



2021-09-29

Bestco Construction Ltd.
1382 Sandhill Drive, Ancaster
ON L9G 4V5

Attention: Ov Cotiga, Project Manager

Dear Ov,

**Subject: Tim Hortons Field, 64 Melrose Avenue North
Audio Visual Improvements – Certificate of Substantial Performance**

Please find enclosed a copy of the Certificate of Substantial Performance for this project. Provided no liens have been registered against the property, statutory holdback for the project will become due 60 days after completion of the project OR publication of Substantial Performance. Receipt of the following information will also be required:

- Invoice for Release of Holdback with:
 - WSIB Clearance Certificate; and
 - Statutory Declaration.
- Confirmation of Publication of Substantial Performance
- Statement of Warranty Form
- A better understanding of the parties involved is required to assist in potential future disputes or warranty claims. Please provide the name, address, telephone number, and contact person of:
 - general contractor
 - sub-contractors
 - material manufacturers
 - material suppliers

Upon receipt of the required information, we shall issue a Certificate for Payment for Release of Holdback.

In accordance with the Contract dated August 7, 2020 between the Contractor and the Owner, and on the basis of our construction reviews and proof provided by the contractor of completed deficiencies, the Consultant on behalf of the Owner, hereby certifies that:

- 1** The work or a substantial part thereof is ready for use and may be used for the purpose intended; and
- 2** There is no further work to be done under the Contract.

The issuance of this Certificate does not release the Contractor or any Subcontractor from the duty of completing the Work pursuant to the terms of the Contract. The date of substantial performance defines the start of the warranty period. The warranty period for this work is 2 years.



Should you have any questions, please do not hesitate to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Sporcic'.

John Sporcic, B.Eng
Designer (EIT)

A handwritten signature in black ink, appearing to read 'B. Oldershaw'.

Brant Oldershaw, M.A.Sc., P.Eng
Director, Structures

Encl. Certificate of Substantial Performance

Dist: Ov Cotiga (Ov@bestcoconstruction.com); Leanne Turner (Leanne.Turner@hamilton.ca); Brant Oldershaw (Brant.Oldershaw@wsp.com)

WSP Ref.: 161-16074-00



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

Construction Act

Hamilton

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

64 Melrose Avenue North

(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:

Audiovisual improvements including the installation of speaker structures

(short description of the improvement)

to the above premises was substantially performed on

September 29, 2021

(date substantially performed)

Date certificate signed: September 29, 2021

WSP Canada Inc.

(Payment Certifier where there is one)

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

Name of owner: City of Hamilton, Public Works Department

Address for service: 28 James Street North, 5th Floor, Hamilton

Name of contractor: Bestco Construction Ltd.

Address for service: 1382 Sandhill Drive, Ancaster

Name of payment certifier: WSP Canada Inc.

Address: 4 Hughson St. S, Suite 300, Hamilton

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

64 Melrose Avenue North, Hamilton

(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)