

FOR COUNCIL MEETING  
December 22, 2009

Honorable Mayor and Members  
of the Torrance City Council  
City Hall  
Torrance, California

**Members of the Council:**

**SUBJECT: Community Services – Approval of a contract amendment for improvements identified in the Wilson Park Pond Restoration Project**

**Expenditure: None**

**RECOMMENDATION:**

Recommendation of the Community Services Director that City Council approve a contract amendment with Sea Clear Pools(C2009-091) for improvements identified in the Wilson Park Pond Restoration Project (FEAP #709) to extend the term from December 2, 2009, to June 30, 2010.

**Funding**

Not applicable

**BACKGROUND/ANALYSIS**

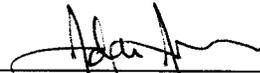
In June of 2009 City Council approved a contract with Sea Clear Pools in the amount of \$28,987 for improvements to the pond pump system, skimmer system, and fountains included in the repair phase of the Pond Restoration Project. At the time staff had developed a plan to restore the clay bottom of the pond and improve the circulation system as a temporary means of returning the pond to its original condition. During this process, it was determined that the clay bottom was in worse shape than anticipated, and that a new restoration plan would be needed.

Staff hired an Engineering consultant to evaluate the condition of the pond and the data staff had compiled regarding ponds, surfaces, and circulation systems. This consultant is now working with staff from the Community Services Department and the Public Works Department to create bid specs for construction of the improvements necessary for the long term improvement of the pond.

The original contract with Sea Clear Pools was nearly complete at the time the consultant was hired. All of the improvements included in the contract had been completed, with the exception of a few minor additions that could not be implemented until the pond was refilled. As the contract has now expired, staff are requesting that

Council approve the amendment through June of 2010. This will allow for the completion of the new pond bottom so that the pond can be refilled and Sea Clear can complete the improvements included in its contract.

Respectfully submitted,

  
\_\_\_\_\_  
JOHN JONES  
Community Services Director

CONCUR:

  
\_\_\_\_\_  
LeROY J. JACKSON  
City Manager

Attachment: A) Amendment to Agreement C2009-091

JM:JJ:tlk:adminsvcs\councilitems\2009\approval of contract amendment sea clear 12-22-09ci

**AMENDMENT TO AGREEMENT C2009-091**

This First Amendment to Agreement C2009-091 is made and entered into as of December 2, 2009, by and between the CITY OF TORRANCE ("CITY"), a Municipal Corporation, and SEA CLEAR POOLS, a California Corporation ("CONTRACTOR").

**RECITALS:**

- A. CITY and CONTRACTOR entered into an Agreement on June 2, 2009, whereby CONTRACTOR agreed to perform improvements to the pump system, skimmer system, and fountains as necessary in the Wilson Park Pond Restoration Project.
- B. The original Agreement was for a 6-month term, effective June 2, 2009 through December 2, 2009.
- C. The CITY wishes to extend the term of the contract through June 30, 2010.

**AGREEMENT:**

- 1. Paragraph 2, "TERM", is amended to read in its entirety as follows:

**"2. TERM**

Unless earlier terminated in accordance with Paragraph 4 below, this Agreement will continue in full force and effect from the Effective Date through June 30, 2010."

- 2. In all other respects, the Agreement dated June 2, 2009 between CITY and CONTRACTOR is ratified and reaffirmed and is in full force and effect.

CITY OF TORRANCE,  
a Municipal Corporation

SEA CLEAR POOLS,  
a California Corporation

By: \_\_\_\_\_  
John Jones  
Community Services Department

By: \_\_\_\_\_  
Bill Szieff  
President

By: \_\_\_\_\_  
Leroy J. Jackson  
City Manager

APPROVED AS TO FORM:

JOHN L. FELLOWS III  
City Attorney

By: \_\_\_\_\_  
Jocelyn N. Poblete  
Legal Counselor