



*** * * * PUBLIC NOTICE * * * ***

**NOTICE OF A CITY COUNCIL WORKSHOP SESSION AND REGULAR SESSION
Thursday, August 6, 2020 AT 5:45 P.M.
CITY HALL - 3300 CORINTH PARKWAY**

Pursuant to Section 551.127, Texas Government Code, one or more Council Members or employees may attend this meeting remotely using videoconferencing technology. The videoconferencing technology can be accessed at: <https://www.cityofcorinth.com/meetings>.

The video and audio feed of the videoconferencing equipment can be viewed and heard by the public at the address posted above as the location of the meeting.

The City of Corinth is following the Center for Disease Control Guidelines for public meetings.

CALL TO ORDER:

WORKSHOP BUSINESS AGENDA

1. Receive a report, hold a discussion, and provide staff direction on the Fiscal Year 2020-2021 Annual Program of Services and Capital Improvement Program.
2. Discuss Regular Meeting Items on Regular Session Agenda, including the consideration of closed session items as set forth in the Closed Session agenda items below.

ADJOURN WORKSHOP SESSION

***NOTICE IS HEREBY GIVEN** of a Regular Session of the Corinth City Council to be held at Corinth City Hall located at 3300 Corinth Parkway, Corinth, Texas. The agenda is as follows:

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE & TEXAS PLEDGE:

"Honor the Texas Flag: I pledge allegiance to thee, Texas, one state under God, one and indivisible".

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine and will be enacted in one motion. Should the Mayor, a Councilmember, or any citizen desire discussion of any Item that Item will be removed from the Consent Agenda and will be considered separately.

1. Consider and act on the appointment of Cynthia Burkett as Associate Municipal Judge for the City of Corinth Municipal Court of Record.
2. Consider award of bid to American Landscape Systems for providing mowing and landscape services for the Corinth Community Park.
3. Consider and act on minutes from the June 18, 2020 workshop session.
4. Consider and act on minutes from the June 18, 2020 regular session.
5. Consider and act on minutes from the July 2, 2020 workshop session.
6. Consider and act on minutes from the July 2, 2020 regular session.

CITIZENS COMMENTS

In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Citizen's comments will be limited to 3 minutes. Comments about any of the Council agenda items are appreciated by the Council and may be taken into consideration at this time or during that agenda item. Please complete a Public Input form if you desire to address the City Council. All remarks and questions addressed to the Council shall be addressed to the Council as a whole and not to any individual member thereof. Section 30.041B Code of Ordinance of the City of Corinth.

BUSINESS AGENDA

7. Consider and act on Resolution No. 20-08-06-16 of the City Council of the City of Corinth, Texas Amending Resolution No. 20-02-06-07 and Resolution No. 20-04-02-11 calling for a General Election to be held on Tuesday, November 3, 2020, for the purpose of electing one Council Member for Place 1, Place 3 and Place 4 to serve as members of the Corinth City Council for terms of two (2) years each in order to incorporate changes to election date, polling location and dates, including early voting dates and hours for the general election; providing for related matters and providing an effective date.
8. Consider and act on Ordinance No. 20-08-06-24 of the City Council of the City of Corinth, Texas Amending Ordinance No. 20-02-13-05 and Ordinance NO. 20-04-02-07 and an order of the Temporary Board of Directors of the proposed City of Corinth Fire Control, Prevention, and Emergency Medical Services District (the "District"), to incorporate changes to election date, polling location and dates, including early voting dates and hours for the special election called for the purpose of presenting a ballot proposition approving the District and adopting a sales and use tax for the District at a rate of one-fourth of one percent dedicated to fire control, prevention and emergency medical services and a proposition authorizing the City Council to be appointed as the Permanent Board of Directors of the District upon approval at election; providing for related matters and providing an effective date.

9. Consider and act on Ordinance No. 20-08-06-25 of the City Council of the City of Corinth, Texas Repealing Ordinance No. 20-02-13-04 and Ordinance No. 20-04-02-09 calling a special election for the City on Saturday, May 2, 2020, and postponing the special election to Tuesday, November 3, 2020, in order to cancel the election to submit a ballot proposition implementing Resolution No. 20-02-06-08, designating a multipurpose amphitheater and related infrastructure as a sports and community venue project and adopting a new short term motor vehicle rental tax at a maximum rate of 5%; providing for the cancellation of the special election and providing an effective date

COUNCIL COMMENTS & FUTURE AGENDA ITEMS

The purpose of this section is to allow each councilmember the opportunity to provide general updates and/or comments to fellow councilmembers, the public, and/or staff on any issues or future events. Also, in accordance with Section 30.085 of the Code of Ordinances, at this time, any councilmember may direct that an item be added as a business item to any future agenda.

CLOSED SESSION

The City Council will convene in such executive or (closed session) to consider any matters regarding any of the above agenda items as well as the following matters pursuant to Chapter 551 of the Texas Government Code.

Section 551.071. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflicts with chapter 551.

a. Red River Bancorp Demand (B)

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

a. Right-of-way consisting of .198 acres located at 6801 S I-35E and 3404 Dobbs Road along Dobbs Road within the H. Garrison Survey, Abstract No. 507, within the City of Corinth, Denton County, Texas (F)

b. 3.792 acres, Tract 13H, out of the J.P. Walton Survey, Abstract 1389, within the City of Corinth, Denton County, Texas (P)

c. Being 5.379 acres of land located in the J. WALTON SURVEY, Abstract No. 1389, City of Corinth, Denton County, Texas, and being a portion of the tract of land conveyed to Anchor City Investments, LLC, by the deed recorded in Instrument No. 2006-90896, of the Deed Records of Denton County, Texas (D)

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

a. Project Agora

After discussion of any matters in closed session, any final action or vote taken will be in public by the City Council. City Council shall have the right at any time to seek legal advice in Closed Session from its Attorney on any agenda item, whether posted for Closed Session or not.

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS.

ADJOURN:

Posted this _____ day of _____, 2020 at _____ on the bulletin board at Corinth City Hall.

Lana Wylie, Interim City Secretary
City of Corinth, Texas

WORKSHOP BUSINESS ITEM 1.

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: Annual Budget Workshop
Submitted For: Lee Ann Bunselmeyer, Director
Submitted By: Lee Ann Bunselmeyer, Director
City Manager Review: Bob Hart, City Manager

AGENDA ITEM

Receive a report, hold a discussion, and provide staff direction on the Fiscal Year 2020-2021 Annual Program of Services and Capital Improvement Program.

AGENDA ITEM SUMMARY/BACKGROUND

The City Charter, Section 9.02, requires that the City Manager be responsible for submitting an annual budget not later than sixty (60) days prior to the first day of the new fiscal year. In compliance with the Charter requirement, the Fiscal Year 2020-2021 budget was submitted to the Council by Friday, July 31, 2020 and can also be found on the City's website. This budget workshop is one of several for Council to deliberate on the Fiscal Year 2020-2021 annual budget and to provide staff direction.

The City's budget development procedures are in conformance with State Law outlined in the Truth in Taxation process. The complete budget timeline is provided below.

Meeting Date	Budget Agenda Item
July 31	Publication of the Proposed Annual Program of Services (Budget)
Aug 6	Council Workshop - Budget Overview
Aug 13	Council Workshop- Discuss Governmental & Special Revenue Funds Council vote on Published tax rate and to set the public hearing dates
Aug 20	Council Workshop - Discuss Proprietary Funds & Capital Improvement Program Approve Crime Control & Prevention District Budget
Sept 3	Council Workshop on the Annual Budget Public Hearing on the Annual Budget
Sept 10	Public Hearing on Tax Rate
Sept 19	Adoption of the Annual Program of Services (Budget) Adoption of the Tax Rates and Tax Rolls

RECOMMENDATION

N/A

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: Appointment of Associate Municipal Judge
Submitted For: Lee Ann Bunselmeyer, Director
Submitted By: Lee Ann Bunselmeyer, Director
City Manager Review: Bob Hart, City Manager

AGENDA ITEM

Consider and act on the appointment of Cynthia Burkett as Associate Municipal Judge for the City of Corinth Municipal Court of Record.

AGENDA ITEM SUMMARY/BACKGROUND

Chapter 30 of the Government Code requires that a Municipal Judge presiding over a Municipal Court of Record must be a resident of Texas, be a citizen of the United States, be a licensed attorney in good standing and have two or more years of experience in the practice of law in Texas. Additionally, the City Charter requires the judge and all associate judges be appointed by the Council for terms of two (2) years. The appointment for Council consideration is for a term beginning August 1, 2020 through July 31, 2022.

RECOMMENDATION

Staff recommends appointing Cynthia Burkett as the Associate Municipal Judge for the term beginning August 1, 2020 through July 31, 2022.

Attachments

Contract

AMENDMENT TO CONTRACT FOR SERVICES FOR ASSISTANT MUNICIPAL JUDGE

THIS CONTRACT is made and entered into this _____ day of _____, 2020, by and between the **City of Corinth**, Texas, a Municipal Corporation of the State of Texas, hereinafter referred to as "**City**", and **CYNTHIA BURKETT**, hereinafter referred to as "**Assistant (Associate) Judge**".

1. **APPOINTMENT OF ASSISTANT (ASSOCIATE) JUDGE**

- a. The **City of Corinth** (hereinafter referred to as "**City**") does hereby **APPOINT** and contract for the services of **CYNTHIA BURKETT** (hereinafter referred to as "**Assistant Judge**" or "**Judge**") to service as an Assistant (Associate) municipal judge and magistrate for and under the laws of the State of Texas, for a **TERM** of two years, beginning on the 1st day of August, 2020, and continuing through midnight, July 31, 2022, with all powers, rights and duties of said appointment and as provided by the City Charter.
- b. The Assistant Judge shall comply with all requirements of law and must performs all duties as required by law and comply with all the terms of this contract, and conditions and restrictions as set forth for municipal judges under all applicable state statutes and as required under the Texas Code of Judicial Conduct.
- c. The Assistant Judge shall devote such time as necessary to perform the services set forth herein.
- d. The Assistant Judge may terminate this Contract by providing written notice of resignation not less than 30 days prior to date of termination.

2. **COMPENSATION OF ASSISTANT (ASSOCIATE) JUDGE** – the City shall compensate the Assistant (Associate) Judge as follows:

- a. As compensation for the Assistant (Associate) Judge's services, the City agrees to pay to the Judge according to this Section 2.
- b. The Assistant (Associate) Judge shall receive a flat rate per duty performed according to the following schedule:

- i. Court:
 - \$500 for full court day (morning & afternoon dockets)
 - \$250 for half court day (morning or afternoon docket only)
 - *If docket is cancelled on day of court, the fee will be \$100.
 - *If docket is cancelled before court day, no fee will be paid.

- ii. All other services: \$75 per hour, with each duty being a minimum of one hour and any additional time for such duty which exceeds the first hour of time, will be billed in increments of one-half hour; including travel time to the Corinth Municipal Court to sign documents on non-court days, reviewing and executing Corinth Police Department documents, including, but not limited to, probable cause affidavits, arrest/search warrants, subpoenas, summons, blood search warrants, testimony in court relating to duties as a Corinth Judge or Magistrate.

- iii. Judge/Court/Staff Meetings: \$75 per meeting; attendance may include court staff, court administrator, or other invited City representatives, depending on issues to be discussed. Judge's meetings may be scheduled as needed and at the discretion of the Presiding Judge, Judge or the City, but it is anticipated that such meetings shall be held on a quarterly basis.

- iv. Training Court Sessions: \$400 for full day
\$200 for half day

- c. The Assistant (Associate) Judge shall send an invoice to the City's Accounts Payable office by mail to 3300 Corinth Parkway, Corinth, TX 76208 or by email to accountspayable@cityofcorinth.com once per month not later than the fifth day of each month. The invoice shall indicate each date that the Judge performed a service outlined in Section 2b, above, a description of the service performed, and the applicable flat rate. The invoice shall also provide a total invoiced amount for the month.

- d. The City shall pay the Assistant (Associate) Judge once per month within 30 days from the date of the invoice is received by the City unless the invoice is disputed in good faith by the City, in which instance the City may withhold the amount(s) of the disputed charges until such dispute is settled.

- e. The Assistant (Associate) Judge must attend and complete any mandatory judicial education or other minimum judicial training as required by the State of Texas within the time periods as established by law. The City shall pay, or reimburse Assistant (Associate) Judge for, any mandatory judicial education and training, including specifically, all registration fees for such course, travel expenses, including flight, lodging and meal expenses on a pro rata basis based on the number of cities in which the Assistant (Associate) Judge serves. By way of example, if Assistant (Associate) Judge is a municipal judge or alternate judge in three municipalities (including Corinth), City shall pay for 1/3 of the above referenced expenses.

- f. The Assistant (Associate) Judge must maintain membership and licensure with the State Bar of Texas and pay all membership fees or dues on an annual basis as required by such membership or licensure. The Judge herein represents that such membership is in good standing and that all fees and mandatory continuing education requirements have been met at the time of this appointment and shall be maintained during the term of this Contract.

- g. During the duration of this Contract, the Assistant (Associate) Judge shall comply with all provisions of the Code of Judicial Conduct, the Corinth City Charter, Chapter 30 of the Texas Government Code, and all other applicable laws pertaining to the operations of the Corinth Municipal Court of Record, and duties as a Magistrate. In the event of a conflict between the terms of this Contract and said Code, Charter, Statutes and laws, the terms of said Code, Charter, Statutes and laws shall govern.
- h. The Assistant (Associate) Judge shall operate within the docket schedule prepared and coordinated by the Judge and Court Administrator. The Assistant (Associate) Judge shall timely perform all duties, including but not limited to, the dockets set forth in the docket schedule. No minimum amount of duties are guaranteed to the judge during the duration of this Contract.
- i. The Assistant (Associate) Judge shall comply with the Presiding Judge's "Standing Orders" which address the daily administration of the municipal court and trial procedures, for matters including but not limited to dismissals, installment payments, deferred disposition, and continuances. The City will provide the necessary Court Personnel to the Judge for clerical assistance.

3. OUTSIDE LEGAL PRACTICE/JUDICIAL DUTIES; INDEPENDENT CONTRACTOR

- a. The City herein acknowledges that the Assistant (Associate) Judge may maintain a private law practice and may perform outside legal services. The Assistant (Associate) Judge shall not take on representation of a client if such representation would conflict with the Texas Code of Judicial Ethics or the Texas Rules of Professional Conduct. The Assistant (Associate) Judge shall not take on representation of a client adverse to the City of Corinth.
- b. The City further acknowledges that the Assistant (Associate) Judge may perform judicial or magisterial functions as a judge or magistrate for another city, county, or state agency, so long as the performance of such duties do not conflict with the duties of the office of municipal judge for the City of Corinth. The City therefore FINDS that the performance of such duties or holding of any other such office is of benefit to the state of Texas and there is no conflict with the duties of this office.
- c. The City may remove the Assistant (Associate) Judge from office during the Assistant (Associate) Judge's term of office pursuant to and in accordance with the requirements of §30.000085 of the Texas Government Code, or its successor, as same may hereafter be amended; or in the event the City's Charter is amended, in accordance with the provisions of the City Charter as amended.
- d. The Assistant (Associate) Judge shall be considered an independent contractor, not an employee of the City.
- e. The Assistant (Associate) Judge shall not represent a client in a case where an employee of the City, in his capacity as an employee of the City, is a witness or may be summoned to appear as a witness.

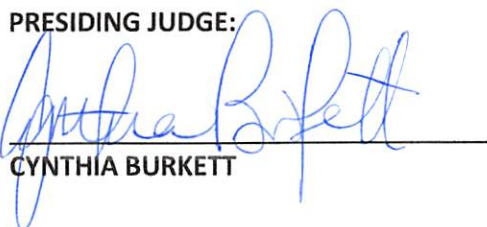
4. **DUTIES OF ASSISTANT (ASSOCIATE) JUDGES**

- a. The Presiding Judge shall be the liaison between the Judge(s) and/or any City departmental staff. The Presiding Judge shall provide general supervision and guidance for Assistant (Associate) Judge.
- b. The Assistant (Associate) Judge shall perform duties assigned to the Assistant (Associate) Judges, from time to time, by the Presiding Judge in his sole discretion.
- c. The Assistant (Associate) Judge shall be available for any and all duties according to the monthly Judge's Schedule prepared by the Presiding Judge or when the Presiding Judge is unavailable, including after hours, weekends and holidays.
- d. The Assistant (Associate) Judge shall keep the Court and Corinth Police Department informed of his current contact information.

5. **INTEGRATION**

This Contract represents the entire and integrated Contract between the City and the Assistant (Associate) Judge, and supersedes all prior negotiations and representations and/or contracts either written or oral. This Contract may be amended only by written instrument signed by both the City and the Assistant (Associate) Judge. The Assistant (Associate) Judge further states that the Judge has carefully read the foregoing Contract, and understands the contents thereof, and signs the same as the Judge's own free act.

IN WITNESS WHEREOF, City has caused this Contract to be signed in its name by the City of Corinth Mayor, and its corporate seal to be hereunto affixed and attested by its City Secretary, and the Judge has hereunto set his hand and seal the day and year first above written.

PRESIDING JUDGE:

CYNTHIA BURKETT

CITY OF CORINTH, TEXAS

BILL HEIDEMANN, MAYOR

ATTEST:

LANA WYLIE, INTERIM CITY SECRETARY

APPROVED AS TO FORM:

PATRICIA ADAMS, CITY ATTORNEY

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: Community Park Mowing Contract
Submitted For: Cody Collier, Director
Finance Review: N/A
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals:

Submitted By: Cody Collier, Director
Legal Review: N/A

AGENDA ITEM

Consider award of bid to American Landscape Systems for providing mowing and landscape services for the Corinth Community Park.

AGENDA ITEM SUMMARY/BACKGROUND

The Community Park mowing contract was awarded to another mowing service in April 2020. However, they proved to be unable to provide the service, and the contract was terminated on July 21, 2020, after the ten days prior written notice as provided by the contract. Staff reviewed the bids submitted for the park mowing service and contacted the second lowest bidder (American Landscape Systems), and they were still interested in contracting with Corinth and providing service.

RECOMMENDATION

Staff recommends approval of the contract with American Landscape Systems for mowing and landscape services for the Corinth Community park.

Attachments

Service Contract
American Landscape's Bid
Bid Tabulation

SERVICE CONTRACT

MOWING AND MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

This Contract, is made and entered into this 15 day of July, 2020 by and between American Landscape Systems, a corporation/partnership organized under the laws of the State of Texas, (hereinafter called the "Contractor") and the City of Corinth, Texas, a municipal corporation, organized and existing under laws of State of Texas, acting through its City Manager or other duly authorized designee, (hereinafter called the "City").

For and in consideration of the covenants, performances, payments and agreements contained herein, and for the mutual benefits to be obtained hereby, the parties agree as follows:

1. TERM

This Contract shall commence beginning on the _____ day of _____, 2020, and shall be in effect for a term of two (2) years, to expire at midnight, December 31, 2021, unless earlier terminated by either party in accordance with the terms of this Contract. This Contract may be renewed for three (3) additional one-year periods, if agreed upon in writing by both parties.

2. SCOPE OF SERVICES

The Contractor agrees to provide all equipment, materials, supplies, labor, permits, insurance and licenses as necessary to perform Landscape Services in accordance with the provisions of this Contract and Attachments referenced below, which are incorporated for reference.

This Contract is composed of the following Contract Documents:

- a) This Contract
- b) The City's Request for Proposal/Invitation to Bid #1129, including all documents incorporated by reference – Attachment A
- c) Contractor's Proposal – Attachment B

Any conflict in the foregoing documents shall be resolved by giving precedence first to this written Contract, and then to the Contract Documents in the sequential order listed above.

3. PAYMENT

Invoices shall be mailed or emailed directly to:

City of Corinth
Accounts Payable
3300 Corinth Parkway
Corinth, Texas 76208
accountspayable@cityofcorinth.com

The City shall pay invoices for services properly performed within 30 days of receipt; provided however, that in the event the City requests any supporting documentation for charges, payment shall be made within 30 days of receipt of the documentation. The City's payment obligations are payable only and solely from funds available for the purposes of this Contract.

4. CHANGES

The City may, from time to time, require changes in the scope of services of the Contractor to be performed hereunder. Such changes, which are mutually agreed upon by and between the City and the Contractor, become effective when incorporated in a written amendment to this Contract executed by both parties.

5. TERMINATION OF CONTRACT

The City may terminate this Contract for any reason upon 10 days' notice to Contractor. Upon termination, the Contractor shall be entitled to payment of such amount as shall compensate Contractor for the services satisfactorily performed from the time of the last payment date to the termination date in accordance with this Contract, provided the Contractor shall have delivered to the City such statements, accounts, reports and other materials as required herein, and provided that Contractor shall have delivered to the City all reports, documents and other materials prepared by Contractor prior to termination. The City shall not be required to reimburse Contractor for any services performed or expenses incurred after the date of the termination notice.

6. COMPLETENESS OF CONTRACT

This contract and any additional or supplementary document or documents incorporated herein by specific reference contain all the terms and conditions agreed upon by the parties hereto, and no other agreements, oral or otherwise, regarding the subject matter of this Contract or any part thereof shall have any validity or bind any of the parties hereto.

