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PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS <u>AGENDA ITEM SUMMARY</u>

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Meeting Date: Ma	rch 13, 2018	[X] []	Consent Ordinance	[]	Regular Public Hearing
Department: Submitted By: Submitted For: =============	Department of F Department of F Division of Just	Public Sa	afety		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: the First Amendment to contract for professional services with the Legal Aid Society of Palm Beach County, Inc. (R2017-1385) to revise the scope of work without changing the total funding amounts.

Summary: The original contract with the Legal Aid Society of Palm Beach County, Inc. was approved by the Board of County Commissoners on September 26, 2017 for the period of October 1, 2017 through September 30, 2018 in the amount of \$1,104,275 to provide legal services to the indigent citizens of Palm Beach County in the areas of Family Law, Elder Law, Juvenile Advocacy, Public Guardianship and Domestic Violence Victim Representation. The contract currently provides legal assistance in consumer matters to elders. However, the Legal Aid Society has requested to include legal assistance in consumer matters for individuals under 65 years of age due to an increased need for the service. The first amendment provides for the scope of work to include services to citizens with consumer matters at a no-cost increase. <u>Countywide</u> (LDC)

Background and Justification: The contract with the Legal Aid Society of Palm Beach County, Inc. consists of the State Required program (\$836,932), the Public Guardianship program (\$154,530), and the Domestic Violence Representation program (\$112,813). The state required portion of funding for the Legal Aid Society of Palm Beach County, Inc. programs is a local requirement, mandated by Article V. Services include advice and legal consultation, representation at court proceedings, and referrals where appropriate to address the safety of each client. Services will be provided only to indigent citizens of Palm Beach County whose income does not exceed 150% of the Federal Poverty Guidelines. Services will be provided by in-house Legal Aid staff attorneys or by pro bono counsel coordinated and arranged by Legal Aid. The \$65 Court Fee generates \$256,950 for the State Required program and partially offsets the costs of these programs.

Attachment

1) First Amendment to Contract for Professional Services with Legal Aid Society of Palm Beach County, Inc.

(MAQ Recommended by: Department Direct Approved By: Deputy County Administrator

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
Capital Expenditures Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
Net Fiscal Impact	*				
# ADDITIONAL FTE POSITIONS (Cumulative)	0	0	0	0	0
Is Item Included In Curre Does this item include th			No		
Budget Account Exp No: Rev No:	Fund <u>0001</u> Depa Fund <u>0001</u> Depa	artment <u>660</u> U artment <u>660</u> U	Init <u>5216/526</u> Init <u>5260</u> Re	<u>0/5261</u> Object vSc <u>8261</u>	8201
B. Recommended Source Fund: 0001: Gener Unit: 5216: Legal A 5260: Legal A 5261: Legal A	al Fund id-Public Guarc	lianship	al Impact:		
*There is no additional fisc	al impact only rev	vising the scor	be of work.		
Departmental Fiscal Revi	ew:	BUB_	277/18		
	III. <u>REVIE</u>		<u>s</u> '		
A. OFMB Fiscal and/or C	ontract Dev. an	d Control Co	mments:	,	
June ??	2128116	- Au	n' 5. A	orolover	3/6)18
ञ्चे ofmb	DZ105 \$72/		ontract Admi	nistration	l
B. Legal Sufficiency:	<i>i</i>		-2/6/18	Que	
Assistant County A	27 3/7/18 Attorney		, ,		
C. Other Department Rev	view:				

Department Director

This summary is not to be used as a basis for payment.

FIRST AMENDMENT TO CONTRACT FOR PROFESSIONAL SERVICES BETWEEN PALM BEACH COUNTY AND THE LEGAL AID SOCIETY OF PALM BEACH COUNTY, INC.

THIS FIRST AMENDMENT TO CONTRACT FOR PROFESSIONAL SERVICES (hereinafter the "First Amendment"), is made as of this _____ day of _____ 2018 by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the "COUNTY" and the Legal Aid Society of Palm Beach County, Inc., a non-profit corporation authorized to do business in the State of Florida, hereinafter referred to as "Consultant", whose Federal I.D. is 59-6046994.

WITNESSETH:

WHEREAS, the Parties, entered into a Contract on September 26, 2017 (R2017-1385); and

WHEREAS, the Parties have agreed to revise the scope of services without any increases or decreases in funding amounts.

