

Office of the County Attorney

**73084**

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna  
County Attorney

DATE: December 4, 2019

RE: Resolution authorizing the County of Westchester to extend a Grant Agreement (Distribution #4 also known as #C000555) with the New York State Office of Indigent Legal Services with a term commencing on January 1, 2014 through December 31, 2019 to extend the term through December 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 7, 2017, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a grant agreement (the "Grant Agreement") for Distribution #4 (Contract #C000555) 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 January 1, 2014 through December 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 to implement the County's indigent legal services work plan for the aforesaid grant for the period January 1, 2014 through December 31, 2016 (the "Agreement"). The Grant Agreement and the Agreement were subsequently executed.

On June 28, 2018, your Honorable Board approved a resolution authorizing an amendment to the Grant Agreement and the Agreement extending the termination date to December 31, 2017. The authorized amendments were subsequently executed.

Further, on December 13, 2018, your Honorable Board approved a resolution authorizing an amendment to the Grant Agreement and the Agreement extending the termination date to December 31, 2018. The authorized amendments were subsequently executed.

Finally, on February 21, 2019, your Honorable Board approved a resolution authorizing a third amendment to the Grant Agreement and the Agreement extending the termination date to December 31, 2019. The authorized amendments were subsequently executed.

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 December 31, 2020. 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 and the Westchester County Bar Association for the same purpose. 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.

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).

JMN/lac  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT ADMINISTRATION - US MAIL ROOM 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 #4 (Contract #C000555) in the amount of \$2,793,498.00 to improve the quality of indigent legal services provided by the County for the period January 1, 2014 through December 31, 2019 (the "Grant Agreement") to extend the termination date to December 31, 2020; and be it further

**RESOLVED**, that the County is hereby authorized to amend an agreement between the County and The Legal Aid Society of Westchester County and the Westchester County Bar Association in connection with a grant for Distribution #4 (Contract # C000555) 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 through December 31, 2019 (the "Agreement") 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 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

Budget Funding Year(s) \_\_\_\_\_ Start Date 1/1/14 End Date 12/31/20  
 (must match resolution)

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