



*** PUBLIC NOTICE ***

**NOTICE OF A CITY COUNCIL REGULAR SESSION IMMEDIATELY FOLLOWING
A WORKSHOP SESSION
OF THE CITY OF CORINTH**

**Thursday, February 6, 2020, 5:45P.M.
CITY HALL - 3300 CORINTH PARKWAY**

CALL TO ORDER:

WORKSHOP BUSINESS AGENDA

1. Hold a discussion regarding Emergency Management Roles.
2. Receive a report and hold a discussion on Technology Services policies and procedures.
3. Hold a discussion regarding the performance goals for the City Manager for 2020-21.
4. Receive a report, hold a discussion and provide staff direction on the creation of the Fire Control, Prevention, and Emergency Medical District.
5. 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 minutes from the January 9, 2020 Workshop Session.

2. Consider and act on the minutes from January 9, 2020 Regular Session.
3. Consider approval of RG3 metering system infrastructure costs and annual software renewal expenditure.

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.

PUBLIC HEARING

4. The Corinth City Council will hold a public hearing, consider testimony, and act upon an ordinance amending the zoning classification from C-2, Commercial to PD, Planned Development with a base district of C-2, Commercial on an ±7.12 acre tract of land legally described as Block 1, Lots 6-A1, 6-B1, and 6-C1 of the Pecan Creek Subdivision, and is situated in the William Garrison Survey, Abstract 1545 within the City of Corinth, Denton County, Texas and is more commonly known as 5150 S I-35E, Corinth, TX.(Enterprise PD Zoning).
 - Staff Presentation
 - Applicant Presentation
 - Public Hearing
 - Staff Response
 - Take Action

BUSINESS AGENDA

5. Consider and act on approval of a Public Tree Care Ordinance which provides for principles, best management practices, and tree management on all publicly owned property.
6. Consider and act on a Resolution ordering a Joint General Election with Denton County to be held on May 2, 2020 to fill the offices of one Council Member for Place 1, One Council Member for Place 3 and One Council Member for Place 4; establishing procedures for that election and providing an effective date.
7. Consider and act on a Resolution of the City Council of the City of Corinth, Texas designating a multi-purpose amphitheater and related infrastructure as a venue project (the "Amphitheater Venue Project") and designating a method of financing the Amphitheater Venue Project, a new short-term motor vehicle rental tax at a rate not to exceed five (5) percent, in accordance with the provisions of Chapter 334 of the Texas Local Government Code, as amended.
8. Consider and take action on the renewal of the Street Maintenance Sales Tax.

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.

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 31st day of January, 2020 at 11:30 a.m. on the bulletin board at Corinth City Hall.

Kimberly Pence
Kimberly Pence, City Secretary
City of Corinth, Texas

WORKSHOP BUSINESS ITEM 1.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Emergency Management Roles
Submitted For: Bob Hart, City Manager **Submitted By:** Kim Pence, City Secretary
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement &
Proactive Government
Regional Cooperation
Organizational Development

AGENDA ITEM

Hold a discussion regarding Emergency Management Roles.

AGENDA ITEM SUMMARY/BACKGROUND

Will provide a general outline on the Emergency Management Roles and Council's role within the plan.

RECOMMENDATION

N/A

WORKSHOP BUSINESS ITEM 2.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: TECH POLICIES
Submitted For: Bob Hart, City Manager **Submitted By:** Lee Ann Bunselmeyer, Director
Finance Review: N/A **Legal Review:** N/A
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Organizational Development

AGENDA ITEM

Receive a report and hold a discussion on Technology Services policies and procedures.

AGENDA ITEM SUMMARY/BACKGROUND

In 2019, the Fulcum Group conducted an assessment and audit on the City's network infrastructure, IT systems, and policies and procedures based off the National Institute of Standards and Technology (NIST) SP800-30 framework. This framework provides a scoring system to help quickly prioritize and address areas of defficiency and risk in a government IT setting.

The Fulcrum Group presented a report to the City Council in November 2019 of their findings and recommendations to help mitigate any potential risk to the City's IT system. A recommendation of the study was for staff to develop policies and procedures.

Staff will provide a report on recommended policies for council consideration.

RECOMMENDATION

WORKSHOP BUSINESS ITEM 3.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Performance Goals for City Manager
Submitted For: Bob Hart, City Manager **Submitted By:** Kim Pence, City Secretary
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Land Development
Infrastructure Development
Economic Development
Citizen Engagement &
Proactive Government
Regional Cooperation
Organizational Development

AGENDA ITEM

Hold a discussion regarding the performance goals for the City Manager for 2020-21.

AGENDA ITEM SUMMARY/BACKGROUND

The performance goals for the City Manager are linked to the Strategic Plan and future budgets. Over the next 12-month period, the City Manager will establish performance goals and will provide the City Council with those performance goals in a separate cover. Upon review and consideration of the performance goals, the City Manager would like to receive direction and consensus from the City Council.

RECOMMENDATION

Recommend Council consensus on the performance goals.

WORKSHOP BUSINESS ITEM 4.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Fire District Procedures
Submitted For: Bob Hart, City Manager **Submitted By:** Lee Ann Bunselmeyer, Director
Finance Review: **Legal Review:**
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive Government
Organizational Development

AGENDA ITEM

Receive a report, hold a discussion and provide staff direction on the creation of the Fire Control, Prevention, and Emergency Medical District.

AGENDA ITEM SUMMARY/BACKGROUND

Local Government Code, Chapter 344; Chapter 3 &4 of the Election Code; and Chapter 321 of the Tax Code require specific actions be taken by the Governing Body and the Temporary Fire Control, Prevention, and Emergency Medical District prior to the call for the election to create to the district. Staff will provide an overview of the process.

RECOMMENDATION

CONSENT ITEM 1.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: January 9, 2020 Workshop Session
Submitted For: Bob Hart, City Manager
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive Government

Submitted By: Kim Pence, City Secretary

AGENDA ITEM

Consider and act on the minutes from the January 9, 2020 Workshop Session.

AGENDA ITEM SUMMARY/BACKGROUND

Attached are the minutes from the January 9, 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 January 9, 2020 Workshop Session minutes.

Attachments

Minutes

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

On this the 9th day of January 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

Members Absent:

Kelly Pickens, Council Member

Staff Members Present

Bob Hart, City Manager
Kim Pence, City Secretary
Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director
Patricia Adams, Rockefeller, & Fort
Jerry Garner, Police Chief
Michael Ross, Fire Chief
Helen-Eve Liebman, Planning and Development Director
Ben Rodriguez, Planning and Development Manager
George Marshall, City Engineer
Jason Alexander, Economic Development Corporation Director
Shea Rodgers, Technology Services Manager

CALL TO ORDER:

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

WORKSHOP BUSINESS AGENDA:

1. Hold a discussion and consider the date and time of the city council meetings.

Bob Hart, City Manager – The city charter is silent as to the requirements of the city council meetings with the only reference being found in Section 3.06:

At all meetings, three (3) Councilmembers shall constitute a quorum for the purpose of transaction of business. The Mayor shall not be counted in the determination of a quorum.

Ordinance section 30.055 establishes the regular meeting dates and times as the first and third Thursday of each month at 7:00 p. m.

A discussion item has been paced on the agenda to discuss changing the meeting days and times at the request of Councilmember Henderson. The following points are provided to assist with your discussion:

- City councils typically meet one, two or four times per month.
- City Councils commonly meet on Monday, Tuesday or Thursday evenings; however, a few meets during the workday, i.e., at 9:00 am, 1:00 pm or 3:00 pm.

Current boards meet on the following schedule:

- EDC 1st Monday
- P&Z 4th Monday
- KCB 3rd Tuesday
- Ambassadors 2nd Tuesday
- P&R as needed
- Ethics as needed

- Regional TML meetings are conducted on the 1st Thursday of each quarter
- Municipal Court meets on Tuesday (full day) and Thursday mornings.
- North Texas Commission meets on the 3rd Thursday of each quarter
- Need to be cognizant of the DCTA Board and the NCTCOG Board meeting days
- Need to be cognizant of the 30- day window for plats and subdivision approvals relative to the Planning and Zoning and Council meeting schedules.
- Mondays are complicated by Monday holidays – Presidents Day, MLK day, Memorial Day, Labor Day
- Ensure the presence of the city attorney. Our attorney, Patricia Adams, has other city meetings on the 2nd and 4th Mondays: and the 1st, 2nd and 3rd Tuesdays.

Sometimes when you lay out these, it is more complicated than it appears.

Tina Henderson, Council Member - You and I talked about changing the meeting dates but after reading the information you provided, I don't think there is a need to discuss it further.

It was the consensus of the Council to keep the meetings on Thursday evenings.

2. Hold a discussion and provide staff direction relative to the establishment of a Youth Advisory Council (YAC).

Bob Hart, City Manager – A lot of communities have a youth advisory council. This is a program where you have 9th through 12th graders involved in learning about local government but they also are typically assigned projects that they may do or investigate and may make recommendations council with regards to some of the long term planning, particularly where it relates to youth viewpoint. They have also been involved all the way from designing the interior of a roundabout to doing movies in the park or activities going on within the community. Giving advice on some programs going on such as parks and recreation; having input on park master plans. Lake Dallas started a Youth Advisory Council about a year and a half ago. It is a seven-member Council, Denton has one. They are common around the state. Texas Municipal League has a YAC summit yearly for one or two days. The National League of Cities has part of their program devoted to the youth being involved in the national programs. It seems to be a good thing. We talked internally with the staff, a staff liaison will make that work. We would have Emily Beck who does our communications and Jason Alexander would be the two staff people that would be involved and providing the

leadership. The one thing I think is a little bit complicated here is when you start recruiting people, you will recruit people out of Lake Dallas High School, Ryan High School, Guyer High School, Classical Academy and then your home schooling. We got five groups that we are drawing from. When I have been involved in these in the past, generally we are dealing with one high school in the community, so it is a lot easier. This one, I think is going to take a little bit more effort, but assuming you go forward with this we would look at kicking it off in September 2020, for the fall semester.

Mayor Heidemann - What is the age group?

Scott Garber, Council Member – 14 through 18

Bob Hart, City Manager – So you pick them up freshman, sophomore, junior senior for a one-year term. They would fill out an application. I have always treated them like every other advisory boards so they had to come in for an interview with you or a committee of you and I would think we want somewhere between seven and 11 people. We would want to try to get closer to 11 than the seven. I have seen some of them, limit them to about 7 a lot of them will go up to 11 to 15. Killeen used to have about 30. I am not sure we need that many, generally 11 is a nice sized group. The experience I have chaperoned to go to the TML Summit, and I have also taken the group to the National League of Cities when it was in Austin a few years ago. Emily was in Youth Advisory Council while she was in high school so having her experience and a positive. I will be glad to answer any questions.

Mayor Heidemann - Is this something that they get involved in learning how government functions?

Bob Hart, City Manager – It depends on how you structure it. Yes, you can do that generally, you learn a lot about state and local government. You also learn a lot about leadership so there's the emphasis there.

Mayor Heidemann - Do you need a consensus from the council to move forward?

Bob Hart, City Manager – Yes, I am going to assume everything is solid. We will be bringing back an ordinance for you. We will look to get applications sometime this spring.

Tina Henderson, Council Member - I talked to Melinda Galler, the assistant city manager of Lewisville, they have one. I talked with her at length, she offered to help us however she can. I think it would be great. Since Lake Dallas already has one and we're going to be pulling from the same schools? Would we want to do the Lake Cities YAC?

Bob Hart, City Manager – Lake Dallas has seven members, one is from Corinth. The other six are from Lake Dallas. It depends on where you would want to put the focus and it seemed to me that you're better off by doing them by the town because you're going to want some feedback about the parks or about the trails, with the development that we are talking about, I think we are going to want the youth centered on Corinth and not the Lake Cities broadly.

3. **Hold a discussion regarding cyber security training-phishing.**

Bob Hart, City Manager – We are doing a lot of education awareness for cyber security. A lot of it is around phishing. We have spent the last six months making sure employees are trained. The provider supplies email and if the employee fails, additional training is required. We are only as good as our weakest link. All advisory boards are included. I would like for everyone to be on the same training schedules, once per quarter. We will move forward with this in the next few weeks.

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.**

Scott Garber, Council Member – I was curious with the climate change policy, when we were initially talking about it, it was climate resiliency as part of the Scenic City.

Bob Hart, City Manager – The bond rating agencies, Moody’s in particular but even Standard & Poor’s and Fitch wanted to know what we are doing about climate change so we added it so that we have done all the work with the resiliency, we get credit for it and then use it in a practical manner. We are asking you to consider that policy so when we go for the re-rating or anything we do in the next year or two, we have a policy in place.

Lowell Johnson, Council Member – I think with Moody’s they just re-released their new bond determination for rankings, it is 10% of another subsection which works out to be about 8%.

Bob Hart, City Manager – We sent it to our financial advisor. I think we will be the model but having the Geos Institute and all of what we have done, we are sailing right through it. Other parts of the state will have some work. I will share it with the other Lake Cities, they can operate off our data because it is unique to our area.

5. **Receive a Presentation, hold a discussion and give staff direction regarding the Lake Cities Fire Department.**

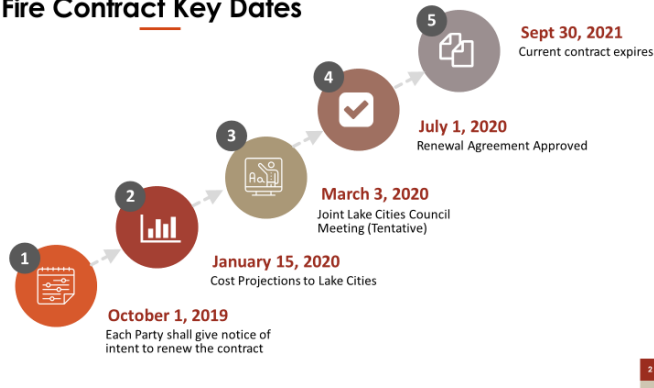
Bob Hart, City Manager – Chief Ross, Lee Ann and I will run through this. This is the discussion we had with the three cities.



Lake Cities Fire Department
January 2020

The timeline is as follows:

Fire Contract Key Dates



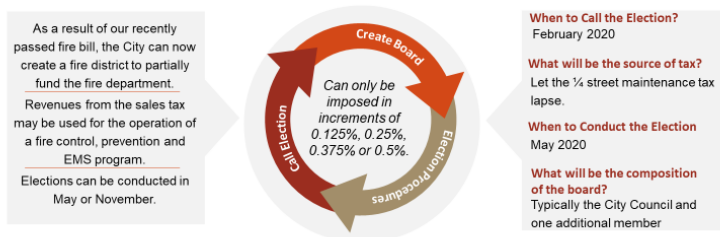
We finished the study and Chief Ross will go through it with each of the cities over the next two weeks. Here are some of our service key dates:

Fire Services Key Dates



Fire Prevention & EMS Fire District

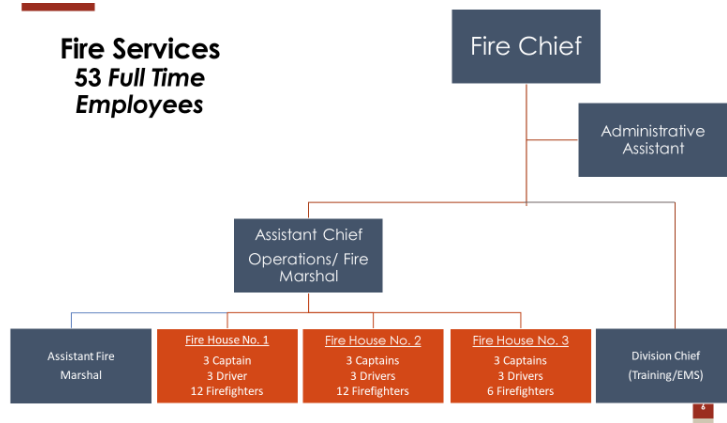
Lake Cities Fire Department





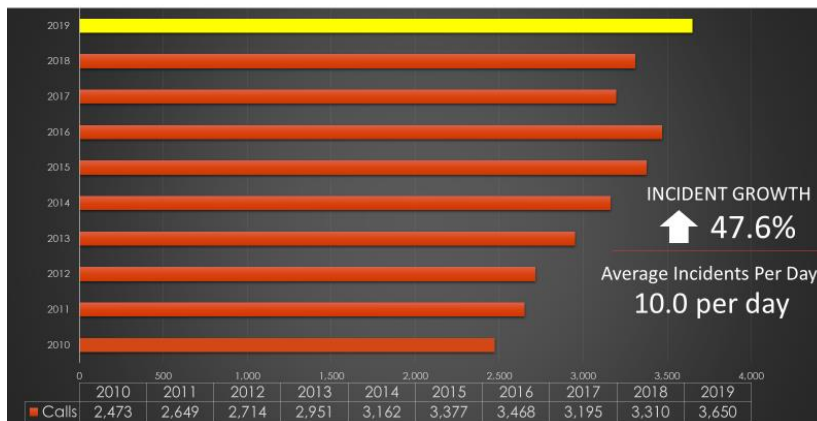
Administrative Overview

Lake Cities Fire Department



Michael Ross, Fire Chief – These numbers are based on calendar years, not fiscal. The big shock is from 2010 – 2019 we had a 47% increase. Up until February 2019, our department was identical. The exact same number of people and equipment responding from the exact same places and managed to control those incidents.

Call Volume Trends



We needed to add station three and added nine personnel to help offset the 47% increase over the last 10 years.



This is how we have it broken down.

 <p>Firehouse No.1 275 W. Main, Lake Dallas</p>	 <p>Firehouse No.2 2700 W. Shady Shores, Corinth</p>	 <p>Firehouse No.3 3750 Cliff Oaks, Corinth</p>
<p>Station Staffing:</p> <ul style="list-style-type: none"> 1 Captain 1 Driver 4 Firefighters <p>Equipment</p> <ul style="list-style-type: none"> Engine 591 Medic 591 	<p>Station Staffing:</p> <ul style="list-style-type: none"> 1 Captain 1 Driver 4 Firefighters <p>Equipment:</p> <ul style="list-style-type: none"> Engine 592 Medic 592 Reserve Engine/Medic Brush, Fleet Trucks, ATV 	<p>Station Staffing:</p> <ul style="list-style-type: none"> 1 Captain 1 Driver 2 Firefighters <p>Equipment:</p> <ul style="list-style-type: none"> Quint 593, Heavy Rescue 593
<p>Minimum Firefighters on duty daily</p> <p style="text-align: center; font-size: 2em;">5</p>	<p>Minimum Firefighters on duty daily</p> <p style="text-align: center; font-size: 2em;">5</p>	<p>Minimum Firefighters on duty daily</p> <p style="text-align: center; font-size: 2em;">3</p>

Here is a look at our recommendations from the study. Items in red, we have completed but will continue to review. The green section is next to be completed. The company thought we were good enough to seek accreditation so we will work on it.

Fire Operational Study Recommendations

- "CPSM looked for areas that could be viewed as needing improvement and found few that met such a need."
- Consider staffing 3 Battalion Chiefs to alleviate demand on administration
- **Institute an internet-based video conferencing system to facilitate regular meeting forums**
- Expand "Excellent" training program to include professional development programs
- **Fill its vacant command position. (Filled)**
- **Prior to any anticipated, large public event, the fire and police departments should identify a common radio communications channel to be utilized for interoperability during the event**
- Conduct a formal fire risk analysis for each of the four member communities
- **Develop a written internal risk management program, including implementing a wellness program with a baseline physical screening**
- **Hazardous material incidents: maintaining control on incidents**
- **Consider CPSE fire accreditation**
- **Member cities should adopt the Community Risk Reduction philosophy**
- Work with the medical director and dispatch to reduce the overall need to run with lights and siren to both EMS and fire calls

Bob Hart, City Manager – We will shift to the overview.



Service Agreement Overview

Lake Cities Fire Department

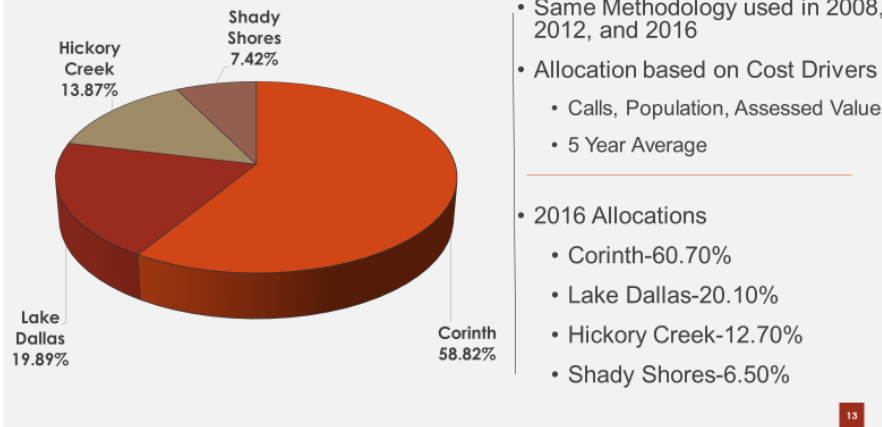
As a reminder, we talked about the only place we can move is the accommodation box. I think that is where we are and where we have spent the last two years. The approach and interactions are built around that, meeting with the groups and supplying the information.

Conflict Model

	TRUST	MISTRUST
Same Vision	Partnership	Accommodation
Different Vision	Honest Difference of Opinion	Conflict

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director – When we start allocating cost, we have used the same model as when we took over the fire department in 2008.

2020 Fire Service Agreement Allocation



We used three cross drivers to determine how those costs will be distributed, calls, population and assessed value. What I put, just as a reference, so you can see the 2016 allocation. The only increase was Hickory Creek and Shady Shores. The data shows considerable growth in call volume and population. They had considerable growth in their AB value. We provide this as a transparency so they can see the data we used to determine their percentages.

Service Agreement Allocation Analysis

	2015	2016	2017	2018	2019	2019 % Only	5 Year Average
Calls							
Corinth	1,705	1,650	1,518	1,593	1,744	53.66%	54.61%
Lake Dallas	747	755	698	786	789	24.28%	25.11%
Hickory Creek	390	485	401	387	531	16.34%	14.59%
Shady Shores	157	172	179	161	186	5.72%	5.69%
	2,999	3,062	2,796	2,927	3,250	100.00%	100.00%
Population							
Corinth	20,620	20,740	20,800	21,030	21,260	59.47%	59.95%
Lake Dallas	7,240	7,250	7,260	7,260	7,260	20.31%	20.82%
Hickory Creek	3,620	3,730	3,870	4,430	4,560	12.76%	11.60%
Shady Shores	2,640	2,660	2,660	2,680	2,670	7.47%	7.64%
	34,120	34,380	34,590	35,400	35,750	100.00%	100.00%
Assessed Valuation							
Corinth	1,638,520,892	1,799,383,154	1,952,654,794	2,159,281,283	2,376,455,965	61.95%	61.91%
Lake Dallas	376,064,041	403,644,299	438,159,570	468,994,553	518,652,104	13.52%	13.76%
Hickory Creek	392,362,715	427,769,614	471,201,451	565,479,302	613,021,123	15.98%	15.41%
Shady Shores	245,823,065	265,871,016	283,056,786	307,859,470	327,994,244	8.55%	8.92%
	2,652,770,713	2,896,668,083	3,145,072,601	3,501,614,608	3,836,123,436	100.00%	100.00%

Source: North Central Texas Council of Government Population estimates, Denton Central Appraisal District, Lake Cities Fire Department

We looked at new programs we will be proposing with the new contract. Our fleet is in great shape and the Quint will be replaced. The radio equipment we will need to purchase due to becoming obsolete.

New Programs FY2021-2026



PERSONNEL

- Addition of 3 Firefighters in FY2024-2025. Year 1 Impact \$257,466



VEHICLES

- Replace Medic 497 in FY2022-23. Annual lease \$41,667
- Replace Quint 469 in FY2023-24. Annual lease \$145,455



EQUIPMENT

- Radio Upgrade in FY 2022-23. \$487,000

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On the revenue side, several years ago, the other cities wanted the revenues and expenditures to be netted so they would get credit on the EMS that were coming in. We always provide those to them. EMS is consistent and so I didn't increase.

REVENUE	2016-17 ACTUAL	2017-18 ACTUAL	2018-19 ACTUAL	2019-20 BUDGET	2020-21 PROJECTED	2021-22	2022-23	2023-24	2024-25	2025-26
						PROPOSED 5 YEAR AGREEMENT				
SAFER GRANT	\$-	\$-	\$-	\$517,901	\$310,740	\$60,422	\$-	\$-	\$-	\$-
EMS	564,404	582,077	599,299	600,000	600,000	600,000	600,000	600,000	600,000	600,000
EMS GRANT REVENUE	139,462	91,681	41,983	60,000	60,000	-	-	-	-	-
DENTON COUNTY	52,592	54,793	35,493	55,000	55,000	55,000	55,000	55,000	55,000	55,000
RESCUE REVENUE	75,806	35,009	32,792	26,010	32,000	32,000	32,000	32,000	32,000	32,000
FIRE INSPECTIONS	14,032	11,737	4,818	10,000	10,000	10,000	10,000	10,000	10,000	10,000
DEPLOYMENT REIMB.	71,066	89,863	87,039	-	-	-	-	-	-	-
PUBLIC ED TRAINING	590	550	1,688	-	-	-	-	-	-	-
TOTAL	\$899,952	\$865,710	\$803,112	\$1,268,911	\$1,067,740	\$757,422	\$697,000	\$697,000	\$697,000	\$697,000

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EMS Revenue Collections By Entity

	FY2018-19			FY2017-18			FY2016-2017			THREE YEAR AVERAGE		
	Net Billed	Collected	% Collected	Net Billed	Collected	% Collected	Net Billed	Collected	% Collected	Net Billed	Collected	% Collected
Corinth	\$ 542,671	\$ 341,776	63.0%	\$ 500,396	\$ 361,943	72.3%	\$ 518,871	\$ 343,165	66.1%	\$ 520,646	\$ 348,961	67.1%
Lake Dallas	280,940	131,035	46.6%	257,599	138,218	53.7%	246,984	125,962	51.0%	261,841	131,738	50.4%
Hickory Creek	145,361	73,289	50.4%	112,418	71,814	63.9%	115,475	66,814	57.9%	124,418	70,639	57.4%
Shady Shores	54,199	32,890	60.7%	28,817	18,927	65.7%	52,448	36,609	69.8%	45,154	29,475	65.4%
Out of District	17,049	7,679	45.0%	28,072	17,342	61.8%	20,266	10,072	49.7%	21,795	11,697	52.2%
Denton County	7,053	3,117	44.2%	16,645	6,376	38.3%	18,155	6,935	38.2%	13,951	5,476	40.2%
Resident	449	449	100.0%	1,260	-	0.0%				854	224	50.0%

Source: Information provided by Emergicon. This is a statistical information report only and should not be used for audit, accounting or reconciliation purposes.

