

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

Construction Act

Ottawa, On

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

2080 & 2100 Russell Rd, Ottawa, on

(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:

Flooring Replacement and Wall Painting

(short description of the improvement)

to the above premises was substantially performed on November 3rd, 2022

(date substantially performed)

Date certificate signed: November 28th, 2022

(payment certifier where there is one)

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

Name of owner: Ottawa Community Housing

Address for service: 39 Auriga Drive, Ottawa, On, K2E 7Y8

Name of contractor: Xpertek Construction 2004 Inc.

Address for service: 940 Burton Rd, Vars, On, K0A 3H0

Name of payment certifier (where applicable): Alex Qualizza Project Manger
Ottawa Housing

Address: 39 Auriga Drive, Ottawa, On

(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:

Ottawa Community Housing, Alex Qualizza, 39 Auriga Drive, Ottawa, On, K2E 7Y8

(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)

Statutory Declaration of Progress Payment Distribution by Contractor

Standard Construction Document

CCDC 9A – 2018

To be made by the Contractor as a condition for either

- ☒ second and subsequent progress payments; or
☐ release of holdback.

Application for payment number 3
dated 07/16/22 is the last
application for payment for which the Contractor has
received payment.

Information Appearing in the Contract Documents

Name of Project

OCH-2100 Russell Corridor flooring and repainting

Date of Contract: 12/14/21

Name of Owner

Ottawa Community Housing

Name of Contractor

Xpertek Construction (2004) Inc.

Declaration

I solemnly declare that, as of the date of this declaration, I am an authorized signing officer, partner or sole proprietor of the Contractor, and as such have authority to bind the Contractor, and have personal knowledge of the fact that all accounts for labour, subcontracts, products, services, and construction machinery and equipment which have been incurred directly by the Contractor in the performance of the work as required by the Contract, and for which the Owner might in any way be held responsible, have been paid in full as required by the Contract up to and including the latest progress payment received, as identified above, except for:

- 1) holdback monies properly retained,
- 2) payments deferred by agreement, or
- 3) payment withheld by reason of legitimate dispute which has been identified to the party or parties from whom payment has been withheld.

I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me in Vars this 28 day of November in the year 2022
City/Town and Province

Guy Masse

Name

President

Title

G. Masse
Signature

Christiane Raymonde Duchesne
Christiane Raymonde Duchesne,
a Commissioner, etc.,
Province of Ontario,
for Xpertek Construction (2004) Inc.
Expires September 2, 2023.

(A Commissioner for Oaths, Notary Public, Justice of the Peace, etc.)

The making of a false or fraudulent declaration is a contravention of the Criminal Code of Canada, and could carry, upon conviction, penalties including fines or imprisonment.

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Canadian Construction Documents Committee

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