

September 21, 2022

AVL Construction Group Inc.  
201 B Drummond Station Road  
Drummond, NB  
E3Y 1W1

Attention: Mr. Louis Morin.

**Re: Contract No. : 2022-23 Crack Sealing 2023**

Please find enclosed the Certificate of Substantial Completion along with a Form 7 pursuant to the *Construction Remedies Act* for the above Contract.

The Certificate of Substantial Completion is issued on the understanding that the Contractor will complete any outstanding work expeditiously during the Maintenance Period (Section 6.18) and will discharge all unfulfilled obligations under the Contract.

Under Section 6.21.02, all the Holdback (10% due to the Contractor) shall be released after sixty-one (61) days from the date of the Form 7 attached to the Certificate of Substantial Completion.

In the event of any known Deficiency or portion of the Work that remains incomplete, funds in addition to the 10% will be retained as detailed in the Deficiency Retention and the Completion Retention pursuant to the Contract.

The City requires the following documentation:

- A Statutory Declaration to the effect that;
  - (1) all expenses incurred by the Contractor in carrying out the Contract have been paid except for statutory holdbacks properly retained;
  - (2) The *Construction Remedies Act, Regulation 2021-81*, Form 7 was posted in the manner and within the time required by the *Construction Remedies Act*; and,
  - (3) The Contractor is not aware of any Claim for Lien made with respect to the public owner's holdback as contemplated by the *Construction Remedies Act*.
- A current Clearance Certificate from WorkSafeNB.
- A certificate issued to the City of Saint John by a lawyer who is in good standing with the Law Society of New Brunswick wherein the lawyer certifies that no liens have been filed in the Registry Office with respect to the Work and/or the Site which remain outstanding sixty-one (61) days after the Certificate of Substantial Completion has been issued.



**The City of Saint John**

I would recommend that we agree on the Final Measurement as soon as possible so that the Certificate of Final Completion, Section 6.20.05, can be issued and the Maintenance Period (Section 6.18) can commence. The Certificate of Final Completion will be issued after the Contractor releases the Owner in writing from any and all claims for work relating to the Contract up to the date of Final Measurement.

Yours truly

A handwritten signature in blue ink, appearing to read "K. D. G.", written over a light blue circular stamp.

**Project Coordinator**



**SAINT JOHN**

P.O. Box 1971 | C.P. 1971  
Saint John, NB | Saint John, N.-B.  
Canada E2L 4L1 | Canada E2L 4L1

[www.saintjohn.ca](http://www.saintjohn.ca)




The City of Saint John

## CERTIFICATE OF SUBSTANTIAL COMPLETION

**Contract No. : 2022-23**  
**Crack Sealing 2022**

Under Section 6.20.03 of the Contract between the City of Saint John and the Contractor, AVL Construction Group Inc., we hereby certify that the said Contract is Substantially Complete as of date of the attached Form 7 with the exception of any outstanding work (Section 6.20.04) or deficiencies that may occur during the Maintenance Period (Section 6.18).

SIGNED: \_\_\_\_\_

  
Project Coordinator  
Municipal Engineering Technologist

DATE: \_\_\_\_\_

Sept 21, 2022



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**FORM 7**

**CERTIFICATE OF SUBSTANTIAL PERFORMANCE  
OF THE CONTRACT**

*(Construction Remedies Act, S.N.B. 2020, c.29, s.42)*

City of Saint John

*(County and Rural Community/Regional Municipality/Town/City/Village  
in which land is located)*

Main Street West, University Avenue, Thorne Avenue,  
Consumers Drive, Loch Lomond Road

*(civic address or, if there is no civic address, the location  
of the land)*

Name of owner: City of Saint John  
Address for service: City Clerk, Second Floor  
15 Market Square  
Saint John, NB  
E2L 4L1  
Name of contractor: AVL Construction Group Inc.  
Address for service: 201 Drummond Station Road  
Drummond ,NB  
E3Y 1W1  
Name of payment certifier, (if applicable)  
Rod Mahaney  
Project Coordinator, C.E.T.  
Address: 175 Rothesay Avenue  
Saint John, NB  
E2J 2B4

I/We certify that the contract for the improvement described  
below to the identified land was substantially performed on:  
September 16, 2022.

*(date the contract was substantially performed)*

Crack Sealing of Asphalt Pavements of various streets listed  
above.

**FORMULE 7**

**CERTIFICAT D'EXÉCUTION SUBSTANTIELLE  
DU CONTRAT**

*(Loi sur les recours dans le secteur de la construction,  
L.N.-B. 2020, ch. 29, art. 42)*

La Ville de Saint John

*(Comté et communauté rurale / municipalité régionale / ville/ cité /  
village où le bien-fonds est situé)*

rue main ouest, rue university, rue thorne, rue consumers,  
rue loch lomond

*(adresse de voirie du bien-fonds ou s'il n'y en a pas  
l'emplacement de celui-ci)*

Nom du propriétaire : City of Saint John  
Adresse aux fins de signification:  
Greffier municipal, deuxième étage  
15 Market Square  
Saint John, N-B  
E2L 4L1  
Nom du l'entrepreneur : AVL Construction Group Inc.  
Adresse aux fins de signification:  
201 rue drummond station  
Drummond, Nouveau-Brunswick  
E3Y 1W1  
Nom du certificateur pour paiement, s'il y en a un :  
Rod Mahaney  
Coordinateur de projet  
Adresse : 175, avenue Rothesay  
Saint John, N-B  
E2J 2B4

Je certifie / Nous certifions par les présentes que le contrat  
pour l'amélioration décrite ci-dessous au bien-fonds  
indiqué a fait l'objet d'une description substantielle le : le  
16 septembre 2022.

*(date à laquelle le contrat a fait l'objet  
d'une exécution substantielle)*

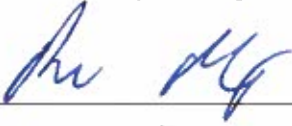
Scellement des fissures des chaussées en asphalte des  
diverses rues énumérées ci-dessus.

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*(short description of the improvement)*

Date certificate signed: September 21, 2022



*(payment certifier if there is one)*

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*(owner and contractor, if there is no payment certifier)*

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*(courte description de l'amélioration)*

Date de la signature du certificat :



*(certificateur pour paiement, s'il y en a un)*

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*(propriétaire et entrepreneur, s'il n'y a pas de certificateur pour paiement)*

*Loi sur les recours dans le secteur de la construction*

*(use A or B, whichever is applicable)*

A. If a lien attaches to land, a description of the land sufficient for registration, including all approved parcel identifiers:

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B. If a lien is against a public owner's holdback, the name and address of the office where or the person to whom a copy of the claim for lien must be given:

City Clerk, Second Floor

15 Market Square

Saint John, NB

E2L 4L1

*(cocher A ou B, selon le cas)*

A. Description du bien-fonds suffisante pour l'enregistrement et tous les numéros d'identification approuvés, si le privilège grève le bien-fonds :

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B. Bureau où la revendication de privilège doit être donnée ou personne à qui elle doit être donnée, si le privilège est sur la retenue de garantie faite par un propriétaire public:

Greffier municipal, deuxième étage

15 Market Square

Saint John, N-B

E2L 4L1