



**April 12, 2011**  
**Agenda Packet**

**CITY COUNCIL  
AGENDA**

**April 12, 2011  
7:30 p.m.**

- 1. Opening of meeting by Mayor Eugene B. McLaurin, II.**
- 2. Invocation by Reverend Robby Stewart, Pastor of E. Rockingham Community Church.**
- 3. Amendments and Changes to Agenda.**
- 4. Consent Agenda:**
  - A. Disposition of Minutes of the March 8, 2011 Regular Meeting and March 8, 2011 Closed Session.**
  - B. Tax Collector's Report. (See Pages 6-9)**

**Informational Items:**

    - 1.) Monthly Collection Report**
    - 2.) Uncollected Taxes as of March 31, 2011.**

**Action Items:**

    - 1.) Refunds per County Assessor's Office.**
    - 2.) Discovery bills added to Tax Scroll.**
    - 3.) Releases per County Assessor's Office.**
  - C. Cemetery Deed.  
(See Manager's Comments and Pages 10-11)**
- 5. Business by Planning Board.**
  - A. Set Public Hearing. (none)**
  - B. Hold Public Hearing. (none)**
  - C. Minutes from Various Boards. (Enclosed separately)**
- 6. Presentation of Advance Law Certificate to Dt. Larry H. Tunstall by Police Chief Robert Voorhees.**

- 7. Hold Public Hearing to receive citizen input for a proposed program amendment to the 2009 CDBG-R project expanding project area boundaries for public sewer in the East Rockingham Sewer Project.  
(See Page 12)**
- 8. Consideration of approval of Audit Contract for FY 2010-2011 Audit with Anderson Smith & Wike, PLLC for year end June 30, 2011 (current year).  
(See Manager's Comments & separate contract enclosure)**
- 9. Presentation of proposed Franklin Street Streetscape Enhancement/Improvement Project (two blocks from Hancock Street to Randolph Street).**
- 10. Consideration of proposed offer by TowerCo. to purchase easement and interest in lease between TowerCo Assets, LLC and the City of Rockingham dated July 1, 2005 reference TowerCo Site NC2001 located at 240 Industrial Park Drive, Rockingham, NC. (See Manager's Comments & separate document)**
- 11. Business by Visitors.**
  - A. Presentation by Relay for Life Committee representative(s) reference designating April as "Purple Ribbon Month in Rockingham". (See proclamation Page 13)**
- 12. Business by City Clerk.**
- 13. Business by City Manager.**
- 14. Business by City Attorney.**
- 15. Items of discussion by City Council Members.**
- 16. Business by Mayor.**
  - A. Issue Proclamation proclaiming May 1-7, 2011 as "Municipal Clerk's Week". (See Page 14)**
- 17. Adjournment.**

**MEMO TO: Mayor Gene McLaurin & City Council**

**FROM: Monty R. Crump, City Manager**

**DATE: April 6, 2011**

**RE: Agenda Items & Items of Interest**

**CONSENT AGENDA:**

**4. C. Cemetery Deed.**

Per court order the enclosed cemetery deeds should be officially transferred by the City. (family dispute)

**REGULAR AGENDA:**

**8. Consideration of approval of Audit Contract for FY 2010-2011 Audit with Anderson Smith & Wike, PLLC for year end June 30, 2011 (current year). (See contract enclosed separately)**

Enclosed please find audit contract for year end June 30, 2011 for City of Rockingham. The audit contract as prepared by Ken Anderson of Anderson Smith & Wike, PLLC is in line with prior year costs and scope of work. Ken's firm has done a good job with prior year audits and finance staff is pleased with the working relationship that they have with Anderson Smith & Wike. It is my recommendation that Council approve audit contract as presented.

**9. Presentation of proposed Franklin Street Streetscape Enhancement/Improvement Project (two blocks from Hancock Street to Randolph Street).**

Council has previously been briefed on this project and several aspects of this project have now been firmed-up. The last component that had not been updated to Council is the landscape plan and work on that plan should be finalized by Council meeting. John Massey will provide a complete update at meeting.

