



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

***NOTICE OF A SPECIAL CALLED EMERGENCY MEETING OF THE CITY COUNCIL OF THE CITY OF CORINTH
AT 5:40 P.M. ON
Thursday, February 18, 2021
City Hall – 3300 Corinth Parkway**

***This Special Called Emergency Meeting is being called pursuant to Section 30.059 of the Code of Ordinances of the City of Corinth and Section 551.045 of the Texas Government Code due to the severe weather event that commenced on or about Monday, February 15, 2021 which has caused an emergency and urgent public necessity because of the significant negative impact on the residents of the City of Corinth and continues to pose a threat of widespread and severe property damage, injury and loss of life due to prolonged freezing temperatures, heavy snow and freezing weather conditions.**

Pursuant to Section 551.127, Texas Government Code, one or more Council Members or employees may attend this meeting remotely using videoconferencing technology. The videoconferencing technology can be accessed at www.cityofcorinth.com/RemoteSession. The video and audio feed of the videoconferencing equipment can be viewed and heard by the public at the address posted above as the location of the meeting. The City of Corinth is following the Center for Disease Control Guidelines for public meetings.

CALL TO ORDER:

CITIZENS COMMENTS

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

BUSINESS AGENDA

1. Explanation of Meeting Purpose: This emergency meeting of the City Council has been called due to an emergency and urgent public necessity requiring immediate Council action as a result of recent severe weather storm events impacting City of Corinth services and public utility services to the citizens of Corinth. The severe weather emergency has created an urgent public necessity to address health, safety, and welfare concerns of the citizens of Corinth, to take action to facilitate prompt repair of property damage resulting from frozen pipes and other damage caused by the extreme cold weather, ice, and snow, and the protection and maintenance of City infrastructure and equipment due to recent snow, ice and

severe weather. (Section 551.045, Texas Government Code).

2. Consider and take appropriate action regarding Ordinance No. 21- _____, an Ordinance declaring a local disaster for winter weather emergency and extended the Mayor's Declaration of Local Disaster for Winter Weather Emergency and Order of Preparedness; providing for suspension of certain ordinance requirements imposing inspection fees; ratifying actions taken in order to mitigate negative impacts of the severe winter weather on City equipment and related matters; and providing a date for expiration of the Ordinance.

ADJOURN

Posted this _____ day of _____ 2021 at _____ on the bulletin board at Corinth City Hall.

Lana Wylie, City Secretary
City of Corinth, Texas

BUSINESS ITEM 1.

City Council Special Session

Meeting Date: 02/18/2021

Title: Explanation of Meeting Purpose

Submitted For: Bob Hart, City Manager

Submitted By: Lana Wylie, City Secretary

City Manager Review: Approval: Bob Hart, City Manager

Strategic Goals: Citizen Engagement & Proactive
Government
Regional Cooperation

AGENDA ITEM

Explanation of Meeting Purpose: This emergency meeting of the City Council has been called due to an emergency and urgent public necessity requiring immediate Council action as a result of recent severe weather storm events impacting City of Corinth services and public utility services to the citizens of Corinth. The severe weather emergency has created an urgent public necessity to address health, safety, and welfare concerns of the citizens of Corinth, to take action to facilitate prompt repair of property damage resulting from frozen pipes and other damage caused by the extreme cold weather, ice, and snow, and the protection and maintenance of City infrastructure and equipment due to recent snow, ice and severe weather. (Section 551.045, Texas Government Code).

AGENDA ITEM SUMMARY/BACKGROUND

RECOMMENDATION

BUSINESS ITEM 2.

City Council Special Session

Meeting Date: 02/18/2021

Title: Ordinance declaring local disaster

Submitted For: Bob Hart, City Manager

Submitted By: Lana Wylie, City Secretary

City Manager Review: Approval: Bob Hart, City Manager

Strategic Goals: Citizen Engagement & Proactive
Government
Regional Cooperation

AGENDA ITEM

Consider and take appropriate action regarding Ordinance No. 21- _____, an Ordinance declaring a local disaster for winter weather emergency and extended the Mayor’s Declaration of Local Disaster for Winter Weather Emergency and Order of Preparedness; providing for suspension of certain ordinance requirements imposing inspection fees; ratifying actions taken in order to mitigate negative impacts of the severe winter weather on City equipment and related matters; and providing a date for expiration of the Ordinance.

