

FIRST AMENDMENT TO THE COOPERATIVE AGREEMENT

Between

THE NEW YORK CITY HUMAN RESOURCES ADMINISTRATION

AND

THE NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES

FOR THE SNAP E & T PROGRAM

This First Amendment (the "Amendment"), effective as of July 1, 2015, to the Cooperative Agreement fully executed August 8, 2016 (the "Agreement") is made by and between the New York City Department of Social Services/Human Resources Administration ("HRA"), with offices located at 150 Greenwich Street, New York, New York 10007 and the New York City Department of Small Business Services ("SBS"), with offices located at 110 William Street, New York, New York 10038 (collectively the "Parties" and each a "Party").

WITNESSETH:

WHEREAS, the Parties entered into the Agreement for the provision of job training and employment services to recipients of the Supplemental Nutritional Assistance Program Employment and Training ("SNAP E & T") Program; and

WHEREAS, pursuant to the Agreement, SBS submits invoices for allowable costs for the SNAP E&T 50 federal/50 city match funding to HRA, and HRA in turn submits claims for reimbursement to the New York State Office of Temporary and Disability Assistance ("OTDA"); and

WHEREAS, OTDA has advised the Parties to amend the Agreement to include additional provisions in order to fully comply with OTDA's Fiscal Reference Manual; and

NOW THEREFORE, in consideration of the following premises and the mutual covenants herein contained, the Parties agree to amend the Cooperative Agreement by adding the following provisions:

I. MODIFICATION OF PROCESS

Article III of the Agreement is amended by adding a new subsection F which states the following:

F. HRA, as the local Social Services District, will provide reports, documents and other information that will enable SBS to perform its duties under this Cooperative Agreement.

II. MODIFICATION OF CONFIDENTIALITY

Article X, Section B of the Agreement is amended by adding a new subsection E which states the following:

E. The Parties understand that disclosure of confidential HIV-related information shall be accompanied by a written statement as follows:

This information has been disclosed to you from confidential records which are protected by State law. State law prohibits you from making any further disclosure of this information without the specific written consent of the person to whom it pertains, or as otherwise permitted by law. Any unauthorized further disclosure in violation of State law may result in a fine

or jail sentence or both. A general authorization for the release of medical or other information is not sufficient authorization for further disclosure.

III. MODIFICATION OF INVOICING AND PAYMENT

Article VI of the Agreement is amended by replacing the Budget, referenced in the Agreement as Exhibit 2, with the Budget attached to this Amendment which will be the maximum amount upon which claims will be based.

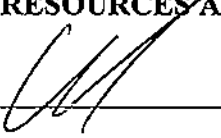
IV. RATIFICATION OF AGREEMENT

Except as expressly provided above, all terms, covenants, and conditions in the Agreement shall remain unchanged and in full force and effect and are ratified and confirmed in all respects. All recitations contained herein, and all exhibits and appendices attached hereto, are incorporated in the Agreement.

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IN WITNESS WHEREOF, the Parties hereto have executed this First Amendment on the dates appearing below their respective signatures.

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

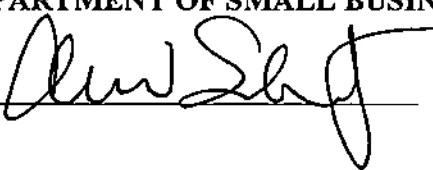
BY: 

NAME: VINCENT PULLO

TITLE: AGENCY CHIEF CONTRACTING OFFICER

DATE: 6/2/17

**THE CITY OF NEW YORK
DEPARTMENT OF SMALL BUSINESS SERVICES**

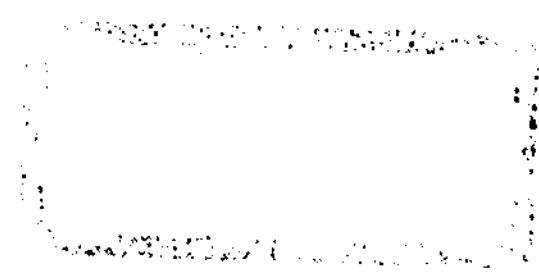
BY: 

