

COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: W912PQ-16-2-1001
 Project Name/Description and Location: ARNG FACILITIES PROGRAM
 Modification Number: P0010

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)	\$ 111,183.97	0.00	\$ 111,183.97
	Source A Funding (Marines-Farmingdale)	\$ 122,928.88	0.00	\$ 122,928.88
	Total FED Source A Funding	\$ 234,112.85	0.00	\$ 234,112.85
MFL-FED	Allotment 100%	\$ 14,682,443.33	1,865,347.67	\$ 16,547,791.00
	75%	\$ 3,586,385.78	(782,314.78)	\$ 2,804,071.00
	50%	\$ 13,311,383.89	299,967.11	\$ 13,611,351.00
	TOTAL FEDERAL MFL	\$ 31,580,213.00	1,383,000.00	\$ 32,963,213.00
AFP-FED	Source A Funding (Navy-Farmingdale)	\$ 111,183.97	0.00	\$ 111,183.97
	Source A Funding (Marines-Farmingdale)	\$ 122,928.88	0.00	\$ 122,928.88
	Total FED Source A Funding	\$ 234,112.85	0.00	\$ 234,112.85
AFP-FED	AFP 100%	\$ 14,682,443.33	1,865,347.67	\$ 16,547,791.00
	75%	\$ 3,586,385.78	(782,314.78)	\$ 2,804,071.00
	50%	\$ 13,311,383.89	299,967.11	\$ 13,611,351.00
	TOTAL FEDERAL AFP	\$ 31,580,213.00	1,383,000.00	\$ 32,963,213.00
IKA	In Kind Assistance	\$ 3,600,000.00	(1,000,000.00)	\$ 2,600,000.00
MFL-STATE	Allotment 50%	\$ 13,311,383.89	299,967.11	\$ 13,611,351.00
	25%	\$ 1,195,461.93	(260,771.60)	\$ 934,690.33
	TOTAL STATE MFL	\$ 14,506,845.82	39,195.51	\$ 14,546,041.33
AFP-STATE	AFP 50%	\$ 13,311,383.89	299,967.11	\$ 13,611,351.00
	25%	\$ 1,195,461.93	(260,771.60)	\$ 934,690.33
	TOTAL STATE AFP	\$ 14,506,845.82	39,195.51	\$ 14,546,041.33
IKA	In Kind Assistance (Ft Drum and Watervliet) 25%	\$ 100,000.00	0.00	\$ 100,000.00
	PROGRAM GRAND TOTAL MFL	\$ 46,087,058.82	1,422,195.52	\$ 47,509,254.33
	PROGRAM GRAND TOTAL AFP	\$ 46,087,058.82	1,422,195.51	\$ 47,509,254.33

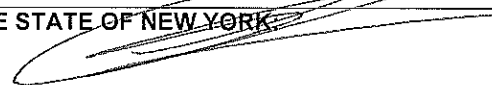
DESCRIPTION OF MODIFICATION:

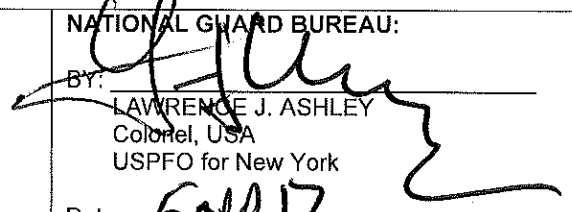
- JUSTIFICATION: Upward obligation of Federal allotment and reduction of IKA for Appendix 1001, ARNG Facilities Program for Fiscal Year 2016.
- SUMMARY:
 - Upward obligation of Federal allotment in the amount of \$1,383,000 for QRPA
 - Reduce the amount of IKA from \$3,600,000 to \$2,600,000
- ACTION: TAG signature and review of the ARNG Facilities Programs Appendix 1001, MOD 10. Return signed modification to MNPF-EA, Room 207, Cooperative Agreements, x4775/4709.
- This Appendix is subject to the availability of funds.
- Replace pages 5-6 of Appendix 1001, FY 16 with updated attachment.
- As FY2016 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification.

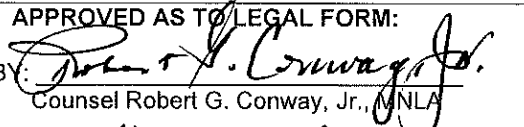
EXECUTION

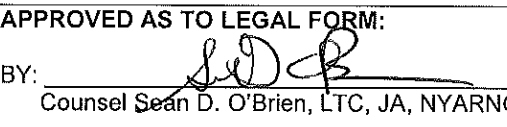
Except as provided herein, all terms and conditions of the Cooperative Agreement and/or Appendix remain unchanged in full force and effect.

