

ACT 67 - 2022

BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee is in receipt of a proposed Act, which if enacted by your Board, would authorize the settlement of the lawsuit of Lisa A. Robinson v. County of Westchester, et al, Westchester County Supreme Court Index No. 56667/2020, in the amount of \$125,000.00 inclusive of attorney's fees.

This matter is pending in the Westchester County Supreme Court. The matter tentatively settled on May 11, 2022 pending this Board's approval of a settlement in the amount of \$125,000.00, inclusive of attorney's fees.

This matter arises out of a Liberty Lines Bus accident which occurred on August 29, 2018. Plaintiff was a passenger and was standing in front of and facing the back door while holding on to a railing with her left hand. The bus was traveling southbound on South Broadway in Yonkers. The accident happened when a car appeared to run the stop sign at the on-ramp to South Broadway from the Henry Hudson Parkway, and entered South Broadway at an angle from the right. The codefendant's car was struck by the bus on the driver's side door. Codefendant appeared to have been attempting to make a left turn in front of the bus

Plaintiff was transported from the scene of the bus accident to St. Joseph's Hospital in Yonkers. She complained of pain in her left leg, knee and hip, and pain in her left shoulder. As a result of the bus accident, on January 31, 2019, plaintiff had arthroscopic surgery at Surgicore of Manhattan to repair a partial rotator cuff tear in her left shoulder.

The settlement takes into consideration the uncertainty of litigation and the potential costs of trial, subsequent proceedings and potential appeal. Both outside counsel and our insurer's adjuster recommend this settlement. The County's insurance policy will cover \$25,000 of the \$125,000 settlement, and the County will pay its \$100,000. deductible.

Your Committee has carefully considered the subject matter, the settlement proposal, the attached Act and recommends authorizing the County Attorney or his designee to settle the lawsuit entitled Lisa A. Robinson v. County of Westchester, et al, Westchester County Supreme Court Index No. 56667/2020, in the amount of \$125,000.00 inclusive of attorney's fees.

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

Dated: White Plains, New York

June 6, 2022

Vedat Gashi  
Nancy Bar  
W. Miller  
C. J. [Signature]

Vedat Gashi  
Nancy Bar  
W. Miller

Budget &  
Appropriations






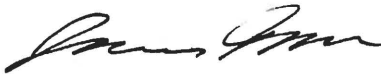


COMMITTEE ON:

Law & Major  
Contracts

Dated: June 6, 2022  
White Plains, New York

**The following members attended the meeting remotely pursuant to Chapter 1 of New York State Laws of 2022, and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.**

**COMMITTEES ON**

**Budget & Appropriations**

**Law & Major Contracts**

# FISCAL IMPACT STATEMENT

**SUBJECT:** Lisa Robinson v. County, et al.       **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**      \$ 100,000

**Total Current Year Revenue**      \$ -

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

**Additional Appropriations**       **Other (explain)**

**Identify Accounts:**    6N Fund: 615 59 0698 4270 4280 05

**Potential Related Operating Budget Expenses:**      Annual Amount                     

**Describe:** \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Potential Related Operating Budget Revenues:**      Annual Amount                     

**Describe:** \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

**Current Year:** \_\_\_\_\_  
 \_\_\_\_\_

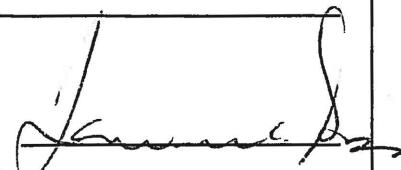
**Next Four Years:** \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Prepared by:**      Dianne Vanadia

**Title:**      Sr. Budget Analyst

**Department:**      Budget

**Date:**      May 18, 2022

**Reviewed By:**   
 Budget Director

*DV 5/18/22*

**Date:**      5/18/22

ACT NO. 67 -2022

AN ACT authorizing the County Attorney to settle the lawsuit of Lisa A. Robinson v. County of Westchester, et al, in Westchester County Supreme Court, Index No. 56667/2020, in the amount of \$125,000.00, inclusive of attorney's fees

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

Section 1. The County Attorney is authorized to settle the lawsuit of Lisa A. Robinson v. County of Westchester, et al, in Westchester County Supreme Court, Index No. 56667/2020, in the amount of \$125,000.00 inclusive of attorney's fees. The County will pay \$100,000.00 of this settlement as required by the deductible applicable to its insurance policy.

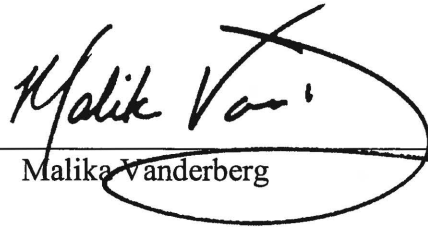
Section 2. The County Attorney or his designee is hereby authorized and empowered to execute and deliver all documents and take such actions as the County Attorney deems necessary or desirable to accomplish the purpose of this Act.

Section 3. This Act shall take effect immediately.

STATE OF NEW YORK            )  
  )    ss.  
WESTCHESTER COUNTY        )

I **HEREBY CERTIFY** that I have compared the foregoing Act, Act No. 67 - 2022, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of the said original Act, which was duly adopted by the County Board of Legislators, of the County of Westchester on June 13, 2022, and approved by the County Executive on June 15, 2022.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 17<sup>th</sup> day of June, 2022.

  
\_\_\_\_\_

The Clerk of the Westchester County  
Board of Legislators

County of Westchester, New York

