

# 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](http://www.westchesterlegislators.com)

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**Monday, September 18, 2023**

**10:00 AM**

**Committee Room**

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### CALL TO ORDER

Joint with Budget & Appropriations committee.

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 10:11 a.m.*

*Others in Attendance: BOL: Legislators: Symra Brandon and Erika Pierce, Committee Coordinators: Jill Axelrod and James Silverberg; Law Dept.: Mark Gardner*

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

**Remote:** Legislator Smith

### MINUTES APPROVAL

Monday, June 12, 2023 at 10:00 a.m.

On motion of Committee Chair Maher, seconded by Committee Vice-Chair Imamura, the minutes were approved. The motion carried by the following vote:

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

Tuesday, June 20, 2023 at 10:00 a.m.

On motion of Committee Chair Maher, seconded by Committee Vice-Chair Imamura, the minutes were approved. The motion carried by the following vote:

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

Monday, July 31, 2023 at 10:00 a.m.

On motion of Committee Chair Maher, seconded by Committee Vice-Chair Imamura, the minutes were approved. The motion carried by the following vote:

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

## I. ITEMS FOR DISCUSSION

### 1. [ACT-2023-173](#) **ACT - Lawsuit Settlement of Sydnor v. County of Westchester**

Guest: Law Dept.: Senior Assistant County Attorney Mark Gardner

*Mr. Gardner said that there is a tentative settlement of \$625,000 for this case, inclusive of the \$250,000 self-insured retention in the County's insurance policy. He explained that the case arose from an accident on March 3, 2015, in which the plaintiff was stopped at a red light on Nepperhan Avenue at the intersection with Lake Avenue in Yonkers when it was rear-ended by a Liberty Lines bus. The plaintiff underwent numerous medical procedures, including many spinal injections and two fusions.*

*Mr. Gardner said that the settlement takes into consideration the uncertainty of litigation and the potential costs of trial, subsequent proceedings and potential appeal, and both outside counsel and the County's insurer's adjuster recommend this settlement.*

On motion of Committee Chair Maher, seconded by Committee Vice-Chair Imamura, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

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

## II. OTHER BUSINESS

## III. RECEIVE & FILE

## ADJOURNMENT

Moved by Legislator Williams Johnson, seconded by Committee Vice-Chair Imamura, the Committee adjourned at 10:22 a.m. by the following vote:

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