

RESOLUTION AUTHORIZING REDUCTION

FROM TWO TOWN JUSTICES TO ONE

The following Resolution was offered by _____, who moved its adoption, seconded by _____:

WHEREAS, the expenses to operate the Justice Court in the Town of Washington have exceeded the revenue obtained from the operation of the court on an annual basis for many consecutive years; and

WHEREAS, the Town Board has studied this operating deficit and the caseload of the court over a period of years and believes that one Town Justice can handle the caseload as it has existed over the last several years; and

WHEREAS, the Town Board has investigated options under New York State Town Law Sections 106-a and 106-b to form one court with a contiguous town or towns or to have one Justice serve more than one town; and

WHEREAS, the Town Board has instead determined that it would be in the best interests of the Town to reduce the number of Justices in the Town of Washington from two to one pursuant to New York State Town Law Section 60-a, subdivision 2, subject to permissive referendum; and

WHEREAS, the Town Board held a public hearing on _____, 2023 to obtain input on this subject matter;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Washington hereby reduces the number of Justices in the Town of Washington from two to one, effective immediately following the expiration of a current term on December 31, 2023; and be it further

RESOLVED, that by statute, the adoption of this Resolution is subject to permissive referendum and the Town Board hereby directs the Town Clerk to timely and duly publish any and all notices required by law regarding such permissive referendum; and be it further

RESOLVED, that if no petition for such a referendum shall be duly filed pursuant to New York State Town Law Section 91, then this Resolution shall take effect take on the thirty-first (31st) day following its adoption; and be it further

RESOLVED, that if such a petition shall be duly filed, then this Resolution shall only take effect if there is an affirmative vote supporting the reduction by a majority of the qualified electors of the Town voting on such proposition.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Ciferri VOTING _____

Councilman Audia VOTING _____

Councilwoman Heaney VOTING _____

Councilman Murphy VOTING _____

Councilman Rochfort VOTING _____

Dated: _____, 2023
Millbrook, New York

Mary Alex, Town Clerk