COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: W912PQ-13-2-1002

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

**Modification Number: P0007 CLOSING MODIFICATION** 

**ISSUED BY: NATIONAL GUARD BUREAU** 

**ISSUED TO: THE STATE OF NEW YORK** 

Page 1 of 3

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,

[X] a. FUNDING

- [ ] b. TERMS AND CONDITIONS
- [] c. TERMINATION
- [ ] d. OTHER ADMINISTRATIVE:

100%	\$1	,134,832.00	(\$24,104.00)	T	\$1,110,728.00
75%	\$	90,168.00	\$313.84	1 \$	90,481.84
	\$	1,225,000.00	(\$23,790.16)	\$	1,201,209.84
6	\$	1,134,832.00	(\$24,104.00)	\$	1,110,728.00
75%	\$	90,168.00	\$313.84	5	90,481.84
	\$	1,225,000.00	(\$23,790.16)	\$	1,201,209.84
	\$	110,000.00	\$30,830.20	\$	140,830.20
5%	\$	30,004.00	\$156.77	\$	30,160.77
%	\$	30,004.00	\$156.77	S	30,160.77
	<b>75%</b> %	75% \$ \$ % \$ 75% \$ \$	75% \$ 90,168.00 \$ 1,225,000.00 % \$ 1,134,832.00 75% \$ 90,168.00 \$ 1,225,000.00 \$ 110,000.00 5% \$ 30,004.00	75% \$ 90,168.00 \$313.84 \$ 1,225,000.00 (\$23,790.16) % \$ 1,134,832.00 (\$24,104.00) 75% \$ 90,168.00 \$313.84 \$ 1,225,000.00 (\$23,790.16) \$ 110,000.00 \$30,830.20 5% \$ 30,004.00 \$156.77	75% \$ 90,168.00 \$313.84 \$ \$ \$ 1,225,000.00 (\$23,790.16) \$ \$ 4 \$ 1,134,832.00 (\$24,104.00) \$ 75% \$ 90,168.00 \$313.84 \$ \$ 1,225,000.00 (\$23,790.16) \$ \$ \$ 110,000.00 \$30,830.20 \$ \$ 5% \$ 30,004.00 \$156.77 \$

## **DESCRIPTION OF MODIFICATION:**

- 1. JUSTIFICATION: CLOSE FY 13 APPENDIX 1002 ENVIRONMENTAL.
- 2. SUMMARY: Total AFP was \$1,225,000.00 in which a total of \$1,201,209.84 was executed and \$140,830.20 was IKA. \$23,790.16 is de-obligated thereby CLOSING Appendix 1002 FY 13.
- 3. ACTION: TAG signature and review, MOD 7. Return signed modification to MNPF-EA, Room 207, Cooperative Agreements, x4775/4709.
- 4. Replace pages 7-8 of Appendix 1002, FY 16 with updated attachment.

### **EXECUTION**

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

	epresentatives execute this Cooperative Agreement Modification.
BY:	NATIONAL GUARD BUREAU:
ANTHOMP POERMAN Major General, NYANG The Adjutant General	Coloriel USA USPFO for New York
Date:	Date: <u>26AUG14</u>
APPROVED AS TO LEGAL FORM:	APPROVED AS TO LEGAL FORM:
Counsel Robert G. Conway, Jr., MNIA	BY:
Date: 12 August 2016	Date: // A v j 20/6

- (c) Generally, environmental resource support shall be provided funds for authorized facilities as coded in the FISP. However, some environmental services and projects are not facility-related but mission-related, and as such, will be supported with 100 percent federal funding.
- (2) The percentage share (e.g., 100%, 75%, 50%) of federal reimbursement shall be broken out in Section 209, Funding Limitations.

### f. Budget Changes.

- (1) The CA PM must submit a written request to NGB-ARE to decrease or increase funds in the budget. The request shall include an updated budget reconciliation report as an enclosure. The request and approval shall not be binding, nor can any expenditure of funds be approved, unless a CA modification to this appendix has been executed.
  - (2) Budget changes will be reflected in the periodic reports required by NGB-ARO-FP.

# Section 208. Appendix Administration.

- a. Real Property, Construction, Repair, and Maintenance:
- (1) For environmental requirements involving real property, construction, repair, and maintenance, the CFMO is responsible for work classification, technical adequacy, and compliance with criteria associated with all ARNG real property activities within the state, regardless of the federal program-funding source.

### b. Contract Provisions:

- (1) Grantees will include a requirement for contractors to conform with ARNG eMS policy, regarding: complying with applicable environmental regulations, preventing pollution, and implementing actions that minimize environmental impacts from those aspects found to have potentially significant impacts. In meeting this requirement, Grantees should brief appropriate contractors on their eMS requirements prior to initiation of contracted work.
  - (2) Grantees will include all provisions of Article VIII, of the Master Cooperative Agreement in contracts.
  - (3) Changes to the terms and or conditions of this Appendix will be processed IAW NGR 5-1, Chapter 3.

