

RESOLUTION NO. 1 -2023

WHEREAS, the Honorable MaryJane Shimsky was elected to the office of Westchester County Legislator for the Twelfth District, for a term to expire on December 31, 2023; and

WHEREAS, on December 31, 2022, the Honorable MaryJane Shimsky submitted letters to County Clerk Timothy Itoni and Clerk of the Board of Legislators Malika Vanderberg with a copy to Chairwoman of the Board Catherine Borgia memorializing her resignation from the Office of County Legislator for the Twelfth Legislator District, effective December 31, 2022; and

WHEREAS, upon the resignation of the Honorable MaryJane Shimsky, there is a vacancy in the office of County Legislator for the twelfth County Legislative District; and

WHEREAS, pursuant to Section 107.11 of the Laws of Westchester County, whenever a vacancy in the office of County Legislator occurs within a year in which there is no County-wide general election for the position of County Legislator, or on January 1 of a year in which there is a County-wide general election for the position of County Legislator, such office shall be filled for the remainder of the unexpired term at a special election in the legislative district of said vacated office, to be called by the County Board as soon as practicable and, in any event, to be held no later than 90 days from the date of such vacancy; **NOW THEREFORE BE IT**

RESOLVED, that the Office of County Legislator for the Twelfth County Legislative District be and hereby is declared vacant as of December 31, 2022, which is within a year in which there is no County-wide general election for the position of County Legislator, and be it further

RESOLVED, that the Westchester County Board of Legislators hereby calls for a special election to fill the vacancy of the Office of County Legislator for the Twelfth County Legislative District, pursuant to Section 107.11 of the Laws of Westchester County to be held on February 28, 2023; and be it further

RESOLVED, that the Westchester County Board of Elections is hereby directed to take all measures necessary under the New York State Election Law to ensure that the election is properly held and conducted.

Dated: *Jan. 4*, 2023
White Plains, New York

COMMITTEE ON



Dated: *Jan. 4, 2023*
White Plains, New York

The following members attended the meeting remotely, pursuant to Chapter 1 of New York State Laws of 2023, and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Committee(s) on:

RULES

Nancy E. Dan

Margaret A. Conzio

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 1 - 2023, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of said original Resolution, which was duly adopted by the Westchester County Board of Legislators, of said County on January 9, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 10th day of January, 2023.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

