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**NOTICE OF A FIRE CONTROL, PREVENTION & EMS DISTRICT
BOARD OF DIRECTORS
OF THE CITY OF CORINTH
Thursday, August 6, 2020, 5:30 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, INVOCATION, PLEDGE OF ALLEGIANCE:

BUSINESS AGENDA

1. Consider and act an order of 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 ordered and called by the Temporary Board on February 13, 2020, 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.

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. Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; (2) and/or 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.

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

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

Lana Wylie, Interim City Secretary
City of Corinth, Texas

BUSINESS ITEM 1.

Fire Control, Prevention & EMS District

Meeting Date: 08/06/2020
Title: November 3, 2020 Special Election Fire District Temp Board
Submitted For: Bob Hart, City Manager
Submitted By: Lana Wylie, Administrative Assistant
Finance Review: Yes **Legal Review:** Yes
City Manager Review:
Strategic Goals: Citizens Engagement & Proactive
Government
Regional Cooperation

AGENDA ITEM

Consider and act an order of 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 ordered and called by the Temporary Board on February 13, 2020, 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 calls for a November election for the consideration of the fire district sales tax. The same ordinance will also appear on the city council agenda.

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