

BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER

Your Committee is in receipt of a proposed Act which, if approved by your Honorable Board, would authorize the County Attorney to initiate legal action including, but not limited to, third-party claims, cross-claims, and/or counterclaims on behalf of the County of Westchester ("County"), as may be necessary against Machinery Equipment Rebuilders, Paul Miller (collectively "MER"), and any other party as necessary and appropriate to protect the County's interests in connection with return of the Dragon Coaster gearbox and/or monetary damages for same.

When Standards Amusement was under contract with the County to manage and operate Playland, in or about March 2025 it purportedly entered into an agreement with MER for the repair and refurbishment of the gearbox necessary to operate the Dragon Coaster. The subject gearbox was delivered to MER. However, despite the County's efforts, the gearbox has not yet been returned.

Your Committee concurs with the County Attorney and Westchester County Commissioner of Parks Recreation and Conservation, Kathleen O'Connor, and, therefore, recommends that the Board approve the accompanying Act authorizing the County Attorney to initiate such legal action, including, but not limited to, third-party claims, cross-claims, and/or counterclaims on behalf of the County, as may be necessary against Machinery Equipment Rebuilders, Paul Miller, and any other party deemed responsible as necessary and appropriate to protect the County's interests in connection these claims.

An affirmative vote of a majority of the Board is required to pass this Act.

Dated: September 29, 2025
White Plains, New York

James Brilliant
John
Colin O'Malley
She
Paul
James Br
Ken
Don

Colin O'Malley
James Br
Ken

COMMITTEE ON
l:jf Budget & Appropriations

Law & Major Contracts

Dated: September 29, 2025
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Emiliana May

COMMITTEE ON

Law & Major Contracts

FISCAL IMPACT STATEMENT

SUBJECT: Machinery Equip. Rebuilders

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

☒ GENERAL FUND

☐ AIRPORT FUND

☐ SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense TBD

Total Current Year Revenue \$ -

Source of Funds (check one): ☐ Current Appropriations ☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses: Annual Amount TBD

Describe: Avoid incurring additional expense by recovering the Dragon Coaster Gear Box

Potential Related Operating Budget Revenues: Annual Amount TBD

Describe: Potential monetary damages if gear box is not recovered.

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: _____

Next Four Years: _____

Prepared by: Larry Soule

Title: Budget Director

Department: Budget

Date: September 22, 2025

Reviewed By: 

Budget Director

Date: 9/22/25

AN ACT authorizing the County Attorney to initiate legal action including, but not limited to, third-party claims, cross-claims, and/or counterclaims on behalf of the County of Westchester against Machinery Equipment Rebuilders, Paul Miller, and any other responsible party as may be necessary and appropriate to protect the County's interests in connection with return of the Dragon Coaster gearbox and/or monetary damages as may be appropriate.

BE IT ENACTED by the Board of Legislators of the County of Westchester as follows:

Section 1. The County Attorney is hereby authorized on behalf of the County of Westchester to initiate legal action, including, but not limited to, third-party claims, cross-claims, and/or counterclaims on behalf of the County of Westchester against Machinery Equipment Rebuilders, Paul Miller, and/or any other responsible parties as may be necessary and appropriate to protect the County's interests arising for the recovery of equipment identified as the gearbox for the Dragon Coaster ride located at Playland, Rye, New York.

Section 2. The County Attorney or his duly designated representative is hereby authorized to undertake such legal proceedings and prepare all documents necessary or desirable to accomplish the purpose of this Act.

Section 3. This Act shall take effect immediately.

PAUL MILLER
COUNTY ATTORNEY

APPROVED BY BOARD OF LEGISLATORS

APPROVED