

ACT 109 - 2026

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 *Eugene and Sarah Elizabeth Gasparre v. County Of Westchester*, in Supreme Court Westchester County, Index No. 64094/2014, for the amount of \$400,000.00, inclusive of attorney's fees.

Your Committee is informed, this matter arises from plaintiff Eugene Gasparre's ("Gasparre") alleged exposure to biohazardous material while he was working at the County's New Rochelle Wastewater Treatment plant ("NRWTP") located at 1 LeFevres Lane, New Rochelle. At the time of the exposure, Gasparre was employed as a laborer by Yonkers Contracting Co., Inc. and working at the facility in connection with a capital improvement project. Gasparre claimed that he was exposed to biohazardous substances after handling wood planking stored near sewage waste bins that become contaminated as a result of raw sewage draining from those bins. Gasparre has alleged permanent gastrointestinal injuries as a result of this exposure. Gasparre brought his claims under the strict liability provisions of the New York State Labor Law.


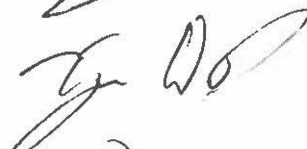
Your Committee is further informed that this proposed settlement takes into consideration the factual allegations, the nature of plaintiffs' injuries, and the County's potential liability under the New York State Labor Law to maintain the NRWTP in a safe manner for workers on the premises. The County Attorney's Office has advised that, if this matter were to proceed to trial and the County found liable for plaintiffs' injuries, it could expose the County to a substantial monetary verdict.


Your Committee notes that the County Attorney's Office engaged in protracted negotiations with plaintiffs to arrive at this settlement, and recommends its approval as being in the best interests of the County.

Your Committee has carefully considered the subject matter, the settlement proposal, and the attached Act, and recommends adoption of this Act.

Dated: White Plains, New York

, 2026



Vedat Gashi;
Arat Nalbur
Sife


Judah Holstein (ES)
Husein Zillieane John

Vedat Gashi
Arat Nalbur
Arat Nalbur
Mawqaf Bar
Husein Zillieane John

COMMITTEE ON

Budget & Appropriations

Litigation

Dated: May 18, 2026
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.

Budget & Appropriations

A handwritten signature in black ink, appearing to read "M. Pitti". The signature is written in a cursive style with a long horizontal stroke at the end.

FISCAL IMPACT STATEMENT

SUBJECT: Lawsuit Settlement: Gasparre, Eugene

NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense 400,000

Total Current Year Revenue _____

Source of Funds (check one):
Current Appropriations Transfer of Existing
Additional Appropriations Appropriations Other (explain)

Identify Accounts: 6N Fund: 615 59 0693 3710 4280 04

Potential Related Operating Budget Expenses: Annual Amount N/A

Describe: General Liability Settlement of Gasparre, Eugene G130090

Potential Related Operating Budget Revenues: Annual Amount N/A

Describe: _____

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

Current Year: N/A

Next Four Years: N/A

Prepared by: Justin R. Adin

Title: Asst. Chief Deputy County Attorney

Department: Law

Date: 04/28/2026

Approved by: Lawrence Soule
Digitally signed by Lawrence Soule
Date: 2026.04.29 12:41:02
+0000

Budget Director

Date: _____

ACT NO. 109 - 2026

AN ACT authorizing the County Attorney to settle the lawsuit of *Eugene and Sarah Elizabeth Gasparre v. County Of Westchester*, in Supreme Court Westchester County, Index No. 64094/2014, for the amount of \$400,000.00, 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 *Eugene and Sarah Elizabeth Gasparre v. County Of Westchester*, in Supreme Court Westchester County, Index No. 64094/2014, for the amount of \$400,000.00, inclusive of attorney's fees.

Section 2. The County Attorney or his designee is hereby authorized and empowered to execute and deliver all documents and take such action 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. 109 - 2026, 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 May 18, 2026, and approved by the County Executive on May 19, 2026.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 20th day of May, 2026.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