7. INDEMNITY AND INSURANCE

- a) **The Contractor hereby agrees to and shall indemnify, hold harmless, and defend the City, its officers, agents and employees from and against any and all claims, losses, damages, demands, causes of action, suits and liability of every kind, including all expenses of litigation, court costs and attorneys' fees, for injury to or death of any person, for loss of use or revenue, or for damage to any property arising out of or in connection with the actual or alleged malfunction, design or workmanship in the manufacture of equipment, the fulfillment of this Contract, or the breach of any express or implied warranties under this Contract. Such indemnity shall apply where the claims, losses, damages, causes of action, suits or liability arise in part from (i) the negligence of the Contractor, and/or their respective officers, agents and/or employees or (ii) the negligence of the Contractor, its officers, agents and employees. It is the expressed intention of the parties hereto, both Contractor and the City, that the indemnity provided for in this paragraph is indemnity by Contractor to indemnify and protect the City from the consequence of (I) the Contractor's own negligence where that negligence is the cause of the injury, death, or damage. Furthermore, the indemnity provided for in this paragraph shall have no application to any claim, loss, damage, cause of action, suit and liability where in injury, death or damage results from the negligence of the City. In the event any action or proceeding is brought against the City by reason of any of the above, the Contractor agrees and covenants to defend the action or proceeding by counsel acceptable to the City. The indemnity provided for herein shall survive the termination or expiration of this Contract.**
- b) Contractor shall maintain and shall be caused to be in force at all times during the term of this Contract the insurance coverages required by the City's Invitation to Bid #1129.

- c) This Contract is not intended to extend the liability of the parties beyond that provided by law. The City does not waive, limit, or surrender any immunity or defense available to the City.

8. ASSIGNMENT

The parties hereby agree that Contractor may not assign, convey or transfer its interest, rights and duties in this Agreement without the prior written consent of the City.

9. NOTICES

Any notices required by this Contract shall be sufficient if sent by the parties in the United States mail, postage paid, return receipt requested or via overnight delivery service, to the address noted below and shall be effective upon receipt:

Bob Hart	Contact Name <u>Joseph Angelone</u>
City Manager	Vice President
City of Corinth	American Landscape Systems
3300 Corinth Parkway	1780 Midway Rd
Corinth, TX 76208	Lewisville, TX 75056

Either party may change its address by giving written notice to become effective upon five days' notice.

10. MISCELLANEOUS

- (a) This Contract shall be governed by the laws of the State of Texas and any action relating to this Contract shall be filed in district court in Denton County, Texas.
- (b) Contractor is an independent contractor and not an employee of the City.
- (c) In rendering services under this Contract, Contractor shall comply with all applicable federal, state and local laws, rules and regulations, including those pertaining to equal employment opportunity and shall not discriminate based on age, ancestry, color, gender, marital status, medical condition, national origin, physical or mental disability, race, religion or sexual orientation.
- (d) This Contract may be amended or supplemented only by the mutual written consent of the parties' authorized representatives.
- (e) No provision of this Contract may be waived unless in writing, and signed by both of the parties hereto. Waiver of a breach of any provision of this Contract shall not operate or be construed as a waiver of any subsequent breach of such provision nor shall a waiver of any one provision of this Contract be deemed to be a waiver of any other provision.
- (g) The Section headings in this Contract are inserted only as a matter of convenience, and in no way define, limit, or extend or interpret the scope of this Contract or of any particular Section.
- (h) Nothing in this Contract shall be construed to create any right in any third party not a signatory to this Contract, and the parties do not intend to create any third party beneficiaries by entering into this Contract.
- (i) The language of all parts of this Contract shall be construed as a whole according to its fair meaning, and the presumption or principle that the language herein is to be construed against either party shall not apply.

IN WITNESS WHEREOF, the City and the Contractor have executed this Contract as of the date first written above.

CITY OF CORINTH

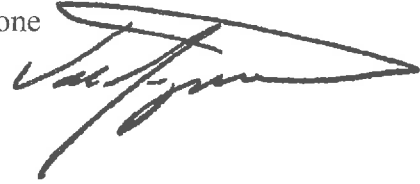
Bob Hart, City Manager

ATTEST:


Lana Wylie, Acting City Secretary

American Landscape Systems

Joseph Angelone
Owner



ATTEST:



By: Cindy Reyes
Title: office Manager

CITY OF CORINTH BID #1129
ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

SUBMITTAL EXCEPTION FORM

THIS PAGE MUST BE SIGNED AND INCLUDED WITH YOUR BID

Any exceptions to the ITB (including the Instructions, Specifications/Scope of Services, Standard Terms and Conditions, and Insurance Requirements) must be listed below. Additional pages may be attached. If there are no exceptions, please sign where indicated at the bottom of this page.

No exceptions

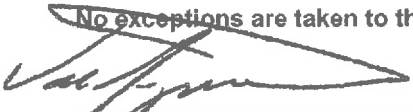
There are no further exceptions to the Instructions, Specifications, and Standard Terms and Conditions. I understand that the City may not accept additional exceptions after final submission of this bid.

Signature

Company

Date

No exceptions are taken to this solicitation.



Signature

American Landscape Systems Inc.

Company

3-5-2020

Date

CITY OF CORINTH BID #1129
ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

BID PROPOSAL FORM

Quantities indicated below are estimates based on the best available information. The City reserves the right to increase or decrease quantities to meet its needs without adjustment in prices proposed.

Variations from the aforementioned Specifications may be acceptable provided such differences are noted on the attached "Submittal Exception Form", and are deemed to be advantageous to the City.

In case of calculation error, unit pricing shall prevail.

ITEM NO.	EST. QTY.	DESCRIPTION	SINGLE MAINTENANCE COST	EXTENDED AMT. EST. 36 MOWINGS/YEAR
1	125,254 sq yd	Area 1 Corinth Community Park \$ <u>0119</u> per square yard	\$ 1490.52	\$ 53,658.72
			TOTAL BID	\$ 53,658.72

CITY OF CORINTH BID #1129
ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

FOR DISADVANTAGED BUSINESS ENTERPRISES ONLY

Disadvantaged Business Enterprises (DBE) are encouraged to participate in the City of Corinth's bid process. The Purchasing Department will provide additional clarification of specifications, assistance with Bid Proposal Forms, and further explanation of bidding procedures to those DBEs who request it.

Representatives from DBE companies should identify themselves as such and submit a copy of the Certification.

The City recognizes the certifications of the State of Texas Procurement and Support Services HUB Program (TPASS). All companies seeking information concerning DBE certification are urged to contact:

State of Texas HUB Program
Texas Procurement and Support Services
1711 San Jacinto
Austin, TX 78701
(512) 463-5872

If your company is already certified, attach a copy of your certification to this form and return with bid.

COMPANY NAME: American Landscape Systems Inc.
REPRESENTATIVE: Joseph Angelone
ADDRESS: 1780 Midway Rd.
CITY, STATE, ZIP: Lewisville, TX 75056
TELEPHONE NO. 469-521-2200 FAX NO. 469-521-2206

Indicate all that apply:

Minority-Owned Business Enterprise
 Women-Owned Business Enterprise
 Disadvantaged Business Enterprise

CITY OF CORINTH BID #1129
ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

COOPERATIVE PURCHASING

The City of Corinth encourages Cooperative Purchasing efforts among the governmental entities; therefore it would be in the Bidder's best interest to help the City of Corinth facilitate this cooperative effort.

Should other Governmental Entities decide to participate in this Contract, would you agree that all terms, conditions, specifications, and pricing would apply?

Yes No

If you, the Bidder, checked yes, the following will apply:

Governmental Entities utilizing Inter-Governmental Contracts with the **City of Corinth** will be eligible, but not obligated, to purchase materials/services under the contract(s) awarded as a result of this solicitation. All purchases by Governmental Entities other than the **City of Corinth** will be billed directly to that Governmental Entity and paid by that Governmental Entity. The **City of Corinth** will not be responsible for another Governmental Entity's debts. Each Governmental Entity will prepare, execute, and administer its own contract for the goods or services with the vendor at the prices bid and accepted by the **City of Corinth**. Each Governmental Entity will order its own material/services as needed and is responsible for ensuring full compliance with provisions relating to the quality of items and terms of delivery, warranty enforcement, and any other terms or conditions of its agreement with the vendor.

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

American Landscape Systems Inc.
Lewisville, TX United States

Certificate Number:
2020-596297

Date Filed:
03/06/2020

Date Acknowledged:

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

City of Corinth

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

1129

Annual Contract for Mowing/Maintenance Services for Corinth Community Park

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	American Landscape Systems Inc.	Lewisville, TX United States	X	

5 Check only if there is NO Interested Party.

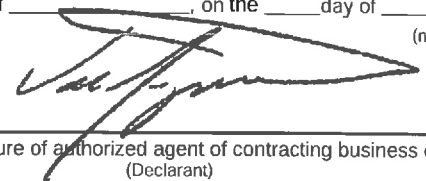
6 UNSWORN DECLARATION

My name is Joseph Angelone, and my date of birth is 9-2-1974.

My address is 1780 Midway Rd. (street), Lewisville (city), TX (state), 75056 (zip code), US (country).

I declare under penalty of perjury that the foregoing is true and correct.

Executed in _____ County, State of _____, on the _____ day of _____, 20____.



Signature of authorized agent of contracting business entity (Declarant)

CONFLICT OF INTEREST QUESTIONNAIRE

FORM CIQ

For vendor doing business with local governmental entity

OFFICE USE ONLY

This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.

A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.

Date Received

1 Name of vendor who has a business relationship with local governmental entity.

American Landscape Systems, Inc.

2 Check this box if you are filing an update to a previously filed questionnaire. (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)

3 Name of local government officer about whom the information is being disclosed.

N/A

Name of Officer

4 Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?

Yes No

B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?

Yes No

5 Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more.

N/A

6 Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).

7 Joseph Angelone
Signature of vendor doing business with the governmental entity

2-24-2020

Date

CITY OF CORINTH BID #1129
ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

VENDOR REFERENCES

Please list three (3) Government references, **other than the City of Corinth**, who can verify the quality of service your company provides. The City prefers references from customers/governmental entities of a similar size and with a scope of work consistent with this bid.

REFERENCE ONE

GOVERNMENT/COMPANY NAME: Town of Flower Mound
LOCATION: 2121 Cross Timbers Rd.
CONTACT PERSON AND TITLE: Jeff Garner Facility Director
TELEPHONE NUMBER: 972-874-6064
SCOPE OF WORK: Full Service Landscape Maintenance
CONTRACT PERIOD: 2013 - present

REFERENCE TWO

GOVERNMENT/COMPANY NAME: Grandscape City of The Colony
LOCATION: Grandscape and Plano Pkwy. The Colony, TX 75056
CONTACT PERSON AND TITLE: Jeremie MAurinea
TELEPHONE NUMBER: 214-287-2487
SCOPE OF WORK: Full Service Landscape Maintenance
CONTRACT PERIOD: 2014 - present

REFERENCE THREE

GOVERNMENT/COMPANY NAME: Lewisville ISD
LOCATION: 1565 W. Main St. Lewisville, TX 75067
CONTACT PERSON AND TITLE: Marc Grossman
TELEPHONE NUMBER: 972-350-4746
SCOPE OF WORK: Full Service Landscape Maintenance
CONTRACT PERIOD: 2012 - present

CITY OF CORINTH BID #1129
ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK
CERTIFICATION FORM

In submitting this bid, the bidder agrees and certifies to the following conditions:

1. The undersigned agrees that after the official opening this Bid becomes the property of the City of Corinth.
2. The undersigned affirms he has familiarized himself with the local conditions under which the work is to be performed; satisfied himself of the conditions of delivery, handling and storage of equipment and all other matters that may be incidental to the work, before submitting a bid.
3. The undersigned agrees, if this bid is accepted, to furnish any and all items/services upon which prices are offered, at the price(s) and upon the terms and conditions contained in the Specifications. The period for acceptance of this Bid will be 90 calendar days unless a different period is noted by the bidder.
4. The undersigned affirms that they are duly authorized to execute this contract, that this bid has not been prepared in collusion with any other Bidder, nor any employee of the City of Corinth, and that the contents of this bid have not been communicated to any other bidder or to any employee of the City of Corinth prior to the official opening of this bid.
5. The respondent certifies that no employee, representative, or agent of the firm offered or gave gratuities in any form (i.e. gifts, entertainment, etc.) to any council Member, official, or employee of the city of Corinth in order to secure favorable treatment or consideration in awarding, negotiating, amending or concluding a final agreement for this bid. The bidder agrees that and warrants that no employee, official, or member of the City Council is, or will be, peculiarly benefited, directly or indirectly, in this bid or any ensuing contract that may follow.
6. The bidder hereby certifies that he/she is not included on the U.S. Comptroller General's Consolidated List of Persons or Firms currently debarred for violations of various contracts incorporating labor standards/provisions.
7. Respondent verifies that it does not Boycott Israel, and agrees that during the term of this Agreement (Contract as applicable) will not Boycott Israel as that term is defined in Texas Government Code Section 808.001, as amended.
8. Respondent affirms, pursuant to Texas Government Code Chapter 2252, Subchapter F, that it is not identified on a list created by the Texas Comptroller of Public Accounts as a company known to have contracts with or provide supplies or services to a foreign terrorist organization.
9. Respondent/Vendor hereby assigns to purchaser any and all claims for overcharges associated with this Contract which arise under the antitrust laws of the United States, 15 USCA Section 1 et seq., and which arise under the antitrust laws of the State of Texas, Tex. Bus. & Com. Code, Section 15.01, et seq.
10. The undersigned affirms that he/she has read and understands the specifications, terms and conditions, all exhibits and attachments contained in this proposal package.
11. The undersigned understands they are responsible for monitoring the Bonfire website at <https://cityofcorinth.bonfirehub.com/> to ensure they have downloaded and signed all addenda required for submission with their response.
12. The Contract is not valid until approved by Council, if applicable. When an award letter is issued, it becomes a part of this Contract.

If an addendum to this proposal is issued, acknowledge addendum by initialing beside the addendum number:

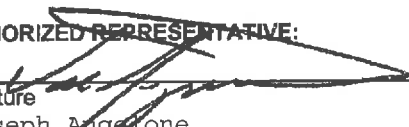
Add. No. 1 _____ Add. No. 2 _____ Add. No. 3 _____ Add. No. 4 _____ Add. No. 5 _____

Company Name: American Landscape Systems Inc.

Principal Place of Business Address, City, State, Zip: 1780 Midway Rd. Lewisville, TX 75056

Principal Place of Business Phone Number: 469-521-2200 Fax Number: 469-521-2206

AUTHORIZED REPRESENTATIVE:

Signature 
Joseph Anggione
Printed Name
jta@americanlandscapesystems.com
Email Address

Date
Vice President
Title
469-521-2200
Phone

ANNUAL CONTRACT FOR MOWING/MAINTENANCE SERVICES FOR CORINTH COMMUNITY PARK

3/10/2020

			VENDOR			VENDOR			VENDOR		
			Weldon's Lawn & Tree LLC			American Landscape Systems			WCD Enterprises LLC		
			Rockwall, TX			Lewisville, TX			Scottsdale, AZ		
No.	Description	Est. Qty. Sq. Yd.	Price per Sq. Yd.	Single Maint. Cost	Extended Amt. - Est. 36 mowings/yr	Price per Sq. Yd.	Single Maint. Cost	Extended Amt. - Est. 36 mowings/yr	Price per Sq. Yd.	Single Maint. Cost	Extended Amt. - Est. 36 mowings/yr
1	Area 1 Corinth Community Park - Mowing, edging, trimming, and blowing/clipping removal as specified	125,254	Not provided	\$1,294.00	\$46,584.00	\$0.0119	\$1,490.52	\$53,658.72	\$0.01275	\$1,595.00	\$57,420.00
Signed proposal			YES			YES			YES		
**In case of calculation error, unit pricing shall prevail.											
This sheet contains preliminary, unaudited proposal information. Proposals are in the evaluation process.											

CONSENT ITEM 3.

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: June 18, 2020 Workshop Session Minutes
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive Government

AGENDA ITEM

Consider and act on minutes from the June 18, 2020 workshop session.

AGENDA ITEM SUMMARY/BACKGROUND

Attached are the minutes from the June 18, 2020 workshop session. The minutes are in draft form and are not considered official until formally approved by the City Council.

RECOMMENDATION

Staff recommends approval of the June 18, 2020 workshop session minutes.

Attachments

06.18.2020 WS Minutes

**STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH**

On this the 18th day of June 2020 the City Council of the City of Corinth, Texas met in Workshop Session at the Corinth City Hall at 5:45 P.M., located at 3300 Corinth Parkway, Corinth, Texas. The meeting date, time, place and purpose as required by Title 5, Subtitle A, Chapter 551, Subchapter C, Section 551.041, Government Code, with the following members to wit:

Members Present:

Mayor Heidemann
Sam Burke, Mayor Pro Tem
Scott Garber, Council Member
Tina Henderson, Council Member
Lowell Johnson, Council Member
Kelly Pickens, Council Member

Staff Members Present:

Bob Hart, City Manager
Patricia Adams, Messer, Fort & McDonald
Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director
Cody Collier, Public Works Director
Jason Alexander, Corinth Economic Development Corporation Director
Helen-Eve Beadle, Planning & Development Director
Jerry Garner, Police Chief
George Marshall, City Engineer
Emily Beck, Communications and Marketing Coordinator
Brett Cast, Engineering Services Coordinator
Shea Rodgers, Technology Services Communications Manager
Lana Wylie, Interim City Secretary

Others Present:

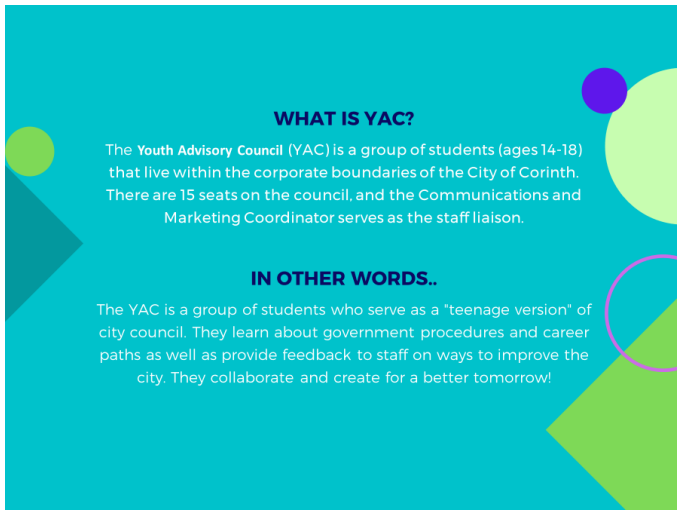
CALL TO ORDER:

Mayor Heidemann called the meeting to order at 5:45 p.m.

WORKSHOP BUSINESS AGENDA:

- 1. Receive a presentation, hold a discussion and provide staff direction relative to the establishment of a Youth Advisory Council (YAC).**

Emily Beck, Communications and Marketing Coordinator provided a presentation to City Council outlining the details of the Youth Advisory Council and responded to Mayor Heidemann's question about having parental permission to be a part of the YAC. Emily confirmed the attendance policy requires parental permission mainly for the student, as they may need transportation to the meetings.



STAFF MISSION

The City of Corinth is a growing community that believes in visionary and supportive leadership. The Corinth Youth Advisory Council exists as a resource for education, collaboration, insightful discussion, and outreach, which provides a new perspective to City Council on youth related issues, and create constructive ways to make an impact on their community, for generations to come.

WHO IS YAC?

- Students Aged 14-18 living within Corinth City limits, whether enrolled in a campus or homeschooled
- Must have and maintain a 3.0 GPA or any combo of extracurriculars, employment positions, athletics, etc.
- Must commit to 1 year of active membership
- Must provide 1 letter of recommendation



WHY DO WE NEED YAC?

BENEFITS TO CITY



Increased support for city initiatives and projects



Improved policies and programs with youth in mind



Identification as a youth-friendly community



Engaging the next generation of civic leaders

WHY DO WE NEED YAC?

BENEFITS TO STUDENTS



Exposure to all aspects of local government



Opportunity for service hours through special events and projects



Engage with a new group of students through fun activities



Chance to share their voice through feedback on projects

WHEN DO WE START?

JUNE

- Council approves the YAC Ordinance
- Staff meets with local schools on partnership possibilities

JULY

- Applications go live
- Advertisements begin on social media, PeachJar, newsletters, and a news release
- Interest meetings will be held virtually and socially distanced at City Hall

AUGUST

- Applications close August 14 at 5pm
- Applications will be reviewed by city staff
- Students will be invited to interview with staff
- Accepted students will be informed of their position

WHAT WILL WE DO?

- Meeting will be the 1st Wednesday of every month
- 4:30-5:30pm (pending the needs of the council)

Date	Topic	Activity
September 2, 2020	Welcome/Procedures/Communications Petition Discussion/Logo/Sign	Icebreaker, Graphics Activity
October 7, 2020	Government Procedures/Management Broadband Study Updates	Robert's Rules of Order Game
November 4, 2020	Public Safety	Tour of PSF Building
December 2, 2020	YAC Special Project Discussion/Brainstorm Session	What would you do? Game
January 6, 2021	Economic Development/ Growth in Cofinity	5 years, 10 years, 20 years game
February 3, 2021	Planning/Engineering Department	Building Process Activity
March 3, 2021	City Services- Finance, UB, Court	Water Conservation/Recycling do you know?
April 7, 2021	Public Works/Parks and Recreation	Dream Park to Real Park Project
May 5, 2021	Human Resources/City Admin	7 Hats

1 YEAR FROM NOW

- Created an inclusive, educational environment that welcomes constructive feedback from students
- Helped provide a possible career path for students
- Retained those who join the organization, and welcomed new students
- Gave those who may not have had a voice, a chance to make an impact through outreach and special projects
- Had fun, and gearing up for another great year!



2. Receive a presentation from Staff regarding the possible opportunity to legalize the usage of golf carts on some public streets.

George Marshall, City Engineer, gave a presentation outlining the details allowing golf carts on Corinth streets. He verified golf carts currently are permitted within the golf course community as long as they are going to or from the course. Mr. Marshall also confirmed the resident survey would include the prohibition of golf carts in bike lanes and sidewalks.



City of Corinth

City Council

Golf Carts

June 18, 2020

Work Session Item #2.

Receive a presentation from Staff regarding the possible opportunity to legalize the usage of golf carts on some public streets.

