

**AMENDMENT NO. 3
TO THE
BUFFALO LABORERS PENSION FUND
PLAN OF PENSION BENEFITS
(as amended and restated effective as of July 1, 2014)**

WHEREAS, the Board of Trustees (the “Trustees”) of the Buffalo Laborers Pension Fund has previously adopted the Buffalo Laborers Pension Plan, as amended and restated effective July 1, 2014 (the “Plan”); and

WHEREAS, pursuant to Article X, Section 1 of the Plan, the Trustees are vested with the authority to amend the Plan; and

WHEREAS, the Trustees have upon due consideration decided to amend the Plan in the manner hereinafter set forth to provide for the issuance of a one-time additional benefit payment in September 2021.

NOW, THEREFORE, in consideration of the foregoing premises, the Plan is hereby amended to add a new Section 7 to Article V with the following language:

Section 7. Additional Pension Check. Notwithstanding anything to the contrary in the Plan, subject to Article V Section 5, solely in the month of September 2021, all Retirees, surviving Spouses, and alternate payees receiving monthly benefit payments as of September 1, 2021 shall be entitled to receive a one-time, non-precedential single additional special payment in an amount equal to the monthly benefit payable to said Retiree, surviving Spouse, or alternate payee as of September 1, 2021 (less applicable withholding).

IN WITNESS WHEREOF, the Board of Trustees has caused this Amendment to be adopted on August 24, 2021.

Employer Trustees

Union Trustees

By _____
James C. Logan

By _____
Samuel Capitano

By _____
Nickolaus Osinski

By _____
John Massaro

By _____
Mark Schober

By _____
Peter Capitano

By _____
Greg Schober

By _____
Charles Paladino