



**CITY COUNCIL
AGENDA
October 11, 2016**

7:30 p.m.

- 1. Opening of meeting by Mayor Steve Morris.**
- 2. Invocation by Reverend Robby Stewart, Pastor of Crestview Baptist Church.**
- 3. Amendments and Changes to Agenda.**
- 4. Consent Agenda:**
 - A. Disposition of the minutes of the September 13, 2016 Regular Council meeting.**
 - B. Tax Collector's Report. (See Pages 4-7)**

Informational Items:

- 1.) Monthly Collection Report**
- 2.) Uncollected Taxes as of September 30, 2016.**

Action Items:

- 1.) Refunds per County Assessor's Office.**
- 2.) Discovery bills added to Tax Scroll.**
- 3.) Releases per County Assessor's Office.**

- C. Minutes of various boards. (Enclosed separately)**
- 5. Business by Planning Board.**
 - A. Set Public Hearing.**
 - B. Hold Public Hearing.**

UDO Text Amendment: Hold public hearing for an amendment to Section 3.05 and Section 15.01 of the UDO to make the standards for and definition of family care homes consistent with the requirements set forth in NCSG 168.21 and 168.22 **(See Pages 8-11)**

- C. Minutes from Various Boards**

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- 6. Consideration of any changes to date and/or scheduling of November Council Meeting.**
- 7. Business by Visitors.**
- 8. Business by City Clerk.**
- 9. Business by City Manager.**
- 10. Business by City Attorney.**
- 11. Items of discussion by City Council Members.**
- 12. Business by Mayor.**
- 13. Adjournment**

Rockingham, NC

City Council Agenda

SUPPORT DOCUMENTS

UNCOLLECTED TAXES

YEAR	AMOUNT	September 2016
2016	2,173,613.61	
2015	40,932.11	
2014	24,397.09	
2013	21,465.46	
2012	16,253.75	
2011	15,005.19	
2010	11,627.45	
2009	9,975.09	
2008	8,599.62	
2007	5,077.02	
2006	4,060.15	
	2,173,613.61	Total Current Year
	157,392.93	Total Past Years
	2,331,006.54	Total All Years

CITY OF ROCKINGHAM
MONTHLY REFUNDS REGISTER
September 30, 2016

DATE	ACCOUNT	NAME	EXPLANATION	YEAR	AMOUNT	TAGS/LATE LIST	INTEREST	REFUNDED	CHECK #
9/26/16	30137262	Billingsley, William t.	VEHICLE TAX REFUND	2016	77.33			77.33	65757
9/26/16	16297099	Britt, Crystal Watson	VEHICLE TAX REFUND	2016	25.88		0.96	26.84	65758
9/26/16	16295441	Butler, Evans	VEHICLE TAX REFUND	2016	17.00			17.00	65759
9/26/16	19042444	Goodwin, Leo T.	VEHICLE TAX REFUND	2016	3.84			3.84	65766
9/26/16	28814282	Ingram, Diane Cox	VEHICLE TAX REFUND	2016	49.44			49.44	65767
9/26/16	29655585	Long, Lori T.	VEHICLE TAX REFUND	2016	39.62			39.62	65770
9/26/16	16299843	McIntyre, Shannon Moore	VEHICLE TAX REFUND	2016	7.61			7.61	65771
9/26/16	16300548	Smith, Elizabeth G.	VEHICLE TAX REFUND	2016	43.45			43.45	65777
9/26/16	30256912	Whitley, Dale Wayne	VEHICLE TAX REFUND	2016	16.10			16.10	65781
9/26/16	29014815	Williams, Christopher t.	VEHICLE TAX REFUND	2016	6.18			6.18	65782
9/28/16	19351101	Material Handling Services, LLC	Overpayment	2016	5.47			5.47	65797
9/28/16	15561302	Schultz, Paul Laverne	Overpayment	2016	3.00			3.00	65798
9/28/16	9645309	Kitchin, Neal, Webb, etc. for Walter Parson, III	Overpayment	2016	44.72			44.72	65799
		TOTALS			\$339.64	0.00	0.96	\$340.60	

Staff Report to Planning and Zoning Board
Agenda Item: V.A
September 6, 2016

Issue:

UDO Text Amendment: City staff has drafted an amendment to Section 3.05 and Section 15.01 of the UDO to make the standards for and definition of family care homes consistent with the requirements set forth in NCGS 168.21 and 168.22.

