

COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: **W912PQ-15-2-1001**
 Project Name/Description and Location: **ARNG FACILITIES PROGRAM**
 Modification Number: **P0003**

ISSUED BY: NATIONAL GUARD BUREAU

ISSUED TO: THE STATE OF NEW YORK

This modification is issued pursuant to the Authorities, 31 U.S.C. Chapter 63; MCA and Appendices Article VII, Sect 703; MCCA Article XII, Sect 1201 of the basic cooperative agreements. Mark purpose and obtain signatures as appropriate IAW NGR 5-1, Chapter 3.

- a. FUNDING
- b. TERMS AND CONDITIONS
- c. TERMINATION
- d. OTHER ADMINISTRATIVE:

Action	Funding Source	From	Change	To
MFL-FED	Source A Funding (Navy-Farmingdale)	\$ 93,058.59	0.00	\$ 93,058.59
	Source A Funding(Marines-Farmingdale)		0.00	
	Total FED Source A Funding	\$ 93,058.59	0.00	\$ 93,058.59
FED MFL	Allotment 100%	\$ 460,937.50	3,187,112.50	\$ 3,648,050.00
	75%	\$ 156,250.00	468,750.00	\$ 625,000.00
	50%	\$ 1,382,812.50	2,890,237.50	\$ 4,273,050.00
	TOTAL FEDERAL MFL	\$ 2,000,000.00	6,546,100.00	\$ 8,546,100.00
AFP-FED	Source A Funding (Navy-Farmingdale)	\$ 93,058.59	0.00	\$ 93,058.59
	Source A Funding (Marines-Farmingdale)	\$ 112,017.56	0.00	\$ 112,017.56
	Total FED Source A Funding	\$ 205,076.15	0.00	\$ 205,076.15
FED AFP	AFP 100%	\$ 8,825,537.50	0.00	\$ 8,825,537.50
	75%	\$ 625,000.00	0.00	\$ 625,000.00
	50%	\$ 5,153,762.50	0.00	\$ 5,153,762.50
	TOTAL FEDERAL AFP	\$ 14,604,300.00	0.00	\$ 14,604,300.00
IKA	In Kind Assistance	\$ 2,500,000.00	0.00	\$ 2,500,000.00
STATE MFL	Allotment 50%	\$ 1,382,812.50	2,890,237.50	\$ 4,273,050.00
	25%	\$ 52,083.33	156,250.00	\$ 208,333.33
	TOTAL STATE MFL	\$ 1,434,895.83	3,046,487.50	\$ 4,481,383.33
STATE AFP	AFP 50%	\$ 5,153,762.50	0.00	\$ 5,153,762.50
	25%	\$ 208,333.33	0.00	\$ 208,333.33
	TOTAL STATE AFP	\$ 5,362,095.83	0.00	\$ 5,362,095.83
	In Kind Assistance (Ft Drum and Watervliet) 25%	\$ 100,000.00	0.00	\$ 100,000.00
	PROGRAM GRAND TOTAL MFL	\$ 3,434,895.83	9,592,587.50	\$ 13,027,483.33
	PROGRAM GRAND TOTAL AFP	\$ 19,966,395.83	\$0.00	19,966,395.83

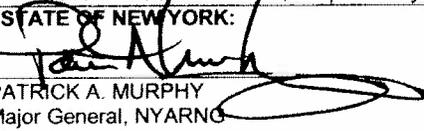
DESCRIPTION OF MODIFICATION:

- JUSTIFICATION:** Increase Allotment in MDEPs QRPA and CDPW for 2nd Quarter funding and add an additional project to IKA list. Funds dedicate to IKA will not be affected by additional project. Source A funding does not affect Federal AFP/MFL approved by NGB.
- Within the Federal Share indicated above, \$2,500,000.00 is reserved and designated specifically for In-Kind Assistance through Federal procurement procedures.
- ACTION:** Approve and sign modification of ARNG Facilities Programs to Increase Allotment in MDEPs QRPA and CDPW for 2nd Quarter funding and add an additional project to IKA list.
- This Appendix is subject to the availability of funds.
- Replace pages 5-6 of Appendix 1001, FY 15 with updated attachment.
- See MNFE memo dated 5 February 15.
- As FY2015 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification.

