

The Waterfront Neighbourhood Building
627/635 Queens Quay West, Toronto

Application for Substantial Performance

Please find attached the completed Form 9 – Certificate of Substantial Performance of the Contract for 2 Brahms 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 \$76 845,88. Please contact me if you have any questions.

Olivier Pettersen

Ecosystem.

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)

627/635 Queens Quay West, 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:

Comprehensive Energy Retrofit Project at the City's Waterfront Building

(short description of the improvement)

to the above premises was substantially performed on July 31 2022

(date substantially performed)

Date certificate signed: August 11, 2022



(payment certifier where there is one)



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

Name of owner: City of Toronto

Union Station East Wing, 2nd floor c/o Metro Hall mailroom 55 John Street, Toronto, Ontario

Address for service: M5V 3C6

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): _____

Address: _____

(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, the name and address of the person or body to whom the claim for lien must be given)

Name of the Project

Based on the certificate contract budget amount of
the following is our calculation in support of our application

\$1 000,00

Original contract value

\$2 828 366,66

Approved changes to date

\$66 496,00

Total Revised Contract Value

\$2 894 862,66

A. Outstanding work allowed

3% of the first 1,000,000.00

\$30 000,00

2% of the next 1,000,000.00

\$37 897,25

1% of the contract balance

\$8 948,63

A. TOTAL ALLOWABLE **\$76 845,88**

B. Deferred Work (pending changes)

B. TOTAL **\$0,00**

C. Total Billed to Date

1. Total Billed to [**date**]

\$2 836 258,41

2. Total Billed to [**date**], *if a year breakdown is needed*

C. TOTAL **\$2 836 258,41**

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

Unbilled Contract Balance

\$58 604,25

Less unused value in B

\$0,00

D. TOTAL **\$58 604,25**

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

The balance of outstanding work is presently being carried out as permitted by weather and phasing.

Please issue a Certificate of Substantial Performance in order that we can publish same in the Daily Commercial News.