

# Warren County Board of Supervisors

## RESOLUTION NO. 364 OF 2013

Resolution introduced by Supervisors Monroe, Bentley, Montesi, Girard, Sokol, Wood and Frasier

**AUTHORIZING THE CHAIRMAN OF THE WARREN COUNTY BOARD OF SUPERVISORS TO FILE CERTIFICATE DESIGNATING THE SECRETARY OF STATE AS THE AGENT FOR SERVICE OF NOTICE OF CLAIM AND DESIGNATING THE WARREN COUNTY ATTORNEY AS THE OFFICER OF WARREN COUNTY FOR THE TRANSMITTAL OF NOTICES OF CLAIM SERVED UPON THE SECRETARY OF STATE**

WHEREAS, the State Legislature has enacted and Governor Cuomo has signed Chapter 24 of the Laws of 2013, which, *inter alia*, adds a new Section 53 to the General Municipal Law, effective June 15, 2013, and

WHEREAS, Chapter 24 of the Laws of 2013 permits claimants to serve notices of claim upon the Secretary of State rather than effecting personal service of such notices upon the municipality which is the subject of the claim, and

WHEREAS, the statute directs the Secretary of State to forward copies of notices of claim served in the above-referenced manner to the municipalities involved, and

WHEREAS, Section 53 of the General Municipal Law requires that municipalities, including Warren County, within thirty (30) days after the effective date of the law, file a certificate in the Office of the Secretary of State designating the Secretary of State as the agent for service of notices of claim and providing the name, post office address and electronic mail address of an officer, person or designee, nominee or other agent-in-fact for the transmittal of notices of claim served upon the Secretary, now, therefore, be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized and directed to file a certificate with the Secretary of State designating the Secretary of State as Warren County's agent for the service of notices of claim, and be it further

RESOLVED, that the County Attorney is hereby designated to receive such notices of claim served in the manner set forth herein, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors in such certificate, and in amendments thereto as from time to time may be necessary, provide the Secretary of State with the name, post office address and electronic mail address of the County Attorney.