

AMENDMENT NO. 4 TO AGREEMENT DEVON FRANCIS d/b/a DIMPLES

This Amendment No. 4 (“Amendment No. 4”) is effective as of September 1, 2022 (the “Amendment Effective Date”) and entered into by and between the **ULSTER COUNTY ECONOMIC DEVELOPMENT ALLIANCE, INC.**, a local development corporation formed under the laws of the State of New York, with offices at 244 Fair Street, Kingston, New York 12401 (the “**UCEDA**”), and **DEVON FRANCIS**, an individual and sole proprietor doing business as **DIMPLES**, with an address of 362 Broadway, Kingston, New York 12401 (the “**Contractor**”) (each, a “Party;” together, the “Parties”).

RECITALS

WHEREAS, the Parties entered into an agreement for assistance through the Ulster County CARES Program beginning December 23, 2021; as amended by that certain Amendment No. 1 effective December 23, 2021; as amended by that certain Amendment No. 2 effective April 22, 2022 (as amended, the “Agreement”); and as amended by that certain Amendment No. 3 effective June 21, 2022 (as amended, the “Agreement”); and

WHEREAS, the Contractor has requested a change to the allocation of funding in certain categories of the Agreement; and

WHEREAS, the Parties have agreed to amend the Agreement further detailed below.

NOW, THEREFORE, in consideration of the mutual promises set forth herein, the Parties agree as follows:

AGREEMENT

1. Schedule B. Paragraph 3 of Schedule B of the Agreement is hereby deleted in its entirety and is amended and restated to read as follows:

The Contractor shall expend the funds it receives through the Ulster County CARES Program in accordance with the amounts and categories listed herein, as follows:

a. Furniture / Fixture:	\$468.90
b. Equipment (excludes construction-related projects):	\$N/A
c. Personal Protective Equipment:	\$N/A
d. Inventory:	\$21,845.00
e. Operating Expenses:	\$5,255.00
f. Payroll:	\$4,231.10
g. Other (must be pre-approved by UCEDA):	\$N/A

TOTAL	\$31,800.00
--------------	--------------------

2. Capitalized terms used but not defined herein shall have the meanings set forth in the Agreement.
3. Except as expressly set forth herein, the terms and conditions of the Agreement shall continue in full force and effect.
4. In the event of a conflict between the Agreement and this Amendment No. 4, the terms and conditions of this Amendment No. 4 shall control.

SIGNATURE PAGE FOLLOWS

IN WITNESS WHEREOF, the Parties have caused their duly authorized representatives to enter into this Amendment No. 4, effective as of the Amendment Effective Date.

**ULSTER COUNTY ECONOMIC DEVELOPMENT
ALLIANCE, INC.**

By: _____
NAME: Sarah Haley
TITLE: Board Chair
DATE: _____

DEVON FRANCIS d/b/a DIMPLES

By: _____
NAME: Devon Francis
TITLE: _____
DATE: _____