoke, ON
M9W 1M4

Richard Noehammer, P. Eng
Director, Capital Planning & Implementation
Reply To: Kesava Rajapalan, P.Eng., Manager
Tel: 416-395-6216
Fax:
kesava.rajapalan@toronto.ca

April 14, 2025

Nelli Construction
48 Shaft Rd
Etobicoke
M9W 4M2

Dear: Ralph Giovannelli

**RE: RFQ No. EY012-2025
Certificate of Substantial Performance and
Substantial Performance Statutory Holdback Release Payment Certificate**

We are writing in response to your April 14, 2025 application for Certification of Substantial Performance for the above-noted contract.

Please find attached our Certificate of Substantial Performance. As required by the Section 32(1) Paragraph 5 of the Construction Act, you are now required to publish a copy of the certificate in the manner set out in the regulations.

As per clause GC 5.6.1 of the City of Toronto's General Conditions, you are required to submit a Proper Invoice for the Lien Holdback at the conclusion of the 60 days following publication of the Certificate of Substantial Performance. In accordance with GC 5.6.3, payment of the Lien Holdback shall be made no later than fifteen (15) working days after our receipt of the Proper Invoice for the Lien Holdback, subject to the provisions of the Construction Act and the Agreement, including GC 5.6.4.

Should you have any questions regarding this matter, please contact George Kamalendran at 416-395-1277

Yours truly,

George Kamalendran, P. Eng
Senior Project Manager, Planned Contracts Unit
Toronto Water

FORM 9

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

Construction Act

City of Toronto, Select District

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

City of Toronto, Select District, Various Locations in Toronto

(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:

New water and sewer service connections and associated works

RFQ No EY012-2025, 4624 Eglinton Ave. W.

(short description of the improvement)

to the above premises was substantially performed on

April 14, 2025

(date substantially performed)

Date certificate signed: April 14, 2025



(payment certifier where there is one)

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

Name of owner: City of Toronto
Address for service: 150 Disco Rd, Building A, 1st Floor, Toronto, ON
Name of contractor: Nelli Construction
Address for service: 48 Shaft Rd
Etobicoke
M9W 4M2

Name of payment certifier (where applicable):

George Kamalendran, P. Eng

Address: 150 Disco Rd., Building A, 1st Floor, Etobicoke, ON, M9W 1M4

(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:

Claims for Lien are to be submitted to the Clerk of the City of Toronto electronically as directed at www.toronto.ca/liens.

(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)