

Toronto Community Housing Corporation
35 Carl Hall Road, Toronto, ON M3K 2B6

Application for Substantial Performance – 50 Tuxedo

Please find attached the completed Form 9 – Certificate of Substantial Performance of the Contract for 50 Tuxedo for your reference and use.

Along with the Certificate, please find 3,2,1 calculation also attached. We confirmed the balance of outstanding work is less than the calculated threshold amount of \$33,117.41.

Please contact me if you have any questions.

A handwritten signature in black ink, appearing to read 'Brandon Chong', with a stylized flourish at the end.

Brandon Chong, P.Eng.
Building Innovation Inc.

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

Construction Act

City of Toronto

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

50 Tuxedo Court, Scarborough, Ontario, M1G 3S8

(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:

CHP and Standby Generators

(short description of the improvement)

to the above premises was substantially performed on July 29, 2021

(date substantially performed)

Date certificate signed: August 18, 2021



(payment certifier where there is one)

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

Name of owner: Toronto Community Housing Corporation

Address for service: 35 Carl Hall Road, Toronto, Ontario M3K 2B6

Name of contractor: Ecosystem Energy Services Inc.

Address for service: 8 King Street East, Unit 910, Toronto, Ontario M5C 1B5

Name of payment certifier (where applicable): Brandon Chong

Address: 750 Oakdale Road, Toronto, Ontario M3N 2Z4

(Use A or B, whichever is appropriate)

- ☒ A. Identification of premises for preservation of liens:
06181-0013 dated August 10, 2021. PT LT 18 CON 2 SCARBOROUGH AS IN SC429115; T/W SC434062, SC434063, SC429115; TORONTO, CITY OF TORONTO.

(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, 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)

50 Tuxedo

Based on the certificate contract budget amount of **\$1,175,086.38**
the following is our calculation in support of our application

Original contract value	\$1,175,086.38
Approved changes to date	(\$19,215.97)
Total Revised Contract Value	\$1,155,870.41

A. Outstanding work allowed

3% of the first 1,000,000.00	\$30,000.00
2% of the next 1,000,000.00	\$3,117.41
1% of the contract balance	\$0.00
A. TOTAL ALLOWABLE	\$33,117.41

B. Deferred Work (pending changes)

	\$0.00
B. TOTAL	\$0.00

C. Total Billed to Date

1. Total Billed to December 2020	\$860,299.32
2. Total Billed to July 2021	\$290,496.19
C. TOTAL	\$1,150,795.52

D. Total work to be completed (see F-32 file)

Unbilled Contract Balance	\$5,074.89
Less unused value in B	\$0.00
D. TOTAL	\$5,074.89

As amount "D" is less than amount "A", the project shall be deemed substantially performed.