

GENERAL SERVICES ADMINISTRATION  
PUBLIC BUILDINGS SERVICE  
SUPPLEMENTAL LEASE AGREEMENT

SUPPLEMENTAL AGREEMENT  
NO. 01

DATE  
4-15-10

TO LEASE NO. **GS-02B-23736**  
**NY7499**

ADDRESS OF PREMISES: 123 Genesee Street, Buffalo, NY 14203

**THIS AGREEMENT**, made and entered into this date by and between **Genesee Gateway, LLC.**

whose address is

726 Exchange Street, Suite 825, Buffalo, NY 14210

hereinafter called the Lessor, and the **UNITED STATES OF AMERICA**, hereinafter called the Government:

**WHEREAS**, the parties hereto desire to amend the above Lease to include the attached American Recovery & Reinvestment Act 2009 Clauses to the Lease:

**NOW THEREFORE**, , these parties for the considerations hereinafter mentioned covenant and agree that the said Lease is amended, effective March 15, 2010, to include the required American Recovery & Reinvestment Act 2009 clauses.

**SEE ATTACHED**

All other terms and conditions of the Lease shall remain in force and in effect.

**IN WITNESS WHEREOF**, the parties subscribed their names as of the above date.

**LESSOR: Genesee Gateway, LLC**

BY \_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Title)

IN PRESENCE OF  
\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Address)

**UNITED STATES OF AMERICA, GENERAL SERVICES ADMINISTRATION**

BY Mary Rowan  
(Signature)

\_\_\_\_\_  
Contracting Officer  
(Official Title)

INITIALS: \_\_\_\_\_ & \_\_\_\_\_  
Lessor Government

**SUPPLEMENTAL LEASE AGREEMENT NO. 01**  
**GS-02B-23736**

**CLAUSES FROM THE PBS ACQUISITION IMPLEMENTATION GUIDANCE AMERICAN RECOVERY AND REINVESTMENT ACT 2009 (attached):**

'Whistleblower Protection Under the American Recovery and Reinvestment Act of 2009'

'American Recovery and Reinvestment Act – Reporting Requirements'

'GAO/IG Access'

'Buy American Requirements for Construction Material'

**INCLUSION OF LABOR STANDARDS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA) (MAY 2009) (attached):**

The following Federal Acquisition Regulation (FAR) clauses shall apply to all work (including base building and tenant build out) performed using ARRA funds prior to the Government's acceptance of space as substantially complete.

52-222-4 Contract Work Hours and Safety Standards Act – Overtime Compensation

52-222-6 Davis-Bacon Act

52-222-7 Withholding of Funds

52-222-8 Payrolls and Basic Records

52-222-9 Apprentices and Trainees

52-222-10 Compliance with Copeland Act Requirements

52-222-11 Subcontracts (Labor Standards)

52-222-12 Compliance with Davis-Bacon and Related Act Regulations

52-222-13 Disputes Concerning Labor Standards

52-222-14 Certification of Eligibility

INITIALS:

  
Lessor

&

  
Government