

COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: W912PQ-14-2-1002

Project Name/Description and Location: ARNG Environmental Programs Resources Management

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

DESCRIPTION OF MODIFICATION:

1. JUSTIFICATION: Increase in 3rd quarter Federal Allotment and increase In-Kind Assistance (IKA) to conduct archaeological study at Camp Smith

Type	Funding Source		From	Change	To
FED	Allotment	100%	329,202.00	274,000.00	603,202.00
		75%	85,798.00	-0-	85,798.00
		Total Allotment	415,000.00	274,000.00	689,000.00
FED	AFP	100%	603,202.00	-0-	603,202.00
		75%	85,798.00	-0-	85,798.00
		Total AFP	689,000.00	-0-	689,000.00
FED	In-Kind Assistance		110,000.00	7,250.00	117,250.00
STATE	Allotment	25%	28,001.00	-0-	28,001.00
STATE	AFP	25%	28,001.00	-0-	28,001.00

2. ACTION: Approve and sign modification of the ARNG Environmental Program to allow for the increase in 3rd quarter Federal Allotment and increase In-Kind Assistance (IKA) to conduct archaeological study at Camp Smith.

3. Replace page 8 of Appendix 1002, FY14.

4. See MNFE-CFMO memo dated 28 April 2014.

5. This Appendix is subject to the availability of funds.

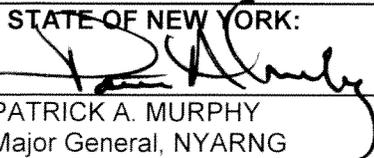
6. As FY2014 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification and is subject to the availability of funds.

EXECUTION

Except as provided herein, all terms and conditions of the Cooperative Agreement and/or Appendix remain unchanged in full force and effect.

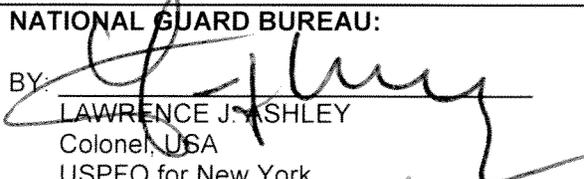
IN WITNESS WHEREOF, the parties by their authorized representatives execute this Cooperative Agreement Modification.

THE STATE OF NEW YORK:

BY: 
PATRICK A. MURPHY
Major General, NYARNG
The Adjutant General

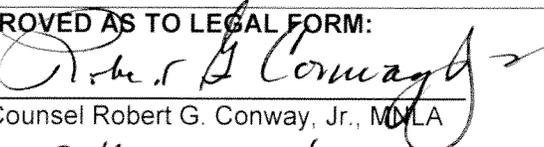
Date: 27 May 14

NATIONAL GUARD BUREAU:

BY: 
LAWRENCE J. ASHLEY
Colonel, USA
USPFO for New York

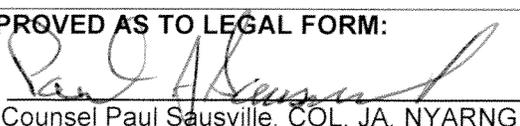
Date: 26 May 14

APPROVED AS TO LEGAL FORM:

BY: 
Counsel Robert G. Conway, Jr., MDLA

Date: 19 May 2014

APPROVED AS TO LEGAL FORM:

BY: 
Counsel Paul Sausville, COL, JA, NYARNG

Date: 19 MAY 2014

August 2009

Grantee Share (50%)	\$ 0.00	\$ 0.00
Grantee Share (25%)	\$ 26,521.05	\$ 26,521.05
Grantee Total	\$ 26,521.05	\$ 26,521.05

2. Fiscal Year 2011:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ 1,065,124.00	\$ 1,065,124.00
Federal Share (75%)	\$ 85,176.00	\$ 85,176.00
Federal Share (50%)	\$ 0.00	\$ 0.00
Federal Total	\$ 1,150,300.00	\$ 1,150,300.00
Accomplished as In-Kind Assistance	\$495,500.00	
Grantee Share (50%)	\$ 0.00	\$ 0.00
Grantee Share (25%)	\$ 28,392.00	\$ 28,392.00
Grantee Total	\$ 28,392.00	\$ 28,392.00

