

AMENDMENT TO SERVICE CONTRACT

AND NOW, this February 13, 2023, this Amendment to Service Contract is hereby entered into between Lindy Communities (herein referred to as "Managing Agent") and American Pool (herein referred to as "Contractor") as follows:

WHEREAS, the parties previously entered into a Service Contract on or about April 9, 2020 ("Contract");

NOW THEREFORE, in consideration of the mutual premises and promises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. The recitals set forth above and the Contract referred to therein are hereby incorporated herein by reference as if set forth in full in the body of this Amendment.
2. The parties are amending the scope of work as per Exhibit A, attached, for 450 Green, Park at Westminster, Warrington Crossings, and 251 Dekalb. American Pool will no longer handle Gateway Enclaves, Haverford, or Bromley.
3. The Service Contract term will now end on December 31, 2023.
4. Except as expressly amended hereby, all other terms and conditions of the Contract shall remain in full force and effect.

5. This Amendment may be executed in counterparts, each of which shall constitute an original and all of which taken together shall constitute one and the same instrument.

INTENDING TO BE LEGALLY BOUND, the parties have executed this Amendment the day and year first above written.

MANAGING AGENT:

LINDY COMMUNITIES


By: Brian Kroker
Date: 2/22/23
Title: COO

CONTRACTOR:

American Pool of Penn., LLC


By: 
Date: 
Title: By Andrew Kanetsky at 4:31 pm, Feb 23, 2023



Exhibit A

251 DEKALB
2/23/2023

PART 1 GENERAL SPECIFICATIONS

American Pool Management Of Pennsylvania, LLC agrees to manage the 251 Dekalb swimming facility (OWNER), located at 251 West Dekalb Pike, King of Prussia, PA, 19406, from 5/27/2023 through 9/4/2023 in accordance with the following specifications:

A. POOL HOURS

Full Time Operating Hours

Dates: 6/19/2023 - 9/4/2023

Monday	12:00 PM - 8:00 PM
Tuesday	12:00 PM - 8:00 PM
Wednesday	12:00 PM - 8:00 PM
Thursday	12:00 PM - 8:00 PM
Friday	12:00 PM - 8:00 PM
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

Public School Season Operating Hours

Dates: 5/27/2023 - 6/19/2023

Monday	-
Tuesday	-
Wednesday	-
Thursday	-
Friday	-
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

B. PERSONNEL

Shifts longer than 5 hours will include a lifeguard break. Pool will be closed to swimmers at this time. Unless otherwise specified, pools will be staffed with one lifeguard during the operational hours. Pool will be open weekends only from 5/27-6/19, then 7 days a week through 8/27. The pool shall be closed during the week of 8/28-9/1, and will re-open full time for Labor Day Weekend. Lifeguards are scheduled 1/2 hour prior to opening for each shift. Pools staffed with J1 student lifeguards will be closed 1 weekday in early August in order to allow students to participate in a required cultural immersion day trip. Any missed swimmable hours due to staffing shortages will be credited back at a rate of \$14.35 per hour. Community also reserves the right to use any said hours to extend the pool season past Sept 4th if weather allows.

C. COMPENSATION

OWNER to pay CONTRACTOR the total of: **\$24,200.00**

The payments shall be due as follows:
Due Upon Signing: **\$0.00**

January 1, 2023	\$0.00	July 1, 2023	\$4,839.00
February 1, 2023	\$0.00	August 1, 2023	\$4,839.00
March 1, 2023	\$0.00	September 1, 2023	\$4,839.00
April 1, 2023	\$	October 1, 2023	\$0.00
May 1, 2023	\$4,839.00	November 1, 2023	\$0.00
June 1, 2023	\$4,839.00	December 1, 2023	\$0.00

D. SPECIAL NOTES

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PART 1 GENERAL SPECIFICATIONS

American Pool Management Of Pennsylvania, LLC agrees to manage the Park at Westminster swimming facility (OWNER), located at 600 Valley Road, Warrington, PA, 18976, from 5/27/2023 through 9/4/2023 in accordance with the following specifications:

A. POOL HOURS

Full Time Operating Hours

Dates: 6/19/2023 - 9/4/2023

Monday	12:00 PM - 8:00 PM
Tuesday	12:00 PM - 8:00 PM
Wednesday	12:00 PM - 8:00 PM
Thursday	12:00 PM - 8:00 PM
Friday	12:00 PM - 8:00 PM
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

Public School Season Operating Hours

Dates: 5/27/2023 - 6/19/2023

Monday	-
Tuesday	-
Wednesday	-
Thursday	-
Friday	-
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

B. PERSONNEL

Shifts longer than 5 hours will include a lifeguard break. Pool will be closed to swimmers at this time. Unless otherwise specified, pools will be staffed with one lifeguard during the operational hours. Pool will be open weekends only from 5/27-6/19, then 7 days a week through 8/27. The pool shall be closed during the week of 8/28-9/1, and will re-open full time for Labor Day Weekend. Lifeguards are scheduled 1/2 hour prior to opening for each shift. Pools staffed with J1 student lifeguards will be closed 1 weekday in early August in order to allow students to participate in a required cultural immersion day trip. Any missed swimmable hours due to staffing shortages will be credited back at a rate of \$14.35 per hour. Community also reserves the right to use any said hours to extend the pool season past Sept 4th if weather allows.