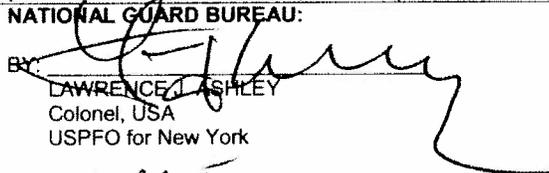
EXECUTION

Except as provided herein, all terms and conditions of the Cooperative Agreement and/or Appendix remain unchanged in full force and effect. IN WITNESS WHEREOF, the parties by their authorized representatives execute this Cooperative Agreement Modification.

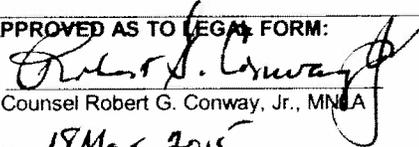
THE STATE OF NEW YORK:

BY: 
 PATRICK A. MURPHY
 Major General, NYARNG
 The Adjutant General
 Date: 27 Mar 15

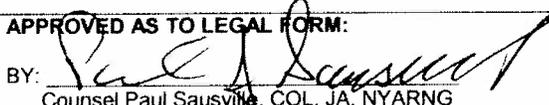
NATIONAL GUARD BUREAU:

BY: 
 LAWRENCE J. ASHLEY
 Colonel, USA
 USPFO for New York
 Date: 1 APR 15

APPROVED AS TO LEGAL FORM:

BY: 
 Counsel Robert G. Conway, Jr., MNJA
 Date: 19 Mar 2015

APPROVED AS TO LEGAL FORM:

BY: 
 Counsel Paul Sausville, COL, JA, NYARNG
 Date: 19 MAR 2015

MNPF

11 March 2015

MEMORANDUM FOR MNBF

SUBJECT: Modification of ARNG Cooperative Agreement Appendix

1. Reference, NGR 5-1/ANGI, 63-101, Chapter 3, Section 3-11, b. (1), dated 28 May 2010.

2. JUSTIFICATION: Funding adjustments for the following Appendix:

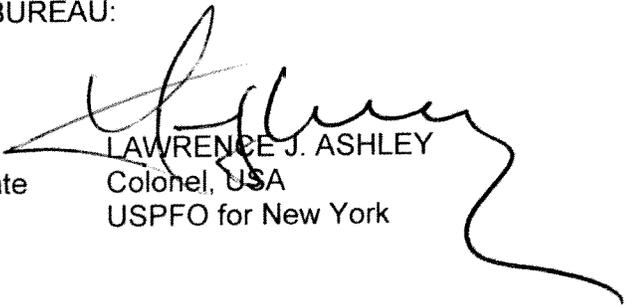
FY 15 APP 1001 MOD 3 – Increase Fed/State Allotment; Add IKA project

3. ACTION: Approve/Sign Modifications to the Appendix.

4. Upon completion of Legal and TAG signatures, contact MNPF, ATTN: CW3 Renee Davin, at Commercial (518)786-4709, DSN 489-4709 or e-mail renee.m.davin.mil@mail.mil for pick-up.

FOR THE CHIEF, NATIONAL GUARD BUREAU:

Encl
FY 15 APP 1001 MOD 3 – Add Fed/State
Allotment; Add IKA project


LAWRENCE J. ASHLEY
Colonel, USA
USPFO for New York

modifications must include a cover letter, the modification, and reconciliation. The change shall not be binding unless a CA modification to this Appendix has been executed.

2. Annual Funding Program (AFP) may not be transferred from the FP without a signed modification to the Appendix that includes justification for the transfer. Transfers of funds within the FP Appendix that remain part of the FP do not require a modification.

3. Funding transfers into the FP, whether from NGB-ARI, other NGB program managers, the State Military Department, PBAC, or program income, do not require NGB-ARI approval. They will, however, require a modification to the FP Appendix. The transfer shall not be binding unless a CA modification to this Appendix has been executed.

4. CA PM's must submit via e-mail an electronic copy of the executed Appendix and all modifications thereto to NGB-ARI immediately upon execution.

e. Budget Reports.

The CA PM shall submit any requested financial or budget report that NGB-ARI may require.

Section 108. Appendix Administration.

NGB-ARI and NGB- PARC-A must approve any changes to the instructions, terms or conditions of the Appendix, IAW NGR 5-1, Chapter 3. The change shall not be binding unless it is so approved. The change and approval shall not be binding unless a CA modification to this appendix has been executed.