3. Fiscal Year 2012:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ 913,409.00	\$ 913,409.00
Federal Share (75%)	\$ 77,411.00	\$ 77,411.00
Federal Share (50%)	\$ 0.00	\$ 0.00
Federal Total	\$ 990,820.00	\$ 990,820.00
Accomplished as In-Kind Assistance	\$304,400.00	
Grantee Share (50%)	\$ 0.00	\$ 0.00
Grantee Share (25%)	\$ 25,804.00	\$ 25,804.00
Grantee Total	\$ 1,016,624.00	\$ 1,016,624.00

4. Fiscal Year 2013:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ 1,134,832.00	\$ 1,134,832.00
Federal Share (75%)	\$ 90,168.00	\$ 90,168.00
Federal Share (50%)	\$ 0.00	\$ 0.00
Federal Total	\$ 1,225,000.00	\$ 1,225,000.00
Accomplished as In-Kind Assistance	\$110,000.00	
Grantee Share (50%)	\$ 0.00	\$ 0.00
Grantee Share (25%)	\$ 30,004.00	\$ 30,004.00
Grantee Total	\$ 30,004.00	\$ 30,004.00

5. Fiscal Year 2014:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ 603,202.00	\$ 603,202.00
Federal Share (75%)	\$ 85,798.00	\$ 85,798.00
Federal Share (50%)	\$ 0.00	\$ 0.00
Federal Total	\$ 689,000.00	\$ 689,000.00
Accomplished as In-Kind Assistance	\$117,250.00	
Grantee Share (50%)	\$ 0.00	\$ 0.00
Grantee Share (25%)	\$ 28,001.00	\$ 28,001.00
Grantee Total	\$ 28,001.00	\$ 28,001.00

MEMORANDUM FOR MNPF, CW2 Renee Davin

SUBJECT: Request to Modify Master Cooperative Funding Agreement (CFA), W912PQ-14-2-1002, Appendix 2 (Environmental)

1. Request that a modification be completed, for Appendix 2, to reflect third quarter allotment. This allotment will be added into the one-hundred and seventy-five percent federal shares, as well as the twenty-five percent state share and In Kind Assistance (IKA). These funds will support salaries, the removal and disposal of hazardous wastes; at all logistical facilities and monthly sampling at the waste water treatment plant at the Camp Smith Training Site.

Section 207. Funding Limitation is changed as follows:

a. Funding - VENQ

	(Allotment) Maximum Funding Limitation	(AFP) Estimated Cost
Federal Share (100%)	\$ 603,202.00	\$ 603,202.00
Federal Share (75%)	\$ 85,798.00	\$ 85,798.00
Federal Share (50%)	\$	\$
Federal Total	\$ 689,000.00	\$ 689,000.00
State Share (50%)	\$	\$
State Share (25%)	\$ 28,001.00	\$ 28,001.00
Program Income	\$	\$
State Total	\$ 28,001.00	\$ 28,001.00
Grand Total	\$ 717,001.00	\$ 717,001.00

b. In-Kind Assistance.

Within the Federal Share indicated above, \$117,250 is reserved and designated specifically for IKA through Federal procurement procedures. The use of IKA shall be at the request of The Adjutant General as approved by the USP&FO. ARNG-AEN approval is not necessary.

MNFE (37)

SUBJECT: Request to Modify Master Cooperative Funding Agreement (CFA),
W912PQ-14-2-1002, Appendix 2 (Environmental)

2. The point of contact for this matter is Peter Jensen, who may be reached at extension 4548.

A handwritten signature in black ink, appearing to read "Paul Conte". The signature is fluid and cursive, with the first name "Paul" and last name "Conte" clearly distinguishable.