Background:

City staff recently received an inquiry regarding potential locations for a family care home (referred to as a group care home in the City's UDO – the terms are generally used interchangeably). In reviewing the regulations for family care homes set forth in the City's UDO, City staff found an inconsistency with standards set forth for such use in NCGS 168.21 and 168.22. More specifically, the term is defined incorrectly in the City's UDO. Thus, City staff has initiated the proposed text amendment to resolve this issue.

Staff Comments:

1. A copy of the proposed amendment is included in the agenda packet for the Board's review. Also included is a copy of NCGS 168.21 and 168.22 for the Board's reference.
2. Part of the proposed amendment includes changing all references of the term "group care homes" to "family care home" in order to be consistent with language in the general statutes and reduce any confusion.
3. The maximum number of residents allowed as part of the family care home is incorrect in the City's UDO. The definition for "family care homes" set forth in NCGS 168.21 limits facilities to "not more than six resident persons". The definition set forth in Section 15.01 of the City's UDO sets the number of residents in the home at "six or more". The proposed amendment will replace the current definition in Section 15.01 of the City's UDO with the definition in NCGS 168.21.
4. It is important to note that, in regards to the change in permissible number of residents, any facility of this nature that houses more than six residents will be classified as a "handicapped or infirmed home" as defined in Section 15.01 and has more limitations on potential locations as set forth in Section 3.05.
5. As set forth in NCGS 168.22, "family care homes" must be allowed as a permitted use in all residential zones. It is open for debate as to whether the City's UDO is compliant. Family care homes are a permitted use in the R-20, R-12, R-9, R-8, R-7, and R-7A zones, which is all the City's "residential districts" as defined in Section 3.01 of the City UDO. However, the City's O-I, B-2, and B-3 zones also allow certain types of residential uses, so the question becomes whether these nonresidential districts should be considered "residential districts" for the purpose of compliance with NCGS 166.22.
6. In the opinion of City staff, there is not a rational argument for not allowing family care homes in some nonresidential zones. If the nature and character for such use is considered appropriate for inclusion in all residential zones, then it should also be appropriate in certain nonresidential zones. (The City of Charlotte, for example, allows such use in some nonresidential districts and increases the maximum number of permitted residents to no more than ten in those districts.) There are numerous nonconforming single-family dwellings in commercial zones (B-1, B-2, B-3, and O-I)

throughout the City's jurisdiction that would conceivably be an appropriate location for a family care home.

Staff Recommendation:

City staff recommends the Board review the proposed amendment and recommend the City Council amend Section 3.05 and Section 15.01 as proposed.

Planning Board Recommendation:

The Planning Board reviewed the proposed amendment on September 6, 2016 and recommended unanimously the City Council adopted it as proposed.

Article 15: Definitions

Section 15.01: Basic Terms Defined

Unless otherwise specifically provided or clearly required by the context, the words and phrases defined in this Article shall have the meaning indicated when used in this Ordinance.

Insert the following definition:

- **Family Care Home:** (may also be referred to as "Group Care Home") A home with support and supervisory personnel that provides room and board, personal care and habilitation services in a family environment for not more than six resident persons with disabilities. For the purpose of this definition, "person with disabilities" shall be defined as a person with a temporary or permanent physical, emotional, or mental disability including but not limited to mental retardation, cerebral palsy, epilepsy, autism, hearing and sight impairments, emotional disturbances and orthopedic impairments but not including mentally ill persons who are dangerous to others as defined in NCGS 122C-3(11)b.

