

**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)

**555 University Ave., Main Floor, Toronto, ON M5G 1X8**

(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:

**SickKids MEG Helium Recycling**

(short description of the improvement)

to the above premises was substantially performed on **August 30, 2024**

(date substantially performed)

Date certificate signed: **September 3, 2024**



(payment certifier where there is one)

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

Name of owner: **The Hospital for Sick Children**

Address for service: **555 University Ave., Main Floor, Toronto, ON M5G 1X8**

Name of contractor: **Chart Construction Management**

Address for service: **7681 Hwy 27, Unit 11, Woodbridge, ON L4L 4M5**

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:  
**555 University Ave. Main Floor, Toronto, ON M5G 1X8**

(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)

## SUBSTANTIAL PERFORMANCE REQUEST

Date: August 30, 2024

John D'Ignazio

NORR Architects

175 Bloor Street East, North Tower, 15<sup>th</sup> Floor

Toronto, ON. M4W 3R8

**Re: SickKids – MEG Helium Recycler**

### **Substantial Performance**

Dear John,

Chart Construction Management and our subcontractors have substantially performed the **SickKids MEG Recycler project** as per the contract. We are requesting Certification of Substantial Performance as of June 30, 2024. The Construction Act calculations are detailed below, in support of this request.

The outstanding value of work currently is as follows:

Division	Scope of Work	Contract	Balance
01 00 00	Cash Allowances (remaining unexpended)	\$ 30,000.00	\$ 17,353.86
01 10 00	Project Management	\$ 12,825.00	\$ 675.00
01 78 00	Closeout Submittals	\$ 1,200.00	\$ 600.00
26 00 00	Electrical	\$ 37,370.00	\$ 1,500.52
	<b>Total Remaining Scope</b>		<b>\$ 20,129.38</b>

Calculation of Lien Amounts (total current contract \$ 459,816.00):

3% of first \$ 1,000,000.00 (\$459,816.00)	\$ 13,794.48
2% of next \$ n/a	\$ 0.00
1% of final \$ n/a	\$ 0.00
<b>Total</b>	<b>\$ 13,794.48</b>

## SUBSTANTIAL PERFORMANCE REQUEST

The Unexpended Cash Allowances amount is not deficient nor incomplete work:

Therefore the net remaining incomplete work is calculated as follows:

Total Unexpended Cash Allowances	\$17,353.86
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Net Remaining work:	\$ 2,775.52
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Therefore, per the Construction Act, the value of the outstanding works for the **SickKids MEG Recycler project** is less than the Lien Amount.

Based on the above numbers the **SickKids MEG Recycler project** has been substantially performed. Should you have any questions regarding the above calculations please contact the undersigned.

Yours Truly,



Jack Reid

Project Manager

Cc:

Elisabete Belanger, Project Manager – SickKids