



The City of Saint John

October 7, 2022

Galbraith Construction Ltd.
660 Ready Street
Saint John, NB,
E2M 3S5

Attention: Mr. Gary Galbraith.

Re: Contract No.: 2022-10 Asphalt Resurfacing 2022

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

The Certificate of Substantial Completion (Portion) 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 (Portion).

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 (Portion) has been issued.



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

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 "Mike Baker". The signature is fluid and cursive, with the first name "Mike" and last name "Baker" clearly distinguishable.


Director of Engineering
and Chief City Engineer

CERTIFICATE OF SUBSTANTIAL COMPLETION (PORTION)

Contract No.: 2022-10
Asphalt Resurfacing 2022

Under Section 6.20.03 of the Contract between the City of Saint John and the Contractor, Galbraith Construction Ltd., 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: _____


Director of Engineering
And Chief City Engineer

DATE: _____

Oct 7, 2022

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)*

See attached list of streets

*(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: Galbraith Construction Ltd.
Address for service: 660 Ready Street
Saint John, NB
E2M 3S5
Name of payment certifier, (if applicable)
Michael Baker, P.Eng.
Director of Engineering and Chief
City Engineer
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:
October 7, 2022.

(date the contract was substantially performed)

FORMULAIRE N° 7

**ATTESTATION DE QUASI-EXÉCUTION DU
MARCHÉ**

*(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 collectivité 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 de l'entrepreneur : Galbraith Construction Ltd.
Adresse aux fins de signification : 660, rue Ready
Saint John, NB
E2M 3S5
Nom du certificateur de la solde (le cas échéant) :
Michael Baker, ingénieur professionnel
Directeur de l'Ingénierie
et ingénieur municipal en chef
Adresse : 175, avenue Rothesay
Saint John, N-B
E2J 2B4

Je certifie / Nous certifions par les présentes que le contrat
visant l'amélioration décrite ci-dessous, à apporter au bien-
fonds indiqué, a fait l'objet d'exécution pour l'essentiel, et
ce, en date du : 7 octobre 2022.

(date d'exécution pour l'essentiel)

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

Asphalt Resurfacing of various Streets

(short description of the improvement)

Date certificate signed: October 7, 2022



(payment certifier if there is one)

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

Asphaltage de diverses rues

(courte description de l'amélioration)

Date de signature du certificat : le 7 octobre 2022



(certificateur de la solde, s'il y a lieu)

(propriétaire et entrepreneur, si aucun certificateur de la solde n'est indiqué)

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:

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. Si le privilège grève le bien-fonds, fournir une description du bien-fonds, qui soit suffisante pour l'enregistrement, ainsi que tous les numéros d'identification approuvés :

B. Si le privilège est contre la retenue de garantie faite par un propriétaire public, indiquer le nom et l'adresse du bureau où — ou de la personne à qui — une copie de ladite revendication de privilège doit être remise :

Greffier municipal, deuxième étage

15 Market Square

Saint John, N-B

E2L 4L1

Asphalt Resurfacing 2022 - 10

Street	Limits		Comments
	From	To	
Belgian Road	Glen Road	Dead End	Curb renewal on both sides, sidewalk on south side only.
Brookview Crescent	Mollins Drive	Greendale Crescent	Curb renewal on both sides.
Centre Street	Fundy Drive	Dead End	
Creighton Avenue	York Street	Champlain Dive	Curb renewal on both sides.
Dedication Street	Industrial Drive	Expansion Avenue	Curb renewal on both sides.
Golden Grove Road	McAllister Drive	Essex Street	Curb renewal both sides from Dresden to Essex, Sidewalk south side only.
Grandview Avenue	Bayside Drive	Cromwell Drive	
Hillyard Street	Chesley Drive	Paradise Row	
Industrial Drive	Grandview Avenue	Dedication Street	Curb renewal on both sides.
Keith Court	Champlain Drive	Champlain Drive	Curb renewal on both sides.
Knox Court	Champlain Drive	Champlain Drive	Curb renewal on both sides.
Milford Road (1)	Greenhead Road	Civic # 472	
Milford Road (2)	Civic # 412	Williams Street	
Milford Road (3)	Civic # 136	Civic # 63	Curb renewal on both sides, sidewalk north side only.
Morgan Road	Glen Road	Dead End	Curb renewal on both sides, sidewalk on south side only.
Muriel Avenue	Rosedale Crescent	Creighton Avenue	Curb renewal on both sides.
O'Brien Street	Manawagonish Road	Fairville Boulevard	
Parks Street Extension	Park Street	Parkwood Avenue	
Pleasant Street	Sea Street	Centre Street	
Roderick Row	Manchester Avenue	Dever Road	Curb renewal on both sides, sidewalk on east side only.
Rosedale Crescent	Champlain Drive	Creighton Avenue	Curb renewal on both sides.
Sandy Point Road	Tucker Park Road	Foster Thurston Drive	
Sea Street	Whipple Street	Railway Track	
Somerset Street	Churchill Boulevard	Civic # 560	
Summer Street West	Sea Street	Dead End	
Westfield Road	Civic # 2200	Civic # 2400	