NOW & NEXT

Affordable Housing Alert

JANUARY 11, 2023

New developments in HUD green program

By Richard Michael Price, James Allen, and Nicholas P. Tsimortos

To measure industry capability to determine the availability and technical experience of qualified businesses, HUD is seeking feedback regarding support services for the Green and Resilient Retrofit Program.



What's the Impact?

- / Deadline to provide feedback is January 20, 2023
- / Services in question include a range of assessment, project management, financing, and commissioning functions

The Department of Housing and Urban Development (HUD) has requested public input to obtain market information regarding contractor support services for the Green and Resilient Retrofit Program (GRRP) and industry feedback on the draft Performance Work Statement (PWS). The Request for Information was published in the Federal Register on January 6, 2023. Responses are due by January 20, 2023, and should be emailed to Sasha Bradford, HUD Contracting Officer.

The GRRP will provide funding to the owners of HUD multifamily-assisted projects to rehabilitate properties to be more energy efficient, healthier, and more resilient to extreme weather events. Eligible properties will include those participating in Section 8 Project-based Rental Assistance,

This newsletter is intended as an information source for the clients and friends of Nixon Peabody LLP. The content should not be construed as legal advice, and readers should not act upon information in the publication without professional counsel. This material may be considered advertising under certain rules of professional conduct. Copyright © 2023 Nixon Peabody LLP. All rights reserved.

Section 202 Supportive Housing for Low-Income Elderly, and Section 811 Supportive Housing for Low-Income Persons with Disabilities programs, among others. The Inflation Reduction Act provided \$1 billion in funding to HUD to implement the GRRP, as well as to support benchmarking of water and energy use across its portfolio.

HUD is seeking contractor support services to implement the GRRP that will fund projects that improve energy or water efficiency, enhance indoor air quality, or sustainability; use zero-emission electricity generation, low-emission building materials or processes, energy storage, or building electrification strategies; or address the climate resiliency of an eligible property.

Services shall include:

- / Conducting and reviewing property assessments for capital needs assessments, renewable energy evaluations, energy audits, and climate resilience calculations
- / Creating scopes of work in collaboration with owners based on assessment results, resident engagement, and additional information that aligns with GRRP eligibility requirements and program goals
- / Supporting owners with the creation of a financing plan for retrofit and modernization activities
- / Monitoring construction and managing program funds
- / Conducting construction checks and commissioning

To fulfill these services, HUD is measuring industry capability to determine the availability and technical capability of qualified businesses. The purpose of this notice is to solicit input from interested parties with the specialized capabilities necessary to meet all of the elements of the PWS. All interested firms are invited to submit a concise capability statement demonstrating their understanding, capability, approach, qualification, and past experience in meeting the work requirements identified in the PWS.

For more information on the content of this alert, please contact your Nixon Peabody attorney or:

Richard Michael Price 202.585.8716 rprice@nixonpeabody.com James Allen 212.940.3049 jaallen@nixonpeabody.com

Nicholas P. Tsimortos
617.345.6143
ntsimortos@nixonpeabody.com