



Ontario

Ministry of  
Transportation

## CERTIFICATE OF SUBSTANTIAL PERFORMANCE

This is to certify that contract # 2012-19\_\_\_\_\_for the following:

Shouldering – G. Priest Services Inc. YR 7

was substantially performed on: September 15<sup>th</sup> 2020

Recommended by: \_\_\_\_\_

Contract Administrator Signature

\_\_\_\_\_  
Date Signed

Approved by: \_\_\_\_\_

Area Contracts Engineer Signature

\_\_\_\_\_  
Date Signed

Name of Owner:

Her Majesty The Queen in Right of Ontario as represented by the  
Minister of Transportation.

Address for Service:

Ministry of Transportation  
301 Bryne Drive, unit 2,  
Barrie, Ontario, L4N-8V4

Name of Contractor: **Emcon Services Inc.**

Address for service:

**6130 Edwards BLVD  
Mississauga, Ontario L4K 2N4**

Office to which claim for lien and affidavit must be given to preserve lien:

**Director, Legal Services Branch  
125 Sir William Hearst Avenue, 1<sup>st</sup> Floor  
Downsview, Ontario  
M3M 1J8**

This notice published in Daily Commercial News of: \_\_\_\_\_

Distribution:

- 1) Contractor
- 2) Contract Administrator (file)
- 3) Team Lead, Contract Tendering - Contract Management Office, St. Catharines
- 4) Regional Operations Office

APPLICATION FOR SUBSTANTIAL  
PERFORMANCE/CONTRACT COMPLETION

To: Shawn Watkinson  
Maintenance Superintendent (A), Operations Office

Date: December 15<sup>th</sup>, 2020

Central Region

Contract No.: 2012-19 – Simcoe AMC YR 7  
In-Scope Capital Item # 2, Shouldering (S20480A-29212, S20480A-29214)

In accordance with the contract requirements, **Emcon Services Inc.**, hereby apply for:

- ☒ Certificate of Substantial Performance  
☒ Certificate of Completion

All work invoiced to date	\$112,461.60
Payments made to date	-\$101,215.44
Less holdback	-\$11,246.16
Less Owner's set-offs	-\$0.00
Amount due	-\$0.00

**Emcon Services Inc.**, 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

N/A

**Emcon Services Inc.**, 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:

N/A

Name: Mark Mommersteeg

Signature: \_\_\_\_\_

Position: Contract Manager, Ontario

Date: \_\_\_\_\_

December 15<sup>th</sup>, 2019

## 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 Emcon Services Inc.,  
(Contractor), AMC 2012-19 at MTO Contract Shouldering YR 7 Item # 2,  
Agreement 2020-2094**

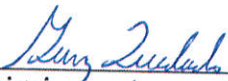
I, Mark Mommersteeg,

## DO SOLEMNLY DECLARE:

1. that I am Contract Manager, Ontario, of Emcon Services Inc., 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  
Town of Oakville  
in the Municipality  
of Halton this 15th  
day of December A.D. 2019



A Commissioner etc.

  
Mark Mommersteeg

## 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

In Scope Capital YR7  
Item # 2 - Shouldering

YEAR 7				Name		Order value		Hold Back inc		Hold back Released	
				AMC 2012 -19, Central Region		(inv\$)		Taxes			
				Scope of Work Completed - Description							
Invoice #	EMCON	Date	Original Inv PD on	Capital Improvements #	In-Scope Work Completed Date						
S20480A-29212		Sept 24 2020		2 - Shouldering	Sept 9 & 10 2020	\$	45,973.35	\$	4,597.34	\$	5,194.99
S20480A-29214		Sept 24 2020		2 - Shouldering	Sept 14 & 15 2020	\$	66,488.25	\$	6,648.83	\$	7,513.17
Total:						\$	112,461.60	\$	11,246.16	\$	12,708.16