

Office of the County Attorney

52777

TO: Honorable Board of Acquisition and Contract

FROM: Robert F. Meehan
County Attorney

DATE: September 19, 2016

RE: Resolution authorizing the County of Westchester to extend a Grant Agreement (for Counsel at First Appearance, also known as C00045) with the New York State Office of Indigent Legal Services with an original term commencing on June 1, 2013 through May 31, 2016 to a new termination date of May 31, 2017 and to extend an Agreement with The Legal Aid Society of Westchester County and the Westchester County Bar Association for the same purpose.

On February 20, 2014 your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a Grant Agreement for Counsel at First Appearance with the New York State Office of Indigent Legal Services ("OILS") for the receipt of \$621,230.00 to improve the quality of indigent legal services provided by the County for the period June 1, 2013 through May 31, 2016 and to enter into an Agreement with The Legal Aid Society of Westchester and the Westchester County Bar Association to implement the County's indigent legal services work plan for the aforesaid grant for the period June 1, 2013 through May 31, 2016. The Grant Agreement and the Agreement were subsequently executed.

The Legal Aid Society, on behalf of the County, requested an extension of the Grant Agreement from the New York State Office of Indigent Legal Services ("OILS") to complete the work plan associated with the Grant Agreement and an extension has been approved by OILS through May 31, 2017. Authority is being requested herein to execute the extension of the Grant Agreement with OILS and to execute an extension of the Agreement between the County and The Legal Aid Society of Westchester County and the Westchester County Bar Association for the same purpose.

The extension of the term of the Grant Agreement and the Agreement will continue to serve a public purpose in that it will enable the County to fulfill and improve its lawful obligation of providing counsel to certain indigent persons at first appearance. 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 of Westchester and the Westchester County Bar Association is exempt from the County's procurement policy pursuant to Sections 3(a)xi and 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 of Westchester County and the Westchester County Bar Association through May 31, 2017. No County funds will be expended for this purpose.

RFM/lac
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/23/2016 - LISAMURPHY, SECRETARY

RESOLUTION

Upon a communication from the County Attorney, be it

RESOLVED, that the County of Westchester be and is hereby authorized to amend a grant agreement previously executed by the County and the New York State Office of Indigent Legal Services for Counsel at First Appearance in the amount of \$621,230.00 to improve the quality of indigent legal services provided by the County for the period June 1, 2013 to May 31, 2016 (the "Grant Agreement") to extend the termination date from May 31, 2016 to May 31, 2017; and be it further

RESOLVED, that the County of Westchester be and is hereby authorized to amend an agreement previously executed by the County and The Legal Aid Society of Westchester and the Westchester County Bar Association in connection with a grant for Counsel at First Appearance from the New York State Office of Indigent Legal Services for the improvement of the quality of indigent legal services at first appearance for the period June 1, 2013 to May 31, 2016 (the "Agreement") to extend the termination date from May 31, 2016 to May 31, 2017; 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 thereof.

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 6/1/13 End Date 5/31/17
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$ 0.00 Federal Aid _____

(must match resolution)

Other _____