

Warren County Board of Supervisors

RESOLUTION NO. 169 OF 2024

RESOLUTION INTRODUCED BY SUPERVISORS WILD, DRISCOLL, MERLINO, MADAY, BEAN, ETU AND THOMAS

AUTHORIZING COUNTY ATTORNEY TO SETTLE CLAIMS IN THE MATTER OF CYNTHIA RICH A/K/A CYNTHIA MAXAM, ET AL. V. WARREN COUNTY, ET AL. AND AUTHORIZING THE CHAIR TO EXECUTE SETTLEMENT DOCUMENTS

WHEREAS, Plaintiffs, Cynthia Rich a/k/a Cynthia Maxam, David Dellamonica and the Estate of Ann Alice Hennessy by Administrator Mary Beth Hennessy, filed a Federal lawsuit against the County of Warren and the Warren County Treasurer on March 6, 2024, Docket No. 1:24-cv-00314, in the United States District Court for the Northern District of New York, alleging in part, demands for surplus funds generated through prior *in rem* tax foreclosure actions (hereafter, “Lawsuit”), and

WHEREAS, the County Attorney requested and the Personnel, Administration & Higher Education Committee approved the request to authorize the County Attorney to negotiate and bind the County of Warren to final settlement terms in the Lawsuit and to authorize the Chair of the Board of Supervisors to sign all necessary settlement documents, in a form approved by the County Attorney, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County Attorney to negotiate and bind the County of Warren to final settlement terms for the Lawsuit, and be it further

RESOLVED, that the Chair of the Board of Supervisors may execute any future settlement documents for the Lawsuit on behalf of the County, in a form approved by the County Attorney.