

Office of the County Attorney

73193

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna
County Attorney

DATE: December 9, 2019

RE: Resolution authorizing the County of Westchester to enter into a third extension of a grant agreement (Distribution #5 also known as #C000755) with the New York State Office of Indigent Legal Services with an original term commencing on January 1, 2015 through December 31, 2017, and previously extended to December 31, 2018 and December 31, 2019, to a new termination date of December 31, 2020, and to extend an Agreement with The Legal Aid Society of Westchester County and the Westchester County Bar Association for the same purpose

On November 10, 2016, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a grant agreement for Distribution #5 (Contract #C000755) with the New York State Office of Indigent Legal Services ("OILS") for the receipt of \$5,586,993.00 to improve the quality of indigent legal services provided by the County for the period January 1, 2015 through December 31, 2017 (the "Grant Agreement") and to enter into an agreement with The Legal Aid Society of Westchester County ("The Legal Aid Society") and the Westchester County Bar Association (the "Bar Association") to implement the County's indigent legal services work plan for the aforesaid grant for the period January 1, 2015 through December 31, 2017 (the "Agreement").

On December 7, 2017, your Honorable Board approved a resolution authorizing the County to enter into an agreement with OILS to extend the termination date through December 31, 2018 and an agreement with The Legal Aid Society and the Bar Association for the same purpose.

On December 13, 2018, your Honorable Board approved a resolution authorizing the County to enter into an agreement with OILS to extend the termination date through December 31, 2019 and an agreement with The Legal Aid Society and the Bar Association for the same purpose.

The Legal Aid Society, on behalf of the County, has requested an extension of the Grant Agreement from OILS to complete the work plan associated with the Grant Agreement and an

extension has been approved by OILS through December 31, 2020. Authority is being requested herein to execute an extension of the Grant Agreement with OILS and to execute an extension of the Agreement between the County and The Legal Aid Society and the Westchester County Bar Association for the same purpose.

The extension of the term of the Grant Agreement and the Agreement serve a public purpose in that it will enable the County to improve its lawful obligation of providing counsel to certain indigent persons. The goals and objectives are to ensure that effective counsel is provided in a cost efficient manner.

The extension of the Grant Agreement with OILS is exempt from the County's procurement policy pursuant to Section 3(a)iii. The extension of the Agreement with The Legal Aid Society and the Westchester County Bar Association is exempt from the County's procurement policy pursuant to Section 3(a)xiv.

Accordingly, attached herewith is a resolution authorizing an extension of the Grant Agreement with OILS and the Agreement with The Legal Aid Society and the Westchester County Bar Association through December 31, 2020. No County funds will be expended for this purpose.

JMN/lac
Attachment

RESOLUTION

Upon a communication from the County Attorney, be it

RESOLVED, that the County of Westchester (the "County") is hereby authorized to amend a grant agreement previously executed by the County and the New York State Office of Indigent Legal Services for Distribution #5 (Contract #C000755) in the amount of \$5,586,993.00 to improve the quality of indigent legal services provided by the County for the period January 1, 2015 to December 31, 2017 (the "Grant Agreement"), as previously extended to December 31, 2018, and further extended to December 31, 2019, to extend the termination date to December 31, 2020; and be it further

RESOLVED, that the County is hereby authorized to amend an agreement previously executed by the County and The Legal Aid Society of Westchester County and the Westchester County Bar Association in connection with a grant for Distribution #5 (Contract #C000755) from the New York State Office of Indigent Legal Services for the improvement of the quality of indigent legal services for the period January 1, 2015 to December 31, 2017 (the "Agreement") as previously extended to December 31, 2019, to extend the termination date to December 31, 2020; and be it further

RESOLVED, that the amendment to the Grant Agreement and the amendment to the Agreement shall be at no cost to the County; and be it further

RESOLVED, that all other terms and conditions of the Grant Agreement and Agreement shall remain the same; and be it further

RESOLVED, that the County Executive, or his duly authorized designee, is empowered to execute all documents necessary to effectuate the purposes hereof.

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	52				

Budget Funding Year(s) _____ Start Date 1/1/15 End Date 12/31/20
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 \$ 0.00 Federal Aid _____
 (must match resolution)
 Other _____