

**3rd AMENDMENT TO
PROGRAMMATIC AGREEMENT
AMONG
THE US DEPARTMENT OF VETERANS AFFAIRS,
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE CITY OF NEW ORLEANS,
THE LOUISIANA STATE HISTORIC PRESERVATION OFFICER
AND
THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
REGARDING THE FUNDING TO REPAIR OR REPLACE
HEALTHCARE FACILITY COMPRISING THE VA MEDICAL CENTER
AND
THE MEDICAL CENTER OF LOUISIANA AT NEW ORLEANS**

WHEREAS, the Programmatic Agreement Regarding the Repair or Replacement of the Healthcare Facility comprising the VA Medical Center and the University Medical Center, fka Medical Center of Louisiana at New Orleans, (PA), was executed on November 21, 2008; and

WHEREAS, the 1st Amendment to the PA was executed on November 20, 2013 and the 2nd Amendment was executed on November 19, 2015. These amendments provided additional time to the Federal Emergency Management Agency (FEMA), the US Department of Veterans Affairs (VA), and the City of New Orleans (CNO) to complete the stipulations/Mitigation set out in Attachment 1 of the 1st Amendment under the terms of the PA;

WHEREAS, the parties to the PA continue to agree that the terms of the PA are appropriate and will be used to administer the activities that remain to be completed; and

WHEREAS, the status of all stipulations/Mitigation, including those measures that have been completed, is updated in the Semi-Annual Interim Progress Reports which are posted on the dedicated website: <http://www.consult106.org> and on Attachment 1 to this 3rd Amendment; and

WHEREAS, the purpose for this 3rd Amendment is to allow FEMA and VA until November 21, 2019 to complete the stipulations/Mitigation set out in Attachment 1 of this 3rd Amendment and to address closeout and withdrawal from the PA by a Responsible Agency under the terms of the PA; and

WHEREAS, CNO has completed its role in the PA and this 3rd Amendment documents that CNO has withdrawn from further participation in the implementation of the PA's terms and is not a party to this 3rd Amendment;

NOW THEREFORE, in accordance with Stipulations XI.B and XII of the PA, FEMA; VA; the Louisiana State Historic Preservation Officer; the Advisory Council on Historic Preservation (ACHP); and the State of Louisiana, Division of Administration agree to amend

the PA as follows:

1. Extension of the Duration of the PA (Stipulation XI.B):

This PA will remain in effect until November 21, 2019 unless extended by a written agreement signed by all Signatories.

2. Applicability of the PA through November 21, 2019:

This PA will apply only to stipulations/Mitigation (in part or whole) still outstanding as of November 21, 2017 (Attachment 1).

3. Item D to Stipulation XII included in the 2nd Amendment that allows Responsible Agencies to close out their role and withdraw from further participation in the PA is restated by reference.

EXECUTION AND IMPLEMENTATION of the this 3rd Amendment to the PA changes no other terms of the PA and evidences that the Responsible Agencies have afforded ACHP a reasonable opportunity to comment on the Undertaking and its effects on historic properties; taken into account the effects of the Undertaking on historic properties; and have satisfied their responsibilities under Section 106 of the National Historic Preservation Act and applicable implementing regulations.

SIGNATORY:

FEDERAL EMERGENCY MANAGEMENT AGENCY



Date: 11-1-2017

Thomas M. (Mike) Womack
Director
Louisiana Recovery Office
FEMA, DR-1603/1607-LA



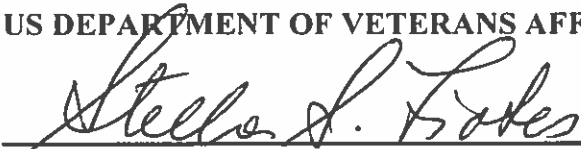
Date: 11/01/17

Jeramé Cramer
Environmental Liaison Officer
Louisiana Recovery Office
FEMA, DR-1603/1607-LA

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SIGNATORY:

US DEPARTMENT OF VETERANS AFFAIRS



Date: 11-16-17

Stella S. Fiotes
Executive Director, Office of Construction &
Facilities Management

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SIGNATORY:

ADVISORY COUNCIL ON HISTORIC PRESERVATION



John M. Fowler
Executive Director

Date: 4/20/17

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SIGNATORY:

LOUISIANA STATE HISTORIC PRESERVATION OFFICER

Kristin P. Sanders

Date: 10/20/17

Kristin Sanders
Deputy State Historic Preservation Officer

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INVITED SIGNATORY:

STATE OF LOUISIANA, DIVISION OF ADMINISTRATION



Mark A. Moses, Director
Facility Planning and Control

Date: 11/13/17

ATTACHMENT 1:

This Attachment outlines the stipulations/Mitigation which are completed, in progress, or yet to begin (in part or Whole) as of November 21, 2017:

Status of VA/MCLNO PA Stipulations

For VA part of project:
ARCHAEOLOGY- VA

Stipulation	Deliverable	Status
VII.B.1	Background Research and Sensitivity Modeling	Completed
VII.B.2	Disturbance Study	Completed
VII.B.3	Archaeology Probability Model	Completed
VII.B.5	Phase I Weekly Field Reports	Completed
VII.B.6	Phase I Management Summaries	Completed
VII.C.4	Phase II Weekly Field Report	Completed
VII.C.5	Phase II Management Summaries	Completed
VII.D.1.a	Data Recovery Plans	Completed
VII.D.1.b	Oral Histories	Optional – determined not to be appropriate
V.B.4.d and VII.D.1.c	Public Interpretation/Outreach	In progress
VII.5	Comprehensive Report	Completed
VII.6	Curation	Completed

BUILT ENVIRONMENT – VA

Stipulation	Deliverable	Status
V.B.2.a. and b	Secure and Ventilate 1601 Perdido Street	Completed
V.B.3.b	Secure and Ventilate Pan-American Life Building and Dixie Brewery	Completed
V.B.2.c	Retention of Historic Properties	Completed
V.B.2.d	Design Review of New Construction	Completed
V.B.3.a	Moving Historic Properties	Completed
V.B.3.c	Vibration Monitoring	Completed
V.B.3.d	Phased Demolition and Construction	In progress
V.B.4.a.i	VA will remit up to \$700K to SHPO for Mid-City Historic Preservation Program	Completed
V.B.4.a.ii	CNO will remit up to \$400K to SHPO for grant program	Completed
V.B.4.b.i	Recordation of 1601 Perdido Street prior to sale or transfer	Completed
V.B.4.b.ii	Recordation of Sewerage Pumping Station No. 15	Completed
V.B.4.b.iii	Recordation of historic properties within the project footprint slated for demolition	Completed
V.B.4.c	Architectural Salvage	Completed
V.B.4.d	Public Interpretation	In progress
V.B.4.e	Local Historic District Designation	Completed

For UMC part of project:
ARCHAEOLOGY- UMC

Stipulation	Deliverable	Status
VII.B.1	Background Research and Sensitivity Modeling	Completed
VII.B.2	Disturbance Study	Completed
VII.B.3	Archaeology Probability Model	Completed
VII.B.5	Phase I Weekly Field Reports	Completed
VII.B.6	Phase I Management Summaries	Completed
VII.C.4	Phase II Weekly Field Report	Completed
VII.C.5	Phase II Management Summaries	Completed
VII.D.1.a	Data Recovery Plans	Stipulation no longer relevant
VII.D.1.b	Oral Histories	Optional – determined not to be appropriate
VI.C.4.d and VII.D.1.c	Public Interpretation/Outreach	In progress
VII.5	Comprehensive Report	In progress
VII.6	Curation	In progress

BUILT ENVIRONMENT – UMC

Stipulation	Deliverable	Status
VI.B.2.a and b	Secure and Ventilate 9 Historic Properties	Completed
VI.B.2.b.iii	FP&C provide report of stabilization measures for comments/posting on website	Completed
VI.B.3.a	Vibration Monitoring	Completed
VI.B.3.b.	Design of Repair/Renovation	Completed
VI.B.4.a	Recordation of Charity Hospital/Post on Website	Completed
VI.C.2.a and b	Secure and Ventilate 9 Historic Properties/Post Reports	Completed
VI.C.2.c	Determine if historic properties can be retained	Completed
VI.C.2.c.v	FP&C will assist Deutches Haus with relocation	Completed
VI.C.2.d	Design of New Construction	Completed
VI.C.2.d.iv	FP&C will convene 2 design sessions	Completed
VI.C.3.a	Vibration Monitoring	Completed
VI.C.3.b	Phased demolition and construction	Completed
VI.C.3.b.iii	FP&C will notify ACHP regarding funding and business plan	Completed
VI.C.4.a	FP&C participation in SHPO Mid-City HP Mitigation Program	Completed
VI.C.4.b.i	Recordation of HP in footprint that will be demolished	Completed
VI.C.4.b.ii - iv	Record Charity Hospital and post on website	Completed
VI.C.4.c	Architectural Salvage from HP in Mid-City NRHD	Completed
VI.C.4.d	Public Interpretation	In progress
VI.C.4.e	Mid-City Local Historic District Designation	Completed
VI.C.4.f	Reuse/Disposition of 9 MCLNO historic properties	Completed
VI.C.4.f.iv	Prepare and Post Marketing Study for Charity Hospital	Completed
VI.C.4.f.iv.c	FP&C will explore preservation easement for Charity Hospital	No Legislative approval
VI.C.4.f.iv	FP&C will contract for NRHP nomination for Charity Hospital	Completed