Legality of Driving Golf Carts on City Streets:

- Texas Transportation Code Chapter 541, 547, 548, 551, 601
 - So long as the City has not adopted an ordinance prohibiting it, a golf cart may be driven in a master planned community that meets certain conditions. No definition of a Master Planned Community.
 - Posted speed of 35mph or less
 - Package delivery – special requirements.
 - Can be driven across an intersection of a public highway
 - Requires slow moving emblem, headlamps, tail lamps, reflectors, parking brake, mirrors
 - Requires liability insurance

Legality of Driving Golf Carts on City Streets:

- TxDMV Definition of a "golf cart" – has no less than 3 wheels, max speed 15-25 mph, manufactured primarily for operation on golf courses.
- All "self-propelled" vehicles must follow the rules of the road, except when state law provides otherwise.
- Must a driver be licensed? – Depends on who you ask. Not specific in the code but at least 1 DPS rep. has been quoted as stating it is required.
- A neighborhood electric vehicle (NEV) is not the same as a golf cart. NEV must have headlamps, stop & turn signal lamp, reflectors, parking brake, certain mirrors, a windshield, seat belts, VIN #, horn.
- An off-highway vehicle (OHV) is also not the same as a golf cart. For **age**, or **utility** use, has a triangular flag 6' high, headlamps, tail lamps, driver's license, daytime use, distance less than 25 miles beginning to end.



Lake Cities' Desire for Golf Cart Regulations

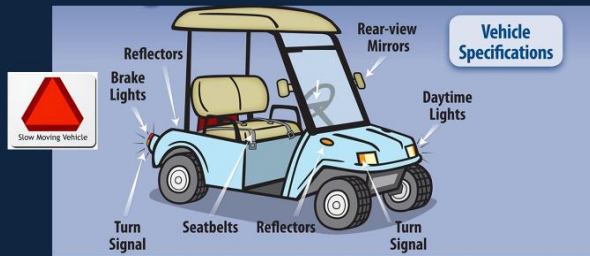
- Established reciprocal ordinances to allow golf carts to travel within their cities.
 - Lake Dallas
 - Hickory Creek



Ordinance Requirements

- May operate on streets posted 35 mph or less.
- Permit Required (2-year period)
 - Reciprocity (1 permit for use in both Cities)
- Must have a driver license
- Insurance
- Exception applied to City Employees while acting within the course and scope of their job

Neighborhood Golf Carts



Requirements

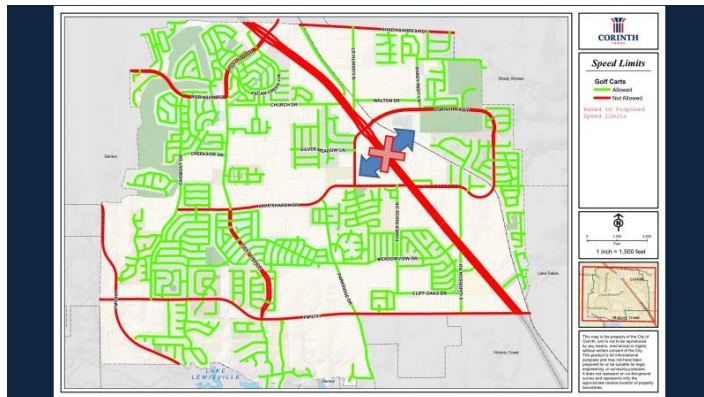
- Driver and passengers must remain seated and wear seatbelt
 - May not stand or ride on the lap of driver or other passenger
- May not operate the vehicle on any portion of Swisher except to cross at N. Shady Shores Road

Requirements

- May not operate in park, sidewalk, path, or park trail
- Must move cart to the right and yield the right-of-way to faster moving vehicles
- May cross multi-lane federal, state, or county roads only at an intersection with traffic control for all directions
- No more passengers than seatbelts

Corinth added Requirements

- Recommend to exclude:
 - Lake Sharon
 - Dobbs
 - Post Oak
 - Robinson
 - Corinth Parkway



Further Understanding:

- What is the ultimate goal?
- Where are people trying to go?
- Who is trying to drive?
- Based on the requirements, can this be achieved?
- Safely crossing FM 2181/I-35E?
- Online Survey?

Survey Questions:

- Do you own a golf cart?
- Do you have a desire to legally drive it on public streets?
- Here are the requirements. After understanding the requirements, would your desire to drive on public streets change?
- Would you have any concern of other citizens driving golf carts on public streets?
- Here is a map of the locations you would be able to drive a golf cart. Would this provide sufficient access to the destinations desired?
- Based on this information, would this change in regulation cause you to want to obtain a permit and legally drive a golf cart on public streets?



- Not impede people's access to the golf course
- Build community with adjacent communities
- Consider golf carts out of bike lanes
- Consider DUI issues and carts driving on sidewalks.

3. Provide an update, hold a discussion and receive direction on the Coronavirus (COVID-19) in regard to City operations and practices.

City Manager Hart discussed the proposed plan of moving forward with Yellow status for COVID-19. The outline included the total number of cases, Corinth's response plan, the relief fund/expenditures, and budget estimates. Regarding the budget summary, Mr. Hart clarified the payroll expenditures only include paramedics, not captains, or administrative support and also explained the extractor, which is a piece of equipment to sanitize the fire department's gear.

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director shared with Council the increase in non-payment of utility accounts, stating that there have been no requests for accommodations due to COVID-19.

City Manager Hart and Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director spoke with the Council regarding the budget, stating the city is down from approximately a half million from the original million previously discussed. The savings came from salary savings, cancellation of summer camp, special events, and training.

George Marshall, City Engineer, responded to a question from Council regarding the Safe Routes to School Grant stating the city did not pursue the grant was due to COVID-19 and financials, as they were not confident they could dedicate the funds to the project.

City Manager Hart verified with the Council their comfortable with continuing Yellow status until August 3rd, returning to the standard, existing policy for water disconnects for non-payment and the county funding, treating as a budget approach.



COVID19 - What we know so far?

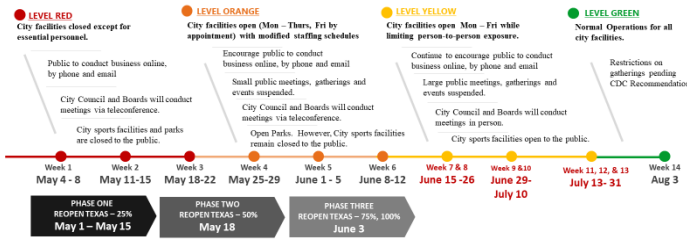
- » 86,915+ cases in Texas
- » Total Cases in Denton County 1,893
 - 882 active cases
 - 975 total recovered
- » 21 confirmed positives in City of Corinth.
 - 16 Recovered, 11 Active
- » Zero Corinth employees have tested positive or have symptoms of COVID-19
- » Declarations from Governor Gregg Abbott
 - Phase III announced June 3 – All businesses in Texas able to operate at up to 50% capacity, with very limited exceptions.
 - Effective June 12 – Restaurants may expand occupancy levels to 75%

Denton County COVID-19 Case Data		
City	Confirmed	Active
Allen	1	12
Bedford	1	10
Denney	2	205
Euless	1	1
Flower Mound	1	1
Georgetown	1	1
Irving	1	1
Littlefield	1	1
North Richland Hills	1	1
Rowlett	1	1
Waxahatchee	1	1
Wylie	1	1
Total	12	237

City of Corinth COVID-19 Case Data		
City	Confirmed	Active
Corinth	21	11
Total	21	11

Denton County COVID-19 Case Data (Detailed)		
City	Confirmed	Active
Allen	1	12
Bedford	1	10
Denney	2	205
Euless	1	1
Flower Mound	1	1
Georgetown	1	1
Irving	1	1
Littlefield	1	1
North Richland Hills	1	1
Rowlett	1	1
Waxahatchee	1	1
Wylie	1	1
Total	12	237

CORINTH READINESS RESPONSE PLAN



CORONAVIRUS RELIEF FUND

- Allocation of the \$147,733,721 CARES Act funds received from the U.S. Treasury for COVID-19 related expenses
- \$55 per capita allocation cities in Denton County.
- Requires approval of an Interlocal Agreement with the County and a budget submittal.

The CARES Act requires that the payments from the Coronavirus Relief Fund only be used to cover expenses that—

- are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
- were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

Total Grant Allocation \$1,200,265

Economic Support	<ul style="list-style-type: none"> Denton County Business Grants 	\$120,000
Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions.	<ul style="list-style-type: none"> Laptops Virtual Training for Fire Department Employee Intranet (Internal Communications) Web Cameras/Conference Rooms/Fire Houses Zoom Licenses Council Chambers Upgrades for Zoom meetings Fire Command Incident System 	\$35,000 \$16,000 \$17,000 \$13,000 \$3,000 \$40,000 \$50,920
Payroll expenses for public safety (Mar - Dec)	<ul style="list-style-type: none"> Payroll Expenditures for 18 Paramedics 	\$754,345
Expenses for a Single Audit	<ul style="list-style-type: none"> Eide Bailey Single Audit 	\$8,000
Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment	<ul style="list-style-type: none"> Acquisition of Masks, Disinfectant, Sanitizer Extractor for Station 1 	\$25,000 \$15,000
Legal Expenses	<ul style="list-style-type: none"> Declarations, Cares Act, COVID Guidance 	\$20,000
Expenses for disinfection of public areas and other facilities	<ul style="list-style-type: none"> Increased disinfection of Public Safety Complex 	\$10,000
Communications	<ul style="list-style-type: none"> Public Signs 	\$3,000
Expenses for public safety measures undertaken in response to COVID-19.	<ul style="list-style-type: none"> Install automatic water faucets, hand dryers and toilet flushers at the Community Park Replace Glass in Station 3 Lobby 	\$9,000 \$20,000

Total Grant Budget \$1,200,265

Utility Procedures

- » Approved by City Council March 2020
- » Intent to reconsider in 90 days
- » Covid Utility Procedures
 - No cut-offs
 - No late fees
 - No non-payment fees
- » Current Outstanding
 - 30 Days - \$28,493 (108 accounts)
 - 60 Days - \$6,379 (19 accounts)
 - 90 Days - \$9,839 (8 accounts)
 - 120 Days - \$22,412 (15 accounts)



FY20 BUDGET ESTIMATES

	FY20 Budget	FY20 Estimate	Variance	%
Realized Expenditure Savings				
• Did not receive Grant funding of \$600,000 for Safe Routes to School – non COVID related				
• Salary Savings through May 2020				
• Cancellation of Summer Camp and Special Events				
• Savings from suspended training				
Ad Valorem Taxes	10,333,004	10,229,674	(103,330)	-1.0%
Sales Tax	1,698,792	1,459,031	(239,761)	-14.1%
Franchise Fees	1,110,500	1,111,050	550	0.0%
Fines & Forfeitures	742,975	511,665	(231,310)	-31.1%
Fees & Permits	461,834	356,724	(105,110)	-22.8%
Recreation Fees	234,974	41,225	(193,749)	-81.6%
Fire Services	2,662,763	2,689,816	27,053	1.0%
Grants	1,117,901	517,901	(600,000)	-53.7%
Other Revenues	1,723,052	1,702,047	(21,005)	-1.2%
Use of Fund Balance	789,724	789,724	-	0.0%
	20,865,519	19,408,927	(1,456,592)	-7.0%
Expenditures	20,865,519	19,823,193	(1,042,326)	-5.0%
Variance	-	(414,266)	(414,266)	

4. Discuss Regular Meeting Items on Regular Session Agenda, including the consideration of closed session items as set forth in the Closed Session agenda items below.

There was no discussion on regular session agenda items.

CLOSED SESSION

The City Council convened in closed session to consider any matters regarding matters pursuant to Chapter 551 of the Texas Government Code.

Section 551.071. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Closed session convened at 6:50 p.m.

- a. **Right-of-way consisting of .198 acres located at 6801 S I-35E and 3404 Dobbs Road along Dobbs Road within the H. Garrison Survey, Abstract No. 507, within the City of Corinth, Denton County, Texas.**
- b. **Right-of-way consisting of 1.56 acres located at 6881 South I-35E and along Dobbs Road within the H. Garrison Survey, Abstract No. 507, within the City of Corinth, Denton County, Texas.**
- c. **3.792 acres, Tract 13H, out of the J.P. Walton Survey, Abstract 1389, within the City of Corinth, Denton County, Texas.**

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the

governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

a. Project Agora

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS.

Closed session recessed at 6:59 p.m.

ADJOURN:

Mayor Heidemann adjourned the work session at 7:00 p.m.

AYES:

Meeting adjourned.

Approved by Council on the _____ day of _____ 2020.

Lana Wylie, Interim City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: June 18, 2020 Regular Session Minutes
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive Government

AGENDA ITEM

Consider and act on minutes from the June 18, 2020 regular session.

AGENDA ITEM SUMMARY/BACKGROUND

Attached are the minutes from the June 18, 2020 regular session. The minutes are in draft form and are not considered official until formally approved by the City Council.

RECOMMENDATION

Staff recommends approval of the June 18, 2020 regular session minutes.

Attachments

06.18.2020 RS Minutes

**STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH**

On this the 18th day of June 2020 the City Council of the City of Corinth, Texas met in Regular Session at the Corinth City Hall at 7:00 P.M., located at 3300 Corinth Parkway, Corinth, Texas. The meeting date, time, place and purpose as required by Title 5, Subtitle A, Chapter 551, Subchapter C, Section 551.041, Government Code, with the following members to wit:

Members Present:

Mayor Heidemann
Sam Burke, Mayor Pro Tem
Scott Garber, Council Member
Lowell Johnson, Council Member
Tina Henderson, Council Member
Kelly Pickens, Council Member

Staff Members Present

Bob Hart, City Manager
Patricia Adams, Messer, Fort & McDonald
Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director
Cody Collier, Public Works Director
Jason Alexander, Corinth Economic Development Corporation Director
Helen-Eve Beadle, Planning & Development Director
Jerry Garner, Police Chief
George Marshall, City Engineer
Emily Beck, Communications and Marketing Coordinator
Brett Cast, Engineering Services Coordinator
Shea Rodgers, Technology Services Communications Manager
Lana Wylie, Interim City Secretary

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE & TEXAS PLEDGE:

Mayor Heidemann called the meeting to order at 7:10 P.M. Council Member Scott Garber delivered the Invocation and led the Pledge of Allegiance and the Texas Pledge.

PRESENTATION:

1. Keep Corinth Beautiful recognized as Silver Star Affiliate by Keep Texas Beautiful.
2. City of Corinth recognized as a Tree City community.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine and will be enacted in one motion. Should the Mayor, a Council Member, or any citizen desire discussion of any Item that Item will be removed from the Consent Agenda and will be considered separately.

3. Consider and approve the 2021 Proposed Budget for the Denton Central Appraisal District.
4. Consider approval to enter into the North Central Public Works Mutual Aid Agreement with the North Texas Council of Governments (NCTCOG) for Corinth to join the Public Works Emergency Response Team (PWERT).

5. Consider and act on an Agreement for Advertising Services between Denton County and the Corinth Economic Development Corporation in the amount of \$2,500.00.

MOTION made by Council Member Garber to approve the Consent Agenda and seconded by Mayor Pro Tem Burke.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

CITIZENS COMMENTS:

In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Citizen's comments will be limited to 3 minutes. Comments about any of the Council agenda items are appreciated by the Council and may be taken into consideration at this time or during that agenda item. Please complete a Public Input form if you desire to address the City Council. All remarks and questions addressed to the Council shall be addressed to the Council as a whole and not to any individual member thereof. Section 30.041B Code of Ordinance of the City of Corinth.

Sherry Palmer of 2803 Cochise Court, Corinth Texas, addressed City Council regarding police policies.

Jim Carter of 1005 Roadrunner Rd., Bartonville, TX spoke with City Council regarding Agenda Item 12, requesting consideration of being appointed to the Denco Area 9-1-1 District.

BUSINESS AGENDA:

6. Consider an act on an ordinance of the City of Corinth, Texas, amending chapter 33 "Boards Commissions and Departments of Title III, "Administration" of the code of ordinances of the City of Corinth creating a Youth Advisory Council (YAC) for the city of Corinth.

MOTION made by Council Member Henderson to approve the ordinance as presented and seconded by Council Member Pickens.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

7. Consider approval of an ordinance altering the prima facie speed limits on certain streets within the City of Corinth, authorizing the City Manager to cause the erection of signs providing notice of the new speed limits; and authorizing the City to publish reports as required by law.

George Marshall, City Engineer, shared a presentation with Council and clarified the correction on page seven of the original document, leaving out the speed limit on one street.



City of Corinth

City Council

Speed Limits

June 18, 2020

BI #7.

Consider approval of an Ordinance altering the prima facie speed limits on certain streets within the City of Corinth;
authorizing the City Manager to cause the erection of signs providing notice of the new speed limits; and authorizing the City to publish reports as required by law.

General Speed limits In Texas

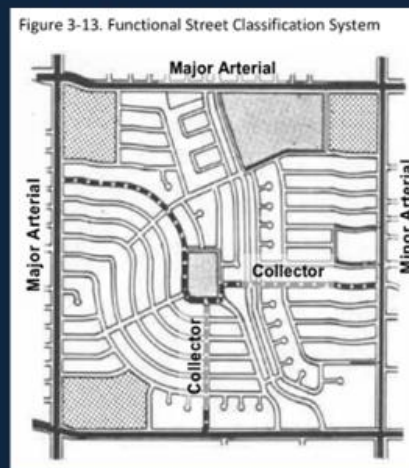
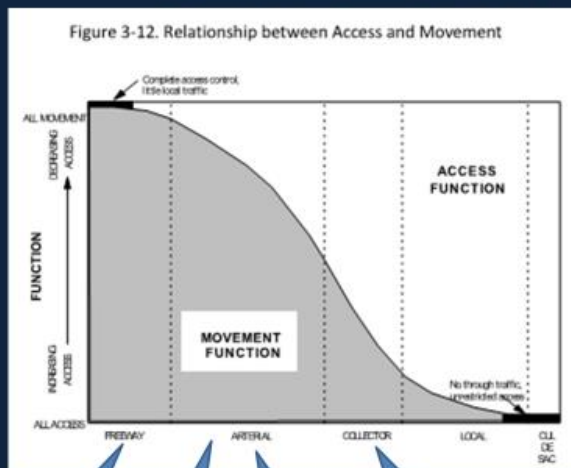
Texas Transportation Code Sec. 545.352 Prima Facie Speed Limits	
Street In Urban District	30 MPH
Alley In Urban District	15 MPH
Highway Numbered by State Outside Urban District	70 MPH
Other Highway Outside Urban District	60 MPH
On a Beach	15 MPH

Setting Speed Limits

- Texas Transportation Code Sec. § 545.356 Authority of Municipality to Alter Speed Limits
 - alter by ordinance prima facie speed limits from the results of an engineering and traffic investigation
 - the governing body of a municipality, for a highway... that is not a ... road of the state highway system, may declare a lower speed limit of not less than 25 miles per hour, if ...determines... speed limit... is unreasonable or unsafe
 - applies only to a two-lane, undivided highway
 - municipality that declares a lower speed limit... shall publish on its Internet website and submit to the department a report that compares for each of the two previous calendar years:
 - (1) the number of traffic citations issued by peace officers of the municipality and the alleged speed of the vehicles, for speed limit violations on the highway or part of the highway;
 - (2) the number of warning citations issued by peace officers of the municipality on the highway or part of the highway; and
 - (3) the number of vehicular accidents that resulted in injury or death and were attributable to speed limit violations on the highway or part of the highway.

