

92619

DATE: April 15, 2022

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna
County Attorney

RE: Resolution authorizing the County of Westchester to enter into an agreement with the New York State Office of Indigent Legal Services for the receipt of \$2,793,498 for Distribution #12 to improve the quality of mandated indigent legal services, for the period January 1, 2022 through December 31, 2024 and to enter into an agreement with The Legal Aid Society of Westchester County to implement the work plan for Distribution #12, in amount not to exceed \$2,793,498, to improve the quality of mandated indigent legal services, for the period January 1, 2022 through December 31, 2024.

Authority is requested for the County of Westchester (the "County") to enter into an agreement with the New York State Office of Indigent Legal Services ("ILS") for Distribution #12, for the receipt of \$2,793,498 to improve the quality of the provision of indigent legal services for the period January 1, 2022 through December 31, 2024. These additional funds provided by ILS may be used to supplement and not supplant any local funds which the County would otherwise have had to expend for the provision of mandated indigent legal services. Authority is further requested for the County to enter into an agreement with The Legal Aid Society of Westchester County ("Legal Aid Society") for implementation of the work plan for Distribution #12 in the amount of \$2,793,498, payable pursuant to an approved budget, for the period January 1, 2022 through December 31, 2024.

The agreements with ILS and the Legal Aid Society will serve a public purpose in that they will enable the County to improve its effectiveness in providing counsel to indigent persons. The goals and objectives are to utilize the funds available from Distribution #12 to enhance the quality of legal services to indigent persons pursuant to Article 18-B of the County Law in the most cost effective and efficient manner. The goals and

objectives of the agreements will be tracked and monitored by performance measures required under the agreement with ILS.

The agreement with the Legal Aid Society is exempt from the Westchester County Procurement Policy pursuant to section 3(a)xi since indigent legal services are required by Article 18-B of the County Law.

I certify that my department a) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), b) has reviewed the Grant terms, c) is aware of and understands all of the Grant Terms, and d) can and will comply with all of the Grant Terms.

Accordingly, approval of the attached resolution is recommended.

JMN/LAC
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/19/2022 - RAYMOND SOLAK, SECRETARY

RESOLUTION

Upon a communication from the County Attorney, be it

RESOLVED, that the County of Westchester is authorized to enter into an agreement with the New York State Office of Indigent Legal Services for the receipt of \$2,793,498 for Distribution #12, to improve the quality of mandated indigent legal services, for the period January 1, 2022 through December 31, 2024, and to enter into an agreement with The Legal Aid Society of Westchester County to implement the work plan for Distribution #12, in an amount not to exceed \$2,793,498, to improve the quality of mandated indigent legal services, for the period January 1, 2022 through December 31, 2024; 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/credit

2022

2023

2024

Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Accou nt	Dollars
101	52	2085	5100		\$923,173.00
101	52	2085	5100		\$931,273.05
101	52	2085	5100		\$939,051.95

Budget Funding Year(s) 2022-2024 Start Date 1/1/22 End Date 12/31/24
(must match resolution)

Funding Source Tax Dollars _____

State Aid 100%

\$2,793,498
(must match resolution)

Federal Aid _____

Other ____