Section 109. Funding Limitation.

a. Approved Budget/Annual Funding Program (AFP): The total dollar amount that NGB anticipates, subject to the availability of funds, being available for reimbursement to the Grantee for its costs in fulfilling its responsibilities under this Appendix. This amount may be increased or decreased by NGB during the fiscal year.

b. Total Dollars Obligated: The total amount of funds obligated for NGB's share under this Appendix. Only funds obligated through an executed CA modification to this appendix are available for reimbursement to the Grantee. Funds shall be obligated as received by the CA PM.

c. Accomplished as In-Kind Assistance: The total dollars expended through federal acquisition. This dollar amount may reflect anticipated In-Kind Assistance and be updated as IKA is approved, but as a minimum shall reflect the total dollars accomplished through In-Kind Assistance in support of this Appendix for each fiscal year as it occurs.

d. Program Income: The gross income received by the Grantee from fees for services performed and from the use or rental of real or personal property, the operation and maintenance of which is supported under this Appendix. Program Income shall be added to the budget as a Grantee contribution regardless of the percentage of federal contribution reflected in this Appendix. This dollar amount may reflect anticipated Program Income and be updated as Program Income is reported, but as a minimum shall reflect the total dollars received as Program Income for each fiscal year as it occurs.

e. In accordance with Section 107 the following funding limitations are provided for each fiscal year as it occurs:

1. Fiscal Year 2015:

	Approved Budget/(AFP)	Total Dollars Obligated
Source A Funding Navy	\$ 93,058.59	\$ 93,058.59
Source A Funding Marines	\$ 112,017.56	\$ 0.00
Federal Share (100%)	\$ 8,825,537.50	\$ 3,648,050.00
Federal Share (75%)	\$ 625,000.00	\$ 625,000.00
Federal Share (50%)	\$ 5,153,762.50	\$ 4,273,050.00
Federal Total	\$ 14,604,300.00	\$ 8,546,100.00
Accomplished as In-Kind Assistance	\$ 2,500,000.00	
IKA State 25% Cost Share (ISSA's)	\$ 100,000.00	

August 2009 v.01

Grantee Share (50%)	\$ 5,153,762.50	\$ 4,273,050.00
Grantee Share (25%)	\$ 208,333.33	\$ 208,333.33
Grantee Total	\$ 5,362,095.83	\$ 4,481,383.33

2. Fiscal Year:

	Approved Budget/(AFP)	Total Dollars Obligated
Source A Funding Navy	\$	\$
Source A Funding Marines	\$	\$
Federal Share (100%)	\$	\$
Federal Share (75%)	\$	\$
Federal Share (50%)	\$	\$
Federal Total	\$	\$
Accomplished as In-Kind Assistance \$		
IKA State 25% Cost Share (ISSA's) \$		
Grantee Share (50%)	\$	\$
Grantee Share (25%)	\$	\$
Grantee Total	\$	\$

3. Fiscal Year:

	Approved Budget/(AFP)	Total Dollars Obligated
Source A Funding Navy	\$	\$
Source A Funding Marines	\$	\$
Federal Share (100%)	\$	\$
Federal Share (75%)	\$	\$
Federal Share (50%)	\$	\$
Federal Total	\$	\$
Accomplished as In-Kind Assistance \$		
IKA State 25% Cost Share (ISSA's) \$		
Grantee Share (50%)	\$	\$
Grantee Share (25%)	\$	\$
Grantee Total	\$	\$

4. Fiscal Year:

	Approved Budget/(AFP)	Total Dollars Obligated
Source A Funding Navy	\$	\$
Source A Funding Marines	\$	\$
Federal Share (100%)	\$	\$
Federal Share (75%)	\$	\$
Federal Share (50%)	\$	\$
Federal Total	\$	\$
Accomplished as In-Kind Assistance \$		
IKA State 25% Cost Share (ISSA's) \$		
Grantee Share (50%)	\$	\$
Grantee Share (25%)	\$	\$
Grantee Total	\$	\$

5. Fiscal Year:

	Approved Budget/(AFP)	Total Dollars Obligated
Source A Funding Navy	\$	\$
Source A Funding Marines	\$	\$
Federal Share (100%)	\$	\$
Federal Share (75%)	\$	\$
Federal Share (50%)	\$	\$
Federal Total	\$	\$
Accomplished as In-Kind Assistance \$		
IKA State 25% Cost Share (ISSA's) \$		
Grantee Share (50%)	\$	\$
Grantee Share (25%)	\$	\$
Grantee Total	\$	\$