NOW THEREFORE, the above named Parties hereby mutually agree to revise the Contract, and enter into this First Amendment as follows:

- I. The foregoing recitals are true and correct and incorporated herein by reference. All defined terms as used in this First Amendment shall have the same meaning and effect ascribed to them in the Contract.
- II. Exhibit "A" to the Contract is hereby deleted in its entirety and replaced with Exhibit "AA" attached hereto, and incorporated herein by reference to allow for legal aid services to be provided to individuals that are victims of consumer fraud.
- III. Except as modified by this First Amendment, the Contract, remains unmodified and in full force and effect and the parties hereby ratify, confirm and adopt the Contract, in accordance with the terms thereof.

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IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida, through its authorized representative, has made and executed this First Amendment on behalf of the COUNTY and the CONSULTANT has hereunto set its hand the day and year above written.

ATTEST: SHARON R. BOCK CLERK AND COMPTROLLER

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS:

By: Melissa McKinlay, Mayor

WITNESS:

Deputy Clerk

Signature Noelle Smith

By:

Name (type or print)

Signature Huglali

Judith Migdal-Mack

Name (type or print)

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _

County Attorney

APPROVED AS TO TERMS AND CONDITIONS

By: M

Department Director

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Consultant: Legal Aid Society of Palm Beach County Inc. By: Robert Bertisch, Executive Director

APPROVED AS TO CONTRACT REVIEW

By:

Office of Financial Management and Budget/ Contract Development & Control

> Attachment # 1Page 2 of 4

SCOPE OF WORK with First Amendment to Contract for Professional Services LEGAL AID SOCIETY OF PALM BEACH COUNTY, INC. (Consultant) FINANCIAL ASSISTANCE CONTRACT

1. Legal Assistance & Representation

The Consultant will provide legal services and assistance in family matters, elder representation, children's representation and education advocacy. Services include advice and legal consultation, representation at court proceedings, and referrals where appropriate to address the safety of each client. Services will be provided only to indigent citizens of Palm Beach County whose income does not exceed 150% of the Federal Poverty Guidelines. Services will be provided by in-house Legal Aid staff attorneys or by pro bono counsel coordinated and arranged by Legal Aid.

Outcome Indicators:

- 1. A minimum of 300 individuals will be provided with legal assistance in family law, consumer and immigration matters.
- 2. A minimum of 540 elders will be provided with legal assistance in social security, Medicare, Medicaid, housing, consumer and domestic matters.
- 3. A minimum of 200 children will be provided with legal assistance in Juvenile, Family or Probate Court in order to access appropriate placement and/or treatment services.
- 4. A minimum of 100 disadvantaged, disabled public school children will be provided with legal advocacy to assist them in obtaining appropriate academic placement.

2. Public Guardianship Program

The Consultant will provide public guardianship services to a minimum of eighty (80) indigent elderly persons in Palm Beach County who are adjudicated incapacitated and have no family or friends willing to care for them. Services are provided in order to ensure that their basic needs are met, their quality of life enhanced and that they are provided with all entitlements and/or financial assistance to which they are eligible.

Outcome Indicators:

- 1. A minimum of eighty (80) wards will receive quality care and efficient services to ensure their well being.
- 2. The Consultant will strive to increase the frequency of visits to the ward beyond what is mandated in F.S. 744.708(6).

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3. Domestic Violence Legal Assistance & Representation

The Consultant will provide legal services to victims of domestic violence in crisis situations to maximize their continued safety and the security and safety of their families. Services will be provided by staff attorneys or pro bono counsel coordinated through Legal Aid and include advice and legal consultation, representation at domestic violence injunction hearings and referral where appropriate to address the safety of each client.

To be eligible for these services an individual must be a victim of domestic violence. Services are offered at the main office site in West Palm Beach with outreach services in North County (Palm Beach Gardens), South County (Delray Beach) and West County (Belle Glade).

Outcome Indicators:

- 1. A minimum of 500 victims of domestic violence will receive immediate legal services and/or representation in domestic violence matters.
- 2. 65% (215) of victims of domestic violence and their families will be awarded restraining orders and be provided with a safe and secure home environment.

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