

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, January 9, 2023

10:00 AM

Committee Room

CALL TO ORDER

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.

Chairwoman Catherine Borgia will be participating remotely from Clear View School and Day Treatment Center, 480 Albany Post Road, Briarcliff, NY, 10510

With a quorum present, Chair Maher called the meeting to order at 10:21 a.m.

Others in Attendance: BOL: Legislators: Erika Pierce, Ben Boykin, David Tubiolo, and Jewel Williams Johnson; Committee Coordinators: Jill Axelrod and James Silverberg; Lisa Hochman; Remote: Greg Casicato and Melanie Montalto; LAW: John Nonna, Justin Adin, Jack Micciche, Jane Hogan-Felix, and Rachel Noe; GUEST: Ira Schulman

Present: Committee Chair Maher, Legislator Barr, Legislator Borgia, Committee Vice-Chair Gashi and Legislator Smith

Remote: Legislator Parker

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

Discussion on Yonkers Contracting Pending Litigation

Joint with B&A.

Guests:

County Attorney John Nonna-LAW

Ira Schulman-Sheppard Mullin

Mr. Nonna and Mr. Schulman discussed the status of the Yonkers Contracting litigation. With a motion by Chair Maher, seconded by Legislator Barr, the committee went into executive session to discuss legal advice and litigation strategy at 10:26 a.m. With a motion by Chair Maher, seconded by Legislator Barr, the committee came out of executive session at 11:10 a.m.

1. [2022-531](#) **ACT - Lawsuit Settlement of Krassowski v. County of Westchester**

Joint with B&A.

Guests: Law Department
County Attorney John Nonna
Jack Micciche

County Attorney John Nonna and Senior Assistant County Attorney Jack Micciche discussed the item. With a motion by Chair Maher, seconded by Legislator Borgia, the committee went into executive session to discuss litigation strategy at 11:15 a.m. With a motion by Chair Maher, seconded by Legislator Barr, the committee came out of executive session at 11:37 a.m.

On motion of Committee Chair Maher, seconded by Legislator Barr, 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 Borgia, Committee Vice-Chair Gashi, Legislator Parker and Legislator Smith

2. [2022-565](#) **ACT - Lawsuit Settlement County of Westchester v. Unity Mechanical Corp.**

Joint with B&A.

Guests: Law Department
County Attorney John Nonna
Justin Adin

County Attorney Nonna and Deputy County Attorney Justin Adin discussed the item.

On motion of Committee Chair Maher, seconded by Legislator Barr, 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 Borgia, Committee Vice-Chair Gashi, Legislator Parker and Legislator Smith

3. [2022-584](#) **ACT - Agreement Amendment re: County Trunk Sanitary Sewer System**

Joint with B&A.

Guests: Law Department
County Attorney John Nonna
Rachel Noe

County Attorney John Nonna and Associate County Attorney Rachel Noe discussed the item.

On motion of, 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 Borgia, Committee Vice-Chair Gashi, Legislator Parker and Legislator Smith

4. [2022-593](#) **ACT - Lawsuit Settlement Green v. Westchester**

Joint with B&A.

Guests: Law Department
County Attorney John Nonna
Jane Hogan-Felix

County Attorney John Nonna and Senior Assistant County Attorney Jane Hogan-Felix

discussed the item. With a motion by Chair Maher, seconded by Legislator Borgia, the committee went into executive session to discuss litigation strategy at 11:57 a.m. With a motion by Chair Maher, seconded by Legislator Barr, the committee came out of executive session at 12:10 a.m.

On motion of Committee Chair Maher, seconded by Legislator Borgia, 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 Borgia, Committee Vice-Chair Gashi, Legislator Parker and Legislator Smith

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Legislator Barr, seconded by Legislator Borgia, the Committee adjourned at 12:13 p.m. by the following vote:

Aye: Committee Chair Maher, Legislator Barr, Legislator Borgia, Committee Vice-Chair Gashi, Legislator Parker and Legislator Smith

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