



**109870**

DATE: October 25, 2024

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna  
County Attorney

RE: Authority to enter into a grant agreement with the New York State Office of Indigent Legal Services for the Second Statewide Expansion of Hurrell-Harring grant for the term commencing retroactively on April 1, 2024 through March 31, 2027 in the amount of \$8,451,219.48; enter into an agreement with The Legal Aid Society of Westchester County for the term commencing retroactively on April 1, 2024 through March 31, 2027 to implement a portion of the work plan under the grant in an aggregate amount of \$3,421,769.34, and an aggregate amount of \$5,029,450.14 to be allocated to the County Independent Office of Assigned Counsel to implement a portion of the work plan under the grant for a term commencing retroactively on April 1, 2024 through March 31, 2027, and payable pursuant to an approved budget.

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The New York State Office of Indigent Legal Services (“ILS”) has approved the Second Statewide Expansion of Hurrell-Harring grant to the County of Westchester (the “County”) for a term commencing retroactively on April 1, 2024 through March 31, 2027 in the amount of \$8,451,219.48. The annexed resolution authorizes the County to enter into an agreement with ILS for the receipt of the grant funds (the “Grant Agreement”). These additional funds provided by ILS can only 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. The approved budget in connection with Grant Agreement is as follows:

The Legal Aid Society of Westchester County:

Year (1) 4/1/24-3/31/25: \$1,109,335.98

Year (2) 4/1/25-3/31/26: \$1,140,589.76

Year (3) 4/1/26-3/31/27: \$1,171,843.60

Independent Office of Assigned Counsel:

Year (1) 4/1/24-3/31/25: \$1,526,896.04

Year (2) 4/1/25-3/31/26: \$1,702,422.04

Year (3) 4/1/26-3/31/27: \$1,800,132.06

Accordingly, authority is also requested for the County to enter into an agreement with The Legal Aid Society of Westchester County for the term commencing retroactively on April 1, 2024 through March 31, 2027 in an aggregate amount not to exceed \$3,421,769.34 (the "Agreement") and that an aggregate amount not to exceed \$5,029,450.14 be allocated to the County Independent Office of Assigned Counsel for a term commencing retroactively on April 1, 2024 through March 31, 2027.

The Grant Agreement and the Agreement 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 ensure that effective counsel is provided in a cost efficient manner.

The goals and objectives of the Grant Agreement and the Agreement are to improve the quality of legal representation provided to indigent persons.

The goals and objectives of the Grant Agreement and the Agreement will be tracked and monitored by the County Budget Office and performance measurements required by ILS.

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 any understands all of the Grant Terms, and d) can and will comply with all of the Grant Terms.

The Agreement with The Legal Aid Society of Westchester County is exempt from the Westchester County Procurement Policy pursuant to Section xiv thereof.

Accordingly, approval of the attached resolution is respectfully requested.

JMN/LAC  
Attachment

**RESOLUTION**

Upon a communication from the County Attorney, be it

**RESOLVED**, that the County of Westchester (the “County”) be and is hereby authorized to enter into a grant agreement with the New York State Office of Indigent Legal Services for the Second Statewide Expansion of Hurrell-Harring (the “Grant”) for the receipt of \$8,451,219.48 in grant funds to improve the quality of mandated indigent legal services for the term commencing retroactively on April 1, 2024 through March 31, 2027; and be it further

**RESOLVED**, that the County be and is hereby authorized to enter into an agreement with The Legal Aid Society of Westchester County to implement a portion of the work plan under the Grant in an aggregate amount not to exceed \$3,421,769.34 for the term commencing retroactively on April 1, 2024 through March 31, 2027, payable pursuant to an approved budget; and be it further

**RESOLVED**, that an aggregate amount of \$5,029,450.14 be allocated to the County Independent Office of Assigned Counsel for the period commencing retroactively on April 1, 2024 through March 31, 2027, payable pursuant to an approved budget; 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 hereof.

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	43	1000	9734		\$5,029,450.14,
	101	52	1000	9734		3,421,769.34

Budget Funding Year(s) 2024-2027 Start Date 4/1/24 End Date 03/31/27  
 (must match resolution)

Funding Source Tax Dollars \_\_\_\_\_  
 State Aid 100%  
\$8,451,219.48 Federal Aid \_\_\_\_\_  
 (must match resolution)  
 Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACTS 10/31/2024 - RAYMOND SCURRY, SECRETARY