

Office of the County Attorney

**94271**

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna  
County Attorney

DATE: June 24, 2022

RE: Authority to amend an agreement with New York State Office of Indigent Legal Services in order to extend the termination date of a grant agreement for Distribution #6 through December 31, 2022, and to amend an agreement with The Legal Aid Society of Westchester County to extend the termination date through December 31, 2022.

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On May 27, 2021, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a grant agreement ("Grant Agreement") for Distribution #6 ( Contract #C600055) with the New York State Office of Indigent Legal Services ("ILS") for the receipt of \$2,793,498 to improve the quality of indigent legal services provided by the County for the period January 1, 2016 through December 31, 2018, and to enter into an Agreement with The Legal Aid Society of Westchester County ("Legal Aid Society") to implement the County's indigent legal services work plan for the aforesaid grant for the period January 1, 2016 through December 31, 2018 (the "Agreement").

On February 18, 2022, your Honorable Board approved a resolution authorizing the County to enter into a first amendment to the Grant Agreement and the Agreement to extend the termination date of the Grant Agreement and Agreement from December 31, 2018 to December 31, 2019.

ILS has approved a second extension of the term of the Grant Agreement through December 31, 2022. Authority is being requested herein to execute a second amendment to the Grant Agreement in order to extend the termination date from December 31, 2019 to December 31, 2022, and to execute a second amendment to the Agreement in order to extend the termination date from December 31, 2019 to December 31, 2022. All other terms and conditions of the Grant Agreement and Agreement shall remain the same.

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 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. No County funds will be expended to extend the termination date of the Grant Agreement and the Agreement.

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 respectfully requested.

JMN/LAC  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/21/2022 - RAYMOND SCULNY, SECRETARY

## RESOLUTION

Upon a communication from the County Attorney, be it

**RESOLVED**, that the County of Westchester (“County”) is hereby authorized to amend a grant agreement with the New York State Office of Indigent Legal Services for Distribution #6 in the amount of \$2,793,498 to improve the quality of indigent legal services in order to extend the termination date from December 31, 2019 to December 31, 2022 (“Grant Agreement”), and amend an agreement with The Legal Aid Society of Westchester County in order to extend the termination date from December 31, 2019 to December 31, 2022 (“Agreement”); 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				0.00

Budget Funding Year(s) 2016-2022 Start Date 1/1/16 End Date 12/31/22  
 (must match resolution)

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

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/21/2022 - RAMOND SCULKY, SECRETARY