

**THIRD AMENDMENT TO  
HOME INVESTMENT PARTNERSHIPS PROGRAM LOAN AGREEMENT  
(3753 MYERS STREET)**

THIS THIRD AMENDMENT TO HOME INVESTMENT PARTNERSHIPS PROGRAM LOAN AGREEMENT (3753 MYERS STREET) ("Third Amendment"), is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2020, by and between the CITY OF RIVERSIDE, a California charter city and municipal corporation ("City"), and HABITAT FOR HUMANITY RIVERSIDE, INC., a California non-profit public benefit corporation ("Developer"), with reference to the following:

**RECITALS**

A. On July 30, 2015, the Housing Authority of the City of Riverside ("Authority") and Developer entered into a Disposition and Development Agreement ("Agreement") regarding the disposition of specific properties located at 3753 Myers Street, Riverside, California, Assessor Parcel Number 234-101-051 ("Property"), owned by Authority and to be purchased by Developer.

B. The Agreement intended for the construction of four (4) common-interest Affordable Units on Property to be sold at a Gross Affordable Sales Price to Low Income Households who are also First Time Homebuyers.

C. To help fund the development and disposition of Property, on July 27, 2017, City and Developer entered into a HOME Investment Partnerships Program Loan Agreement ("Loan Agreement"), wherein City loaned to Developer an amount not to exceed Eight Hundred Thousand Dollars (\$800,000) and consolidated this amount with a previous predevelopment and development loan of One Hundred Fifty Thousand Dollars (\$150,000).

D. Pursuant to the Loan Agreement, the outside closing date for escrow was November 2, 2017.

E. On June 7, 2018, the Parties executed the First Amendment to the HOME Investment Partnerships Program Loan Agreement ("First Amendment"), wherein the Parties extended the outside closing date for the Loan Agreement to May 2, 2019, with an option to extend this date by an additional six (6) months.

F. On May 20, 2020, the Parties executed the Second Amendment to the HOME Investment Partnerships Program Loan Agreement ("Second Amendment"), wherein the Parties extended the outside closing date for the Loan Agreement to July 31, 2020.

G. City and Developer now desire to enter into a Third Amendment to HOME Investment Partnerships Program Loan Agreement to extend the outside closing date to December 31, 2020.

NOW THEREFORE, in consideration of the Recitals above, City and Developer agree as follows:

1. Section 1, DEFINITIONS, 1.1 Defined Terms, is amended in its entirety to read as follows:

“‘Outside Closing Date’ means December 31, 2020.”

2. All terms and conditions of the Loan Agreement not inconsistent with this Third Amendment, shall remain in full force and effect and are incorporated herein by this reference as if set forth in full.

IN WITNESS WHEREOF, City and Developer have signed this Third Amendment as of the date set opposite their signatures.

CITY OF RIVERSIDE, a California charter city and municipal corporation

HABITAT FOR HUMANITY a California non-profit public benefit corporation

By: \_\_\_\_\_  
City Manager

By:   
Name: Michael T VANDERPOOL  
Its: TREASURER

By:   
Name: KATHY MICHALAK  
Its: EXECUTIVE DIRECTOR

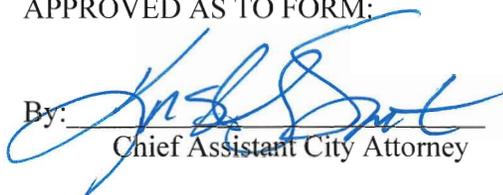
ATTEST:

By: \_\_\_\_\_  
City Clerk

CERTIFIED AS TO AVAILABILITY OF FUNDS:

By: \_\_\_\_\_  
Chief Financial Officer

APPROVED AS TO FORM:

By:   
Chief Assistant City Attorney

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Riverside

On Aug. 24, 2020 before me, Yolanda Vega - Notary  
(insert name and title of the officer)

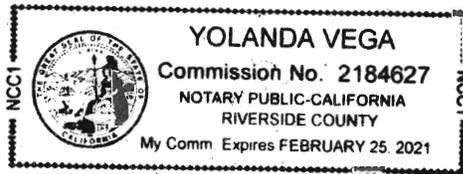
personally appeared Michael T. Vanderpool  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Yolanda Vega

(Seal)



# ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Riverside

On Aug. 24, 2020 before me, Yolanda Vega - Notary  
(insert name and title of the officer)

personally appeared Kathy Michalak  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Yolanda Vega

(Seal)