17

Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director – This is anything outside of Denton County. It could be a traveler on the highway or someone visiting that becomes ill.

This is quite a few columns are the current contract and the red is what we are proposing. I separated wages from operations. The majority are wages and benefits and those are the only expenditures that will increase over the next five years. The increase includes 3% merit increase, 5% in health insurance and three firemen in the fourth year of the contract. Chief Ross has worked hard to not increase expenditures. This is just operational expenditures, we did not add in debt service for station three. We did not add debt service for fire administration at the public safety facility nor did we add utilities, which are monitored by tech. It also does not include any legal expenditures.

EXPENSES	2016-17 ACTUAL	2017-18 ACTUAL	2018-19 ACTUAL	2019-20 BUDGET	2020-21 PROJECTED	2021-22	2022-23	2023-24	2024-25	2025-26
						PROPOSED 5 YEAR AGREEMENT				
FTE	44	44	53	53	53	53	53	53	56	56
WAGES & BENEFITS	4,478,436	4,735,640	5,060,329	5,690,291	5,863,314	6,022,432	6,175,287	6,323,840	6,468,535	6,586,042
3 Firefighters									257,466	266,505
Total Wages	4,478,436	4,735,640	5,060,329	5,690,291	5,863,314	6,022,432	6,175,287	6,323,840	6,726,001	6,852,547
PROF SERV	125,590	161,174	190,417	162,490	163,269	164,602	165,403	166,211	167,153	168,111
MAINT/OPER	252,530	233,983	219,303	190,807	230,800	235,097	231,212	229,431	267,049	275,819
SUPPLIES	220,384	196,585	233,212	265,276	236,627	245,042	287,411	255,111	258,217	261,383
UTILITIES	111,257	95,868	89,018	98,737	93,949	94,348	94,756	95,171	96,510	96,942
TRAINING	22,870	27,269	20,363	31,295	29,967	31,039	29,839	44,295	43,661	45,438
VEHICLES/EQUIPMENT	283,295	486,760	481,140	489,744	527,744	552,744	552,744	422,744	422,744	447,744
OPERATIONS	1,015,925	1,201,640	1,233,453	1,238,349	1,282,356	1,322,872	1,361,365	1,212,963	1,255,334	1,295,437
TOTAL	\$5,494,361	\$ 5,937,279	\$6,293,782	\$6,928,640	\$7,145,670	\$ 7,345,304	\$7,536,652	\$7,536,803	\$7,981,335	\$8,147,984

Expenditures do not include debt service payments for Fire House no.3, debt service payment for Fire Headquarters, Utilities for Fire Administration, Legal

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The four command vehicles are on a five-year replacement schedule.

Vehicle Replacement Schedule/Costs

	Replacement Schedule	2021-22 Projected	2022-23 Projected	2023-24 Projected	2024-25 Projected	2025-26 Projected
<u>Capital Lease Payments</u>						
Command Staff Lease – Tahoe 4 X 4 (4)	5 Years	36,298	36,298	47,305	47,305	47,305
Support Truck (2)	6 Years	18,797	18,797	18,797	18,797	20,676
Medic (497) *	5 Years	39,889	39,889	39,889	-	41,667
Medic (440)	(2 Reserve)	41,667	41,667	41,667	41,667	41,667
Medic (484)			41,667	41,667	41,667	41,667
Quint (469) *	10 Years	97,288	97,288	145,455	145,455	145,455
Pumper (496)	(2 Reserve)	65,075	65,075	65,075	65,075	65,075
Pumper (542)		77,925	77,925	77,925	77,925	77,925
Total Expenditures		376,939	418,606	477,779	437,890	481,436

*Medic 497 scheduled to be replaced in FY2025-26 and Quint 469 in FY2023-24

19

As a point of reference, this is the amount the cities are paying in the current year. Focusing on this year as comparative as we move to the next slide. We are paying 4.1 but only because we are picking up the majority of the nine safer positions right now. That will decrease when we start looking at the next contract period.

Current Service Agreement Allocations

Entity	Allocation Percentage	2016-17	2017-18	2018-19	2019-20	2020-21
		ACTUAL	ACTUAL	ACTUAL	BUDGET	PROJECTED
Corinth	60.70%	2,752,803	3,188,619	3,584,478	3,747,976	4,163,896
Lake Dallas	20.10%	938,730	961,025	978,607	977,911	979,605
Hickory Creek	12.70%	601,773	613,633	613,633	613,633	613,633
Shady Shores	6.50%	301,104	308,292	313,952	320,209	320,796
	100.0%	4,594,409	5,071,569	5,490,670	5,659,729	6,077,930

2016-2021

20

Our formulas and what have been agreed upon in previous years, you take the revenues net out the expenditures for those years and this would be the amount you would allocate out to the cities based on the percentages. Coming in to 2021, we drop from 4.1 to 3.8. Lake Dallas would go up, Hickory Creek would go up as well as Shady Shores.

Fire Service Agreement Proposed Funding

Entity	2021-22 PROJECTED	2022-23 PROJECTED	2023-24 PROJECTED	2024-25 PROJECTED	2025-26 PROJECTED
Revenues	\$757,422	\$697,000	\$697,000	\$697,000	\$697,000
Less Expenditures	(7,345,304)	(7,536,652)	(7,536,803)	(7,981,335)	(8,147,984)
	\$6,587,882	\$6,839,652	\$6,839,803	\$7,284,335	\$7,450,984

Entity	Allocation Percentage	2021-22 PROJECTED	2022-23 PROJECTED	2023-24 PROJECTED	2024-25 PROJECTED	2025-26 PROJECTED
Corinth	58.82%	3,875,215	4,023,315	4,023,404	4,284,893	4,382,921
Lake Dallas	19.89%	1,310,607	1,360,694	1,360,724	1,449,160	1,482,314
Hickory Creek	13.87%	913,475	948,385	948,406	1,010,045	1,033,152
Shady Shores	7.42%	488,586	507,258	507,269	540,238	552,597
	100.0%	\$6,587,882	\$6,839,652	\$6,839,803	\$7,284,335	\$7,450,984

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Bob Hart, City Manager – We have gone from ISO-4 down to ISO-2 so the homeowners insurance savings is better than what they will have to pay. The reaction today was positive. We went through these numbers today. Meeting monthly helps with this. A year ago, we had the UTA students review the numbers and formulas. At the end, they decided what we had was a fair way to do it. All the ongoing conversation has helped. The size of the community and cost per capita is important. This is where we are today and gives them perspective of where we are today.

Public Safety Funding Analysis

Sorted by Fire Per Capita

ENTITY	POPULATION	GENERAL LEDGER BUDGET	FIRE BUDGET	Fire Per Capita	POLICE BUDGET	Police Per Capita	TOTAL PUBLIC SAFETY	Public Safety Per Capita
ROANOKE	8,530	22,342,361	4,730,124	554.5	6,529,803	765.5	11,259,927	1,320.0
KRUM	4,910	4,247,675	1,771,977	360.9	796,493	162.2	2,568,470	523.1
PILOT POINT	4,260	4,078,704	1,211,555	284.4	924,160	216.9	2,135,715	501.3
DENTON	134,460	136,461,548	31,932,002	237.5	36,025,849	267.9	67,957,851	505.4
LITTLE ELM	44,530	38,335,525	10,350,512	232.4	10,985,593	246.7	21,336,105	479.1
LEWISVILLE	105,640	99,205,642	23,275,345	220.3	29,575,108	280.0	52,850,453	500.3
THE COLONY	44,370	47,901,386	9,628,780	217.0	11,029,126	248.6	20,657,906	465.6
SANGER	8,800	8,276,364	1,829,356	207.9	1,736,005	197.3	3,565,361	405.2
HIGHLAND VILLAGE	15,650	18,715,616	3,109,185	198.7	5,125,210	327.5	8,234,395	526.2
SACHSE	24,910	19,563,143	4,541,005	182.3	5,436,091	218.2	9,977,096	400.5
MELISSA	10,820	9,017,564	1,929,720	178.3	2,151,858	198.9	4,081,578	377.2
CORINTH	21,260	20,865,519	3,741,986	176.0	4,642,795	218.4	8,384,781	394.4
MURPHY	20,080	15,091,468	2,985,033	148.7	4,024,619	200.4	7,009,652	349.1
LAKE DALLAS	7,260	5,117,068	977,911	134.7	1,780,838	245.3	2,758,749	380.0
HICKORY CREEK	4,560	6,113,893	613,633	134.6	959,400	210.4	1,573,033	345.0
SHADY SHORES	2,670	2,561,179	320,209	119.9	250,864	94.0	571,073	213.9
RIVER OAKS	8,290	5,466,661	987,455	119.1	1,838,951	221.8	2,826,406	340.9
WATAUGA	23,770	13,855,306	2,621,325	110.3	4,022,700	169.2	6,644,025	279.5
DOUBLE OAK	2,970	1,875,482	110,679	37.3	928,074	312.5	1,038,753	349.7
OAK POINT	3,680	4,167,641	-	-	-	-	2,570,157	698.4

Sam Burke, Mayor Pro Tem – Could we bring somebody’s tax bill down this way as in totality of services? We could put that on the website. Here is your ad valorem tax bill, here is how it is being spent also with water. I think it would be great to have it on the website.

Lowell Johnson, Council Member – You almost pay for it in your ISO, you get savings in your ISO change.

Bob Hart, City Manager – That must be part of this whole conversation. When you go back to the March 3rd meeting. We will want to look at the ISO numbers, your homeowner insurance should have gone down this year. This is what we wanted to run through, allocating it on the formulas.

Mayor Heidemann – The numbers speak for themselves. When they see these numbers, they will see they haven't been over charged.

Michael Ross, Fire Chief – We have increased fleet and personnel. We increased our firehouses and are almost able to maintain our operational budget almost flat. Along with restructuring the command staff, rewriting policies also saved. Doing our part to be responsible. We are not wasting money.

Mayor Heidemann – Thank you Chief Ross, you have been taking the lead on this, congratulations on what you have accomplished.

There was no Closed Session.

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

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 meeting at 6:35 p.m.

AYES: All

Meeting adjourned.

Approved by Council on the _____ day of _____, 2019.

Kimberly Pence, City Secretary
City of Corinth, Texas

CONSENT ITEM 2.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: January 9, 2020 Regular Session
Submitted For: Bob Hart, City Manager
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizen Engagement & Proactive Government

Submitted By: Kim Pence, City Secretary

AGENDA ITEM

Consider and act on the minutes from January 9, 2020 Regular Session.

AGENDA ITEM SUMMARY/BACKGROUND

Attached are the minutes from the January 9, 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 January 9, 2020 Regular Session minutes.

Attachments

Minutes

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

On this the 9th day of January 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

Members Absent:

Kelly Pickens, Council Member

Staff Members Present

Bob Hart, City Manager
Kim Pence, City Secretary
Patricia Adams, Rockefeller, & Fort
Lee Ann Bunselmeyer, Finance, Administration, Communications & Marketing Director
Michael Ross, Fire Chief
Helen-Eve Liebman, Planning and Development Director
Ben Rodriguez, Planning and Development Manager
George Marshall, City Engineer
Jason Alexander, Economic Development Corporation Director
Shea Rodgers, Technology Services Manager

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

Mayor Heidemann called the meeting to order at 7:00 p.m. Councilmember Garber delivered the Invocation and led in the Pledge of Allegiance and the Texas Pledge.

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 minutes from the October 17, 2019 Workshop Session
2. Consider and act on minutes from the October 17, 2019 Regular Session.
3. Consider and act on a resolution reviewing and approving the Investment Policy for funds for the City of Corinth; and providing an effective date.
4. Consider and act on a resolution reviewing and approving the Investment Policy for funds for the Economic Development Corporation; and providing an effective date.
5. Consider and act on a resolution reviewing and approving the Investment Policy for funds for the

Crime Control & Prevention District; and providing an effective date.

MOTION made by Councilmember Garber to approve the Consent Agenda as presented. Seconded by Councilmember Henderson.

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

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.

Denise Wetzel, 1006 Meadows Drive – would like the Council to consider increasing the senior discount on our property taxes. There has been a lot of discussion regarding the water bills and the senior discount on our water bills is kind of a joke and it would be nice to have a discount maybe so many months out of the year or during the summer months that would be great. Additionally, I would like to ask the Council to consider reducing the interior subdivision speed limit from 30 MPH to 20 or 25 MPH. Can a City Lower the speed limit or is it state law that it be at 30 MPH?

Bob Hart, City Manager – after a traffic study has been done it can be lowered but no lower than 25 MPH.

Denise Wetzel, 1006 Meadows Drive – what do I need to do to get the speed limit lowered from 30 MPH to 25 MPH?

Bob Hart, City Manager – we have seen a lot of comments on social media and we have already initiated discussion within the staff to look at it. It will take some time for the traffic study and then will be brought to Council for consideration of an Ordinance to reset the speed limit.

BUSINESS AGENDA:

6. Receive a presentation and hold a discussion regarding boat and RV parking survey.

Helen-Eve Liebman, Planning and Development Director - for a little over a year the City Staff has received complaints from a small number of residents regarding the parking of Boats, Recreational Vehicles and Trailers in front of homes in the driveway.

The City's Code of Ordinances currently allows the parking of boats, R.V.'s, and trailers on a residential lot in front of a house provided that it is parked on a paved or improved surface such as a driveway and that it does not extend into the sidewalk. Parking or overhang into the sidewalk is prohibited.

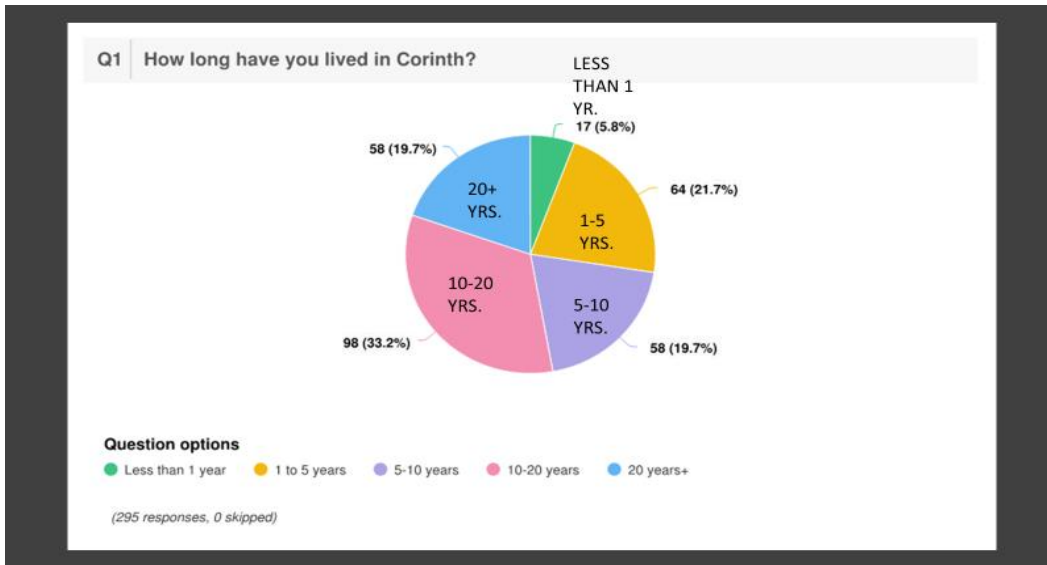
Additionally, the City's current Code of Ordinances limits the time that a boat, R.V. or Trailer may

be parked in the street up to 48 hours. The Code for Boat, RV's, and Trailer parking has been in effect since 2003/2004.

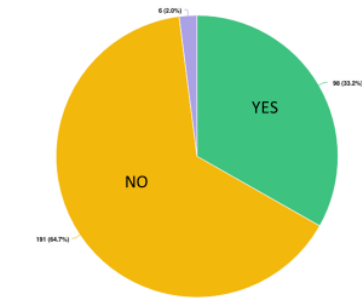
City Staff made an informal presentation to the City Council during the work session meeting on June 20, 2019. The work session meeting was intended to explain the City's current Codes relating to parking Boats, R.V.'s and trailers on residential lots, and to seek guidance on any changes to the text that may be desired.

Following the work session presentation and discussion City Council wanted to ensure that the residents would be aware of any changes and allow for their input. City Staff formulated a brief online survey for residents to provide their opinions on the parking of boats, R.V.'s and Trailers within neighborhoods.

The survey was hosted on mycorinth.com from November 1, 2019 to December 31, 2019. There were 295 total responses. The results are posted on mycorinth.com. Tonight's agenda item does not propose any action from the City Council. This item is a presentation and discussion of the survey results.

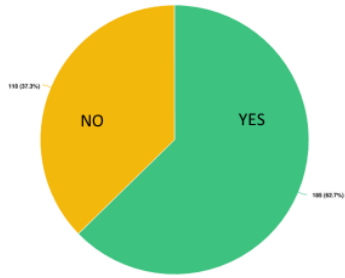


Does your neighborhood have a Homeowner's Association "HOA?"



Question options
Yes No Yes not sure
(255 responses, 0 skipped)

The City's code of ordinances states that boats, RV's and trailers may be parked in front of the home if parked on a paved or improved surface. If no paved surface is available, then they must be placed behind the home. Are you ok with this?



Question options
Yes No
(290 responses, 0 skipped)

If you are not happy with the current language in the Code of Ordinances what would you change?

I don't think that boat's, recreational vehicles or trailers should ever be parked in the front of the home if it is visible from the street.

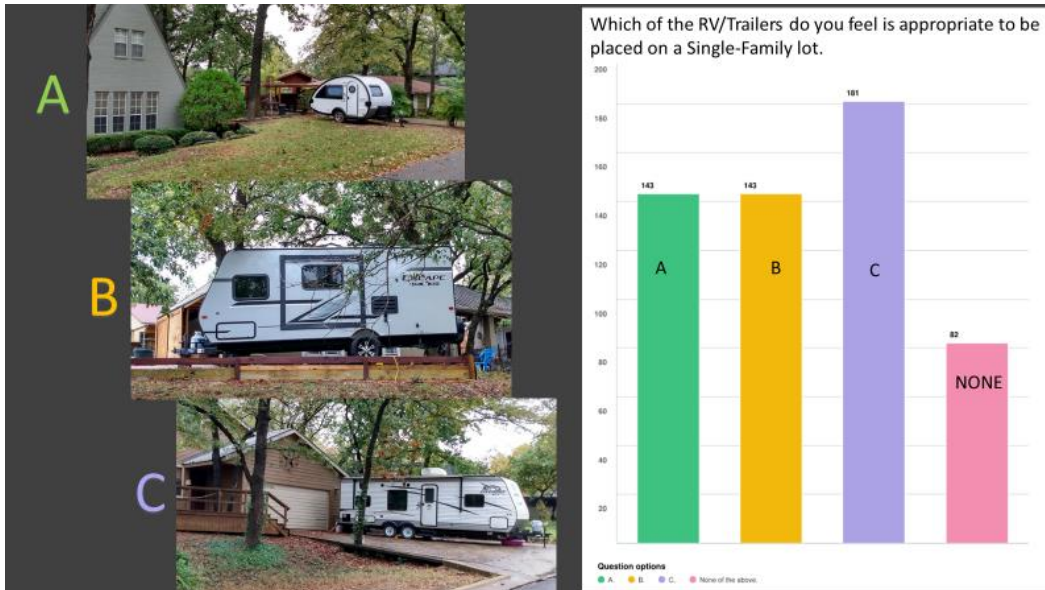
The language should be more specific on size and usage of the vehicle. It should not be consistent with city ordinances for people to be living in an RV in front of a home for extended periods of time

You must have a certain lot size or land, ie...must have minimum 1 acre lot. additionally there should be a height requirement so someone doesn't have 10ft. or higher vehicle on driveway and neighbors can't see down street. Last nothing should be parked on the streets.

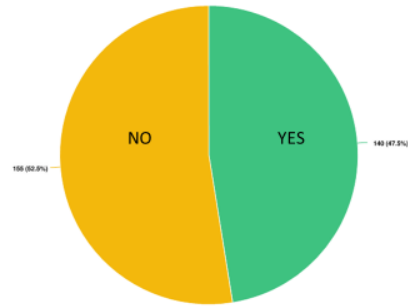
I think a gravel pad should also be allowed...not just a paved pad

It needs to be parked in the driveway(as long as it's not blocking the walking path). Trailers need to be parked in the driveway or garage and ONLY in the street if it is attached to a vehicle but for no more than 48 hours. No RVS unless it's temporarily less than 24 hours. The streets aren't big enough and there isn't a lot of room on the streets for excessive vehicle parking. It gets in the way of people driving down the street.

My property, no interference from the corinth.



Do you own a boat, recreational vehicle or trailer?

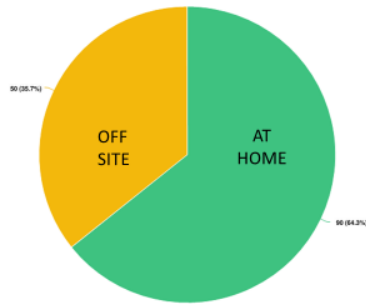


Question options

Yes No

(207 responses, 0 skipped)

Where do you store your boat, recreational vehicle, or trailer?

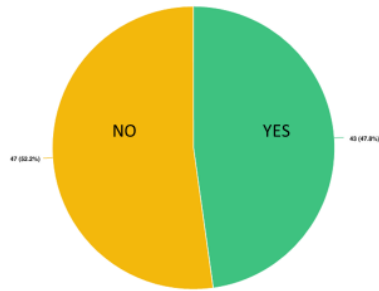


Question options

At home Off site (marina, storage yard, RV park, etc.)

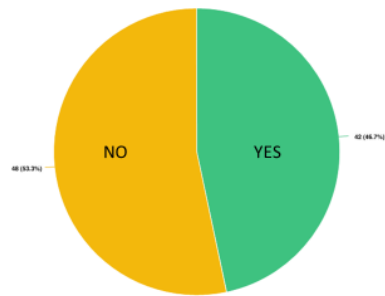
(185 responses, 133 skipped)

Did you move to Corinth because boats, RV's and Trailers are allowed to be parked on your residential lot?



Question options
Yes No
(87 responses, 205 skipped)

Have you made any improvements to your property in order to place your boat, trailer or recreational vehicle on your property?
Ex. Extending/widening your driveway, adding additional screening, adding gate to fence, etc.



Question options
Yes No
(87 responses, 205 skipped)

Q10 | What kind of improvements did you make to your property?

50 foot slab of concrete in backyard

Extended the driveway to widen with hard packed road base

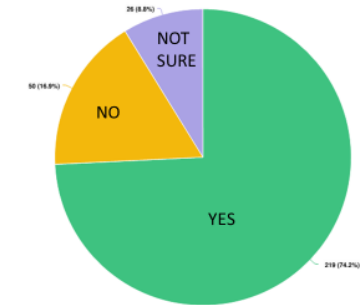
Extended drive. Received permit from City of Corinth for RV pad with extension to driveway approach. Est. cost \$6500.00

Widened my driveway with concrete

Widening and adding driveway, adding gates to fence, built new fence

We added more concrete to improve the surface and driveway to place it on per the cities requirement.

Do any of your neighbors have a boat, RV, or trailer on their property?



Question options

Yes No I'm not sure

(201 responses, 0 skipped)

Q12 Do you have any issues or concerns with your neighbors boat, recreational vehicle or trailer on their property. If so please describe them below.

No, it's their property.

No I do not. I would hate to see the city change their current rules for this. HOAs are an option for those wanting more rules.

Yes, they have to park their cars on the street so it reduces the driving spaces.

There are several on our street - none pose a problem or an eyesore.

No issues whatsoever. Their property = their business. Just like my property = my business. Everyone mind their own business and we'll get along great!

None. It is legal to do so. It was legal when they moved here, it should remain legal.

Only when parked in the street and when it's clearly not functional.

Yes. They try to be extremely thoughtful but many others ARE NOT! Some trailers / boats haven't moved in a year or more.

No real concerns just an eye sore

I have no issues with how these are stored on the property as long as it is on an "improved" surface.

They are unsightly to be parked at a home for it brings the property value down.

With multiple in one driveway it tends to become a nuisance. This forces the homeowners to park more vehicles in the street causing more congestion issues. There should maybe be a limit to number of RV's or boats and maybe to max size allowable.

I have no problem unless it encroaches into the sidewalk areas.

No, they are OK as long as it is parked on a paved surface. We are one of the Lake Cities after all.

My HOA has rules on RV and Boat but they kinda ignore it. But I believe it should be up to the individual community with HOA set the rules/policy in there area. I do agree with Corinth current policy.

Not at all.. their property is their property, it shouldn't bother me at all.

I have no complaints or concerns about my neighbors RV. It is parked in his driveway on his property. It seems you are forgetting that we live near a lake and camping areas.

Yes, our HOA does not permit parking RV's in front of a house in Oakmont so this is a violation of the HOA.

I have no issues with any neighbors having boats, trailers and recreational vehicle at their home. The city is over stepping their bounds as it is. Do something constructive like side walks, drainage and leave us alone on everything else such as this.

