

ACT 198 - 2025

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 Bellian John J.
Colin O'Malley
Sifu
Paul H.
James Baur
Ken Orr
Dorothy

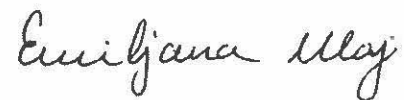
Colin O'Malley
James Baur
Ken Orr

COMMITTEE ON
1: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.

A handwritten signature in cursive script, reading "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: _____

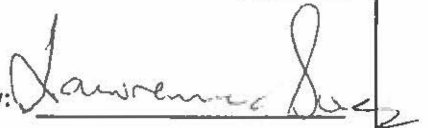
Next Four Years: _____

Prepared by: Larry Soule

Title: Budget Director

Department: Budget

Date: September 22, 2025

Reviewed By: 

Budget Director

Date: 9/22/25

ACT NO. 198 - 2025

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.

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 198 - 2025, 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 September 29, 2025, and approved by the County Executive on September 30, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 1st day of October, 2025.

Malika Vanderberg

Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

