

**COOPERATIVE AGREEMENT MODIFICATION**

Agreement/Appendix Title and Number: **W912PQ-16-2-1005**

Project Name/Description and Location: **ARNG Command, Control, Communications, Computers and Information Management (C4IM) Services**

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
FED	Allotment (MFL)	IKA (Services/GPC)	\$237,360.00	\$243,860.16	\$481,220.16
		MCA (SF270)	\$ 464,000.00	\$ 281,000.00	\$ 745,000.00
		<b>FEDERAL PROGRAM TOTAL MFL</b>	<b>\$ 701,360.00</b>	<b>\$524,860.16</b>	<b>\$ 1,226,220.16</b>
FED	AFP	IKA (Services/GPC)	\$ 479,905.30	\$24,814.86	\$ 504,720.16
		MCA (SF270)	\$ 1,488,888.89	\$0.00	\$ 1,488,888.89
		<b>TOTAL FEDERAL AFP-QOIM (IKA and MCA)</b>	<b>\$ 1,968,794.19</b>	<b>\$24,814.86</b>	<b>\$ 1,993,609.05</b>
		R&R Phones 100%	\$ -	\$0.00	\$ -
		<b>FEDERAL PROGRAM TOTAL AFP</b>	<b>\$ 1,968,794.19</b>	<b>\$24,814.86</b>	<b>\$ 1,993,609.05</b>
STATE	Allotment (MFL)	IKA (Services/GPC) 10%	\$ 23,736.00	\$24,386.02	\$ 48,122.02
		MCA (SF270) 10%	\$ 51,555.56	\$31,222.22	\$ 82,777.78
		<b>STATE PROGRAM TOTAL MFL</b>	<b>\$ 75,291.56</b>	<b>\$55,608.24</b>	<b>\$130,899.80</b>
STATE	AFP	IKA (Services/GPC) 10%	\$47,990.53	\$2,481.49	\$50,472.02
		MCA(SF270) 10%	\$165,432.10	\$0.00	\$165,432.10
		<b>STATE PROGRAM TOTAL AFP</b>	<b>\$213,422.63</b>	<b>\$2,481.49</b>	<b>\$215,904.12</b>
IKA	In-Kind Assistance (IKA)		\$ 479,905.30	\$24,814.86	\$ 504,720.16

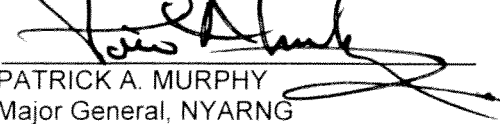
**DESCRIPTION OF MODIFICATION:**

1. JUSTIFICATION: Upward Obligation for W912PQ-16-2-1005, Appendix 1005, C4IM Services for Fiscal Year 2016.
2. SUMMARY:
  - a. Increase Federal and State AFP and Allotment due to 2<sup>nd</sup> quarter funding adjustments
  - b. Increase IKA to \$504,720.16 due to increase in AVAYA maintenance contract
3. ACTION: TAG signature and review of the ARNG C4IM Services Appendix 1001 MOD 3. Return signed modification to MNPF-EA, Room 207, Cooperative Agreements, x4775/4709.
4. This Appendix is subject to the availability of funds.
5. Replace pages 5 and 7 of Appendix 1005, FY 16 with updated attachment.
6. As FY2016 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification.

**EXECUTION**

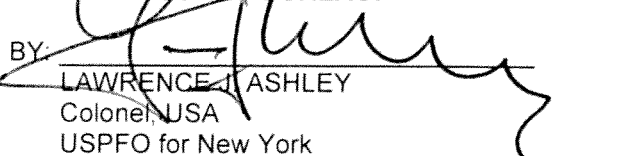
Except as provided herein, all terms and conditions of the Cooperative Agreement and/or Appendix remain unchanged in full force and effect. IN WITNESS WHEREOF, the parties by their authorized representatives execute this Cooperative Agreement Modification.

