

PROPOSED RESOLUTION NO. 46 - 2024

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFFS, AS SET FORTH IN THE ACTIONS ENTITLED *LANGONA V. COUNTY OF NASSAU, ET AL.* INDEX NO. 604559/2017 AND *ANDINO V. COUNTY OF NASSAU, ET AL.* INDEX NO. 605380/2017, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Nicola Langona and Alyssa Andino (the “Plaintiffs”) commenced actions entitled *Langona v. County of Nassau, et al.* Index No. 604559/2017 and *Andino v. County of Nassau, et al.* Index No. 605380/2017 against the County of Nassau (the “County”), alleging personal injuries, and the parties have agreed to settle the *Langona* and *Andino* actions for \$1,000,000 and \$1,750,000, respectively, in full settlement of all possible claims the Plaintiffs may have against the County arising from the circumstances upon which the actions are based; 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 they 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 amounts as indicated above, provided that, if any payment arising from said actions is to be made from the proceeds of a borrowing, that a bond ordinance to finance such settlement is adopted by this Legislature and any borrowing pursuant to such bond ordinance is approved by the Nassau County Interim Finance Authority, if such approval is required; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of \$1,000,000 as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff Nicola Langona upon receipt of a Settlement Agreement and Limited Release; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of \$1,750,000 as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff Alyssa Andino 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.