NAME: _____

**Andrew Schwartz
Deputy Commissioner**

TITLE: _____

DATE: 5/11/17



ACKNOWLEDGMENT

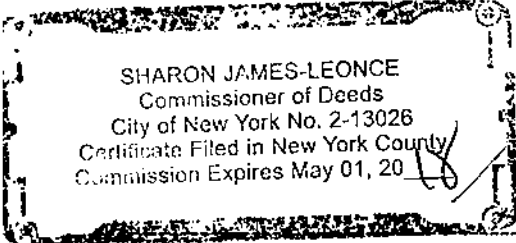
For HRA:

STATE OF NEW YORK)

COUNTY OF NEW YORK)

On this 5th day of June, 2017, before me personally came Vincent Pulo, to me known and known to me to be Acco of the

HUMAN RESOURCES ADMINISTRATION/DEPARTMENT OF SOCIAL SERVICES of the CITY OF NEW YORK, the person described in and who executed the foregoing instrument, and she/he acknowledged to me that she/he executed the same for the purpose therein mentioned.



Sharon James Leonce
NOTARY PUBLIC

For SBS:

STATE OF NEW YORK)

COUNTY OF NEW YORK)

On this 17th day of May, 2017, before me personally came Andrew Schwartz, to me known and known to me to be Deputy Commissioner

of the DEPARTMENT OF SMALL BUSINESS SERVICES of the CITY OF NEW YORK, the person described in and who executed the foregoing instrument, and she/he acknowledged to me that she/he executed the same for the purpose therein mentioned.

Rita Chang
NOTARY PUBLIC

RITA P CHANG
Notary Public, State of New York
No. 02CH6289352
Qualified in New York County
Commission Expires 9/23/2017

