

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

The Regional Municipality of York

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

at Various Locations in the City of Markham and the Town of Whitchurch-Stouffville

(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. RFTC-1172-23-23-200 - Intersection Improvements


(short description of the improvement)

to the above premises was substantially performed on January 16, 2024.
(date substantially performed)

Date Certificate Signed: January 25, 2024

N/A

(payment certifier where there is one)

 Kenter Zhang for the Regional Municipality of York
(owner and contractor, where there is no payment certifier)


for Guild Electric Limited

Name of owner: The Regional Municipality of York

Address for service: Office of the Regional Clerk, 17250 Yonge Street, Newmarket, ON, L3Y 6Z1; regionalclerk@york.ca

Name of contractor: Guild Electric Limited

Address for service: 470 Midwest Road, Toronto, ON M1P 4Y5

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:

The Regional Municipality of York, Office of the Regional Clerk, 17250 Yonge Street, Newmarket, ON L3Y 6Z1;
regionalclerk@york.ca

(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)

RELEASE

IN THE MATTER OF a contract for Intersection Improvements at Various Locations in the City of Markham and the Town of Whitchurch-Stouffville, known as Contract No. RFTC-1172-23-23-200, entered into between The Regional Municipality of York (the "Region") and Guild Electric Limited (the "Contractor").

KNOW ALL MEN BY THESE PRESENTS THAT the Contractor, on its own behalf and on behalf of its Subcontractors, and their respective heirs, executors, administrators, successors and assigns, as the case may be (the "Releasor"), for and in consideration of the payment or promise to pay the statutory holdback under the above-mentioned contract, and for other good and valuable consideration, hereby remises, releases and forever discharges the Region, and its directors, officers, council members, partners, employees, agents, assigns and successors (the "Releasee"), of and from all manner of actions, causes of action, suits, debts, dues, sums of money, claims and demands whatsoever at law or in equity which the Releasor ever had, now has, or may have by reason of the above-mentioned contract, save and except any claim which the Releasor has arising out of:

1. Claims pursuant to GC7 – Claims, Disputes and Adjudication made prior to Substantial Performance of the Contract and still unsettled, as listed in the attached "Schedule of Outstanding Claims"
2. The retention by the Region of the maintenance security, if applicable
3. Pending/Unresolved Change Orders as listed in the attached "Schedule of Pending/Unresolved Change Orders"
4. Quantities which have not been finalized

With respect to item 1, the Contractor acknowledges and agrees that none of the claims listed in the attached "Schedule of Outstanding Claims" have been admitted, acknowledged or accepted by the Region as valid claims. The Contractor further acknowledges that nothing in this Release prevents or estops the Region from disputing the validity, timeliness and quantum of the claims listed therein.

Dated this 26th day of January 2024.

WITNESSED BY:



Name: Lisa Docherty

SIGNED, SEALED AND DELIVERED

Guild Electric Limited



Name: Stephen Lengyel

Title: Chief Executive Officer



(Seal)

Name:

Name:

(Seal)

Title:

I/We have authority to bind the corporation

SCHEDULE OF OUTSTANDING CLAIMS

Description of Dispute	Value of Dispute
N/A	

SCHEDULE OF PENDING/UNRESOLVED CHANGE ORDERS

C.O. #	Description of Change Order	Value of Change Order

DECLARATION OF KNOWN ADJUDICATIONS

I, Stephen Lengyel of Guild Electric Limited declare that:
(name of declarant) *(name of contractor)*

1. I am the Chief Executive Officer of Guild Electric Limited
(title or position of declarant) *(name of contractor)*
and as such have knowledge of the facts herein declared.

2. That Guild Electric Limited entered into Contract No. RFTC-1172-23-23-200
(name of contractor) *(contract number)*
with The Regional Municipality of York for:
Intersection Improvements at Various Locations in the City of Markham and the Town
of Whitchurch-Stouffville
(description of contract)

3. That Guild Electric Limited is not engaged in any adjudication with
(name of contractor)
respect to Contract No. RFTC-1172-23-23-200 except for those adjudications
(contract number)
identified in Schedule A – Known Adjudications.

4. That Guild Electric Limited is not aware of any adjudication in which any
(name of contractor)
subcontractors or suppliers are engaged in with respect to Contract No. RFTC-1172-23-23-200
(contract number)
except for those adjudications identified in Schedule A – Known Adjudications, and has
made reasonable enquiries to confirm this.

January 6, 2024

Date



Signature of Declarant Stephen Lengyel

