

113180

TO: Honorable Board of Acquisition and Contract

FROM: John M. Nonna
County Attorney

DATE: March 31, 2026

RE: Authority to enter into a first amendment to the Fourth Counsel at First Appearance grant agreement with the New York State Office of Indigent Legal Services in order to amend the termination date from December 31, 2025 to December 31, 2026, and to enter into an amendment to an agreement with the Legal Aid Society of Westchester County in order to amend the termination date from December 31, 2025 to December 31, 2026

On June 17, 2025, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to enter into a grant agreement (the "Grant Agreement") for a Fourth Counsel at First Appearance grant with the New York State Office of Indigent Legal Services ("ILS") for the receipt of \$723,326.40 to improve the quality of indigent legal services provided by the County for the period January 1, 2023 through December 31, 2025 ("Grant Agreement"), and to enter into an agreement with The Legal Aid Society of Westchester County ("The Legal Aid Society") to implement the County's indigent legal services work plan for the aforesaid grant for the period January 1, 2023 through December 31, 2025 through (the "Agreement").

ILS has approved an extension of the termination of the Grant Agreement through December 31, 2026. Authority is being requested herein to execute a first amendment to the Grant Agreement in order to amend the termination date from December 31, 2025 to December 31, 2026 and to execute a first amendment to the Agreement in order to amend the termination date from December 31, 2025 to December 31, 2026.

The first amendment to the Grant Agreement and the first amendment to 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 first amendment to the Grant Agreement is not a procurement and therefore is not subject to the County's Procurement Policy and Procedures. The first amendment to The first amendment to the Agreement is exempt from the County's Procurement Policy and Procedures pursuant to Section 3(a)xiv thereof.

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 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, attached herewith is a resolution authorizing a first amendment to the Grant Agreement and a first amendment to the Agreement to amend the termination date to December 31, 2026.

JMN/LAC
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/09/2026 - RAYMOND SCULLY, SECRETARY

RESOLUTION

Upon a communication from the County Attorney, be it

RESOLVED, that the County of Westchester (the “County”) is hereby authorized to enter into a first amendment to a grant agreement previously executed by the County and the New York State Office of Indigent Legal Services for the Fourth Counsel at First Appearance grant for the receipt of \$723,326.40 in order to improve the quality of indigent legal services provided by the County for the period January 1, 2023 through December 31, 2025 (the “Grant Agreement”) in order to amend the termination date to December 31, 2026; 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 in connection with the Grant Agreement (the “Agreement”) to amend the termination date to December 31, 2026; and be it further

RESOLVED, that the first amendment to the Grant Agreement and the first 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 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, Pr & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	52				

Budget Funding Year(s) _____ Start Date 1/1/23 End Date 12/31/26
 (must match resolution)

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

APPROVED BOARD OF ACQUISITION & CONTRACTS 04/09/2026 - BRAYMOND GULKY, SECRETARY

RESOLUTION

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RESOLVED, that the County of Westchester (the “County”) is hereby authorized to enter into a first amendment to a grant agreement previously executed by the County and the New York State Office of Indigent Legal Services for the Fourth Counsel at First Appearance grant for the receipt of \$723,326.40 in order to improve the quality of indigent legal services provided by the County for the period January 1, 2023 through December 31, 2025 (the “Grant Agreement”) in order to amend the termination date to December 31, 2026; 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 in connection with the Grant Agreement (the “Agreement”) to amend the termination date to December 31, 2026; and be it further

RESOLVED, that the first amendment to the Grant Agreement and the first amendment to the Agreement shall be at no cost to the County; and be it further

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APPROVED BOARD OF ACQUISITION & CONTRACTS 04/09/2026 - BRAYMOND GULKY, SECRETARY