### Section 209. 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 State 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 are available for reimbursement to the State. 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. The following funding limitations are provided for each fiscal year as it occurs:

# 1. Fiscal Year 2010:

	Approved Budget/(AFP)	Total Dollars Obligated
Federal Share (100%)	\$ 988,845.00	\$ 988,845.00
Federal Share (75%)	\$ 73,942.00	\$ 73,942.00
Federal Share (50%)	\$ 0.00	\$ 0.00
Federal Total	\$ 1,062,787.00	\$ 1,098,500.00
Accomplished as	In-Kind Assistance \$291,657.00	, , , , , , , , , , , , , , , , , , , ,
Grantee Share (50%) Grantee Share (25%)	\$ 0.00 \$ 26,521.05	\$ 0.00 \$ 26,521.05

W912PQ-12-2-1002

Grantee Total	\$ 26,521.05	\$ 26,521.05
2. Fiscal Year 2011:		
Federal Share (100%) Federal Share (75%) Federal Share (50%) Federal Total Accomplished as Grantee Share (50%) Grantee Share (25%)	Approved Budget/(AFP) \$ 938,431.10 \$ 78,084.97 \$ 0.00 \$ 1,016,516.07 n-Kind Assistance \$445,190.10 \$ 0.00 \$ 26,028.45	Total Dollars Obligated \$ 938,431.10 \$ 78,084.97 \$ 0.00 \$ 1,016,516.07 \$ 0.00 \$ 26,028.45
Grantee Total	\$ 26,028.45	\$ 26,028.45
3. Fiscal Year 2012:		
Federal Share (100%) Federal Share (75%) Federal Share (50%) Federal Total	Approved Budget/(AFP) \$ 810,347.87 \$ 82,543.79 \$ 0.00 \$ 892,891.66	Total Dollars Obligated \$ 810,347.87 \$ 82,543.79 \$ 0.00 \$ 892,891.66
	n-Kind Assistance \$184,704.69	•
Grantee Share (50%) Grantee Share (25%)	\$ 0.00 \$ 27,514.60	\$ 0.00 \$ 27,514.60
Grantee Total	\$ 27,514.60	\$ 27,514.60
4. Fiscal Year 2013:		
Federal Share (100%) Federal Share (75%) Federal Share (50%) Federal Total	Approved Budget/(AFP) \$ 1,110,728.00 \$ 90,481.84 \$ 0.00 \$ 1,201,209.84	Total Dollars Obligated \$ 1,110,728.00 \$ 90,481.84 \$ 0.00 \$ 1,201,209.84
Accomplished as I	•	
Grantee Share (50%) Grantee Share (25%)	\$ 0.00 \$ 30,160.77	\$ 0.00 \$ 30,160.77
Grantee Total	\$ 30,160.77	\$ 30,160.77
5. Fiscal Year:		
Federal Share (100%) Federal Share (75%) Federal Share (50%) Federal Total  Accomplished as I	Approved Budget/(AFP)  \$ \$ \$ \$ \$ \$	Total Dollars Obligated \$ \$ \$ \$ \$
Grantee Share (50%) Grantee Share (25%)	\$ \$ \$	\$ \$
Grantee Total	\$	\$

W912PQ-12-2-1002



# MEMORANDUM FOR MNPF, CW2 Davin

SUBJECT: Request to Modify Master Cooperative Funding Agreement (CFA), W912PQ-13-2-1002, Appendix 2 (Environmental)

1. Request that a modification be completed, for Appendix 2, corrected the twenty-five percent State Share from \$30,004.00 to \$30,160.77, increase IKA from \$110,000.00 to \$140,830.20, and **close** Appendix #2 for Fiscal Year 2013.

Section 207. Funding Limitation is changed as follows:

# a. Funding.

	(Allotmer Maximum Fundin	,	(AFP) Estimated Cost
Federal Share (100%) Federal Share (75%) Federal Share (50%)	\$ 1,110,728 \$ 90,481 \$	.84	\$ 1,110,728.00 \$ 90,481.84 \$ .00
Federal Total	\$ 1,201,209.	84	\$1,201,209.84
State Share (50%) State Share (25%) Program Income	\$ 30,160.	00 \$ 77 \$ 00 \$	\$ 30,160.77
State Total	\$ 30,160.	77 \$	30,160.77
Grand Total	\$ 1,231,370.	61 \$	\$ 1,231,370.61

### b. In-Kind Assistance.

Within the federal share indicated above \$140,830.20 is reserved and designated specifically for in-kind assistance (IKA) through federal procurement procedures. The use of IKA shall be at the request of The Adjutant General as approved by the USP&FO. NGB-AEN approval is not necessary.

2. Total AFP was \$1,225,000.00 in which a total of \$1,201,209.84 was executed and \$140,830.20 of that total was In-Kind Assistance. \$23,790.16 was de-obligated thereby officially **closing** Appendix #2 for FY13.

# MNFE (37)

SUBJECT: Request to Modify Master Cooperative Funding Agreement (CFA), W912PQ-13-2-1002, Appendix 2 (Environmental)

3. The point of contact for this matter is SGT Nicole Richardson, who may be reached at extension 6117.

D. SCOTT CLEAVELAND

COL, EN, NYARNG

Program Manager (CFMO)

CF:

MNFE-EC

**MNBF** 

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CONSERVATION IS COMPLETELY REIMBURSED AND CLOSED (G53)		AFP	Alottment	Obligated	Remaining to Obligate	Deobligated		
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	131G56.14	4	\$2,655.52	\$2,655.52		form		
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Last Data Refreshed from ECC

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Report Run Time

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Current User

Richardson, Nicole

Variables Fund

206510D13 Operation & Maintenance, Army National G ARMY/A181X NYConstruction and Facility Managament

Funds Center Budget Stat Indicator

InfoProvider

MOEP

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IKA is 110,000.00

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