

January 9, 2024

Maystar General Contractors
161 Trade Valley Drive
Vaughan, ON L4H 3N6

Attention: Siva Nallaiah
Senior Project Manager

Dear Siva:

**Re: Sunnybrook Health Sciences Centre
F-Wing Sprinkler Upgrades
NORR Project No. ONBL22-0072
Form 9 – Certificate of Substantial Performance**

Attached please find Form 9 – Certificate of Substantial Performance for your reference.

Please publish in the Daily Commercial News and forward a copy of the publication to Sunnybrook Hospital and NORR.

Yours truly,
NORR Architects and Engineers Limited



Yashar Salimi
Contract Administrator

T 437 700 0460
yashar.salimi@norr.com

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

Construction Act

Toronto, Ontario

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

2075 Bayview Avenue

(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:

Sunnybrook Health Sciences Centre - F-Wing Sprinklers Upgrade

(short description of the improvement)

to the above premises was substantially performed on **January 9, 2024**

(date substantially performed)

Date certificate signed: **January 9, 2024**



(payment certifier where there is one)

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

Name of owner: **Sunnybrook Health Sciences Centre**

Address for service: **2075 Bayview Avenue**

Name of contractor: **Maystar General Contractors Inc.**

161 Trade Valley Drive

Address for service: **Vaughan, ON L4H 3N6**

Name of payment certifier (where applicable): **NORR Architects & Engineers Limited**

Address: **175 Bloor Street East North Tower 15th Floor, Toronto, ON, M4W 3R8**

(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:

Sunnybrook Health Sciences Centre, 2075 Bayview Avenue M4N 3M5
Kunal Patel, Vice-President, Corporate Strategy & Development

(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)

January 09, 2024

NORR,
175 Bloor St. East
Toronto Tower, 15th Floor,
Toronto, Ontario.
M4W 3R5

Attention: Yashar Salimi – Contract Administrator

Re: SHSC - F WING SPRINKLERS UPGRADE
Application for Certificate of Substantial Performance

Dear Sir,

Pursuant to Specification Section 01 77 00, Contract Closeout Procedures and Submittals, we are writing to advise that the scope of work covered under SHSC – F-Wing Sprinklers upgrade for which Sunnybrook Health Sciences Centre (“SHSC”) issued a Purchase Order – PO 760041286 is substantially performed.

All the work areas have been cleaned and turned over for use by SHSC.

“Close-out” documents, including record drawings are being compiled and will be uploaded for review by January 31, 2024. Hard copies will be compiled and submitted no later than February 15, 2024.

In accordance with the Construction Lien Act, we confirm that the following conditions have been met.

Section 2, Subsection (a) “when the improvement to be made under that contract or a substantial part thereof is ready for use or is being used for the purpose intended”

Response: The work is complete and available and in use for the purpose intended.

Section 2, Subsection (b): “when the improvement to be made under that contract is capable of completion or, when where there is a known defect, correction at a cost no more than,”

3% of the first \$500,00

2% of the next \$500,00

1% of the balance of the contract price

Response:

Current Contract value (the value of work as per the "Act"):
\$2,652,916.32

Value of work completed as per the last payment application-07:
\$2,561,489.19

Unused Cash Allowance Adjustment:
(\$0)

Adjusted Contract value (the value of work as per the "Act"):
\$2,652,916.32

Adjusted Value of work completed as per the last Application 08 (Nov- Dec 2023):
\$2,629,016.32

Financial Requirement for Substantial Performance., per the "Act"

- 3% of the first \$500,00 is: \$15,000.00
- 2% of the next \$500,00 is: \$10,000.00
- 1% of the balance of the contract price is: \$239.00
- Total Financial Requirement as per section 2 of the Act is:
\$25,239.00

As of Dec 31, 2023, the value of unfinished work and incomplete close-out documents is \$23,900, which is less than the above noted financial requirement. Therefore, Maystar meets the requirements of the "Act".

Should you find our application acceptable, please forward a Certificate of Substantial Performance, Form 9, so that we may publish in the Daily Commercial News, in accordance with the act. Our invoice for the release of the Statutory Holdback will be submitted with the proof of publication as soon as it becomes available.

Should you have any questions relating to this request, please contact the undersigned.

Yours truly,


Siva Nallaiah
Project manager

MAYSTAR GENERAL CONTRACTORS INC.