



## REQUEST FOR BOARD ACTION

ITEM NO. 15

**DATE OF MEETING:** June 18, 2012

**REQUESTED BY:** Mickey Duvall, County Manager

**SHORT TITLE:** Resolution Approving FY 12-13 Budget Ordinance Amendment

**BACKGROUND:** The purpose of this amendment is to transfer funds from Contingency to the Sheriff's Department to provide for the salary and benefits of Deputy Sheriff Chester Ward in the FY 12-13 Pender County Annual Budget. Mr. Ward serves as a County employee of the Pender County Sheriff's Department in addition to serving as a County Commissioner. Deputy Ward's salary and benefits are not included in the Sheriff's Department FY 12-13 Budget Ordinance adopted by the Board of Commissioners, setting the annual budget and tax rate for FY 12-13. This amendment is being requested outside the scope of adoption of the FY 12-13 budget ordinance to avoid potential conflict of interest issues with the North Carolina Constitution and North Carolina statutes, as Deputy Ward has been duly elected as a Pender County Commissioner and voting for his own salary and benefits when voting for the FY 12-13 budget ordinance could pose a potential conflict of interest. Thus, this amendment is proposed as a separate budget amendment, which is transferring funding from Contingency for Deputy Ward's salary and benefits. It is recommended the Board of Commissioners vote to excuse Commissioner Ward from participating in the deliberation and voting on this amendment.

**SPECIFIC ACTION REQUESTED:** To consider a vote to recuse Commissioner Ward from voting on this resolution; and to adopt a resolution approving a FY 12-13 Budget Ordinance Amendment transferring \$48,034 from Contingency to the Sheriff's Department.

**COUNTY MANAGER'S RECOMMENDATION**

Respectfully recommend approval.

  
Initial

**RESOLUTION**

**NOW, THEREFORE BE IT RESOLVED** by the Pender County Board of Commissioners that:

the FY 12-13 Budget Ordinance is hereby amended as follows to appropriate the salary and benefits of Commissioner Chester Ward: Transfer \$48,034 from Contingency (999-499400) to the following line items in the Sheriff's Department

510-400200 Salary	\$34,055
510-400500 FICA	\$ 2,605
510-400700 Retirement	\$ 2,398
510-400800 401K	\$ 1,703
510-400600 Insurance	\$ 7,273

The Chairman/County Manager is authorized to execute any/all documents necessary to implement this resolution.

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS

YEA VOTES: Brown \_\_\_ Tate \_\_\_ Rivenbark \_\_\_ Ward \_\_\_ Williams \_\_\_

\_\_\_\_\_  
George R. Brown, Chairman      6/18/12  
Date

\_\_\_\_\_  
ATTEST      6/18/12  
Date