

AMENDMENT #1 TO

MEMORANDUM OF AGREEMENT

**AMONG THE U.S. DEPARTMENT OF VETERANS AFFAIRS, VETERANS HEALTH
ADMINISTRATION, CANANDAIGUA VETERANS AFFAIRS MEDICAL CENTER; NEW
YORK STATE HISTORIC PRESERVATION OFFICER; AND THE ADVISORY COUNCIL ON
HISTORIC PRESERVATION**

**REGARDING CAPITAL ASSET REALIGNMENT FOR ENHANCED SERVICES
CONSTRUCTION AT THE VETERANS AFFAIRS MEDICAL CENTER, 400 FORT HILL
AVENUE, CANANDAIGUA, NEW YORK**

WHEREAS, the *Memorandum of Agreement among the U.S. Department of Veterans Affairs (VA), Veterans Health Administration, Canandaigua Veterans Affairs Medical Center (VAMC), New York State Historic Preservation Officer (SHPO), and the Advisory Council on Historic Preservation (ACHP) regarding Capital Asset Realignment for Enhanced Services (CARES) Construction at the Veterans Affairs Medical Center, 400 Fort Hill Avenue, Canandaigua, New York (MOA)* was executed September 10, 2014 and pursuant to Stipulation II.B. was stipulated to be in effect until September 10, 2021; and

WHEREAS, Canandaigua VAMC has identified a need to extend the duration of the MOA to allow additional time to complete the undertaking and terms of the MOA; and

WHEREAS, Canandaigua VAMC, pursuant to Stipulation IV. of the MOA, has provided annual summary reports detailing work carried out pursuant to the terms of the MOA; and

WHEREAS, the signatories have determined that it is appropriate to extend the duration of the MOA so that the remaining terms of the MOA may be completed; and

WHEREAS, pursuant to Stipulation VI. of the MOA, the signatories have agreed that the MOA should be amended to extend its duration an additional seven (7) years; and

WHEREAS, Canandaigua VAMC will send a copy of this executed amendment to the ACHP; and

NOW, THEREFORE, in accordance with Stipulation VI. of the MOA, the Canandaigua VAMC, SHPO, and ACHP agree to amend the MOA as follows:

Amend Stipulation II. so it reads as follows:

II. DURATION

A. This Memorandum of Agreement (MOA) will expire two (2) years after the transfer date of the CLC to Canandaigua VAMC; or,

B. If the terms of this MOA and the project are not completed within fourteen (14) years of the original execution date, Canandaigua VAMC shall either (a) execute a new MOA pursuant to 36 C.F.R. § 800.6, or (b) request, take into account, and respond to the comments of the ACHP under 36 C.F.R. § 800.7 before continuing the undertaking. Prior to such time, Canandaigua VAMC may consult with the other signatories to reconsider the terms of this MOA and amend it in accordance with Stipulation VI. below. Canandaigua VAMC shall notify the signatories in writing as to the course of action it will pursue.

All remaining stipulations remain in full force and effect.

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SIGNATORIES:

U.S. Department of Veterans Affairs, Veterans Health Administration, Canandaigua
Veterans Affairs Medical Center

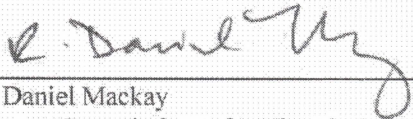
Bruce A Tucker
131920

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Date: 2021.08.18 10:10:58 -04'00'

Date: _____


Bruce Tucker
Medical Center Director

New York State Historic Preservation Officer


R. Daniel Mackay
Deputy Commissioner for Historic Preservation
Deputy State Historic Preservation Officer

Date: 9/1/2021

Advisory Council on Historic Preservation


Reid J. Nelson
Executive Director, Acting

Date: 9/8/2021

AMENDMENT #1 TO

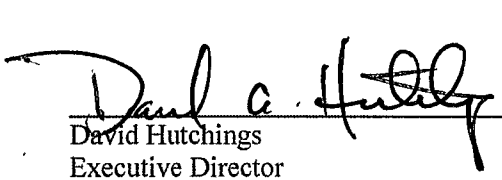
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Concurring Party:

Sonnenberg Gardens and Mansion State Historic Park

 _____ Date: 9/7/2021
David Hutchings
Executive Director