Yes. Don't care for the look of trailers and boats in driveway but the worst part is that it pushes a vehicle to parking in the street instead of driveway

Staff has had difficulty with the following sections of the Code and would like to work with the city attorney to bring a clear and simple change once the items have been clarified, proper notice given, and on an agenda for action:

- (3)
- (a) A person commits an offense if, in a residential area, the person parks a passenger car, passenger van, truck camper in combination with its carrying vehicle, watercraft loaded on a watercraft trailer, collapsible camper-trailer, or other vehicle on a surface other than a paved or improved surface.
 - (b) It is an affirmative defense to prosecution for a violation of subsection (a) above that the motor home, travel trailer, watercraft loaded on a watercraft trailer, or utility trailer is parked behind the front building line and screened from public view.

The clarification would not change any of the City's requirement or standards.

The results of the survey illustrate that the majority of the respondents are in favor of the current standards in place. Staff recommends amending the 2 sections of the current ordinance on a future agenda to provide needed clarity.

Keith Hall, 4251 FM 2181 – we must keep in mind Corinth is a lake City and it is only natural that citizens who desire to have boats and RV's are going to want to live here. Please also keep in mind the limited RV and boat storages available nearby. I also realize there are a good number of people who have no desire to own an RV or a boat and prefer that those vehicles are not permitted in their neighborhoods. For those folks, there are plenty HOA communities in the City of Corinth and the existing code regulations were put in place when most of us chose to move here. I have some concerns that is based on a period of events that I incurred with regards to this topic. My first concern is that it is acceptable for citizens to use 9-1-1 service to report code violations such as an RV blocking the sidewalk, these are not police issues they are code enforcement issues and the police seem to have their hands bound while having to respond to these when there is nothing they can do. Our City has non-emergency numbers. My second the police department, code enforcement and now the City Council seem very eager to listen and react to a single complaining citizen for months on end before finally deciding to listen to the community and decide what is best for the greater good. All the while, the ongoing harassment that I encountered the whole time fell mostly on deaf ears. There is a total lack of uniform code enforcement in this City. I personally spent over \$6,000 to become a code compliant citizen, that was in addition to the \$550 a month to store my RV offsite so I was only bringing my RV home for the weekend and or for repairs to load and unload which are things you need to do when you own that type of vehicle. Once I became code compliant, the harassment never stopped until I finally contact a lawyer. The harassment subsided for a short period until June 20, 2019 a single concerned citizen was allowed to voice a one-sided inaccurate description of the on goings in our neighborhood for which the Council listened and is not considering action. My question to the members of this Council are what happened to governing for the greater good?

Lonnie Dill, 2014 Glen Manor Road – I live here because I like the lake and I think people live here for that reason. I moved from Oklahoma because I lived in an HOA and it wasn't for me. This has caused to many problems and should be moved to the front of the agenda to get it straightened up as fast as we can. People that were friends in the neighborhood are no longer friends.

Ed Fortuna, 4100 Tree House Lane – I have lived in this neighborhood now for 26 years. I like this City. Mr. Hall and Mr. Dill has already addressed the things I would have said. We need to address these issues for the majority of residents in this City and not for 1 or 2 individuals. I am against changing the Ordinance.

NO MOTION NECESSARY

7. Consider and act on an appointment of Place 5 of the Planning and Zoning Commission.

Bob Hart, City Manager - Place 5 of the Planning and Zoning Commission was recently vacated due to the Commissioner relocating outside of Corinth. Rodney Thornton, Alternate 2, has demonstrated active participation on the Planning and Zoning Commission since being appointed in October.

Staff recommends appointing Rodney Thornton to a member position on the Planning and Zoning Commission. A vacancy will occur with the Alternate 2 position should Mr. Thornton be appointed. We will advertise for that vacant position and bring that back to you.

MOTION made by Councilmember Garber to approve appointing Rodney Thornton to the Planning and Zoning Commission. Seconded by Councilmember Burke.

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

MOTION CARRIED

- 8. Consider and act on a resolution adopting a Debt Management and Continuing Disclosure Policy for the City of Corinth.

Lee Ann Bunselmeyer, Finance Director - The policy shall provide general guidelines by which the City of Corinth will issue debt. It is the objective of this policy that (1) the City obtain financing only when necessary, (2) the process for identifying the timing and amount of debt or other financing, proceed as efficiently as possible, and (3) the most favorable interest rate and other costs be obtained.

This debt management policy applies to the financing activities of the City. It also addresses the issues of process, use and limitations. Obligations will be timed for issuance and delivery of proceeds as close as possible to the time that contracts are expected to be awarded so that the proceeds are spent in the most efficient manner.

Recommendations from the Government Finance Officers Association are that a Debt Management Committee be created to review the debt program. Included in the committee’s responsibilities are to discuss and review such topics as: Capital Improvement Program, status of financed projects, timing of additional financing needs, the effect of proposed financing activity on the related rates supporting the debt (i.e. property tax rate, utility rates, user fees, etc.). The policy places this responsibility with the Finance Audit Committee.

The Finance Audit Committee reviewed the Debt Policy on Tuesday, December 17, 2019 and recommended the policy be forwarded to the City Council for approval.

MOTION made by Councilmember Johnson to approve the policy as presented Seconded by Councilmember Henderson.

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

Councilmember Johnson – I think it is important for the Council as a whole to go through more financial training management services because everybody here needs to understand how the bond market works. It can be very confusing and if the Legislature goes ahead in the next session and decides to change the ability for us to issue Certificates of Obligation, the Council will probably be put in the position to start looking at short term debt such as 5 year bonds or 8 year bonds and the market is already preparing for this so it is very important to understand this. I would encourage the staff to look for something and put it together for Council for some training.

MOTION CARRIED

- 9. Consider and act on a resolution approving the Climate Resiliency and Financial Stability Policy

for the City of Corinth and providing an effective date.

Bob Hart, City Manager - Credit risks resulting from climate change has become a major component in how rating agencies, such as Moody's and S&P, analyze the key credit factors for municipal debt issuance. Rating Agencies analysis of economic strength and diversity, which signals the speed with which an economy may recover, captures climate-driven credit risks such as economic disruption, physical damage, health and public safety, and population displacement. Fiscal strength, access to liquidity and levers to raise additional revenue are also key to the assessment of climate risks as is evaluating asset management and governance.

Rating Agencies view of climate change and evaluating the credit risk to local government issuers has shifted within the past twelve months. The move by Rating Agencies, such as Moody's and S&P, signifies a notable step toward financial institutions committing to the idea that climate change should be a routine consideration when evaluating the financial strength of any government or company and their ability to pay their debts.

This policy addresses the City of Corinth's ability to manage climate-driven credit risks such as economic disruption, physical damage, health and public safety, and population displacement and its ability to recover financially.

Staff recommends approval of the climate resiliency and financial stability policy.

MOTION made by Councilmember Johnson to approve the policy as presented. Seconded by Councilmember Burke.

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

MOTION CARRIED

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.

Mayor Heidemann – today is Police Appreciation Day. We are very blessed to have the Police Department and Fire Department in the Lake Cities that we have. They are very committed and thank you for all your efforts.

There was no Closed Session.

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

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 meeting at 7:35 p.m.

AYES: All

Meeting adjourned.

Approved by Council on the _____ day of _____, 2020.

Kimberly Pence, City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date:	02/06/2020	
Title:	RG3 metering infrastructure purchasing	
Submitted For:	Cody Collier, Director	Submitted By: Cody Collier, Director
Finance Review:	N/A	Legal Review: N/A
City Manager Review:	Approval: Bob Hart, City Manager	
Strategic Goals:	Infrastructure Development	

AGENDA ITEM

Consider approval of RG3 metering system infrastructure costs and annual software renewal expenditure.

AGENDA ITEM SUMMARY/BACKGROUND

Corinth's new metering system required the installation of wireless data collectors and transmitters to connect the wireless network. RG3 installed 16 additional Automated Metering Infrastructure (AMI) radio systems to overcome radio interference and provide full meter system collection at a cost of \$40,000. The additional radio systems were necessary due to competing bandwidth and background interference which had limited the radius of normal operation. RG3 provided a 50% discount on these additional radio systems as client support for Corinth due to the technical issues we have encountered implementing this new metering system.

A charge of \$10,897.50 for the annual TeslaNet Software License as well as \$397.74 for the repair of a transceiver repair for laptop-based AMR reading was also included in invoice #26222. These charges bring the total invoiced amount to \$51,795.24.

Since October 1, 2019, The Utility Division has been required to purchase additional registers/ transponders for new water service accounts, two additional transceivers and truck mounted antennas, two Toughbook laptops, and miscellaneous hardware necessary for normal operation and maintenance. These charges have totaled \$33,527.01 bringing the total charges in this fiscal year with RG3 to \$85,322.25.

RECOMMENDATION

Staff recommends approval of the expenditure for the AMI radio system and annual TeslaNet Software License.

Attachments

RG3 Invoice



2912 S. Access Rd
Longview, Texas 75602

Invoice

Date: 12/31/2019
Invoice #: 26222
P.O. No.:

Bill To

City of Corinth
Accounts Payable
3300 Corinth Pkwy
Corinth, TX 76208

Ship To

City of Corinth
ATTN: Adam Buice
1200 N. Corinth St.
Corinth, TX 76208

Tag SO / Project	Ship Date	Ship Via	Rep	Terms	Due Date
	12/31/2019	GROUND	MLG	Net 30	1/30/2020

Quantity	Item	Description	B/O	Unit Price	Amount
1	D	Evaluate RPRTR30227 Fed Ex Ground Tracking 124612157837 ship 12/26/19		0.00	0.00
16	FNC	Fixed Network collector & Communication Service (2 year warranty) Does not include installation, towers, 110v or 220v electricity	0	2,500.00	40,000.00
1	D	Fixed Network Pole Replacement		500.00	500.00
7,265	SAS75	2020 TeslaNet Software License, Tech Support, AMRSS Server and /or TeslaNet MDM Cloud Hosting for AMR Drive-By-System 2017, 2018, 2019 TeslaNet- NO CHARGE		1.50	10,897.50
1	D	Transceiver Repair Parts		137.74	137.74
4	D	Transceiver Repair Labor		65.00	260.00

Total	\$51,795.24
Credits	\$0.00
Balance Due	\$51,795.24

EIN 61-1689218

903-753-3456

orders@RG3Meter.com www.RG3Meter.com

903-753-5678 fax

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Enterprise Rental Car
Submitted For: Helen-Eve Liebman, Director **Submitted By:** Ben Rodriguez, Manager
Finance Review: N/A **Legal Review:** Yes
City Manager Review: **Approval:** Bob Hart, City Manager
Strategic Goals: Land Development
Economic Development

AGENDA ITEM

The Corinth City Council will hold a public hearing, consider testimony, and act upon an ordinance amending the zoning classification from C-2, Commercial to PD, Planned Development with a base district of C-2, Commercial on an ±7.12 acre tract of land legally described as Block 1, Lots 6-A1, 6-B1, and 6-C1 of the Pecan Creek Subdivision, and is situated in the William Garrison Survey, Abstract 1545 within the City of Corinth, Denton County, Texas and is more commonly known as 5150 S I-35E, Corinth, TX.(Enterprise PD Zoning).

- Staff Presentation
- Applicant Presentation
- Public Hearing
- Staff Response
- Take Action

AGENDA ITEM SUMMARY/BACKGROUND

The applicant is requesting a Planned Development district to facilitate the development of a pick-up truck, car, and truck rental facility with associated used car sales.

The facility will house three (3) different but related uses, including pick-up truck and car rentals, box/flatbed truck rentals and used car sales. The applicant intends to demolish the existing structures and build a new facility to suit their specific needs and is intended to reflect similar facilities Enterprise has within the metroplex in both Plano and Southlake.

Additionally, the applicant is providing additional landscaping buffers and vegetation than what would be normally required under the Unified Development Code in an effort to mitigate any impact of any facility on the surrounding neighborhoods.

Staff has added language to the Planned Development that would prohibit the use of the property by a stand-alone used car dealership by stating that used car sales must be in conjunction with auto and truck rentals. Finally, staff has included language that limits the age of used cars sold on-site to the previous four (4) model years, with all other vehicles being sold off-site. Staff believes this language will help ensure that a quality inventory of cars is on-site.

The property is the location of the former Huffines Kia/Subaru dealership and has been vacant since Huffines moved to their new location on IH35 in February 2019. At the time Huffines was going through the process of zoning for their new location the owners for this tract filed an affidavit of release of nonconforming land use with Denton County. This rezoning application does not claim any nonconforming land use rights as it is a new zoning application for consideration, and the affidavit did not restrict the Planning and Zoning Commission or City Council from reinstating that use on the property.

Additionally, the property is in a less than ideal location with access being a challenging factor for the use of the land by other commercial users, as one must Exit IH35 in Denton over a mile away in order to access this site. The limited access makes the location less than ideal for other non-residential uses such as retail, restaurants or offices. Due to the limited access the use of the property is mostly viable to those uses which do not need direct access such as mini-storage, multi-family, or car dealerships.

Since access to the location is limited staff believes that the applicant's proposal represents an appropriate use for the property.

Public Notices:

Public notices were mailed to all residents within 200 feet of the proposed change on January 8, 2020. At the time of packet creation there were no letters in support or in opposition to the proposed change.

Notice of the public hearing was published in the January 12, 2020 edition of the Denton Record Chronicle.

Compliance with the Comprehensive Plan:

The Comprehensive Plan designates the future land use of this area as Commercial. The proposal complies with the City's Comprehensive Plan.

Supporting Documents:

- Proposed Ordinance
- Affidavit of Release of Nonconforming Land Use
- Mailed Public Notice
- Public Hearing Notification Area Exhibit

RECOMMENDATION

At the Planning and Zoning Commission meeting on January 27, 2020 the Commission voted to unanimously recommend approval on the condition that regulations be added prohibiting the use of loudspeakers on the property. That regulation has been added to the proposed ordinance included in this packet.

Staff recommends approval as presented.

Attachments

- Enterprise PD Ordinance
 - Nonconforming release affidavit
 - Enterprise Mailed Notice
 - Enterprise Zoning Notification Buffer
-

ORDINANCE NO. 20-02-06-__

ENTERPRISE PLANNED DEVELOPMENT DISTRICT #54

AN ORDINANCE OF THE CITY OF CORINTH, TEXAS, AMENDING THE CITY'S COMPREHENSIVE PLAN, SPECIFICALLY THE COMPREHENSIVE ZONING ORDINANCE AND THE "OFFICIAL ZONING DISTRICT MAP OF THE CITY OF CORINTH, TEXAS," EACH BEING A PART OF THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CORINTH, BY AMENDING THE ZONING CLASSIFICATION FOR THE PROPERTY DESCRIBED IN EXHIBIT "A", ATTACHED HERETO AND INCORPORATION HEREIN, FROM C-2, COMMERCIAL TO PD-PLANNED DEVELOPMENT ZONING DISTRICT WITH A BASE ZONING DESIGNATION OF C-2, COMMERCIAL ON AN APPROXIMATE 7.12 ACRE TRACT OF LAND LEGALLY DESCRIBED AS BLOCK 1, LOTS 6-A1, 6-B1, AND 6-C1 OF THE PECAN CREEK SUBDIVISION SITUATED IN THE WILLIAM GARRISON SURVEY, ABSTRACT 1545 IN THE CITY OF CORINTH, DENTON COUNTY, TEXAS, AND IDENTIFIED AS ENTERPRISE PLANNED DEVELOPMENT DISTRICT NO. 54 ("PD-54"); PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING A LEGAL PROPERTY DESCRIPTION; APPROVING A PLANNED DEVELOPMENT CONCEPT PLAN (EXHIBIT "B"); APPROVING PLANNED DEVELOPMENT LAND USE REGULATIONS (EXHIBIT "C"); PROVIDING FOR A PENALTY NOT TO EXCEED \$2,000 A DAY FOR EACH VIOLATION OF THE ORDINANCE AND A SEPARATE OFFENSE SHALL OCCUR ON EACH DAY THAT A VIOLATION OCCURS ON CONTINUES; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Corinth, Texas, adopted Ordinance No. 13-05-02-08, which established a Unified Development Code of the City, including the Comprehensive Zoning Ordinance and the "Official Zoning District Map of the City of Corinth, Texas," (the "Zoning Map"), in accordance with the City's Comprehensive Plan; and

WHEREAS, the Property, described in Exhibit "A", is zoned as PD-Planned Development zoning district, more specifically identified as Enterprise Planned Development District No. 54 ("PD-54"), with a base zoning designation of C-2, Commercial under the City's Unified Development Code and as designated on the Zoning Map; and

WHEREAS, an authorized person having a proprietary interest in the Property has requested an Amendment to the Comprehensive Zoning Ordinance and the Zoning Map to change the zoning classification of the Property; and

WHEREAS, the City Council and the Planning and Zoning Commission of the City of Corinth gave the requisite notices by publication and otherwise and afforded a full and fair hearing to all property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, the City Council has determined that the Property has unique characteristics and that zoning through a planned development district is the most appropriate mechanism for zoning the Property, thus an amendment to the Comprehensive Zoning Ordinance and the Zoning Map of the City's Unified Development Code, in accordance with the Land Use Regulations set forth in Exhibit "C", should be approved; and

WHEREAS, the City Council considered the following factors in making a determination as to whether the requested change should be granted or denied: safety of the motoring public and pedestrians using the facilities in the area immediately surrounding the sites; safety from fire hazards and damages; noise producing elements and glare of the vehicular and stationary lights and effect of such lights on established character of neighborhoods; location, and types of signs and relation of signs to traffic control and adjacent property; street size and adequacy of width for traffic reasonably expected to be generated by the proposed use around the site and in the immediate neighborhood; adequacy of parking as determined by requirements of this ordinance for off-street parking facilities; location of ingress and egress points for parking and off-street loading spaces, and protection of public health by surfacing on all parking areas to control dust; effect on the promotion of health and the general welfare; effect on light and air; effect on the over-crowding of the land; effect on the concentration of population, and effect on transportation, water, sewerage, schools, parks and other public facilities; and

WHEREAS, the City Council further considered among other things the character of the proposed district and its peculiar suitability for particular use requested and the view to conserve the value of the buildings, and encourage the most appropriate use of the land throughout this City; and

WHEREAS, the City Council finds that the requested Amendment to the Comprehensive Zoning Ordinance and Zoning Map to effect the change in zoning for the Property promotes the health and the general welfare, provides the Property with adequate light and air, prevents over-crowding of land, avoids undue population concentration, and facilitates the adequate provision of transportation, water, sewerage, schools, parks and other public requirements; as well as the general health, safety and welfare of the community;

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

**SECTION 1.
INCORPORATION OF PREMISES**

The above and foregoing recitals are found to be true and correct and are incorporated into the body of this Ordinance for all purposes.

**SECTION 2
LEGAL PROPERTY DESCRIPTION; AMENDMENT**

That Ordinance No. 13-05-02-08, adopting the Unified Development Code of the City of Corinth (“UDC”), including the Comprehensive Zoning Ordinance that establishes zoning districts in accordance with the City’s Comprehensive Plan and the Zoning Map of the City of Corinth, is hereby amended to change the zoning classification on an approximate 2.627 acre tract of land described in "Exhibit A" attached hereto and incorporated herein (the “Property”), from C-2, Commercial to a PD-Planned Development zoning district with a base zoning designation of C-2, Commercial and identified as Enterprise Planned Development District No. 54 (“PD-54”), and the Zoning Map of the City is also hereby amended to reflect the new zoning classification for the Property.

**SECTION 3.
PLANNED DEVELOPMENT CONCEPT PLAN**

The Planned Development Concept Plan for the Property as set forth in “Exhibit B”, a copy of which is attached hereto and incorporated herein, is hereby approved.

**SECTION 4.
LAND USE REGULATIONS**

- A. The Zoning and Land Use Regulations set forth in “Exhibit C” attached hereto and made a part hereof for all purposes are hereby adopted and shall be adhered to in their entirety for the purposes of this PD-Planned Development zoning district with a base zoning designation C-2, Commercial. In the event of conflict between the provisions of “Exhibit C” and provisions of any other City zoning regulations, including without limitation the regulations governing the C-2, Commercial zoning district, the provisions of “Exhibit C” shall control.

- B. That the zoning regulations and district herein established have been adopted in accordance with the Comprehensive Plan for the purpose of promoting the health, safety, morals and the general welfare of the community. They have been designed, with respect to both present conditions and the conditions reasonably anticipated to exist in the foreseeable future; to lessen congestion in the streets; to provide adequate light and air; to prevent overcrowding of land; to avoid undue concentration of population; and to facilitate the adequate provision of transportation, water, sewerage, drainage and surface water, parks and other commercial needs and development of the community. They have been made after a full and complete hearing with reasonable consideration among other things of the character of the district and its peculiar suitability for the particular uses and with a view of conserving the value of buildings and encouraging the most appropriate use of land throughout the community

- C. The Planned Development Concept Plan (Exhibit “B”) and the Land Use Regulations (Exhibit “C”) shall control the use and development of the Property, and all building permits and development requests shall be in accordance with applicable City ordinances,

the PD Concept Plan and Land Use Regulations. The PD Concept Plan and Land Use Regulations shall remain in effect as set forth herein unless amended by the City Council.

If a change to the Concept Plan, is requested, the request shall be processed in accordance with the development standards in effect at the time the change is requested for the proposed development and shall be subject to City Council approval.

**SECTION 5.
PENALTY FOR VIOLATIONS**

Any person, firm, or corporation who intentionally, knowingly or recklessly violates any provision of this Ordinance or the Code of Ordinances, as amended hereby, shall be subject to a fine not to exceed the sum of five hundred dollars (\$500.00) for each offense, and each and every day any such offense shall continue shall be deemed to constitute a separate offense, provided, however, that in all cases involving violation of any provision of this Ordinance or Code of Ordinances, as amended hereby, governing the fire safety, zoning, or public health and sanitation shall be subject to a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense.

**SECTION 6.
SEVERABILITY**

The provisions of the Ordinance are severable. However, in the event this Ordinance or any procedure provided in this Ordinance becomes unlawful, or is declared or determined by a judicial, administrative or legislative authority exercising its jurisdiction to be excessive, unenforceable, void, illegal or otherwise inapplicable, in whole or in part, the remaining and lawful provisions shall be of full force and effect and the City shall promptly promulgate new revised provisions in compliance with the authority's decisions or enactment.

**SECTION 7.
CUMULATIVE REPEALER**

This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances, or parts thereof, in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such other Ordinances on this date of adoption of this Ordinance shall continue to be governed by the provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

**SECTION 8.
SAVINGS**

All rights and remedies of the City of Corinth, Texas are expressly saved as to any and all violations of the provisions of any other ordinance affecting zoning for the Property which have

secured at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances same shall not be affected by this Ordinance but may be prosecuted until final disposition by the court.

**SECTION 9.
EFFECTIVE DATE**

This ordinance shall become effective after approval and publication as provided by law. The City Secretary is directed to publish the caption and penalty of this ordinance two times.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF CORINTH THIS 6th DAY OF FEBRUARY, 2020.