THE STATE OF NEW YORK:

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

Date: 12 Mar 16

NATIONAL GUARD BUREAU:

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

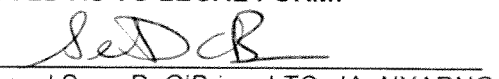
Date: 15 MAR 16

APPROVED AS TO LEGAL FORM:

BY:   
 Counsel Robert G. Conway, Jr. MNLA

Date: 10 March 2016

APPROVED AS TO LEGAL FORM:

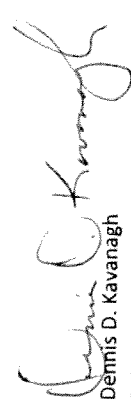
BY:   
 Counsel Sean D. O'Brien, LTC, JA, NYARNG

Date: 3-9-2016

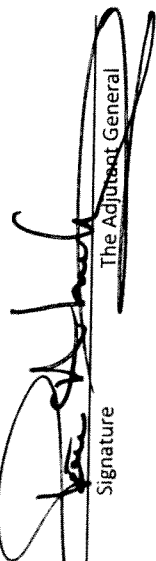
Request for In-Kind Assistance, Modification 2, from MNCI FY 16, Appendix 1005, C4IM Telecommunications.

ITEM	PRODUCTOR SERVICE	DESCRIPTION OF PRODUCTOR SERVICE	REASON FOR FEDERAL PROCUREMENT	STATUS OF IKA	ESTIMATED 100% ANNUAL COST	STATE 10%	Fed 90%	Fed Spent IKA	Allotment	State 10 %
1	Credit Card MODs	Provides ad hoc network repair supplies	Purchases required under \$3000. that do not require DA Form 3953	Proposed	\$33,000.00	\$3,300.00	\$29,700.00	\$13,500.00	\$13,500.00	\$ 1,350.00
2	Avaya Maintenance (Rochester 1 Jan 16 - 30 Sep 16)	Monitoring, Repair and Tech Support	Cost savings to the Federal Govt.	Proposed	\$467,720.16	\$46,772.02	\$420,948.14	\$467,720.16	\$467,720.16	\$ 46,772.02
5	Veramak ECAS maintenance	Provide software maintenance for our chargeback solution	Established Federal Contract	Proposed	\$4,000.00	\$400.00	\$3,600.00	\$0.00	\$	\$
<b>Totals</b>					<b>\$504,720.16</b>	<b>\$50,472.02</b>	<b>\$454,248.14</b>	<b>\$481,220.16</b>	<b>\$ 481,220.16</b>	<b>\$ 48,122.02</b>

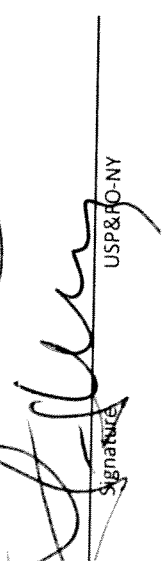
1. Request approval to use \$504720.16 as In-Kind Assistance (IKA ) to support the following:
  - a. Credit Card MODs to provide ad hoc network repair supplies
  - b. Avaya Maintenance Contract - Rochester to monitor, repair and provide tech support to network devices
  - c. Veramak ECAS Maintenance Contract to provide software maintenance for chargeback solution
2. Justification is as follows:
  - a. Cost savings to the Federal Government
  - b. Established Federal Contract
  - c. Quick purchases for items that would take longer using DA Form 3953
3. POC for this action is Mr. Dennis Kavanagh, x 4819

  
 Dennis D. Kavanagh  
 Policy and Plans Manager

MNAG-TAG Concur/Non-Concur

12 Mar 16   
 Date Signature  
The Adjutant General

USP&FO-NY Concur/Non-Concur

15 Mar 16   
 Date Signature  
USP&FO-NY

**Section 509. 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 to this appendix 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. In accordance with Section 507(b) Cost Sharing, the Federal and Grantee shares are indicated for each fiscal year as it occurs:

(1) Fiscal Year **2016**:      Approved Budget/(AFP)      Total Dollars Obligated

Federal Share ( IKA)	\$ 504,720.16	\$ 481,220.16
Federal Share (270s)	\$ 1,488,888.89	\$ 745,000.00
Federal Total	\$ 1,993,609.05	\$ 1,226,220.16
Accomplished as In-Kind Assistance		\$504,720.16
Grantee Share (10%)	\$ 50,472.02	\$ 48,122.02
Grantee Share (10%)	\$ 165,432.10	\$ 82,777.78
Grantee Total	\$ 213,422.63	\$ 130,899.80
Grand Total	\$ <b>2,159,041.15</b>	\$ 1,308,997.94

