

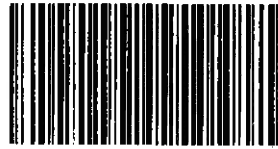
Attachment B

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**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:**

County of Monterey
Housing & Redevelopment Office
168 West Alisal Street, 3rd Floor
Salinas, CA 93901

DOCUMENT: 2016030195



Titles: 1/ Pages: 3

Fees
Taxes
Other
AMT PAID _____

NO RECORDING FEE REQUIRED AS PER GOV'T CODE 27383

**AMENDMENT # 1 TO THE
DECLARATION OF AFFORDABILITY COVENANTS
between the
COUNTY OF MONTEREY
and
INTERIM, INC.
for
SHELTER COVE**

THIS AMENDMENT #1 is entered into this 17th day of May, 2016 by and between the County of Monterey ("County"), and Interim, Inc. ("Developer").

WHEREAS, the County and Developer entered into a Loan Agreement ("Agreement") on June 6, 2005 for the construction of thirteen bedrooms for very low income homeless persons with mental disabilities at the Shelter Cove project; and

WHEREAS, the County and Developer entered into a Declaration of Affordability Covenants on June 7, 2005, imposing occupancy requirements and rent restrictions upon the County-Assisted Bedrooms, Document No. 2005131342, recorded December 14, 2005; and

WHEREAS, Developer wishes to implement construction plans and to relocate services to low income, homeless persons with mental disabilities and substance abuse issues to the Shelter Cove location; and

WHEREAS, full implementation of these plans will result in a reduction of the number of County-Assisted Beds by four (4) but will increase Developer's capacity to serve more individuals in the target population and to provide additional services at Shelter Cove; and

WHEREAS, County and Developer wish to amend the terms of the Declaration of Affordability Covenants to reflect a reduction in the number of County-Assisted Bedrooms in order to enhance services for the target population.

NOW, THEREFORE, it is agreed between the parties hereto that:

I. A new Recital E is added:

“The County and Developer seek to change the Covenants to provide for a reduction in the number of the restricted bedrooms from thirty-six (36) to thirty-two (32).”

II. Recital F (formerly Recital E) is deleted and the following language is substituted:

“The following covenants and restrictions, as amended, are recorded against the Property in consideration of the County’s agreement to make the County Loan to Developer.”

III. The language of Section 1 (f) is deleted and the following language is substituted:

“County-Assisted Bedrooms shall mean the thirty-two (32) bedrooms to be renovated for very low income persons who are homeless or at risk of homelessness with mental disabilities pursuant to the Agreement.”

IV. The language of Section 2 is deleted and the following language is substituted:

“Occupancy Requirements. All thirty-two (32) of the County-Assisted Bedrooms shall be rented to and occupied by or, if vacant, be available for occupancy by Very Low Income Households with mental disabilities who are homeless or at risk of homelessness. Preference in occupancy of the County-Assisted Bedrooms shall be granted to homeless very low income households living in Monterey County.”

V. All other terms and conditions of the Agreement remain unchanged.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment #1 to the Agreement on the dates set forth below.

COUNTY
County of Monterey, a political
subdivision of the State of California

DEVELOPER
Interim, Inc., a California nonprofit
public benefit corporation

By: David Spaur
David Spaur
Economic Development Director

By: Barbara L. Mitchell
Barbara Mitchell Barbara L. Mitchell
Executive Director (JTB)

Date: May 3, 2016 ^{6/4} ^{DAS}

Date: 5/27/16

Approved as to form:
COUNTY COUNSEL

By: Rebecca Ceniceros
Deputy County Counsel
REBECCA CENICEROS

Date: 6/1/2016

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.

ACKNOWLEDGMENT

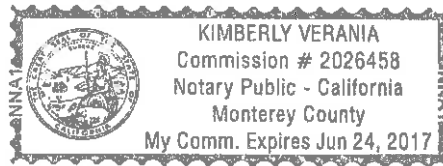
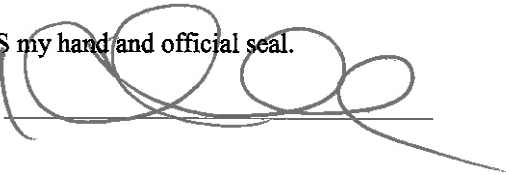
STATE OF CALIFORNIA)
) SS.
COUNTY OF MONTEREY)

On May 27, 2016 before me, Kimberly Verania, a Notary Public, personally appeared BARBARA C MITCHELL, 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



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.

ACKNOWLEDGMENT

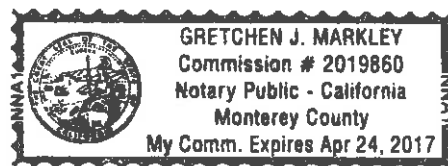
STATE OF CALIFORNIA)
) SS.
COUNTY OF MONTEREY)

On JUNE 1, 2016 before me, GRETCHEN J. MARKLEY, a Notary Public, personally appeared DAVID SPAUR, 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



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