Amended 1995, 2005, 2009, 2011

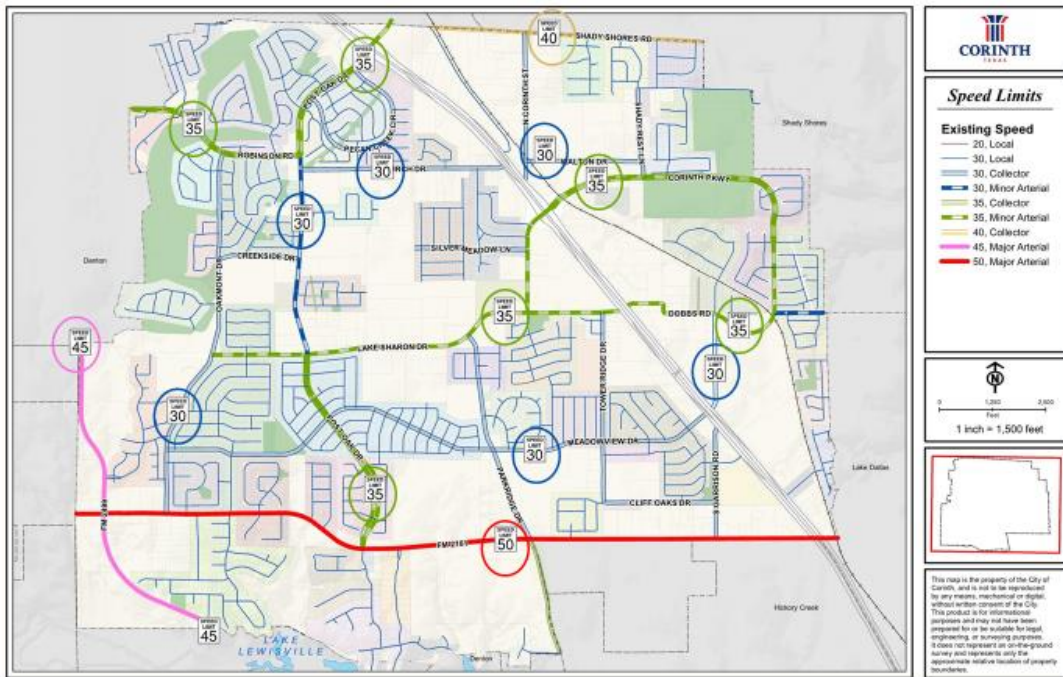
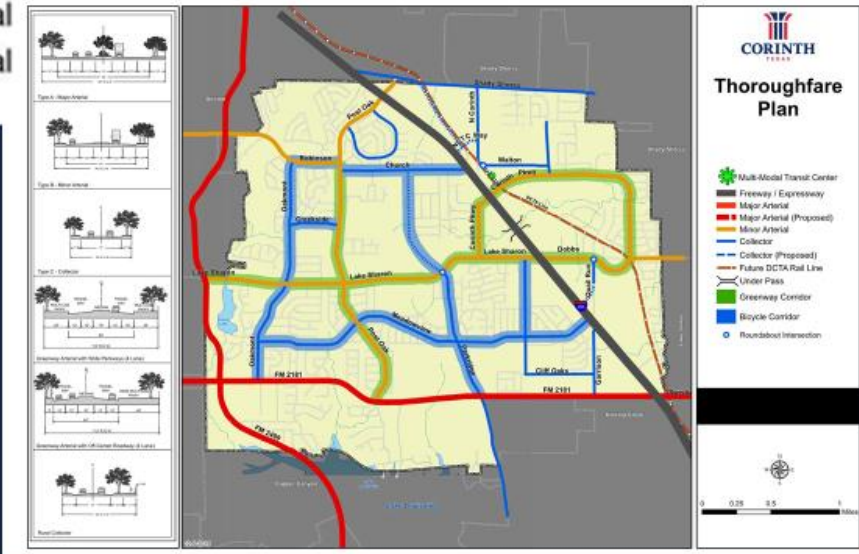
Functional Street Classifications



Roadway Classifications

- Major Arterial
- Minor Arterial
- Collector

- Major Arterial (40-55 MPH)
- Minor Arterial (30-45 MPH)
- Collector (30-40 MPH)
- Residential (20-30 MPH)



Proposed Roadway Classifications

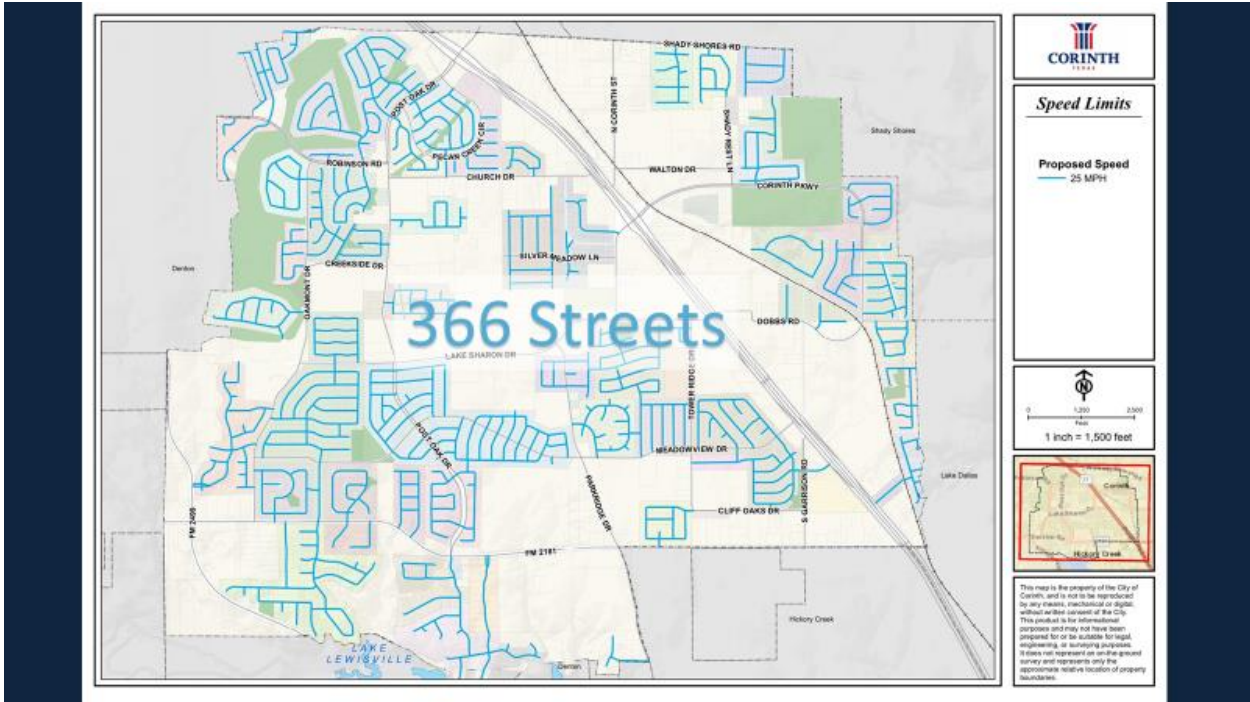
Major Arterial (45-55 MPH)	Minor Arterial (30-45 MPH)	Major Collector (35-40 MPH)	Minor Collector (30-35 MPH)	Residential/Local (25 MPH)
<ul style="list-style-type: none"> • FM 2181 & FM 2499 	<ul style="list-style-type: none"> • Lake Sharon • Post Oak • Corinth Parkway • Robinson 	<ul style="list-style-type: none"> • Parkridge • Church • Oakmont • Creekside • Quail Run • N. Corinth • Shady Rest • Shady Shores • Tower Ridge • Walton • Garrison • Cliff Oaks etc. 	<ul style="list-style-type: none"> • Meadowview • Silver Meadow • Pecan Creek • North Haven 	

Reaction Time and Breaking Distance



Velocity	Velocity ²	Breaking Deceleration Distance	Perception Reaction Distance	Total Stopping Distance	5 MPH Change Distance	5 MPH Change %
MPH	Ft/Sec.	Ft	Ft	Ft	Ft	%
10	14.7	5	22	27		
15	22	11	33	44	17	39%
20	29.3	19	44	63	19	30%
25	36	30	55	85	22	26%
30	44	43	66	109	24	22%
35	51.3	59	77	136	27	20%
40	58.7	76	88	164	28	17%
45	66	97	99	196	32	16%
50	73.3	119	110	229	33	14%
55	80.7	144	121	265	36	14%
60	88	172	132	304	39	13%
65	95.3	202	143	345	41	12%
70	102.7	234	154	388	43	11%
75	110	268	165	433	45	10%
80	117.3	305	176	481	48	10%
85	124.7	345	187	532	51	10%
90	132	386	198	584	52	9%





- Children Playing
- Children at Play
- Slow Children
 - All signs that promote children playing in the street.
 - Provides parents and children a false sense of security that they can play in the street
 - Not an approved TxMUTCD street sign.
 - Sign clutter
 - Does not provide clear guidance



Children Playing

- The signs are a suburban mainstay even though no evidence suggests they do anything but make parents feel better.
- Do streets without the signs *not* have children at play?
- Signs should only be installed when they fulfill a need based on an engineering study or engineering judgment. In general, signs are often ineffective in modifying driver behavior, and overuse of signs breeds disrespect and diminishes effectiveness. Unnecessary signs and posts represent a hazard to errant motorists and may cause an obstruction to pedestrians and bicyclists. Furthermore, unnecessary signs are a waste of taxpayer dollars, represent an ongoing maintenance cost, and are a source of visual blight

Summary

- Reduce speed limits in residential neighborhoods from 30 mph to 25.
 - Effective as soon as speed limit signs are installed
 - Remove “Children Playing” Signs. (good place for a 25mph sign to be installed)
- Perform speed studies on other streets to evaluate for possibility of increasing speeds by approximately 5 mph.
 - Bring forward as either all one action or take separate action as the studies are performed.

Questions?

Staff Recommended motion:

“Move to approve the modified ordinance as presented tonight, altering the prima facie speed limits on certain streets within the City of Corinth; authorizing the City Manager to cause the erection of signs providing notice of the new speed limits; and authorizing the City to publish reports as required by law.”

Post Oak Ct	In its entirety	25
Post Oak Drive	From the northern City limits to Robinson Rd.	35
Post Oak Drive	From Robinson Rd. to Lake Sharon Dr.	30
Post Oak Drive	From Lake Sharon Dr. to FM 2181	35
Post Oak Trl	In its entirety	25
Post Ridge Cir	In its entirety	25
Postwood Ct	In its entirety	25
Postwood Dr	In its entirety	25
Pottery Trl	In its entirety	25
Quail Run Dr	From Lynchburg Dr. to its northern terminus	25

Cell was blank on ordinance included within the packet

MOTION made by Council Member Garber to approve the modified ordinance as presented, altering the prima facie speed limits on certain streets within the City of Corinth; authorizing the City Manager to cause the erection of signs providing notice of the new speed limits; and authorizing the City to publish reports as required by law and seconded by Council Member Johnson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

8. Consider and act on an Interlocal Cooperation Agreement with Denton County, Texas, pursuant to Chapter 791 of the Texas Local Government Code, to address the impact of the public health emergency with respect to the Coronavirus pandemic ('COVID-19).

MOTION made by Council Member Johnson to approve the Interlocal Cooperation Agreement with Denton County, Texas, as presented and seconded by Mayor Pro Tem Burke.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

9. Consider and act on the approval of an engagement letter with Eide Bailey, LLC for auditing services for the fiscal year ending September 30, 2020.

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director met with the Finance Audit Committee regarding retaining Eide Bailey as the auditor. The committee's recommendation is to continue to work with Eide Bailey as long as there was no increase in the contract. With federal grants, receiving funds above \$750,000, Corinth would be subject to an audit that will add \$8,000 for a single audit and be eligible for reimbursement from the Denton County COVID-19 funding relief.

MOTION made by Council Member Garber to approve the renewal of a one year contract with Eide Bailey and seconded by Council Member Henderson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

10. Consider an act on an ordinance of the City of Corinth, Texas, amending Chapter 36, Finance and Revenue Taxation", of Title III, "Administration", of the Code of Ordinances to add a new section, Section 36.12, " Authority to Write Off Uncollectible Debts owed to the City from the City's Accounts Receivable", providing for the incorporation of premises; providing for an amendment; providing a cumulative repeater clause; providing a severability clause and providing an effective date.

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director shared a presentation with the Council regarding Uncollectible Debt, Utility Billing and Accounts Receivable.

UNCOLLECTIBLE DEBT

UTILITY BILLING & ACCOUNTS RECEIVABLE

JUNE 18, 2020



STATE AND FEDERAL LEGISLATIVE CHANGES

- Beginning October 1, 2019 collection activity is limited to accounts that are less than four years old to adhere to the new four-year statute of limitations.
- This only applies to Utility and Accounts Receivable Uncollectible Debt.
- This does not apply to Municipal Court Uncollectible Debt.



AMENDMENT TO CODE OF ORDINANCES

- Requesting to amend Chapter 36 "Finance and Revenue Taxation" , of Title III, "Administration; Section 36.12 Authority to Write Off Uncollectible Debts owed to the City
- Allow the Finance Director to write off Accounts Receivable and Utility Debt
 - If the account is four or more years old and uncollected after diligent and reasonable efforts to collect
 - And if the individual outstanding account balance does not exceed \$5,000
- Accounts whose uncollectible debt is greater than \$5,000 would need City Council approval



ACCOUNTS RECEIVABLE ACCOUNTS

No longer being pursued by MVBA due to accounts exceeding the statute of limitations

- 16 years of Uncollectible Debt (2000-2016)
- 162 accounts totaling \$57,057 (as of 09/30/20)
- Average individual account outstanding balance of \$352
- Invoices for mowing, hydrants hit by vehicle, engineering fees, planning fees



UTILITY BILLING ACCOUNTS

No longer being pursued by MVBA due to accounts exceeding the statute of limitations

- 18 years of Uncollectible Debt (1998-2016)
- 1,654 accounts totaling \$364,762 (as of 9/30/20)
- Average individual account outstanding balance of \$220.53
- Individuals or Businesses that did not pay the final utility bill



UTILITY BILLING ACCOUNTS

No longer being pursued by MVBA due to accounts exceeding the statute of limitations

- 18 years of Uncollectible Debt (1998-2016)
- 1,654 accounts totaling \$364,762 (as of 9/30/20)
- Average individual account outstanding balance of \$220.53
- Individuals or Businesses that did not pay the final utility bill



MOTION made by Council Member Garber to approve as presented and seconded by Council Member Pickens.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

11. Consider and act on a Reimbursement Agreement between the City of Corinth and the Corinth Economic Development Corporation for an amount not to exceed \$35,000 for the completion of a return on investment report to be performed and completed by TechSolve.

Jason Alexander, Corinth Economic Development Director, outlined the agreement with TechSolve, which will assist Mr. Brian Elliott and Metroplex Cabinets with understanding their manufacturing process, expansion, and capturing a broader market. The agreement is not to exceed \$35,000.00.

MOTION made by Council Member Garber to approve as presented and seconded by Mayor Pro Tem Burke.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

12. Consider and Act on a Resolution casting a vote for one candidate to the Board of Managers of the Denco Area 9-1-1 District.

City Manager Hart identified the three candidates to serve on the board of directors, Brandon Barth, Jim Carter and David Terry.

MOTION made by Council Member Garber to approve the resolution and cast a vote for Jim Carter and seconded by Council Member Henderson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

13. Consider and Act on an Interlocal Agreement between the City of Corinth and the City of Lake Dallas for a Broadband Study.

14. Consider and Act on an Interlocal Agreement between the City of Corinth and the Town of Shady Shores for a Broadband Study.

15. Consider and Act on an Interlocal Agreement between the City of Corinth and the Town of Hickory Creek for a Broadband Study.

MOTION made by Mayor Pro Tem Burke to approve Items 13, 14, and 15, authorizing the Mayor to execute the pending approval by Hickory Creek, Interlocal Agreements with Lake Dallas and Shady Shores, for services with Connected Nation, Inc.; reimbursement to the City as the City of Corinth will contract directly with Connected Nation, Inc. Council Member Pickens seconded the motion.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

16. Consider and act on a contract between the City of Corinth and Connected Nation, Inc., for a broadband study.

City Manager Hart outlined the cost of \$43,500, which Corinth will pay approximately one half of the cost, based on the formula which included population and square miles of the cities. The fee includes analysis, a demand survey and the strategic plan, which will take approximately six months.

MOTION made by Mayor Pro Tem Burke to approve and permit the City Manager to enter into a contract with Connected Nation, Inc., for the services described, conditioned on approval of the Interlocal Agreement between Corinth and Hickory Creek for reimbursement for broadband study costs. Council Member Garber seconded the motion.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

COUNCIL COMMENTS & FUTURE AGENDA ITEMS

The purpose of this section is to allow each Council Member the opportunity to provide general updates and/or comments to fellow Council Members, the public, and/or staff on any issues or future events. Also, in accordance with Section 30.085 of the Code of Ordinances, at this time, any Council Member may direct that an item be added as a business item to any future agenda.

Council Member Lowell Johnson would like a copy of Sherry Palmer's handout. He also stated how proud he was of the Keep Corinth Beautiful Board achievement, as he, Jim Mayfield, Shannon Brian, and Vic Burgess created the board.

City Manager Hart concluded with information for the Council regarding June 16th, 2020. Upper Trinity Regional Water District pumped 64 million gallons of water. Much of the increase was due to Flower Mound's demand on the system due to water issues with its water treatment plant. Mr. Hart also stated there are no cases of West Nile in Corinth, Riverview Drive reconstruction has been completed and work has begun on Shady Shores this week.

Mayor Heidemann stated the Rotary Club will be one of the main sponsors for Pumpkin Palooza and thanked staff for their hard work and effort.

CLOSED SESSION

The City Council will convene in closed session to consider any matters regarding matters pursuant to Chapter 551 of the Texas Government Code.

Section 551.071. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

After discussion of any matters in closed session, any final action or vote taken will be in public by the City Council. City Council shall have the right at any time to seek legal advice in Closed Session from its Attorney on any agenda item, whether posted for Closed Session or not.

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS.

ADJOURN:

Mayor Heidemann adjourned the Regular meeting at 8:01 p.m.

AYES: All

Meeting adjourned.

Approved by Council on the _____ day of _____ 2020.

Lana Wylie, Interim City Secretary
City of Corinth, Texas

CONSENT ITEM 5.

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: July 2, 2020 Workshop Session Minutes
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive Government

AGENDA ITEM

Consider and act on minutes from the July 2, 2020 workshop session.

AGENDA ITEM SUMMARY/BACKGROUND

Attached are the minutes from the July 2, 2020 workshop session. The minutes are in draft form and are not considered official until formally approved by the City Council.

RECOMMENDATION

Staff recommends approval of the July 2, 2020 workshop session minutes.

Attachments

July 2, 2020 WS Minutes

**STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH**

On this the 2nd day of July 2020 the City Council of the City of Corinth, Texas met in Workshop Session at the Corinth City Hall at 5:45 P.M., located at 3300 Corinth Parkway, Corinth, Texas. The meeting date, time, place and purpose as required by Title 5, Subtitle A, Chapter 551, Subchapter C, Section 551.041, Government Code, with the following members to wit:

Members Present:

Mayor Heidemann
Sam Burke, Mayor Pro Tem
Scott Garber, Council Member
Tina Henderson, Council Member
Lowell Johnson, Council Member
Kelly Pickens, Council Member

Staff Members Present:

Bob Hart, City Manager
Patricia Adams, Messer, Fort & McDonald
Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director
Cody Collier, Public Works Director
Jerry Garner, Police Chief
Michael Ross, Fire Chief
Brenton Copeland, Technology Services Assistant Manager
Lana Wylie, Interim City Secretary

Others Present:

CALL TO ORDER:

Mayor Heidemann called the meeting to order at 5:45 p.m.

WORKSHOP BUSINESS AGENDA:

1. Receive a report, hold a discussion, and give staff direction on the Water and Wastewater Rates.

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director, shared the Utility Cost of Service and Rate Design Presentation with the Council. Council recommended the three-tiered structure for water and the split rate tier for wastewater.

Public Works Director responded to a question regarding the use of pond water to irrigate. He stated that it is an option; however, there cannot be a connection to a potable water system and would require disconnection from the city system. Also, to reconnect to city water, lines would require disinfection and no contamination that could be harmful.



UTILITY COST OF SERVICE AND RATE DESIGN

JULY 2, 2020

AGENDA

Water

- Review Water Original Rate Study
- One tier for all customers

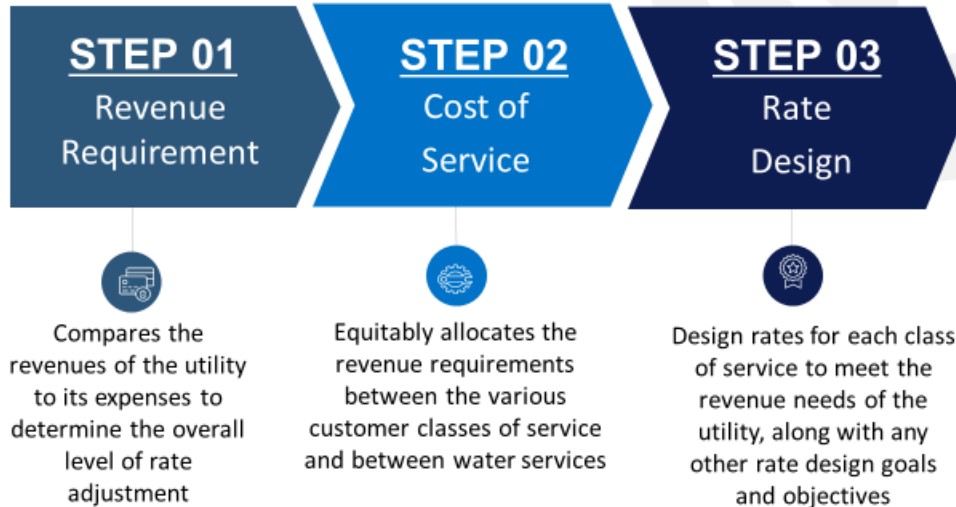
Wastewater

- Review Wastewater Original Rate Study
- Bill on Actual consumption vs Sewer Averaging. Cap sewer rate at 25,000 gallons

Other

- Budget Billing

OVERVIEW OF RATE SETTING PROCESS



REVENUE REQUIREMENTS



	Water	Wastewater	Combined	
O&M	1,732,607	1,288,247	3,020,854	23.8%
Water/Wastewater Purchase Cost	4,579,247	2,628,441	7,207,688	56.8%
Debt Service	773,905	492,284	1,266,189	10.0%
Transfers	657,028	241,999	899,027	7.1%
Asset Management Fund Transfer	250,000	50,000	300,000	2.4%
Rate Stabilization Fund Transfer	-	-	-	0.0%
Total	\$7,992,786	\$4,700,971	\$12,693,758	100.0%
Less Other Revenues	(403,456)	(175,100)	(578,556)	
Revenues Needed From Rates	\$7,589,331	\$4,525,871	\$12,115,202	

Transfers included funds for administrative costs to General Fund, Tap & Meter Replacement Fund, Vehicle Replacement Fund, and the Technology Replacement Fund

FUTURE UTILITY CAPITAL IMPROVEMENT PROJECTS

PROJECTS	WATER	WASTEWATER	TOTAL PROJECTS
N. Corinth Street (NCTC to Corinth Parkway)	275,000	275,000	550,000
NCTC Way (Frontage I35E to N. Corinth St)	137,500	137,500	275,000
Total FY2020/2021	412,500	412,500	825,000
Main St (Corinth Pkwy to NCTC)	182,500	182,500	365,000
Total FY2021/2022	182,500	182,500	365,000
Lion Blvd (N. Corinth St to Main)	116,875	116,875	233,750
Total FY2022/2023	116,875	116,875	233,750
Hospital Drive (Frontage I35E to Cliff Oak)	213,125	213,125	426,250
Total FY2023/2024	213,125	213,125	426,250
TOTAL PROJECTS ALL YEARS	\$935,000	\$935,000	\$1,870,000

Intent is to use Fund Balance instead of issuing debt for future projects through 2024.

