

**PIMA COUNTY COMMUNITY DEVELOPMENT & NEIGHBORHOOD CONSERVATION DEPARTMENT**

**PROJECT:** THE MARIST ON CATHEDRAL SQUARE SENIOR RENTAL HOUSING PROJECT

**CONTRACT TERM:** January 17, 2017 to December 31, 2018

**FUNDING:** 2004 Affordable Housing General Obligation Bond Sale Proceeds

**AMENDMENT NO:** One (1)

<b>CONTRACT</b>
NO. <u>CT-CD-17-190</u>
AMENDMENT NO. <u>01</u>
This number must appear on all invoices, correspondence and documents pertaining to this contract.

Original Contract Term:	1/17/2017 – 12/31/2018	Original Contract Amount:	\$604,989.00
Termination Date prior amendments:	N/A	Amount prior amendments:	-0-
Termination Date this amendment:	N/A	Amount this amendment:	-0-
		Revised Contract Amount:	\$604,989.00

Pima County, a body politic and corporate of the State of Arizona (“County”) and FSL Padre Kino Village, LP, an Arizona limited partnership (“Partnership”), have entered into the above referenced Contract for the construction of affordable rental housing in Tucson, Arizona.

**RECITALS**

- A. Under the terms and conditions of the above mentioned Contract, Partnership has acknowledged that it has obtained, or will obtain, financing from various sources sufficient to complete an 83-unit affordable housing project for seniors (age 62 and older) at 111 S. Church Avenue and the historic Marist College (“the Project”).
- B. In connection with obtaining all funds necessary for the Project, Partnership will enter into a Building Loan Agreement with Wells Fargo Bank, National Association, a national banking association (“WFB”), in the approximate original principal amount of \$17,000,000.00 (“the WFB Loan”), and Wells Fargo Affordable Housing Community Development Corporation will become the “Investor Limited Partner” of Partnership.
- C. To ensure that Partnership can close on the WFB loan, requires that certain provisions of the Contract be amended.
- D. County has reviewed the amendments sought by WFB and finds them appropriate to ensure that the Project is completed to benefit the residents of Pima County.

NOW, THEREFORE, County and Partnership agree to amend the Contract as follows:

- 1. **Section 2.0 – SCOPE OF SERVICES** is amended as follows:
  - 1.1. **Section 2.2 – Project**, is amended as follows:
    - 1.1.1. **Paragraph 2.2.1.2.4** is amended to decrease the number of reserved parking spaces to 27 and add the following to the beginning of the sentence:
 

Notwithstanding the representation made in the Project Narrative set forth in Exhibit B,