

HABERSHAM COUNTY BOARD OF COMMISSIONERS

EXECUTIVE SUMMARY

SUBJECT: APPROVAL TO SUPPLEMENT THE STATE MANDATED COMPENSATION FOR THE LAW CLERK POSITIONS FOR THE SUPERIOR COURT JUDGES

DATE: 05/15/2023

☒ **RECOMMENDATION**

☐ **POLICY DISCUSSION**

BUDGET INFORMATION:

☐ **STATUS REPORT**

ANNUAL- Increase of \$6,000 annually

☐ **OTHER**

CAPITAL-

COMMISSION ACTION REQUESTED ON: 05/15/2023

PURPOSE: It is the desire of the Board of Commissioners to supplement the state mandated compensation for the law clerk positions for the Superior Court Judges.

BACKGROUND / HISTORY: The State of Georgia increased the number of Superior Court Judges within our judicial circuit to three judges. The State of Georgia authorized and funded a law clerk position for each Superior Court Judge within their respective judicial circuit. The counties within the judicial circuit are authorized to supplement the state mandated compensation for the law clerk positions. Habersham County has been supplementing the current two law clerks; therefore, we need approval to supplement the third law clerk. Resolutions are included with this Executive Summary so that we can obtain official approval and documentation for all three supplements. The amount of the supplement for each law clerk is \$6,000 annually.

FACTS AND ISSUES: Amend the annual compensation of the Superior Court in the amount of \$6,000 annually.

OPTIONS:

- 1) Approve recommendation
 - 2) Deny recommendation
 - 3) Commission defined alternative
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RECOMMENDED SAMPLE MOTION: I make a motion to amend the Superior Court budget in the amount of \$6,000 annually to provide for the County supplement for the state mandated third law clerk.

DEPARTMENT: Human Resources

Prepared by: Ann Cain (Tim Sims will be presenting)

Director: Ann Cain (Tim Sims will be presenting)

**ADMINISTRATIVE
COMMENTS:**

_____ **DATE:** _____

County Manager

Read and Approved:

May _____, 2023

**HABERSHAM COUNTY BOARD OF COMMISSIONERS
HABERSHAM COUNTY, GEORGIA**

RESOLUTION NO. 2023-05-001

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF
HABERSHAM COUNTY, GEORGIA AUTHORIZING A PAY
SUPPLEMENT FOR THE STATE AUTHORIZED AND FUNDED LAW
CLERK POSITION FOR THE HONORABLE RUSSELL W. SMITH,
CHIEF JUDGE FOR THE SUPERIOR COURT OF HABERSHAM
COUNTY, GEORGIA AND FOR OTHER PURPOSES**

WHEREAS, Habersham County, Georgia (“County”) is a political subdivision of the State of Georgia; and

WHEREAS, the State of Georgia has authorized and funded a law clerk position for the Honorable Russell W. Smith, Chief Judge for the Superior Court of Habersham County, Georgia (“Judge Smith”); and

WHEREAS, the Habersham County Board of Commissioners is authorized to supplement state mandated compensation for the law clerk position for Judge Smith; and

WHEREAS, it appears that the compensation for the law clerk position for Judge Smith is in need of a supplement in order for the salary for said position to be competitive with similar positions;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Habersham County, Georgia as follows:

-1-

The Habersham County Board of Commissioners hereby authorizes an annual supplement of \$6,000.00 for the law clerk position for the Honorable Russell W. Smith, Chief Judge of the Superior Court for Habersham County, Georgia, beginning July 1, 2023 and continuing to the end of Judge Smith’s term of service, inclusive of all previously approved supplements currently being paid by Habersham County. The 2023-2024 County budget is

hereby amended to reflect the provision of the within supplement to the salary of the law clerk position for Judge Smith.

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This resolution shall take effect immediately upon its adoption. All resolutions or parts thereof in conflict with this resolution are hereby repealed.

SO ADOPTED, this _____ day of May, 2023.

