

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

Construction Act

Central - York

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

5915 Airport Road, Suite 810, Mississauga, ON. L4V 1T1

(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:

AG# 2023-2042; PC# 0004

(short description of the improvement)

to the above premises was substantially performed on 30th November 2023
(date substantially performed)

Date certificate signed: 10/21/24

Blair Oddson

(payment certifier where there is one)

MINISTRY OF TRANSPORTATION-
Webber Infrastructure Management Ltd.

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

Name of owner: Her Majesty The Queen in Right of Ontario as represented by the Minister of Transportation

Address for service: Ministry of Transportation - 1927 Kipling Ave. Etobicoke, ON. M9W 4J4

Name of contractor: Webber Infrastructure Management Ltd.

Address for service: 5915 Airport Road, Suite 810, Mississauga, ON. L4V 1T1

Name of payment certifier (where applicable): Blair Oddson

Address: Ministry of Transportation - 1927 Kipling Ave. Etobicoke, ON. M9W 4J4

(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:

Ministry of Transportation of Ontario, Director, Legal Services Branch, 125 Sir William Hearst Avenue, 1st Floor, Downsview, Ontario. M3M 0B5
(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 SUBSTANTIAL
PERFORMANCE/CONTRACT COMPLETIONTo: Rob Burle
Manager, Operations OfficeDate: September 09, 2024Central
RegionContract No.: **CDMC 2018-02 – Capital Improvement**In Scope
Capital ItemPayment Cert Agreement #
2023-2042 0004

In accordance with the contract requirements, I/We Webber Infrastructure Management Ltd. hereby apply for:

☒ Certificate of Substantial Performance☐ Certificate of Completion

All work invoiced to date	\$ 189,068.21
Payments made to date	\$ - 170,161.39
Less holdback	\$ 18,906.82
Less Owner's set-offs	\$ 0.00
Amount due	\$ 18,906.82

I/We Webber Infrastructure Management Ltd. (Name of Contractor) hereby release the owner of all further claims related to the contract with the following exceptions:

- List outstanding issues in accordance with MTO General Conditions of Contract

I/We Webber Infrastructure Management Ltd. (Name of Contractor) hereby declare and submit with this Application a Statutory Declaration in the form provided that all liabilities incurred by the Contractor, and the Contractor's Sub-Contractors, in carrying out the contract have been discharged, except for the statutory holdbacks properly retained in accordance with the Construction Lien Act.

- List outstanding liabilities:

Name: ^{A.S}
Charbel Khouri Abdelrahman SaidSignature: Position: ^{A.S}
Capital Works Manager Deputy project managerDate: September 09, 2024

STATUTORY DECLARATION

Canada
Province of Ontario

IN THE MATTER OF a contract entered with
**Her Majesty the Queen in right of Ontario, represented by the
Minister of Transportation, (Owner)**

by **Webber Infrastructure Management Ltd.**, (Contractor), at

MTO Contract Number: CDMC 2018-02

I, **Abdelrahman Said**,

DO SOLEMNLY DECLARE:

1. that I am **Deputy Project Manager** of **Webber Infrastructure Management Ltd.**, the Contractor named in the above mentioned Contract, and as such have personal knowledge of the fact herein declared.
2. that all accounts for labour, sub-contracts, products, materials, services and construction machinery and equipment, which have been incurred directly by the Contractor in the performance of the work as required by the Contract, and for which the Owner might in any way be held responsible, have been discharged, except for:
 - (1) holdback monies properly retained,
 - (2) payments deferred by agreement between the Contractor and the Owner,
 - (3) amounts withheld by reason of legitimate dispute which have been identified to the party or parties, from whom payment has been withheld and are listed below and, (identify payees and amounts payable to each)

- (4) payments that are yet to be made because they are subject to the Contractor's verification processes.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the CANADA EVIDENCE ACT.

Declared before me at the City
Of Mississauga
in the Province
of Ontario this 20
day of September A.D. 2023, in accordance
with O. Reg 431/20, Administering Declaration **Remotely**.

Ayesha Malik
A Commissioner etc.

Abdelrahman Said
(Deponent)

INSTRUCTION

This declaration must be sworn before a commissioner for oaths, notary public or justice of the peace.

Statutory declaration to be submitted along with application to the appropriate Regional Contracts Office



AYESHA MALIK
A Commissioner for Oaths and
Notary Public in and for Ontario.
5136 Nestling Grove,
Mississauga, ON L5M 0L2
(647) 709-4342



Payment Certificate

Date: Dec 27, 2023

Ministry of Transportation

Period Up to: Dec 18, 2023

Payment Cert #: 0004
Agreement #: 2023-2042

Status:	Asserted	Date Created:	Dec 18, 2023	Vendor Number:	414248
Type:	Progress	Region:	CENTRAL	Site Code:	810-5915 AIRPOR
Cost Centre:	930011 - In-Scope Capital C			Vendor Name:	WEBBER INFRASTRUCTURE MANAGEMENT CANADA LTD
GWP:	2056-22-00			Address:	810-5915 AIRPORT RD . MISSISSAUGA, ON, L4V 1T1
Payment Method & Currency:	EFT, CAD			Vendor Status:	Active
Comments:					

Type	Work Type	Service	Description	Net Amount (\$)	HST Amount (\$)	Gross Payment Amount (\$)
Invoice Lines:						
INLINE	Construction	3rdAMC In-scope (Capital Items)	Invoice # 4700101527	21,620.00	2,810.60	24,430.60
INLINE	Construction	3rdAMC In-scope (Capital Items)	Invoice # 4700101529	22,770.00	2,960.10	25,730.10
INLINE	Construction	3rdAMC In-scope (Capital Items)	Invoice # 4700101524	43,700.00	5,681.00	49,381.00
INLINE	Construction	3rdAMC In-scope (Capital Items)	Invoice # 91990504	57,147.00	7,429.11	64,576.11
INLINE	Construction	3rdAMC In-scope (Capital Items)	Invoice # 4700101525	22,080.00	2,870.40	24,950.40
INVHB	Construction	10% Statutory Holdback	Holdback of Invoice # 4700101529	-2,277.00	-296.01	-2,573.01
INVHB	Construction	10% Statutory Holdback	Holdback of Invoice # 91990504	-5,714.70	-742.91	-6,457.61
INVHB	Construction	10% Statutory Holdback	Holdback of Invoice # 4700101524	-4,370.00	-568.10	-4,938.10
INVHB	Construction	10% Statutory Holdback	Holdback of Invoice # 4700101527	-2,162.00	-281.06	-2,443.06
INVHB	Construction	10% Statutory Holdback	Holdback of Invoice # 4700101525	-2,208.00	-287.04	-2,495.04
Invoice Subtotal:				150,585.30	19,576.09	\$170,161.39
Grand Total:				150,585.30	19,576.09	\$170,161.39
Total To Date:				305,013.49	39,651.79	\$344,665.28