FUNDING ASSET MANAGEMENT PROGRAM

- 2019 Asset Management Program developed plan to achieve full funding within five to twenty years
 - FY2019-2020 budget included combined total of \$250k for water & wastewater
- American Water Works Association Best Practice
 - At a minimum an amount at least equal to annual depreciation expense

	Water	Wastewater
Annual Depreciation	\$858,585	\$1,091,813
Asset Management Plan Average Annual Investment Required	3,588,000	1,177,000
Amount Included in Rate Study	\$250,000	\$50,000



WATER/WASTEWATER RATE STABILIZATION FUND

- In 2019, a Rate Stabilization Fund was established to assist in offsetting temporary increases to the budget and increases from the Upper Trinity Regional Water District (UTRWD) and City of Denton. Use of the funds will require authorization from the City Council.
- Savings each year from the utility fund expenditure budget and revenue collections that exceed the budgeted amount for water and wastewater charges will be utilized as a means of funding the reserve.
- The fund shall strive to maintain a balance not to exceed **15%** of the Utilities expenditure budget.



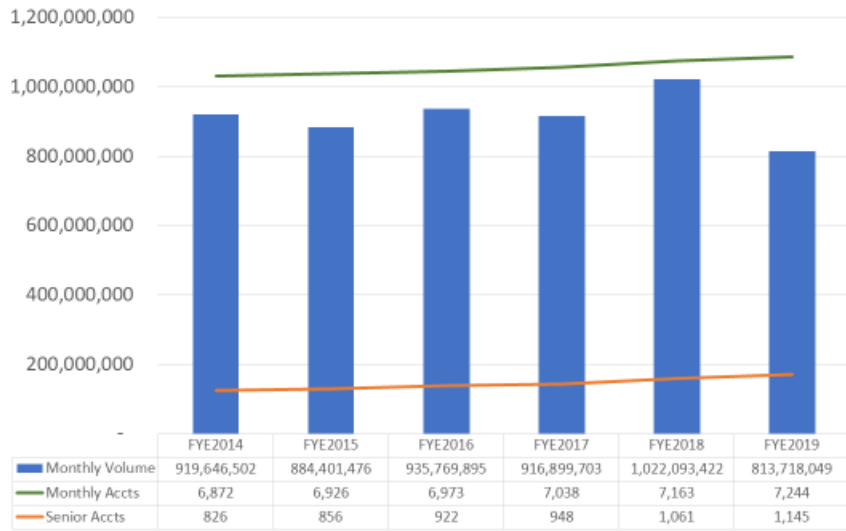
Fund Balance of \$250,000

7

WATER RATE STUDY



WATER HISTORICAL ANALYSIS



- Residential accounts **increased** by 372 or 5.4%
- Senior accounts **increased** by 319 or 38.6%
- The FYE2019 usage was 101.7 million gallons **below** the annual average of 915 million or 12.5%

UTRWD charges have increased by \$975,169 or 27.9% since FYE2014

CAPACITY DISTRIBUTION FACTOR



Class	Total Accounts	Total Annual Consumption	Avg Monthly Consumption	Avg Monthly Customer Usage	Average Day Use	% Avg Use	Peak Month Use	Peak Day Use (MGD)	Avg Monthly Customer Usage	Peaking Factor
Residential	5,639	601,022,796	50,085,233	8,882	1,646,638	65.04%	94,427,453	3,147,582	16,745	1.91
Senior	1,160	124,080,896	10,340,075	8,914	339,948	13.43%	21,964,370	732,146	18,935	2.15
Builder	46	4,500,806	375,067	8,154	12,331	0.49%	756,526	25,218	16,446	2.05
Commercial	144	48,075,641	4,006,303	27,822	131,714	5.20%	6,128,094	204,270	42,556	1.55
Wholesale	27	16,575,347	1,381,279	51,158	45,412	1.79%	3,141,096	104,703	116,337	2.31
Fire Hydrant	11	9,652,250	804,354	73,123	26,445	1.04%	2,498,300	83,277	227,118	3.15
Irrigation	187	88,046,669	7,337,222	39,236	241,224	9.53%	17,495,784	583,193	93,560	2.42
Multi Family	34	32,084,692	2,673,724	78,639	87,903	3.47%	3,117,573	103,919	91,693	1.18
Total	7,248	924,039,097	77,003,258	295,928	2,531,614	100%	149,529,196	4,984,307	623,391	1.97

WATER SENIOR DISCOUNTS

Entity	Senior Customer Class
Corinth	5,000 gallons in base rate = \$10.75
LCMUA	Discount of \$10/month
The Colony *	None
Little Elm	None
Flower Mound	None
Highland Village	None
Lewisville *	None
Denton *	None

* Cities are not a member of Upper Trinity Regional Water District.

The total cost of the senior discount = \$180,223

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WATER RATE BASE RATE STRUCTURE

Base Rates	City	UTRWD	Total
5/8 x 3/4	13.35	31.27	44.62
full 3/4	14.68	34.40	49.08
1 inch	18.69	43.78	62.47
1 1/2 inch	24.02	56.29	80.31
2 inch	38.70	90.69	129.39
3 inch	146.80	344.01	490.81
4 inch	186.83	437.83	624.66
6 inch	280.25	656.74	936.99
10 inch	603.72	906.93	1,510.65

- Base Rates recovers 54.6% of total expenditures
- Base Rate Revenue = \$4,165,150
- Base Rates based on Meter Size
- Seniors citizen includes 5,000 gallons of water in base rate.

Recommendation
No changes to Base Rate

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VOLUMETRIC WATER RATE STRUCTURES

Volume is charged per 1,000 gallons, using a tiered structure

CURRENT			
Residential	City	UTRWD	Total
0-3,000	-	2.15	2.15
3,001-5,000	-	2.65	2.65
5,001-10,000	-	3.15	3.15
10,001-25,000	2.97	3.27	6.24
25,001-50,000	5.94	3.27	9.21
50,001 +	8.91	3.27	12.18

Commercial	City	UTRWD	Total
0-10,000	0.84	3.27	4.11
10,001-25,000	0.84	3.27	5.11
25,001-50,000	2.84	3.27	6.11
50,001 +	3.84	3.27	7.11

PROPOSED			
Residential	City	UTRWD	Total
0-5,000	1.00	1.15	2.15
5,001-10,000	1.00	2.15	3.15
10,001-25,000	3.00	3.15	6.15
25,001-50,000	6.00	3.15	9.15
50,001 +	9.00	3.15	12.15

Commercial	City	UTRWD	Total
0-50,000	3.00	2.15	5.15
50,001-200,000	5.00	2.15	7.15
200,001-500,000	7.00	2.15	9.15
500,001 +	10.00	2.15	12.15

Irrigation	City	UTRWD	Total
0-50,000	3.00	2.15	5.15
50,001-100,000	5.00	2.15	7.15
100,001-500,000	7.00	2.15	9.15
500,001 +	10.00	2.15	12.15

- Equalize the water rates between Residential and Commercial Rates
- Adjust water costs between City and UTRWD rates
- Create an Irrigation Rate Class

WATER REVENUE REQUIREMENT



	Current FYE 2020	Proposed FYE 2021			FYE 2022	FYE 2023
		City	UTRWD	Total		
Revenue Requirement	\$7,631,895	\$3,010,084	\$4,579,247	\$7,589,331	\$8,089,078	\$8,226,057
Projected Revenues	8,064,304	3,537,617	4,708,104	8,245,720	8,245,720	8,245,720
Revenue Gain/(Shortfall)	\$432,409	\$527,533	\$128,857	\$656,390	\$156,643	\$19,663

CUSTOMER RATE IMPACT



Gallons	RESIDENTIAL			SENIOR		
	Current	Proposed	Difference	Current	Proposed	Difference
1,000	46.77	46.77	-	44.62	44.62	-
5,000	56.37	55.37	(1.00)	44.62	44.62	-
10,000	72.12	71.12	(1.00)	60.37	60.37	-
25,000	165.72	163.37	(2.35)	153.97	152.62	(1.35)
50,000	395.97	392.12	(3.85)	384.22	381.37	(2.85)
75,000	700.47	695.87	(4.60)	688.72	685.12	(3.60)

Gallons	COMMERCIAL			IRRIGATION		
	Current	Proposed	Difference	Current	Proposed	Difference
5,000	83.02	88.22	5.20	83.02	88.22	5.20
10,000	103.57	113.97	10.40	103.57	113.97	10.40
25,000	180.22	191.22	11.00	180.22	191.22	11.00
50,000	332.97	319.97	(13.00)	332.97	319.97	(13.00)
75,000	510.72	498.72	(12.00)	510.72	498.72	(12.00)
150,000	1,043.97	1,034.97	(9.00)	1,043.97	1,134.97	91.00
250,000	1,754.97	1,849.97	95.00	1,754.97	2,049.97	295.00
500,000	3,532.47	4,137.47	605.00	3,532.47	4,337.47	805.00

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OPTION 1:

**ONE TIER FOR ALL
CUSTOMER CLASSES**



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VOLUMETRIC WATER RATE STRUCTURES

Volume is charged per 1,000 gallons, using a tiered structure

CURRENT			
Residential	City	UTRWD	Total
0-3,000	-	2.15	2.15
3,001-5,000	-	2.65	2.65
5,001-10,000	-	3.15	3.15
10,001-25,000	2.97	3.27	6.24
25,001-50,000	5.94	3.27	9.21
50,001 +	8.91	3.27	12.18

PROPOSED			
Residential	City	UTRWD	Total
0-5,000	1.00	1.15	2.15
5,001-10,000	1.00	2.15	3.15
10,001-25,000	3.00	3.15	6.15
25,001-50,000	6.00	3.15	9.15
50,001 +	9.00	3.15	12.15

Commercial	City	UTRWD	Total
0-10,000	0.84	3.27	4.11
10,001-25,000	0.84	3.27	5.11
25,001-50,000	2.84	3.27	6.11
50,001 +	3.84	3.27	7.11

- Create one Rate Table for all Customer Classes: Residential, Commercial, and Irrigation.
- Adjust Commercial Customers to the Residential Rate Tier.
- Seniors citizen includes 5,000 gallons of water in base rate.

WATER REVENUE REQUIREMENT



	Current FYE 2020	Proposed FYE 2021			FYE 2022	FYE 2023
		City	UTRWD	Total		
Revenue Requirement	\$7,631,895	\$3,010,084	\$4,579,247	\$7,589,331	\$8,089,078	\$8,226,057
Projected Revenues	8,064,304	3,765,496	4,861,231	8,626,728	8,626,728	8,626,728
Revenue Gain/(Shortfall)	\$432,409	\$755,412	\$281,984	\$1,037,397	\$537,650	\$400,671

CUSTOMER RATE IMPACT



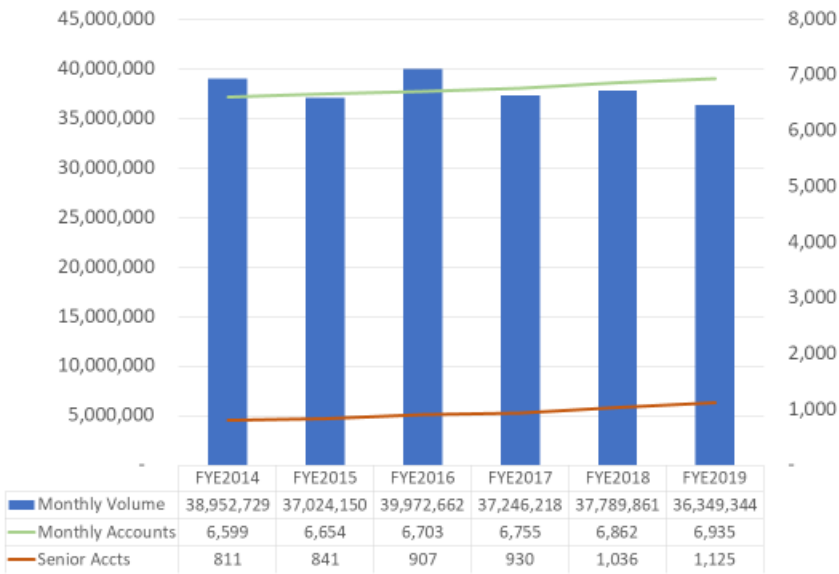
Gallons	RESIDENTIAL			SENIOR			COMMERCIAL		
	Current	Proposed	Difference	Current	Proposed	Difference	Current	Proposed	Difference
1,000	46.77	46.77	-	44.62	44.62	-	66.58	64.62	(1.96)
5,000	56.37	55.37	(1.00)	44.62	44.62	-	83.02	73.22	(9.80)
10,000	72.12	71.12	(1.00)	60.37	60.37	-	103.57	88.97	(14.60)
25,000	165.72	163.37	(2.35)	153.97	152.62	(1.35)	180.22	181.22	1.00
50,000	395.97	392.12	(3.85)	384.22	381.37	(2.85)	332.97	409.97	77.00
75,000	700.47	695.87	(4.60)	688.72	685.12	(3.60)	510.72	713.72	203.00
250,000	-	-	-	-	-	-	1,754.97	2,839.97	1,085.00
500,000	-	-	-	-	-	-	3,532.47	5,877.47	2,345.00

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WASTEWATER



WASTEWATER HISTORICAL ANALYSIS



UTRWD and City of Denton Disposal and Facility charges have increased by \$300,251 or 13.2% since FYE2014

- Residential accounts **increased** by 336 or 5.1%
- Senior accounts has **increased** by 314 or 38.7%
- The average monthly volume **decreased** by 2.6 million gallons or 6.7%
- Under current rate structure - equal to an annual loss of revenue of \$114,653

WASTEWATER DISCOUNTS



Entity	Senior Customer Class	Residential Customer Class
Corinth	1,000 gallons in base rate = \$4.00	None
LCMUA	Discount of \$10/month	None
The Colony *	None	2,000 gallons in base rate
Little Elm	None	2,000 gallons in base rate
Flower Mound	None	2,000 gallons in base rate
Highland Village	None	2,000 gallons in base rate
Lewisville *	None	2,000 gallons in base rate
Denton *	None	18,000 gallons volume cap

* Cities are not a member of Upper Trinity Regional Water District.

The total cost of the senior discount = \$43,645

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WHAT IS SEWER AVERAGING?

Each year, residential monthly water consumption is measured and averaged to establish the monthly sewer charge for each customer for the upcoming year.

The sewer averaging process consists of usage during the months of November, December, January, and February.

By conserving water during this period residents can control their monthly sewer charge.

The winter month with the highest consumption is discarded and the remaining three months' consumption are averaged together to reflect the resident's average consumption.

Each resident's sewer charge is based on their own average consumption that is determined during Sewer Averaging. The bills that are due in April will reflect the new sewer charge which will be in effect for the next twelve months.

Benefits of Sewer Averaging

Sewer Charges Remain Consistent each month

Allows customers opportunity to lower their sewer bill by reducing water use during winter months.

Wastewater Base Rate structures

Current	City	UTRWD	Total
RESIDENTIAL			
Base	\$21.39	-	\$21.39
Volumetric	0.96	2.71	3.67

Sewer volume is based on Winter Quarter Average for residential customers and actual water volumes for commercial customers using a 1 tier structure

Senior citizens 1,000 gallons of wastewater included in the base rate.

Proposed	City	UTRWD	Total
RESIDENTIAL			
Base	\$16.00	\$19.00	\$35.00
Volumetric	1.40	2.60	4.00
COMMERCIAL			
Base	\$19.00	\$26.00	\$45.00
Volumetric	1.40	2.60	4.00

Current Rate Structure

- One rate tier for all customer classes
- Base Rates recovers 38% of total expenditures

Proposed Rate Structure

- Separate rate tiers for residential and commercial customer classes
- Base Rates recovers 64.9% of total expenditures
- Volumetric cap of 25,000 gallons for residential customer class.

WASTEWATER REVENUE REQUIREMENT



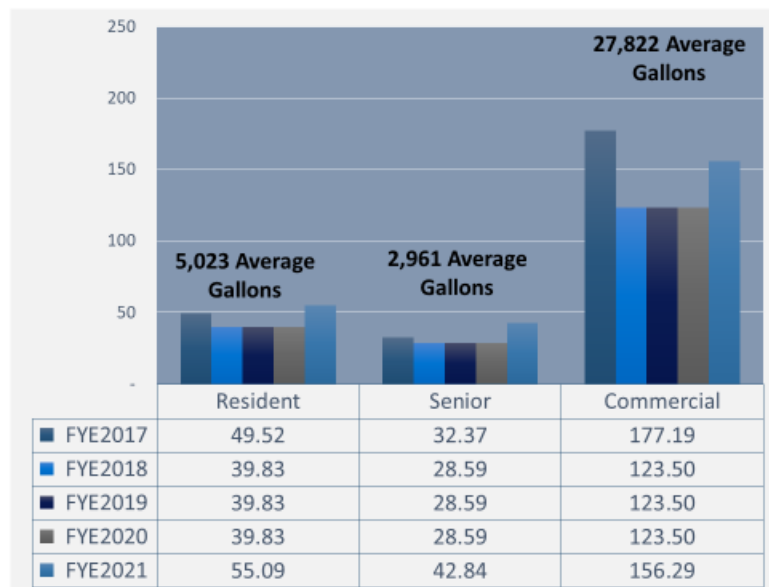
	Current FYE 2020	Proposed FYE 2021			FYE 2022	FYE 2023
		City	UTRWD	Total		
Revenue Requirement	\$4,689,254	\$1,897,430	\$2,628,441	\$4,525,871	\$4,599,684	\$4,670,230
Projected Revenues	3,374,995	1,946,473	2,726,706	4,673,179	4,673,179	4,673,179
Revenue Gain/(Shortfall)	(\$1,314,259)	\$49,043	\$98,265	\$147,308	\$73,495	\$2,949

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WASTEWATER RATE PLAN

Year	Base Rate	Volumetric Rate
HISTORICAL FYE		
2015	\$21.39	\$5.60
2016	21.39	5.60
2017	21.39	5.60
2018	21.39	3.67
2019	21.39	3.67
2020	21.39	3.67
PROJECTED FYE		
Residential	\$35.00	\$4.00
Commercial	\$45.00	\$4.00

PROPOSED INCREASE
 Residential = \$15.27 or 38%
 Senior = \$14.26 or 50%
 Commercial=\$32.79 or 27%



OPTION 2:

BILL ON ACTUAL CONSUMPTION VS SEWER AVERAGING



Wastewater Base Rate structures

Current	City	UTRWD	Total
RESIDENTIAL			
Base	\$21.39	-	\$21.39
Volumetric	0.96	2.71	3.67

Proposed	City	UTRWD	Total
RESIDENTIAL			
Base	\$15.00	\$10.00	\$25.00
Volumetric	0.96	2.71	3.67

Senior citizens 1,000 gallons of wastewater included in the base rate.

Current Rate Structure

- Sewer volume is based on sewer averaging for residential customers
- One rate tier for all customer classes
- Base Rates recovers 38% of total expenditures

Proposed Rate Structure

- Sewer volume is based on Actual Consumption for residential customers
- One rate tier for all customer classes.
- Base Rates recovers 47.3% of total expenditures
- Volumetric cap of 25,000 gallons for residential customer class.

WASTEWATER REVENUE REQUIREMENT



	Current FYE 2020	Proposed FYE 2021			FYE 2022	FYE 2023
		City	UTRWD	Total		
Revenue Requirement	\$4,689,254	\$1,897,430	\$2,628,441	\$4,525,871	\$4,599,684	\$4,670,230
Projected Revenues	3,374,995	1,942,969	2,803,103	4,746,072	4,746,072	4,746,072
Revenue Gain/(Shortfall)	(\$1,314,259)	\$45,539	\$174,662	\$220,201	\$146,388	\$75,842

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CUSTOMER RATE IMPACT



Year : 2019					
	Sewer Average	Total Consumption	Current Sewer	Fluctuating Sewer	Difference
Dec	3,099	3,888	\$ 32.97	\$ 39.27	\$ 6.30
Nov	3,099	3,385	\$ 32.97	\$ 37.42	\$ 4.45
Oct	3,099	3,397	\$ 32.97	\$ 37.47	\$ 4.50
Sep	3,099	17,946	\$ 32.97	\$ 90.86	\$ 57.89
Aug	3,099	25,000	\$ 32.97	\$ 116.75	\$ 83.78
Jul	3,099	25,000	\$ 32.97	\$ 116.75	\$ 83.78
Jun	3,099	25,000	\$ 32.97	\$ 116.75	\$ 83.78
May	3,099	25,000	\$ 32.97	\$ 116.75	\$ 83.78
Apr	3,099	3,645	\$ 32.97	\$ 38.38	\$ 5.41
Mar	3,099	8,536	\$ 32.97	\$ 56.33	\$ 23.36
Feb	3,953	2,626	\$ 35.89	\$ 34.64	\$ (1.25)
Jan	3,953	4,569	\$ 35.89	\$ 41.77	\$ 5.88
			\$ 401.48	\$ 843.13	\$ 441.65

Year : 2019					
	Sewer Average	Total Consumption	Current Averaging	Proposed Actual	Difference
Dec	3,622	3,527	\$ 34.69	\$ 37.94	\$ 3.25
Nov	3,622	3,614	\$ 34.69	\$ 38.26	\$ 3.57
Oct	3,622	15,137	\$ 34.69	\$ 80.55	\$ 45.86
Sep	3,622	20,946	\$ 34.69	\$ 101.87	\$ 67.18
Aug	3,622	25,000	\$ 34.69	\$ 116.75	\$ 82.06
Jul	3,622	21,111	\$ 34.69	\$ 102.48	\$ 67.79
Jun	3,622	15,044	\$ 34.69	\$ 80.21	\$ 45.52
May	3,622	6,403	\$ 34.69	\$ 48.50	\$ 13.81
Apr	3,622	3,434	\$ 34.69	\$ 37.60	\$ 2.91
Mar	3,622	4,209	\$ 34.69	\$ 40.45	\$ 5.76
Feb	3,863	3,507	\$ 35.57	\$ 37.87	\$ 2.30
Jan	3,863	3,578	\$ 35.57	\$ 38.13	\$ 2.56
			\$ 418.04	\$ 760.62	\$ 342.58

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OTHER ITEMS



Budget Billing

- ✓ Provides a more level monthly bill amount that would occur with normal seasonal variations in services.
- ✓ Each month the system adjusts the actual bill to equal the average bill amount.
- ✓ Two Options
 - Fixed Average – System sets a fixed amount.
 - ✓ There is a settle-up month every six months to a year and the average bill is recalculated for the next term.
 - ✓ There can be a disparity between the actual usage in a period and how much is billed.
 - Running Average – Charges a bill based on running 12-month average.
 - ✓ Designed to be self-adjusting as seasons, usage and rates change.
 - ✓ Reduces the amount owed or due at the time of Settlement. Can set the settlement at six months to a year.