EXHIBIT 2

Exhibit 2: SMART EAST Budget

Category	FY18 Budget		Personnel Services		Other Than Personnel Services		Bonding and Liability		Other OT/PS		Maximum Line Item Reimbursement (100%)		Maximum Line Item Reimbursement (80%)		Maximum Line Item Reimbursement (91%)		Maximum Line Item Reimbursement (100%)		Parental Credits		Milestone 3: Veterans Hires (10 points)		
	Total Budget	Wage	Fringe	MIA Tax	Medicare	Contracted Services	Facility Rental	Professional Services	Fee for Profit	Other OT/PS	Maximum Line Item Reimbursement (100%)	Maximum Line Item Reimbursement (80%)	Maximum Line Item Reimbursement (91%)	Maximum Milestone Performance Payment (80%)	Maximum Milestone Performance Payment (91%)	Maximum Milestone Performance Payment (100%)	Milestone 1: Total Hires (70 points)	Milestone 2: Mid-way Hires (70 points)	Maximum Milestone Performance Payment (80%)	Maximum Milestone Performance Payment (91%)	Maximum Milestone Performance Payment (100%)	Milestone 3: Veterans Hires (10 points)	
WORKERS COMPENSATION	\$ 18,127,112.73																						
Workforce Center (14)	\$ 1,296,463	\$ 741,320	\$ 278,558			\$ 277,623	\$ 6,012	\$ 80,215	\$ 5,427	\$ 557,879	\$ 2,632,774	\$ 2,086,219	\$ 2,086,219	\$ 2,086,219	\$ 2,086,219	\$ 2,086,219	\$ 451,786	\$ 331,933	\$ 2,086,219	\$ 2,086,219	\$ 2,086,219	\$ 65,909	
Boonville	\$ 1,079,107	\$ 619,277	\$ 217,893			\$ 216,962	\$ 924	\$ 11,924	\$ 10,000	\$ 918,277	\$ 3,812,400	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 82,402	\$ 61,778	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 93,385	
Boonville	\$ 5,519,483	\$ 3,150,978	\$ 1,090,950			\$ 1,089,028	\$ 2,500	\$ 119,500	\$ 6,600	\$ 885,782	\$ 3,812,400	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 82,402	\$ 61,778	\$ 3,029,120	\$ 3,029,120	\$ 3,029,120	\$ 93,385	
Boonville	\$ 3,116,333	\$ 1,821,260	\$ 614,719			\$ 1,819,341	\$ 788	\$ 105,207	\$ 6,000	\$ 514,571	\$ 2,086,219	\$ 1,669,055	\$ 1,669,055	\$ 1,669,055	\$ 1,669,055	\$ 1,669,055	\$ 45,178	\$ 33,884	\$ 1,669,055	\$ 1,669,055	\$ 1,669,055	\$ 51,793	
Boonville	\$ 2,588,943	\$ 1,483,140	\$ 509,272			\$ 1,481,218	\$ 665	\$ 82,833	\$ 4,413	\$ 413,887	\$ 1,669,055	\$ 1,335,244	\$ 1,335,244	\$ 1,335,244	\$ 1,335,244	\$ 1,335,244	\$ 35,840	\$ 26,910	\$ 1,335,244	\$ 1,335,244	\$ 1,335,244	\$ 42,827	
Boonville	\$ 898,857	\$ 475,637	\$ 162,884			\$ 473,753	\$ 368	\$ 23,686	\$ 1,277	\$ 162,884	\$ 688,219	\$ 542,575	\$ 542,575	\$ 542,575	\$ 542,575	\$ 542,575	\$ 14,522	\$ 10,891	\$ 542,575	\$ 542,575	\$ 542,575	\$ 16,099	