AGENDA ITEM SUMMARY/BACKGROUND

RECOMMENDATION

Attachments

Ordinance - Local Disaster

ORDINANCE NO. 21-_____

**CITY COUNCIL OF THE CITY OF CORINTH, TEXAS
DECLARATION OF LOCAL DISASTER FOR WINTER WEATHER
EMERGENCY AND ORDER FOR PREPAREDNESS**

WHEREAS, the City Council of the City of Corinth (“City”) on the 18TH day of February 2021, has reviewed the “Mayor’s Declaration of Local Disaster For Winter Weather Emergency and Order of Preparedness”, a copy of which is attached hereto as **Exhibit “A” (the Mayor’s Declaration)**”, the “Proclamation by the Governor of the State of Texas” dated February 12, 2021 and declaring a state of disaster in all 254 Texas counties based upon the threat of severe weather; a copy of which is attached hereto as **Exhibit “B”**”, and the “Denton County Disaster Declaration and Executive Order of the Denton County Judge Andy Eads EO 2021-001”, a copy of which is attached hereto as **Exhibit “C”**”; and

WHEREAS, the City Council has determined that the severe weather that occurred in the State of Texas during the week of February 15, 2021 (the “February Severe Weather Event”) has caused a significant negative impact on the residents of the City of Corinth and continues to pose a threat of widespread and severe property damage, injury and loss of life due to prolonged freezing temperatures, heavy snow and freezing weather conditions; and

WHEREAS, during the February Severe Weather Event, Texas has experienced record cold conditions with temperatures remaining below freezing, and this has caused service interruptions which have left residents without vital utilities such as electricity and water, and power outages have continued to pose a threat during the winter storm; and

WHEREAS, the City has incurred continued loss of power to critical infrastructure that includes police and fire stations, City Hall and utility systems, that are integral to the health, safety and welfare of our citizens, loss of communications, cell service, internet, preventing the City’s ability to keep our citizens informed; and loss of water pressure and supply due to the freezing of service and supply lines from the continual unprecedented cold temperatures; and

WHEREAS, Section 418.108 of the Texas Government Code provides that the Mayor of the City may declare a local state of disaster to reduce the vulnerability of people and communities in the City resulting from natural disasters, including a winter weather emergency; and

WHEREAS, pursuant to Section 37.08, “Organization”, of Chapter 37, “Emergency Management”, of Title III, “Administration”, of the City of Corinth’s Code of Ordinances, the Mayor serves as the Emergency Management Director of the City’s Office of Emergency Management, and in his absence, the Mayor Pro Tempore shall serve in that capacity; and

for purposes of this severe weather public emergency and disaster, the City Manager or his designee is hereby appointed as the Emergency Management Coordinator; and

WHEREAS, the Mayor found it necessary to declare a local state of disaster due to the impact of severe weather on vital City infrastructure public health emergency, resulting in continued loss of electrical service to homes and businesses within the City and loss of water service within the City, **Exhibit “A”** hereto; and

WHEREAS, pursuant to Section 37.07, “Mayor’s Powers During Disaster or Emergency”, of the City’s Code of Ordinances, upon declaration of a crisis, the Mayor is vested with the full power and authority to issue orders reasonably necessary to protect the health, security, safety, peace, life and property of the City and its inhabitants during the time of such crisis, as more particularly described in subsections (A)-(GG) of Section 37.07; and

WHEREAS, pursuant to section 37.07, if the Mayor finds that the City or any part is suffering or is in imminent danger of suffering a disaster, emergency, civil emergency, or utility emergency, the Mayor is authorized to declare a local disaster and issue orders exercising all emergency powers, including without limitation, temporarily suspending or modifying for not more than seven (7) days, any regulation or ordinance of the City, including but not limited to, those regarding health, safety, and zoning as well as utilizing all available resources of the City as reasonably necessary to manage the emergency; and

WHEREAS, the City Council has reviewed the Mayor’s Declaration and other Exhibits attached hereto, and given the impact of the February Severe Weather Event on the citizens of Corinth and public infrastructure, the City Council has determined that extraordinary measures must be taken to prepare and alleviate any suffering of people and to protect or facilitate the rehabilitation of property damaged by the effects of the February Severe Weather Event.

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

Section 1. Incorporation of Premises. The premises set forth above are the stated findings of the City Council of the City of Corinth, serve as the basis for and are incorporated into this Ordinance as if written word for word.

Section 2. Local Public Disaster Declared. That in accordance with Section 418.108 of the Texas Government Code, a local state of disaster and public health emergency is hereby proclaimed for the City of Corinth. The Mayor’s Declaration, Exhibit “A” hereto is hereby adopted and continued and shall remain in full force and effect until _____, 2021 unless continued or renewed by the City Council of the City of Corinth.