APPROVED:

Bill Heidemann, Mayor

ATTEST:

Kimberly Pence, City Secretary

APPROVED AS TO FORM:

Patricia Adams, City Attorney

EXHIBIT "A"
LEGAL DESCRIPTION

BEING A TRACT OF LAND LOCATED IN THE WILLIAM GARRISON SURVEY, ABSTRACT NO. 1545, DENTON COUNTY, TEXAS, BEING A PORTION OF LOTS 6-A1, 6-B1, AND 6-C1, BLOCK 1, PECAN CREEK SUBDIVISION, AN ADDITION TO THE CITY OF CORINTH, DENTON COUNTY, TEXAS ACCORDING TO THE PLAT RECORDED IN CABINET E, PAGE 196, PLAT RECORDS, DENTON COUNTY, TEXAS (P.R.D.C.T.), AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) ALUMINUM MONUMENT FOUND, BEING IN THE NORTHWEST LINE OF SAID LOT 6-A1, IN THE SOUTHEAST LINE OF LOT 7-AR, BLOCK 1, PECAN CREEK SUBDIVISION, AN ADDITION TO THE CITY OF CORINTH, DENTON COUNTY, TEXAS ACCORDING TO THE PLAT RECORDED IN CABINET M, PAGE 269, P.R.D.C.T., IN THE SOUTHWEST RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 35-E (IH 35-E) (A VARIABLE WIDTH RIGHT-OF-WAY), AND BEING THE WEST CORNER OF A TRACT OF LAND DESCRIBED IN A DEED TO THE STATE OF TEXAS, RECORDED IN DOCUMENT NUMBER 2014-87181, OFFICIAL RECORDS, DENTON COUNTY, TEXAS (O.R.D.C.T.);

THENCE ALONG THE SOUTHWEST RIGHT-OF-WAY LINE OF SAID IH 35-E AS FOLLOWS:

1) S 52°34'30" E, DEPARTING THE THE NORTHWEST LINE OF SAID LOT 6-A1, THE SOUTHEAST LINE OF SAID LOT 7-AR, AND ALONG THE SOUTHWEST LINE OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87181, O.R.D.C.T., 364.07 FEET TO A PK NAIL FOUND, FROM WHICH A SCREW FOUND BEARS S 43°32'41" W, 3.21 FEET;

2) S 49°00'13" E, CONTINUING ALONG THE SOUTHWEST LINE OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87181, O.R.D.C.T., AT A DISTANCE OF 46.13 FEET PASSING A PK NAIL FOUND, BEING IN THE SOUTHEAST LINE OF SAID LOT 6-A1 AND THE NORTHWEST LINE OF SAID LOT 6-B1 AND BEING THE SOUTH CORNER OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87181, O.R.D.C.T., AND THE WEST CORNER OF A TRACT OF LAND DESCRIBED IN A DEED TO THE STATE OF TEXAS RECORDED IN DOCUMENT NUMBER 2014-87177, O.R.D.C.T., ALONG THE SOUTHWEST LINE OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87177, O.R.D.C.T., AT A DISTANCE OF 100.47 PASSING A SECOND PK NAIL FOUND, AND CONTINUING ALONG THE SOUTHWEST LINE OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87177, O.R.D.C.T., A TOTAL DISTANCE OF 150.47 FEET TO A THIRD PK NAIL FOUND;

3) S 54°11'41" E, CONTINUING ALONG THE SOUTHWEST LINE OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87177, O.R.D.C.T., 89.58 FEET TO A TXDOT ALUMINUM MONUMENT FOUND, BEING IN THE EAST LINE OF SAID LOT 6-B1, IN THE WEST LINE OF LOT 1, BLOCK A, TRI-STEEL ADDITION, AN ADDITION TO THE CITY OF CORINTH, DENTON COUNTY, TEXAS ACCORDING TO THE PLAT RECORDED IN CABINET G, PAGE 395, P.R.D.C.T., AND BEING THE SOUTH CORNER OF SAID STATE OF TEXAS TRACT RECORDED IN DOCUMENT NUMBER 2014-87177, O.R.D.C.T., FROM WHICH A 60D NAIL FOUND IN A WOOD RIGHT-OF-WAY MARKER BEARS N 00°33'38" W, 84.58 FEET;

THENCE S 00°33'38" E, DEPARTING THE SOUTHWEST RIGHT-OF-WAY LINE OF SAID IH 35-E AND ALONG THE EAST LINE OF SAID LOT 6-B1 AND THE WEST LINE OF SAID LOT 1, A DISTANCE OF 296.04 FEET TO A POINT;

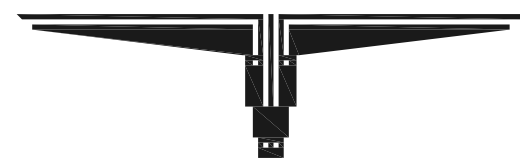
THENCE S 89°16'39" W, DEPARTING THE WEST LINE OF SAID LOT 1 AND ALONG THE SOUTH LINES OF SAID LOTS 6-A1, 6-B1, AND 6-C1, AND THE NORTH LINE OF LOTS 1, 2, 3, 4, AND 5, BLOCK 1, PECAN CREEK SUBDIVISION, AN ADDITION TO THE CITY OF CORINTH, DENTON COUNTY, TEXAS ACCORDING TO THE PLAT RECORDED IN VOLUME 10, PAGE 28, P.R.D.C.T., AT A DISTANCE OF 41.15 FEET PASSING A 1/2" IRON ROD FOUND WITH A CAP STAMPED "G&A", SAID IRON ROD BEING THE MOST WESTERLY SOUTH CORNER OF SAID LOT 6-B1 AND THE SOUTHEAST CORNER OF SAID LOT 6-A1, CONTINUING IN ALL A TOTAL DISTANCE OF 468.75 FEET TO POINT IN THE NORTHEAST RIGHT-OF-WAY LINE OF PECAN CREEK CIRCLE (60' RIGHT-OF-WAY), BEING THE SOUTHWEST CORNER OF SAID LOT 6-C1 AND THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT, FROM WHICH A 100D NAIL FOUND BEARS N 46°02'36" E, 0.4 FEET;

THENCE NORTHWESTERLY, AN ARC LENGTH OF 364.03 FEET ALONG THE NORTHEAST RIGHT-OF-WAY LINE OF SAID PECAN CREEK CIRCLE, THE SOUTHWEST LINE OF SAID LOT 6-C1, AND SAID CURVE TO THE LEFT, HAVING A RADIUS OF 564.50 FEET, A DELTA ANGLE OF 36°56'56", AND A CHORD BEARING OF N 37°14'11" W, 357.76 FEET TO A 1/2" IRON ROD FOUND;

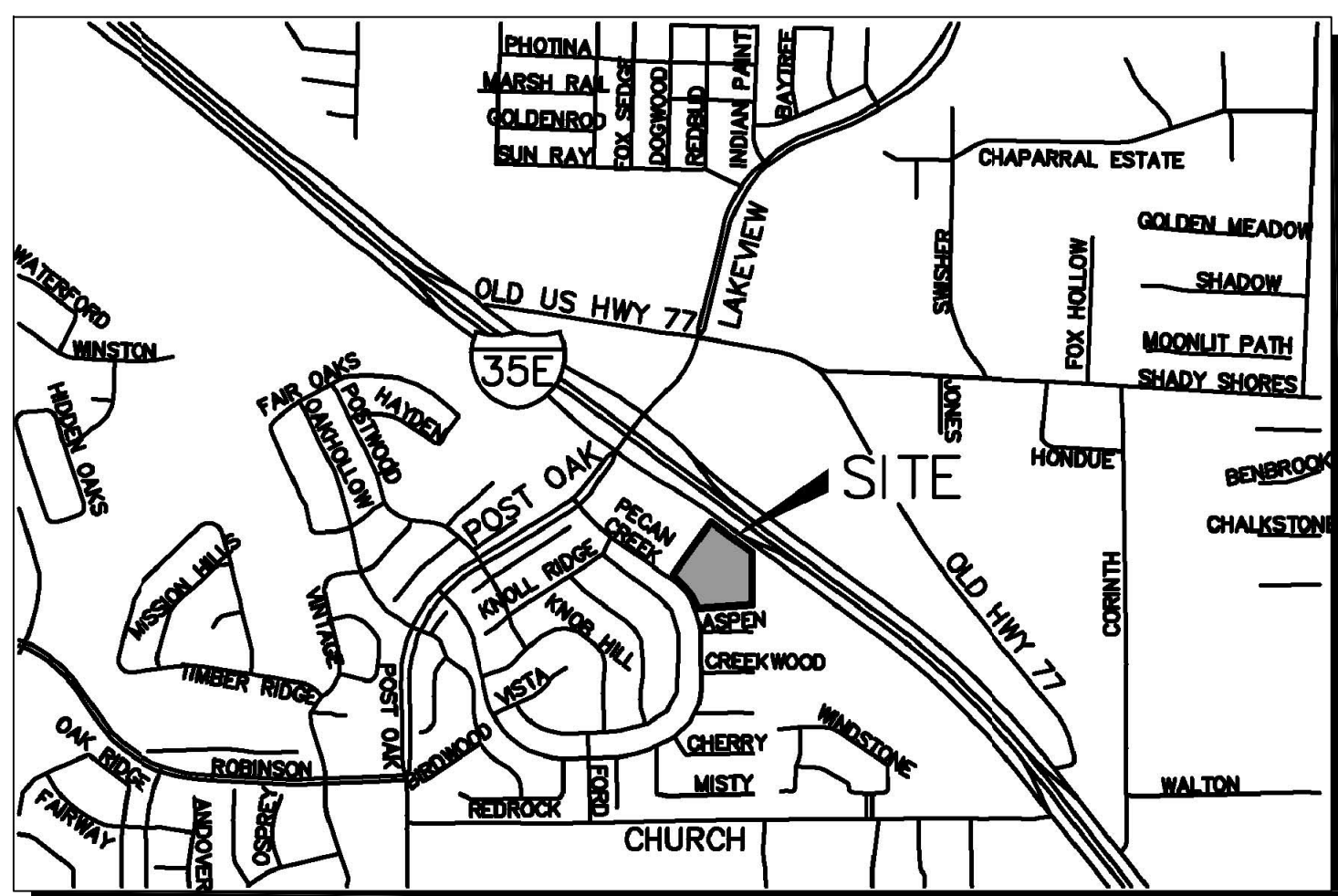
THENCE N 55°42'39" W, CONTINUING ALONG THE NORTHEAST RIGHT-OF-WAY LINE OF SAID PECAN CREEK CIRCLE AND THE SOUTHWEST LINE OF SAID LOT 6-C1, A DISTANCE 80.58 FEET TO A POINT, BEING THE WEST CORNER OF SAID LOT 6-C1 AND THE SOUTH CORNER OF SAID LOT 7-AR, FROM WHICH A 1/2" IRON ROD FOUND BEARS S 12°53' W, 1.1 FEET;

THENCE N 38°29'00" E, DEPARTING THE NORTHEAST RIGHT-OF-WAY LINE OF SAID PECAN CREEK CIRCLE AND ALONG THE NORTHWEST LINE OF SAID LOTS 6-A1 AND 6-C1 AND THE SOUTHEAST LINE OF SAID LOT 7-AR, A DISTANCE OF 439.56 FEET TO THE PLACE OF BEGINNING AND CONTAINING 7.136 ACRES (310,827 SQUARE FEET) OF LAND, MORE OR LESS.

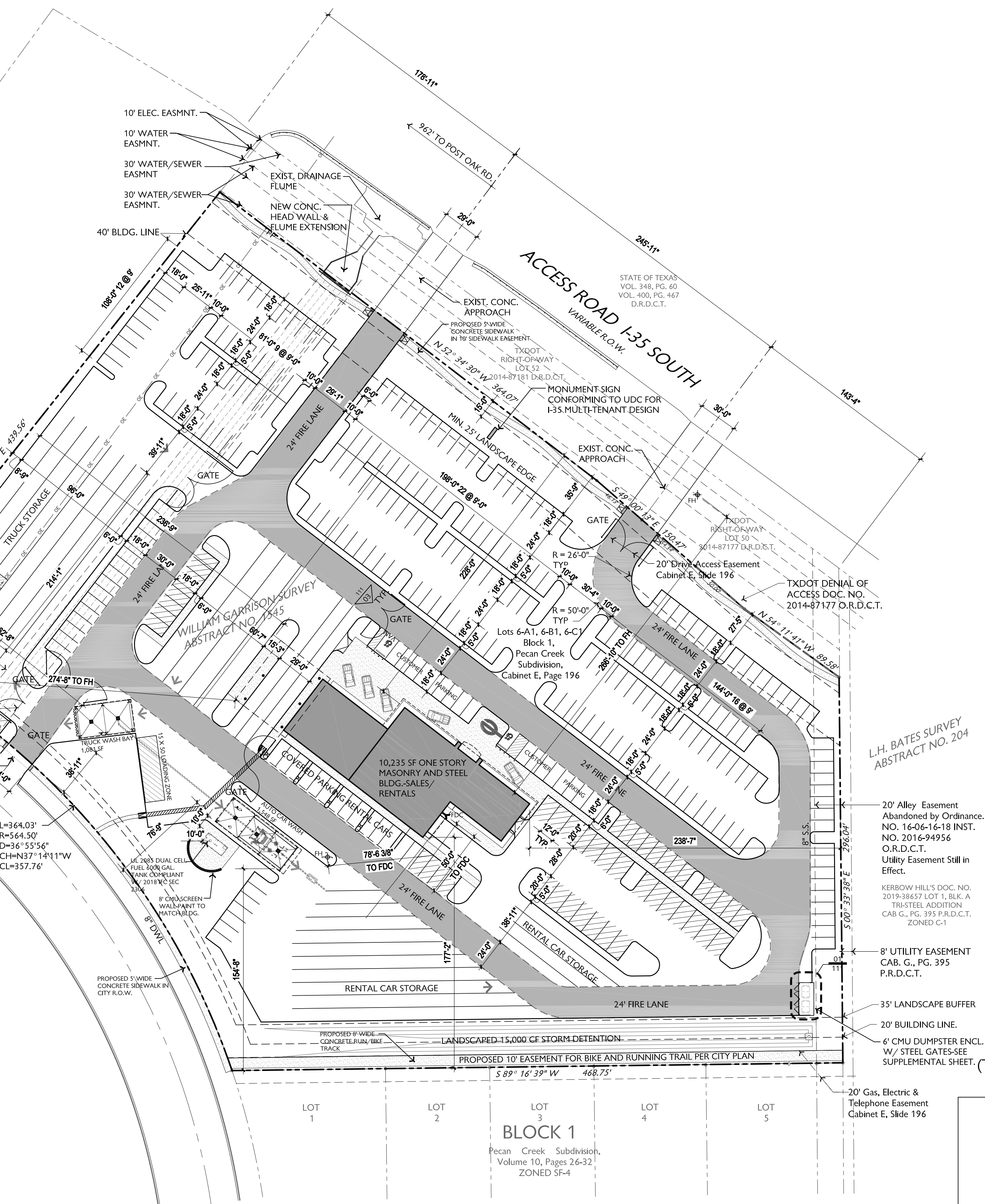
EXHIBIT "B"
CONCEPT PLAN



SITE ELEMENT LEGEND	
---	PROPERTY LINE
---	ADJOINER PROPERTY LINE
---	EXIST. EASEMENT LINE
○	EXIST. DRAINAGE MANHOLE
□	EXIST. CATCH BASIN W/GRATE
---	EXIST. STORM DRAINAGE PIPE
---	EXIST. SANITARY SEWER LINE
○	EXIST. SANITARY SEWER MANHOLE
---	EXIST. WATER LINE
---	EXIST. GAS LINE
---	EXIST. UNDERGROUND FIBER OPTIC
---	EXIST. UNDERGROUND TELEPHONE
---	EXIST. UNDERGROUND ELECTRIC
---	EXIST. OVERHEAD ELECTRIC
---	EXIST. WATER METER
---	EXIST. AND NEW WATER VALVE
---	EXIST. HYDRANT
---	EXIST. GAS VALVE
---	EXIST. GAS METER
---	EXIST. LIGHT POLE
---	EXIST. UTILITY POLE
---	EXIST. SIGN
---	EXIST. TELEPHONE PEDESTAL
○	IRON PIN-REBAR FOUND
○	CONCRETE MONUMENT FOUND
○	NAIL FOUND
○	IRON PIN SET-5/8" REBAR
---	EXIST. MINOR GRADE
---	EXIST. MAJOR GRADE
---	NEW LANDSCAPE AREA
---	NEW MINOR GRADE
---	NEW MAJOR GRADE
---	NEW DOWL WATER LINE
---	NEW SANITARY SEWER
---	NEW STORM SEWER
---	NEW FIRE HYDRANT
---	NEW WATER METER
---	CODE REQUIRED PARKING



VICINITY PLAN
NO SCALE



- SITE PLAN GENERAL NOTES**
- BUILDINGS 6,000 SF OR LARGER SHALL BE FULLY SPRINKLED.
 - FIRE LANES SHALL BE CONSTRUCTED PER CITY OF CORINTH STANDARDS.
 - HANDICAPPED PARKING AREAS SHALL BE DESIGNED AND PROVIDED PER CITY OF CORINTH STANDARDS AND SHALL COMPLY WITH REQUIREMENTS OF THE CURRENT, ADOPTED IBC 2018, ADAAG 2010 AND TAS 2012.
 - MECHANICAL EQUIPMENT, DUMPSTERS AND TRASH COMPACTORS SHALL BE SCREENED IN ACCORDANCE WITH THE U.D.C. OF THE CITY OF CORINTH, OR AS OUTLINED IN THE PLANNED DEVELOPMENT REGULATIONS.
 - ALL SIGNAGE SHALL CONFORM TO THE UNIFIED DEVELOPMENT CODE AND BE APPROVED BY THE BUILDING INSPECTIONS DEPARTMENT UNDER SEPARATE PERMIT.
 - OUTDOOR LIGHTING SHALL COMPLY WITH THE U.D.C., CITY OF CORINTH TX.
 - ALL ELECTRICAL TRANSMISSION, DISTRIBUTION AND SERVICE LINES MUST BE UNDERGROUND.
 - USES SHALL CONFORM IN OPERATION, LOCATION AND CONSTRUCTION TO THE PERFORMANCE STANDARDS SET FORTH IN THE CITY OF CORINTH COMPREHENSIVE ZONING ORDINANCES, AS MODIFIED BY THE PLANNED DEVELOPMENT REGULATIONS.
 - ACCESS CONTROL GATES SHALL REMAIN OPEN DURING HOURS OF OPERATION.

ITEM	DATA
GENERAL SITE DATA:	
CURRENT ZONING	C-2
PROPOSED ZONING	PD-C-2
PROPOSED LAND USE	AUTOMOBILE SALES (USED) AUTOMOBILE/PICK-UP TRUCK RENTALS BOX TRUCK RENTALS
LOT AREA	310,827 SF (7.136 AC)
BUILDING (MAIN INCLUDING OVERHANGS)	17,112 SF
BUILDING (MAIN W/O OVERHANGS)	10,235 SF
BUILDING (ACCESSORY INCLUDING OVERHANGS)	2,629 SF
BUILDING (ACCESSORY W/O OVERHANGS)	796 SF
TOTAL BUILDING AREA W/ OVERHANGS	19,741 SF
TOTAL BUILDING AREA W/O OVERHANGS	11,031 SF
BUILDING HEIGHT (# STORIES)	MAIN - 1 STORY ACCESSORY - 1 STORY
BUILDING HEIGHT (TALLEST ELEMENT)	27'-0" (35'-0" ALLOWED)
BUILDING COVERAGE	3.55%
FLOOR AREA RATIO	1 : 28.18
PARKING:	(SEE DETAIL SCHEDULE)
LANDSCAPE AREA (INCLUDING TURF):	
LANDSCAPE EDGE (I-35)	19,770 SF (25'-0")
INTERIOR LANDSCAPE	50,654 SF
TOTAL LANDSCAPE AREA:	70,424 SF (22.65%)
IMPERVIOUS AREA:	
BUILDING FOOTPRINTS (NET OF OVERHANGS)	11,031 SF
AREA OF SIDEWALKS, PAVEMENT & OTHER IMPERVIOUS FLATWORK	229,372 SF
TOTAL IMPERVIOUS AREA:	240,403 SF (77.35%)
SUM OF TOTAL LANDSCAPE AREA+TOTAL PERMEABLE AREA+TOTAL IMPERVIOUS AREA:	310,827 SF

DETAILED REQUIRED PARKING:	USE	AREA*	CODE	SPACES
AUTOMOBILE SALES/RENTAL		10,235	1/300 (BASED ON OFFICE)	
TOTAL REQUIRED:				35
TOTAL PROVIDED:				46
REQ'D. ACCESSIBLE SPACES:				2
PROVIDED ACCESSIBLE SPACES:				2
CUSTOMER PARKING				
DEDICATED CUSTOMER SPACES:				20
STORED AUTOS				
INVENTORY SALE AUTOS				237
STORED RENTAL AUTOS				108
TOTAL ONSITE PARKING/STORAGE:				413
LOADING ZONE(S)				
REQUIRED				1
PROVIDED			15' X 50'	1

CITY OF CORINTH APPROVAL
(THIS CONCEPT PLAN NOT REVIEWED OR APPROVED FOR ENGINEERING)

Exhibit "B"

01 CONCEPT PLAN
SCALE: 1" = 50'-0"

0 25' 50' 100'

<p>CURRENT OWNER: HUFFINES CHILDREN'S TRUST, LLC. 4500 WEST PLANO PARKWAY PLANO, TEXAS 75093 ERIC HARTTTER 972.867.6000 ERIC.HARTTTER@HUFFINES.NET</p>	<p>APPLICANT & ARCHITECT: ALEXANDER+KIENAST+SCHNITZ, LLC 13601 PRESTON ROAD, STE. 107W DALLAS, TEXAS 75240 PLES E. SCHNITZ 972.233.3506 ples.schnitz@akstexas.com</p>
<p>CONCEPT PLAN CITY OF CORINTH PROJ. ENTERPRISE RENT-A-CAR HUFFINES CHILDREN'S TRUST DOC. # 2016-102721 O.P.R.D.C.T. PECAN CREEK SUBDIVISION BLOCK-1, LOTS 6-A1, 6-B1 AND 6-C1 CAB. E., PG. 196 P.R.D.C.T. OUT OF THE WILLIAM GARRISON SURVEY, ABSTRACT NO. 1545 310,827 SQ. FT. (7.136 AC.)</p>	
<p>PROJ. # 1910 SCALE: 1" = 50'-0" DATE: 2020.01.21</p>	

**ALEXANDER
KIENAST
SCHNITZ**

ARCHITECTURE &
INTERIOR DESIGN
13601 PRESTON RD, SUITE 107W
DALLAS, TX 75240
P: 972.233.3506
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Web: www.akstexas.com

REVISIONS

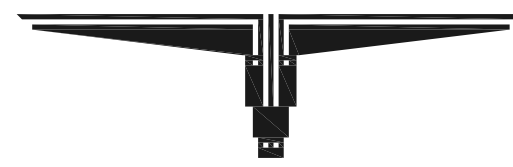
DATE:
21 JAN. 2020
PROJECT NO:
1910
ISSUED FOR:
PLANNED DEVELOPMENT REVIEW

All drawings & written materials appearing herein constitute original unapproved work, & may not be duplicated, used or disclosed without written consent of ALEXANDER + KIENAST + SCHNITZ, LLC.

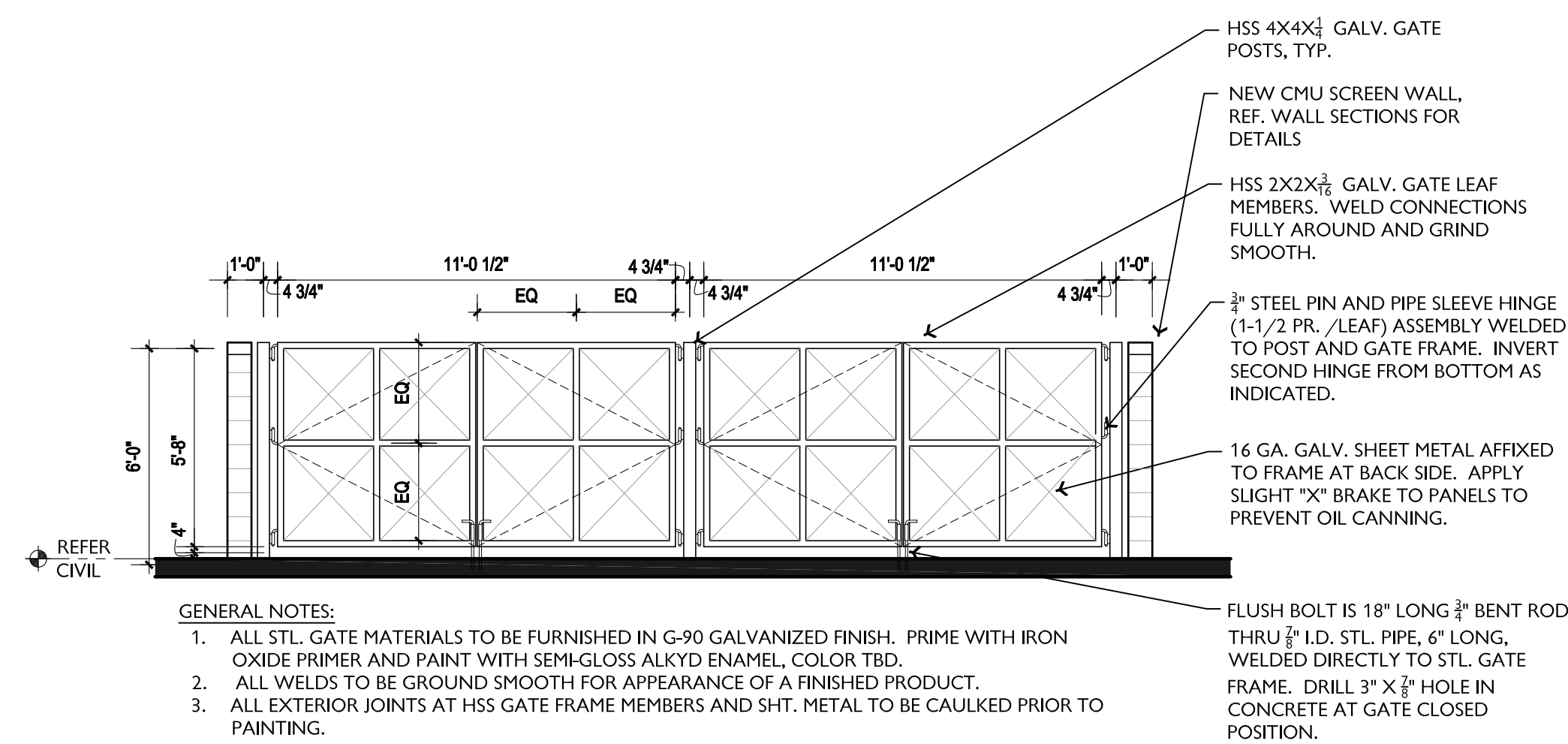
Enterprise
Car Sales, Rent-a-Car and Truck Rentals
5150 I-35 South
Corinth, Texas 76210

CONCEPT PLAN

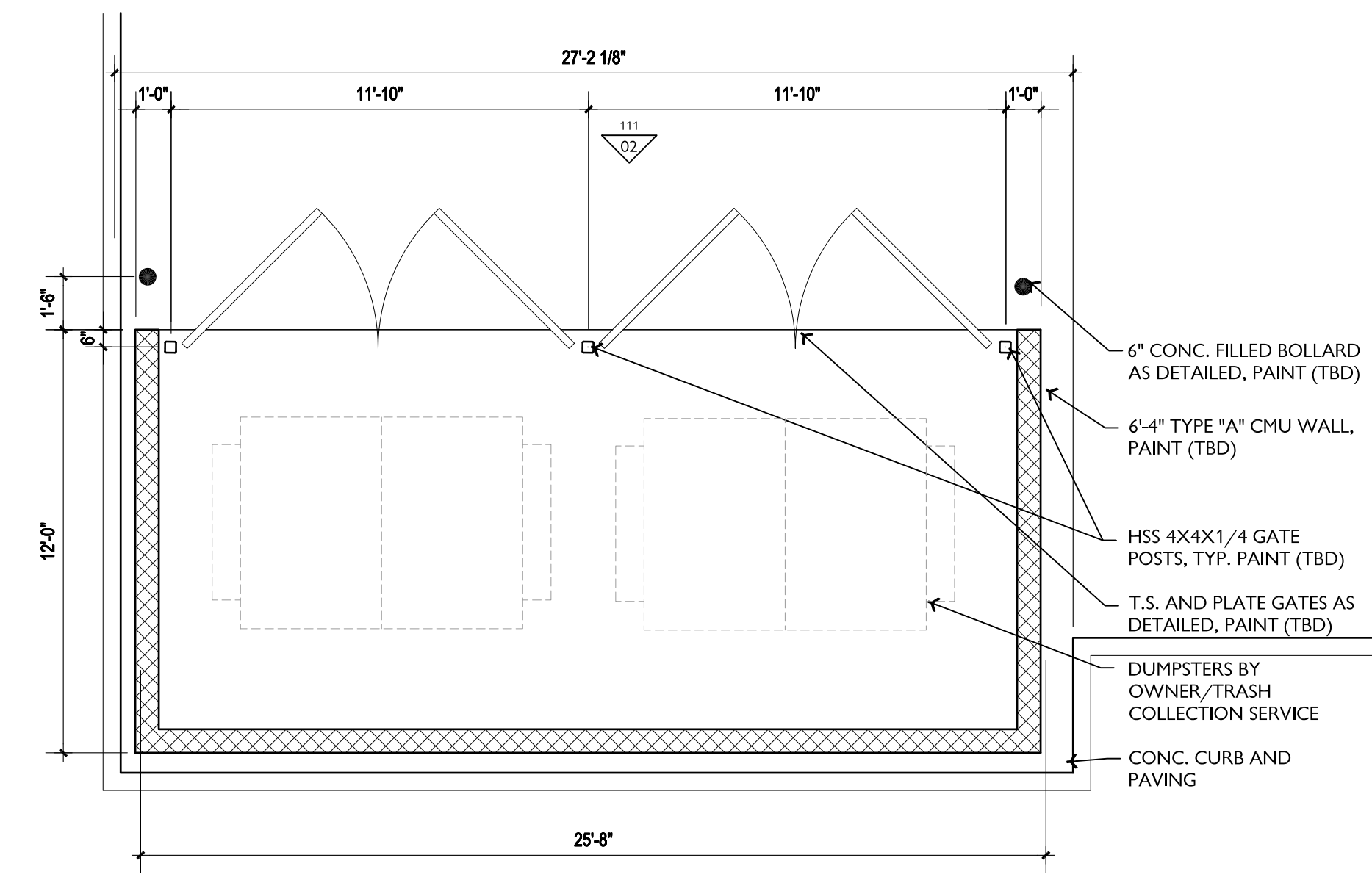
1 OF 5



ARCHITECTURE &
INTERIOR DESIGN
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Web: www.akstexas.com



