

Law & Major Contracts

BOL Meeting Minutes - Published Draft



Committee Chair: Damon Maher

800 Michaelian Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Monday, October 16, 2023

1:00 PM

Committee Room

CALL TO ORDER

Joint with Budget & Appropriations and Legislation committees.

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting. *With a quorum present, Chair Maher called the meeting to order at 1:10 p.m.*

Others in Attendance: BOL: Legislators: Tyrae Woodson Samuels, James Nolan, Ben Boykin, and Erika Pierce; Legislator Symra Brandon (Remote); Committee Coordinators: Jill Axelrod and James Silverberg; Law Dept.: John Nonna, Tami Altschiller, and Justin Adin

Present: Committee Chair Maher, Legislator Barr, Legislator Gashi, Committee Vice-Chair Imamura, Legislator Parker, Legislator Smith and Legislator Williams Johnson

MINUTES APPROVAL

Wednesday, September 27, 2023 at 10:00 a.m.

On motion of Committee Vice-Chair Imamura, seconded by Legislator Williams Johnson, the minutes were approved. The motion carried unanimously.

Wednesday, October 11, 2022 at 10:00 a.m.

On motion of Committee Vice-Chair Imamura, seconded by Legislator Williams Johnson, the minutes were approved. The motion carried unanimously.

I. ITEMS FOR DISCUSSION

1. [RES-2023-122](#) PH - Instituting Actions and Settlement Authority

Guests: Law Dept.: County Attorney John Nonna and Deputy County Attorney Justin Adin.

Mr. Adin discussed the proposed changes to Section 158.11. regarding the authority of the County Attorney's Office to institute and settle actions. First, the not to exceed amount in Section 158.11 (3) would be increased from \$10,000 to \$25,000, which would allow the County Attorney to commence collection actions better in line with the authority of various County bodies to impose fines.

He noted that Section 158.11(5) currently allows the County Attorney's office to unilaterally

settle actions against the County for an amount not to exceed \$10,000, or personal and property damage not to exceed \$75,000 with the approval of the Board of A & C. These amounts, which have not been increased since 1983, would be increased to \$25,000 and \$150,000, respectively.

Mr. Adin stated that the proposed law would also modify Section 158.11 (5) to provide that A&C's authority applies to any action that is covered through the County's 6-N fund or other insurance program. It would also allow A&C to approve reductions in Workers' Compensation liens.

On motion of Legislator Barr, seconded by Legislator Smith, the above item was signed by committee and referred to Board of Legislators. The motion carried unanimously.

2. [2023-400](#) **LL - Instituting Actions and Settlement Authority**

Guests: Law Dept.: County Attorney John Nonna and Deputy County Attorney Justin Adin.
See discussion of Item #1 above.

On motion of Legislator Barr, seconded by Legislator Smith, the above item was signed by committee and referred to Board of Legislators. The motion carried unanimously.

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Committee Vice-Chair Imamura, seconded by Legislator Barr, the Committee adjourned at 1:31 p.m..