Section 3. Suspension/Modification of City Regulations and Fees. That the following City Ordinance provisions and regulations shall be suspended for all snow/ice damage that occurred as a result of the February Severe Weather Event:

1. The City will waive all plumbing permit and inspection fees for work performed by plumbing contractors to repair damages to plumbing systems suffered by residents and business owners as a result of the February Severe Weather Event; provided that the plumbing contractor performing the work is registered with the City and provides required documentation to the City such that the City may verify that the work has been performed in accordance with state code and City Ordinance standards; and
2. In order to reduce the inconvenience experienced when residents must remain home to wait for inspections of work performed by contractors, inspections will be performed virtually via the process adopted by the Building Official and in accordance with ICC procedures.

Section 4. Publication and Filing of Ordinance. Pursuant to Section 37.09, "Duties and Responsibilities of the Emergency Management Director", of the City's Code of Ordinances, this Ordinance of local emergency and disaster is a result of the February Severe Weather Event, has been filed with the City Secretary, and shall be given prompt and general publicity in the official newspaper of the City or by local radio or television. A copy of this Ordinance shall also be posted on the City of Corinth website.

Section 5. Severability. If any subsection, sentence, clause, phrase, or word of this Ordinance or any application of it to any person, structure, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Ordinance. This Ordinance approves and ratifies all actions taken in response to the February Severe Weather Event prior to its issuance.

Section 6. Continuation, Publication and Effective Date. The emergency powers herein provided shall be exercised only to the extent made necessary by the nature of the emergency and during the continuation of the state of emergency. This Ordinance shall become effective immediately upon passage.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS THIS 18TH DAY OF FEBRUARY, 2021.

APPROVED:

Bill Heidemann, Mayor

ATTEST:

Lana Wiley, City Secretary

APPROVED AS TO FORM:

Patricia A. Adams, City Attorney

EXHIBIT "A"
**MAYOR'S DECLARATION OF LOCAL DISASTER FOR WINTER WEATHER
EMERGENCY AND ORDER OF PREPAREDNESS**

**MAYOR'S DECLARATION OF LOCAL DISASTER
FOR WINTER WEATHER EMERGENCY AND ORDER FOR
PREPAREDNESS**

WHEREAS, the Mayor of the City of Corinth ("City") on the 17TH day of February 2021, has determined that severe weather that has occurred in the State of Texas during the week of February 15, 2021 (the "February Severe Weather Event") has caused a significant negative impact on the residents of the City of Corinth and continues to pose a threat of widespread and severe property damage, injury and loss of life due to prolonged freezing temperatures, heavy snow and freezing weather conditions; and

WHEREAS, during the February Severe Weather Event, Texas has experienced record cold conditions with temperatures remaining below freezing, and this has caused service interruptions which have left residents without vital utilities such as electricity and water, and power outages have continued to pose a threat during the winter storm; and

WHEREAS, the City has incurred continued loss of power to critical infrastructure that includes police and fire stations, City Hall and utility systems, that are integral to the health, safety and welfare of our citizens, loss of communications, cell service, internet, preventing the City's ability to keep our citizens informed; and loss of water pressure and supply due to the freezing of service and supply lines from the continual unprecedented cold temperatures; and

WHEREAS, Section 418.108 of the Texas Government Code provides that the Mayor of the City may declare a local state of disaster to reduce the vulnerability of people and communities in the City resulting from natural disasters, including a winter weather emergency; and

WHEREAS, pursuant to Section 37.08, "Organization", of Chapter 37, "Emergency Management", of Title III, "Administration", of the City of Corinth's Code of Ordinances, the Mayor serves as the Emergency Management Director of the City's Office of Emergency Management, and in his absence, the Mayor Pro Tempore shall serve in that capacity; and for purposes of this severe weather public emergency and disaster, the City Manager or his designee is hereby appointed as the Emergency Management Coordinator; and

WHEREAS, the Mayor has found it necessary to declare a local state of disaster due to the impact of February Severe Weather Event on the residents of Corinth and on vital City infrastructure, resulting in continued loss of electrical service to homes and businesses within the City and loss of water service within the City; and

WHEREAS, pursuant to Section 37.07, "Mayor's Powers During Disaster or Emergency", of the City's Code of Ordinances, upon declaration of a crisis, the Mayor is vested with the full power and authority to issue orders reasonably necessary to protect the health, security,

safety, peace, life and property of the City and its inhabitants during the time of such crisis, as more particularly described in subsections (A)-(GG) of Section 37.07; and

