



Office of the District Attorney
County of Westchester

MEMORANDUM

14409

HONORABLE MEMBERS
BOARD OF ACQUISITION AND CONTRACT

September 30, 2010

JANET DiFIORE
DISTRICT ATTORNEY

RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH MINDY EISENBERG-STARK TO CONDUCT TAX FRAUD INVESTIGATIONS AS PART OF THE CRIMES AGAINST REVENUE PROSECUTION PROGRAM FOR THE PERIOD OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2010, IN ORDER TO INCREASE THE NOT TO EXCEED AMOUNT OF THE AGREEMENT FROM \$56,600 TO \$62,700

On March 4, 2010, your Honorable Board approved a grant agreement with the New York State Division of Criminal Justice Services for the District Attorney's Office to operate the Crimes Against Revenue Prosecution Program in the amount of \$264,400 in State Funds and \$50,247 County matching funds for the period October 1, 2009 through September 30, 2010, pursuant to an approved budget. As part of the Crimes Against Revenue Prosecution Program, your Honorable Board also approved an agreement with Mindy Eisenberg-Stark to provide consulting services as a tax fraud investigator in the sum of \$56,600 for the term October 1, 2009 through September 30, 2010 (the "Agreement"). The Agreement was executed. Authority is now being requested to amend the Agreement to increase the amount of the contract by \$6,100 as the result of the need for tax fraud investigation services as the result of an ongoing trial. This action will not increase the overall budget for this Program.

The proposed amendment agreement will assist in investigating and prosecuting those who violate tax laws, reclaim lost revenue, and increase voluntary compliance with applicable laws in compliance with the Crimes Against Revenue Prosecution Program. The work of Ms. Eisenberg-Stark will be monitored by personnel in the District Attorney's Office to ensure that she is meeting the goals and objectives established by the grant.

The proposed agreement is exempt from the Westchester County Procurement Policy pursuant to Section 3(a)vii.

Authority to amend this agreement is respectfully requested from your Honorable Board.

JDF/DI

RESOLUTION

Upon a communication from the District Attorney, be it hereby,

RESOLVED, that authority is granted to the County of Westchester to amend an agreement with Mindy Eisenberg-Stark for the conduct of tax fraud investigations as part of the Crimes Against Revenue Prosecution Program for the period October 1, 2009 through September 30, 2010 (the "Agreement"), in order to increase the not to exceed amount of the Agreement from \$56,600 to \$62,700, payable pursuant to an approved budget; and be it further,

RESOLVED, that all other terms and conditions of the Agreement shall remain in full force and effect; and be it further

RESOLVED, that the District Attorney or her duly authorized designee be and hereby is authorized and empowered to execute any and all documents necessary to effectuate the purposes hereof.

Original Agreement	\$56,600
This Amendment	<u>6,100</u>
TOTAL	\$62,700

Account to be charged/credited

Fund	Dept	Major Program & Program & Phase or Unit	Object/Sub Object	Trust Account	Dollars
263	37	740J	4420	T740	\$6,100
263	37	740J	Various	T740	\$-6,100

Budget Funding Year(s) 2009/10 Start Date 10/01/09 End Date 09/30/10
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$ \$6,100 Federal Aid _____

(must match resolution) Other _____