

George Latimer
County Executive

John M. Nonna
County Attorney

73131

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 (Regional Immigration Assistance Center Contract No. 000855) (the "Grant Agreement") with the New York State Office of Indigent Legal Services with a term commencing on November 1, 2015 through October 31, 2018, and previously extended through October 31, 2019, to further extend the term through October 31, 2020 and to amend an agreement with The Legal Aid Society of Westchester County 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 ("Grant Agreement") for a Regional Immigration Center (Contract #C000855) with the New York State Office of Indigent Legal Services ("OILS") to support regional initiatives aimed at improving the quality of indigent legal services in the amount of \$1,350,000 for the period November 1, 2015 through October 31, 2018. The resolution also authorized an agreement with The Legal Aid Society of Westchester County ("The Legal Aid Society") to implement the work plan in connection with the Grant Agreement (the "Agreement"). The purpose of the Grant Agreement and the Agreement were to provide training and legal support necessary to provide competent advice to a noncitizen client as to potential immigration consequences of a criminal conviction in compliance with the legal obligations established by the Supreme Court in *Padilla v. Kentucky*, 130 S. Ct. 1474 (2010).

Office of the County Executive

Michaelian Office Building
148 Martine Avenue
White Plains, New York 10601

Email: CE@westchestergov.com
Telephone: (914)995-2900

westchestergov.com

On December 13, 2018, your Honorable Board approved a resolution authorizing the County to execute a first amendment to the Grant Agreement and the Agreement extending the termination date from October 31, 2018 to October 31, 2019.

Authority is being requested herein to further extend the termination date from October 31, 2019 to October 31, 2020. The extension of the term of the Grant Agreement and the Agreement will serve a public purpose in that it will enable the continuance of the Regional Immigration Center. The goals and objectives are to ensure that effective counsel is provided to noncitizen clients. No County funds will be expended for this purpose.

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 is exempt from the County's Procurement Policy pursuant to Section 3(a)xiv.

Accordingly, approval of the attached resolution is recommended.

JMN/lac
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/15/2019 - LISA M. J. ALBRECHT

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 with the New York State Office of Indigent Legal Services for a Regional Immigration Assistance Center (Contract #C000855) for the period November 1, 2015 through October 31, 2018, previously extended to October 31, 2019, to extend the termination date to October 31, 2020; and be it further

RESOLVED, that the County is hereby authorized to enter into amend an agreement between the County and The Legal Aid Society of Westchester County for the period November 1, 2015 through October 31, 2018, previously extended to October 31, 2019, to extend the termination date to October 31, 2020; 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				
	101	52				
	101	52				

Budget Funding Year(s) 2019-2020 Start Date 11/1/15 End Date 10/31/20
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid 100% _____
\$0.00 Federal Aid _____
 (must match resolution) Other _____