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

THE STATE OF NEW YORK
 BY: 
 ANTHONY P. GERMAN
 Major General, NYANG
 The Adjutant General
 Date: _____

NATIONAL GUARD BUREAU:
 BY: 
 LAWRENCE J. ASHLEY
 Colonel, USA
 USPFO for New York
 Date: 5 APR 17

APPROVED AS TO LEGAL FORM:
 BY: 
 Counsel Robert G. Conway, Jr., MNLA
 Date: 1 March 2017

APPROVED AS TO LEGAL FORM:
 BY: 
 Counsel Sean D. O'Brien, LTC, JA, NYARNG
 Date: 1 March 2017

1. Changes the CA PM makes to the budget during the fiscal year do not require ARNG-ILI approval. However, the TAG and the USPFO must execute a CA modification, when the State Military Department wishes to decrease the federal funds in its SRF or to decrease the Federal funds in its approved FP budget. Such 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 ARNG-ILI, other NGB program managers, the State Military Department, PBAC, or program income, do not require ARNG-ILI 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 ARNG-ILI immediately upon execution.

e. Budget Reports.

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

Section 108. Appendix Administration.

ARNG-ILI 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 2016:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$16,547,791.00	\$16,547,791.00
Federal Share (75%)	\$ 2,804,071.00	\$ 2,804,071.00
<u>Federal Share (50%)</u>	<u>\$13,611,351.00</u>	<u>\$13,611,351.00</u>
Federal Total	\$32,963,213.00	\$32,963,213.00
In Kind Assistance	\$ 2,600,000.00	\$ 2,600,000.00
Grantee Share 25% IKA	\$ 100,000.00	\$ 100,000.00
<u>Source A Funding (Navy/Marines)</u>	<u>\$ 234,112.85</u>	<u>\$ 234,112.85</u>
Grantee Share (50%)	\$13,611,351.00	\$13,611,351.00
<u>Grantee Share (25%)</u>	<u>\$ 934,690.33</u>	<u>\$ 934,690.33</u>
Grantee Total	\$14,546,041.33	\$14,546,041.33

2. Fiscal Year _____:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ _____	\$ _____
Federal Share (75%)	\$ _____	\$ _____
Federal Share (50%)	\$ _____	\$ _____
Federal Total	\$ _____	\$ _____
Accomplished as In-Kind Assistance	\$ _____	
Grantee Share (50%)	\$ _____	\$ _____
Grantee Share (25%)	\$ _____	\$ _____
Program Income	\$ _____	\$ _____
Grantee Total	\$ _____	\$ _____

3. Fiscal Year _____:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ _____	\$ _____
Federal Share (75%)	\$ _____	\$ _____
Federal Share (50%)	\$ _____	\$ _____
Federal Total	\$ _____	\$ _____
Accomplished as In-Kind Assistance	\$ _____	
Grantee Share (50%)	\$ _____	\$ _____
Grantee Share (25%)	\$ _____	\$ _____
Program Income	\$ _____	\$ _____
Grantee Total	\$ _____	\$ _____

4. Fiscal Year _____:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ _____	\$ _____
Federal Share (75%)	\$ _____	\$ _____
Federal Share (50%)	\$ _____	\$ _____
Federal Total	\$ _____	\$ _____
Accomplished as In-Kind Assistance	\$ _____	
Grantee Share (50%)	\$ _____	\$ _____
Grantee Share (25%)	\$ _____	\$ _____
Program Income	\$ _____	\$ _____
Grantee Total	\$ _____	\$ _____

5. Fiscal Year _____:

MEMORANDUM THRU MNPF, CW3 Davin

MEMORANDUM THRU MNAG-TAG, ATTN: MG Anthony P. German

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

SUBJECT: FY-16 IKA for Appendix #1 ARNG Facilities Programs

1. This memorandum is to request a reduction of In Kind Assistance (IKA) from \$3,600,000.00 to \$2,600,000.00. This request reflects actual program expectation vs. opening estimate.

a. ARNG-Z has Indefinite Delivery/Currently 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 – Latham -CFMO Contracted Employee
- (2) Real Property Manager – Latham – CFMO Contracted Employee
- (3) Data Administrator Contract – Latham - CFMO Contracted Employee
- (4) Increase CST Bay Door Opening Scotia
- (5) MATES Erosion Control (Design only)
- (6) Other Furnishings, Fixtures and Equipment - 5th Avenue
- (7) IT Equipment - 5th Avenue

b. MNFE generally uses Military Interdepartmental Purchase Request (MIPR) 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:

(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, 106 and 114 (ISSA).

