

Law & Major Contracts

BOL Meeting Minutes - Published Draft



Committee Chair: Nancy Barr

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Monday, June 28, 2021

10:00 AM

Committee Room

CALL TO ORDER

Joint with Budget & Appropriations

With a quorum present, Chair Barr called the meeting to order at 10:11 a.m.

Others in Attendance: BOL: Legislators: Margaret Cunzio, Catherine Parker, Ruth Walter, Damon Maher, David Tubiolo, Terry Clements, and Chris Johnson (Remote); Committee Coordinators: Jill Axelrod and Alessandra Restiano; Lisa Hochman, Carolyn Stevens, Amy Vele, and Melanie Montalto (Remote) LAW: John Nonna, Remote: Jane Hogan Felix and Sean Carey BUDGET: Gideon Grande (Remote)

Present: Committee Vice-Chair Barr, Legislator Boykin, Legislator Covill, Legislator Gashi, Committee Vice-Chair Shimsky and Legislator Smith

Absent: Legislator Alvarado

MINUTES APPROVAL

June 16, 2021 at 10:00 a.m.

On motion of Legislator Smith, seconded by Legislator Covill, the minutes were approved. The motion carried unanimously.

I. ITEMS FOR DISCUSSION

Guests: County Attorney John Nonna, Senior Assistant County Attorney Jane Hogan-Felix, and Senior Assistant County Attorney Sean Carey

1. [ACT-2021-115](#) **ACT - Lawsuit Settlement Kastrati v. Bee Line System**

Ms. Hogan Felix said that this matter arose from an accident on October 29, 2019 at 8:15 p.m. in the Bronx, in which a Liberty Lines bus struck a pedestrian in an intersection. She was taken to the hospital, where she was diagnosed with a subdural hematoma of the brain and fractures, and underwent a craniotomy and tracheotomy. She was transferred to a rehab facility, where she received physical and occupational therapy. She developed a fever and infections, and died on January 7, 2020. The bus driver was charged with failure to yield to a pedestrian, lost his license for 75 days, and was fined \$500. Liberty Lines suspended the driver for three weeks and had him go through retraining.

Ms. Hogan Felix said that the bulk of the value of the settlement comes from the decedent's family's testimony that she felt pain. Her medical records showed that she was in a coma, but was on the borderline of consciousness. She cried out from pain, squeezed her husband's hand, and sometimes turned toward voices. Her blood pressure also fluctuated, indicating that she reacted to pain. The County had a neurologist review the case, and he could not dispute any of the claims.

The committee chairs asked Ms. Hogan Felix to get the details of the training the driver

received from Liberty Lines.

With a motion by Legilsation Shimsky seconded by Chairman Boykin, the committee went into executive session at 10:32 a.m. With a motion by Legislator Shimsky seconded by Legislator Smith, the committee came out of executive session at 10:42 a.m.

On motion of Committee Vice-Chair Shimsky, seconded by Legislator Gashi, the above item was signed by committee.

2. [ACT-2021-116](#) **ACT - Settlement of Workers Comp Lien (M.P.D.)**

Mr. Carey discussed the item.

On motion of Legislator Smith, seconded by Committee Vice-Chair Shimsky, the above item was signed by committee.

3. [ACT-2021-117](#) **ACT - Settlement of Workers Comp Lien (J.V.)**

Mr. Carey discussed the item.

On motion of Legislator Smith, seconded by Legislator Covill, the above item was signed by committee.

4. [ACT-2021-118](#) **ACT - Settlement of Workers Comp Benefits (R.B.)**

Mr. Carey discussed the item.

On motion of Legislator Smith, seconded by Legislator Covill, the above item was signed by committee.

5. [ACT-2021-119](#) **ACT - Settlement of Workers Comp Benefits (J.G.)**

Mr. Carey discussed the item.

On motion of Legislator Smith, seconded by Legislator Covill, the above item was signed by committee.

6. [ACT-2021-120](#) **ACT - Settlement of Workers Comp Benefits (B.P.)**

Mr. Carey discussed the item.

On motion of Legislator Smith, seconded by Legislator Covill, the above item was signed by committee.

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Legislator Covill, seconded by Legislator Smith, the Committee adjourned at 11:39 a.m.