

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

Construction Act

Town of Parry Sound

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

89 James St., Parry Sound ,ON P2A 1T7

28 Miller St. Parry Sound, ON P2A 1T7

(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:

MAG 8- Parry Sound

(short description of the improvement)

to the above premises was substantially performed on **March 6, 2024**

(date substantially performed)

Date certificate signed: **March 22, 2024**



(payment certifier where there is one)

**Ontario Infrastructure and Lands
Corporation (" Infrastructure**

Name of owner: **Ontario")**

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

Address for service: **1 Dundas Street, West, Suite 2000, Toronto ON M5G 2L5**

Name of contractor: **W.S. Morgan Construction Ltd.**

Address for service: **19 Bowes St., Parry Sound, ON, P2A 2K7**

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:

Ontario Infrastructure and Lands Corporation 1 Dundas Street, West, Suite 2000, Toronto ON M5G 2L5

(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)



Application for Certificate of Completion of Substantial Performance

Project Number: 1076022

Project Title: SOLGEN/MAG Justice Video Technology Program

Contractor: W.S. Morgan Construction Ltd. ("Contractor")

Stipulated Price Contract between His Majesty the King in Right of Ontario as represented by the Minister of Infrastructure as represented by Ontario Infrastructure and Lands Corporation ("Infrastructure Ontario") and the Contractor dated December 12, 2022 ("Contract").

All capitalized terms used in this Application have the meanings set out in the Definitions section of the Contract unless expressly stated otherwise.

To: Infrastructure Ontario

Name I, Brooks Smith	Title or Position Project Manager
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Name of Contractor
of **W.S. Morgan Construction Ltd.**

Address of Contractor
19 Bowes Street, Parry Sound ON, P2A 2K7

hereby state that all Work has been substantially performed in accordance with the provisions of the Contract in a good and workmanlike manner, and that the performance of the balance of the Work is in process and Completion is scheduled for the 8 day of March, 2024, and I hereby apply for a Certificate of Substantial Performance.

In support of this Application, I submit the following herewith:

1. a Statutory Declaration sworn by,

Name of Declarant
Brenda Forbes

Date of Statutory Declaration
On March 6, 2024

attesting to: (i) the Substantial Performance of the Contract; (ii) the payment of all monies payable under the *Workplace Safety and Insurance Act, 1997*; (iii) the Work being free of claims, liens and encumbrances; (iv) the fulfillment of the Contractor's obligation under the Fair Wage Program; (v) the payment of all accounts, assessments, levies and other indebtedness incurred in relation to the performance of the Work, except holdback monies; and (vi) the payment of all holdback monies immediately upon receipt of payment from Infrastructure Ontario of the holdback monies;



2. a statement showing the amount of holdback monies due for release and payment following the issue of the Certificate of Substantial Performance;
3. the Contractor's application for payment;
4. a statement of completion with the cost values of items to be completed or corrected;
5. evidence of delivery of documents and items which are required by Infrastructure Ontario in order to be able to properly operate the Work;
6. source code programming and related documentation for all microprocessor based controllers for the Work; where applicable;
7. a waiver and release (save and except for any rights or remedies provided by the Construction Act) of all claims related to the Contract in favour of Infrastructure Ontario and the Owner (in form satisfactory to Infrastructure Ontario);
8. evidence of compliance with the Workplace Safety and Insurance Act, 1997; and
9. other: _____.

I confirm that the Certificate of Substantial Performance is not a final acceptance of the Work and shall not be construed to relieve

Name of Contractor
W.S. Morgan Construction

from its continuing obligation under the Contract.

Date March 6, 2024	Signature 
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