02 DUMPSTER GATE ELEVATION
SCALE: 1/4" = 1'-0"

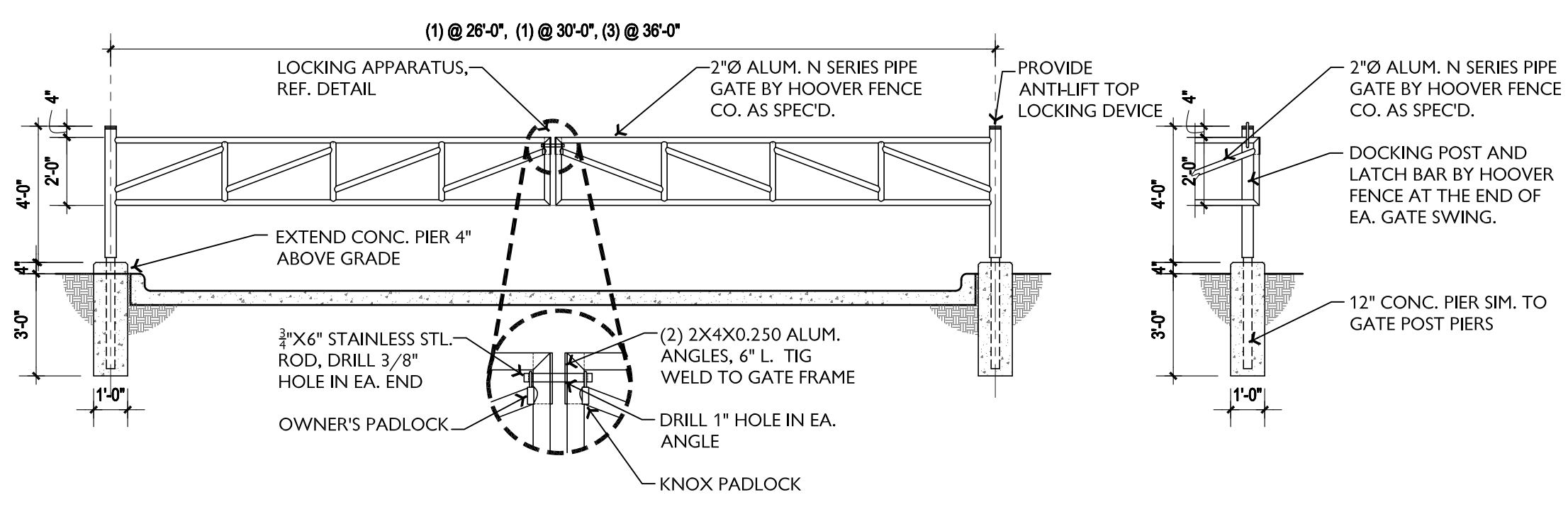


01 DUMPSTER PLAN
SCALE: 1/4" = 1'-0"

REVISIONS

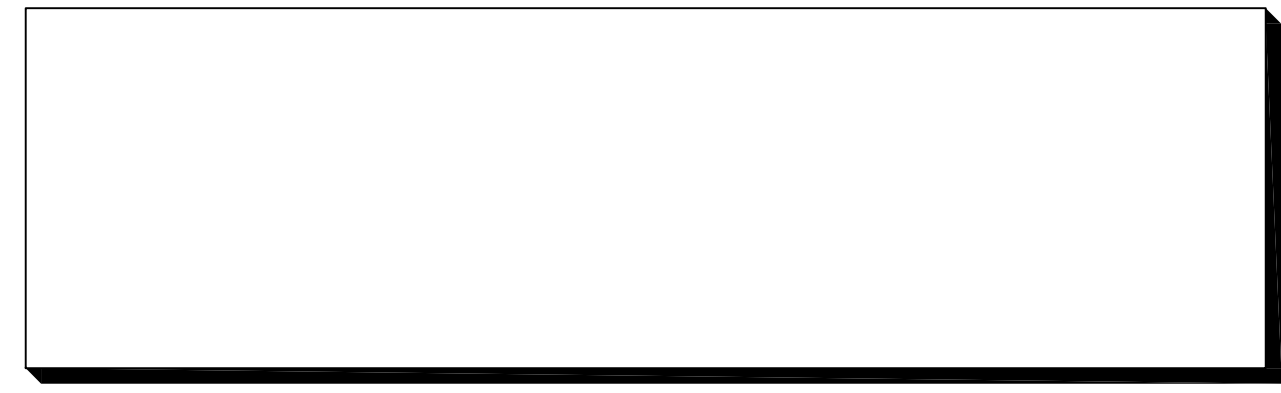
DATE: 21 JAN. 2020
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ISSUED FOR: PLANNED DEVELOPMENT REVIEW

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03 ACCESS GATE DETAIL
SCALE: 1/4" = 1'-0"

CITY OF CORINTH APPROVAL
(THIS CONCEPT PLAN NOT REVIEWED OR APPROVED FOR ENGINEERING)



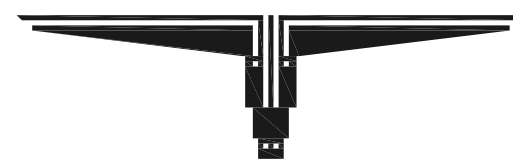
CURRENT OWNER: HUFFINES CHILDREN'S TRUST, LLC. 4500 WEST PLANO PARKWAY PLANO, TEXAS 75093 ERIC HARTTTER 972.867.6000 ERIC.HARTTTER@HUFFINES.NET	APPLICANT & ARCHITECT: ALEXANDER + KIENAST + SCHNITZ, LLC 13601 PRESTON ROAD, STE. 107W DALLAS, TEXAS 75240 PLES E SCHNITZ 972.233.3506 ples.schnitz@akstexas.com	
SUPPLEMENTAL SITE DETAILS CITY OF CORINTH PROJ. ENTERPRISE RENT-A-CAR HUFFINES CHILDREN'S TRUST DOC. # 2016-102721 O.P.R.D.C.T. PECAN CREEK SUBDIVISION BLOCK-1, LOTS 6-A1, 6-B1 AND 6-C1 CAB E., PG.196 P.R.D.C.T. OUT OF THE WILLIAM GARRISON SURVEY, ABSTRACT NO. 1545 310.827 SQ. FT. (7.136 AC.)		
PROJ. # 1910	SCALE: 1/4" = 1'-0"	DATE: 2020.01.21

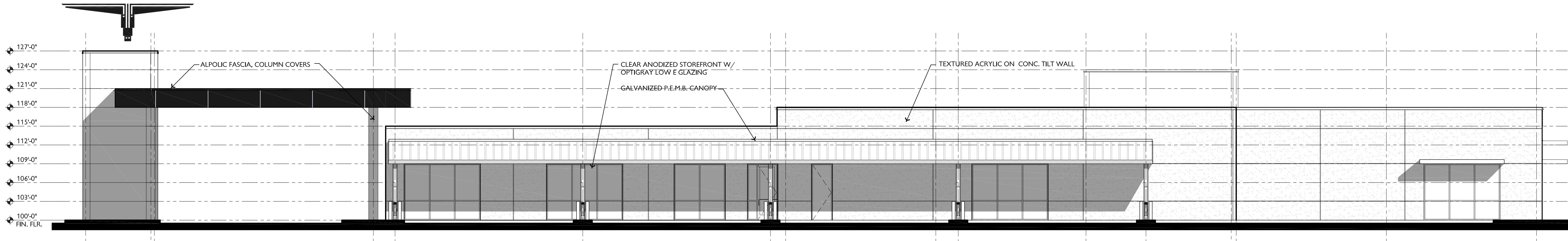
enterprise
Car Sales, Rent-a-Car and Truck Rentals
5150 I-35 South
Corinth, Texas 76210

SUPPLEMENTAL SITE DETAILS

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2 OF 5

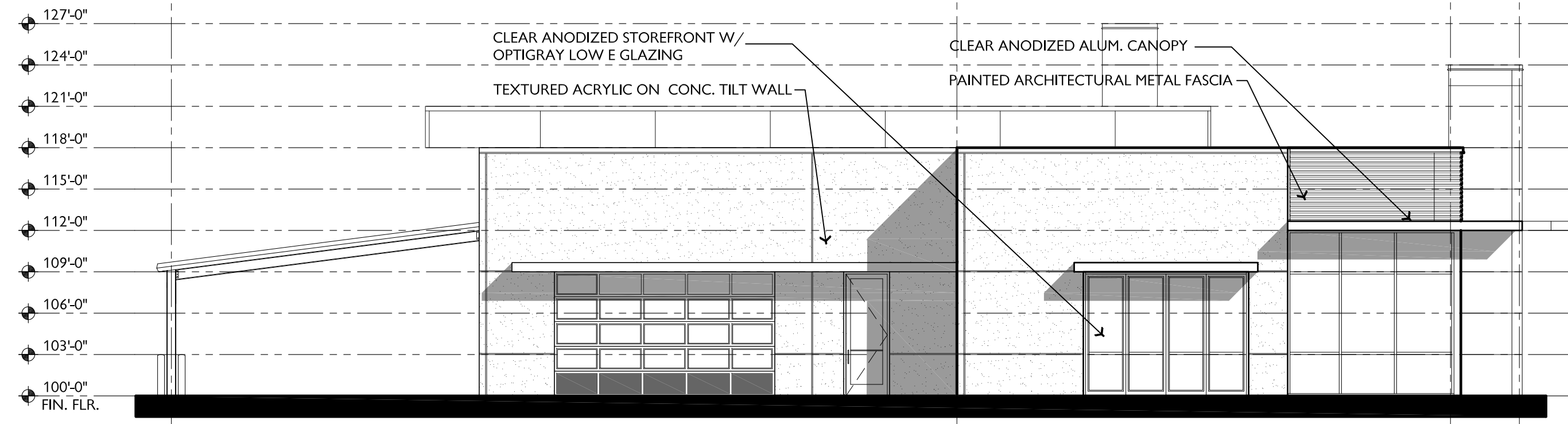




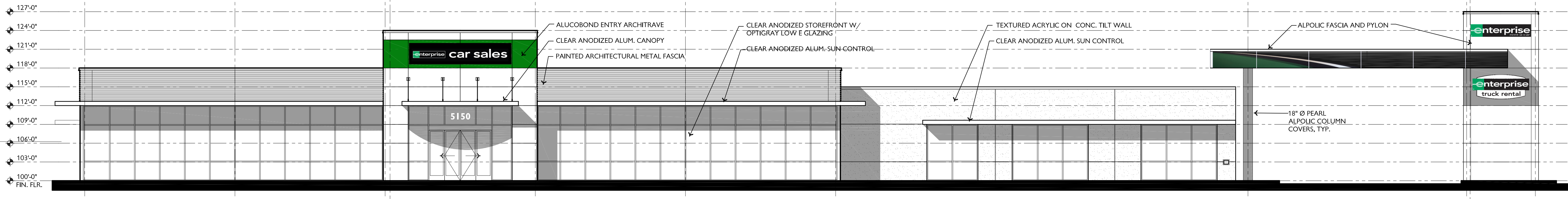
04 WEST ELEVATION
SCALE: 1/8" = 1'-0"

MATERIALS ANALYSIS			
MATERIAL	CLASS	AREA (SSF)	PERCENTAGE
CONCRETE/ACRYLIC TILT WALL	MASONRY	2,321	62%
ALUMINUM STOREFRONT	GLAZING	970	26%
ALUMINUM COMPOSITE PANELS	METAL PANELS	0	0%
ARCHITECTURAL FORMED METAL PANELS	METAL PANELS	430	12%
TOTAL SURFACE AREA		3,721	100%

MATERIALS ANALYSIS			
MATERIAL	CLASS	AREA (SSF)	PERCENTAGE
CONCRETE/ACRYLIC TILT WALL	MASONRY	783	61%
ALUMINUM STOREFRONT	GLAZING	436	34%
ALUMINUM COMPOSITE PANELS	METAL PANELS	0	0%
ARCHITECTURAL FORMED METAL PANELS	METAL PANELS	64	5%
TOTAL SURFACE AREA		1,283	100%



03 SOUTH ELEVATION
SCALE: 1/8" = 1'-0"

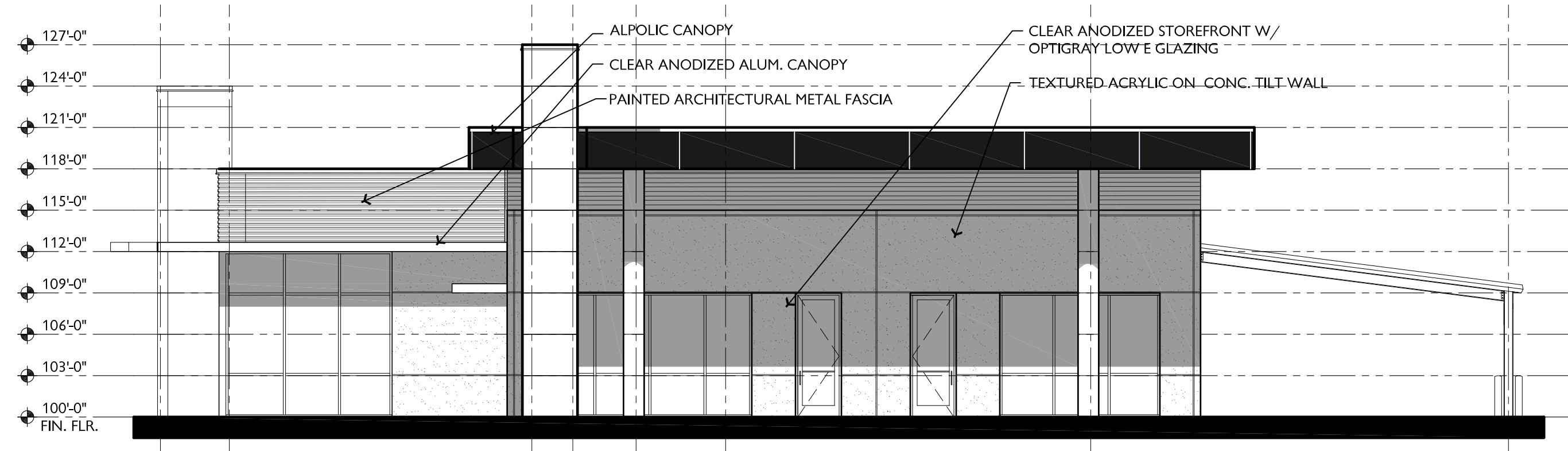


02 EAST ELEVATION
SCALE: 1/8" = 1'-0"

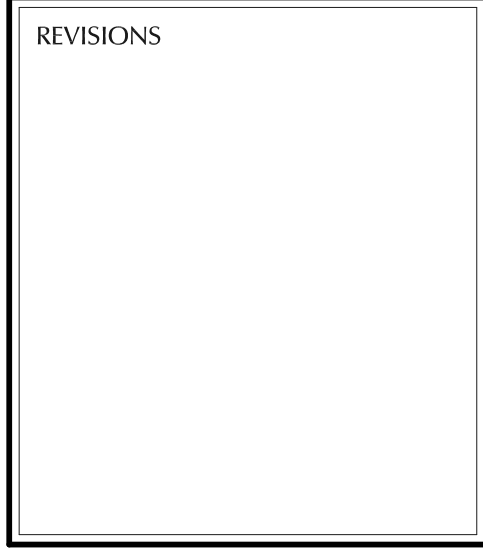
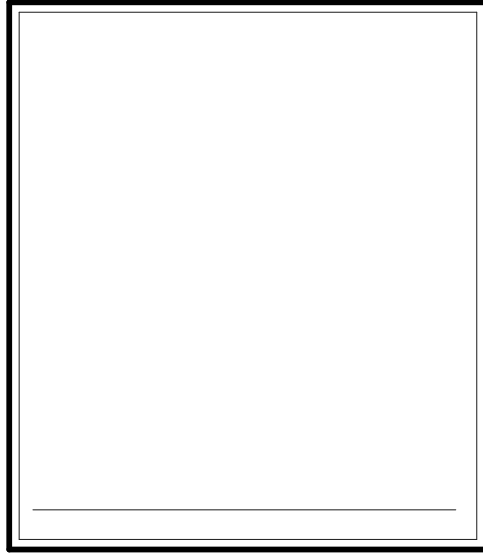
CITY OF CORINTH APPROVAL
(THIS CONCEPT PLAN NOT REVIEWED OR APPROVED FOR ENGINEERING)

MATERIALS ANALYSIS			
MATERIAL	CLASS	AREA (SSF)	PERCENTAGE
CONCRETE/ACRYLIC TILT WALL	MASONRY	668	18%
ALUMINUM STOREFRONT	GLAZING	1,689	45%
ALUMINUM COMPOSITE PANELS	METAL PANELS	846	23%
ARCHITECTURAL FORMED METAL PANELS	METAL PANELS	518	14%
TOTAL SURFACE AREA		3,721	100%

MATERIALS ANALYSIS			
MATERIAL	CLASS	AREA (SSF)	PERCENTAGE
CONCRETE/ACRYLIC TILT WALL	MASONRY	678	46%
ALUMINUM STOREFRONT	GLAZING	432	29%
ALUMINUM COMPOSITE PANELS	METAL PANELS	270	18%
ARCHITECTURAL FORMED METAL PANELS	METAL PANELS	110	7%
TOTAL SURFACE AREA		1,490	100%



01 NORTH ELEVATION
SCALE: 1/8" = 1'-0"

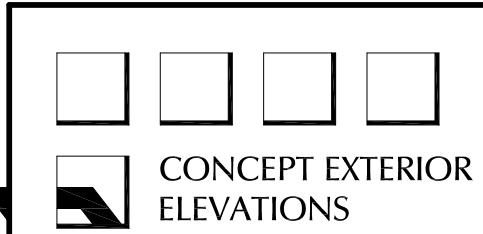


DATE:	21 JAN. 2020
PROJECT NO.:	1910
ISSUED FOR:	PLANNED DEVELOPMENT REVIEW
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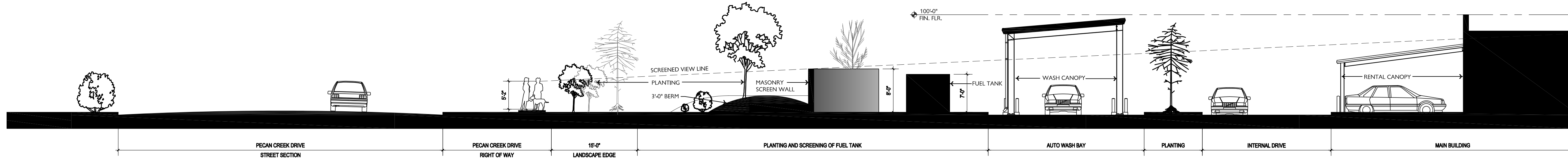
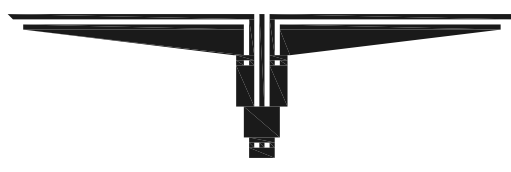


Car Sales, Rent-a-Car and Truck Rentals
5150 I-35 South
Corinth, Texas 76210

<p>CURRENT OWNER: HUFFINES CHILDREN'S TRUST, LLC. 4500 WEST PLANO PARKWAY PLANO, TEXAS 75093 ERIC HARTTTER 972.867.6000 ERIC.HARTTTER@HUFFINES.NET</p>	<p>APPLICANT & ARCHITECT: ALEXANDER+KIENAST+SCHNITZ, LLC 13601 PRESTON ROAD, STE. 107W DALLAS, TEXAS 75240 PLES E SCHNITZ 972.233.3506 ples.schnitz@akstexas.com</p>	
<p>CONCEPT EXTERIOR ELEVATIONS CITY OF CORINTH PROJ. ENTERPRISE RENT-A-CAR HUFFINES CHILDREN'S TRUST DOC. # 2016-102721 O.P.R.D.C.T. PECAN CREEK SUBDIVISION BLOCK-1, LOTS 6-A1, 6-B1 AND 6-C1 CAB E., PG.196 P.R.D.C.T. OUT OF THE WILLIAM GARRISON SURVEY, ABSTRACT NO. 1545 310.827 SQ. FT. (7.136 AC.)</p>		
PROJ. # 1910	SCALE: 1/8" = 1'-0"	DATE: 2020.01.21



J:\HW\2019\1910-EH Car Sales, Corinth, TX\Sheets\300 - Exterior Elevations\1910-50-301 SCHEMATIC ELEVATIONS.dwg Jan 21, 2020 09:44am Ples



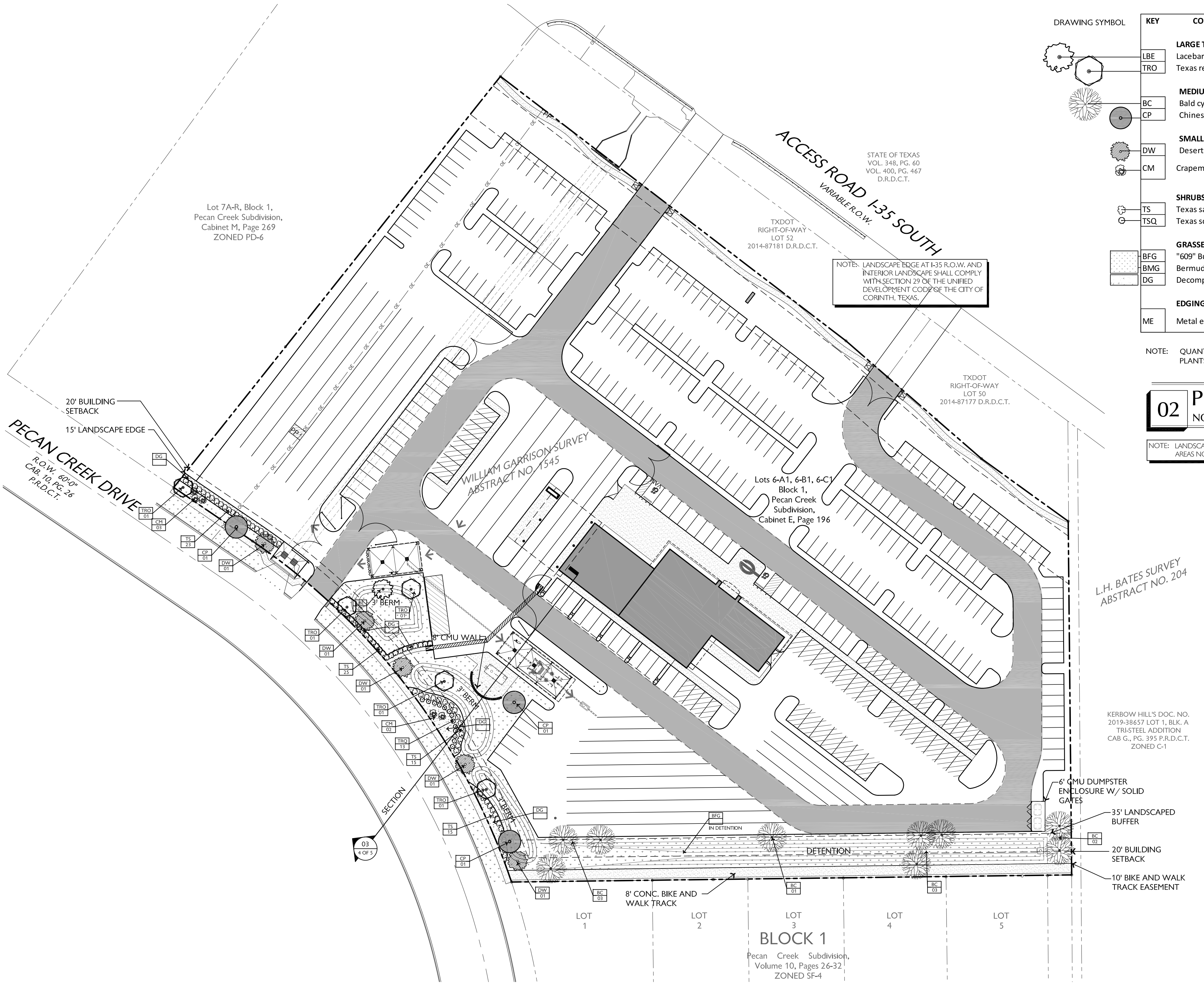
03 PECAN CREEK SCREENING SECTION
SCALE: 3/32" = 1'-0"

DRAWING SYMBOL	KEY	COMMON NAME	BOTANICAL NAME/DETAILS	QTY.	SIZE	REMARKS
LARGE TREES	LBE	Lacebark elm	<i>ulmus parvifolia</i>	1	3" cal.	container grown, 12' height, 4' spread, 4' branch height
	TRO	Texas red oak	<i>quercus texana</i>	5	3" cal.	container grown, 12' height, 4' spread, 4' branch height
MEDIUM TREES	BC	Bald cypress	<i>taxodium distichum</i>	9	4" cal.	container grown, 15' height, 5' spread, 5' branch height
	CP	Chinese pistache	<i>pistacia chinensis</i>	3	3" cal.	container grown, 12' height, 4' spread, 4' branch height
SMALL TREES	DW	Desert willow	<i>chilopsis linearis</i>	5	3" cal.	container grown, 8' height, 4' spread
	CM	Crapemyrtle	<i>lagerstroemia indica</i>	5	1-1/2" cal.	container grown, 6' height, multi-trunk min. 1-1/2" ea. Trunk, min. 3 trunks
SHRUBS	TS	Texas sage-green cloud	<i>leucophyllum frutescens "green cloud"</i>	78	5 gal.	container full, spread 20"
	TSQ	Texas scarlet quince	<i>cydonia japonica</i>	13	5 gal.	container full, spread 20"
GRASSES/GROUND COVER	BFG	"609" Buffalo grass	<i>buchloe dactyloides</i>	XXX SF	n/a	hydromulch, provide temporary irrigation until established
	BMG	Bermuda grass	<i>cynodon dactylon</i>	XXX SQY	n/a	solid sod, refer sod and planting notes.
	DG	Decomposed granite	color: Texas pink	XX CY	n/a	min. 3" thick over geofabric
EDGING	ME	Metal edging	Colmet landscape edging, 5" high, 12 ga.-product # 1012-color: black	XXX LF	4"	embed 2", exposed 3" chamfer corners 45 deg. when intersecting or adjacent to walk surface.

