

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

Whitesand First Nation, Thunder Bay District, Ontario

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

P.O. Box 68, Armstrong, Ontario, P0T 1A0

(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:

Whitesand First Nation Storm and WW ICIP Project

(short description of the improvement)

to the above premises was substantially performed on June 10, 2024

(date substantially performed)

Date certificate signed: June 10, 2024



(payment certifier where there is one)

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

Name of owner: Whitesand First Nation

Address for service: P.O. Box 68, Armstrong, Ontario, P0T 1A0

Name of contractor: Trifecta Construction Ltd.

Address for service: 2184 Government Road, Thunder Bay, Ontario, P7G 1T8

Name of payment certifier (where applicable): S. Burnett & Associates Limited

Address: 210 Broadway, Unit 203, Orangeville, ON, L9W 5G4

(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:

Whitesand First Nation, P.O. Box 68, Armstrong, Ontario, P0T 1A0

(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)



June 10, 2024

Trifecta Construction Thunder Bay Ltd.  
2184 Government Road  
Thunder Bay, ON P7G 1T8

**Attn:** Jim Conci, Principal  
**Re:** Whitesand First Nation, Storm and WW ICIP Project  
Certificate of Substantial Performance  
SBA File No: F22057

Trifecta Construction Thunder Bay Ltd. is hereby advised that Substantial Performance has been granted for the Whitesand First Nation, Storm and WW ICIP Project.

As per the contract requirements, attached is the Substantial Performance Certificate issued in accordance with the Construction Lien Act. This certificate must be published in the Daily Commercial News (DCN). Submit proof of publication to the undersigned, along with a WSIB Clearance Certificate and CCDC 9A Statutory Declaration in order to facilitate a reduction of holdback. The warranty period will commence as of June 10, 2024 and continue through to June 10, 2025 for all works completed to date. Any outstanding works will be subject to the one year warranty period commencing following their completion.

Please refer to the contract agreement under General Conditions GC 1.05.01 & .02 and 8.02.03.05: Substantial Performance regarding documentation required to be submitted. Please note that the reduction of holdback (less the value of outstanding deficiencies) is scheduled to take place 45 days after the date of advertisement.

If you have any questions regarding the above, please call me.

Yours Truly,

Connor Messner, P.Eng  
Civil Engineer

**S. Burnett and Associates Limited**

cc: All Project Team Members  
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