

RESOLUTION

A meeting of the Village Board of the Village of Tuxedo Park was convened on **May 24, 2023 at 11:00 a.m.**

The following resolution was duly offered and seconded to wit:

RESOLUTION CONFIRMING AUTHORIZATION OF LEGAL COUNSEL TO REPRESENT THE VILLAGE OF TUXEDO PARK IN JUSTICE COURT MATTERS

WHEREAS, the Village of Tuxedo Park has previously retained and authorized the law firm of Feerick Nugent MacCartney PLLC (“the Firm”) to represent the Village in legal matters, including justice court matters in the Village of Tuxedo Park Justice Court; and

WHEREAS, the Village Board has been informed that a Justice Court defendant, Genesis Real Estate Partner I, LLC (“Genesis”) has questioned the authorization of the Firm to appear and represent the Village in the prosecution of Genesis in the Justice Court; and

WHEREAS, the Board is informed that the Firm has submitted prior resolutions evidencing the Firm’s authorization to represent the Village in Justice Court and Genesis contests the timing of such authorizations.

NOW, THEREFORE, be it is resolved as follows:

Section 1. The above “WHEREAS” clauses are incorporated herein as if set forth in full.

Section 2. The Village Board hereby confirms, ratifies and authorizes, in all respects, the law firm of Feerick Nugent MacCartney PLLC prosecuting justice court matters in the Village Justice Court, including the matter of the People v. Genesis Real Estate Partner I, LLC, and to the extent that there is any question of the timing of such authorization in the People v. Genesis Real Estate Partner I, LLC, the Village Board authorizes, confirms and ratifies that such representation by Feerick Nugent MacCartney PLLC is effective, *nunc pro tunc*, to the earliest date that Feerick Nugent MacCartney PLLC appeared or otherwise took any actions related to the prosecution of Genesis Real Estate Partner I, LLC in the Village Justice Court.

Section 3. Such authorization includes taking any and all actions on behalf of the Village of Tuxedo Park related to the prosecution of Justice Court matters, including the matter of People v. Genesis Real Estate Partner I, LLC.

Section 4. The Mayor or any other officer, employee or consultant as directed by the Mayor is hereby authorized to take any and all actions necessary to carry

out the provisions of this Resolution, including transmission of this Resolution to the Justice Court.

Section 4. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	<u>Ayes</u>	<u>Noes</u>	<u>Abstain</u>	<u>Absent</u>
Mayor David McFadden	[]	[]	[]	[]
Deputy Mayor Tinka Shaw	[]	[]	[]	[]
Trustee Christopher Kasker	[]	[]	[]	[]
Trustee Joshua Scherer	[]	[]	[]	[]
Trustee Paul Brooke	[]	[]	[]	[]

The Resolution was thereupon duly adopted.