

SECOND AMENDMENT TO PURCHASE AND SALE AGREEMENT

THIS SECOND AMENDMENT TO PURCHASE AND SALE AGREEMENT (the “**Amendment**”) is made and entered into as of the ___ day of _____, 2023 (the “**Effective Date**”), by and between CITY OF FORT LAUDERDALE, a municipal corporation of the state of Florida (“**Seller**”) and THE PANTRY LOFTS, LTD., a Florida limited partnership (“**Purchaser**”).

WHEREAS, Seller and Green Mills Holdings, LLC, a Florida limited liability company (“**Green Mills**”), previously entered into that certain Deposit Receipt and Contract for Sale and Purchase, with an effective date of September 23, 2020, as assigned by Green Mills to Purchaser by that certain Assignment of Contract for Sale and Purchase, entered into as of August 26, 2021, and as amended by that certain First Amendment to Purchase and Sale Agreement, entered into as of December 13, 2022 (collectively, the “**Agreement**”) regarding the sale and purchase of the property located in Broward County, Florida, being more particularly designated therein (the “**Property**”); and

WHEREAS, Purchaser and Seller desire to modify and amend the Agreement as hereinafter set forth.

NOW, THEREFORE, for good and adequate consideration, Purchaser and Seller hereby covenant and agree as follows:

1. Purchaser and Seller hereby amend Section 2(ii) of the Agreement to extend the Closing Date to December 31, 2024.
2. Purchaser and Seller hereby amend Section 4 of the Agreement to extend the Application Deadline to December 31, 2023, and all references to December 31, 2021, in Section 4 shall be replaced with December 31, 2023.
3. Except as modified herein, the Agreement remains in full force and effect.
4. In the event of any conflict between the terms of this Amendment and the terms of the Agreement, the terms of this Amendment shall control.

[Remainder of Page Intentionally Left Blank]

IN WITNESS WHEREOF, Purchaser and Seller have caused this Amendment to be executed and to be effective as of the date set forth above.

SELLER:

CITY OF FORT LAUDERDALE, a Florida municipal corporation

By: _____

Name: _____

Title: _____

Attest:

David R. Soloman, City Clerk

Approved as to form and correctness:
D'Wayne M. Spence, Interim City Attorney

Lynn Solomon, Assistant City Attorney

PURCHASER:

THE PANTRY LOFTS, LTD., a Florida limited partnership

By: The Pantry Lofts GM GP, LLC, a Florida limited liability company, its general partner

By: Green Mills Holdings, LLC, a Florida limited liability company, its manager

By: _____
Oscar Sol, Manager