DEPARTMENTS OF THE ARMY AND THE AIR FORCE
NATIONAL GUARD BUREAU
UNITED STATES PROPERTY AND FISCAL OFFICER FOR NEW YORK
330 OLD NISKAYUNA ROAD
LATHAM, NEW YORK 12110-3514

MNPF

28 January 2015

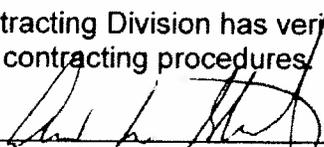
MEMORANDUM FOR MNPF-CO

SUBJECT: Approval of the attached request for In-Kind Assistance Modification 3, from MNFE FY 15, Appendix 1001, ARNG Facilities Program

1. In accordance with NGR 5-1 Chapter 9, In-Kind Assistance (IKA) is the federal procurement of supplies or services for a State's/Territory's State Military Department through a Cooperative Agreement. In-kind assistance can be federally procured supplies, services, or construction. Services can include real property maintenance and repair.

2. Use of federal procurement system to contract supplies, services, or construction does not relieve the state of its responsibility to meet the match or share requirements specified in the appropriate Agreement. In-Kind Assistance comes from the federal share of an agreement. When an agreement has a State match/share the Grants Officer Representative is responsible for ensuring the State meets its match/share requirements. The State Military Department shall credit the amount of its share of the costs of in-kind assistance against the costs claimed for reimbursement under the cooperative agreement. In-kind assistance is program year sensitive and as such the credit due the federal government may be in the form of a check if in-kind assistance coincides with the end of a fiscal year.

3. ARNG Contracting Division has verified they ~~can~~ cannot support the attached request to utilize Federal contracting procedures.


ARNG/Contracting: SCS or Deputy

1/28/14
Date

4. Questions may be directed to MNPF, ATTN: CW2 Renee M. Davin at Commercial, 518-786-4709, DSN: 489-4709, or renee.m.davin.mil@mail.mil.


RENEE M. DAVIN
CW3, NYARNG
Management & Program Analyst
Cooperative Agreements

MEMORANDUM THRU MNPF, CW3 Davin

MEMORANDUM THRU MNAG-TAG, ATTN: MG Patrick A. Murphy

FOR MNPF, USPFO-NY, ATTN: COL Lawrence J. Ashley

SUBJECT: FY-15 IKA for Appendix #1 ARNG Facilities Programs

1. This memorandum is to request approval to use In Kind Assistance (IKA) to support the following:

a. ARNG-Z has Indefinite Delivery/Indefinite Quality (IDIQ) contracts for non-inherently governmental positions that are not available through the NYS Personnel System. The NYS Personnel System may request Task Orders from the National IDIQ to fill their contract employee needs:

(1) ISR Manager Contract - CFMO Contracted Employee – extended 1 full year.

(2) Real Property Manager – Latham – CFMO Contracted Employee – extended 1 full year.

(3) Data Administrator Contract – CFMO Contracted Employee – extended 1 full year.

(4) The purchase request for a Master Planner for Planning and Programming (CFMO Contracted Employee) is a necessity in Planning the Capital Investment Strategy for future construction, renovation, repair and overall construction and engineering budget allocation recommendations. The position is responsible for developing the Long Range Construction Plan and advising TAG-NY on future strategies that support Real Property, Sustainment and growth. The Master Planner is recognized by ARNG as the critical link to producing a Real Property Development Plan for Programming and Execution. MNFE is currently working with the State Human Resource Department in order to align this position as a full time state position—extended 1 full year.

(5) The Purchase Request for a Project Manager IIA to provide oversight and organization of construction phases for the Readiness Center Alterations project at 2366 5th Avenue, NYC – extended 1 full year.

b. Military Interdepartmental Purchase Request (MIPR) is generally used to transfer monies for supplies and services and Store Front Leases between two different military organizations. This procedure is outlined in the host tenant agreements for the facilities below. These MIPRs are for 100% federally supported requirements:

MNFE

SUBJECT: FY-15 IKA for Appendix #1 ARNG Facilities Programs

(1) MIPR for Scotia Air Base to support the annual cost of maintenance and repair of the CST building (ISSA).

✓(2) MIPR is to support annual maintenance and repair cost at Ft Hamilton, NY for buildings 212, 101, 102, 103, 105 and 106 (ISSA).

(3) MIPR for Glenville Readiness Center for refuse removal and janitorial services.

(4) MIPR for Store Front Lease for Watertown, NY.