Delete the following definition:

- **Group care home:** A facility for six (6) or more children, adolescents or adults who have mental disabilities, emotional problems or who lack social maturity and who, for various reasons, cannot reside with their natural parents. Adult care is provided as well as a program of service and protective supervision in a home setting.

USE TABLE															
P = permitted by right P* = permitted subject to standards C = conditional use permit required															
USE CATEGORY	SPECIFIC USE	Residential Districts						Nonresidential Districts						Notes	
		R-20	R-12	R-9	R-8	R-7	R-7A	O-I	B-1	B-2	B-3	I-1	I-2		O-S
Household Living (continued)	Large-scale multi-family (more than one building or more than six units)					C	C	C		C	C				5.15
	Manufactured home park						C								5.14
	Upper-story residence									P					
	Senior cottage residential development	C	C	C	C	C	C								5.25
	Security or caretaker quarters										P	P	P		
Group Living	<i>Family care home</i> Group-care-home	P	P	P	P	P	P	P	P	P	P				
	Intermediate care home	C					C	P							
	Halfway house	C					C	P							
	Handicapped or infirmed homes	C					C	P							
	Nursing care home	C					C	P							
	Child care home	C					C	C	P						
PUBLIC, CIVIC, AND INSTITUTIONAL															
Community Service	Community center	C				C	C	P	P	P	P				
	Library, museum, art gallery, art center						C	P	P	P	P				
	Civic and fraternal organizations	C	C	C	C	C	C	P	P	P	P	P	P		
	Religious institutions	P	P	P	P	P	P	P	P	P	P	P	P		
	Homeless Shelters and Soup Kitchens										C				
Day Care	Adult day care facility	C			C	C	C	P	P	P	P				
	In-home child day care (three or less children as minor home occupations)	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	5.11
	Family child day care (four to six children as major home occupation)	C	C	C	C	C	C	C	C	C	C	C	C	C	5.10
	Child day care center	C	C	C	C	C	C	P	P	P	P				
Educational Facilities	Primary or secondary school (public or private)	C	C	C	C	C	C	P	P	P	P				
	College or university							P			P				
	Trade or vocational school							P		P	P	P	P		

**DEPARTMENTAL
ACTIVITY REPORTS
for
COUNCIL'S INFORMATION**

REVENUES AND EXPENDITURES
PERIOD ENDING SEPTEMBER 30, 2016

<u>GENERAL FUND</u>	<u>CURRENT YTD</u>	<u>PRIOR YTD</u>	<u>SEPTEMBER 2016</u>	<u>SEPTEMBER 2015</u>	<u>AUGUST 2016</u>
<u>TOTAL REVENUES:</u>	\$ 2,124,886.52	\$ 1,968,869.19	\$ 947,084.31	\$ 834,745.67	\$ 854,541.71
<u>EXPENSES:</u>					
Govn. Body	44,302.10	47,277.70	15,621.70	8,893.16	15,413.05
Administration	106,211.73	112,312.50	30,094.39	54,971.20	42,986.53
Finance	81,836.82	81,334.33	22,863.24	29,098.51	33,306.37
Planning & Inspections	74,187.27	81,179.29	22,628.02	34,722.52	33,989.16
Public Buildings	112,449.82	88,702.64	38,642.59	32,044.64	51,454.84
Police	718,887.47	678,900.35	221,567.93	279,400.24	286,715.89
Fire	276,484.95	272,735.21	77,032.58	128,090.37	135,389.19
Maint. Shop	32,490.42	31,924.91	10,214.89	13,984.85	14,789.39
Street	63,453.08	65,919.71	16,128.35	26,627.35	33,889.42
Powell Bill	73,136.62	54,722.32	14,145.92	27,665.89	36,296.12
Sanitation	292,143.66	247,061.59	108,297.46	96,008.95	112,617.97
Tourism	24,737.53	22,063.22	7,983.17	10,296.59	11,027.33
Recreation	282,783.48	242,670.80	133,333.30	128,050.68	107,095.64
Cultural & Library	18,276.53	17,813.09	5,660.99	7,285.75	8,238.78
Cemetery	40,020.58	28,249.60	8,642.79	11,376.56	24,653.87
General & Admin.	118,422.37	105,096.66	50,718.05	33,381.45	34,052.39
Debt Service	85,919.97	85,919.97	0.00	0.00	0.00
Total	\$ 2,445,744.40	\$ 2,263,883.89	\$ 783,575.37	\$ 921,898.71	\$ 981,915.94
<u>ENTERPRISE FUND</u>					
<u>TOTAL REVENUES:</u>	\$ 1,930,616.56	\$ 1,852,603.14	\$ 686,557.79	\$ 522,854.51	\$ 635,360.12
<u>EXPENSES:</u>					
Administration	123,647.25	108,008.48	45,166.63	39,913.24	46,747.50
W/S Maintenance	358,089.53	271,114.77	85,998.85	82,086.32	172,591.68
Water Plant	213,053.16	231,021.42	83,296.55	91,434.52	86,101.95
Waste Treatment	559,537.59	499,418.53	210,896.20	170,707.69	227,965.34
Debt Service	0.00	0.00	0.00	0.00	0.00
Total	\$ 1,254,327.53	\$ 1,109,563.20	\$ 425,358.23	\$ 384,141.77	\$ 533,406.47

