

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING BUNCOMBE COUNTY'S PERSONNEL ORDINANCE

- WHEREAS,** pursuant to N.C. Gen. Stat. § 153A-94, a county may by ordinance adopt personnel rules that promote the hiring and retention of capable, diligent and honest career employees;
- WHEREAS,** on October 15, 1996, Buncombe County adopted the Buncombe County Personnel Ordinance;
- WHEREAS,** on October 3, 2017, the County adopted a comprehensive update to the existing Personnel Ordinance; and
- WHEREAS,** the Buncombe County Board of Commissioners desire to make additional amendments to the Personnel Ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE BUNCOMBE COUNTY BOARD OF COMMISSIONERS THAT:

Section 1. The Personnel Ordinance of Buncombe County as referenced in Section 3-1 of the Buncombe County Code of Ordinances on file with Buncombe County Clerk to the Board of Commissioners shall be amended as follows:

Definitions, Aggregate Service, 3<sup>rd</sup> Paragraph is deleted in its entirety and replaced with the following:

~~Rehired employees, or new hires from other North Carolina government employers who are within the State retirement system, will be eligible for Annual Leave Accrual at rates commensurate with total years in service of Buncombe County plus other North Carolina government employers who are within the State retirement system consistent with the Personnel Ordinance at the date of rehire or as a new hire as described above.~~

Rehired employees and new hires from other government employers will be eligible for Annual Leave Accrual at rates commensurate with total years in service of Buncombe County plus the other government employer(s) consistent with the Personnel Ordinance at the date of rehire or as a new hire as described above.

Section 2. All ordinances or portions of ordinances in conflict herewith are hereby repealed.

Section 3. Should any provision of the attached personnel ordinance be declared invalid or unconstitutional by any court of any competent jurisdiction, such declaration shall not affect

the validity of the personnel ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

Section 4. This ordinance shall take effect and be in force upon adoption.

ADOPTED this the 30<sup>th</sup> day of October, 2018.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Lamar Joyner, Clerk

By: \_\_\_\_\_  
Brownie Newman, Chairman

APPROVED AS TO FORM

\_\_\_\_\_  
County Attorney