**10. Consideration of proposed offer by TowerCo to purchase easement and interest in lease between TowerCo Assets, LLC and the City of Rockingham dated July 1, 2005 reference TowerCo Site NC2001 located at 240 Industrial Park Drive, Rockingham, NC. (See proposal document enclosed separately)**

Enclosed please find proposal from TowerCo to purchase the existing easement and enter in lease agreement as described at 210 Industrial Park Drive in the amount of \$170,000.

**ITEMS OF INTEREST:**

1. Enclosed please find five-year Capital Improvement Program (CIP) for the City of Rockingham. The CIP is a very useful tool for long-term planning, budgeting and orderly replacement, management and upgrades of the City's capital needs. This tool is used to prepare every annual budget.
2. Work on the proposed WiFi network for Downtown, Hinson Lake and Browder Park is still proceeding. ETCOM is currently evaluating the best way to proceed with the network.
3. The East Rockingham Sewer Projects are nearing completion. The main trunk line project (Golden Leaf money) is 100% complete with minor punch list items left. This project due to good contractors, plans and competitive pricing is going to be accomplished at approximately \$90,000 under budget (\$665,000). Staff will be seeking a project amendment from Golden Leaf to allow the release of this \$90,000 to be used for additional sewer construction. The CDBG portion of E. Rockingham Sewer project is complete with this project in the phase where individual houses are being connected to sewer.
4. American Rivers staff both regional and Washington Offices are coming to Rockingham on April 11, 2011 to review the Hitchcock Creek project. American Rivers has agreed to continue our partnership on establishing canoe/paddling trail on Hitchcock Creek. American Rivers has previously committed to help fund and prepare navigation maps for the Hitchcock Creek Blue Trail and include the trail in literature to its membership.
5. On April 21, 2011 the City will receive bids from contractors for the Hitchcock Creek Debris Removal Project.

**Rockingham, NC**

**City Council Agenda**

**SUPPORT DOCUMENTS**



**UNCOLLECTED TAXES**

<b>YEAR</b>	<b>AMOUNT</b>	<b>DATE: March 2011</b>
2010	164,310.29	
2009	39,689.03	
2008	23,982.42	
2007	12,118.51	
2006	10,075.19	
2005	8,678.35	
2004	6,850.65	
2003	5,568.39	
2002	5,019.88	
2001	4,499.44	
2000	3,369.33	
	164,310.29	Total Current Year
	119,851.19	Total Past Years
	284,161.48	Total All Years

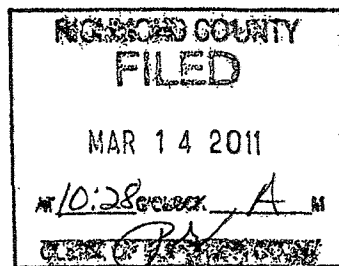
CITY OF ROCKINGHAM  
 MONTHLY TAX RELEASE REGISTER  
 FOR THE MONTH OF MAR, 2011

3/31/11

PAGE 1

ACCOUNT	BILL	DATE	MORT	CITY TAX	ENTRPRSE	CITY LATE INTEREST	CHARGES	DISCOUNT	RELEASED	REL #	PAYMENT	CD
00735304 MOSS MITCHELL W & RUDY	*0- 2002			139.67	0.00	0.00	4.89	0.00	144.56	77	0.00	R
106055307 SCHWARZ PROPERTIES LLC	*8- 4198			2070.61	0.00	0.00	186.36	0.00	2256.97	78	0.00	R
	*0- 5274			16512.65	0.00	0.00	123.84	0.00	16636.49	79	0.00	R
				<b>\$ 18,722.93</b>			<b>315.09</b>		<b>\$ 19,038.02</b>			





STATE OF NORTH CAROLINA  
COUNTY OF RICHMOND

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
FILE NO. 09 CvS 1398

EDGAR H. SPARKS and NATALIE G. SPARKS,

Plaintiffs,

vs.