FUEL CONSUMPTION AND EXPENDITURES
PERIOD ENDING SEPTEMBER, 2016

	CURRENT YTD		PRIOR YTD		SEPTEMBER 2016		SEPTEMBER 2015		AUGUST 2016	
	Usage	Dollar Amts.	Usage	Dollar Amts.	Usage	Dollar Amts.	Usage	Dollar Amts.	Usage	Dollar Amts.
Administration	0.0	\$ 0.00	0.0	\$ 0.00	0.0	\$ 0.00	0.0	\$ 0.00	0.0	\$ 0.00
Planning & Inspections	180.1	261.07	117.5	190.56	62.2	89.57	40.5	61.97	45.5	65.07
Public Buildings	667.8	964.96	498.7	792.25	176.6	254.30	289.9	443.55	284.9	407.40
Police	6,901.2	9,984.80	5,257.3	8,415.63	1,742.1	2,508.62	2,600.5	3,978.77	2,692.5	3,850.28
Fire	1,271.0	1,884.75	1,291.9	1,592.76	325.3	484.36	813.5	806.27	447.6	646.75
Maint. Shop	207.0	299.11	95.8	155.34	65.7	94.62	33.2	50.80	80.6	115.26
Street	1,345.5	1,994.63	379.0	607.35	308.7	460.70	180.7	277.23	545.9	790.22
Powell Bill	586.4	860.71	916.1	1,478.19	217.0	318.09	416.1	635.88	173.9	250.35
Sanitation	5,437.2	8,177.04	3,764.9	6,077.93	1,357.6	2,068.61	1,931.4	3,085.90	2,098.2	3,060.93
Plant & Rec.	1,026.9	1,489.04	541.7	865.18	273.4	395.65	277.9	425.19	405.8	580.84
Library	338.5	489.01	206.2	328.86	98.0	141.12	110.7	169.37	141.2	201.92
General & Admin.	0.0	0.00	0.0	0.00	0.0	0.00	0.0	0.00	0.0	0.00
Electricity	404.1	584.16	240.8	383.43	124.3	178.99	133.6	204.41	153.4	219.36
W/S Maint.	2,793.0	4,125.93	2,158.6	3,454.86	799.6	1,190.54	1,203.8	1,879.47	1,024.8	1,480.09
Water Plant	127.8	185.38	49.5	77.85	16.1	23.18	34.4	52.63	49.8	71.21
Waste Treatment	2,326.8	3,457.59	1,444.6	2,321.74	466.0	699.75	862.9	1,364.87	1,001.5	1,453.36
Total	23,613.3	\$ 34,758.18	16,962.6	\$ 26,741.93	6,032.6	\$ 8,908.10	8,929.1	\$ 13,456.31	9,145.6	\$ 13,193.04

To: Monty Crump, City Manager
From: Dave Davis, Recreation Director
Date: October 4, 2016
Subject: Activity Report

The following is an update on activities involving our Parks and Recreation Department this month.