Boonville	\$ 651,947	\$ 375,354	\$ 127,913			\$ 373,441	\$ 271	\$ 16,922	\$ 820	\$ 127,913	\$ 514,350	\$ 409,480	\$ 409,480	\$ 409,480	\$ 409,480	\$ 409,480	\$ 10,977	\$ 8,233	\$ 409,480	\$ 409,480	\$ 409,480	\$ 12,144	
Boonville	\$ 414,999	\$ 242,142	\$ 82,472			\$ 240,670	\$ 156	\$ 8,233	\$ 400	\$ 82,472	\$ 329,120	\$ 259,296	\$ 259,296	\$ 259,296	\$ 259,296	\$ 259,296	\$ 6,844	\$ 5,172	\$ 259,296	\$ 259,296	\$ 259,296	\$ 7,832	
Boonville	\$ 401,326	\$ 233,172	\$ 79,472			\$ 231,699	\$ 156	\$ 8,233	\$ 400	\$ 79,472	\$ 318,120	\$ 249,888	\$ 249,888	\$ 249,888	\$ 249,888	\$ 249,888	\$ 6,733	\$ 5,061	\$ 249,888	\$ 249,888	\$ 249,888	\$ 7,721	
Boonville	\$ 382,167	\$ 218,427	\$ 72,728			\$ 216,954	\$ 156	\$ 8,233	\$ 400	\$ 72,728	\$ 307,120	\$ 240,896	\$ 240,896	\$ 240,896	\$ 240,896	\$ 240,896	\$ 6,622	\$ 5,000	\$ 240,896	\$ 240,896	\$ 240,896	\$ 7,610	
Boonville	\$ 532,116	\$ 278,947	\$ 94,778			\$ 276,474	\$ 142	\$ 7,843	\$ 381	\$ 94,778	\$ 365,120	\$ 288,896	\$ 288,896	\$ 288,896	\$ 288,896	\$ 288,896	\$ 7,843	\$ 5,882	\$ 288,896	\$ 288,896	\$ 288,896	\$ 8,664	
Boonville	\$ 528,624	\$ 275,455	\$ 93,286			\$ 272,983	\$ 136	\$ 7,457	\$ 365	\$ 93,286	\$ 361,620	\$ 285,296	\$ 285,296	\$ 285,296	\$ 285,296	\$ 285,296	\$ 7,457	\$ 5,571	\$ 285,296	\$ 285,296	\$ 285,296	\$ 8,552	
Boonville	\$ 4,857,402	\$ 2,857,402	\$ 972,402			\$ 970,402	\$ 2,000	\$ 10,402	\$ 500	\$ 2,857,402	\$ 11,620,000	\$ 9,300,000	\$ 9,300,000	\$ 9,300,000	\$ 9,300,000	\$ 9,300,000	\$ 250,000	\$ 187,500	\$ 9,300,000	\$ 9,300,000	\$ 9,300,000	\$ 262,500	
Boonville	\$ 1,486,237	\$ 865,653	\$ 298,878			\$ 863,775	\$ 1,787	\$ 10,402	\$ 500	\$ 865,653	\$ 3,462,400	\$ 2,770,000	\$ 2,770,000	\$ 2,770,000	\$ 2,770,000	\$ 2,770,000	\$ 75,000	\$ 56,250	\$ 2,770,000	\$ 2,770,000	\$ 2,770,000	\$ 81,750	
Boonville	\$ 1,471,125	\$ 850,541	\$ 293,766			\$ 848,659	\$ 1,787	\$ 10,402	\$ 500	\$ 850,541	\$ 3,412,400	\$ 2,720,000	\$ 2,720,000	\$ 2,720,000	\$ 2,720,000	\$ 2,720,000	\$ 75,000	\$ 56,250	\$ 2,720,000	\$ 2,720,000	\$ 2,720,000	\$ 81,750	
Boonville	\$ 480,935	\$ 280,935	\$ 93,645			\$ 279,390	\$ 555	\$ 6,055	\$ 300	\$ 280,935	\$ 1,123,600	\$ 898,880	\$ 898,880	\$ 898,880	\$ 898,880	\$ 898,880	\$ 25,000	\$ 18,750	\$ 898,880	\$ 898,880	\$ 898,880	\$ 26,250	
Boonville	\$ 1,296,259	\$ 741,320	\$ 257,893			\$ 739,467	\$ 2,500	\$ 119,500	\$ 6,600	\$ 1,296,259	\$ 5,284,400	\$ 4,227,240	\$ 4,227,240	\$ 4,227,240	\$ 4,227,240	\$ 4,227,240	\$ 116,160	\$ 87,120	\$ 4,227,240	\$ 4,227,240	\$ 4,227,240	\$ 125,280	