WARREN PATRICK SPARKS,

Defendant.

JUDGMENT

This matter was heard by the undersigned Judge at the March 14, 2011, term of the Superior Court of Richmond County upon motion of the Plaintiffs, and the Court having considered the pleadings and arguments of counsel, the Court hereby concludes that Plaintiffs are entitled to the conveyance of the property sought. In allowing Plaintiffs' Motion, the Court makes the following findings of fact:

1. On or about September 20, 2010, the Court entered an order allowing Plaintiffs' Motion for Summary Judgment and ordering Defendant to deed to the Plaintiffs two (2) adjacent burial plots, more particularly identified as Plot #3 and Plot #4 located in the Eastern half of Lot 20 in Block 11 of the East Side Cemetery as recorded in Book of Plats No. 3 at Page No. 11, Richmond County Public Registry, in the City of Rockingham, North Carolina.
2. The order required Defendant to comply within 30 days of the order's entry on September 20, 2010.
3. Defendant did not appeal this order, and it is a final order.

4. To date, Defendant has failed to comply with the Court order and has failed to deed the two specified burial plots to the Plaintiffs.

5. Based on the foregoing findings of fact and pursuant to Rule 70 of the North Carolina Rules of Civil Procedure, it appears to this Court that Plaintiffs are entitled to relief.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiffs' Motion is granted; and it is

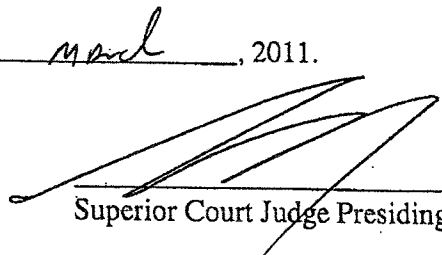
FURTHER ORDERED that Defendant is hereby divested of title to the two (2) specified adjacent burial plots, more particularly identified as Plot #3 and Plot #4 located in the Eastern half of Lot 20 in Block 11 of the East Side Cemetery as recorded in Book of Plats No. 3 at Page No. 11, Richmond County Public Registry, in the City of Rockingham, North Carolina; and it is

FURTHER ORDERED that title to the two (2) specified adjacent burial plots, more particularly identified as Plot #3 and Plot #4 located in the Eastern half of Lot 20 in Block 11 of the East Side Cemetery as recorded in Book of Plats No. 3 at Page No. 11, Richmond County Public Registry, in the City of Rockingham, North Carolina, is hereby vested in the Plaintiffs; and it is

FURTHER ORDERED that this judgment shall have the effect of a conveyance executed in due form of law; and it

FURTHER ORDERED that the costs of this motion are taxed against Defendant, including reasonable attorneys' fees.

SO ORDERED, this the 14 day of March, 2011.

  
\_\_\_\_\_  
Superior Court Judge Presiding

**NOTICE OF PUBLIC HEARING  
CITY OF ROCKINGHAM – 2009-CDBG-R JEFFERSON PARK SEWER  
PROJECT  
PROGRAM AMENDMENT**

**DATE: APRIL 12, 2011**

**TIME: 7:30 PM**

**LOCATION: CITY OF ROCKINGHAM MUNICIPAL  
BUILDING  
CITY COUNCIL CHAMBERS  
514 ROCKINGHAM ROAD  
ROCKINGHAM, NC**

The City of Rockingham will hold a public hearing on April 12, 2011 at 7:30 to receive citizen input for a proposed program amendment to the 2009 CDBG-R project. The proposed amendment will expand the project area boundaries utilizing existing CDBG-R funds and the possibility of additional funding from the CDBG-R program.

These funds are available for public sewer in the East Rockingham Sewer Project.

All interested persons are encouraged to attend.

