

**AMENDMENT NO. 1 TO CONTRACT 19051  
POND MAINTENANCE**

The City of Daytona Beach, a Florida municipal corporation (the "City") and Clear Waters, Inc., a Florida profit corporation ("Contractor"), hereby agree to amend Contract 19051 (the "Contract"), approved by City Commission Resolution No. 18-417, as follows:

**SECTION 1** Section 3 (b) of the Contract is hereby amended as follows:

Section 3. Compensation and Payments; Limitations]

(b) Subject to the provisions of Subsection 3(c), the CITY will pay CONTRACTOR ~~\$40,200 \$44,050.00~~ for the services to be performed, at the rates ~~of \$1,675 monthly. This pricing is based~~ provided on the Price Schedule attached hereto and incorporated herein as Exhibit B.1.

**SECTION 2** Exhibit A of the Contract, Scope of Services, is amended to read as follows:

I. c. The Contractor will provide the services outlined below on a monthly basis for each lake (pond) unless otherwise specified. All visits will be scheduled for optimum estimated effectiveness.

I. n. Make at **minimum** one visit per month per site, unless otherwise specified.

**SECTION 3** Exhibit A, Scope of Services, is amended to include Attachment A illustrating the location of the 3 ponds added by this amendment.

II. MONTHLY SCHEDULED SERVICES

II. a. Contractor will monitor water conditions in specified areas and provide weed control services consistent with the Scope of Work and good aquatic management services monthly for locations 1 through 20 described in Exhibit B.1. Location 21 will be serviced as needed. Location 22 will be serviced quarterly, i.e., once every 3 months.

II. c. The Contractor will complete a minimum of one monthly pond maintenance inspection checklist per pond site (Attachment 1) for those locations requiring monthly service. For ponds receiving less than monthly service, the Contractor will complete one pond maintenance inspection checklist for each pond, on each occasion that service is provided.

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**SECTION 4** Exhibit B is replaced with Exhibit B.1, attached hereto.

All other provisions of the Contract remain in full force and effect.

IN WITNESS WHEREOF, the City and the Contractor have set their hands and seals, effective on the date that the last party has signed below.

The City

Contractor

By: \_\_\_\_\_

~~Daniel L. Henry, Mayor~~  
James V. Chisholm, City Manager

By: Chris Graham

Printed Name: Chris Graham

Title: Administrator

Date: 10-10-19

Attest: \_\_\_\_\_

Letitia LaMagna, City Clerk

Date: \_\_\_\_\_

Approved as to Legal Form:

By: \_\_\_\_\_

Robert Jagger, City Attorney

EXHIBIT B.1

ITEM	LAKE/POND	LOCATION	ACRES	MONTHLY	UOM	QTY	ANNUAL COST
1	B5 Pond	Maley/Adams	4.2 acres	\$95.00	month	24	\$2,280.00
2	B6 Pond	Bellevue Avenue (950)	19.8 acres	\$300.00	month	24	\$7,200.00
3	Cedar Street	Cedar and Hudson	.31 acres	\$30.00	month	24	\$720.00
4	Cypress Park Pond #1	Cypress Park	8' deep 14,000 sf	\$30.00	month	24	\$720.00
5	Cypress Park Pond #2	Cypress Park	2.5' deep 5,400 sf	\$15.00	month	24	\$360.00
6	Florida Tennis Center Lake / Pond	Deuce Court (1)	2.3 acres	\$100.00	month	24	\$2,400.00
7	Golf Course Ponds	600 Wilder	18 ponds 13 acres	\$225.00	month	24	\$5,400.00
8	Lagoni Circle (front)	Wright St (w of Derbyshire)	.44 acres	\$25.00	month	24	\$600.00
9	Lagoni Circle pond (center)	Wright St (w of Derbyshire)	.15 acres	\$25.00	month	24	\$600.00
10	Lagoni Circle pond (back)	Wright St (w of Derbyshire)	1.32 acres	\$25.00	month	24	\$600.00
11	Pond RWWTP	3651 LPGA BLVD	1.25 acres	\$80.00	month	24	\$1,920.00
12	Municipal Stadium (2 Ponds)	LPGA Blvd (3777)	6.5 acres total	\$175.00	month	24	\$4,200.00
13	North Street Pond	North Street (Washington/ Nova)	8.75 acres	\$120.00	month	24	\$2,880.00
14	Police Department	Williamson / Mason Ave	2.0 acres	\$80.00	month	24	\$1,920.00
15	Police Department	Williamson / Mason Ave	0.7 acres	\$50.00	month	24	\$1,200.00
16	Third and Imperial	Third / Imperial Drive	1.5 acres	\$65.00	month	24	\$1,560.00
17	Madison Ave. Ponds (3)	Madison Ave. west of Nova	4.25 acres	\$105.00	month	24	\$2,520.00
18	Midtown Cultural Center	925 George W. Engram Blvd.	1.68 acres	\$80.00	month	24	\$1,920.00
19	ISB POND (south side of ISB)	Eastside of ISB bridge	.5 acres	\$50.00	month	24	\$1,200.00
<u>20</u>	<u>Riverfront Park Pond #1</u>	<u>North end of Riverfront Park</u>		<u>\$150.00</u>	<u>month</u>	<u>16</u>	\$2,400.00
<u>21</u>	<u>Riverfront Park Pond #2</u>	<u>Across from Sweet Marlay's</u>		<u>\$150.00</u>	<u>Each</u>	<u>6</u>	\$900.00
<u>22</u>	<u>News Journal Center Pond</u>	<u>North of News Journal Center</u>		<u>\$110.00</u>	<u>Each</u>	<u>5</u>	\$550.00
					<b>TOTAL</b>		<b>\$44,050.00</b>