

**AMENDMENT TO THE
BROOKINGS MARKETPLACE DEVELOPMENT AGREEMENT**

This Amendment to the Brookings Marketplace Development Agreement is made and entered into by and between the City of Brookings, South Dakota and Brookings Marketplace, LLC, a South Dakota Limited Liability Company.

WHEREAS, the City did approve a Development Agreement between the City of Brookings and Brookings Marketplace, LLC on December 13, 2016, and the parties now desire to modify Sections 4 and 7 of said Development Agreement to extend the time of performance by the Developer to allow the City and Developer to hold further discussions concerning the Brookings Marketplace project.

NOW, THEREFORE, the parties to the above-referenced Development Agreement hereby amend said Development Agreement in the manner hereinafter following.

I.

The parties also revise Section 4 of the Development Agreement, to extend from December 31, 2018 until April 1, 2019 the time provided for the Developer to perform its due diligence; and

The parties hereby revise Section 7 of the Development Agreement to extend the proposed schedule for the initial Phase 1 property transfer until April 1, 2019.

II.

The parties hereby ratify and confirm all other provisions of the original Development Agreement approved as of the 16th day of December, 2016, and hereby affirm their intent to have said Development Agreement, as amended, remain in full force and effect.

Dated as of this ____ day of December, 2018.

Dated as of this ____ day of December, 2018.

APPROVED:
BY CITY OF BROOKINGS

APPROVED:
BY BROOKINGS MARKETPLACE, LLC

Keith Corbett, Mayor

Michael S. Bender, Member

ATTEST:

Shari Thornes, City Clerk

Clark James Drew III, Member