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Please publish on Wednesday, March 30, 2011 as an ad approx. 2x3 in the non-legal section. Send bill and affidavit to Sandra Ridley, 514 Rockingham Road. I must receive the Affidavit by April 8, 2011

**PROCLAMATION**  
**"Purple Ribbon Month"**  
**April 2011**

**WHEREAS**, the American Cancer Society is the nationwide community-based voluntary health organization dedicated to eliminating cancer as a major health problem by preventing cancer, saving lives and diminishing suffering from cancer through research, education, advocacy, and service; and

**WHEREAS**, Rockingham has joined in the fight to rid society of this dreaded disease by making a commitment to be informed, stay healthy, become involved in the community, and to continue to support the American Cancer Society; and

**WHEREAS**, the American Cancer Society has chosen "Relay for Life" as the signature event to raise funds for research, support, education programs, and advocacy to change laws on how these programs are funded; and

**WHEREAS**, Richmond County has chosen to respond to society's needs by holding a "Relay for Life Event" each year as a part of the ongoing battle against cancer and Rockingham endorses this event; and

**WHEREAS**, the citizens of Rockingham have chosen April as "Purple Ribbon Month" in a show of support for the continued effort by the teams participating in this event to be held locally at Raider Stadium beginning at 6:00 p.m. on Friday evening, May 13<sup>th</sup>.

**NOW, THEREFORE, I, Mayor Eugene B. McLaurin, II do hereby proclaims April as "Purple Ribbon Month" in Rockingham, NC and encourage our citizens to participate in our local Relay for Life Event in support of the people of Rockingham and Richmond County who continue their fight against cancer.**

**This the 12<sup>th</sup> day of April, 2011.**

**Signed:** \_\_\_\_\_  
**Eugene B. McLaurin, II**  
**Mayor**

**Attest:**

\_\_\_\_\_  
**Gwendolyn F. Swinney, CMC, City Clerk**

**PROCLAMATION  
MUNICIPAL CLERK'S WEEK  
MAY 1 THROUGH MAY 7, 2011**

**WHEREAS**, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

**WHEREAS**, The Office of the Municipal Clerk is the oldest among public servants, and

**WHEREAS**, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

**WHEREAS**, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

**WHEREAS**, The Municipal Clerk serves as the information center on functions of local government and community.

**WHEREAS**, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations.

**WHEREAS**, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

**NOW, THEREFORE**, I Eugene B. McLaurin II, Mayor of the City of Rockingham, do recognize the week of May 1 through May 7, 2011, as Municipal Clerk's Week, and further extend appreciation to our Municipal Clerk, Gwendolyn F. Swinney, and Deputy Clerk, Sabrina Y. McDonald and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this the 12<sup>th</sup> day of April, 2011.

\_\_\_\_\_  
Eugene B. McLaurin, II, Mayor

ATTEST:

\_\_\_\_\_  
Gwendolyn F. Swinney, City Clerk

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

REVENUES AND EXPENDITURES  
PERIOD ENDING MARCH 31, 2011

<u>GENERAL FUND</u>	<u>CURRENT YTD</u>	<u>PRIOR YTD</u>	<u>MARCH 2011</u>	<u>MARCH 2010</u>	<u>FEBRUARY 2011</u>
<u>TOTAL REVENUES:</u>	\$ 6,590,679.75	\$ 5,824,776.24	\$ 627,627.99	\$ 564,762.63	\$ 337,906.29
<u>EXPENSES:</u>					
Govn. Body	133,941.46	141,833.03	9,665.98	18,892.95	11,578.15
Administration	266,400.78	252,337.64	28,269.44	-15,987.59	6,143.12
Finance	182,613.76	173,248.21	17,505.48	17,040.26	18,458.80
Planning & Inspections	206,760.66	222,127.44	25,272.76	17,649.55	22,018.77
Public Buildings	258,995.32	208,292.54	26,273.31	26,300.20	34,347.99
Police	1,682,862.04	1,561,681.57	159,989.25	156,073.84	167,637.06
Fire	704,351.31	780,845.73	69,503.16	61,731.70	69,878.51
Maint. Shop	76,961.30	74,517.88	7,365.55	7,520.19	7,585.93
Street	178,935.17	162,970.23	17,380.99	16,569.45	17,829.24
Powell Bill	138,649.88	153,312.78	16,694.95	28,563.10	15,388.90
Sanitation	1,033,176.03	705,108.30	76,658.76	69,554.03	70,898.76
Recreation	369,247.33	328,102.31	41,542.08	37,003.73	37,648.97
Cultural & Library	55,260.15	58,882.03	5,174.77	5,691.63	5,236.61
Cemetery	66,303.15	65,369.17	6,056.64	6,249.17	5,646.82
General & Admin.	318,554.98	307,764.86	54,333.13	53,847.45	39,340.13
Debt Service	392,465.18	406,428.30	0.00	25,728.32	-123,106.89
Total	\$ 6,065,478.50	\$ 5,602,822.02	\$ 561,686.25	\$ 532,427.98	\$ 406,530.87
<u>ENTERPRISE FUND</u>					
<u>TOTAL REVENUES:</u>	\$ 3,488,224.97	\$ 3,172,194.20	\$ 451,898.54	\$ 328,661.89	\$ 241,161.25
<u>EXPENSES:</u>					
Administration	868,599.17	642,496.77	26,189.83	24,288.78	41,625.12
W/S Maintenance	628,952.16	598,286.53	58,839.40	48,951.63	49,760.51
Water Plant	588,836.90	655,261.42	58,115.05	66,192.30	52,661.70
Waste Treatment	1,252,194.32	958,465.33	222,837.29	108,326.83	200,571.22
Debt Service	222,680.33	515,916.85	30,645.00	245,565.00	123,106.89
Total	\$ 3,561,262.88	\$ 3,370,426.90	\$ 396,626.57	\$ 493,324.54	\$ 467,725.44

FUEL CONSUMPTION AND EXPENDITURES  
PERIOD ENDING MARCH 30, 2011

FUEL CONSUMPTION	CURRENT YTD		PRIOR YTD		MARCH 2011		MARCH 2010		FEBRUARY 2011	
	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	383.3	880.87	381.9	782.45	44.5	129.50	45.0	92.99	35.1	88.80
Public Buildings	2,299.4	5,299.66	1,924.9	3,940.55	255.1	742.34	272.4	562.91	235.9	596.98
Police	22,444.3	51,899.11	21,743.2	44,563.85	2,524.5	7,346.30	2,448.0	5,058.79	2,385.9	6,036.33
Fire	3,585.9	8,546.44	3,492.6	7,097.04	505.4	1,388.79	461.7	959.89	375.5	1,000.17
Maint. Shop	427.2	995.88	418.5	858.57	53.5	155.69	53.4	110.35	54.2	137.13
Street	3,763.3	8,809.51	3,561.4	7,291.59	399.1	1,131.62	479.7	994.32	377.7	982.83
Powell Bill	1,914.9	4,608.14	1,643.2	3,321.12	327.3	877.16	167.3	348.75	184.4	512.63
Sanitation	17,822.7	43,054.78	19,110.8	38,905.21	2,262.0	6,077.25	2,441.3	5,087.09	1,924.3	5,331.45
Park & Rec.	1,901.8	4,352.16	1,981.1	4,035.30	206.6	600.36	247.6	511.80	195.3	496.21
Veterary	714.9	1,624.14	697.1	1,416.40	81.7	237.75	55.6	114.90	56.9	143.96
General & Admin.	0.0	0.00	0.0	0.00	0.0	0.00	0.0	0.00	0.0	0.00
Ent. Adm.	1,421.2	3,387.92	1,201.0	2,461.69	193.0	561.63	151.1	312.25	202.0	561.56
W/S Maint.	8,107.0	19,076.39	7,595.0	15,539.43	841.3	2,381.30	884.6	1,834.78	876.8	2,283.80
Water Plant	373.2	849.07	953.3	2,032.26	27.4	79.73	42.4	87.62	49.2	124.48
Waste Treatment	6,698.5	16,095.03	6,179.2	12,509.65	1,037.8	2,831.51	709.5	1,475.75	779.6	2,116.69
Total	71,857.6	\$ 169,479.10	70,883.2	\$ 144,755.11	8,759.2	\$ 24,540.93	8,459.6	\$ 17,552.19	7,732.8	\$ 20,413.02

**To: Monty Crump, City Manager**

**From: Dave Davis, Parks and Recreation**

**Date: April 6, 2011**

**Subject: Activity Report**

The following are activities that have been and soon will be involving our department.

