
CHAIRMAN OF THE BOARD: RESOLUTION 10-1997: AUTHORIZING THE RETENTION OF SAMUEL YASGUR, ESQ. TO REPRESENT THE BOARD OF LEGISLATORS IN THE LITIGATION ENTITLED, "CSEA V. O'ROURKE ET AL".

Mr. Oros presented the following resolution and moved its adoption, which was declared adopted 10-7 with Legislators: Noto, Albanese, Carsky, Donovan, LaMotte, Mosiello and Spreckman being recorded in the negative.

WHEREAS, the Westchester County Board of Legislators has been named in a lawsuit entitled CSEA et al v. Andrew O'Rourke; and

WHEREAS, we have reviewed the transcript of the proceeding before the Hon. Donald N. Silverman relating to the application for a TRO in which the Deputy County Attorney presented the position that the subject County positions were properly abolished even though this Board did not approve the transfer of such functions to private entities; and

WHEREAS, it is manifest that there is a conflict between the positions of the Board of Legislators and the County Executive; and

WHEREAS, the Board of Legislators is compelled to retain counsel to advocate its position before the Court; NOW, THEREFORE BE IT

RESOLVED, that Samuel Yasgur, Esq., Hall Dickler, Lawler, Kent & Friedman, be retained to represent the Westchester County Board of Legislators in the litigation entitled CSEA v. O'Rourke, Index # 21093/96; and be it further

RESOLVED, that the Chairman of the Board of Legislators is authorized to prepare and execute a contract for such legal services, at the firm's municipal rates, subject to the requirement that bills be presented on a monthly basis and that the aggregate amount is not to exceed \$20,000 under this specific Resolution.

DATED: January 6, 1997
White Plains, New York