Implement a
Running Average
Budget Billing
System

Implementation of
January 2021

QUESTIONS?

- Conservation
 - Separate Irrigation Rate Tier
- Senior Discount
 - Water – 5,000 gallons in base rate
 - Wastewater – 1,000 gallons in base
- Asset Management Contribution Levels
 - Water - \$250,000
 - Wastewater - \$50,000
- Rate Stabilization Contribution Level
 - No Projected Contributions
- Rate Approval Ordinance
 - Effective October 1, 2020

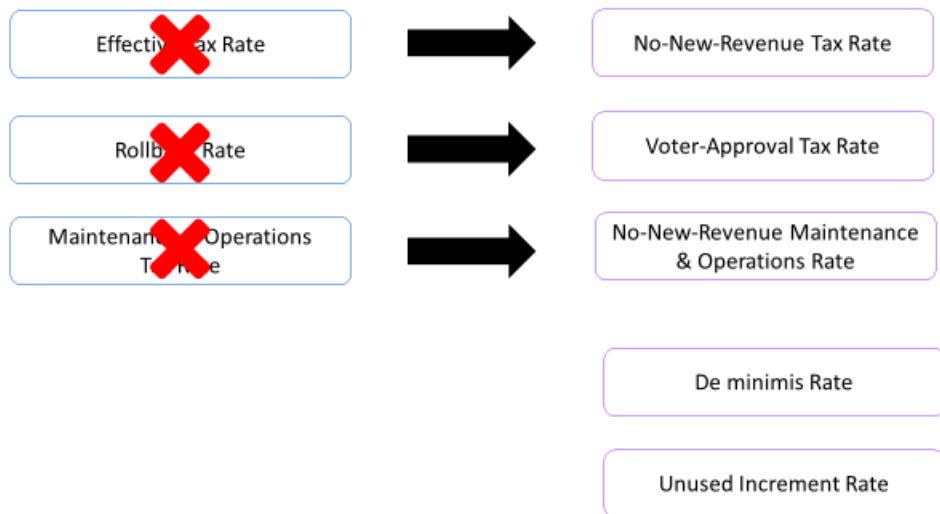


2. Receive a presentation and hold a discussion on the changes to the Truth-in-Taxation, Tax Rate Adoption process due to S.B.2.

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director discussed the presentation, S.B.2 Overview to explain the changes to the Truth-in-Taxation, Tax Rate Adoption process.



New Terminology

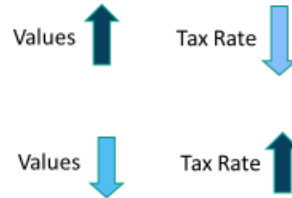


No-New-Revenue Tax Rate

Previously the Effective Tax Rate

Enables the public to evaluate the relationship between taxes for the prior year and for the current year, based on a tax rate that would produce the same amount of taxes if applied to the same properties taxed in both Years.

The formula assumes:



Calculating the No-New-Revenue Tax Rate

$$\frac{\text{Prior Year's Taxes} - \text{Taxes on Property Lost this Year}}{\text{Current Value of Property Taxed in the Prior Year}} \times \$100 = \text{No-New-Revenue Tax Rate}$$

No-New-Revenue Tax Rate

Previously the Effective Tax Rate

Detailed Steps in Calculating the No-New-Revenue Tax Rate

<p>2019 Taxes (on date of calculation)*</p> <p>+</p> <p>Taxes on 2019 values lowered in court decisions or subject to an appeal under Chapter 42</p> <p>+</p> <p>Taxes refunded for tax years preceding tax year 2019</p> <p>-</p> <p>Taxes on deannexed territory</p> <p>-</p> <p>Taxes on property value not taxable in 2020 because it received an exemption or special appraisal for the first time</p> <p>-</p> <p>Taxes paid to a TIF Fund**</p> <p>=</p> <p>Adjusted 2019 Taxes</p>	<p>Total value on the 2020 certified appraisal roll</p> <p>+</p> <p>Estimated value that will be placed on property under protest or not included in certification</p> <p>-</p> <p>Value of property annexed after Jan. 1, 2019</p> <p>-</p> <p>Value of new improvements built after Jan. 1, 2019</p> <p>-</p> <p>Value of pollution control property exempted from the first time</p> <p>-</p> <p>Captured appraised value in a TIF Fund</p> <p>=</p> <p>Adjusted 2020 Taxable Values</p>
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$$\frac{\text{Adjusted 2019 Taxes}}{\text{Adjusted 2020 Taxable Value}} \times \$100 = \text{No-New-Revenue Tax Rate}$$

* Do not include Tax Code § 25.25(d) corrections for one-fourth or over-appraised errors.
 ** Do not include TIF taxes if there is no TIF captured appraised value.

Voter Approval Tax Rate

Previously Roll Back Rate

The Voter Approval tax rate is a calculated maximum rate allowed by law without voter approval.

The calculation splits the voter approval rate into two separate components

- A No-New-Revenue Maintenance and Operations rate
- A Debt Service Tax Rate

Calculating Voter-Approval Tax Rate

$$\begin{array}{l} \text{No-New-Revenue M\&O Tax Rate} \\ \text{(Based on prior year's M\&O} \\ \text{property taxes spent for M\&O)} \end{array} \times 1.035 + \begin{array}{l} \text{Current Debt} \\ \text{Service Rate} \end{array} + \begin{array}{l} \text{Unused} \\ \text{Increment Rate} \end{array} = \begin{array}{l} \text{Voter-Approval} \\ \text{Tax Rate} \end{array}$$

Revenue Threshold in Voter-approval Tax Rate = 3.5%, effective January 1, 2020

No-New-Revenue Maintenance & Operations (M&O) Rate

Enables the public to evaluate the relationship between the Maintenance & Operations taxes for the prior year and for the current year, based on a tax rate that would produce the same amount of taxes if applied to the same properties taxed in both Years.

Calculating the M&O Portion of the Voter-Approval Tax Rate

$$\text{Last Year's Levy} - \text{Last Year's Debt} \div \text{Current Total Value} - \text{New Property Value} = \text{Maintenance and Operations Rate}$$

De Minimis Rate

The De Minimis Rate is a new tax rate calculation designed to give smaller taxing unit, cities with a population of less than 30,000, some relief from the 3.5% voter approval rate.

De Minimis Rate is equal to the sum of :

- A taxing units no-new-revenue M&O rate
- The rate that when applied to a taxing current total value, will impose an amount of taxes equal to \$500,000; and
- A taxing unit’s current debt rate

What adopted tax rates trigger an election or petition for a taxing unit with a De Minimis Rate?

Adopted Tax Rate is:

BELOW Voter Approval Tax Rate	No Election Required
ABOVE Voter Approval tax rate but BELOW De Minimis Rate	Voters may petition for an Election
ABOVE Voter Approval Tax Rate and ABOVE the De Minimis Rate	Election Required

Calculating the De Minimis Rate

Step 1: Current Year Total Taxable Value + \$500,000 x 100 = Rate Necessary to Impose \$500,000 in taxes

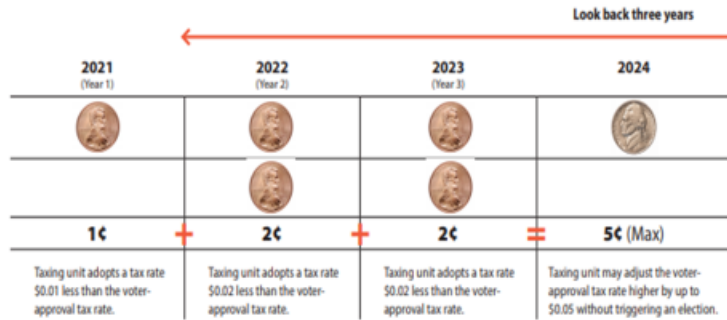
Step 2: Adjusted Current Year NNR M&O Tax Rate + Rate Necessary to Impose \$500,000 in Taxes + Current Year Debt Rate = De Minimis Rate

Unused Increment Rate

The unused increment rate can be used to increase the voter-approval tax rate.

It is a three-year rolling sum of the difference between the actual tax rate and the voter-approval tax rate.

A City has the ability to “bank” any unused amounts below the voter-approval tax rate to use up to three years.



The unused increment rate is zero for 2020 and will not be available until 2021.

Debt Rate

A taxing unit that levies a debt service rate must consider anticipated collections in calculating the debt service component of its Voter Approval Tax Rate.

The collector for a Taxing Unit must certify the current year's certified anticipated debt collection rate and last year's excess debt tax collections to the governing body.

Adjustments to the current year's debt service rate include excess collections from the previous year and the anticipated collection rate for the current year.

Calculating the Debt Service Portion of the Voter-Approval Tax Rate

$$\begin{array}{l}
 \frac{(2020 \text{ debt payments} - 2019 \text{ excess debt tax collections})}{2019 \text{ anticipated collection rate}} = \text{Adjusted 2020 debt} \\
 \downarrow \\
 \frac{\text{Adjusted 2020 debt}}{2020 \text{ total taxable values}^* - 2020 \text{ captured appraised value in a TIF fund}} \times \$100 + 2020 \text{ Jr. College Levy} = 2020 \text{ debt service rate}
 \end{array}$$

* Counties, cities and junior college districts that adopted the tax ceiling provision exclude the total taxable value of the 2019 homesteads with tax ceilings for homeowners age 65 or older or disabled.

Notice of Public Hearings on Tax Increases

**NOTICE IN
NEWSPAPER,
MAIL & INTERNET**



- Notice of public hearing required by Tax Code Section 26.05
- May not be held before the 5th day after the chief appraiser has delivered the notice

**PUBLIC
HEARING**



- Governing body holds public hearing
- Announces the date, time, and place of vote (7th day deadline).

**MEETING TO
ADOPT TAX RATE**



- Governing body holds meeting to adopt tax rate
- Must not be held later than the 7th day after the Public Hearing.

Notice of Public Hearings on Tax Increase

Local Government taxing units must provide notice using language specified in the Property Tax Code, if the taxing unit proposes a tax rate that:

Proposed Tax Rate Requirements	Model Form
Proposed Rate Exceeds the No-New-Revenue tax rate and the Voter-Approval tax rate	Form 50-873
Proposed Rate is greater than the Voter-Approval tax rate and the De Minimis rate	Form 50-874
Proposed tax rate exceeds the No-New-Revenue tax rate and the Voter-Approval tax rate but does not exceed the De Minimis Rate	Form 50-875
Proposed Rate exceeds the No-New-Revenue tax rate but does not exceed the Voter-Approval tax rate	Form 50-876
Proposed tax rate does not exceed the No-New-Revenue tax rate but exceed the Voter-Approval tax rate	Form 50-877
Proposed tax rate exceeds the No-New-Revenue tax rate and the Voter-Approval tax rate and the De Minimis rate exceeds the Voter-Approval tax rate	Form 50-878
Proposed tax rate does not exceed the No-New-Revenue tax rate or the De Minimis rate but exceeds the Voter-Approval tax rate	Form 50-879
Proposed tax rate does not exceed the No-New-Revenue tax rate but exceeds the Voter-Approval tax rate and the De Minimis rate exceeds the Voter-Approval tax rate	Form 50-880
Proposed tax rate does not exceed the lower of the No-New-Revenue tax rate or the Voter-Approval tax rate	Form 50-883

Notice of Public Hearings on Tax Increases

The required notice may be published in a newspaper or by mailing it to each property owner in the city. If published in newspaper, it must also be placed on the homepage of the taxing unit's website.

Newspaper:

- The notice cannot be part of the paper in which the legal notices and classified advertisements appear.
- The notice must be at least a quarter-page in a standard size or tabloid size newspaper with a headline in 24-point type or larger.

Website:

- Notice must be posted on the city website, if notice is published in the newspaper.
- Must be post notice of the public hearing prominently on the homepage continuously at least seven days before the public hearing on the proposed tax rate,
- Must be posted at least seven days immediately before the date of the vote proposing the increase in the tax rate.
- It must remain on the taxing unit's website until the public hearing is concluded.



Meeting Date	Budget Agenda Item
May 28	Council Strategic Planning Session
July 16	Council Workshop-Department Operating Overview
July 31	Publication of the Proposed Annual Program of Services (Budget)
Aug 6	Council Workshop - Budget Overview Council Vote to place tax rate on agenda and set public hearings
Aug 13	Council Workshop- Governmental Funds, Special Revenue & Fleet Replacement Program
Aug 20	Council Workshop on the Budget - Proprietary Funds & Capital Improvement Program Approve Crime Control & Prevention District Budget
Sept 3	Council Workshop on the Budget Public Hearing on the Annual Budget
Sept 10	Public Hearing on Tax Rate
Sept 17	Adoption of the Annual Program of Services (Budget) Adoption of the Tax Rates and Tax Rolls

- Discuss Regular Meeting Items on Regular Session Agenda, including the consideration of closed session items as set forth in the Closed Session agenda items below.

There was no discussion on regular session agenda items.

CLOSED SESSION

The City Council convened in closed session to consider any matters regarding matters pursuant to Chapter 551 of the Texas Government Code.

Section 551.071. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION

ITEMS.

ADJOURN:

Mayor Heidemann adjourned the work session at 7:06 p.m.

AYES:

Meeting adjourned.

Approved by Council on the _____ day of _____ 2020.

Lana Wylie, Interim City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: July 2, 2020 Regular Session Minutes
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
City Manager Review:
Strategic Goals:

AGENDA ITEM

Consider and act on minutes from the July 2, 2020 regular session.

AGENDA ITEM SUMMARY/BACKGROUND

Attached are the minutes from the July 2, 2020 regular session. The minutes are in draft form and are not considered official until formally approved by the City Council.

RECOMMENDATION

Staff recommends approval of the July 2, 2020 regular session minutes.

Attachments

July 2, 2020 RS Minutes

**STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH**

On this the 2nd day of July 2020 the City Council of the City of Corinth, Texas met in Regular Session at the Corinth City Hall at 7:15 P.M., located at 3300 Corinth Parkway, Corinth, Texas. The meeting date, time, place and purpose as required by Title 5, Subtitle A, Chapter 551, Subchapter C, Section 551.041, Government Code, with the following members to wit:

Members Present:

Mayor Heidemann
Sam Burke, Mayor Pro Tem
Scott Garber, Council Member
Lowell Johnson, Council Member
Tina Henderson, Council Member
Kelly Pickens, Council Member

Staff Members Present:

Bob Hart, City Manager
Patricia Adams, Messer, Fort & McDonald
Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director
Cody Collier, Public Works Director
Jerry Garner, Police Chief
Michael Ross, Fire Chief
Brenton Copeland, Technology Services Assistant Manager
Lana Wylie, Interim City Secretary

Others Present:

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE & TEXAS PLEDGE:

Mayor Heidemann called the meeting to order at 7:15 P.M. City Manager Hart delivered the Invocation, due to the COVID-19, the Pledge of Allegiance and the Texas Pledge did not take place.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine and will be enacted in one motion. Should the Mayor, a Council Member, or any citizen desire discussion of any Item that Item will be removed from the Consent Agenda and will be considered separately.

1. Consider and act on an Interlocal Agreement between the City of Corinth, Texas and the Town of Shady Shores, Texas for Fire Protection, Emergency Medical and Fire Prevention Services.
2. Consider and act on an Interlocal Agreement between the City of Corinth, Texas and the Town of Hickory Creek, Texas for Fire Protection, Emergency Medical and Fire Prevention Services.
3. Consider and act on an Interlocal Agreement between the City of Corinth, Texas and the City of Lake Dallas, Texas for Fire Protection, Emergency Medical and Fire Prevention Services.
4. Consider and act on the Third Lease Renewal between the City of Corinth and the City of Lake Dallas for Lake Cities Fire House 1.
5. Consider and act on minutes from the May 7, 2020 workshop session.

6. Consider and act on minutes from the May 7, 2020 regular session.
7. Consider and act on minutes from the May 21, 2020 workshop session.
8. Consider and act on minutes from the May 21, 2020 regular session.

MOTION made by Council Member Pickens to approve the Consent Agenda and seconded by Council Member Garber.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

CITIZENS COMMENTS:

In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Citizen's comments will be limited to 3 minutes. Comments about any of the Council agenda items are appreciated by the Council and may be taken into consideration at this time or during that agenda item. Please complete a Public Input form if you desire to address the City Council. All remarks and questions addressed to the Council shall be addressed to the Council as a whole and not to any individual member thereof. Section 30.041B Code of Ordinance of the City of Corinth.

Kurt Hyde of 2701 Yellowstone Park Lane, Corinth, Texas stated he is against Item 10, the requirement to wear face masks. He requested the Council not take away his Constitutional right.

Margaret Promisco of 2501 Meadowview Drive, Corinth, Texas spoke against Item 10 stating she should have the right to choose.

BUSINESS AGENDA:

9. Consider and act on a Contract with Tanko Street Lighting, Inc., to explore the potential for streetlight infrastructure acquisition.

City Manager Hart outlined the details of the contract with Tanko Street Lighting, Inc.

MOTION made by Mayor Pro Tem Burke to approve the contract with Tanko Street Lighting, Inc., and seconded Council Member Pickens.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

10. Consider and take action on an Ordinance amending Ordinance No. 20-05-07- XX adopting the City Council of the City of Corinth Texas Declaration of Local Disaster for Public Health Emergency and Order for Preparedness and Mitigation of COVID-19 in order to implement Mask and Related Requirements to combat the spread of COVID-19; and providing an effective date.

City Manager Hart delivered the COVID-19 presentation to the Council and also noted Governor Abbott issued an executive order today, mandating the wearing of masks. The presentation included CDC recommendations and resident survey results. Mr. Hart stated by adopting the ordinance, it would allow the city to assist the businesses to obtain the signs for their business.

City Attorney Adams clarified the reason for Corinth adopting the ordinance is to fill the gap of the governor's order. GA-29 allows for cities to impose a penalty for businesses or individuals.



Should the city exercise the requirement that businesses must require customers wear masks?

Centers for Disease Control Recommendations for healthy individuals

- Practicing hand hygiene and respiratory etiquette regularly
- Maintaining physical distance when around others
- Utilizing masks or face coverings when around others
- Staying home if you are sick or have recently had close contact to a person with COVID-19



Centers for Disease Control *Effectiveness of Cloth Face Coverings*



- Cloth face coverings are recommended as a simple barrier to help prevent respiratory droplets from traveling into the air and onto other people when the person wearing the cloth face covering coughs, sneezes, talks, or raises their voice. This is called source control.
- This recommendation is based on what CDC knows about the role respiratory droplets play in the spread of the virus that causes COVID-19, paired with emerging evidence from clinical and laboratory studies that shows cloth face coverings reduce the spray of droplets when worn over the nose and mouth.
- COVID-19 spreads mainly among people who are in close contact with one another (within about 6 feet), so the use of cloth face coverings is particularly important in settings where people are close to each other or where social distancing is difficult to maintain.

Source: [cdc.gov-cloth-face-cover-guidance](https://www.cdc.gov/cloth-face-cover-guidance)

Who Should Wear a Cloth Face Covering?

- CDC recommends all people 2 years of age and older wear a cloth face covering in public settings when around people outside of their household
- COVID-19 can be spread by people who do not have symptoms and do not know that they are infected. That's why it's important for everyone to wear cloth face coverings in public settings and practice social distancing (staying at least 6 feet away from other people)
- While cloth face coverings are strongly encouraged to reduce the spread of COVID-19, CDC recognizes there are specific instances when wearing a cloth face covering may not be feasible.

Source: [cdc.gov - cloth-face-cover-guidance](https://www.cdc.gov/cloth-face-cover-guidance)

Feasibility and Adaptions

CDC recognizes that wearing cloth face coverings may not be possible in every situation or for some people. In some situations, wearing a cloth face covering may exacerbate a physical or mental health condition, lead to a medical emergency, or introduce significant safety concerns. Adaptations and alternatives should be considered whenever possible to increase the feasibility of wearing a cloth face covering or to reduce the risk of COVID-19 spreading if it is not possible to wear one.

