

**AMENDMENT #2 TO THE CONTRACT BETWEEN THE CITY OF MINOT, NORTH DAKOTA
AND BEYOND SHELTER FOR THE DEVELOPMENT OF FIELDCREST**

WHEREAS, the City of Minot, North Dakota (the City) has received Community Development Block Grant Disaster Recovery (CDBG-DR) funds from the United States Department of Urban Development (HUD) through the State of North Dakota to assist with the recovery from the Presidentially declared national disaster flood of 2011, and

WHEREAS, the City has a need for affordable housing outside of flood hazard areas of the community, and

WHEREAS, in an effort to meet the demand for affordable housing the City entered into an agreement (Agreement) with Beyond Shelter, Inc. (Developer) on March 3, 2014, that would result in the development of 42 workforce housing dwelling units in a project herein after referred to as Fieldcrest (Project), and

WHEREAS, the City and Developer entered into an Amended and Restated Agreement (Agreement) on August 4, 2014, that increased the amount of CDBG-DR funds from HUD and through the State of North Dakota, and

WHEREAS, said Agreements anticipated a minimum of twenty-four (24) dwelling units in said Project would be leased to households at or below 80% of the Ward County median family income, as defined by the U. S. Department of Housing and Urban Development, and

WHEREAS, said Agreements anticipated occupancy of the rental units by December 31, 2015, and

WHEREAS, Developer anticipated construction completion in April of 2015, and

WHEREAS, construction delays prevented lease-up of the apartments until October of 2015.

NOW, THEREFORE, BE IT RESOLVED that the time of performance shall, hereby, be extended to June 30, 2016.

APPROVED, THIS 7th DAY OF MARCH, 2016.

WITNESS:



Developer



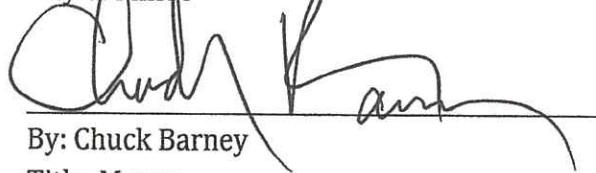
By: Daniel P. Madler

Title: CEO

WITNESS:



City of Minot



By: Chuck Barney

Title: Mayor

AMENDMENT #1 TO THE AMENDED AND RESTATED CDBG DISASTER RECOVERY PROGRAM
AGREEMENT BETWEEN THE CITY OF MINOT, NORTH DAKOTA AND BEYOND SHELTER
FOR THE DEVELOPMENT OF FIELDCREST

WHEREAS, the City of Minot, North Dakota (the City) has received Community Development Block Grant Disaster Recovery (CDBG-DR) funds from the United States Department of Urban Development (HUD) through the State of North Dakota to assist with the recovery from the Presidentially declared national disaster flood of 2011, and

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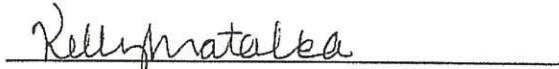


Developer

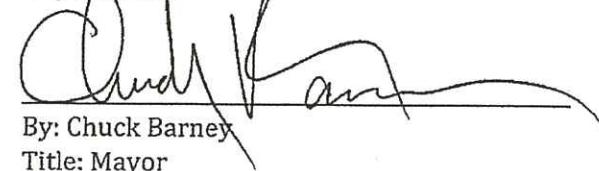


By: Daniel P. Madler
Title: CEO

WITNESS:



City of Minot



By: Chuck Barney
Title: Mayor