



County of Albany

Harold L. Joyce
Albany County Office
Building
112 State Street - Albany,
NY 12207

Legislation Text

File #: TMP-2941, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Authorization to accept Third Counsel at First Appearance (CAFA 3) grant from NYS Office of Indigent Legal Services

Date:	02/02/2022
Submitted By:	Tina Sodhi, Esq.
Department:	Office of the Alternate Public Defender
Title:	Alternate Public Defender
Phone:	518-447-5582
Department Rep.	
Attending Meeting:	Tina Sodhi / Stephen Herrick (Public Defender)

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☒ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☐ Property Conveyance
- ☐ Other: (state if not listed) [Click or tap here to enter text.](#)

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment
- ☐ Fringe

- ☐ Personnel
- ☐ Personnel Non-Individual
- ☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- ☐ Change Order/Contract Amendment
- ☐ Purchase (Equipment/Supplies)
- ☐ Lease (Equipment/Supplies)
- ☐ Requirements
- ☐ Professional Services
- ☐ Education/Training
- ☒ Grant

Acceptance

Submission Date Deadline N/A

- ☐ Settlement of a Claim
- ☐ Release of Liability
- ☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):

Office of Indigent Legal Services
E. Smith Office Bldg., 11th Floor
80 South Swan St.
Albany, NY 12210

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$749,700

Scope of Services: To make demonstrable and measurable improvements in the delivery of indigent defense services to eligible persons at a defendant's first court appearance before a judge.

Bond Res. No.: Click or tap here to enter text.

Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☒

If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☒ No ☐

Anticipated in Current Budget: Yes ☒ No ☐

County Budget Accounts:

Revenue Account and Line: A1170-03337 (Counsel at First Appearance)

Revenue Amount: \$250,000

Appropriation Account and Line: Multiple Departments

Appropriation Amount: \$250,000

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: 100%

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) 1/1/2020 - 12/31/2022

Length of Contract: 3 years

Impact on Pending Litigation Yes ☐ No ☒

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 2018 - 389

Date of Adoption: 9/12/2018

Justification: (state briefly why legislative action is requested)

The Public Defender and the Alternate Public Defender Office's request approval to accept an authorized, NYS Office of Indigent Legal Services (ILS) Third Counsel at First Appearance Grant (CAFA3) contract. Due to the delay in start of CAFA1 and subsequently CAFA2, the CAFA2 contract had to be extended until December 31, 2021, so that all the funds from CAFA2 contract could be utilized. Both Offices are requesting permission to continue the Counsel at First Appearance program, where attorneys from both the Public Defender's Office and the Alternate Public Defender's Office appear for every arraignment for every indigent individual who is arrested and charged with committing a crime within Albany County. CAFA is entirely funded by the State and provides both of the departments the resources to provide legal representation 24/7 for any indigent individuals arrested. CAFA 3 will continue to provide services that were previously provided by CAFA 1 and CAFA 2.