

RESOLUTION

NO: [Title]

LIVINGSTON COUNTY

DATE: Click or tap to enter a date.

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## Resolution Authorizing the Sharing of Attorney-Client Privileged Information – Board of Commissioners

**WHEREAS,** the Livingston County Board of Commissioners has received a legal opinion regarding their authority and ability to establish and deposit surplus County funds in a distinct (non-MERS) County-sponsored irrevocable trust in an effort to reduce the unfunded liability that has accrued in the MERS Defined ~~Contribution~~ **Benefit** Retirement Plan; and

**WHEREAS,** sharing this information would be beneficial to employees and taxpayers by reducing investment cost and improving investment returns; and

**WHEREAS,** releasing this information requires approval of the Livingston County Board of Commissioners as a disclosure of a privileged attorney/client document (legal opinion) is needed; and

**WHEREAS,** the aforementioned privileged attorney/client document shall only be construed as a legal opinion specifically for Livingston County.

**THEREFORE, BE IT RESOLVED** that the Livingston County Board of Commissioners authorizes the release of the privileged attorney/client email received from Rich McNulty, Esq., addressed to Commissioner Wes Nakagiri, dated August 7, 2023.

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**MOVED:**  
**SECONDED:**  
**CARRIED:**