

**REQUEST FOR BOARD ACTION**  
**HENDERSON COUNTY**  
**BOARD OF COMMISSIONERS**

**MEETING DATE:** 5 March 2012  
**SUBJECT:** Vacancy in the office of Sheriff  
**PRESENTER:** Charles Russell Burrell  
**ATTACHMENT(S):** Letter from Henderson County Republican Party

**SUMMARY OF REQUEST:**

On the disability retirement of Richard W. Davis, the position of Sheriff of Henderson County became vacant. A vacancy in the office of Sheriff of Henderson County is filled pursuant to N.C. Gen. Stat. §162-5.1, which reads in part as follows:

If any vacancy occurs in the office of sheriff, . . . [and] the sheriff were [sic] elected as a nominee of a political party, the board of commissioners shall consult the county executive committee of that political party before filling the vacancy, and shall elect the person recommended by the county executive committee of that party, if the party makes a recommendation within 30 days of the occurrence of the vacancy. . . .

In those counties where the office of coroner has been abolished, the chief deputy sheriff, or if there is no chief deputy, then the senior deputy in years of service, shall perform all the duties of the sheriff until the county commissioners appoint some person to fill the unexpired term. In all counties the regular deputy sheriffs shall, during the interim of the vacancy, continue to perform their duties with full authority.

This section shall apply only in the following counties: . . . Henderson . . . .

Attached you will find a letter from Mike Scruggs, Chairman of the Henderson County Republican Party, informing the Board of the recommendation of the Executive Committee of the Henderson County Republican Party.

**BOARD ACTION REQUESTED:**

Election of new Sheriff to fill remaining term.

If the Board is so inclined, the following motion is suggested:

**I move that the Board elect [Name of person recommended] as Sheriff of Henderson County, to fill the remainder of the current unexpired term.**



Henderson County Republican Party  
Post Office Box 2552  
Hendersonville, NC 28793

Mike Scruggs  
Chairman

March 1, 2012

The Honorable Thomas H. Thompson, Chairman  
Henderson County Board of Commissioners  
1 Historic Courthouse Square, Suite One  
Hendersonville, North Carolina 28792

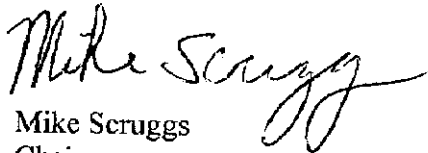
RE: Recommendation of Executive Committee of Henderson County Republican Party

Dear Tommy:

In accordance with the terms of Section 162-5.1 of the North Carolina General Statutes, the Henderson County Republican Party Executive Committee recommends that the Board of Commissioners elect the person named below to the vacancy in the office of sheriff of Henderson County.

The name of the person recommended is Charles McDonald.

Sincerely,

  
Mike Scruggs  
Chairman