

AMENDMENT TO SERVICE CONTRACT

AND NOW, this April 28, 2021, 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 termination date of the parties' Contract is changed to December 31, 2021.
3. The Exhibits A & B to the Service Contract are revised as per the attachment to this Amendment for 450 Green, Haverford Court, Bromley, Park at Westminster, and Warrington Crossings.
4. In the event the date the pool opens is delayed, Contractor will credit lifeguard hours back to owner.
5. Except as expressly amended hereby, all other terms and conditions of the Contract shall remain in full force and effect.
6. 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: 4/29/21
Title: COO

CONTRACTOR:

By: Andrew Kanetsky
Date: April 29th, 2021
Title: Gen. Mgr, American Pool Phila

**PART 1 GENERAL SPECIFICATIONS**

American Pool Management of Pennsylvania, LLC, operating as American Pool (CONTRACTOR) agrees to manage the Bromley House swimming facility (OWNER), located at 6901 Old York Rd; Philadelphia, PA 19126-2234, from Saturday, May 29, 2021 through Monday, September 6, 2021 in accordance with the following specifications:

A. POOL HOURS

Normal Operating Hours:

	<u>Open</u>	<u>Close</u>
Monday	12:00 PM	08:00 PM
Tuesday	12:00 PM	08:00 PM
Wednesday	12:00 PM	08:00 PM
Thursday	12:00 PM	08:00 PM
Friday	12:00 PM	08:00 PM
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

Operating Hours when Public School is in session:

	<u>Open</u>	<u>Close</u>
Monday	CLOSED	
Tuesday	CLOSED	
Wednesday	CLOSED	
Thursday	CLOSED	
Friday	CLOSED	
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

B. PERSONNEL

Lifeguard	16.00 hrs/wk	1	16.00	Projected Daily Peak Bather Load: 30
	40.00 hrs/wk	1	40.00	

Total Hours/Week: 56.00

C. COMPENSATION

OWNER agrees to pay CONTRACTOR the total amount of: \$18,631.00

The payments shall be due as follows:

January 1, 2021	\$0.00	May 1, 2021	\$4,532.75	September 1, 2021	\$500.00
February 1, 2021	\$0.00	June 1, 2021	\$4,532.75	October 1, 2021	\$0.00
March 1, 2021	\$0.00	July 10, 2021	\$4,532.75	November 1, 2021	\$0.00
April 1, 2021	\$0.00	August 1, 2021	\$4,532.75	December 1, 2021	\$0.00

D. SPECIAL NOTES

The pool will be open on weekends and holidays only from 05/29/21-06/22/21. Pool will open full-time from 06/23/21-09/06/21. The week of 08/30/21-09/03/21 the pool will not be open, but American Pool will visit for maintenance. The swimming pool will reopen for Labor Day Weekend. The pool will revert back to the Part-time schedule during any dates that public schools are in session. One guard will be on duty during operating hours.

Guard will arrive one half hour prior to pool opening to perform maintenance duties. This contract includes summarization, winterization, lab testing and standard chemicals (chlorine and muriatic acid). If pool leaks, additional chemicals will be billed on an as used basis. Pool will be ready to swim two weeks prior to pool opening.

Owner/Representative Initials

**PART 1 GENERAL SPECIFICATIONS**

American Pool Management of Pennsylvania, LLC, operating as American Pool (CONTRACTOR) agrees to manage the 450 Green Apartments swimming facility (OWNER), located at 450 Forrest Ave; Norristown, PA 19401-5600, from Saturday, May 29, 2021 through Monday, September 6, 2021 in accordance with the following specifications:

A. POOL HOURS

Normal Operating Hours:

	<u>Open</u>	<u>Close</u>
Monday	12:00 PM	08:00 PM
Tuesday	12:00 PM	08:00 PM
Wednesday	12:00 PM	08:00 PM
Thursday	12:00 PM	08:00 PM
Friday	12:00 PM	08:00 PM
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

Operating Hours when Public School is in session:

	<u>Open</u>	<u>Close</u>
Monday	CLOSED	
Tuesday	CLOSED	
Wednesday	CLOSED	
Thursday	CLOSED	
Friday	CLOSED	
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

B. PERSONNEL

Lifeguard	16.00 hrs/wk	1	16.00	Projected Daily Peak Bather Load: 30
	40.00 hrs/wk	1	40.00	

Total Hours/Week: **56.00**

C. COMPENSATION

OWNER agrees to pay CONTRACTOR the total amount of: \$18,631.00

The payments shall be due as follows:

January 1, 2021	\$0.00	May 1, 2021	\$4,532.75	September 1, 2021	\$500.00
February 1, 2021	\$0.00	June 1, 2021	\$4,532.75	October 1, 2021	\$0.00
March 1, 2021	\$0.00	July 10, 2021	\$4,532.75	November 1, 2021	\$0.00
April 1, 2021	\$0.00	August 1, 2021	\$4,532.75	December 1, 2021	\$0.00

D. SPECIAL NOTES

The pool will be open on weekends and holidays only from 05/29/21-06/22/21. Pool will open full-time from 06/23/21-09/06/21. The week of 08/30/21-09/03/21 the pool will not be open, but American Pool will visit for maintenance. The swimming pool will reopen for Labor Day Weekend. The pool will revert back to the Part-time schedule during any dates that public schools are in session. One guard will be on duty during operating hours.

Guard will arrive one half hour prior to pool opening to perform maintenance duties. This contract includes summarization, winterization, lab testing and standard chemicals (chlorine and muriatic acid). If pool leaks, additional chemicals will be billed on an as used basis. Pool will be ready to swim two weeks prior to pool opening.

_____ Owner/Representative Initials

**PART 1 GENERAL SPECIFICATIONS**

American Pool Management of Pennsylvania, LLC, operating as American Pool (CONTRACTOR) agrees to manage the Haverford Court swimming facility (OWNER), located at 7400 Haverford Ave; Philadelphia, PA 19151-2938, from Saturday, May 29, 2021 through Monday, September 6, 2021 in accordance with the following specifications:

A. POOL HOURS

Normal Operating Hours:

	<u>Open</u>	<u>Close</u>
Monday	12:00 PM	08:00 PM
Tuesday	12:00 PM	08:00 PM
Wednesday	12:00 PM	08:00 PM
Thursday	12:00 PM	08:00 PM
Friday	12:00 PM	08:00 PM
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

Operating Hours when Public School is in session:

	<u>Open</u>	<u>Close</u>
Monday	CLOSED	
Tuesday	CLOSED	
Wednesday	CLOSED	
Thursday	CLOSED	
Friday	CLOSED	
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

B. PERSONNEL

Lifeguard	16.00 hrs/wk	1	16.00	Projected Daily Peak Bather Load: 30
	40.00 hrs/wk	1	40.00	

Total Hours/Week: **56.00**

C. COMPENSATION

OWNER agrees to pay CONTRACTOR the total amount of: \$18,631.00

The payments shall be due as follows:

January 1, 2021	\$0.00	May 1, 2021	\$4,532.75	September 1, 2021	\$500.00
February 1, 2021	\$0.00	June 1, 2021	\$4,532.75	October 1, 2021	\$0.00
March 1, 2021	\$0.00	July 10, 2021	\$4,532.75	November 1, 2021	\$0.00
April 1, 2021	\$0.00	August 1, 2021	\$4,532.75	December 1, 2021	\$0.00

D. SPECIAL NOTES

The pool will be open on weekends and holidays only from 05/29/21-06/22/21. Pool will open full-time from 06/23/21-09/06/21. The week of 08/30/21-09/03/21 the pool will not be open, but American Pool will visit for maintenance. The swimming pool will reopen for Labor Day Weekend. The pool will revert back to the Part-time schedule during any dates that public schools are in session. One guard will be on duty during operating hours.

Guard will arrive one half hour prior to pool opening to perform maintenance duties. This contract includes summarization, winterization, lab testing and standard chemicals (chlorine and muriatic acid). If pool leaks, additional chemicals will be billed on an as used basis. Pool will be ready to swim two weeks prior to pool opening.

_____ Owner/Representative Initials

**PART 1 GENERAL SPECIFICATIONS**

American Pool Management of Pennsylvania, LLC, operating as American Pool (CONTRACTOR) agrees to manage the Warrington Crossing swimming facility (OWNER), located at 1700 Street Rd; Warrington, PA 18976-2542, from Saturday, May 29, 2021 through Monday, September 6, 2021 in accordance with the following specifications:

A. POOL HOURS

Normal Operating Hours:

	<u>Open</u>	<u>Close</u>
Monday	12:00 PM	08:00 PM
Tuesday	12:00 PM	08:00 PM
Wednesday	12:00 PM	08:00 PM
Thursday	12:00 PM	08:00 PM
Friday	12:00 PM	08:00 PM
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