**Spring Soccer** – Our second season came to a rainy conclusion on Sat. March 26<sup>th</sup>. However, as mentioned in previous reports, this has been a very successful endeavor for our department.

With an almost 20% increase from last year this program continues to move in a positive direction. It is a short season but the players, coaches, and parents seem to enjoy the interlude between the end of basketball season and the beginning of baseball and softball season.

**Youth Baseball/Softball** – Registration has been completed in most leagues and preliminary numbers have already exceeded seven hundred participants.

This year, for the first time, our department has allowed four years olds to register for baseball and softball programs. Pre-season clinics have been scheduled specifically for these players to aid in their adjustment to these sports. This should prove to make what is always an interesting time for us even more so.

**Sr. Games** – Our department will host three events later this month. We have been associated with these games for over twenty years and are happy to continue to lend our support.



**March-11**

We are pleased to submit the monthly fire report on the activities undertaken by the Rockingham Fire Department during the month of March, 2011.

Total Alarms:	<u>64</u>	In Town:	<u>62</u>	Out of Town:	<u>2</u>
Turn In Alarms:	<u>2</u>	Silent Alarms:	<u>62</u>	Structure:	<u>2</u>
Wrecks:	<u>28</u>	Alarm Malf:	<u>12</u>	Good Intent:	<u>6</u>
Smoke/Odor:	<u>2</u>	Vehicle:	<u>1</u>	Grass/Brush:	<u>5</u>
Trash:	<u>0</u>	Spill/Leak:	<u>1</u>	Electrical:	<u>2</u>
CO Detec:	<u>0</u>	Assist Ems:	<u>2</u>	Mutual Aid:	<u>2</u>
Lines Down:	<u>1</u>	Rescue:	<u>0</u>	Assist Police:	<u>0</u>

Hours Spent on Calls: 22 hours and 19 minutes

Total Property Exposed to Fire:	<u>\$77,000.00</u>
Total Property Damaged by Fire:	<u>\$31,900.00</u>
Total Property Save:	<u>\$45,100.00</u>

Inspections: 55

During the month of March full time members of the fire department averaged 66 training hours per person; part-paid members averaged 14 hours per person for the month.

**Public Life & Safety:**

~Installed 20 car seats sold 10 car seats

~Tested 15,820 feet of hose, 250 feet of the total tested did not pass

**Respectfully Submitted,**

**Charles C. Gardner**  
**Fire Chief**



# Rockingham Police Department



R.J. Voorhees, Chief of Police

To: Monty Crump

From: R. J. Voorhees  
Chief of Police

Date: April 5, 2011  
Ref: March 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: 1141**

<b>Animal Control Calls:</b>	<b><u>40</u></b>
<b>Alarm Calls:</b>	<b><u>102</u></b>
<b>Escorts:</b>	<b><u>117</u></b>
<b>Unlock Vehicles:</b>	<b><u>128</u></b>

**Charges Generating Arrest:**

<b>Felonies:</b>	<b><u>67</u></b>
<b>Misdemeanors:</b>	<b><u>147</u></b>
<b>Drug Violations:</b>	<b><u>53</u></b>
<b>Juvenile:</b>	<b><u>1</u></b>
<b>Warrants Served:</b>	<b><u>170</u></b>
<b>Citations:</b>	<b><u>206</u></b>

**Accidents Reported/Investigated:**

<b>Property Damage only:</b>	<b><u>44</u></b>
<b>Personal Injury:</b>	<b><u>3</u></b>

<b>Officer Hours Spent in Court:</b>	<b><u>55</u></b>
<b>Officer Training Hours Logged</b>	<b><u>248</u></b>