

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION APPROVING AGREEMENTS FOR CONTINUED LEGAL SERVICES SUPPORTING IMMIGRANT RESIDENTS OF SAN MATEO COUNTY: A) AUTHORIZING AND DIRECTING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH THE LEGAL AID SOCIETY OF SAN MATEO COUNTY TO PROVIDE AFFIRMATIVE LEGAL SERVICES, FOR THE TERM OF JULY 1, 2025 THROUGH JUNE 30, 2026, IN AN AMOUNT NOT TO EXCEED \$416,649; AND B) AUTHORIZING AND DIRECTING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH LEGAL AID SOCIETY OF SAN MATEO COUNTY TO PROVIDE REMOVAL DEFENSE LEGAL SERVICES, FOR THE TERM OF JULY 1, 2025 THROUGH JUNE 30, 2026, IN AN AMOUNT NOT TO EXCEED \$800,671; AND C) AUTHORIZING AND DIRECTING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH LEGAL AID SOCIETY OF SAN MATEO COUNTY TO PROVIDE RAPID RESPONSE LEGAL SERVICES, FOR THE TERM OF JULY 1, 2025 THROUGH JUNE 30, 2026, IN AN AMOUNT NOT TO EXCEED \$533,964; AND D) GRANTING A WAIVER OF THE COMPETITIVE BIDDING REQUIREMENT FOR ACQUISITION OF THESE LEGAL SERVICES

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, according to the American Community Survey, a third of San Mateo County residents are foreign-born and many of these residents have children who are United States citizens; and

WHEREAS, this Board has identified a continuing need for legal services to support our immigrant population; and

WHEREAS, since 2017, the County has contracted with the Legal Aid Society of San Mateo County ("Legal Aid Society"), in coordination with partner subcontractor non-profit legal services agencies to provide affirmative legal services, including

conducting legal workshops and providing assistance applying for immigration relief and benefits; and

WHEREAS, the County has most recently approved a Fourth Amendment to the contract with the Legal Aid Society to provide such affirmative legal services for immigrants residing in San Mateo County for a two-year term of July 1, 2023, through June 30, 2025, for an increased amount not to exceed \$636,177.63; and

WHEREAS, since 2018, the County has also contracted with the Legal Aid Society to provide removal defense services, including legal representation of immigrants living in San Mateo County in removal actions; urgent legal assistance to individuals referred by the San Mateo County Rapid Response Hotline; and coordination of the San Mateo County Rapid Response Network; and

WHEREAS, the County has most recently approved a Fourth Amendment to the contract with the Legal Aid Society to provide such removal defense services, including rapid response services, for immigrants residing in San Mateo County for a two-year term of July 1, 2023, through June 30, 2025, for an increased amount not to exceed \$1,737,725; and

WHEREAS, the Legal Aid Society and its sub-contractor partner agencies have familiarity with the legal needs of San Mateo County residents, established experience working with these populations, and the ability to continue providing these services without interruption; and

WHEREAS, the Legal Aid Society has satisfied the performance measures under their current agreements; and

WHEREAS, the Board wishes to utilize funds generated by the County's ½ cent sales tax (**Measure K**) to fund the continued provision of the specified affirmative, removal defense, and rapid response legal services pursuant to three new, restructured agreements; and

WHEREAS, based on a current assessment of need in the community, the Board has been presented with and desires the County enter into an agreement with the Legal Aid Society for Affirmative Legal Services for an amount not to exceed \$416,649 for a term of July 1, 2025, through June 30, 2026; and

WHEREAS, the Board has been presented with and desires the County enter into an agreement with the Legal Aid Society for Removal Defense Legal Services for an amount not to exceed \$800,671 for a term of July 1, 2025, through June 30, 2026; and

WHEREAS, the Board has been presented with and desires the County enter into an agreement with the Legal Aid Society for Rapid Response Legal Services for an amount not to exceed \$533,964 for a term of July 1, 2025, through June 30, 2026; and

WHEREAS, this Board has been presented with a form of such agreements, has examined and approved them as to both form and content, and desires to enter into them; and

WHEREAS, the Board has previously waived the competitive bidding process for these legal services provided by the Legal Aid Society, and given the Legal Aid Society's unique experience working in and with affected San Mateo County communities and their ability to provide legal services without interruption on active cases, the Board desires that the competitive solicitation process again be waived with respect to the three new, restructured agreements for legal services pursuant to Administrative Memorandum B-1, IV.B.1 ("Expert witnesses, legal defense, legal advice, or other legal services") and San Mateo Ordinance Code Section 2.83.050(e) (providing the Board "may waive any of the provisions of this chapter which require competitive bidding in any situation where the Board of Supervisors determines that the best interests of the County would be served without the necessity of competitive bidding").

WHEREAS, the \$1,751,284 to fund the agreements approved by this Resolution will be funded through **Measure K** reserves.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the President of the Board of Supervisors be and is hereby authorized and directed to execute an agreement with the Legal Aid Society of San Mateo County to provide Affirmative Legal Services for an amount not to exceed \$416,619 for a term of July 1, 2025, through June 30, 2026.

BE IT FURTHER RESOLVED that the President of the Board of Supervisors be and is hereby authorized and directed to execute an agreement with the Legal Aid

Society of San Mateo County to provide Removal Defense Legal Services for an amount not to exceed \$800,671 for a term of July 1, 2025, through June 30, 2026.

BE IT FURTHER RESOLVED that the President of the Board of Supervisors be and is hereby authorized and directed to execute an agreement with the Legal Aid Society of San Mateo County to provide Rapid Response Legal Services for an amount not to exceed \$533,964 for a term of July 1, 2025, through June 30, 2026.

BE IT FURTHER RESOLVED that the requirement of a formal solicitation for these agreements is waived and the President of the Board of Supervisors be and is hereby authorized and directed to execute the agreements for and on behalf of the County, and the Clerk of this Board shall attest the President's signature thereto.

BE IT FURTHER RESOLVED that the County Executive, or designee(s), is authorized to execute further amendments to each of the agreements which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate, per agreement), and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

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