Operating Hours when Public School is in session:

	<u>Open</u>	<u>Close</u>
Monday	CLOSED	
Tuesday	CLOSED	
Wednesday	CLOSED	
Thursday	CLOSED	
Friday	CLOSED	
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

B. PERSONNEL

Lifeguard	16.00 hrs/wk	1	16.00	Projected Daily Peak Bather Load: 30
	40.00 hrs/wk	1	40.00	
Total Hours/Week:			56.00	

C. COMPENSATION

OWNER agrees to pay CONTRACTOR the total amount of: \$18,631.00

The payments shall be due as follows:

January 1, 2021	\$0.00	May 1, 2021	\$4,532.75	September 1, 2021	\$500.00
February 1, 2021	\$0.00	June 1, 2021	\$4,532.75	October 1, 2021	\$0.00
March 1, 2021	\$0.00	July 10, 2021	\$4,532.75	November 1, 2021	\$0.00
April 1, 2021	\$0.00	August 1, 2021	\$4,532.75	December 1, 2021	\$0.00

D. SPECIAL NOTES

The pool will be open on weekends and holidays only from 05/29/21-06/22/21. Pool will open full-time from 06/23/21-09/06/21. The week of 08/30/21-09/03/21 the pool will not be open, but American Pool will visit for maintenance. The swimming pool will reopen for Labor Day Weekend. The pool will revert back to the Part-time schedule during any dates that public schools are in session. One guard will be on duty during operating hours.

Guard will arrive one half hour prior to pool opening to perform maintenance duties. This contract includes summarization, winterization, lab testing and standard chemicals (chlorine and muriatic acid). If pool leaks, additional chemicals will be billed on an as used basis. Pool will be ready to swim two weeks prior to pool opening.

_____ Owner/Representative Initials

**PART 1 GENERAL SPECIFICATIONS**

American Pool Management of Pennsylvania, LLC, operating as American Pool (CONTRACTOR) agrees to manage the Park at Westminster swimming facility (OWNER), located at 600 Valley Rd Apt A-15; Warrington, PA 18976-2250, from Saturday, May 29, 2021 through Monday, September 6, 2021 in accordance with the following specifications:

A. POOL HOURS

Normal Operating Hours:

	<u>Open</u>	<u>Close</u>
Monday	12:00 PM	08:00 PM
Tuesday	12:00 PM	08:00 PM
Wednesday	12:00 PM	08:00 PM
Thursday	12:00 PM	08:00 PM
Friday	12:00 PM	08:00 PM
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

Operating Hours when Public School is in session:

	<u>Open</u>	<u>Close</u>
Monday	CLOSED	
Tuesday	CLOSED	
Wednesday	CLOSED	
Thursday	CLOSED	
Friday	CLOSED	
Saturday	12:00 PM	08:00 PM
Sunday	12:00 PM	08:00 PM
Holiday	12:00 PM	08:00 PM

B. PERSONNEL

Lifeguard	16.00 hrs/wk	1	16.00	Projected Daily Peak Bather Load: 30
	40.00 hrs/wk	1	40.00	
Total Hours/Week:			56.00	

C. COMPENSATION

OWNER agrees to pay CONTRACTOR the total amount of: \$18,631.00

The payments shall be due as follows:

January 1, 2021	\$0.00	May 1, 2021	\$4,532.75	September 1, 2021	\$500.00
February 1, 2021	\$0.00	June 1, 2021	\$4,532.75	October 1, 2021	\$0.00
March 1, 2021	\$0.00	July 10, 2021	\$4,532.75	November 1, 2021	\$0.00
April 1, 2021	\$0.00	August 1, 2021	\$4,532.75	December 1, 2021	\$0.00

D. SPECIAL NOTES

The pool will be open on weekends and holidays only from 05/29/21-06/22/21. Pool will open full-time from 06/23/21-09/06/21. The week of 08/30/21-09/03/21 the pool will not be open, but American Pool will visit for maintenance. The swimming pool will reopen for Labor Day Weekend. The pool will revert back to the Part-time schedule during any dates that public schools are in session. One guard will be on duty during operating hours.

Guard will arrive one half hour prior to pool opening to perform maintenance duties. This contract includes summarization, winterization, lab testing and standard chemicals (chlorine and muriatic acid). If pool leaks, additional chemicals will be billed on an as used basis. Pool will be ready to swim two weeks prior to pool opening.

_____ Owner/Representative Initials