

**AMENDMENT TO THE  
AGREEMENT BETWEEN THE CITY OF NEW YORK AND  
THE TOWN OF NEW PALTZ, NEW YORK  
FOR THE CONSTRUCTION OF A GROUNDWATER SYSTEM  
DEL-420C**

**THIS AMENDMENT** (“Amendment”) is entered into this \_\_\_\_ day of \_\_\_\_\_, 202\_, by and between the **CITY OF NEW YORK** (the “City”), a municipal corporation of the State of New York, acting by and through its **DEPARTMENT OF ENVIRONMENTAL PROTECTION** (“DEP”), having its principal office at 59-17 Junction Boulevard, Flushing, New York 11373, and the **TOWN OF NEW PALTZ** (the “Town”), a municipal corporation of the County of Ulster, in the State of New York, having its principal office at 1 Clearwater Road, P.O. Box 550, New Paltz, New York 12561 (each, a “Party,” and collectively, the “Parties”).

**WHEREAS**, the Parties entered into an agreement dated as of March 19, 2021 (the “Agreement”), pursuant to which DEP agreed to fund the Town’s construction of the Groundwater System meant to ensure an adequate supply of potable water for the residents of the Town and the Village of New Paltz; and

**WHEREAS**, the Parties desire to amend the Agreement to extend the milestones and the term of the Agreement as set forth below;

**NOW, THEREFORE**, in consideration of the mutual promises and covenants made herein, the Parties agree to amend the Agreement as follows:

1. Section 2 of the Agreement is amended to hereby amended to replace the expiration date of “December 31, 2023” with “\_\_\_\_\_”.
2. Exhibit B of the Agreement is hereby deleted in its entirety and replaced with the “Exhibit B” attached hereto.
3. All of the terms, definitions and conditions of the Agreement not expressly and specifically modified by this Amendment shall remain in full force and effect and continue to apply during the extended term of the Agreement.
4. Without limiting the foregoing, it is expressly understood and agreed that this Amendment does not add any additional City funding to the Agreement.

**IN WITNESS WHEREOF**, the Parties hereto have executed this Amendment as of the date above first written.

THE CITY OF NEW YORK

TOWN OF NEW PALTZ

BY: \_\_\_\_\_

BY: \_\_\_\_\_

Title:  
Department of Environmental Protection

Title:

**ACKNOWLEDGEMENTS**

State of NEW YORK, County of QUEENS SS:

On this \_\_\_\_\_ day of \_\_\_\_\_ 202\_, before me, personally appeared **Joseph Vaicels**, to be known, and known to be the **Acting Agency Chief Contracting Officer** of the **Department of Environmental Protection** of The City of New York, the person described as such in and who as such executed the foregoing instrument and he acknowledged to me that he executed the same as Agency Chief Contracting Officer for the purposes therein mentioned.

\_\_\_\_\_  
Notary Public or Commissioner of Deeds

**State of New York**    )

ss.:

**County of**                    )

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_ before me, the undersigned, personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her indicated capacity, and that by his/her signature on the instrument, the person or entity upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public