C. COMPENSATION

OWNER to pay CONTRACTOR the total of: **\$24,200.00**

The payments shall be due as follows:
Due Upon Signing: \$

January 1, 2023	\$0.00	July 1, 2023	\$4,839.00
February 1, 2023	\$0.00	August 1, 2023	\$4,839.00
March 1, 2023	\$	September 1, 2023	\$2,425.00
April 1, 2023	\$	October 1, 2023	\$2,419.00
May 1, 2023	\$4,839.00	November 1, 2023	\$0.00
June 1, 2023	\$4,839.00	December 1, 2023	\$0.00

D. SPECIAL NOTES



PART 1 GENERAL SPECIFICATIONS

American Pool Management Of Pennsylvania, LLC agrees to manage the Warrington Crossing swimming facility (OWNER), located at 1700 Street Road, Warrington, PA, 18976, from 5/27/2023 through 9/4/2023 in accordance with the following specifications:

A. POOL HOURS

Full Time Operating Hours

Dates: 6/19/2023 - 9/4/2023

Monday	12:00 PM - 8:00 PM
Tuesday	12:00 PM - 8:00 PM
Wednesday	12:00 PM - 8:00 PM
Thursday	12:00 PM - 8:00 PM
Friday	12:00 PM - 8:00 PM
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: -

Public School Season Operating Hours

Dates: 5/27/2023 - 6/19/2023

Monday	-
Tuesday	-
Wednesday	-
Thursday	-
Friday	-
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

B. PERSONNEL

Shifts longer than 5 hours will include a lifeguard break. Pool will be closed to swimmers at this time. Unless otherwise specified, pools will be staffed with one lifeguard during the operational hours. Pool will be open weekends only from 5/27-6/19, then 7 days a week through 8/27. The pool shall be closed during the week of 8/28-9/1, and will re-open full time for Labor Day Weekend. Lifeguards are scheduled 1/2 hour prior to opening for each shift. Pools staffed with J1 student lifeguards will be closed 1 weekday in early August in order to allow students to participate in a required cultural immersion day trip. Any missed swimmable hours due to staffing shortages will be credited back at a rate of \$14.35 per hour. Community also reserves the right to use any said hours to extend the pool season past Sept 4th if weather allows.

C. COMPENSATION

OWNER to pay CONTRACTOR the total of: **\$24,200.00**

The payments shall be due as follows:
Due Upon Signing: **\$0.00**

January 1, 2023	\$0.00	July 1, 2023	\$4,839.00
February 1, 2023	\$0.00	August 1, 2023	\$4,839.00
March 1, 2023	\$	September 1, 2023	\$2,419.00
April 1, 2023	\$	October 1, 2023	\$2,425.00
May 1, 2023	\$4,839.00	November 1, 2023	\$0.00
June 1, 2023	\$4,839.00	December 1, 2023	\$0.00

D. SPECIAL NOTES

PART 1 GENERAL SPECIFICATIONS

American Pool Management Of Pennsylvania, LLC agrees to manage the 450 Green Apartments swimming facility (OWNER), located at 450 Forrest Avenue, Norristown, PA, 19401, from 5/27/2023 through 9/4/2023 in accordance with the following specifications:

A. POOL HOURS

Full Time Operating Hours

Dates: 6/19/2023 - 9/4/2023

Monday	12:00 PM - 8:00 PM
Tuesday	12:00 PM - 8:00 PM
Wednesday	12:00 PM - 8:00 PM
Thursday	12:00 PM - 8:00 PM
Friday	12:00 PM - 8:00 PM
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

Public School Season Operating Hours

Dates: 5/27/2023 - 6/19/2023

Monday	-
Tuesday	-
Wednesday	-
Thursday	-
Friday	-
Saturday	12:00 PM - 8:00 PM
Sunday	12:00 PM - 8:00 PM

Holiday Hours: 12:00 PM - 8:00 PM

B. PERSONNEL

Shifts longer than 5 hours will include a lifeguard break. Pool will be closed to swimmers at this time. Unless otherwise specified, pools will be staffed with one lifeguard during the operational hours. Pool will be open weekends only from 5/27-6/19, then 7 days a week through 8/27. The pool shall be closed during the week of 8/28-9/1, and will re-open full time for Labor Day Weekend. Lifeguards are scheduled 1/2 hour prior to opening for each shift. Pools staffed with J1 student lifeguards will be closed 1 weekday in early August in order to allow students to participate in a required cultural immersion day trip. Any missed swimmable hours due to staffing shortages will be credited back at a rate of \$14.35 per hour. Community also reserves the right to use any said hours to extend the pool season past Sept 4th if weather allows.

C. COMPENSATION

OWNER to pay CONTRACTOR the total of: **\$25,789.00**

The payments shall be due as follows:
Due Upon Signing: \$

January 1, 2023	\$0.00	July 1, 2023	\$5,157.00
February 1, 2023	\$0.00	August 1, 2023	\$5,157.00
March 1, 2023	\$0.00	September 1, 2023	\$2,578.00
April 1, 2023	\$	October 1, 2023	\$2,583.00
May 1, 2023	\$5,157.00	November 1, 2023	\$0.00
June 1, 2023	\$5,157.00	December 1, 2023	\$0.00

D. SPECIAL NOTES