HABERSHAM COUNTY, GEORGIA

(SEAL)

By: _____

Ty Akins, Chair
Board of Commissioners
Habersham County, Georgia

Attest:

County Clerk

Read and Approved:

June _____, 2023

**HABERSHAM COUNTY BOARD OF COMMISSIONERS
HABERSHAM COUNTY, GEORGIA**

RESOLUTION NO. 2023-06-004

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF
HABERSHAM COUNTY, GEORGIA AUTHORIZING A PAY
SUPPLEMENT FOR THE HONORABLE B. CHAN CAUDELL, JUDGE
OF THE SUPERIOR COURT FOR HABERSHAM COUNTY, GEORGIA
AND FOR OTHER PURPOSES**

WHEREAS, Habersham County, Georgia (“County”) is a political subdivision of the State of Georgia; and

WHEREAS, the Habersham County Board of Commissioners is required by the Georgia Constitution and general state law to adequately compensate the Honorable B. Chan Caudell, Judge for the Superior Court of Habersham County, Georgia (“Judge Caudell”) out of County funds; and

WHEREAS, the Habersham County Board of Commissioners is authorized to supplement state mandated compensation for Judge Caudell; and

WHEREAS, it appears that the salary of Judge Caudell is in need of a supplement in order for the salary to be competitive with similar positions;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Habersham County, Georgia as follows:

The Habersham County Board of Commissioners hereby authorizes an annual supplement of \$16,740.00 for the Honorable B. Chan Caudell, Judge of the Superior Court for Habersham County, Georgia, beginning July 1, 2023 and continuing to the end of Judge Caudell’s term of service, inclusive of all previously approved supplements currently being paid by Habersham County. The provision of the within supplement to the salary of Judge Caudell is reflected in the approved 2023-2024 County budget recently adopted.

This resolution shall take effect immediately upon its adoption. All resolutions or parts thereof in conflict with this resolution are hereby repealed.

SO ADOPTED, this _____ day of June, 2023.

HABERSHAM COUNTY, GEORGIA

(SEAL)

By: _____

Ty Akins, Chair
Board of Commissioners
Habersham County, Georgia

Attest:

County Clerk

Read and Approved:

May _____, 2023

**HABERSHAM COUNTY BOARD OF COMMISSIONERS
HABERSHAM COUNTY, GEORGIA**

RESOLUTION NO. 2023-05-001

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF
HABERSHAM COUNTY, GEORGIA AUTHORIZING A PAY
SUPPLEMENT FOR THE STATE AUTHORIZED AND FUNDED LAW
CLERK POSITION FOR THE HONORABLE WILLIAM R. OLIVER,
JUDGE FOR THE SUPERIOR COURT OF HABERSHAM COUNTY,
GEORGIA AND FOR OTHER PURPOSES**

WHEREAS, Habersham County, Georgia (“County”) is a political subdivision of the State of Georgia; and

WHEREAS, the State of Georgia has authorized and funded a law clerk position for the Honorable William R. Oliver, Judge for the Superior Court of Habersham County, Georgia (“Judge Oliver”); and

WHEREAS, the Habersham County Board of Commissioners is authorized to supplement state mandated compensation for the law clerk position for Judge Oliver; and

WHEREAS, it appears that the compensation for the law clerk position for Judge Oliver is in need of a supplement in order for the salary for said position to be competitive with similar positions;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Habersham County, Georgia as follows:

-1-

The Habersham County Board of Commissioners hereby authorizes an annual supplement of \$6,000.00 for the law clerk position for the Honorable William R. Oliver, Judge of the Superior Court for Habersham County, Georgia, beginning July 1, 2023 and continuing to the end of Judge Oliver’s term of service, inclusive of all previously approved supplements currently being paid by Habersham County. The 2023-2024 County budget is hereby amended

to reflect the provision of the within supplement to the salary of the law clerk position for Judge Oliver.

-2-

This resolution shall take effect immediately upon its adoption. All resolutions or parts thereof in conflict with this resolution are hereby repealed.

SO ADOPTED, this _____ day of May, 2023.

HABERSHAM COUNTY, GEORGIA

(SEAL)

By: _____

Ty Akins, Chair
Board of Commissioners
Habersham County, Georgia

Attest:

County Clerk