

OnBase ID # 85899

June 21, 2021

To: Honorable Members of the
Board of Acquisition and Contract

From: John M. Nonna
County Attorney

Re: Request for Authorization to Settle the Property Damage Claim asserted by
Travelers Indemnity Company on behalf of their insured, Village of Scarsdale,
against Liberty Lines Transit in the amount of \$14,486.55.

Attached for your consideration is a resolution which, if approved by your Honorable Board, would authorize settlement of the property damage claim asserted by Travelers Indemnity Company on behalf of their insured, Village of Scarsdale, against Liberty Lines Transit.

This matter arises out of an accident that occurred at approximately 8:30 a.m. on Monday, November 23, 2020 at the Metro North Scarsdale Train Station, located at 1 Scarsdale Station, in Scarsdale, New York. The operator of the Liberty Lines Transit bus claims she removed the bus from the park position and began to accelerate, however, the bus did not move. She further claims that when she pressed for more gas, she lost control of the bus and traveled at approximately 20 miles per hour when the bus collided with the train station's awning. As a result, the bus became wedged between the train station's awning and the building on the bus passenger side. Based upon the circumstances of the collision, the Liberty Lines Transit bus operator has been assigned fault for the resulting damages.

At the time of the accident, there were no passengers on the bus and no claim has been made for personal injuries. However, a claim has been made by Travelers Indemnity Company on behalf of their insured, Village of Scarsdale, for the property damage to the train station's awning, in the amount of \$14,486.55.

JMN/cb

RESOLUTION

Upon the communication of the County Attorney, it is hereby

RESOLVED, that the County Attorney is hereby authorized to settle the property damage claim asserted by Travelers Indemnity Company on behalf of their insured, Village of Scarsdale, by payment from the County of Westchester to The Travelers Indemnity Company in the amount of \$14,486.55; and it is further

RESOLVED, that the County Attorney or his designee is authorized to execute any documents necessary to implement this resolution.

Original Agreement	\$	N/A
First Amendment	\$	N/A
This Amendment	\$	N/A
TOTAL	\$	N/A

Account to be Charged/Credited

Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
615	59	0700/4470	4280/04	N/A	\$14,486.55

Budget Funding Year(s) 2020 Start Date 1/1/2020 End Date 12/31/2020
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
\$ 14,486.55 Federal Aid _____
 (must match resolution) Other _____ Self-Retention 6N Fund _____