

Ulster County Legislature Authorizes Francis T. Murray, Esq., And Mark Sweeney, Esq., To Give Testimony With Regard To All Matters As To Which The Special Committee To Investigate Matters Regarding The Pre-Planning, Planning And Construction Of The Ulster County Law Enforcement Center May Seek To Question Francis T. Murray, Esq., And Mark Sweeney, Esq., With Regard To The Pre-Planning, Planning And Construction Of The Ulster County Law Enforcement Center

The Special Committee to Investigate Matters Regarding The Pre-Planning, Planning and Construction of the Ulster County Law Enforcement Center (Chairperson Bartels and Legislators Kraft, R.A. Parete, Aiello and Felicello) offers the following:

WHEREAS, the Special Committee to Investigate Matters Regarding the Pre-Planning, Planning and Construction of the Ulster County Law Enforcement Center (the "Special Committee") has determined that it is necessary to conduct interviews of the former County Attorney Francis T. Murray, Esq., and special counsel Mark Sweeney, Esq., and

WHEREAS, the Ulster County Legislature has been advised by the County Attorney that in the absence of a specific authorization and request from the client (the Ulster County Legislature) to give testimony as to relevant communications which they may have had relating to the jail project, said attorneys have indicated that they would decline on the basis of the attorney-client privilege to give such testimony, and

WHEREAS, the Special Committee and the County Attorney are requesting that the Ulster County Legislature adopt a resolution under which the Ulster County Legislature specifically authorizes and requests the attorney witnesses to answer the questions of the Special Committee relating to the jail project, and

WHEREAS, the Ulster County Legislature finds that allowing the attorney witnesses to answer the questions of the Special Committee will further the public interest without prejudicing the rights of any third persons.

RESOLVED, that the Ulster County Legislature hereby requests and authorizes Francis T. Murray, Esq., and Mark Sweeney, Esq., to testify fully and fairly with regard to all matters as to which the Special Committee may seek to question Francis T. Murray, Esq., and Mark Sweeney, Esq., with regard to the pre-planning, planning, and construction of the Ulster County Law Enforcement Center, and

FURTHER RESOLVED, that the Ulster County Legislature does not waive the attorney-client privilege as between itself and Messrs. Murray and Sweeney with

Resolution No. 300 August 22, 2007

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regard to any other subject matter or with regard to any other matters not specifically testified to,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 29 NOES: 0
(Absent: Legislators Aiello, Cummings and Fabiano)
(Legislator Stoeckeler left at 6:18 PM)

FINANCIAL IMPACT:
NONE

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