

**SECOND AMENDMENT TO
THE AGREEMENT BETWEEN CITY OF MINOT (GRANTEE) AND ESSENTIAL
LIVING, INC. (SUBRECIPIENT)
FOR THE NATIONAL DISASTER RESILIENCE PROGRAM**

THIS SECOND AMENDMENT to the Subrecipient Agreement between the City of Minot (Grantee) and Essential Living, Inc. (Subrecipient) for National Disaster Resilience Program funding to develop Park South 2 to construct twenty-two (22) affordable rental units for low and moderate income (LMI) households is made and entered into effective as of 20 day of December, 2021 (the “Amendment Effective Date”), by and between the Grantee and Subrecipient (each a “Party” and collectively “the Parties”).

WHEREAS, the City and Subrecipient entered into a Subrecipient Agreement (the “Agreement”) to use National Disaster Resilience Program funding to construct twenty-two (22) affordable rental units for low and moderate income (LMI) households on March 6, 2019; and

WHEREAS, the Parties amended the Agreement on July 16, 2021 to extend the term of the agreement from June 1, 2020 to August 31, 2022; and

WHEREAS, the Parties desire to now amend the Agreement in the manner reflected herein to designate the Grantee’s primary contract manager as The NDR Program Manager; and

NOW, THEREFORE, in consideration of the mutual covenants and conditions herein, the Parties, intending to be legally bound, hereby agree as follows, effective as of the Amendment Effective Date first written above:

Paragraph A on Page 2 of the Agreement is hereby deleted and replaced in its entirety with the following:

A. Contract Manager

The NDR Program Manager will serve as the City’s primary contract manager for this project. The NDR Program Manager may designate a day-to-day contract manager for the project. All reports, notices, and other communications required under or related to this subrecipient agreement shall be directed to the individuals identified below. The NDR Program Manager will be the final approver of project draw requests, notices to terminate the contract as provided herein, and will approve all changes except those that increase the total contract amount which must be approved by the NDR Program Manager and the Minot City Council.

City of Minot Contract Manager:
NDR Program Manager, City of Minot
Address: P.O. Box 5006, Minot, ND 58703
Phone: 701-857-4709

Essential Living:
Project Contract Manager: F. Bruce Walker,
Coldwell Banker, 1st Minot Realty, Inc.
Address: 219 South Main St., Minot, ND 58701
Phone: 701-852-0136 Fax: 701-839-7508
Cell: 701-833-9000
Email: bruce@coldwellbanker.com

This Amendment may be executed in one or more facsimile, electronic or original counterparts, each of which shall be deemed an original and both of which together shall constitute the same instrument.

All terms and provisions of the Agreement not amended hereby, either expressly or by necessary implication, shall remain in full force and effect. From and after the date of this Amendment, all references to the term "Agreement" in this Amendment or the original Agreement shall also include the terms contained in the First and Second Amendments to the original Agreement. To the extent there should be any conflict between the terms of the Agreement and the Amendments to the agreement, the terms and provisions of the most recent Amendment shall govern and control.

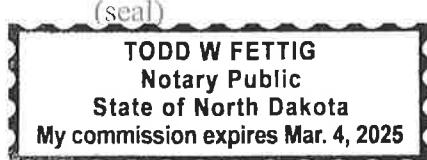
IN WITNESS WHEREOF, the Parties hereto have executed this Second Amendment to the Agreement effective as of the Amendment Effective Date.

ESSENTIAL LIVING, INC.

J Bruce Walker

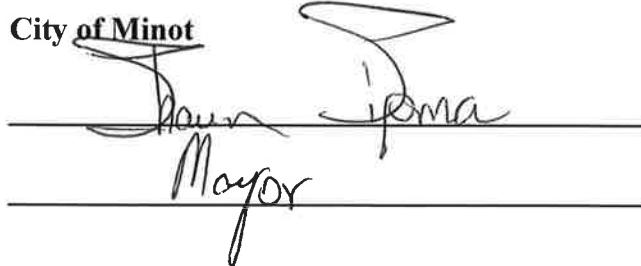
STATE OF NORTH DAKOTA)
) ss
COUNTY OF WARD)

On this 1 day of Dec, 2021 before me personally appeared
J Bruce Walker, known to me to be the person who is described in, and who executed
the within and foregoing instrument and who acknowledged to me that he executed the same.





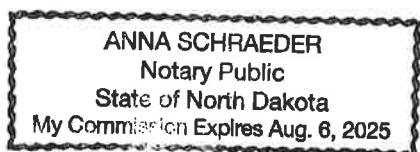
Notary Public, _____ County,
North Dakota.
My Commission Expires: _____


City of Minot
Dawn Jipma
Mayor

STATE OF NORTH DAKOTA)
) ss
COUNTY OF Ward)

On this 20 day of December, 2021 before me personally appeared
_____, known to me to be the person who is described in, and who executed
the within and foregoing instrument and who acknowledged to me that he executed the same.

(seal)



Anna Schraeder
Anna Schraeder
Notary Public, Ward County,
North Dakota.
My Commission Expires: August 6, 2021