(5) MIPR for Store Front Lease for Central Avenue, Albany, NY.

(6) MIPR for Store Front Lease for North Brooklyn, NY.

(7) MIPR for Store Front Lease for Long Island City, NY. (South Brooklyn)

(8) MIPR for Store Front Lease for 6159 Route 1, Cicero, North Syracuse, NY.

(9) MIPR for Store Front Lease for Middletown, NY.

✓(11) MIPR for Support Agreement (ISSA) at Watervliet Arsenal, NY.

✓(12) MIPR for Support Agreement (ISSA) at Ft Drum MATES, NY.

✓(13) **MIPR to Conduct an Acquisition Assessment at NOSC Schenectady.**

c. Annual cost for the maintenance of the Facility Focus software program. This is 100% federally supported system. NYS does not provide this service at this time.

2. The Master Cooperative Agreement (MCA), Appendix 1, currently reflects \$2,500,000 for IKA.

3. POC for this matter is LTC Paul Conte, who can be reached at extension 4309.

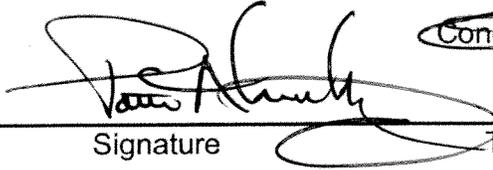

PAUL CONTE
LTC, FA, NYARNG
Program Director (CFMO)

MNFE
SUBJECT: FY-15 IKA for Appendix #1 ARNG Facilities Programs

MNAG-TAG

27 Mar 15

Date



Signature

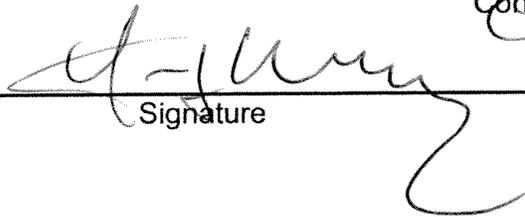
~~Concur/Non-Concur~~

The Adjutant General

USP&FO-NY

1 APR 15

Date



Signature

~~Concur/Non-Concur~~

USP&FO- NY

MEMORANDUM FOR MNPF, CW3 Davin

SUBJECT: Modification of Master Cooperative Funding Agreement (CFA), W912PQ-15-2-1001, Appendix #1

1. Request that a modification be issued for Appendix #1 of the Master CFA for Fiscal Year 2015 to reflect additional allotment for QRPA in the amount of 4,000,000.00 and for QDPW in the amount of 1,146,100.00 ✓

Section 109. Funding Limitation is changed as follows:

a. Funding.

	(Allotment)	(AFP)
	Maximum Funding Limitation	Estimated Cost
QRPA	6,650,000.00	11,056,300.00
ERVT	0.00	0.00
QDPW	1,896,100.00	3,548,000.00
EAFS	0.00	0.00
QDEM	0.00	0.00
VFRE	0.00	0.00
Federal Total	8,546,100.00	14,604,300.00
Federal Share (100%)	3,648,050.00 ✓	8,825,537.50
Federal Share (75%)	625,000.00 ✓	625,000.00
Federal Share (50%)	4,273,050.00 ✓	5,153,762.50
Federal Total	8,546,100.00	14,604,300.00

Federal Source A Funding – Marines	0.00	112,017.56
Federal Source A Funding – Navy	93,058.59	93,058.59
State Source A Funding (10%) Marines	0.00	12,446.40
State Source A Funding (10%) Navy	10,339.84	10,339.84

State Share (50%)	4,273,050.00 ✓	5,153,762.50
State Share (25%)	208,333.33 ✓	208,333.33
State Total	4,481,383.33 ✓	5,362,095.83
Grand Total	13,027,483.33	19,966,395.83

b. In-Kind Assistance.

Within the Federal Share indicated above \$2,500,000.00 is reserved and designated specifically for in-kind assistance through Federal procurement procedures. The use of in-kind assistance shall be at the request of the Adjutant General as approved by the USPFO. NGB-ARI approval is not necessary.

SUBJECT: Modification of Master Cooperative Funding Agreement (CFA), W912PQ-15-2-1001,
Appendix #1

2. This Appendix is subject to the availability of funds.
3. The POC on this issue is SGT Nicole Richardson, who can be reached at 518-786-6117.



PAUL R. CONTE
LTC, FA, NYARNG
Program Manager (CFMO)

CF:
MNBF, Tom Halabuda