

SECOND AMENDMENT  
TO  
COMMUNITY DEVELOPMENT BLOCK GRANT  
DISASTER RECOVERY  
SUBRECIPIENT AGREEMENT

THIS SECOND AMENDMENT to the Community Development Block Grant Disaster Recovery Subrecipient Agreement dated April 1, 2013 is made and entered into December 19, 2016 (the "Second Amendment") and is effective as of March 7, 2014 (the "Effective Date") by and between the Housing Trust Fund Corporation, operating by and through its division, the Governor's Office of Storm Recovery ("GOSR"), (collectively referred to herein as the "Grantee") and Community Development and Disaster Relief Corporation ("Subrecipient"). The foregoing Grantee and Subrecipient shall sometimes be referred to herein individually as a "Party" and collectively as the "Parties."

WHEREAS, pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1979 (42 U.S.C. 5121 et seq.), portions of the State of New York ("State") received major disaster declarations as a result of Hurricane Sandy, Hurricane Irene, Tropical Storm Lee and other eligible events in calendar years 2011, 2012, and 2013; and

WHEREAS, pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2, approved January 29, 2013), as amended ("ACT"), Congress appropriated \$16,000,000,000 for the Community Development Block Grant Disaster Recovery ("CDBG-DR") program; and

WHEREAS, pursuant to the CDBG-DR Grant Program and Federal Register Notice (79 Fed. Reg. 62,182), entitled *Third Allocation, Waivers and Alternative Requirements for Grantees Receiving Community Development Block Grant Disaster Recovery ("CDBG-DR") Funds in Response to Hurricane Sandy* (as amended), the State has received a third allocation of CDBG-DR funds from HUD in the amount of \$605,922,000 (of which \$185,000,000 has been allocated toward the proposals developed through the Rebuild by Design competition); and

WHEREAS, pursuant to title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) ("HCD Act"), as amended, the Grantee is authorized to administer and distribute CDBG funds in the State; and

WHEREAS, Grantee and Subrecipient entered into a Community Development Block Grant Disaster Recovery Subrecipient Agreement on April 1, 2013 (the "Agreement"), the terms of which govern Subrecipient's receipt of funds from the State of New York's Community Development Block Grant-Disaster Recovery ("CDBG-DR") program to provide certain services in support of the State of New York's recovery efforts following Hurricane Sandy and other eligible events in calendar years 2011, 2012, and 2013; and

WHEREAS, Grantee and Subrecipient entered into a First Amendment to the Community Development Block Grant Disaster Recovery Subrecipient Agreement on October 14, 2015, made effective on April 1, 2015 ("The First Amendment"), which increased the scope of work and extended the period of performance of the Agreement; and

WHEREAS, the Parties desire to enter into this Second Amendment in order to revise the Schedule B1 Fee Schedule;

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. Schedule B1 Fee Schedule is hereby struck and replaced with the following:

**Community Development and Disaster Relief Corporation**

**Schedule B1  
Fee Schedule**

**Rates for 2014 \***

<u>Title</u>	<u>Hourly Rate***</u>
President & CEO	\$250.00
Senior Vice President	\$180.00
Legal/Program Advisor	\$155.00
Assistant Vice President	\$145.00
Special Projects Manager	\$110.00
Director	\$110.00
Chief Accountant	\$110.00
Program Manager	\$90.00
Program Assistant	\$80.00
Housing Counselor	\$80.00
Executive Assistant	\$125.00
Receptionist	\$55.00
Financial / Computer Assistant	\$85.00
Legal Consultant **	Rate to be determined prior to the commencement of services WITH WRITTEN CONSENT OF THE HTFC
Social Worker	
Grant Consultant	
Other Consultant	
* Adjusted Annually	
** Minimum \$1500 per Contract	
***Rates to be capped at \$250/hour for CDBG-DR Program	

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

**Community Development and  
Disaster Relief Corporation**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Peter J. Elkowitz  
President + CEO

**Housing Trust Fund Corporation**

By: \_\_\_\_\_

Name: Lisa Bova-Hiatt

Title: Executive Director

Governor's Office of Storm  
Recovery