NOTE: QUANTITIES EXPRESSED HEREIN ARE APPROXIMATE. CONTRACTOR IS RESPONSIBLE TO CALCULATE CORRECT NUMBER OF PLANTS/PRODUCTS BASED ON SPACING INDICATED ON PLANS AND TABLES.

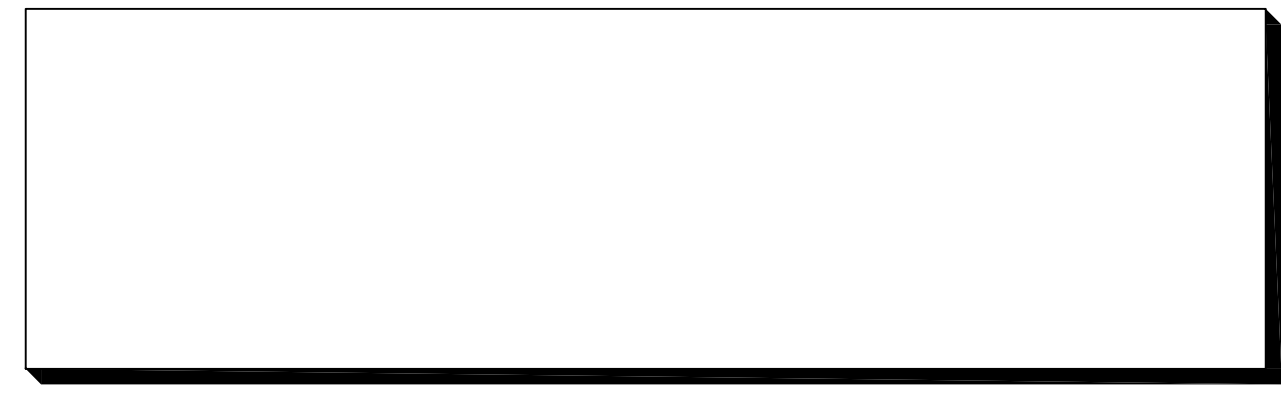
02 PLANTING MATERIAL SCHEDULE
NO SCALE

NOTE: LANDSCAPE AREAS SHOWN HEREIN EXCEED CITY STANDARD REQUIREMENTS. ALL LANDSCAPE AREAS NOT SHOWN SHALL COMPLY WITH CITY'S LANDSCAPE REQUIREMENTS.



01 PARTIAL CONCEPT PLANTING PLAN
SCALE: 1" = 50'-0"

CITY OF CORINTH APPROVAL
(THIS CONCEPT PLAN NOT REVIEWED OR APPROVED FOR ENGINEERING)



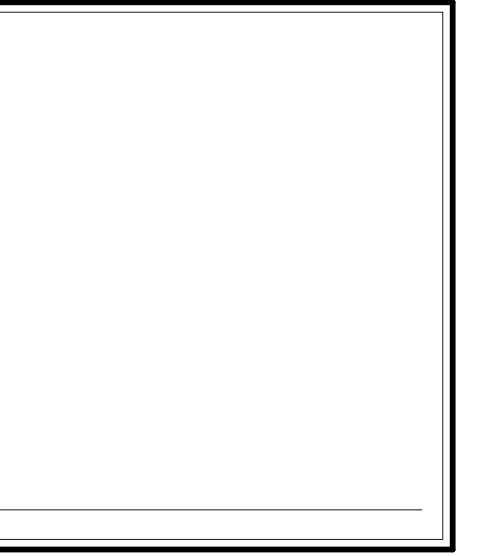
CURRENT OWNER:
HUFFINES CHILDREN'S TRUST, LLC.
4500 WEST PLANO PARKWAY
PLANO, TEXAS 75093
ERIC HARTTER
972.867.6000
ERIC.HARTTER@HUFFINES.NET

APPLICANT & ARCHITECT:
ALEXANDER+KIENAST+SCHNITZ, LLC
13601 PRESTON ROAD, STE. 107W
DALLAS, TEXAS 75240
PLES E SCHNITZ
972.233.3506
ples.schnitz@akstexas.com

PROPOSED SCREENING FOR PECAN CREEK DRIVE AND RESIDENTIAL ADJACENCY
CITY OF CORINTH PROJ. ENTERPRISE RENT-A-CAR
HUFFINES CHILDREN'S TRUST DOC. # 2016-102721 O.P.R.D.C.T.
PECAN CREEK SUBDIVISION
BLOCK-1, LOTS 6-A1, 6-B1 AND 6-C1 CAB E., PG.196 P.R.D.C.T.
OUT OF THE WILLIAM GARRISON SURVEY, ABSTRACT NO. 1545
310,827 SQ. FT. (7.136 AC.)

PROJ. # 1910 SCALE: 1" = 50'-0" DATE: 2020.01.21

ARCHITECTURE & INTERIOR DESIGN
13601 PRESTON RD, SUITE 107W
DALLAS, TX 75240
P: 972.233.3506
F: 972.233.3525
Email: akstexas@akstexas.com
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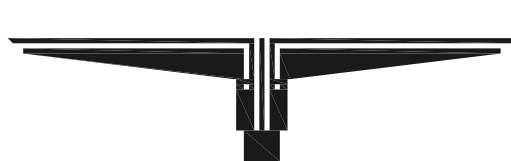
REVISIONS

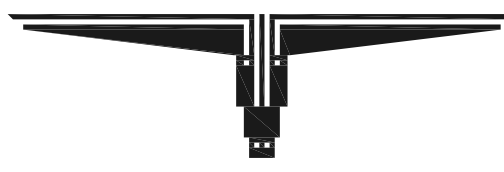
DATE:
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Enterprise
Car Sales, Rent-a-Car and Truck Rentals
5150 I-35 South
Corinth, Texas 76210

PARTIAL CONCEPT PLANTING PLAN

4 OF 5





03 NEW CAR DELIVERY EXIT AND READY CARS
SCALE: NONE



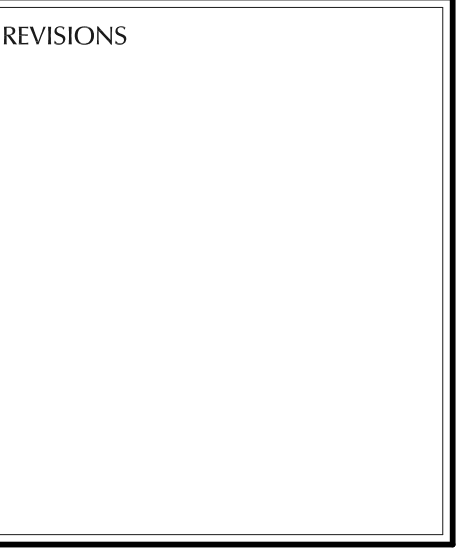
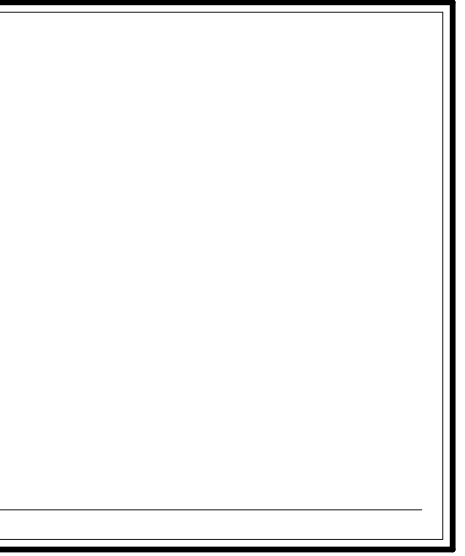
01 CAR SALES
SCALE: NONE



02 RENTALS/RETURNS
SCALE: NONE

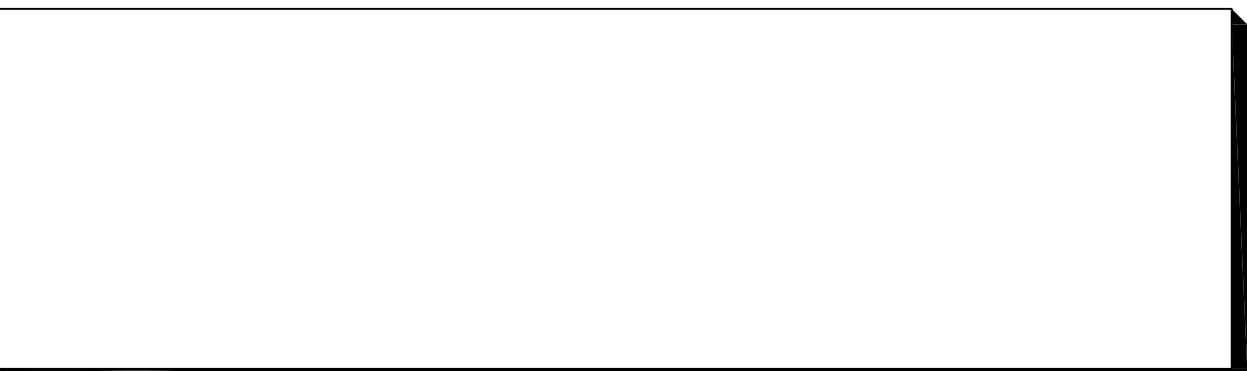


ARCHITECTURE &
INTERIOR DESIGN
13601 PRESTON RD, SUITE 107W
DALLAS, TX 75240
P: 972.233.3506
F: 972.233.3525
Email: akstexas@akstexas.com
Web: www.akstexas.com



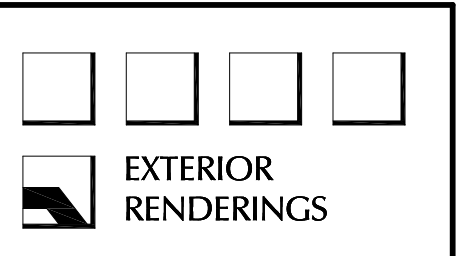
DATE:
21 JAN. 2020
PROJECT NO:
1910
ISSUED FOR:
PLANNED DEVELOPMENT REVIEW
<small>All drawings & written materials appearing herein constitute original unpublished work, & may not be duplicated, used or disclosed without written consent of ALEXANDER + KIENAST + SCHNITZ, LLC.</small>

CITY OF CORINTH APPROVAL
(THIS CONCEPT PLAN NOT REVIEWED OR APPROVED FOR
ENGINEERING)



CURRENT OWNER: HUFFINES CHILDREN'S TRUST, LLC. 4500 WEST PLANO PARKWAY PLANO, TEXAS 75093 ERIC HARTTER 972.867.6000 ERIC.HARTTER@HUFFINES.NET	APPLICANT & ARCHITECT: ALEXANDER + KIENAST + SCHNITZ, LLC 13601 PRESTON ROAD, STE. 107W DALLAS, TEXAS 75240 PLES E SCHNITZ 972.233.3506 ples.schnitz@akstexas.com
--	--

CONCEPT EXTERIOR ELEVATIONS CITY OF CORINTH PROJ. ENTERPRISE RENT-A-CAR		
<small>HUFFINES CHILDREN'S TRUST DOC. # 2016-102721 O.P.R.D.C.T. PECAN CREEK SUBDIVISION BLOCK-1, LOTS 6-A1, 6-B1 AND 6-C1 CAB E., PG.196 P.R.D.C.T. OUT OF THE WILLIAM GARRISON SURVEY, ABSTRACT NO. 1545 310.827 SQ. FT. (7.136 AC.)</small>		
PROJ. # 1910	SCALE: NONE	DATE: 2020.01.21



5 OF 5

J:\1\dwg\2019\1910-EHI Car Sales, Corinth, TX\Sheets\300 - Exterior Elevations\1910-302 EXTERIOR RENDERINGS.dwg Jan 21, 2020 10:01am Ples

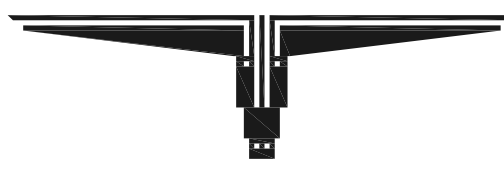


EXHIBIT "C"
LAND USE
REGULATIONS

SECTION 1: REGULATIONS

- A. **Purpose:** The regulations set forth herein provide development standards for Non Residential Commercial designations along with uses associated with Used Automotive Dealerships – Sales, Automobile and Pick-up Truck Rental, Truck Rental, Outside Display and Accessory Uses of Above Ground Storage Fuel Dispensing, Automatic Automobile Wash and Box Truck Manual Wash facilities. All uses allowed within the C-2 Commercial District are allowed within this Planned Development.
- B. **Base District:** The current C-2, Commercial District regulations of the Corinth Unified Development Code, as amended, shall apply except as modified herein.

SECTION 2: USES AND AREA REGULATIONS:

- A. **Purpose:** This district is intended to provide for the development of a car/pick-up truck and truck rentals with associated used-only automobile dealership. Accessory uses shall include an above ground fuel storage tank (for private use only), an enclosed automatic carwash, an open truck wash structure and product display areas.
- B. **Permitted Uses and Use Regulations:** In the Planned Development (PD C-2) District for Commercial Use, no building or land shall be used and no building shall be hereafter erected , reconstructed, enlarged or converted, unless permitted by the Commercial (C-2) District regulations of the Unified Development Code except as otherwise allowed in this PD Ordinance . The Permitted Uses in the C-2 Commercial District as listed in Subsection 2.07 of the Unified Development Code, shall be permitted uses and shall also include the following use(s):
 - 1) Automobile Sales-Used Automobiles only
 - a. Used automobile sales shall only be permitted in conjunction with the automobile/pick-up truck rental and truck rental uses.
 - 2) Re-sale of vehicles taken in trade on sales of primary inventory provided they meet the following conditions:
 - a. The trade-in vehicle is four (4) model years old, or younger, and:
 - b. The trade-in vehicle passes the same quality checks as are applied to rental fleet cars added to inventory, comprising body condition, safety and mechanical checklists.
 - 3) Product Display Area
 - 4) Automobile and Pick-up Truck Rental
 - 5) Truck Rental-maximum length 36' with a GTW of 26,000 pounds

- 6) Accessory Use-Above Ground Fuel Storage (UL 2085 Tank) for private use only-no retail sales of fuel.
- 7) Accessory Use-Enclosed Automatic Carwash
- 8) Accessory Use-Open Truck Wash Structure

C. **Development Standards:** The Development Standards for this PD are the development standards for C-2 Commercial, Section 2.05.02 of the City's Unified Development Code except as otherwise stated herein.

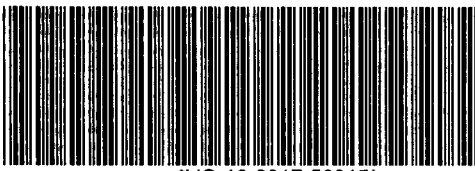
- 1) UDC 2.07.07 Accessory Buildings and Uses shall apply.
- 2) UDC 2.08.05 Nonresidential Dimensional Regulations shall apply
- 3) UDC 2.09.01 Landscape Regulations shall apply except as modified as follows:
 - I. Landscaping along Pecan Creek Drive and behind the residential lots shall be a combination of 3'-0" (3'-6" above drive grade) screening berms, robust shrubbery, ornamental and canopy trees to a.) assist in screening the rear of the building and accessory buildings from view and b.) compliment the adjacent landscape in the residential district as indicated in Exhibit B, sheet 4 of 5. All other landscaped areas shall comply with the City's Unified Development Code.
 - II. Irrigation at the traditional landscape along Pecan Creek will be broadcast while the balance of the site will incorporate drip and point irrigation to conserve water resources.
- 4) UDC 2.09.02 Tree Preservation Regulations shall apply.
- 5) UDC 2.09.03 Vehicle Parking Regulations shall apply with the following clarifications:
 - a) Code required parking shall be based on 1 space per 300 SF of gross building area.
 - b) Customer parking shall be computed on the basis of 1 space per 500 SF of the sales and rental areas.
- 6) UDC 2.09.04 Building Façade Material Standards shall apply except for the following:
 - a) The exterior facade guidelines have been established within the Concept Plan, Concept Building Elevations and Percentages of Building Façade Materials charts provided in Exhibit B, sheets 3 and 5, of 5.
- 7) UDC 2.09.05 Residential Adjacency Standards shall be voluntarily applied (not required for I-35 properties) except for the following:
 - b) UDC 2.09.05.1 Building materials will be permitted as shown on Exhibit B, sheet 3 and 5, of 5. Building Elevations and Percentages of Building Facade Materials charts are provided in Exhibit B sheet 3 of 5.
 - c) In lieu of providing a fence along the rear of the adjacent residential lots includes a 35'-0" landscaped buffer with turf grass and trees as detailed in Exhibit B, sheets 1 and 4 of 5.
 - d) UDC 2.09.05.2 No building, including buildings with a footprint of six thousand (6,000) square feet or less (as provided for in the UDC 2.09.05), shall be required to feature a pitched roof to maintain continuity of architectural design across the entire site.

- e) Loudspeaker communications systems will not be permitted.
- 8) UDC 2.09.06 Nonresidential Architectural Standards shall comply with the architectural elevations provided in Exhibit B, sheet 3 of 5.
- 9) UDC 2.09.07 Lighting and Glare Regulations shall be subject to the following exceptions and supplemental provisions:
 - a) LED luminaires are accepted for site lighting.
 - b) Site luminaire heads shall not exceed 28'-0" from adjacent ground surface.
 - c) Where luminaires are adjacent to, or near, residential property, shields shall be installed to limit the spill over to 0 fc at the property lines. Luminaires shall be designed as to produce no more than 0.3fc over all other non-residential property lines.
- 10) UDC 2.09.07 C.3-4 Automated Site Lighting shall apply with the following clarifications:
 - a) Illumination in the Product Display Area shall be between 15 and 10 fc during the period from dark to 10 PM at which time the lighting controls shall automatically reduce the intensity to between 2.5 and 1.5 fc for night security lighting.
 - b) All other site lighting shall be between 2.5 and 1.5 fc from dusk to dawn for security lighting.
 - c) Lighting spilling onto adjacent properties shall be governed by item 9, c) above.
- 11) UDC 4.01 **Sign Regulations:** The regulations shall apply except as follows:
 - a) UDC 4.01.15 C - Monument Sign provisions shall comply with this section of the UDC:
 - I. There shall be a 15'-0" setback from property line to the nearest portion of a monument sign (either base or sign face). Sign area and dimensions shall comply with design standards for a multi-tenant monument sign along I-35 as found in Section 4 of the UDC.
 - II. One (1) multitenant monument sign shall be placed at the I-35 right-of-way as located on sheet 1 of 5.
 - III. Other than directional signage, as described below, only those Building Signs indicated on Exhibit B, sheet 3 of 5 shall be permitted.
 - IV. Except for directional signage, no other signage shall be permitted along Pecan Creek Drive.
 - b) On-site, free standing directional signage shall conform to the design criteria in the UDC and shall be permitted based on an on-site directional signage plan submitted to and approved by the Director of Planning when such signage is requested by submittal of a sign or building permit. Such signs shall be allowed in the quantity and at locations as approved by the Director of Planning. Directional signage may include directional information such as car sales, car rental and similar related locations on the property along with arrows or directional symbols to aid in internal traffic flow/control.
 - c) Attached Sign - Building Mounted Signage - Building mounted signs shall comply with Section 4 of the City of Corinth UDC and as detailed in Exhibit B, sheet 3 of 5.
 - d) Sign permits will require permitting aside from the building permit.
- 12) UDC 4 .02 **Fence and Screening Regulations** shall apply except as follows:

- a) No fencing or pipe rails are to be installed during the initial development of the property. Should future security concerns dictate, a pipe rail, not to exceed 24" in height, shall be allowed around any portion of the site to supplement security efforts. Should future security concerns dictate, such installation shall be coordinated with the City of Corinth and comply with the City requirements and design parameters. In this event, installation will require a separate permit.
- b) Aluminum access gates (open during business hours) will be installed as indicated in Exhibit B, sheet 1 of 5. Details of these gates are delineated in Exhibit B, sheet 2 of 5. The gates shall be equipped with a locking device allowing for owner and fire/emergency access utilizing a Knox Lock as detailed on sheet 2 of 5.
- c) All mechanical equipment is roof mounted and the parapet design affords screening to a visual distance of 250'-0" as viewed from 5'-2" above ground level.
- d) The dumpster will be enclosed in a masonry enclosure with solid steel gates as detailed in Exhibit B, sheet 2 of 5. The masonry enclosure and steel gates shall match the main building materials and color.
- e) The fuel tank is screened from I-35 by the building and from Pecan Creek Drive and the residential areas with an 8'-0" high masonry screen wall painted to match the main building as indicated in Exhibit B, sheets 1 and 4 of 5.

14) Project Phasing and Components Included in each phase:

- a) All work indicated in Exhibit B shall be performed in a single phase.



VG-16-2017-56815

Denton County
Juli Luke
County Clerk

Instrument Number: 56815

Real Property Recordings

AFFIDAVIT

Recorded On: May 15, 2017 04:30 PM

Number of Pages: 7

" Examined and Charged as Follows: "

Total Recording: \$50.00

******* THIS PAGE IS PART OF THE INSTRUMENT *******

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 56815
Receipt Number: 20170515000696
Recorded Date/Time: May 15, 2017 04:30 PM
User: Brandy F
Station: Station 25

Record and Return To:

DONALD E PASCHAL JR
904 PARKWOOD CT

MCKINNEY TX 75070



STATE OF TEXAS
COUNTY OF DENTON

I hereby certify that this Instrument was FILED In the File Number sequence on the date/time printed hereon, and was duly RECORDED in the Official Records of Denton County, Texas.

Juli Luke
County Clerk
Denton County, TX

STATE OF TEXAS §
§ KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DENTON §

Affidavit of Release of Nonconforming Land Use
For
7.903 acres in Block 1 of Pecan Creek Crossing in Corinth, Texas

Whereas, Huffines Children’s Trust (“Owner”), has previously acquired and possesses fee ownership of the real property in Denton County, Texas, and described in Exhibit “A” attached hereto and made a part hereof for all purposes the (“Nonconforming Property”) and all buildings, fixtures, and other improvements, if any, located on the Nonconforming Property; and,

Whereas, Huffines Jeep/Eagle/Mazda, Inc. leased the property for the operation of new car dealerships and related activities on the Nonconforming Property dating back prior to the adoption of the current City of Corinth Zoning Ordinance covering the Nonconforming Property. Therefore, current auto sales and service on the Nonconforming Property by Huffines Denton Autos, Inc. (the “Existing Dealerships”) have legally continued and operated as a preexisting or nonconforming use which does not conform to currently applicable zoning standards or regulations, but which was in conformance with standards in place at the time of the inception of the use on the Nonconforming Property and has continued to exist from that time until present, and has been rendered nonconforming due to a change in the applicable City of Corinth standards and regulations (“Legally Nonconforming Use”), and it is specifically understood and acknowledged that the current zoning ordinance would not otherwise permit auto sales and service on the Nonconforming Property and such use would not be allowed absent said “Legally Nonconforming Use” status; and,

Whereas, Owner has acquired property for new and relocated Existing Dealerships and related services and is preparing to construct new facilities and all existing automotive related operations will be moved from the “Nonconforming Property” to said new location based on a Planned Development Zoning Ordinance and related

Site Plan which has been approved by the City Council of the City of Corinth, Texas for the new property; and

Whereas, Owner and the Existing Dealerships as part of the aforementioned zoning process for the new property have agreed to and intend to terminate and waive any and all “Legally Nonconforming Use” rights to the existing Nonconforming Property at such time as the existing uses for the existing Nonconforming Property are relocated to the new location.