- Individuals who are deaf or hard of hearing – or those who care for or interact with a person who is hearing impaired.
- Individuals with developmental disabilities, sensory integration concerns or tactile sensitivities, certain mental health conditions, or limited cognitive ability may have a negative reaction to wearing a cloth face covering.
- Younger children (e.g., preschool or early elementary aged) may be unable to wear a cloth face covering properly, particularly for an extended period of time. Wearing of cloth face coverings may be prioritized at times when it is difficult to maintain a distance of 6 feet from others.
- Individuals should not wear cloth face coverings while engaged in activities that may cause the cloth face covering to become wet, like when swimming or at the beach.
- Individuals who are engaged in high intensity activities, like running, may not be able to wear a cloth face covering if it causes difficulty breathing.
- Individuals who work in a setting where cloth face coverings may increase the risk of heat related illness or cause safety concerns due to introduction of a hazard (for instance, straps getting caught in machinery)

Source: [cdc.gov - cloth-face-cover-guidance](https://www.cdc.gov/cloth-face-cover-guidance)

Safety Measures Survey

Published June 28 – July 1

714 Responses

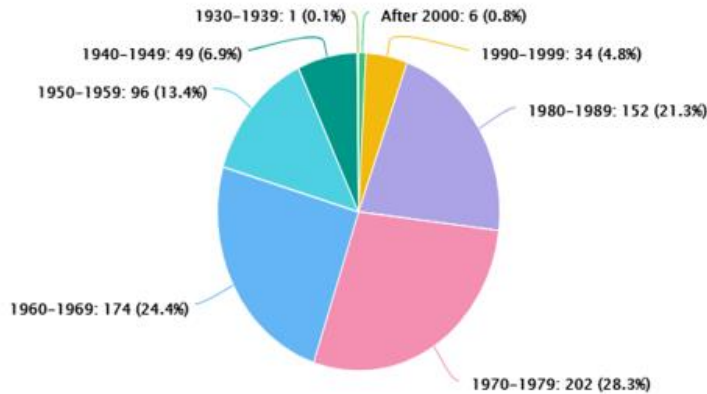
Survey Participants

Which of the following best describes you?



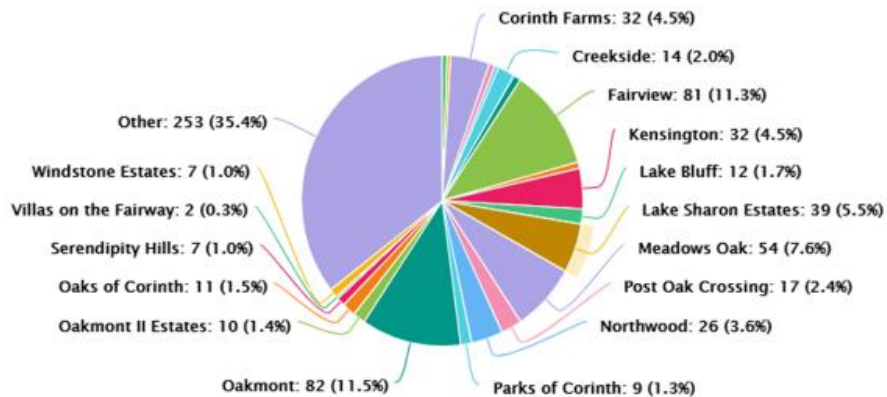
Survey Participants

In which decade where you born?

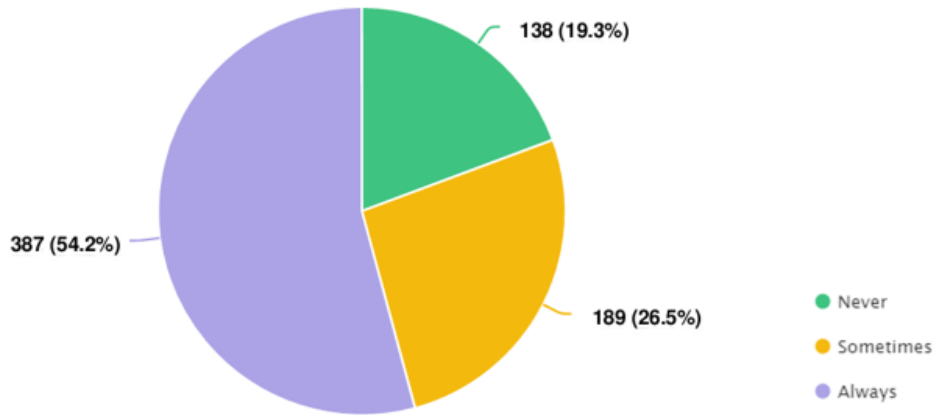


Survey Participants

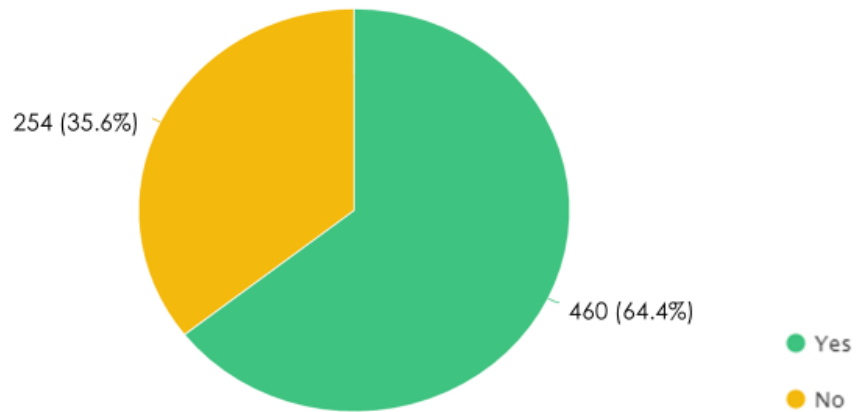
Where do you live?



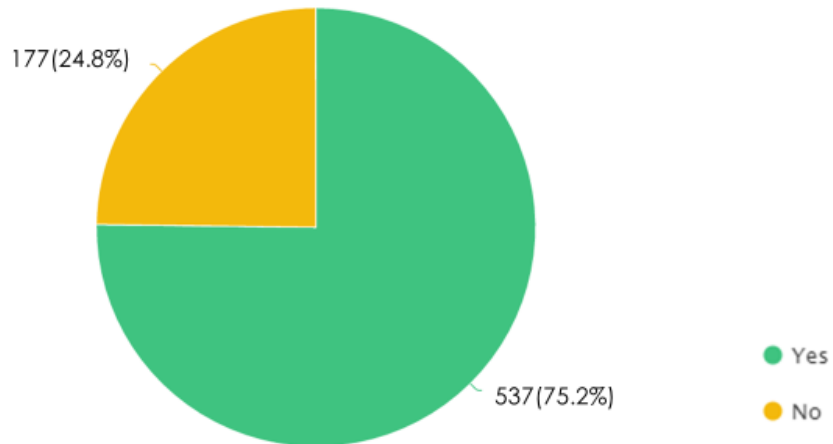
Do you currently wear a mask when going out in public?



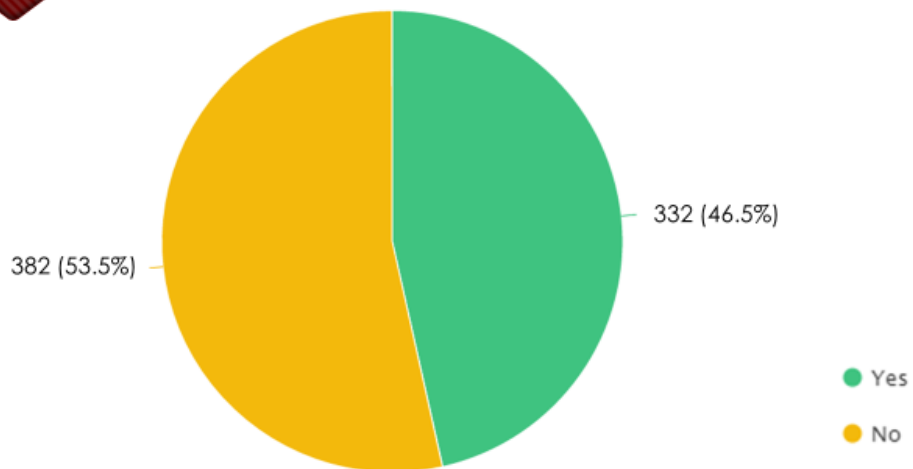
Should the City institute a mask requirement for all customers in businesses in the City of Corinth until COVID-19 statistics indicate the near end of the pandemic locally?



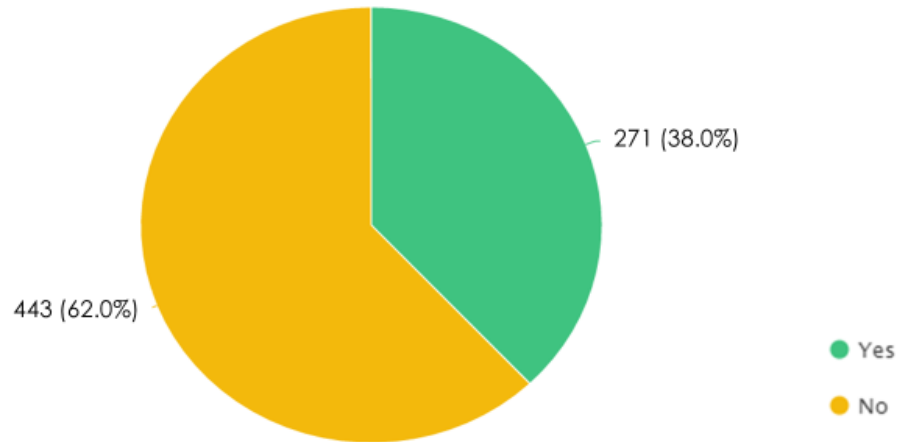
Should the City institute social distancing requirement for all customers in businesses in the City of Corinth until COVID-19 statistics indicate the near end of the pandemic locally?



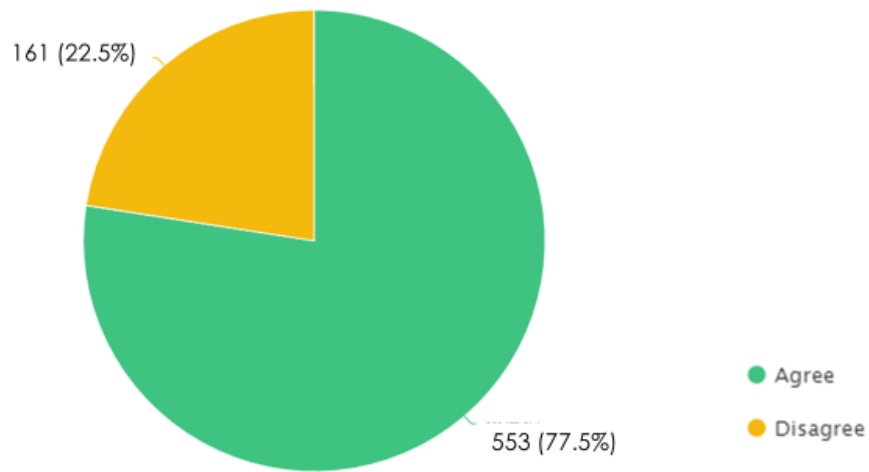
Are you comfortable using the playgrounds with your children?



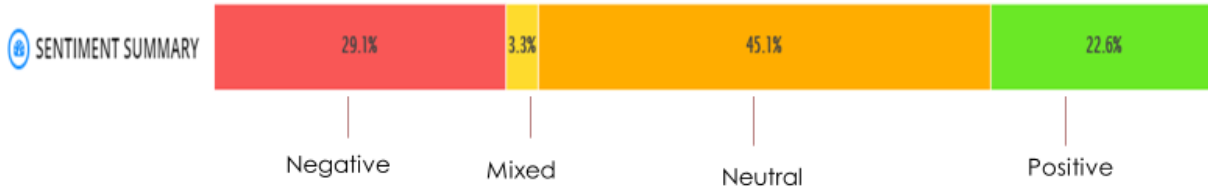
Is it okay to gather in groups as spectators at ballgames?



Staying at home, minimizing your social contact with others, and keeping at least 6 feet away from others are essential steps in order to slow the spread of the virus in our community?



Comments – Received 385 Reponses



Comments For

As a small business owner that brings tax dollars into the city of Corinth I will do what ever is needed for the community, EXCEPT closing my business. I can not close down again. I need to feed my family. If necessary to keep my business open I will wear a mask and have my customers do so. I am a believer in herd immunity and feel that requiring people to stay home will only slow down the virus and keep this going for months with no end in sight. Immunity needs to be built! Elderly and high risk should be able to understand their need to stay home and take more precautions. Those of us who are not near elderly or have high risks should not have to submit to stay at home requirements.

Covid -25 Texas - 0. Texas is loosing this! Please be proactive and require masks.

Please be proactive instead of reactive. People will be mad, but we have seen over and over again what this virus does to our communities. We do not even have a local hospital, we must rely on our neighboring cities. Some of which are already becoming full.

Wear a mask we can beat this

The individuals that yell I will not wear a mask you will not take away my rights, have only concerns for themselves and no concern for individuals around them who may be compromised and able to contract the disease more easily. I think masks are easy and smart and accessible and a great way to slow the spread of the virus.

I own a suite rental salon here in Corinth. I would much rather have to enforce masks than have to shut my salon down again. I can only ask my tenants to wear masks in the main areas of the salon. If it were enforced by the city there wouldn't be any push back on this issue. Shutting my business down will be more harmful than wearing my mask. As a stylist I alone come into contact with 100+ people a month so wearing a mask and having my clients wear masks is what is best given the Covid situation.

The city should follow CDC recommendations. This should not be a political issue, and science should be given deference.

I would hate to see my misinformed friends and neighbors die just because they didn't want to wear a mask in public for a few months. Making it a requirement protects everyone.

This is a tough situation without a clear cut "correct" answer. Individuals have strong feelings on both sides of the debate. I believe that in this type of situation, it is best to err on the side of caution and putting others before self. Allowing businesses and community to continue running (with some health related requirements) allows the economy to continue and lives to be lived as normal as possible while still looking out for the overall health of our community. You are in a tough spot, making tough decisions, and I hope that you make a decision that serves the interests of all.

We all need to do our part to keep our community safe. If this includes wearing a mask and not gathering in large groups so our local hospitals are not overloaded, then we need to put aside our personal preferences for the overall good.

I wear a seat belt, I wear shirt and shoes when at a restaurant. Wearing a mask is not any more of a loss of independence. So little to ask to protect my family and others. It's all part of public safety, not a loss of freedom.

Support opening up economy at same time enforcing pandemic safeguards. Can't depend on people following voluntary rules. They need to be enforced.

I definitely wish everyone would wear masks and social distance in public and would like to see the rules reflect this. However, I'm not clear on how this would be enforced.

Please be responsible & mandate the wearing of face masks.

I know that Corinth is mostly conservative but please require masks. I think we should listen to the CDC and WHO.

It may be unpopular but the city needs to protect its citizens from themselves.

Businesses that require masks are the ones that will get my business. Not wearing masks is irresponsible.

I hope the City leaders will treat this as a solely a critical health issue and institute a mask policy for businesses. The folks that work to serve us in our business community deserve to be protected. I answered "yes" to the ballgame question. However, if social distancing rules are not required or observed, my answer would be "no".

I was trained in the Military for this sort of thing, and I observe that people do not take this seriously at all. Politics should play no part in this, for this is a public safety issue.

Put science over feelings. Wear the mask!

It is time for government leaders to step up and put requirements in place to end this pandemic. We have seatbelt laws to protect us in crashes. We have speed limit laws for the same reason. Signs on restaurants say "No shirt, no shoes no service". Why not add "No face masks" no service. There are many laws that have been passed to help protect "all lives". Adding a law to protect against COVID-19 until it has been eradicated should be among them.

Restaurant employees MUST wear masks AND gloves

Stop being selfish, do it for others and yourself. Has nothing to do with freedom or rights.

This is about protecting each other. Asking our neighbors to wear a mask isn't "living in fear," it's just the least we can do to keep each other safe. The more proactive we are now, the less hardships we will suffer later. "Love one another as I have loved you."

Add the mask mandate. It is a minor inconvenience that helps keeps people from getting sick. Numbers are climbing fast so not wait until it's too late! It is essential to beat this and get back to normal and as our local government I would hope you would take the necessary steps to help keep your citizens

For the safety of others, people should wear mask

I think the City should institute a requirement to wear masks in public gatherings. While some people say government shouldn't mandate things that affect personal liberty's the greater good applies here. Once someone is in public not wearing a mask affects us all.

Comments Against

People need to be allowed to decide what they are comfortable with. Killing business through unproven methods of prevention is criminal.

Nobody has proven that wearing masks actually works. Half the people don't wear them properly. People are socially distancing without having to be told. If people want to stay home they should but the rest of us shouldn't be forced to. The kids need to be able to play outside. It was the riots and protests that have caused the spike. Our hospitals can handle this surge. Don't take away our freedoms safe!

Since this whole thing started, we as a family have taken the precautions we feel are best for us. We don't need the city leaders to nanny us by mandating we do things like stay home or wear a mask every where you go. Many many experts have said that masks are only necessary when a well person is in close/confined contact with a sick person. The idea that we should all be wearing masks in order to protect all of those around us... well, I do not hold others responsible for my health and do not expect to be held responsible for the health of others. Isolate and help those who are immune suppressed, while keeping the economy going and allowing the healthy to move about life as normal as possible.

I am strongly supportive of wearing masks and will no longer patronize businesses that do not require them. If Corinth does not have a mask policy, I will simply drive a few miles down the street, to Denton, to buy anything that we need. It's vitally important that everyone look out for the welfare of others. This is not about politics. It's about health and looking out for our neighbors.

Covid isn't going to magically disappear. We shouldn't all be living in fear. Covid death stats are low and this has all been blown out of proportion.

We will not shop in Corinth if the city requires masks.

I believe strongly in the freedom to choose. Businesses can choose whether or not to require masks and individuals can choose whether or not and where/where not to wear masks.

The city should be taking leadership in establishing policies based upon the best possible medical advice, not internet surveys

Mask requirements will only cause me to take my business and money to other cities that do not impose draconian rules and ordinances.

If everyone wears a mask every time we are at a store of business, then it protects our neighbors. Please make it mandatory.

Wearing a mask in public is the very least anyone can do to help stop the spread of the virus. If my daughter can wear one during the birth of her child or my nephew can wear one for a 12 hour hospital shift then I can wear one for a couple of hours to buy groceries

The balance between safety and liberty is tough here. If there was an effective incentive to motivate without having to penalize that would be preferable. Also, I'm generally always in favor of people keeping a healthy distance.

We have a special needs child and need our community's help to lessen the risk of our child getting Covid-19. The more safety measures we as a community do now, the quicker we can get back to normal life and less impact it will have on our local businesses long term. We can help take care of our neighbors by simply wearing a mask and staying 6 feet away.

Communities that have passed a Mask Requirement Ordinance

COUNTIES

- Bexar
- Brazos
- Bryan
- Cameron
- Chambers
- Dallas
- El Paso
- Fort Bend
- Harris
- Hays
- Hidalgo
- Jefferson
- Tarrant
- Travis

CITIES

- Austin
- Bryan
- Cedar Park
- Clute
- College Station
- Denton
- Dickinson
- Fredericksburg
- Freeport
- Galveston
- Georgetown
- Hutto
- Katy
- Lake Jackson
- Leander
- Manvel
- Marble Falls
- McKinney
- Missouri City
- Pearland
- Round Rock
- Sugar Land
- Taylor
- Waco

Summary

○ Political Environment

-Governor Abbott issued an Executive Order on Thursday, July 2 requiring all Texans to wear face coverings in counties with 20 or more positive COVID cases.


○ Effectiveness of masks

○ Similar issues from past

-Seat belts

-No smoking Ordinance

○ Enforcement



Questions?

MOTION made by Council Member Pickens to amend the ordinance adopting the City of Corinth, Texas, Third Declaration of Local Disaster for Public Health Emergency by amending Section 2, Health and Safety Policy – Commercial Entities, Section 3, Face Coverings – General Public, Section 4, Face Coverings – Do not need to be worn in the following circumstances and Section 9, Penalty to incorporate Governor Abbott’s Executive Order 29 and to the extent of a conflict between this ordinance and GA-29, the provisions of GA-29 will supersede the ordinance. The motion was seconded by Council Member Garber.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

COUNCIL COMMENTS & FUTURE AGENDA ITEMS

The purpose of this section is to allow each Council Member the opportunity to provide general updates and/or comments to fellow Council Members, the public, and/or staff on any issues or future events. Also, in accordance with Section 30.085 of the Code of Ordinances, at this time, any Council Member may direct that an item be added as a business item to any future agenda.

Mayor Heidemann thanked the Council and staff for their effort on the fire contract this evening.

Closed session convened at 8:05 p.m.

CLOSED SESSION

The City Council will convene in closed session to consider any matters regarding matters pursuant to Chapter 551 of the Texas Government Code.

Section 551.071. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.

- a. **Linda Creagh v. Enterprise Fleet Management, Inc., Michael Landers and City of Corinth to Cause No. 19-1864-431 (Denton County)**
- b. **Police procedures and potential claim**

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

- a. **Right-of-way consisting of .198 acres located at 6801 S I-35E and 3404 Dobbs Road along Dobbs Road within the H. Garrison Survey, Abstract No. 507, within the City of Corinth, Denton County, Texas**
- b. **Right-of-way consisting of 1.56 acres located at 6881 South I-35E and along Dobbs Road within the H. Garrison Survey, Abstract No. 507, within the City of Corinth, Denton County, Texas**
- c. **3.792 acres, Tract 13H, out of the J.P. Walton Survey, Abstract 1389, within the City of Corinth, Denton County, Texas**

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

a. Project Agora

After discussion of any matters in closed session, any final action or vote taken will be in public by the City Council. City Council shall have the right at any time to seek legal advice in Closed Session from its Attorney on any agenda item, whether posted for Closed Session or not.

Reconvene into Regular Session at 8:32 p.m.

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS.

MOTION made by Mayor Pro Tem Burke to approve the settlement as proposed in closed session with Linda Creagh and would like to convey to her, our regrets for the accident. The motion was seconded by Council Member Henderson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

ADJOURN:

Mayor Heidemann adjourned the Regular meeting at 8:34 p.m.

AYES: All

Meeting adjourned.

Approved by Council on the _____ day of _____ 2020.

