

MODIFICATION OF AGREEMENT

This modification of agreement (“Modification”) made as of December __, 2021 between the Village of Croton-on-Hudson, (the “Village”), a New York municipal corporation with offices at One Van Wyck Street, Croton-on-Hudson, New York 10520, and Hudson River Kayak Outfitters LLC, d/b/a Hudson River Recreation LLC (“HRR”), a New York Limited Liability Company having its principal address at P.O. Box 619, Croton-on-Hudson, New York 10520.

WITNESSETH

WHEREAS, the Village and HRR entered into an Agreement dated March 16, 2021 (the “Agreement”) to have HRR continue to provide such recreational programs and services to its residents and visitors pursuant to the Village of Croton Kayak Program Operational Plan incorporated therein and attached thereto as Exhibit A; and

WHEREAS, the Agreement provided an Initial Term extending to midnight on December 1, 2021, and further provided for one (1) additional three year term upon request of HRR and approval of the Village Board of Trustees; and

WHEREAS, in connection with the exercise of the renewal option the parties have agreed to amend paragraph 6 of the Agreement in relation to the Storage Area Fee.

NOW, THEREFORE, in consideration of the mutual covenants set forth below, and for other good and valuable consideration, the sufficiency and the receipt hereof are hereby acknowledged, the parties hereby agree as follows:

1. The parties hereby agree to extend the term for the Renewal Term as set forth in the Agreement to expire at midnight on December 1, 2024, subject to the modification set forth herein.

2. Paragraph 6 of the Agreement is hereby modified to provide that HRR shall pay to the Village by June 1st of each year a Storage Area fee as follows:

- a. The amount of \$1265 on June 1, 2022;
- b. The amount of \$1391 on June 1, 2023; and
- c. The amount of \$1531 on June 1, 2024.

3. All other provisions of the Agreement not modified hereby shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have duly executed this Modification as of the day and year first above written.

Hudson River Recreation

By: _____
John Clark
Title: _____

Date

Village of Croton-on-Hudson

By: _____
Bryan Healy, Village Manager

Date

I, John Clark, hereby guarantee the performance by Hudson River Recreation, of the agreement between the Village of Croton-on-Hudson and Hudson River Recreation dated _____, 2014, and each and every provision thereof, including but not limited to the provisions requiring payment, insurance coverage and indemnification.

John Clark

Date

STATE OF NEW YORK)

) ss:

COUNTY OF WESTCHESTER)

On the _____ day of _____, in the year 2014, before me, the undersigned, personally appeared John Clark personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public