Youth Soccer – To date this program has experienced outstanding weather conditions and league and tournament schedules are on track to be completed the week of October 17th.

Browder Park – The new bleachers have arrived and been installed thus providing a nice finishing touch to the gymnasium renovation begun last year. Pictures can be viewed on our Facebook page at City of Rockingham Parks and Recreation.

Youth Volleyball – Registration continues for this program through October 17th.

Youth Basketball – Preparation for this program has already begun with registration beginning Monday, October 24th and concluding Monday, November 21st.

Halloween “Trunk-or-Treat” – Plans are coming together for our eleventh annual “Trunk-or-Treat” Monday, October 31st. Last year’s event was very successful and we anticipate and hope for a similar result this year.

Hinson Lake – This facility recently hosted an ultra-marathon race that has become an annual event for many of these long distance runners. Almost 350 participants from as many as seven states were represented and seemed to thoroughly enjoy the beauty this facility offers.



FIRE CHIEF
HAROLD ISLER
ADMIN. ASST.
KRISTY PLAYER

ASST. CHIEF
DAVID MULLIS
CAPTAIN
VIC MCCASKILL

September-16

We are pleased to submit the monthly fire report on the activities undertaken by the Rockingham Fire Department during the month of September 2016.

Total Alarms:	<u>66</u>	In Town:	<u>66</u>	Out of Town:	<u>0</u>
Turn In Alarms:	<u>1</u>	Silent Alarms:	<u>65</u>	Structure:	<u>1</u>
Wrecks:	<u>27</u>	Alarm Malf:	<u>16</u>	Good Intent:	<u>7</u>
Service Call:	<u>3</u>	Vehicle fire :	<u>1</u>	Trash/outside fire:	<u>1</u>
Power line down:	<u>4</u>	Illegal Burn:	<u>0</u>	Gas Leak/Spill:	<u>0</u>
Cooking fire:	<u>2</u>	Co detector:	<u>2</u>	Assist Police:	<u>0</u>
Electrical:	<u>1</u>	Smoke/odor removal:	<u>1</u>	Mutual aid:	<u>0</u>

Hours Spent on Calls: 16 hours 24 minutes

Total Property Exposed to Fire:	<u>\$1,067,000.00</u>
Total Property Damaged by Fire:	<u>\$70,000.00</u>
Total Property Saved:	<u>\$997,000.00</u>

During the month of September full time members of the fire department averaged 39 training hours per person; part-paid members averaged 6 hours per person for the month.

Public Life & Safety:

- ~Installed 7 car seats
- ~Sparky visited Lowes for kids day
- ~Mt. Olive Child preschool kids had a visit tour of the station with 25 kids
- ~Spraky visited West Rockingham School for a good behavioral day with the special needs class

Respectfully Submitted,


Fire Chief
Harold Isler



Rockingham Police Department



W.D. Kelly, Chief of Police

To: Monty Crump

From: W. D. Kelly
Chief of Police

Date: October 4, 2016
Ref: September Activity Report

On behalf of the Rockingham Police Department, I am pleased to submit this report for your consideration. The following activities have been undertaken by officers of the Rockingham Police Department.

Total Calls for the Month:	1424
Animal Control Calls:	62
Alarm Calls	118
Escorts:	86
Unlock Vehicles:	102

Charges Generating Arrest:

Felonies:	16
Misdemeanors:	71
Drug Violations:	4
Juvenile:	3
Warrants Served:	88
Citations:	70

Accidents Reported/Investigated:

Property Damage only:	59
Personal Injury:	9

Officer Hours Spent in Court:	40
Officer Training Hours Logged	230

Items of Interest:

Our officers are gearing up for a fun filled and candy coated Trunk or Treat. It should be a *ghoulish* experience for all. We hope to see everyone there....