



Engineering & Construction Services

**Metro Hall**  
55 John Street, 16<sup>th</sup> Floor  
Toronto, Ontario M5V 3C6

**Micheal Popik, P.Eng.**  
Manager, **Standalone Undergrounds**  
Engineering & Construction Services

**Refer to:** Amir Gafoor, Senior Engineer

**Tel:** 416-392-8323

**Fax:** 416-392-5418

**Email:** Amir.Gafoor@toronto.ca

May 31, 2023

Donny Mele  
Project Manager  
2489960 Ontario Inc.  
27 Cardico Dr.  
Stouffville, ON  
L4A 2G5

Dear Donny Mele,

**Re: Contract No. Contract 22ECS-LU-01SU, Watermain Replacement On Various Streets**  
**Certificate of Substantial Performance and**  
**Substantial Performance Statutory Holdback Release Payment Certificate**

We are writing in response to your May 24, 2023 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 me directly at 416-392-8487.

Yours truly,

Digitally signed by  
Michael Popik  
Date: 2023.05.31 12:21:54  
-04'00'

Michael Popik, P. Eng.  
Manager, Standalone Undergrounds  
Linear Underground Infrastructure  
Engineering & Construction Services

Digitally signed by  
Amir Gafoor  
Date: 2023.05.31  
11:13:49 -04'00'

Attachments: Certificate of Substantial Performance of the Contract under Section 32 of the Act, Form 9

Copy to: Contract File

**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)

**20th Floor, Metro Hall**

**55 John Street, Toronto, ON - M3V 3C6**

(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:

**Contract No. 22ECS-LU-01SU - Watermain Replacement On Various Streets**

(short description of the improvement)

to the above premises was substantially performed on **May 24<sup>th</sup>, 2023**

(date substantially performed)

Date certificate signed: **May 26, 2023**



(payment certifier where there is one)

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

Name of owner: **City of Toronto**

Address for service: **Metro Hall, 20<sup>th</sup> Floor, 55 John Street, Toronto, ON, M5V 3C6**

Name of contractor: **2489960 Ontaio Inc.**

**27 Cardico Drive, Stouffville, ON**

Address for service: **L4A 2G5**

**Hasanain Al-Bayati**  
**Contract Administrator**  
**R.V. Anderson Associates**

Name of payment certifier (where applicable): **Limited**

Address: **2001 Sheppard Avenue East, Suite 300 Toronto ON, M2J 4Z8**

(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](http://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)