



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

Street/location of the land: Inwood Court

Contract Name: Inwood Court Reconstruction

Contract No: 23-59

Name of the Owner: Town of Riverview
Address for service: 30 Honour House Court
Riverview, NB
E1B 3Y9

Name of Contractor: LCL Excavation (2006) Inc.
Address for service: 214 Craig Rd.
PO Box 2074
Charlo, NB E8E 2W8

I, Dave Aube, Project Engineer, as per the *Construction Remedies Act*, do hereby certify that all works required under this contract are "Substantially Performed" as of the 18th day of August 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 N/A. (Attach completed Appendix "A")
- b. All required CCTV sewer video inspections were completed on July 18, 19 and 28, 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.
- c. All water mains have passed water pressure and bacteriological tests, which were carried out on July 11 and 12, 2023. (Attach completed Appendix "B")
- 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.



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2. A complete inspection of the works was carried out on August 22, 2023, and those present were: Dave Aube & Oliver Rice - Englobe Corp.; Steven LeBouthillier & Geoff Crossman - Town of Riverview; Stephane Hebert - LCL Excavation (2006) 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 _____, by _____, 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: \$781,510.00 and as per the *Construction Remedies 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 \$15,315.10.

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 landscaping, one water service connection (issues finding existing) and all deficiencies on the attached deficiency list.

5. The release of holdback will become due 60 days from the date of signing of this certificate, being the 17th day of October 2023.

Dated: August 28, 2023 Signed: David Aube
Project Engineer

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: Sept 21, 2023 Signed: [Signature]
Director Engineering & Works

Cc: Owner
Contractor
Consultant