

THIRD AMENDMENT  
TO  
DESIGN AGREEMENT

THIS THIRD AMENDMENT to the Design Agreement dated October 7, 2016, is made and entered into Oct 07, 2019 (the "Third Amendment") between THE ELEVATED STUDIO, having an office located at 601 West 26<sup>th</sup> Street, Ste 325, c/o Centre for Social Innovation, New York, NY 10001 ("Design Professional"), and the HOUSING TRUST FUND CORPORATION, having its principal office at 38-40 State Street, Albany, New York 12207 ("HTFC").

WITNESSETH:

WHEREAS, Design Professional was successfully admitted to the Prequalified List (PQL) for RFQ#201512\_042 on May 16, 2016; and

WHEREAS, Design Professional was a successful bidder pursuant to initial RFP # 003 issued on June 27, 2016; and

WHEREAS, HTFC and Design Professional entered into a Design Agreement (the "Agreement") on October 7, 2016, and made effective July 29, 2016, pursuant to which Design Professional provides certain services in support of HTFC's administration of the State of New York's Community Development Block Grant-Disaster Recovery ("CDBG-DR") program; and

WHEREAS, HTFC's Governor's Office of Storm Recovery ("GOSR") is specifically tasked with administering the State of New York's CDBG-DR program and therefore oversees and administers this particular Agreement; and

WHEREAS, HTFC and Design Professional's Total Fee in the Design Agreement totaled \$1,000,000.00; and

WHEREAS, HTFC and Design Professional entered into a First Amendment to the Agreement on July 27, 2017 which increased the Total Fee to \$2,000,000.00 and extended the Term to July 28, 2018; and

WHEREAS, HTFC and Design Professional entered into a Second Amendment to the Agreement on September 18, 2018 which extended to Term to July 28, 2019; and

WHEREAS, HTFC wishes to obtain additional services from Design Professional that are within the scope of services sought under the RFQ and provided by Design Professional under the Agreement; and

WHEREAS, HTFC seeks to extend the Term of the Agreement for one (1) additional year to July 28, 2020; and

WHEREAS, HTFC/GOSR and Design Professional desire to amend the Agreement by means of this Third Amendment in order to extend the Term of the Agreement, with no increase in budget, to allow Design Professional to perform existing and additional services that are within the scope of services provided by Design Professional under the Design Agreement;

NOW, THEREFORE, pursuant to and in consideration of the above, and other mutual covenants and obligations herein contained, it is

STIPULATED AND AGREED as follows:

1. Section 8 (a) (i) is hereby deleted and replaced with the following:


**“Period of Performance.** Design Professional will perform the Services set forth in all applicable Work Orders under this Design Agreement during the period:

July 29, 2016 through July 28, 2020”

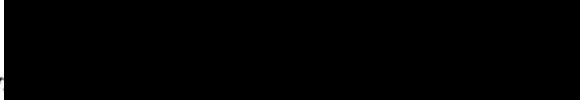
2. All other terms and conditions, including appendices, attachments, exhibits, riders, prior Amendments, and Letter Agreements to the Agreement are hereby continued in full force and effect as though set forth herein.

IN WITNESS WHEREOF, the parties executed this Third Amendment on the day and year first above written.

**The Elevated Studio**

By:   
Name: Brian Baer  
Title: President and Executive Director  
Date: 2019.09.27

**Housing Trust Fund Corporation**

By:   
Name: Emily Thompson  
Title: Acting General Counsel,  
Governor's Office of Storm Recovery  
Date: 10-1-19