Now, James Richard Huffines, Trustee of Huffines Children’s Trust, acting on behalf of the Huffines Children’s Trust, owner of the above referenced Nonconforming Property, and S. Ray Huffines, acting on behalf of Huffines Denton Autos, Inc., the Existing Dealerships, by the overt act of executing this Affidavit of Release of Nonconforming Land Use do hereby abandon, waive, relinquish, and forever rescind any and all rights as a “Legally Nonconforming Use” on the Nonconforming Property at the time stipulated hereinafter:

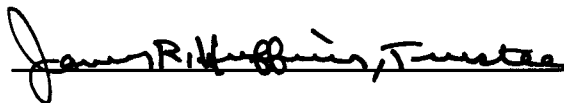
1. This release of “Legally Nonconforming Use” rights applies to the Nonconforming Property, described in Exhibit “A” attached hereto and made a part hereof for all purposes, with an address of 5150 S. 1-35, Corinth, Texas.
2. All existing rights to the “Legally Nonconforming Use”, on the “Nonconforming Property” are hereby fully abandoned, relinquished, surrendered, forfeited, and terminated upon transfer of all automotive operations and removal of all personal property and operational equipment and records of the Existing Dealerships from the Nonconforming Property to the new dealership location, with the provision that such removal shall not be later than 60 days following issuance of a Final Certificate of Occupancy for phase 1 of said new Dealership (phase 1 consisting of a minimum of two new auto franchise sales and service facilities with parking and required site amenities). Upon the abandonment, termination and release of the “Legally Nonconforming Use”, Owner, the Existing Dealerships, or any affiliate of Owner or the Existing Dealerships, or successor owners of the Nonconforming Property, shall not resume any nonconforming use on the Nonconforming Property or allow any other affiliate of Owner or the Existing Dealerships or lessee having a lease with Owner to do so, and any further use of the

Nonconforming Property by Owner, any lessee of Owner, or other party with an interest in the Nonconforming Property shall be in conformity with all applicable ordinances and regulations, as amended, of the City of Corinth, Texas. This Affidavit of Release of Nonconforming Land Use is binding on the Huffines Children's Trust, its successors and assigns forever, and the Existing Dealerships, its successors and assigns forever, and shall run with the land; provided, however, that nothing in this Affidavit shall make Owner or the Existing Dealerships liable for any subsequent purchaser's use of the Nonconforming Property.

3. It is agreed and acknowledged by Owner that this Affidavit may be filed for record in the property records of Denton County. It is further provided and acknowledged that any such changes or permitting of land uses on the Nonconforming Property, including automotive sales and service, shall be subject to the ordinances and regulations of the City of Corinth, Texas.

Executed by Owner:

HUFFINES CHILDREN'S TRUST



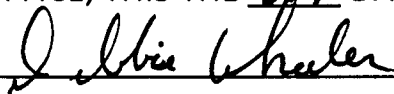
James R. Huffines, Trustee of Huffines Children's Trust

THE STATE OF TEXAS

COUNTY OF DALLAS

This instrument was acknowledged before me on the 27 day of April, 2017, by James R. Huffines, Trustee of Huffines Children's Trust, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of and as the act of Huffines Children's Trust.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS THE 27 DAY OF April, 2017.



Notary Public Dallas County, Texas

My commission expires 2-01-2019

Executed by Existing Dealerships:

Huffines Denton Autos, Inc.:
(f/k/a Huffines Jeep/Eagle/Mazda, Inc.)

S. Ray Huffines

By: S. Ray Huffines
Its: CEO and President

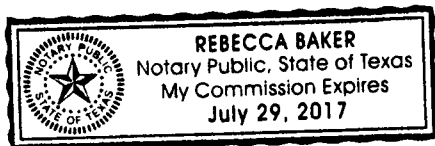
THE STATE OF TEXAS

COUNTY OF DALLAS

This instrument was acknowledged before me on the 27th day of April, 2017, by S. Ray Huffines, CEO and President of Huffines Denton Autos, Inc., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of and as the act of Huffines Denton Autos, Inc.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS THE 27th DAY OF April, 2017.

Rebecca Baker



Notary Public Rebecca Baker County, Dallas

My commission expires 7/29/2017

After Recording Return to:
Donald E. Paschel, Jr.
904 Parkwood Ct.
McKinney, TX 75070

EXHIBIT A

Legal Description

Being all that certain lot, tract or parcel of land situated in the William Garrison Survey, Abstract Number 1545, City of Corinth, Denton County, Texas, and being part of Lot 6, Block 1 of Pecan Creek, an addition to the City of Corinth, Denton County, Texas, according to the plat thereof recorded in Volume 10, Pages 26-32 of the Plat Records of Denton County, Texas, and being a portion of a 20' Alley shown thereon, and being part of Lot 6-A1 and Lot 6-B1 and all of Lot 6-C1, Block 1 of Pecan Creek Subdivision, an addition to the City of Corinth, Denton County, Texas, according to the plat thereof recorded in Cabinet E, Page 196 of the Plat Records of Denton County, Texas, and being a portion of a 20' Alley shown thereon, and being all that certain called 0.137 acre portion of said 20' Alley abandoned by the City of Corinth in Ordinance Number 16-06-16-18 recorded in Instrument Number 2016-94956 of the Real Property Records of Denton County, Texas, same called 0.137 acre portion being described in QuitClaim Deed in favor of LRR Associates, LLC, recorded in Instrument Number 2016-78218 and corrected in Instrument Number 2016-94569 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

Beginning at a 1/2" rebar found at the most westerly corner of said Lot 6-C1, being on the northeasterly line of Pecan Creek Circle (called 80' right-of-way on the first mentioned Pecan Creek plat), and being the most southerly corner of Lot 7A-R, Block 1 of Pecan Creek Subdivision, an addition to the City of Corinth, Denton County, Texas, according to the plat thereof recorded in Cabinet M, Page 269 of the Plat Records of Denton County, Texas;

THENCE N 38°25'15" E, with the southeasterly line of said Lot 7A-R and the northwesterly line of said Lot 6 and Lot 6-C1, passing at 141.26 feet (called 140.43 feet) a 1/2" capped rebar set (G&A) at the most northerly corner of said Lot 6-C1 and the most westerly corner of said Lot 6-A1, continuing with the northwesterly line thereof a total distance of 440.45 feet to an aluminum Texas Department of Transportation (TXDOT) monument found on the southwesterly line of Interstate Highway (IH) 35E at the most westerly corner of that certain called 0.521 acre tract of land described in deed to The State of Texas, recorded in Document Number 2014-87181 of the Real Property Records of Denton County, Texas;

THENCE S 52°34'45" E, 364.08 feet with the southwesterly line of said IH 35E and the southwesterly line of said 0.521 acre tract to a "PK" nail found in concrete at an angle point;

THENCE S 49°00'30" E, continuing with the southwesterly line of said IH 35E and the southwesterly line of said 0.521 acre tract, passing at 46.09 feet a "PK" nail found at the most southerly corner of said 0.521 acre tract, being the most westerly corner of that certain called 0.260 acre tract of land described in deed to The State of Texas, recorded in Document Number 2014-87177 of the Real Property Records of Denton County, Texas, said point being on the common line between said Lots 6-A1 and 6-B1, continuing with the southwesterly line of said 0.260 acre tract a total distance of 150.47 feet to a "PK" nail found at an angle point;

THENCE S 54°12'00" E, with the southwesterly line of said IH 35E and the southwesterly line of said 0.260 acre tract, passing at 65.11 feet a 1/2" G&A capped rebar set at the northwest corner of said 0.137 acre portion of said 20' Alley, continuing with the northeasterly line thereof a total distance of 89.63 feet to an aluminum TXDOT monument found at the most southerly corner of said 0.260 acre tract and the northeast corner of said 0.137 acre portion of said 20' Alley, and being on the east line of said Pecan Creek (Volume 10, Pages 26-32), the east line of said Pecan Creek Subdivision (Cabinet F, Page 196) and the west line of Lot 1, Block A of Tri Steel Addition, an addition to the City of Corinth, Denton County, Texas, according to the plat thereof recorded in Cabinet G, Page 395 of the Plat Records of Denton County, Texas;

THENCE S 00°34'00" W, 296.00 feet with the east line of said 0.137 acre portion of said 20' Alley, the east line of said Pecan Creek (Volume 10, Pages 26-32), the east line of said Pecan Creek Subdivision (Cabinet E, Page 196) and the west line of said Lot 1, Block A of Tri Steel Addition to a 1/2" rebar found next to a utility pole at the southeast corner of said Pecan Creek Subdivision (Cabinet E, Page 196), being the southeast corner of said 0.137 acre portion fo said 20' Alley;

THENCE S 89°18'00" W, with the south line of said Pecan Creek Subdivision (Cabinet E, Page 196) and the south line of said 0.137 acre portion of said 20' Alley, passing at 19.75 feet a 1/2" capped rebar found (RPLS 4561) at the southwest corner of said 0.137 acre portion of said 20' Alley, and being the northeast corner of Lot 5, Block 1 and the southeast corner of Lot 6, Block 1 of said Pecan Creek (Volume 10, Pages 26-32), continuing with the south line of said Lot 6, passing at 41.2' the most southerly southwest corner of said Lot 6-B1 and the most easterly corner of Said Lot 6-A1, continuing with the south line thereof, passing at 299.95 feet the most southerly southwest corner of said Lot 6-A1 and the southeast corner of said Lot 6-C1, continuing with the south line thereof a total distance of 468.56 feet to a 100D nail found at the southwest corner of said Lot 6-C1, being the southwest corner of said Lot 6, being the northwest corner of Lot 1, Block 1 of said Pecan Creek (Volume 10, Pages 26-32) and being on the northeasterly right-of-way of said Pecan Creek Circle;

THENCE with the southwesterly line of said Lot 6, the southwesterly line of said Lot 6-C1 and the northeasterly line of said Pecan Creek Circle with the arc of a curve to the left having a central angle of 36°48'05", a radius of 564.50 feet and an arc length of 362.58 feet whose chord bears N 37°21'58" W, 356.38 feet to a 1/2" capped rebar set (G&A) at a point of tangency;

THENCE N 55°46'00" W, 81.34 feet with the southwesterly line of said Lot 6, the southwesterly line of said Lot 6-C1 and the northeasterly line of said Pecan Creek Circle to the POINT OF BEGINNING and containing approximately 7.136 acres or 310,865 square feet of land.



Planning and Zoning Commission Regular Meeting,
Date: MONDAY, JANUARY 27, 2020 AT 6:30 P.M.
AND
City Council Regular Session,
Date: THURSDAY, FEBRUARY 6, 2020 AT 7:00 P.M.

Dear Property Owner:

The Planning and Zoning Commission of the City of Corinth, Texas will hold a Public Hearing on **Monday, January 27, 2020 at 6:30 P.M.** and The City Council of the City of Corinth will hold a Public Hearing on **Thursday, February 6, 2020 at 7:00 P.M.** in the Corinth City Hall located at 3300 Corinth Parkway, Corinth, Texas, to hear public opinion regarding the following:

A **rezoning request** by Enterprise Car Sales and Rent a Car to amend the zoning classification from C-2, Commercial to PD, Planned Development with a base district of C-2, Commercial on an ±7.12 acre tract of land legally described as Block 1, Lots 6-A1, 6-B1, and 6-C1 of the Pecan Creek Subdivision, and is situated in the William Garrison Survey, Abstract 1545 within the City of Corinth, Denton County, Texas and is more commonly known as 5150 S I-35E, Corinth, TX (Enterprise Car Sales and Rent a Car).

As a property owner within two hundred (200) feet of this property, you are invited to attend these meetings and voice your opinion. You are not required to be present, but all interested parties wishing to be heard should appear at the time and place stated above.

Your opinion regarding the request on the property described above may be expressed by notation on this form or by letter. You may support or oppose this request; your opposition will be considered a protest.

I am writing in (Check as applicable) **Support:** ____ **Opposition:** ____ of the proposal.

Name/Address

Please do not hesitate to contact Ben Rodriguez (ben.rodriguez@cityofcorinth.com) at (940) 498-3261 if you have any questions regarding this rezoning request.

This item is scheduled to go before City Council at their regular meeting on February 6, 2020. Please check the City Council agenda prior to the meeting to verify placement on the February 6, 2020 agenda. The agendas are available on the City of Corinth website 72 hours prior to the Planning and Zoning Commission and City Council meetings.



ALEXANDER KIENAST SCHNITZ
 ARCHITECTURAL
 INTERIOR DESIGN
 PLANNING
 ENGINEERING
 ENVIRONMENTAL
 LANDSCAPE ARCHITECTURE

DATE: 08.08.2019
 PROJECT NO: 1910
 PROJECT TITLE: CONCEPT PLAN

PLANNED DEVELOPMENT REVIEW
 5150 F-35 SOUTH
 CORINTH, TEXAS 76210



CONCEPT PLAN
 EXHIBIT
 1 OF 5

- THE PLAN GENERAL NOTES**
1. ALL CHANGES SHALL BE MADE BY THE ARCHITECT.
 2. ALL DIMENSIONS SHALL BE IN FEET AND INCHES.
 3. ALL DIMENSIONS SHALL BE TO THE CENTERLINE OF THE ROAD.
 4. ALL DIMENSIONS SHALL BE TO THE CENTERLINE OF THE ROAD.
 5. ALL DIMENSIONS SHALL BE TO THE CENTERLINE OF THE ROAD.
 6. ALL DIMENSIONS SHALL BE TO THE CENTERLINE OF THE ROAD.
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 9. ALL DIMENSIONS SHALL BE TO THE CENTERLINE OF THE ROAD.
 10. ALL DIMENSIONS SHALL BE TO THE CENTERLINE OF THE ROAD.

GENERAL NOTES	REV	DATE
1. ALL CHANGES SHALL BE MADE BY THE ARCHITECT.	1	08.08.2019
2. ALL DIMENSIONS SHALL BE IN FEET AND INCHES.	2	08.08.2019
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CITY OF CORINTH APPROVAL
 (7)-6 CONCEPT PLAN NOT REVIEWED OR APPROVED FOR
 ENGINEERING

CONCEPT PLAN
 EXHIBIT
 1 OF 5

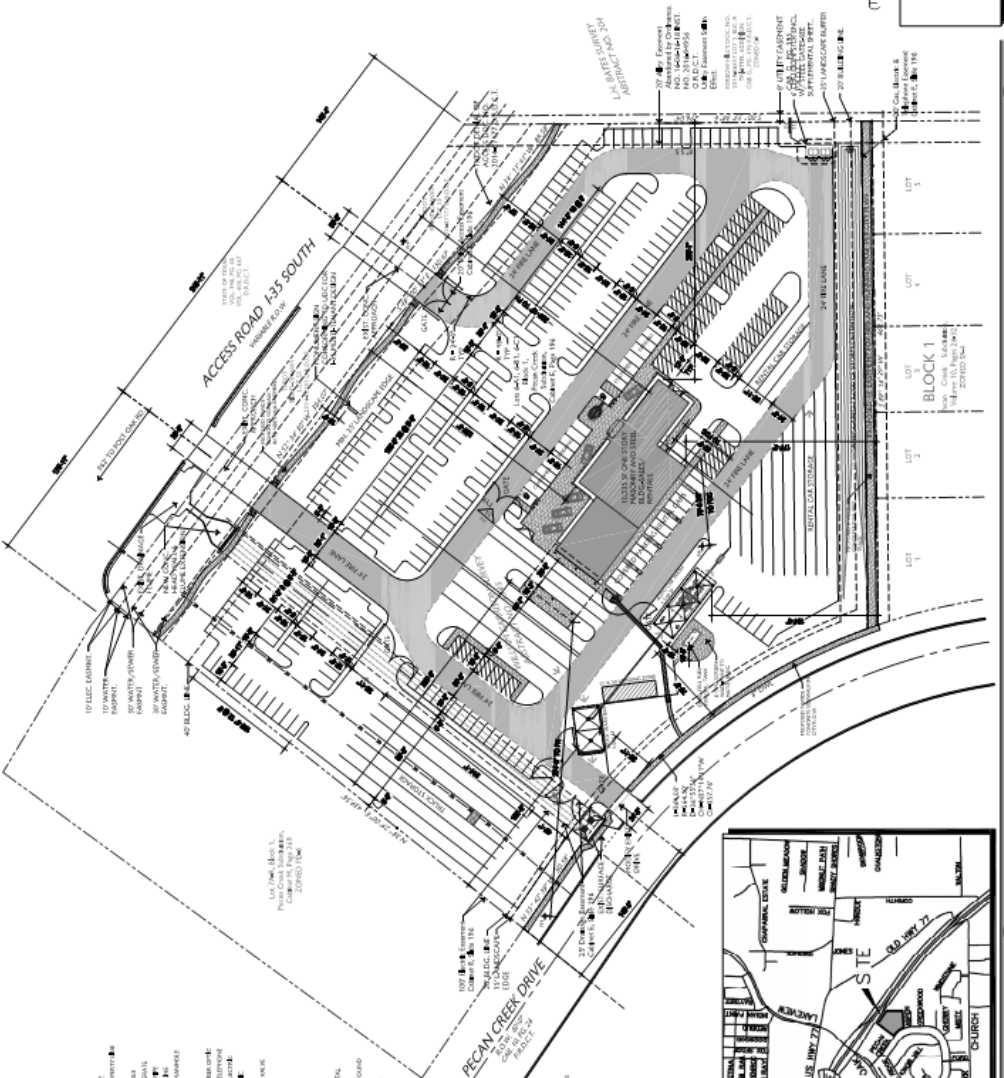
CONCEPT PLAN
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 1 OF 5

PROJECT NO: 1910
 PROJECT TITLE: CONCEPT PLAN

DATE: 08.08.2019

PROJECT NO: 1910
 PROJECT TITLE: CONCEPT PLAN

DATE: 08.08.2019



01 CONCEPT PLAN
 SCALE: 1/4" = 1'-0"

CONCEPT PLAN
 EXHIBIT
 1 OF 5

01 CONCEPT PLAN
 SCALE: 1/4" = 1'-0"

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 EXHIBIT
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CONCEPT PLAN
 EXHIBIT
 1 OF 5

- DETAIL LEGEND**
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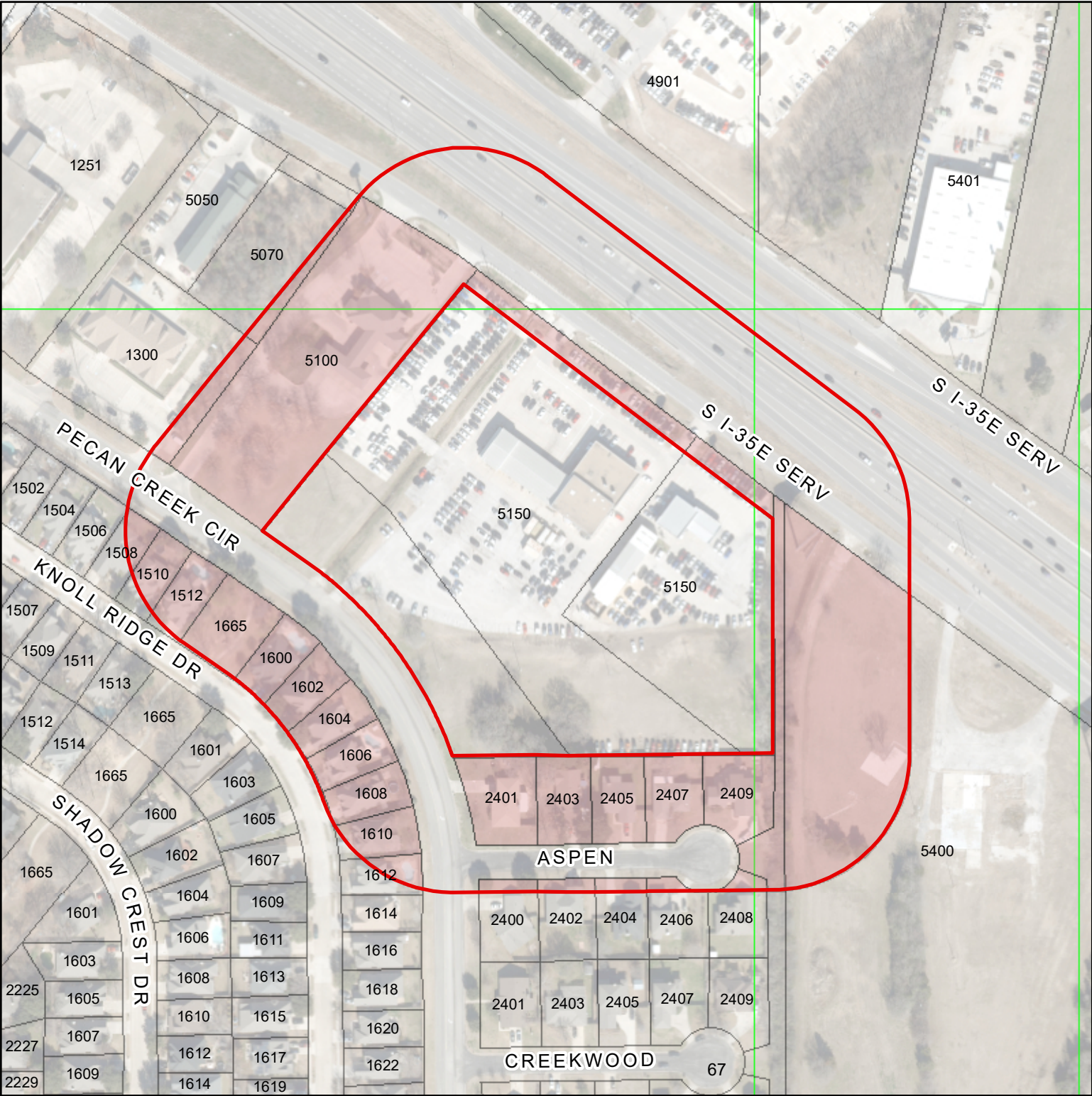
CITY OF CORINTH APPROVAL
 (7)-6 CONCEPT PLAN NOT REVIEWED OR APPROVED FOR
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

Parcels within 200ft. of Property to be Rezoned.

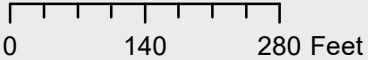
City of Corinth, TX

The property owners, duly signed and acknowledged, of twenty (20) percent or more of the lots or land area within a two hundred (200) foot radius of the exterior boundary of the area included in a proposed amendment.



Legend

-  200 ft. Buffer
-  Clipped Parcel



BUSINESS ITEM 5.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Public Tree Care Ordinance
Submitted For: Cody Collier, Director
Finance Review: Yes
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Citizens Engagement & Proactive
Government
Regional Cooperation

Submitted By: Cody Collier, Director
Legal Review: Yes

AGENDA ITEM

Consider and act on approval of a Public Tree Care Ordinance which provides for principles, best management practices, and tree management on all publicly owned property.

AGENDA ITEM SUMMARY/BACKGROUND

The City of Corinth has been working with Tree City USA since late 2018 to become members. We have met all previous requirements including establishing arbor day events, tree plantings, publicizing events, budgeting the required \$2.00 per capita, and establishing a Tree Preservation Ordinance in 2019 (Planning Department) for tree preservation. The final component is approval of Tree City USA's model ordinance presented herein. Upon successful adoption of this ordinance, Corinth will then apply for full member status and receive recognition as a member of the Tree City USA community.

RECOMMENDATION

Staff recommends approval of the Public Tree Care Ordinance.

Attachments

Public Tree Care Ordinance

ORDINANCE NO. 20-02-06-__

AN ORDINANCE OF THE CITY OF CORINTH, TEXAS, AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING TITLE V: "PUBLIC WORKS" TO CREATE A NEW CHAPTER 58: "PUBLIC TREE CARE" OF THE CODE OF ORDINANCES OF THE CITY OF CORINTH; TO PROVIDE FOR THE CARE OF PUBLIC TREES; TO CREATE A TREE ADVISORY BOARD; TO ESTABLISH PRACTICES GOVERNING THE PLANTING, CARE AND REMOVAL OF TREES ON PUBLIC PROPERTY; TO MAKE PROVISION FOR THE REMOVAL OF DISEASED TREES ON PRIVATE PROPERTY UNDER CERTAIN CONDITIONS; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR A PENALTY FOR VIOLATIONS; PROVIDING FOR AMENDMENTS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SAVINGS AND SEVERABILITY CLAUSES; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Corinth, Texas, recognizes that trees generally protect and enhance the quality of life and general welfare of the town; and

WHEREAS, the citizens of Corinth have long valued trees as a natural and often irreplaceable community resource and recognize them as assets for their beauty and service; and

WHEREAS, the City Council of Corinth, Texas, has further determined that the protection and care of trees located on city property is essential to the present and future health, safety, and welfare of all citizens, and accordingly, have determined that the adoption and implementation of this "Public Tree Care" ordinance is meritorious and necessary.

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

**SECTION 1.
INCORPORATION OF PREMISES**

The above and foregoing recitals are found to be true and correct and are incorporated into the body of this Ordinance for all purposes.

**SECTION 2.
AMENDMENTS**

2.01. That the City of Corinth, Texas Code of Ordinances, Title V, "Public Works" is hereby amended to add a new Chapter 58 titled "Public Tree Care" and shall be and read in its entirety as follows, with all other sections of Title V, not expressly amended hereby remaining in full force and effect.

"CHAPTER 58. PUBLIC TREE CARE

Sec. 58.01 - Purpose.

To enhance the quality of life and the present and future health, safety, and welfare of all citizens, to enhance property values, and to ensure proper planting and care of trees on public property, the City Council herein delegates the authority and responsibility for managing public trees, establishes practices governing the planting and care of trees on public property, and makes provision for the emergency removal of trees on private property under certain conditions.

Sec. 58.02 - Definitions.

As used in this Article, the following words and phrases shall have the meanings indicated:

Damage – any injury to or destruction of a tree, including but not limited to: uprooting; severance of all or part the root system or main trunk; storage of material on or compaction of surrounding soil; a substantial change in the natural grade above a root system or around a trunk; surrounding the tree with impervious paving materials; or any trauma caused by accident or collision.

Nuisance – any tree, or limb thereof, that has an infectious disease or insect; is dead or dying; obstructs the view of traffic signs or the free passage of pedestrians or vehicles; or threatens public health, safety and welfare.

Parkway – the area along a public street between the curb and the sidewalk; or if there is no curb or sidewalk, the unpaved portion of the area between the street right-of-way line and the paved portion of the street or alley.

Public property – all grounds and rights-of-way (ROWs) owned or maintained by the City.