MNFE-CFMO

SUBJECT: FY-16 IKA for Appendix #1 ARNG Facilities Programs

- (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
- (10) MIPR for Store Front Lease for Oswego, NY
- (11) MIPR for Store Front Lease for Poughkeepsie, NY
- (12) MIPR for Support Agreement (ISSA) at Watervliet Arsenal, NY
- (13) MIPR for Support Agreement (ISSA) at Ft Drum MATES, NY
- (14) MIPR for Watervliet Physical Security and Safety Findings Work Orders (13NT002, 13NT004, and 13NT005) for BLDG 153.
- (15) MIPR to Provide Wall Opening in Weight Room NY MATES BLDG 4900, FT Drum
- (16) MIPR for FT Hamilton License

(c.) Annual cost for the maintenance of the Maintenance Connection 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 3,600,000.00. Request a reduction from \$3,600,000.00 to \$2,600,000.00.

3. POC for this matter is SGT Nicole Richardson, who can be reached at extension 6117.



D. SCOTT CLEVELAND
COL, EN, NYARNG
Program Manager (CFMO)

MNFE-CFMO

SUBJECT: FY-16 IKA for Appendix #1 ARNG Facilities Programs

MNAG-TAG

Concur/Non-Concur

Date _____ Signature _____ The Adjutant General

USP&FO-NY

Concur/Non-Concur

5/11/17
Date _____ Signature _____ USP&FO- NY

MEMORANDUM FOR MNPF, CW3 Davin

SUBJECT: Modification of Master Cooperative Funding Agreement (CFA), W912PQ-16-2-1001, Appendix #1 (ARNG Facilities Programs)

1. Request that modification request #11 be issued to Appendix #1 of the Master CFA for Fiscal Year 2016 to reflect additional AFP and Allotment for QRPA in the amount of \$1,383,000.00 changing AFP and Allotment from \$15,728,800.00 to \$17,111,800.00 and to reduce the amount of IKA from \$3,600,000.00 to \$2,600,000.00.

a. Section 109. Funding Limitation is changed as follows:

	(AFP) Estimated Cost	(Allotment) Maximum Funding Limitation
QRPA	17,111,800.00	17,111,800.00
132-ERV	336,000.00	336,000.00
131-ERV	139,000.00	139,000.00
QDPW	8,502,030.00	8,502,030.00
EAFS	0.00	0.00
QDEM	250,000.00	250,000.00
VFRE	335,400.00	335,400.00
ERER	2,180,625.00	2,180,625.00
EMNR	400,000.00	400,000.00
ERED	1,377,358.00	1,377,358.00
QHFM	85,000.00	85,000.00
132QUTM	966,000.00	966,000.00
131QUTM	280,000.00	280,000.00
E3H5	1,000,000.00	1,000,000.00
Federal Total	32,963,213.00	32,963,213.00
Federal Share (100%)	16,547,791.00	16,547,791.00
Federal Share (75%)	2,804,071.00	2,804,071.00
Federal Share (50%)	13,611,351.00	13,611,351.00
Federal Total	32,963,213.00	32,963,213.00

Federal Source-A Funding – Marines	122,928.88	122,928.88
Federal Source-A Funding – Navy	111,183.97	111,183.97

State Share (50%)	13,611,351.00	13,611,351.00
State Share (25%)	934,690.33	934,690.33
State Total	14,546,041.33	14,546,041.33
Grand Total	47,509,254.33	47,509,254.33

MNFE (37)

SUBJECT: Modification of Master Cooperative Funding Agreement (CFA),
W912PQ-16-2-1001, Appendix #1 (ARNG Facilities Programs)

b. Within the Federal Share indicated above there is \$2,600,000.00 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 approval is not necessary.

2. This appendix is subject to the availability of funds.

3. The POC on this issue is SGT Nicole Richardson, and can be reached at extension 6117.



D. SCOTT CLEAVELAND
COL, EN, NYARNG
Program Manager (CFMO)

CF:
MNBF, Liz Halpin