(2) Fiscal Year \_\_\_\_\_:      Approved Budget/(AFP)      Total Dollars Obligated

Federal Share ( %)	\$ _____	\$ _____
Federal Share ( %)	\$ _____	\$ _____
Federal Share ( %)	\$ _____	\$ _____
Federal Total	\$ _____	\$ _____
Accomplished as In-Kind Assistance		\$ _____
Grantee Share ( %)	\$ _____	\$ _____
Grantee Share ( %)	\$ _____	\$ _____
Grantee Total	\$ _____	\$ _____
Grand Total	\$ _____	\$ _____

(3) Fiscal Year \_\_\_\_\_:      Approved Budget/(AFP)      Total Dollars Obligated

**Section 510. Agreement Particulars.**

The information below shall be recorded by the Grants Officer's Representative (GOR) for compliance with the reporting requirements of the DoD Assistance Award Action Report System (DAADS) and the Federal Funding Accountability and Transparency Act of 2006.

a. Grantee/Recipient Category:	Government
b. Grantee/Recipient Type:	State Government
c. Grantee/Recipient DUNS:	044776024
d. Primary Place of Performance (if different from 'Issued To' on CA Modification Form): (To include Zip + 4)	New York, 12110-3514
e. Grantee/Recipient County (Primary Place of Performance):	Albany
f. Grantee/Recipient Congressional District (Primary Place of Performance):	36
g. Major Agency:	DOD
h. Agency Code:	2100
i. Funding Agency:	Army
j. Program Source Agency:	21
k. Transaction Type:	Cooperative Agreement
l. CFDA:	12.401
m. CFDA Program Title:	Operation and Maintenance, Army National Guard
n. Program Source Account-Funding:	2065
o. Treasury Appropriation Code:	2065
p. Award/Obligation/Action Date:	1 Oct 2015
q. Starting Date:	1 Oct 2015
r. Ending Date:	30 Sep 2016
s. Record Type:	Individual Action
t. Fiscal Year/Quarter:	2016/1 <sup>st</sup> Qtr
u. Unique Federal Award Identification Number (FAIN)	W912PQ-16-2-1005
v. Approved Budget Amount:	\$1,993,609.05
w. R&D Award (Yes or No)	No
x. Indirect Cost Rate or CPP Rate:	\$ 5,032.00

## MEMORANDUM THRU MNAG-TAG

FOR MNPF, ATTN: COL Lawrence J. Ashley, USPFO, USA

SUI Adding Allotment to Comms MCA

## 1. MOD 3 FY 16 MCA Comms

Projected Expenditure for C4IM Appendix 5		\$1,993,609.05	
FUNDING	FEDERAL		
		MCA AFP	MCA ALLOTMENT
IKA ( Services and GPC)		\$504,720.16	\$ 481,220.16
SF270		\$ 1,488,888.89	\$ 745,000.00
FEDERAL TO QOIM		\$ 1,993,609.05	\$ 1,226,220.16
State Share - IKA 10%		\$ 50,472.02	\$ 48,122.02
State Share - SF 270 10%		\$ 165,432.10	\$ 82,777.78
STATE TOTAL		\$ 215,904.11	\$ 130,899.79

2. Within the FEDERAL TOTAL QOIM indicated above, \$1,993,609.05

\$504,720.16 will be specifically designated for in kind assistance (IKA) through federal procurement procedures. The use of IKA shall be at the request of The Adjutant General and approved by the USP&FO. NGB-AEN approval is not necessary.

3. Projected Expenditure of the Master Cooperative Agreement, Appendix 1005 for FY 16 is \$ 1,993,609.05, inclusive of R&R, based on a cost analysis and decrement list development. Over the past 5 years New York has not received sufficient NGB funding to support the MCA, JFHQ has made MCA whole from other directorates. No PBG at this time, unsure of short fall

4. The AFP and ALLOTMENT will be modified as funding is received.

5. Questions concerning this agreement should be directed to SFC Wesley Scott x4638.

  
Dennis D. Kavanagh  
Policy and Plans Manager

## DISTRIBUTION:

MNPF-USP&FO-NY, Management and Program Analyst (Cooperative Agreements)  
MNBF, ATTN: MS. Elisabeth Halpin