

PROPOSED RESOLUTION NO. 234 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF AS SET FORTH IN THE ACTION ENTITLED *ALFREDO BIAMONTE V. COUNTY OF NASSAU, ET AL.*, CLAIM NUMBERS NCT0036, NCTA04720, AND NCTA04818, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Alfredo Biamonte (the “Plaintiff”) commenced proceedings entitled *Alfredo Biamonte v. County of Nassau, et al.*, Claim Numbers NCT0036, NCTA04720, and NCTA04818 against the County of Nassau (the “County”) and said Plaintiff has agreed to accept the sum of \$106,711 in full settlement of said actions; and

WHEREAS, the County Attorney has caused an investigation and analysis to be made of the said actions and as a result thereof recommends that it be settled in the amount set forth above; now therefore, be it

RESOLVED, that the County Attorney be and is hereby authorized and directed to settle the said actions in the amount as indicated above; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of \$106,711 as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff upon receipt of a Settlement Agreement and Limited Release; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