PAUL R. CONTE
LTC, FA, NYARNG
CFMO-NY

CF:
Tom Halabuda



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

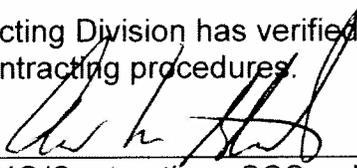
MNPF

30 April 2014

MEMORANDUM FOR MNPF-CO

SUBJECT: Approval of the attached request for In-Kind Assistance Modification 4, from MNFE FY 14, Appendix 1002, ARNG Environmental Programs Resources Management

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

4/30/14
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
CW2, NYARNG
Management & Program Analyst
Cooperative Agreements

MEMORANDUM FOR USP&FO, COL Lawrence Ashley

SUBJECT: Appendix 2, In-Kind Assistance in Support of the FY 2014 NYARNG Environmental Program

1. Request approval to use In-Kind Assistance (IKA) in the amount of **\$117,250.00** for the following environmental requirements:

a. The Removal and Disposal of Hazardous and Non-Hazardous Wastes at all Field Maintenance Shops (FMS), Combined Support Maintenance Shops (CSMS), and Army Support Facilities (AASF). It is estimated that \$110,000.00 will be used with the following contracts: Ft. Drum (MIPR) - \$7,000.00; Precision Industrial Maintenance (3953) - \$70,000.00; OP-TECH Environmental Services (3953) - \$22,000.00; New York Technology and Environmental (3953) - \$10,000.00 and Safety Kleen (3953) - \$1,000.00.

b. Conduct archaeological study at Camp Smith, contracted with Hartgen Archaeological Associates - \$7,250.00.

2. The federal contracting process allows MNFE-EC to issue a MIPR to Fort Drum for the disposal of waste. Utilizing the Blanket Purchase Agreements the remaining NYARNG maintenance facilities (through audited contractors) can also dispose of their environmental wastes. Unfortunately the state cannot execute this particular service contract in a timely fashion. In addition, the waste generated is from federal equipment used to support a federal mission.

3. The archaeological study is required in advance of the MILCON/Combined Support Maintenance Shop Project at Camp Smith. The quote from the vendor is \$7,250.00.

4. Request authorization to move **\$117,250.00** from the CFA to the IKA.

5. Questions on this request can be addressed to Mr. Peter Jensen at (518) 786-4548.


PAUL R. CONTE
LTC, FA, NYARNG
CFMO-NY

Copy Furnished:
CW2 Renee Davin
Peter Jensen
Tom Halabuda

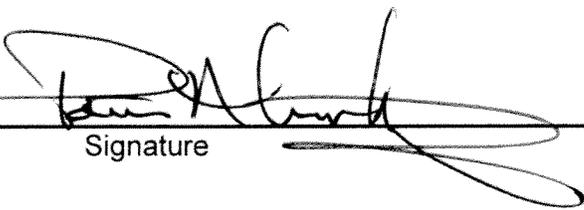
MNFE (37)

SUBJECT: Appendix 2, In-Kind Assistance in Support of the FY 2014 NYARNG Environmental Program

MNAG-TAG

Concur / ~~Non-Concur~~

7 May 14



Date

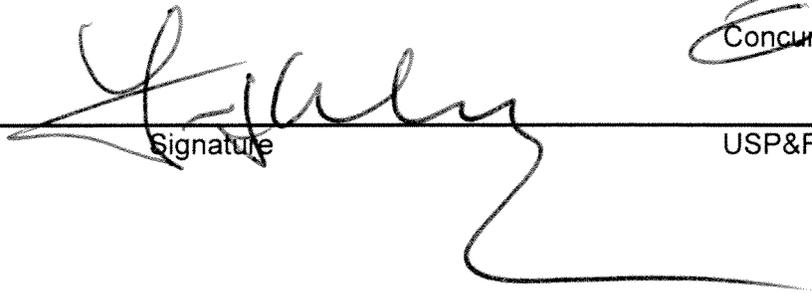
Signature

The Adjutant General

USP&FO

Concur / ~~Non-Concur~~

6 May 14



Date

Signature

USP&FO-NY