

RESOLUTION NO. -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: _____, 2023
White Plains, New York

COMMITTEE ON