



Gaston County

Gaston County
Board of Commissioners
www.gastongov.com

County Attorney

Board Action

File #: 25-130

Commissioner Brown - County Attorney - To Approve Settlement to the Estate of Randall Lynn Herring **(\$50,000)**

STAFF CONTACT

David Goldberg - County Attorney - 704-866-3400

BUDGET IMPACT

General Fund: Increase \$50,000 revenue from assigned insurance reserves fund balance. Increase uninsured cost expenditures by \$50,000.

BACKGROUND

The Estate of Randall Lynn Herring has agreed to accept a one-time payment of \$50,000 as settlement in full for claims arising from an automobile incident involving a Gaston County Police Department officer on February 24, 2024.

Per Resolution 2002-325, this settlement agreement is subject to approval by the Board of Commissioners.

Section XI of the County's annual Budget Ordinance approves the designation of unspent funds from Insurance line items (530024) and the Insurance Deductible account (1000-NDP-000-00000-000000-0000000-0000-01-530025-) into fund balance titled "Designated for Insurance Reserves." Designated for Insurance Reserves is the portion of General Fund assigned fund balance budgeted by the Board for future insurance expenditures and catastrophic events. As of June 30, 2024, assigned fund balance for insurance reserves inspections totaled \$2,995,099.

POLICY IMPACT

N/A

ATTACHMENTS

N/A

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

| NO. | DATE | M1 | M2 | JBailey | CBrown | CCloninger | AFraley | BHovis | TKeighen | SShehan | Vote |
|----------|------------|----|----|---------|--------|------------|---------|--------|----------|---------|------|
| 2025-070 | 03/25/2025 | BH | AF | A | A | A | A | A | A | A | U |

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A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS

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|--|--|--|---|--|--|
| GASTON COUNTY BUDGET CHANGE REQUEST (BCR) | | | | | |
| TO: | Matthew Rhoten, County Manager | | | | |
| FROM: | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 5px;"> <div style="border: 1px solid black; padding: 2px; text-align: center;"> ATY </div> <div style="margin-top: 5px;">Dept. Code</div> </td> <td style="width: 60%; padding: 5px;"> <div style="border: 1px solid black; padding: 2px; text-align: center;"> Attorney's Office </div> <div style="margin-top: 5px;">Department Name</div> </td> </tr> <tr> <td style="padding: 5px;"> <div style="border: 1px solid black; padding: 2px; text-align: center;"> David Goldberg </div> <div style="margin-top: 5px;">Department Director</div> </td> <td style="padding: 5px;"> <div style="border: 1px solid black; padding: 2px; text-align: center;"> 3/25/25 </div> <div style="margin-top: 5px;">Date</div> </td> </tr> </table> | <div style="border: 1px solid black; padding: 2px; text-align: center;"> ATY </div> <div style="margin-top: 5px;">Dept. Code</div> | <div style="border: 1px solid black; padding: 2px; text-align: center;"> Attorney's Office </div> <div style="margin-top: 5px;">Department Name</div> | <div style="border: 1px solid black; padding: 2px; text-align: center;"> David Goldberg </div> <div style="margin-top: 5px;">Department Director</div> | <div style="border: 1px solid black; padding: 2px; text-align: center;"> 3/25/25 </div> <div style="margin-top: 5px;">Date</div> |
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*Requires resolution by the Board of Commissioners

** Decreases in expenditures and increases in revenue accounts require brackets. Increases in expenditures and decreases in revenue do not require brackets. Please note that transfers between funds require inter-fund transfer accounts.

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| <p>This Board Action and BCR appropriates \$50,000 total to cover for Herring Settlement, legal defense costs, and other settlements.</p> |
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