

Office of the County Attorney

66461

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna  
County Attorney

DATE: December 5, 2018

RE: Resolution authorizing the County of Westchester to extend a grant agreement for Upstate Quality Improvement and Caseload Reduction (#C000655) with New York State Office of Indigent Legal Services with an original term commencing January 1, 2014 through December 31, 2016 (which term was extended to December 31, 2018) to a new termination date of December 31, 2019 and to amend an Agreement with The Legal Aid Society of Westchester County and the Westchester County Bar Association for the same purpose.

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On May 21, 2015, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a grant agreement for Upstate Quality Improvement and Caseload Reduction Grant ( Contract #C000655) with the New York State Office of Indigent Legal Services ("OILS") for the receipt of \$258,344.00 to improve the quality of indigent legal services provided by the County for the period January 1, 2014 through December 31, 2016 (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 to implement the Grant Agreement work plan for the aforesaid grant for the period January 1, 2014 through December 31, 2016 (the "Agreement"). On June 15, 2017, your Honorable Board approved a resolution authorizing an extension of the Grant Agreement and Agreement through December 31, 2017. On December 7, 2017, your Honorable Board approved a resolution authorizing an extension of the Grant Agreement and Agreement through December 31, 2018.

The Legal Aid Society, on behalf of the County, requested a second 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, 2019. Authority is being requested herein to execute the second 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 will 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. 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, 2019. No County funds will be expended for this purpose.

JMN/lac  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACTS  
JMN/2018 - U.S. TRIBUNAL SECRETARY

## RESOLUTION

Upon a communication from the County Attorney, be it hereby

**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 Upstate Quality Improvement and Caseload Reduction (Contract #C000655) in the amount of \$258,344.00 to improve the quality of indigent legal services provided by the County for the period January 1, 2014 to December 31, 2016 (the "Grant Agreement") to extend the termination date (as previously extended) from December 31, 2018 to December 31, 2019; 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 Upstate Quality Improvement and Caseload Reduction 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, 2014 to December 31, 2016 (the "Agreement") to extend the termination date (as previously extended) from December 31, 2018 to December 31, 2019; 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 the 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 herein.

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 1/1/14 End Date 12/31/19  
 (must match resolution)

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