Lana Wylie, Interim City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: General Election
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
Finance Review: N/A
City Manager Review: **Approval:** Bob Hart, City Manager
Strategic Goals: Citizens Engagement & Proactive
Government
Regional Cooperation

Legal Review: N/A

AGENDA ITEM

Consider and act on Resolution No. 20-08-06-16 of the City Council of the City of Corinth, Texas Amending Resolution No. 20-02-06-07 and Resolution No. 20-04-02-11 calling for a General Election to be held on Tuesday, November 3, 2020, for the purpose of electing one Council Member for Place 1, Place 3 and Place 4 to serve as members of the Corinth City Council for terms of two (2) years each in order to incorporate changes to election date, polling location and dates, including early voting dates and hours for the general election; providing for related matters and providing an effective date.

AGENDA ITEM SUMMARY/BACKGROUND

The General Election for the City Council Members is set forth by the Home Rule Charter and by the Texas Election Code and is required to be held on May 2, 2020. However, due to Covid19 the election was postponed until November 3, 2020, at which time the voters will elect persons to fill the City Council Places 1, 3 and 4.

The Texas Election Code authorizes the governing bodies of political subdivisions to hold joint elections and this Resolution orders a joint election and establishes and sets forth procedures for conducting the election.

RECOMMENDATION

Staff recommends approving the Resolution No. 20-08-06-16 calling a General Election for the purpose of electing City Council Place 1, Place 3 and Place 4 to the City of Corinth City Council.

Attachments

General Election Resolution

**CITY OF CORINTH, TEXAS
RESOLUTION NO. 20-08-06-16**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, AMENDING RESOLUTION NO. 20-02-06-07 CALLING FOR A GENERAL ELECTION ON MAY 2, 2020, AS POSTPONED TO NOVEMBER 3, 2020 PURSUANT TO RESOLUTION NO. 20-04-02-11, TO INCORPORATE CHANGES TO THE ELECTION DATE AND POLLING LOCATION AND DATES, INCLUDING EARLY VOTING DATES AND HOURS; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR AMENDMENTS TO RESOLUTION NO. 20-02-06-07; DIRECTING THE CITY SECRETARY TO PROVIDE AN AMENDED NOTICE OF ELECTION TO DENTON COUNTY FOR POSTING ON THE COUNTY'S WEBSITE IN ACCORDANCE WITH THE TEXAS ELECTION CODE; PROVIDING FOR A CUMULATIVE CLAUSE; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council ordered a general election via Resolution No. 20-02-06-07 for May 2, 2020 for the purpose of electing a Council member for Place 1, a Council member for Place 3, and a Council Member for Place 4, for two (2) year terms each to serve as members of the Corinth City Council but, due to the Governor's Proclamation on March 18, 2020 due to the COVID-19 Pandemic, Texas municipalities were permitted to postpone their May 2020 elections until November 2020; and

WHEREAS, the Texas Election Code (hereinafter the "Code") establishes the first Tuesday of November as a Uniform Election Date for the purposes of conducting a General Election; and

WHEREAS, the City Council exercised its authority to postpone its May 2, 2020 General Election to November 3, 2020 by adopting Resolution No.20-04-02-11 which complied with all requirements of Election Advisory 2020-12; and

WHEREAS, in order to hold the election on November 3, 2020, the Council is required to adopt an amending ordinance or resolution to address any changes to the date of the election, location of the main early voting location, early voting dates and hours, including weekend early voting, the identity of the early voting clerk and the clerk's contact information or changes to branch early voting locations; and

WHEREAS, the City Council now desires to amend Resolution No. 20-02-06-07 to amend the voting dates, times, and locations, including early voting, for the General Election and to direct the City Secretary to provide a revised notice of election to Denton County and to comply with all other requirements for the holding of the City's election on November 3, 2020.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS:

SECTION 1
INCORPORATION OF PREMISES

All of the above premises are true and correct and are hereby incorporated in the body of this Resolution as if fully set forth herein.

SECTION 2
AMENDMENTS TO RESOLUTION NO. 20-02-06-07

2.01. Section 2 of Resolution No. 20-02-06-07 is hereby amended to be read in its entirety as follows:

Section 2. Joint General Election Called; Location, Date, and Time of Election. A Joint General Election (the "Election") is hereby ordered and called to elect one (1) Council member to Place No. 1, and one (1) Council member to Place No. 3, and one (1) Council member to Place No. 4, each to serve two (2) year terms on the City Council of the City of Corinth. The Election shall be held at the Corinth City Hall, 3300 Corinth Parkway, Corinth, Texas 76208, on the 3rd day of November 2020, from 7:00 a.m. until 7:00 p.m.

2.02. Section 4 of Resolution No. 20-02-06-07 is hereby amended to be read in its entirety as follows:

Section 4. Dates and Hours of Early Voting; Main Early Voting Location. The Election Administrator, Frank Phillips, shall serve as the Early Voting Clerk. Deputy early voting judges/clerks will be appointed as needed to process early voting mail and to conduct early voting. Further, the Elections Administrator and/or the Early Voting Clerk are hereby authorized to appoint the members of the Early Voting Ballot Board and the presiding judge and alternate judge in accordance with the requirements of the Election Code.

The main early voting place is located at 701 Kimberly Drive, Denton, Texas 76208 and voting shall occur as provided herein. Early Voting at Corinth City Hall, 3300 Corinth Parkway, Corinth, Texas 76208 shall occur on the same dates and times listed herein. Early voting shall be conducted by the Early Voting Clerk, at the main early voting polling location listed above.

Early Voting Dates and Hours:

Monday-Saturday	October 13-October 17, 2020	7:00 a.m. to 7:00 p.m.
Sunday	October 18, 2020	11:00 a.m. to 4:00 p.m.
Monday-Saturday	October 19-October 24, 2020	7:00 a.m. to 7:00 p.m.
Sunday	October 25, 2020	11:00 a.m. to 4:00 p.m.
Monday-Friday	October 26-October 30, 2020	7:00 a.m. to 7:00 p.m.

Early voting by mail shall be conducted in conformance with the requirements of the Election Code. Ballot applications and ballots voted by mail shall be sent to: Early Voting Clerk, 701 Kimberly Drive, Denton, Texas 76208 (the official mailing address of the Early Voting Clerk). The voting precincts for the Election shall be designated by their respective county precinct numbers.

Early voting by personal appearance shall be conducted at the times on the dates and at the locations designated herein in accordance with this section.

Early voting location and times may be changed, or additional early voting locations may be added by the Denton County Elections Administrator without further action of the City Council or amendment to this Resolution, as is necessary for the proper conduct of the Election.

SECTION 3
REVISED NOTICE OF ELECTION

The City Secretary is directed to prepare and provide a revised notice of election reflecting the changes adopted in this Resolution to Denton County for posting on the County’s website at least sixty (60) days prior to the date of election pursuant to Texas Election Code Section 4.008.

SECTION 4
CUMULATIVE CLAUSE

This Resolution shall be cumulative of all provisions of Resolutions of the City of Corinth, Texas, except where the provisions of this Resolution are in direct conflict with the provisions of such resolutions, in which event the conflicting provisions of such resolutions are hereby repealed.

SECTION 5
SEVERABILITY CLAUSE

It is hereby declared to be the intent of the City Council of the City of Corinth that the phrases, clauses, sentences, paragraphs, and sections of this Resolution are severable, and if any phrase, clause, sentence, paragraph, or section of this Resolution shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining

phrases, clauses, sentences, paragraphs, or sections of this Resolution, since the same would have been enacted by the City Council without incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 6
EFFECTIVE DATE

This Resolution shall become effective from and after its date of passage and publication in accordance with law.

AND IT IS SO RESOLVED, PASSED AND APPROVED by the City Council of the City of Corinth, Texas this _____ day of August 2020.

BILL HEIDEMANN
MAYOR

ATTEST:

LANA WYLIE
INTERIM CITY SECRETARY

APPROVED AS TO FORM:

PATRICIA A. ADAMS
CITY ATTORNEY

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: Fire Control, Prevention, and Emergency Medical Services District Special Election
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
Finance Review: N/A **Legal Review:** Yes
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive
Government
Organizational Development

AGENDA ITEM

Consider and act on Ordinance No. 20-08-06-24 of the City Council of the City of Corinth, Texas Amending Ordinance No. 20-02-13-05 and Ordinance NO. 20-04-02-07 and an order of the Temporary Board of Directors of the proposed City of Corinth Fire Control, Prevention, and Emergency Medical Services District (the “District”), to incorporate changes to election date, polling location and dates, including early voting dates and hours for the special election called for the purpose of presenting a ballot proposition approving the District and adopting a sales and use tax for the District at a rate of one-fourth of one percent dedicated to fire control, prevention and emergency medical services and a proposition authorizing the City Council to be appointed as the Permanent Board of Directors of the District upon approval at election; providing for related matters and providing an effective date.

AGENDA ITEM SUMMARY/BACKGROUND

The proposed ordinance amends Ordinance No. 20-02-13-05 ordering the special election in November and incorporates the changes to voting dates and times.

RECOMMENDATION

Staff recommends approval of the proposed ordinance.

Attachments

Fire Control, Prevention, EMS Ordinance

**CITY OF CORINTH, TEXAS
ORDINANCE NO. 20-08-06-24**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, AND THE TEMPORARY BOARD OF DIRECTORS OF THE PROPOSED CITY OF CORINTH FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT, (“TEMPORARY BOARD”), AMENDING ORDINANCE NO. 20-02-13-05 CALLING FOR A SPECIAL ELECTION ON MAY 2, 2020, AS POSTPONED TO NOVEMBER 3, 2020 PURSUANT TO ORDINANCE NO. 20-04-02-07, TO INCORPORATE CHANGES TO THE ELECTION DATE AND POLLING LOCATION AND DATES, INCLUDING EARLY VOTING DATES AND HOURS; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR AMENDMENTS TO ORDINANCE NO. 20-02-13-05; DIRECTING THE CITY SECRETARY TO PROVIDE AN AMENDED NOTICE OF ELECTION TO DENTON COUNTY FOR POSTING ON THE COUNTY’S WEBSITE IN ACCORDANCE WITH THE TEXAS ELECTION CODE; PROVIDING FOR A CUMULATIVE CLAUSE; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council and the Temporary Board of Directors of the Fire Control, Prevention and Emergency Medical Services District ordered a special election via Ordinance No. 20-02-13-05 for May 2, 2020 for the purpose of submitting to the qualified voters of the City of Corinth Fire Control, Prevention, and Emergency Medical Services District, comprising the City of Corinth, Texas, a ballot proposition that serves as a confirmation election order for the City of Corinth Fire Control, Prevention, and Emergency Medical Services District, and adopts a sales and use tax for the District at a rate of one-fourth of one percent dedicated to fire control, prevention, and emergency medical services programs, and a ballot proposition to designate that the City Council of the City of Corinth may, by Ordinance, be appointed to serve as the permanent board of directors of the District, but, due to the Governor’s Proclamation on March 18, 2020 due to the COVID-19 Pandemic, Texas municipalities were permitted to postpone their May 2020 elections until November 2020; and

WHEREAS, the Texas Election Code (hereinafter the "Code") establishes the first Tuesday of November as a Uniform Election Date for the purposes of conducting a Special Election; and

WHEREAS, the City Council and the Temporary Board exercised their authority to postpone the May 2, 2020 Special Election to November 3, 2020 by adopting Ordinance No. 20-04-02-07 which complied with all requirements of Election Advisory 2020-12; and

WHEREAS, in order to hold the election on November 3, 2020, the Council and the Temporary Board are required to adopt an amending ordinance to address any

changes to the date of the election, location of the main early voting location, early voting dates and hours, including weekend early voting, the identity of the early voting clerk and the clerk's contact information or changes to branch early voting locations; and

WHEREAS, the City Council and Temporary Board now desire to amend Ordinance No. 20-02-13-05 to amend the voting dates, times, and locations, including early voting, for the Special Election and to direct the City Secretary to provide a revised notice of election to Denton County and to comply with all other requirements for the holding of the City's election on November 3, 2020.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, AND THE TEMPORARY BOARD OF DIRECTORS OF THE PROPOSED CITY OF CORINTH FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT, THE FOLLOWING:

SECTION 1
INCORPORATION OF PREMISES

All of the above premises are true and correct and are hereby incorporated in the body of this Ordinance as if fully set forth herein.

SECTION 2
AMENDMENTS TO ORDINANCE NO. 20-02-13-05

2.01. Section 2 of Ordinance No. 20-02-13-05 is hereby amended to be read in its entirety as follows:

Section 2. Special Election Called; Location, Date, and Time of Election. That a special election in the proposed City of Corinth Fire Control, Prevention, and Emergency Medical Services District, comprising the City of Corinth, Texas, as prescribed by Chapter 344 of the Texas Local Government Code and Chapter 321 of the Texas Tax Code, shall be held at the Corinth City Hall, 3300 Corinth Parkway, Corinth, Texas 76208, between the hours of seven o'clock a.m. and seven o'clock p.m. on November 3, 2020.

2.02. Section 7 of Ordinance No. 20-02-13-05 is hereby amended to be read in its entirety as follows:

Section 7. Main Early Voting Date, Location, and Hours. The Election Administrator, Frank Phillips, shall serve as the Early Voting Clerk. Deputy early voting judges/clerks will be appointed as needed to process early voting mail and to conduct early voting. Further, the Elections Administrator and/or the Early Voting Clerk are hereby authorized to appoint the members of the Early Voting Ballot Board and the

presiding judge and alternate judge in accordance with the requirements of the Election Code.

The main early voting place is located at 701 Kimberly Drive, Denton, Texas 76208 and voting shall occur as provided herein. Early Voting at Corinth City Hall, 3300 Corinth Parkway, Corinth, Texas 76208 shall occur on the same dates and times listed herein. Early voting shall be conducted by the Early Voting Clerk, at the main early voting polling location listed above.

Early voting by personal appearance shall be conducted at the times on the dates and at the locations designated herein in accordance with this section and **Exhibit A**, the Election Services Contract with Denton County, attached hereto and incorporated as if set forth fully herein.

Early Voting Dates and Hours:

Monday-Saturday	October 13-October 17, 2020	7:00 a.m. to 7:00 p.m.
Sunday	October 18, 2020	11:00 a.m. to 4:00 p.m.
Monday-Saturday	October 19-October 24, 2020	7:00 a.m. to 7:00 p.m.
Sunday	October 25, 2020	11:00 a.m. to 4:00 p.m.
Monday-Friday	October 26-October 30, 2020	7:00 a.m. to 7:00 p.m.

Early voting by mail shall be conducted in conformance with the requirements of the Election Code. Ballot applications and ballots voted by mail shall be sent to: Early Voting Clerk, 701 Kimberly Drive, Suite A101, Denton, Texas 76208 (the official mailing address of the Early Voting Clerk). The voting precincts for the Election shall be designated by their respective county precinct numbers.

Early voting location and times may be changed or additional early voting locations may be added by the Denton County Elections Administrator without further action of the City Council or amendment to this Ordinance, as is necessary for the proper conduct of the Election.

SECTION 3
REVISED NOTICE OF ELECTION

The City Secretary is directed to prepare and provide a revised notice of election reflecting the changes adopted in this Ordinance to Denton County for posting on the County's website at least sixty (60) days prior to the date of election pursuant to Texas Election Code Section 4.008.

SECTION 4
CUMULATIVE CLAUSE

This Ordinance shall be cumulative of all provisions of Ordinances of the City of Corinth, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the conflicting provisions of such Ordinances are hereby repealed.

SECTION 5
SEVERABILITY CLAUSE

It is hereby declared to be the intent of the City Council of the City of Corinth that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the City Council without incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 6
EFFECTIVE DATE

This Ordinance shall become effective from and after its date of passage and publication in accordance with law.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, ON THE ___ DAY OF AUGUST 2020, AND BY THE TEMPORARY BOARD OF DIRECTORS OF THE CITY OF CORINTH FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT ON THIS THE ___ DAY OF AUGUST 2020.

CITY OF CORINTH

Bill Heidemann, Mayor

**TEMPORARY BOARD OF DIRECTORS OF THE
PROPOSED CITY OF CORINTH FIRE
CONTROL, PREVENTION, AND EMERGENCY
MEDICAL SERVICES DISTRICT**

By:

ATTEST:

Lana Wylie, Interim City Secretary

APPROVED AS TO FORM:

Patricia Adams, City Attorney

City Council Regular and Workshop Session

Meeting Date: 08/06/2020
Title: Ordinance Repealing Short Term Motor Vehicle Rental Tax
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
Finance Review: N/A **Legal Review:** Yes
City Manager Review:
Strategic Goals: Citizen Engagement & Proactive
Government
Regional Cooperation

AGENDA ITEM

Consider and act on Ordinance No. 20-08-06-25 of the City Council of the City of Corinth, Texas Repealing Ordinance No. 20-02-13-04 and Ordinance No. 20-04-02-09 calling a special election for the City on Saturday, May 2, 2020, and postponing the special election to Tuesday, November 3, 2020, in order to cancel the election to submit a ballot proposition implementing Resolution No. 20-02-06-08, designating a multipurpose amphitheater and related infrastructure as a sports and community venue project and adopting a new short term motor vehicle rental tax at a maximum rate of 5%; providing for the cancellation of the special election and providing an effective date

AGENDA ITEM SUMMARY/BACKGROUND

The ordinance has been prepared to cancel the short term vehicle rental tax at the November election. Staff will prepare an ordinance for council consideration in early 2021 in order to consider calling such an election for May 2021. This is consistent with council direction from the June workshop.

RECOMMENDATION

Staff recommends approval of ordinance.

Attachments

Ordinance canceling Short Term Motor Vehicle Rental Tax

ORDINANCE NO. 20-08-06-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, REPEALING ORDINANCE NO. 20-02-13-04 ORDERING AND CALLING A SPECIAL ELECTION FOR THE CITY OF CORINTH, TEXAS TO BE HELD ON SATURDAY, MAY 2, 2020 AND ORDINANCE NO. 20-04-02-09 POSTPONING SUCH SPECIAL ELECTION TO TUESDAY, NOVEMBER 3, 2020 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY, A BALLOT PROPOSITION ON THE QUESTION OF APPROVING AND IMPLEMENTING RESOLUTION NO. 20-02-06-08, DESIGNATING A MULTIPURPOSE AMPHITHEATER AND RELATED INFRASTRUCTURE AS A SPORTS AND COMMUNITY VENUE PROJECT, (“AMPHITHEATER VENUE PROJECT”), AND ADOPTING A NEW TAX, A SHORT TERM MOTOR VEHICLE RENTAL TAX AT A MAXIMUM RATE OF FIVE PERCENT (5%), TO FUND THE AMPHITHEATER VENUE PROJECT; PROVIDING FOR THE INCORPORATION OF PREMISES; REPEALING ORDINANCE NO. 20-02-13-04 AND ORDINANCE NO 20-04-02-09 AND CANCELING THE SPECIAL ELECTION; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on or about February 13, 2020, the City adopted Ordinance No. 20-02-13-04, which, in part, ordered a joint special election for the purpose of submitting to the qualified voters of the City, a ballot proposition on the question of approving and implementing Resolution No. 20-02-06-08, designating the Amphitheater Venue Project as a sports and community venue project, and adopting a new tax, a short term motor vehicle rental tax at a maximum rate of five percent (5%), to fund the Amphitheater Venue Project, for Saturday, May 2, 2020; and

WHEREAS, on or about March 13, 2020, the Governor of the State of Texas certified that the novel coronavirus (COVID-19) poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014 of the Texas Government Code, declared a state of disaster in every county in the State of Texas; and

WHEREAS, on or about March 18, 2020, the Governor issued a Proclamation suspending certain sections of the Texas Election Code, among others, to allow political subdivisions of the State that would otherwise hold elections on May 2, 2020, to postpone general and special elections for 2020 only to the next uniform election date, November 3, 2020 without otherwise adjusting the election date; and

WHEREAS, it is pursuant to the authority of the Governor’s March 13, 2020, disaster declaration and the March 18, 2020 Proclamation that Ordinance No. 20-04-02-09 was adopted to postpone the joint special election from Saturday, May 2, 2020, to Tuesday, November 3, 2020; and

WHEREAS, the Council no longer desires to hold the special election pursuant to Ordinance No. 20-02-13-04 and Ordinance No. 20-04-02-09 and wishes to cancel such special election.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS:

SECTION 1
INCORPORATION OF PREMISES

All of the above findings are hereby found to be true and correct and are hereby incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2
ORDINANCES CALLING AND POSTPONING ELECTION REPEALED AND CANCELLATION OF SPECIAL ELECTION

Ordinance No. 20-02-13-04 and Ordinance No. 20-04-02-09 are hereby repealed in their entirety and the special election scheduled for Tuesday, November 3, 2020, for the purpose of submitting to the qualified voters of the City, a ballot proposition on the question of approving and implementing Resolution No. 20-02-06-08, designating the Amphitheater Venue Project as a sports and community venue project, and adopting a new tax, a short term motor vehicle rental tax at a maximum rate of five percent (5%), to fund the Amphitheater Venue Project, is hereby cancelled.

SECTION 3
POSTING

The City Secretary is directed to cause a copy of this ordinance to be posted on election day at each polling place used or that would have been used in the election.

SECTION 4
CUMULATIVE CLAUSE

This Ordinance shall be cumulative of all provisions of Ordinances of the City of Corinth, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 5
SEVERABILITY CLAUSE

It is hereby declared to be the intent of the City Council of the City of Corinth that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of

competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the City Council without incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 6
EFFECTIVE DATE

This Ordinance shall become effective from and after its passage.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
CORINTH, TEXAS, ON THIS __ DAY OF AUGUST 2020.**

CITY OF CORINTH

Bill Heidemann, Mayor

ATTEST:

Lana Wiley, Interim City Secretary

APPROVED AS TO FORM:

Patricia A. Adams, City Attorney