Boonville	\$ 3,591,803	\$ 2,075,513	\$ 704,094			\$ 702,028	\$ 1,486	\$ 16,922	\$ 820	\$ 2,075,513	\$ 8,312,400	\$ 6,650,000	\$ 6,650,000	\$ 6,650,000	\$ 6,650,000	\$ 6,650,000	\$ 182,400	\$ 136,800	\$ 6,650,000	\$ 6,650,000	\$ 6,650,000	\$ 196,200	
Boonville	\$ 10,012,932	\$ 5,857,402	\$ 2,012,932			\$ 1,990,402	\$ 2,500	\$ 10,402	\$ 500	\$ 5,857,402	\$ 23,620,000	\$ 18,900,000	\$ 18,900,000	\$ 18,900,000	\$ 18,900,000	\$ 18,900,000	\$ 512,000	\$ 384,000	\$ 18,900,000	\$ 18,900,000	\$ 18,900,000	\$ 564,000	
Boonville	\$ 2,835,980	\$ 1,685,980	\$ 578,980			\$ 1,683,980	\$ 2,000	\$ 10,402	\$ 500	\$ 2,835,980	\$ 11,344,000	\$ 9,072,000	\$ 9,072,000	\$ 9,072,000	\$ 9,072,000	\$ 9,072,000	\$ 250,000	\$ 187,500	\$ 9,072,000	\$ 9,072,000	\$ 9,072,000	\$ 262,500	
Boonville	\$ 24,000	\$ 24,000	\$ 8,000			\$ 24,000	\$ 0	\$ 0	\$ 0	\$ 24,000	\$ 96,000	\$ 76,800	\$ 76,800	\$ 76,800	\$ 76,800	\$ 76,800	\$ 0	\$ 0	\$ 96,000	\$ 96,000	\$ 96,000	\$ 0	
Boonville	\$ 160,000	\$ 160,000	\$ 53,333			\$ 160,000	\$ 0	\$ 0	\$ 0	\$ 160,000	\$ 640,000	\$ 512,000	\$ 512,000	\$ 512,000	\$ 512,000	\$ 512,000	\$ 0	\$ 0	\$ 640,000	\$ 640,000	\$ 640,000	\$ 0	
Boonville	\$ 181,000	\$ 181,000	\$ 59,667			\$ 181,000	\$ 0	\$ 0	\$ 0	\$ 181,000	\$ 724,000	\$ 579,200	\$ 579,200	\$ 579,200	\$ 579,200	\$ 579,200	\$ 0	\$ 0	\$ 724,000	\$ 724,000	\$ 724,000	\$ 0	
Boonville	\$ 525,000	\$ 525,000	\$ 175,000			\$ 525,000	\$ 0	\$ 0	\$ 0	\$ 525,000	\$ 2,100,000	\$ 1,680,000	\$ 1,680,000	\$ 1,680,000	\$ 1,680,000	\$ 1,680,000	\$ 0	\$ 0	\$ 2,100,000	\$ 2,100,000	\$ 2,100,000	\$ 0	
Boonville	\$ 2,660,000	\$ 2,660,000	\$ 886,667			\$ 2,660,000	\$ 0	\$ 0	\$ 0	\$ 2,660,000	\$ 10,640,000	\$ 8,512,000	\$ 8,512,000	\$ 8,512,000	\$ 8,512,000	\$ 8,512,000	\$ 0	\$ 0	\$ 10,640,000	\$ 10,640,000	\$ 10,640,000	\$ 0	
Boonville	\$ 57,000	\$ 57,000	\$ 18,999			\$ 57,000	\$ 0	\$ 0	\$ 0	\$ 57,000	\$ 228,000	\$ 182,400	\$ 182,400	\$ 182,400	\$ 182,400	\$ 182,400	\$ 0	\$ 0	\$ 228,000	\$ 228,000	\$ 228,000	\$ 0	
Boonville	\$ 190,000	\$ 190,000	\$ 63,333			\$ 190,000	\$ 0	\$ 0	\$ 0	\$ 190,000	\$ 760,000	\$ 608,000	\$ 608,000	\$ 608,000	\$ 608,000	\$ 608,000	\$ 0	\$ 0	\$ 760,000	\$ 760,000	\$ 760,000	\$ 0	
Boonville	\$ 360,000	\$ 360,000	\$ 117,000			\$ 360,000	\$ 0	\$ 0	\$ 0	\$ 360,000	\$ 1,440,000	\$ 1,152,000	\$ 1,152,000	\$ 1,152,000	\$ 1,152,000	\$ 1,152,000	\$ 0	\$ 0	\$ 1,440,000	\$ 1,440,000	\$ 1,440,000	\$ 0	
