

RESOLUTION NO. _____

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

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**RESOLUTION APPROVING A THIRD AMENDMENT TO THE AGREEMENT WITH
LEGAL AID SOCIETY OF SAN MATEO COUNTY TO CONTINUE TO PROVIDE
REMOVAL DEFENSE LEGAL SERVICES SUPPORTING IMMIGRANT RESIDENTS
OF SAN MATEO COUNTY, EXTENDING THE TERM THROUGH JUNE 30, 2023,
AND INCREASING THE AMOUNT PAYABLE UNDER THE AGREEMENT BY
\$819,200, FOR A NEW AMOUNT NOT TO EXCEED \$3,072,663**

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

WHEREAS, the Migration Policy Institute estimates that about 55,000 of San Mateo County immigrant residents are unauthorized residents and about sixty percent of them have lived in the United States for more than ten years; and

WHEREAS, as a response to the heightened immigration enforcement priority under the previous presidential administration, the County contracted with the Legal Aid Society of San Mateo County and subcontracted non-profit legal services agencies to provide 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 this Board has authorized an amendment to the agreement with the Legal Aid Society such that the agreement, as amended, is presently for the term of September 1, 2019 through June 30, 2022 and for an amount not to exceed \$2,253,463; and

WHEREAS, the Legal Aid Society, working in coordination with partner subcontractor agencies, has represented 207 individuals in removal proceedings with successful outcomes on 21 cases they have litigated to conclusion thus far; and

WHEREAS, individuals represented live throughout the County and, of those represented, 62% are eighteen years of age or younger, roughly 64% of individuals sought asylum, and 23% filed for Special Immigrant Juvenile Status; and

WHEREAS, in conjunction with legal service representation, the Rapid Response Network has fielded more than 1,200 calls, participated in more than 500 events, and outreached to more than 15,000 people; and

WHEREAS, with the shift in deportation enforcement policies under the present federal administration and current assessment of need in the community, and in consideration of the legal needs of the remaining active cases undertaken pursuant to the Agreement to date, there remains a need for the legal services provided under the Agreement for the upcoming year; and

WHEREAS, the Legal Aid Society of San Mateo County and its sub-contracted 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, in light of the need for the continuation of these services and the need to ensure continuity of legal representation for those currently receiving legal services from Legal Aid and its collaborating agencies, it is in the best interests of the community that the request for proposals process be waived this year with respect to the services covered by this amendment; and

WHEREAS, this Board has been presented with a third amendment to the agreement for consideration, in which Legal Aid Society and its subcontracted partner agencies will continue to provide immigration removal legal defense for its current case load of immigrants who reside in San Mateo County and who could not otherwise afford such legal services, with the term of the agreement to be extended through June 30, 2023 and the maximum amount payable under the agreement to be increased by \$819,200, for a revised amount not to exceed \$3,072,663; and

WHEREAS, the Board has considered this third amendment to the agreement as to form and content, and desires to enter into it.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the requirement of a request for proposals is waived and the President of the Board of Supervisors be and is hereby authorized and directed to execute said agreement for and on behalf of the County of San Mateo, and the Clerk of this Board shall attest the President's signature thereto.

BE IT FURTHER RESOLVED that the County Executive or the County Executive's designee is authorized to execute contract amendments which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), 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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