

MODIFICATION AGREEMENT BETWEEN NEW YORK CITY HUMAN RESOURCES  
ADMINISTRATION/DEPARTMENT OF SOCIAL SERVICES AND THE RICHMOND  
COUNTY DISTRICT ATTORNEY'S OFFICE

This MODIFICATION AGREEMENT ("Modification Agreement") is dated March 28, 2018, and is between the New York Human Resources Administration/Department of Social Services ("Department" or "HRA"), with offices at 150 Greenwich Street, New York, New York 10007 and the Richmond County District Attorney's Office, ("Richmond County DA" or "DA"), with offices located at 130 Stuyvesant Place, 8<sup>th</sup> Floor, Staten Island, NY 10301 (hereinafter "the Parties").

WITNESSETH

WHEREAS, the Department, as the local social services district ("District"), is required, pursuant to Section 145 of the Social Services Law of the State of New York, to refer to the district attorney's ("DA's") office all cases where the District has reason to believe that a willful act designed to interfere with the proper administration of public assistance and care has been committed; and

WHEREAS, Section 348.2 of the New York State Code of Rules and Regulations requires that the District enter into agreements with appropriate DA's offices to establish referral procedures for all cases in which reasonable grounds exist to believe that an act of welfare fraud has been committed; and

WHEREAS, the Parties have entered into a Cooperative Agreement (the "Agreement") for the above-referenced services for the period from July 1, 2017 through June 30, 2018 with two (2) one (1) year automatic renewal terms commencing July 1, 2018 and ending June 30, 2020; and

WHEREAS, the Budget for the Agreement in the amount of \$150,000.00 covering the period from July 1, 2017 through June 30, 2020 was allocated among four (4) employees of the DA's Office; a Unit Chief, two (2) Assistant District Attorneys (ADA) and one (1) Paralegal; and

WHEREAS, the Parties wish to modify the Budget for the Agreement by re-allocating the Budget amount of \$150,000 among three (3) employees of the DA's office; a Unit Chief, one (1) ADA and one (1) paralegal; and

NOW, THEREFORE, the Parties hereto agree as follows:

1. Except as modified herein or modified previously, all of the covenants, terms and conditions of the Agreement shall remain unchanged, and are hereby ratified and confirmed as in full force and effect.
2. REALLOCATION OF BUDGET

The Agreement is hereby modified by reallocating the budget amount of \$150,000.00 among three (3) rather than four (4) DA employees in accordance with the Modification Budget annexed hereto as Attachment A and incorporated herein.

WITNESS WHEREOF, the Parties hereto have executed this Modification Agreement on the dates appearing below their respective signatures.

THE NEW YORK CITY HUMAN  
RESOURCES ADMINISTRATION/  
DEPARTMENT OF SOCIAL SERVICES

THE CITY OF NEW YORK  
OFFICE OF THE DISTRICT ATTORNEY  
RICHMOND COUNTY

BY: 

BY: 

TITLE: 1610  
DATE: 4/14/18

TITLE: District Attorney  
DATE: 3/28/18

ACKNOWLEDGEMENTS:

STATE OF NEW YORK )

:ss:

COUNTY OF NEW YORK)

On this 4<sup>th</sup> day of April 20 18, before me personally came Vincent Pullo known to me and known by to be the ACCO of the NEW YORK CITY HUMAN RESOURCES ADMINISTRATION/DEPARTMENT OF SOCIAL SERVICES, the person described in and who executed the foregoing instrument, and acknowledged to me that s/he executed the same for the purposes therein mentioned.

Yvette Berry  
Commissioner of Deeds, City of New York  
No. 2-12862  
Cert. Filed in New York County  
Commission Expires on July 1, 2014

Yvette Berry  
NOTARY PUBLIC

STATE OF NEW YORK )

:ss:

COUNTY OF NEW YORK)

On this 28<sup>th</sup> day of March 20 18, before me personally came Michael E. McMahon known to me and known by to be the District Attorney of the OFFICE OF THE DISTRICT ATTORNEY, RICHMOND COUNTY in the City of New York, the person described in and who executed the foregoing instrument, and acknowledged to me that s/he executed the same for the purposes therein mentioned.

Camille Gatins  
NOTARY PUBLIC

CAMILLE GATINS  
Notary Public, State of New York  
No. 01GA4319593  
Qualified in Richmond County  
Commission Expires April 30, 2018

## ATTACHMENT A - MODIFICATION BUDGET

### Richmond County District Attorney's Welfare Fraud Prosecution Unit Annual Budget 07/01/17 - 06/30/20

#### Personnel Salaries

Item	Quantity	Salary	Percentage of Time	Unit Cost	Total Cost
Unit Chief (1)	1	\$112,000	18%	\$20,000	\$20,000
ADA (1)	1	\$75,000	100%	\$75,000	\$75,000
Paralegal (1)		\$55,000	100%	\$55,000	\$55,000

**Total Direct PS** \$150,000

**Indirect PS (50% of Direct PS)** \$0

**Total PS** \$150,000

#### OTPS

General Office Overhead (10% of Total PS)	\$0
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**Total OTPS** \$0

<b>Annual Budget Total</b>	<b>\$150,000</b>
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