Boonville	\$ 6,977,454	\$ 4,077,454	\$ 1,392,454			\$ 4,075,454	\$ 2,000	\$ 10,402	\$ 500	\$ 6,977,454	\$ 27,912,000	\$ 22,330,000	\$ 22,330,000	\$ 22,330,000	\$ 22,330,000	\$ 22,330,000	\$ 612,000	\$ 459,000	\$ 27,912,000	\$ 27,912,000	\$ 27,912,000	\$ 762,000	
Boonville	\$ 3,111,115	\$ 1,811,115	\$ 603,711			\$ 1,809,115	\$ 2,000	\$ 10,402	\$ 500	\$ 3,111,115	\$ 12,444,000	\$ 9,955,200	\$ 9,955,200	\$ 9,955,200	\$ 9,955,200	\$ 9,955,200	\$ 270,000	\$ 202,500	\$ 12,444,000	\$ 12,444,000	\$ 12,444,000	\$ 336,000	
Boonville	\$ 59,144	\$ 59,144	\$ 19,715			\$ 59,144	\$ 0	\$ 0	\$ 0	\$ 59,144	\$ 236,576	\$ 189,261	\$ 189,261	\$ 189,261	\$ 189,261	\$ 189,261	\$ 0	\$ 0	\$ 236,576	\$ 236,576	\$ 236,576	\$ 0	
Boonville	\$ 379,697	\$ 229,697	\$ 76,566			\$ 229,141	\$ 556	\$ 6,056	\$ 300	\$ 379,697	\$ 1,518,788	\$ 1,215,030	\$ 1,215,030	\$ 1,215,030	\$ 1,215,030	\$ 1,215,030	\$ 33,667	\$ 25,250	\$ 1,518,788	\$ 1,518,788	\$ 1,518,788	\$ 41,938	
Boonville	\$ 117,387	\$ 70,387	\$ 23,456			\$ 69,931	\$ 456	\$ 4,976	\$ 240	\$ 117,387	\$ 470,548	\$ 376,438	\$ 376,438	\$ 376,438	\$ 376,438	\$ 376,438	\$ 10,440	\$ 7,830	\$ 470,548	\$ 470,548	\$ 470,548	\$ 12,670	
Boonville	\$ 343,500	\$ 209,311	\$ 70,000			\$ 208,855	\$ 456	\$ 4,976	\$ 240	\$ 343,500	\$ 1,348,240	\$ 1,038,800	\$ 1,038,800	\$ 1,038,800	\$ 1,038,800	\$ 1,038,800	\$ 29,220	\$ 22,170	\$ 1,348,240	\$ 1,348,240	\$ 1,348,240	\$ 34,260	
Boonville	\$ 138,024	\$ 84,024	\$ 28,008			\$ 83,568	\$ 456	\$ 4,976	\$ 240	\$ 138,024	\$ 552,096	\$ 433,676	\$ 433,676	\$ 433,676	\$ 433,676	\$ 433,676	\$ 12,120	\$ 9,090	\$ 552,096	\$ 552,096	\$ 552,096	\$ 15,060	
Boonville	\$ 694,576	\$ 414,576	\$ 138,192			\$ 413,120	\$ 1,456	\$ 14,928	\$ 740	\$ 694,576	\$ 2,778,304	\$ 2,222,400	\$ 2,222,400	\$ 2,222,400	\$ 2,222,400	\$ 2,222,400	\$ 61,904	\$ 46,428	\$ 2,778,304	\$ 2,778,304	\$ 2,778,304	\$ 75,180	
Boonville	\$ 285,163	\$ 171,163	\$ 56,721			\$ 170,441	\$ 722	\$ 7,202	\$ 360	\$ 285,163	\$ 1,140,652	\$ 912,522	\$ 912,522	\$ 912,522	\$ 912,522	\$ 912,522	\$ 25,380	\$ 19,035	\$ 1,140,652	\$ 1,140,652	\$ 1,140,652	\$ 30,420	
Boonville	\$ 318,077	\$ 193,077	\$ 64,471			\$ 192,355	\$ 722	\$ 7,202	\$ 360	\$ 318,077	\$ 1,270,152	\$ 1,011,882	\$ 1,011,882	\$ 1,011,882	\$ 1,011,882	\$ 1,011,882	\$ 28,520	\$ 21,390	\$ 1,270,152	\$ 1,270,152	\$ 1,270,152	\$ 34,740	
Boonville	\$ 809,323	\$ 494,323	\$ 164,773			\$ 492,551	\$ 1,773	\$ 17,826	\$ 880	\$ 809,323	\$ 3,237,312	\$ 2,590,016	\$ 2,590,016	\$ 2,590,016	\$ 2,590,016	\$ 2,590,							