

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

*Construction Act*

Cochrane District, City of Timmins

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

2180 Pine Street South, Timmins, Ontario

(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:

Deloro Landfill Gas Collection and Flaring System

(short description of the improvement)

to the above premises was substantially performed on September 3, 2024

(date substantially performed)

Date certificate signed: September 18, 2024



(payment certifier where there is one)



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

Name of owner: Corporation of the City of Timmins

Address for service: 220 Algonquin Blvd E.

Name of contractor: Green Infrastructure Partners Inc.

Address for service: 100 Commerce Valley Drive West, Markham, ON L3T 0A1

Name of payment certifier (where applicable): Veronique Cheff

Address: 220 Algonquin Blvd East, Timmins, ON P4N 1B3

(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:

Steph Palmateer, City Clerk, 220 Algonquin Blvd East, Timmins, ON P4N 1B3

(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)



# CITY OF TIMMINS

## SUBSTANTIAL PERFORMANCE

**CONTRACTOR:** Green Infrastructure Partners Inc. **DATE:** September 18, 2024

**CONTRACT NO:** #2021-701 **TIME:**

**LOCATION:** Deloro Landfill Gas Collection and Flaring System

**REPORT DESCRIPTION:** Substantial Performance Criteria

As per Construction Act, R.S.O. 1990, c. C.30:

Criteria (a) The improvement to be made under this contract is ready for use or is being used for the purposes intended.

Criteria (a) has been met ☒ YES ☐ NO

|                               |           |                     |
|-------------------------------|-----------|---------------------|
| Contract Price                | \$        | 2,430,821.00        |
| Change Orders                 | \$        | 4,750.00            |
| Remaining Contingencies       | \$        | -                   |
| <b>Current Contract Price</b> | <b>\$</b> | <b>2,435,571.00</b> |

Clause (b) The improvement to be made under this contract is capable of completion or, where there is a known defect, correction, at a cost of not more than:

|                                                          |           |                  |
|----------------------------------------------------------|-----------|------------------|
| (i) 3% of the first \$1,000,000.00 of the contract price | \$        | 30,000.00        |
| (ii) 2% of the next \$1,000,000.00 of the contract price | \$        | 20,000.00        |
| (iii) 1% of the remaining balance of the contract price  | \$        | 4,355.71         |
| <b>Total</b>                                             | <b>\$</b> | <b>54,355.71</b> |

|                                        |           |                  |
|----------------------------------------|-----------|------------------|
| Cost of work remaining to be completed | \$        | 12,825.00        |
| Cost of deficiencies and Corrections   | \$        | -                |
| <b>Total</b>                           | <b>\$</b> | <b>12,825.00</b> |

Criteria (b) has been met ☒ YES ☐ NO

Both Criteria (a) and (b) have been met, therefore SUBSTANTIAL PERFORMANCE has been met.

Date of Substantial Completion has been determined to be September 3, 2024.

## Deloro LFG Collection and Flaring Unit - Deficiency List

| <u>Description of Deficiency</u>             | <u>Date Noted</u> | <u>Date Rectified</u> | <u>Value</u>        |
|----------------------------------------------|-------------------|-----------------------|---------------------|
| 1. Outstanding work and submissions:         | 4-Sep-24          |                       |                     |
| Weather heads installed on service conductor |                   | 1-Oct-24              | -                   |
| Compound raising, grading, paving            |                   |                       | \$ 12,825.00        |
| O&M Manuals                                  |                   |                       | -                   |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
|                                              |                   |                       |                     |
| <b>Total</b>                                 |                   |                       | <b>\$ 12,825.00</b> |