



APPENDIX "C"

CERTIFICATE OF SUBSTANTIAL PERFORMANCE
(Form 7 – Construction Remedies Act, S.N.B. 2020, c.29, s.42)

Town in which land is located: Town of Riverview
County in which land is located: Albert County
Civic address/location of the land: Yale Avenue
Contract Name/Description of the improvement: Yale Avenue Water Main Renewal

Contract No: 23-80
Name of the Owner: Town of Riverview
Address for service: 30 Honour House Court
Riverview, NB
E1B 3Y9
c/o Annette Crummey, Director/Town Clerk

Name of Contractor: Fram Enterprises Inc.
Address for service: 3059 Route 490
McQuade, NB E1G 3J9

Name of Project Engineer (Payment Certifier): Terry Cormier
Address: Mentra Consultants Ltd
22 Atkinson Court
Shediac Cape, NB E4P 8Y5

I, Terry Cormier, Project Engineer, as per the *Construction Remedies Act*, SNB 2020, c 29 (the "Act") do hereby certify that all works required under this contract are "Substantially Performed" as of the 27th day of November 2023. It is understood that the "warranty and maintenance period" commences as of this date and that the following contract requirements have been fully met;

- a. All sewer mains have passed sewer leakage tests, which were carried out on October 31 + Nov. 2, 2023. (Attach completed Appendix "A")
- b. All required CCTV sewer video inspections were completed on November 21, 2023 and the video and video reports have been distributed as required. I hereby certify that the condition of the sewer meets or exceeds the requirements as outlined in the latest edition of the Town of Riverview Standard Municipal Specifications. Pending Video Inspections
- c. All water mains have passed water pressure and bacteriological tests, which were carried out on September, 2023. (Attach completed Appendix "B")



APPENDIX "C"

- d. All product and material tests conducted throughout the works of this contract have been reviewed and submitted. I hereby certify that the condition of the works meets or exceeds the requirements as outlined in the latest edition of the Town of Riverview Standard Municipal Specifications.
- e. Department of Environment Certificate of Approval, if any, and any applicable watercourse alteration approvals are attached.
- f. A letter from the Workers Compensation Board is attached, stating that the contractor whose name appears on the Certificate of Substantial Performance is in good standing and has paid all required premiums in full.

2. A complete inspection of the works was carried out on October 23, 2023, and those present were: Paul Richard, Terry Cormier, Robbie Doucet, Andrew Mollins - From Enterprises Inc.

The deficiency list was prepared. Yes No (If yes, please attach). All items on the attached deficiency list have been addressed by the contractor and an additional inspection conducted on November 14, 2023, by Robbie Doucet (See attached Deficiency List #2), confirmed that all deficiencies have been corrected and all work completed under this contract to date, meets or exceeds standards as required in the latest edition of the Town of Riverview Standard Municipal Specifications.

-OR -

3. The total contract price is: \$ 1,479,244.00 and as per the Act, the contract is considered substantially performed when the cost to complete the contract and the cost to correct all know defect are less than the following:

- (i) 3% of the first \$250,000 of the contract price,
- (ii) 2% of the next \$250,000 of the contract price, and
- (iii) 1% of the balance of the contract price.

Based on the above, the cost to complete the contract and the cost to correct all know defects are: \$ 5,000.00 which is less than \$ 22,292.44.

4. Is this contract entirely complete? Yes No . If any portion of this contract is not entirely completed, a separate written list identifying all uncompleted items explaining the particulars must accompany this certificate.

Some CCTV Sanitary lateral video Inspections missing, sanitary lateral (Civic 902) to be repaired

7. The release of holdback will become due 60 days from the date of signing of this certificate, being the 27 day of November 2023.
26th January 2024 T.C.

Dated: November 27, 2023 Signed: [Signature]
Project Engineer

APPENDIX "C"



We, the undersigned, do hereby certify that all matters relating to this contract have been completed to our satisfaction and that this Certificate of "Substantial Performance" can be issued.

Date: Dec 1. 2023 Signed: 
Director Engineering & Works

Cc: Owner
Contractor
Consultant