

Office of the County Attorney

70787

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna
County Attorney

DATE: July 16, 2019

RE: Resolution authorizing the County of Westchester to extend a Grant Agreement (Distribution #3 also known as C000355) with the New York State Office of Indigent Legal Services with an original term commencing on June 1, 2013 through May 31, 2016 (which term was extended to May 31, 2017, further extended to May 31, 2018, and further extended to May 31, 2019) to a new termination date of May 31, 2020 and to amend an Agreement with The Legal Aid Society of Westchester County and the Westchester County Bar Association for the same purpose.

On December 18, 2014, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a Grant Agreement (the "Grant Agreement") for Distribution #3 (Contract #C000355) with the New York State Office of Indigent Legal Services ("OILS") for the receipt of \$2,793,498.00 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 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 June 1, 2013 through May 31, 2016.

On October 13, 2016, your Honorable Board approved an extension of the term of the Grant Agreement from May 31, 2016 to May 31, 2017. On December 7, 2018, your Honorable Board approved a second extension of the term of the Grant Agreement and Agreement from May 31, 2017 to May 31, 2018. On June 28, 2018, your Honorable Board approved an extension of the term of the Grant Agreement from May 31, 2018 to May 31, 2019.

The Legal Aid Society, on behalf of the County, requested a fourth 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 May, 31 2020. Authority is being requested herein to execute the fourth 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 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 Bar Association through May 31, 2020. No County funds will be expended for this purpose.

JMN/lac
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACTS 12/25/2019 - J. P. MARIJAJ, SECRETARY

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 #3 (Contract #C000355) in the amount of \$2,793,498.00 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 (as previously extended) from May 31, 2019 to May 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 #3 from the New York State Office of Indigent Legal Services for the improvement of the quality of indigent legal services for the period June 1, 2013 to May 31, 2016 (the "Agreement") to extend the termination date (as previously extended) from May 31, 2019 to May 31, 2020; and be it further

RESOLVED, that the amendments to the Grant Agreement and the amendments 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 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 6/1/13 End Date 5/31/20
 (must match resolution)

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