



Glenn Youngkin  
Governor

Caren Merrick  
Secretary of  
Commerce and Trade

# COMMONWEALTH of VIRGINIA

Bryan W. Horn  
Director

## DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

June 15, 2023

**By Email:**

Dr. Larry "Chip" Filler  
City Manager  
City of Norfolk  
810 Union Street  
Norfolk, VA 23510

RE: National Disaster Recovery Grant #16-NDR-01  
Ohio Creek Watershed Project Amendment

Dear Dr. Filler:

On December 27, 2020, both houses of the One Hundred Sixteenth Congress enacted the Consolidated Appropriations Act, 2021, which in part provides a selected group of grantees, including the Commonwealth of Virginia, with one additional year for the expenditure of Community Development Block Grant disaster recovery (CDBG-DR) funds. Specifically, the Act directs the Department of Housing and Urban Development (HUD) to give an extension on the period of performance for the appropriation of CDBG-DR funds under grant number B-13-DS-51-0001 (the Ohio Creek Watershed Project). The extension authorizes the expenditure extension of all grant funds appropriated for the Ohio Creek Watershed Project through September 30, 2023.

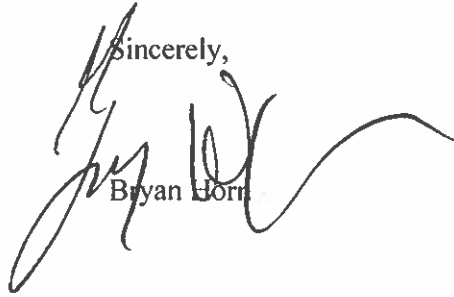
Additionally, the Consolidation Appropriations Act, 2022, enacted on March 15, 2022, provided all grantees under the Act with two additional years for the expenditure of these CDBG-DR funds. Accordingly, HUD will revise the period of performance for this grant to require the expenditure of all grant funds by September 30, 2025.

As a result, the Department of Housing and Community Development (DHCD) is pleased to present that the attached Amendment regarding the City of Norfolk's Ohio Creek Watershed Project to reflect this extension for use of the grant funds. Please acknowledge the city's concurrence to this amendment by executing two copies of the attached Amendment and returning one to DHCD. Please return the signed copy to Mr. Lee Hutchinson, Resiliency Program Analyst. A copy will also need to be uploaded into the DHCD CAMS system as a contract document.



If you have any questions, please feel free to contact Mr. Lee Hutchinson at (804) 773-8201.

Sincerely,

A handwritten signature in black ink, appearing to read "Bryan Horn", written over the printed name.

Bryan Horn

Enclosure

cc: N/A



**AMENDMENT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT - NATIONAL DISASTER RECOVERY GRANT AGREEMENT**

THIS AMENDMENT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT – NATIONAL DISASTER RECOVERY GRANT AGREEMENT (“Amendment”) is entered into this   1   day of June, 2023, by and between the Virginia Department of Housing and Community Development which is the COMMONWEALTH OF VIRGINIA PASS-THROUGH ENTITY RECIPIENT, therein referred to as "RECIPIENT ", and The CITY OF NORFOLK therein referred to as "SUBRECIPIENT."

RECITALS

WHEREAS, the Commonwealth of Virginia has been authorized to distribute and administer Community Development Block Grant (CDBG) funds pursuant to the Housing and Community Development Act of 1974, as amended, and

WHEREAS, the RECIPIENT has been authorized by the Governor of the Commonwealth of Virginia to distribute and administer to the SUBRECIPIENT the B-13-DS-51-0001 CDBG-DR SUBAWARD, with the Catalog of Federal Domestic Assistance (CFDA) number 14.272, which was awarded to the Commonwealth of Virginia as a successful applicant to the National Disaster Resilience Competition (NDRC), and

WHEREAS, the RECIPIENT and SUBRECIPIENT entered into an Agreement dated March 9, 2017 (the “Agreement”) to administer the National Disaster Recovery Grant #16-NDR-01 Ohio Creek Watershed Project Grant Agreement, and

WHEREAS the original Agreement specified a PERIOD OF PERFORMANCE requiring the SUBRECIPIENT to complete the work as described in the Agreement on or before June 30, 2022, and

WHEREAS, on December 27, 2020, both houses of the One Hundred Sixteenth Congress enacted the Consolidated Appropriations Act, 2021, which in part provides a selected group of grantees, including the Commonwealth of Virginia, with one additional year for the expenditure of Community Development Block Grant disaster recovery (CDBG-DR) funds,

WHEREAS, Additionally, the Consolidation Appropriations Act, 2022, enacted on March 15, 2022, provided all grantees under the Act with two additional years for the expenditure of these CDBG-DR funds. Accordingly, the Department will revise the period of performance for this grant to require the expenditure of all grant funds by September 30, 2025.

NOW, THEREFORE, the RECIPIENT and SUBRECIPIENT hereby agree to amend the NDR Grant Agreement as follows:

1. By deleting the first sentence of section 7 and replacing it with the following: PERIOD OF PERFORMANCE - The SUBRECIPIENT shall complete the work as described in the GRANT AGREEMENT within 6 years, 10 months, 22 days (excluding the end date) of the execution of the original Agreement, or more specifically on or before January 31, 2024.

Except as modified hereby, the terms of the Agreement shall remain in full force and effect.

**AMENDMENT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY  
DEVELOPMENT - NATIONAL DISASTER RECOVERY GRANT AGREEMENT**

[Signature page follows]

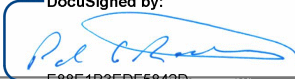
**AMENDMENT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT - NATIONAL DISASTER RECOVERY GRANT AGREEMENT**

[SIGNATURE PAGE TO AMENDMENT]

I/We, the undersigned, do hereby agree to amend the National Disaster Recovery Grant #16-NDR-01 Ohio Creek Watershed Project Grant Agreement issued to us by the Department of Housing and Community Development dated March 9, 2017 in the manner and to the extent described above.

SUBRECIPIENT:

CITY OF NORFOLK  
OHIO CREEK WATERSHED PROJECT

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By: \_\_\_\_\_ (SEAL)  
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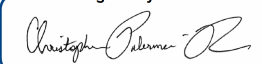
Name: Patrick Roberts

Its: City Manager

Date: 7/25/2023 | 3:57 AM PDT

ATTEST:  
DocuSigned by:  
  
Richard A. Bunn | 11:01 AM EDT  
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City Clerk

CONTENTS APPROVAL:  
DocuSigned by:  
  
Kyle Spencer, Chief Resilience Officer  
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APPROVED AS TO FORM AND CORRECTNESS:  
DocuSigned by:  
  
Christopher Palermo-Re, Assistant City Attorney  
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**AMENDMENT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY  
DEVELOPMENT - NATIONAL DISASTER RECOVERY GRANT AGREEMENT**

[SIGNATURE PAGE TO AMENDMENT]

SUBRECIPIENT:

DEPARTMENT OF HOUSING AND  
COMMUNITY DEVELOPMENT

By:  (SEAL)

Name: Brian Horn

Its:  Director

Date: June 15, 2013