

**Notice is Given by the Town of Wilmington, Essex County NY**

**NOTICE OF ADOPTION OF RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM ELIMINATING ONE (1) TOWN JUSTICE POSITION WITHIN THE TOWN OF WILMINGTON EFFECTIVE DECEMBER 31, 2024, WHICH RESOLUTION WAS DATED THE 10<sup>TH</sup> DAY OF SEPTEMBER 20, 2024**

**RESOLUTION PURSUANT TO TOWN LAW 60-A REDUCING THE NUMBER OF TOWN JUSTICES IN THE TOWN OF WILMINGTON FROM TWO (2) TO ONE (1) EFFECTIVE AT THE END OF DECEMBER 31, 2024**

The following resolution was offered by Councilperson Laura Hooker, who moved its adoption.

**WHEREAS**, the Town of Wilmington current has two (2) elected Town Justices;

**WHEREAS**, the elected term of office for one (1) current elected town justice expires on December 31, 2024, and the current incumbent has declined to seek re-election;

**WHEREAS**, upon information and belief, the Town understands that there is no candidate on the ballot for Town of Wilmington Town Justice for this year's election in November 2024;

**WHEREAS**, the Town believes it is the best time to eliminate one of the two elected Town Justices and that it would be in the best interests of the Town to reduce the number of Town Justices to one (1);

**WHEREAS**, in addition to the expense to the taxpayers of having two (2) Town Justices relative to the case load and revenue, from 2019 to the date hereof, the Town has also found that the two (2) elected Town Justices have struggled with the reporting and regulatory requirements from the NYS Office of New York State Comptroller and NYS Office of Court of Administration due in large measure to the absence of clerical assistance,

**AND NOW THEREFORE,**

**BE IT RESOLVED**, that pursuant to the provisions of Town Law Section 60-a(2), the Town of Wilmington hereby reduces to one (1) the number of Town Justices for the Town of Wilmington, with the Town Justice position having an elected term of office expiring on December 31, 2024, being eliminated; and

**BE IT FURTHER RESOLVED** that this Resolution shall be subject to permissive referendum as provided by Article 7 of the Town Law (Sections 90-94); and

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby authorized and directed to publish notice of this Resolution in the official newspaper of the Town within ten (10) days, and also within ten (10) days to post notice of this Resolution on the signboard of the Town; and

**BE IT FURTHER RESOLVED**, that this resolution shall take effect on the thirtieth (30) day, or upon such resolution having been approved by an affirmative vote of a majority of qualified electors of such town, if a valid petition be filed within the statutorily authorized time period forcing such question on the ballot at a general or special town election.

Moved by: Laura Hooker      Seconded by Darin Forbes

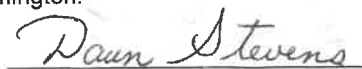
Roll Call Vote:

Councilperson Tim Follos **Aye**  
Councilperson Darin Forbes **Aye**  
Councilperson Laura Hooker **Aye**  
Councilperson Tina Terry-Preston **Absent**  
Town Supervisor Favor Smith **Aye**

**Carried 4 Ayes 1 Absent**

By order of the Town Board of the Town of Wilmington.

Dated September 10, 2024



Dawn Stevens, Town Clerk, Town of Wilmington

Town of Wilmington