Public tree – any tree or woody vegetation on city-owned or city-maintained property or rights-of-way.

Top or Topping – the non-standard practice of cutting back of limbs to stubs within a tree's crown to such a degree so as to remove the normal canopy and disfigure the tree.

Sec. 58.03 - Authority and power.

- (a) *Delegation of authority and responsibility.* The Public Works Director and/or his designee, hereinafter referred to as the "Director", shall have the authority and responsibility to plant, prune, maintain and remove trees and woody plants growing in or upon all city streets, rights-of-ways, city parks, and other public property. This shall include the removal of trees that may threaten electrical, telephone, gas, or any municipal water or sewer line, or any tree that is affected by fungus, insect, or other pest disease.
- (b) *Coordination among city departments.* All city departments will coordinate as necessary with the Director and will provide services as required to ensure compliance with this Ordinance as it relates to streets, alleys, rights-of-way, drainage, easements and other public properties not under direct jurisdiction of the Director.
- (c) *Interference.* No person shall hinder, prevent, delay, or interfere with the Director or his agents while engaged in carrying out the execution or enforcement of this Ordinance.

Sec. 58.04 - Tree planting and care standards.

- (a) *Standards.* All planting and maintenance of public trees shall conform to the American National Standards Institute (ANSI) A-300 "Standards for Tree Care Operations" and shall follow all tree care Best Management Practices (BMPs) published by the International Society of Arboriculture.

- (b) *Requirements of franchise utility companies.* Franchise utility companies shall provide advance notice to the City of their intended non-emergency tree pruning schedule and location of impacted area. The maintenance of public trees for utility clearance shall conform to all applicable utility industry standards.
- (c) *Tree species list.* The Director shall develop and maintain an official list of desirable tree species for planting on public property in two size classes: Understory “Small” (20 feet or less in height at maturity) and Canopy “Shade” (greater than 20 feet at maturity). Only trees from this approved list may be planted without written approval from the Director.
- (d) *Planting distances.* The Director shall develop and maintain an official set of spacing requirements for the planting of trees on public property. No tree may be planted within the visibility triangle of a street intersection or within ten (10) feet of a fire hydrant.
- (e) *Planting trees under electric utility lines.* Only trees listed as Ornamental trees on the official city tree species list may be planted under or within fifteen (15) lateral feet of any overhead utility wire.
- (f) *Protection of public trees during construction.* Any person, firm, corporation, or city department performing construction in the area of any public tree must employ appropriate measures to protect the tree, including, but not limited to, placing barriers around the tree to prevent any damage.

Sec. 58.05. Adjacent owner responsibility.

- (a) The owner of land adjacent to any city street or highway, when acting within the provisions of this Ordinance, may plant and maintain trees in the adjacent parkway area. Property owners are responsible for the reasonable and routine maintenance of trees and other landscaping in the adjacent parkway area.
- (b) No property owner shall allow a tree, or other plant growing on his or her property or within the adjacent parkway to obstruct or interfere with pedestrians or the view of drivers, thereby creating a hazard. If an obstruction persists, the Director shall notify the property owner to prune or remove the tree or plant. If the owner fails to comply with the notice, the City may undertake the necessary work and charge the cost to the property owner.

Sec. 58.06 - Prohibition against harming public trees.

- (a) It shall be unlawful for any person, firm or corporation to damage, remove, or cause the damage or removal of a tree on public property without written permission from the Director.
- (b) It shall be unlawful for any person, firm or corporation to attach any cable, wire or signs or any other object to any street, park, or public tree.
- (c) It shall be unlawful for any person, firm or corporation to “top” any public tree. Trees severely damaged by storms or other causes, where best pruning practices are impractical may be exempted from this provision at the determination of the Director.

Sec. 58.07 - Certain trees declared a nuisance.

Any tree, or limb thereof, on private property determined by the Director to have contracted a lethal, communicable disease or insect; to be dead or dying; to obstruct the view of traffic signs or the free passage of pedestrians or vehicles; or that threatens public health, safety, and welfare is declared a nuisance and the City may require its treatment or removal. Private property owners have the duty, at their own expense, to remove or treat nuisance trees on their property. The City may remove such trees at the owner's expense if the owner does not comply with treatment and/or removal as specified by the Director within the written notification period.

Sec. 58.8 - Violations and penalty.

Any person, firm or corporation violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and shall be subject to a fine not to exceed five hundred dollars (\$500.00) for each offense.

**SECTION 3.
CUMULATIVE REPEALER**

This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances, or parts thereof, in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such other Ordinances on this date of adoption of this Ordinance shall continue to be governed by the provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

**SECTION 4.
SAVINGS**

All rights and remedies of the City of Corinth, Texas are expressly saved as to any and all violations of the provisions of any other ordinance affecting fees which have secured at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances same shall not be affected by this Ordinance but may be prosecuted until final disposition by the court.

**SECTION 5.
SEVERABILITY**

The provisions of the Ordinance are severable. However, in the event this Ordinance or any procedure provided in this Ordinance becomes unlawful, or is declared or determined by a judicial, administrative or legislative authority exercising its jurisdiction to be excessive, unenforceable, void, illegal or otherwise inapplicable, in whole or in part, the remaining and lawful provisions shall be of full force and effect and the City shall promptly promulgate new revised provisions in compliance with the authority's decisions or enactment.

**SECTION 6.
PUBLICATION AND EFFECTIVE DATE**

This Ordinance shall take effect upon its passage and publication as required by law. The City Secretary is directed to publish the caption of this Ordinance as required by the City Charter and state law.

PASSED AND APPROVED THIS _____th DAY OF _____, 2020.

APPROVED:

Bill Heidemann, Mayor

ATTEST:

Kimberly Pence, City Secretary

APPROVED AS TO FORM:

Patricia Adams, City Attorney

BUSINESS ITEM 6.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Resolution Ordering a Joint General Election
Submitted For: Bob Hart, City Manager **Submitted By:** Kim Pence, City Secretary
Finance Review: N/A **Legal Review:** Yes
City Manager Review: Bob Hart, City Manager

AGENDA ITEM

Consider and act on a Resolution ordering a Joint General Election with Denton County to be held on May 2, 2020 to fill the offices of one Council Member for Place 1, One Council Member for Place 3 and One Council Member for Place 4; establishing procedures for that election 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 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 approval of Resolution No. 20-02-06- Ordering a Joint General Election to be held on May 2, 2020.

Attachments

Resolution

RESOLUTION NO. 20-02-06-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, (“CITY”), ORDERING AND CALLING A JOINT GENERAL ELECTION WITH DENTON COUNTY, TEXAS, (“COUNTY”), TO BE HELD ON MAY 2, 2020, FOR THE PURPOSE OF ELECTING PERSONS TO FILL THE OFFICES OF ONE (1) COUNCIL MEMBER FOR PLACE NO. 1 AND ONE (1) COUNCIL MEMBER FOR PLACE NO. 3 AND ONE (1) COUNCIL MEMBER FOR PLACE NO. 4, TO THE CORINTH CITY COUNCIL, EACH FOR A TERM OF TWO YEARS; PROVIDING FOR THE INCORPORATION OF PREMISES; SPECIFYING THE DATE OF ELECTION; ESTABLISHING PROCEDURES FOR THE ELECTION; PROVIDING FOR ADMINISTRATION OF A JOINT GENERAL ELECTION BY DENTON COUNTY; PROVIDING FOR PUBLICATION AND POSTING OF NOTICE OF ELECTION; PROVIDING AN AGREEMENT WITH DENTON COUNTY; ESTABLISHING DATES FOR CANVASSING; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Corinth, Texas, (the "City") is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, Section 3.004 of the Texas Election Code (the “Election Code”) provides that the governing body of a municipality shall be the authority to order a Joint General Election; and

WHEREAS, the City Council desires to and hereby calls a Joint General Election for the purpose of electing (3) City Council members to the City of Corinth City Council, such election to be held as set forth by Charter and by the Texas Election Code; and

WHEREAS, the Joint General Election shall be held on May 2, 2020, at which time the voters will elect persons to fill City Council Places 1, 3, and 4 of the Corinth City Council, each for a term of two (2) years; and

WHEREAS, the Texas Election Code authorizes the governing bodies of political subdivisions to hold joint elections; and

WHEREAS, the City is entering into an Interlocal Agreement for Election Services with Denton County to provide election administration meeting the requirements of the Election Code, a copy of which agreement shall be incorporated into this Resolution upon approval and execution by Denton County and the City; and

WHEREAS, the Joint General Election shall be conducted in accordance with the Election Code under the jurisdiction of the Denton County Elections Administrator (the “Election

Administrator”); and

WHEREAS, Section 85.004 of the Election Code provides that an election order and the election notice must state the location of the main early voting polling place; and

WHEREAS, by this Resolution, it is the intention of the City Council to hold a joint general election, to designate early voting polling location, to set forth dates for canvassing of the Joint General Election and to establish and set forth the procedures for conducting the Election as required by the Texas Election Code and City Charter; and

WHEREAS, the City Council finds that upon the canvassing of the returns of the May 2, 2020 election, this Resolution and election order shall be enacted as set forth herein.

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

Section 1. Incorporation of Premises. The above recitals are true and correct and are hereby incorporated into the body of this Resolution as if fully set forth herein.

Section 2. Joint General Election Called. 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 2nd day of May, 2020, from 7:00 a.m. until 7:00 p.m.

Section 3. Application for Place on Ballot. Election Code Section 141.001, as amended, and Section 3.03 of the Corinth Home Rule Charter set forth the qualifications for a person to be eligible for a public elective office (“Qualified Persons”). Qualified Persons may file as candidates for office by filing a sworn application in the Office of the City Secretary not earlier than January 15, 2020 and not later than 5:00 p.m. on February 14, 2020 (the “Filing Period”). Applications will be accepted in the Office of the City Secretary during regular business hours during the Filing Period in accordance with the Election Code; except for February 14, 2020, on which date applications will be accepted from 7:30 a.m. until 5:00 p.m.

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, Suite A101, Denton, Texas 76208 and voting shall occur as provided herein. Early Voting hours are Monday, April 20, 2020 through Saturday, April 25, 2020 from 8:00 a.m. to 5:00 p.m. each day. Additional Early Voting hours are Monday, April 27, 2020 and Tuesday, April 28, 2020 from 7:00 a.m. until 7:00 p.m. each day. 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 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 by personal appearance shall be conducted at the times on the dates and at the locations designated herein and on **Exhibit "A"** hereto (**described below**) 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 5. Governing Law and Qualified Voters. The Election shall be held in accordance with the Constitution of the State of Texas and the Election Code, and all resident qualified voters of the City shall be eligible to vote at the election.

Section 6. Publication and Posting of Notice of Election. Notice of the election shall be given as required by the Election Code, and the Charter of the City of Corinth. Notice shall be provided by posting a notice containing a substantial copy of this Resolution in both English and Spanish at Corinth City Hall on the bulletin board used for posting notices of the meetings of the City Council and by publication of such notice one time in a newspaper of general circulation published within the City; the date of the publication to be not earlier than the 30th day or later than the 10th day before the Election day. The notice shall contain information as provided by the Election Administrator regarding polling places and early voting and such other matters as required by law.

Section 7. Denton County to Conduct Election / Election Contract. The Election shall be conducted in accordance with the Election Code under the jurisdiction of the Denton County Elections Administrator (the "Election Administrator"), pursuant to an Election Services Contract between the City and Denton County, and other participating entities, if any, as described therein, (the "Contract"), a copy of which Contract shall be incorporated herein as **Exhibit "A"** upon its final approval and execution by the City. Voting shall be by electronic method.

The Mayor, the City Manager or designee, is authorized to amend or supplement any and all contracts for the administration of the Election and any Special Election, including without limitation the Election Services Contract, to the extent required for the Election to be conducted in an efficient and legal manner as determined by the Election Administrator and in accordance with the Election Code. In the event that no election is necessary, the City Secretary shall notify the County and shall present the City Council a Resolution or Ordinance cancelling the election.

Section 8. Canvass of Election. Pursuant to Section 67.002 of the Election Code, the City Council will canvass the election not earlier than May 5, 2020 and not later than May 13, 2020. Notice of the time and place for canvass shall be posted on the official bulletin board of the City in the same manner as required by the Open Meetings Act for City Council meetings in accordance with Chapter 551 of the Local Government Code.

Section 9. Necessary Actions. The Mayor and the City Secretary of the City, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Election Code or other applicable law in carrying out and conducting the election, whether or not expressly authorized herein.

Section 10. Severability. If any section, article, paragraph, sentence, clause, phrase or word in this Resolution or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Resolution, and the City Council hereby declares it would have passed such remaining portions of this Resolution despite such invalidity, which remaining portions shall remain in full force and effect.

Section 11. Effective Date. This Resolution shall be effective upon its adoption.

PASSED AND APPROVED this _____ day of _____, 2020.

CITY OF CORINTH

Bill Heidemann, Mayor

ATTEST:

Kimberly Pence, City Secretary

APPROVED AS TO FORM:

Patricia Adams, City Attorney

EXHIBIT "A"
JOINT ELECTION AGREEMENT
BETWEEN THE CITY OF CORINTH, TEXAS AND DENTON COUNTY

Incorporated by Reference

City Council Regular and Workshop Session

Meeting Date: 02/06/2020

Title: Resolution designating a multi-purpose amphitheater and related infrastructure

Submitted For: Jason Alexander, Director

Submitted By: Jason Alexander, Director

City Manager Review: Approval: Bob Hart, City Manager

Strategic Goals: Land Development
Infrastructure Development
Economic Development
Citizen Engagement & Proactive
Government
Regional Cooperation

AGENDA ITEM

Consider and act on a Resolution of the City Council of the City of Corinth, Texas designating a multi-purpose amphitheater and related infrastructure as a venue project (the "Amphitheater Venue Project") and designating a method of financing the Amphitheater Venue Project, a new short-term motor vehicle rental tax at a rate not to exceed five (5) percent, in accordance with the provisions of Chapter 334 of the Texas Local Government Code, as amended.

AGENDA ITEM SUMMARY/BACKGROUND

Chapter 334 of the Texas Local Government Code, as amended, allows municipalities and counties to impose a wide variety of taxes as methods to finance tourism, sports and community venues. One of those taxes is the seldom used short-term motor vehicle rental tax. The short-term motor vehicle rental tax requires the approval of voters --- and the tax cannot exceed five (5) percent and can only be imposed on motor vehicle rentals of thirty (30) days or less. If the tax is approved, the revenues generated may be used to finance the venue and its related infrastructure (e.g., "any store, restaurant, on-site hotel, concession, automobile parking facility, area transportation facility, road, street, water or sewer facility, park, or other on-site or off-site improvement that relates to and enhances the use, value, or appeal of a venue, including areas adjacent to the venue, and any other expenditure reasonably necessary to construct, improve, renovate, or expand a venue, including an expenditure for environmental remediation"). Also, if the tax is approved, it becomes effective by ordinance (municipality) or order (county) --- and it expires after all bonds and other obligations are paid in full.

Imposition of a short-term motor vehicle rental tax in Corinth can generate additional revenue to finance the multi-purpose amphitheater and its related infrastructure while simultaneously reducing financial dependency on the Tax Increment Reinvestment Zone (TIRZ) to stimulate private and public investment within the community's urban core. In addition, the imposition of the tax can enhance economic development efforts to attract, expand and retain businesses --- and in particular --- restaurants and retailers that benefit from the proximity to the multi-purpose amphitheater and the future transit stop.

The businesses with on-site motor vehicle rentals that may be impacted by the imposition of a short-term motor vehicle rental tax include:

With Service Only

- Caliber Collision
- Classic of Denton
- Classic Pre-Owned of Denton
- Gunn Nissan of Denton
- Huffines Kia of Corinth

With or Without Service

- Harley-Davidson

Huffines Subaru of Corinth

In sum, imposition of a short-term motor vehicle rental tax in Corinth can prove extremely beneficial with respect to attracting new investment to the urban core and creating a thriving mixed-use district focused around a transit stop in support of the goals of the Strategic Plan and the TIRZ.

However, before the City can call an election on the imposition of a short-term motor vehicle rental tax, the City Council must first approve a resolution designating the venue project and the method for financing the venue project among other things. A resolution designating the multi-purpose amphitheater and its related infrastructure as a venue project and designating a new short-term motor vehicle rental tax as the method for financing is attached for the City Council's consideration and action. Further, it should be noted that the City Council must determine a rate for the short-term motor vehicle rental tax. The short-term motor vehicle rental tax can be imposed in increments of one-eighth (1/8) of one percent, but the rate cannot exceed a maximum of five (5) percent.

RECOMMENDATION

Staff recommends that the City Council approve the Resolution as presented and impose a short-term motor vehicle tax at a rate not to exceed five (5) percent in accordance with the provisions of Chapter 334 of the Texas Local Government Code, as amended.

Attachments

Resolution Designating Project Venue

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, DESIGNATING A MULTIPURPOSE AMPHITHEATER AND RELATED INFRASTRUCTURE AS A SPORTS AND COMMUNITY VENUE PROJECT (THE “AMPHITHEATER VENUE PROJECT”), AT THE PROPOSED LOCATION OF 3221 CORINTH PARKWAY, CORINTH, TEXAS 76208, AND DESIGNATING A METHOD OF FINANCING THE AMPHITHEATER VENUE PROJECT, A NEW SHORT TERM MOTOR VEHICLE RENTAL TAX AT A RATE OF __%, IN ACCORDANCE WITH CHAPTER 334 OF THE TEXAS LOCAL GOVERNMENT CODE, AS AMENDED; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR THE DESIGNATION OF A MULTIPURPOSE AMPHITHEATER AND RELATED INFRASTRUCTURE AS A SPORTS AND COMMUNITY VENUE PROJECT; PROVIDING A METHOD OF FINANCING THE AMPHITHEATER VENUE PROJECT; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Corinth, Texas, (the "City") is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, Chapter 334 of the Texas Local Government Code authorizes a municipality to adopt sports and community venue projects and associated taxes to fund such venue projects; and

WHEREAS, Section 334.021 of the Texas Local Government Code requires a municipality, by resolution, to designate venue projects, including related infrastructure, and to provide the proposed method of financing such venue projects; and

WHEREAS, Section 334.022 of the Texas Local Government Code requires the City to send this Resolution designating the Amphitheater Venue Project and as a sports and community venue project and its proposed method of financing to the Texas Comptroller for the Comptroller to perform an analysis to determine if approval and implementation of the Resolution will have a significant negative festival impact on state revenue; and

WHEREAS, Section 334.001 of the Texas Local Government Code defines a “sports and community venue project” as a venue and related infrastructure that is planned, acquired, established, developed, constructed, or renovated under Chapter 334 of the Texas Local Government Code; and

WHEREAS, Section 334.001 of the Texas Local Government Code defines “venue” as an arena, coliseum, stadium, or other type of area of facility that is planned for civic use and for which a fee for admission is charged or is planned to be charged; and

WHEREAS, Section 334.001 of the Texas Local Government Code defines “related infrastructure” as any store, restaurant, on-site hotel, concession, automobile parking facility, area transportation facility, road, street, water or sewer facility, park, or other on-site or off-site

improvement that relates to and enhances the use, value, or appeal of a venue, including areas adjacent to the venue, and any other expenditure reasonably necessary to construct, improve, renovate, or expand a venue, including an expenditure for environmental remediation; and

WHEREAS, once the Texas Comptroller has determined that this Resolution does not have a significant negative fiscal impact on state revenue, the City Council of Corinth may call and hold an election to ascertain whether to authorize the Amphitheater Venue Project and adopt a short term motor vehicle rental tax at a rate of __% to finance the project, after giving notice of such election as required by Chapter 4 of the Texas Elections Code; and

WHEREAS, the City Council has determined it appropriate to proceed with the process as outlined in Chapter 334 of the Texas Local Government Code for the planning, acquisition, establishment, development and construction of a sports and community venue project, the proposed Amphitheater Venue Project, as further described and depicted in Exhibits “A” and “B”, attached hereto and incorporated as if fully set forth herein; and

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

Section 1. Incorporation of Premises. The above recitals are true and correct and are hereby incorporated into the body of this Resolution as if fully set forth herein.

Section 2. Designation of Venue Project. The City Council of the City of Corinth has determined it necessary and appropriate to designate a multipurpose amphitheater and related infrastructure, the Amphitheater Venue Project, to be located as 3221 Corinth Parkway, Corinth, Texas 76208, further described and depicted in Exhibits “A” and “B”, as a sports and community venue project pursuant to Section 334.021 of the Texas Local Government Code.

Section 3. Method of Financing Venue Project. The City Council of the City of Corinth hereby proposes a new short term motor vehicle rental tax, authorized by Section 334.102 of the Texas Local Government Code, at a rate of __%, to fund the Amphitheater Venue Project upon approval of a majority qualified voters at an election called and held under Section 334.024 of the Texas Local Government Code.

Section 4. Cumulative Repealer. This Resolution shall be cumulative of all other resolutions and shall not repeal any of the provisions of such resolutions except for those instances where there are direct conflicts with the provisions of this Resolution. Resolutions, or parts thereof, in force at the time this Resolution shall take effect and that are inconsistent with this Resolution are hereby repealed to the extent that they are inconsistent with this Resolution.

Section 5. Severability. If any section, article, paragraph, sentence, clause, phrase or word in this Resolution or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Resolution, and the City Council hereby declares it would have passed such remaining portions of this Resolution despite such invalidity, which remaining portions shall remain in full force and effect.

Section 6. Effective Date. This Resolution shall be effective upon its adoption.

PASSED AND APPROVED this _____ day of _____, 2020.

CITY OF CORINTH

Bill Heidemann, Mayor

ATTEST:

Kimberly Pence, City Secretary

APPROVED AS TO FORM:

Patricia A. Adams, City Attorney

Exhibit A
Rendering of Completed Amphitheater Venue Project



View of Corinth Village



Master Planning
VILLAGE SQUARE AT CORINTH



Exhibit B
Proposed Site for Amphitheater Venue Project

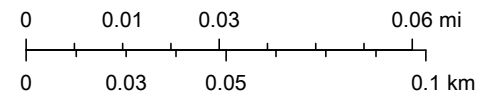
Planned Amphitheatre Venue Project - City of Corinth



1/22/2020, 3:48:15 PM

3221 Corinth Parkway, Corinth, Texas

1:2,257



Esri, Inc., City of Naperville, Illinois, City of Corinth

10.490 Acres

Being all that certain lot, tract or parcel of land situated in the J. Walton Survey, Abstract Number 1389, City of Corinth, Denton County, Texas, and being part of that certain tract of land described in deed to Pinnell-Ford L. C. recorded in Clerk's File Number 97-R0046701 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

BEGINNING at a 1/2" G&A capped rebar set on the south line of Walton Road said point being N 88°27'24" W, 908.67 feet, S 11°37'51" E, 36.02 feet and N 88°28'14" W, 444.78 feet from the easterly northeast corner of said Pinnell-Ford L. C. tract;

THENCE S 11°37'51" E, 587.41 feet, to a 1/2" capped rebar (G & A) set being on the north line Corinth Parkway according to that certain called 3.761 acre tract of land described in deed to The City of Corinth recorded in Volume 4564, Page 2044 of the Real Property Records of Denton County, Texas, being in a curve to the left;

THENCE Southwesterly, continuing along the north right-of-way line of North Corinth Parkway and with the arc of said curve having a radius of 2542.00 feet, a central angle of 01°14'24", whose chord bears S 65°33'52" W, 55.01 feet, an arc length of 55.01 feet, to a Carter & Burgess capped rebar found;

THENCE S 81°35'49" W, 152.91 feet, continuing along said line, to a capped rebar (C & B) found;

THENCE continuing along the north line of said Corinth Parkway along the arc of a curve to the left having a central angle of 04°59'04", a radius of 2590.00 feet and an arc length of 225.31 feet whose chord bears S 59°13'48" W, 225.24 feet to a point on the east line of that certain tract of land described in deed to the City of Denton recorded in Clerk's File Number 93-R0058458 of the Real Property Records of Denton County, Texas, (formerly the M.K.T. Railway) said point being S 56°44'50" W, 0.85 feet from a Carter & Burgess capped rebar found for witness, and being in a curve to the right;

THENCE Northwesterly, along the east line of said City of Denton tract and with the arc of said curve having a radius of 1937.96 feet, a central angle of 08°57'01", whose chord bears N 42°07'12" W, 302.42 feet, an arc length of 302.73 feet, to a 1/2" capped rebar (G & A) found;

THENCE N 37°34'09" W, 675.17 feet, continuing along said line, to a 1/2" capped rebar (G & A) set on the south line of Walton Road;

THENCE S 88°28'14" E, 891.27 feet, along the south line of Walton Road, to the POINT OF BEGINNING and containing approximately 10.490 acres of land.

BUSINESS ITEM 8.

City Council Regular and Workshop Session

Meeting Date: 02/06/2020
Title: Street Maintenance Sales Tax
Submitted For: Bob Hart, City Manager **Submitted By:** Kim Pence, City Secretary
Finance Review: N/A **Legal Review:** Yes
City Manager Review: Approval: Bob Hart, City Manager
Strategic Goals: Land Development
Infrastructure Development
Economic Development
Citizen Engagement & Proactive
Government

AGENDA ITEM

Consider and take action on the renewal of the Street Maintenance Sales Tax.

AGENDA ITEM SUMMARY/BACKGROUND

Over a series of workshop sessions relating to the Tax Increment Reinvestment Zone (TIRZ) and the Transit Oriented Development (TOD) District, staff presented a number of funding sources and strategies to finance the community's vision for infill and redevelopment within the community's core. In particular, there were discussions focused on the Street Maintenance Tax. With this item, staff wishes to receive direction from the City Council on renewing the Street Maintenance Tax. The Street Maintenance Tax will expire on December 31, 2020; and its renewal requires voter approval. If the City Council desires to renew the Street Maintenance Tax, an election must be held. It should also be noted that the voters cannot renew the Street Maintenance Tax and approve the tax for the Fire Control District.

RECOMMENDATION

The city council allow the 1/4 cent sales tax for street maintenance be allowed to expire at the end of its current approval period.
