

# Law & Major Contracts

## BOL Meeting Minutes - Final



Committee Chair: Nancy Barr

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

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Wednesday, March 31, 2021

10:00 AM

Committee Room

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### CALL TO ORDER

Joint with Budget & Appropriations and Parks & Recreation

*With a quorum present, Chair Barr called the meeting to order at 10:15 AM.*

*Pursuant to Governor Andrew Cuomo's Executive Order No. 202.1, "Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency," which temporarily suspends portions of the New York State Open Meetings Law. A section of the order, "Suspension of law allowing the attendance of meetings telephonically or other similar services," provides for the suspension of "Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed."*

*Others in attendance: BOL: Legislator Catherine Borgia, Legislators (Remote): David Tubiolo, Terry Clements, Ruth Walter, Margaret Cunzio, Damon Maher, Catherine Parker, Alfreda Williams, and Tyrae Woodson-Samuels; Committee Coordinators: Jill Axelrod, Alie Restiano, and Beth Lobello LAW: John Nonna, Remote: Tami Altschiller, David Chen PARKS: Kathy O'Connor, Peter Tartaglia BUDGET: Larry Soule, Gideon Grande GUESTS: Elizabeth Sacksteder, Karen Pecora*

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

**Remote:** Legislator Alvarado, Legislator Gashi and Committee Vice-Chair Shimsky

### MINUTES APPROVAL

March 24th, 2021 at 10:00 a.m.

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

### I. ITEMS FOR DISCUSSION

[ACT-2021-55](#) **ACT - Second Restated and Amended Playland Management Agreement with Standard Amusement, LLC**

Guests: County Attorney John Nonna, Assistant Chief Deputy County Attorney Tami Altschiller, Associate County Attorney David Chen, Elizabeth Sacksteder, Partner, Paul Weiss Rifkind Wharton & Garrison; Parks & Recreation Commissioner Kathy O'Connor and Deputy Commissioner Peter Tartaglia; Budget Director Larry Soule and Deputy Director Gideon Grande

*Karen Pecora, President of CSEA Unit 9200, presented additional questions from the 31 full-time County employees at Playland. Mr. Nonna suggested that the employees should have a conversation with Standard, which might help allay their concerns. Commissioner O'Connor, Deputy Commissioner Tartaglia, and Ms. Pecora agreed that this would be beneficial for the employees.*

*The committees continued their review of the financials presented by the Budget Department. Legislator Parker asked what the role of the Board of Legislators would be if Standard seeks to assign the contract. Mr. Nonna said that assignment to a third party may constitute an amendment to the contract, which would require Board approval since they approved the original contract. Ms. Altschiller confirmed that assignment would require an amendment and Board approval.*

*Legislator Parker requested that the committees go into executive session to discuss the litigation with Standard. Chair Barr said that due to time constraints, this would take place at the next meeting. Mr. Nonna asked that questions regarding litigation be sent by privileged and confidential email to the Law Department in advance in case they need to do research. Chair Barr said that at the next meeting, the committees will also discuss questions regarding Section 10, which is the assignment provision of the agreement, and the changes made to the agreement based on previous discussions.*

This ACT was tabled

## **II. OTHER BUSINESS**

## **III. RECEIVE & FILE**

## **ADJOURNMENT**

Moved by Legislator Smith, seconded by Legislator Covill, the Committee adjourned at 12:10 p.m.