WHEREAS, pursuant to section 37.07, if the Mayor finds that the City or any part is suffering or is in imminent danger of suffering a disaster, emergency, civil emergency, or utility emergency, the Mayor is authorized to declare a local disaster and issue orders exercising all emergency powers, including without limitation, temporarily suspending or modifying for not more than seven (7) days, any regulation or ordinance of the City, including but not limited to, those regarding health, safety, and zoning as well as utilizing all available resources of the City as reasonably necessary to manage the emergency; and

WHEREAS, the Mayor of the City of Corinth has determined that extraordinary measures must be taken to prepare and alleviate any suffering of people and to protect or facilitate the rehabilitation of property damaged by the effects of the severe weather emergency.

NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF CORINTH, TEXAS:

Section 1. Incorporation of Premises. That the premises set forth above are the stated findings of the Mayor, serve as the basis for and are incorporated into this Proclamation as if written word for word.

Section 2. Local Public Disaster Declared. That in accordance with Section 418.108 of the Texas Government Code, a local state of disaster and public health emergency is hereby proclaimed for the City of Corinth. The local state of disaster hereby proclaimed shall continue for a period of seven (7) days from the date of this declaration unless continued or renewed by the City Council of the City of Corinth, Texas or terminated by the Mayor.

Section 3. Suspension/Modification of City Regulations and Fees. That the following City Ordinance provisions and regulations shall be suspended for all snow/ice damage that occurred as a result of the February Severe Weather Event:

- (A) The City will waive all plumbing permit and inspection fees for work performed by plumbing contractors to repair damages to plumbing systems suffered by residents and business owners as a result of the February Severe Weather Event; provided that the plumbing contractor performing the work is registered with the City and provides required documentation to the City such that the City may verify that the work has been performed in accordance with state code and City Ordinance standards; and
- (B) In order to reduce the inconvenience experienced when residents must remain home to wait for inspections of work performed by contractors, inspections will be performed virtually via the process adopted by the Building Official and in accordance with ICC procedures.

Section 4. Publication and Filing of Declaration. Pursuant to Section 37.09, "Duties and Responsibilities of the Emergency Management Director", of the City's Code of Ordinances, this Declaration of local emergency and disaster is a result of the February Severe Weather Event, has been filed with the City Secretary, and shall be given prompt and general publicity in the official newspaper of the City or by local radio or television. A copy of this Declaration shall also be posted on the City of Corinth website.

Section 5. Severability. If any subsection, sentence, clause, phrase, or word of this Declaration or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Declaration. This Declaration approves and ratifies all actions taken in response to the February Severe Weather Event prior to its issuance.

Section 6. Continuation, Publication and Effective Date. The emergency powers herein provided shall be exercised only to the extent made necessary by the nature of the emergency and during the continuation of the state of emergency. This Declaration shall become effective immediately upon passage.

ORDERED THIS THE 18TH DAY OF FEBRUARY, 2021.



Bill Heidemann, Mayor

ATTEST:


Lana Wylie, City Secretary



EXHIBIT "B"
PROCLAMATION BY THE GOVERNOR OF THE STATE OF TEXAS
DATED FEBRUARY 12, 2021

PROCLAMATION
BY THE
Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

I, GREG ABBOTT, Governor of the State of Texas, do hereby certify that severe winter weather poses an imminent threat of widespread and severe property damage, injury, and loss of life due to prolonged freezing temperatures, heavy snow, and freezing rain statewide.

THEREFORE, in accordance with the authority vested in me by Section 418.014 of the Texas Government Code, I do hereby declare a state of disaster in all 254 counties based on the existence of such threat.

Pursuant to Section 418.017 of the code, I authorize the use of all available resources of state government and of political subdivisions that are reasonably necessary to cope with this disaster.

Pursuant to Section 418.016 of the code, any regulatory statute prescribing the procedures for conduct of state business or any order or rule of a state agency that would in any way prevent, hinder, or delay necessary action in coping with this disaster shall be suspended upon written approval of the Office of the Governor. However, to the extent that the enforcement of any state statute or administrative rule regarding contracting or procurement would impede any state agency's emergency response that is necessary to protect life or property threatened by this declared disaster, I hereby authorize the suspension of such statutes and rules for the duration of this declared disaster.

In accordance with the statutory requirements, copies of this proclamation shall be filed with the applicable authorities.

IN TESTIMONY WHEREOF, I have hereunto signed my name and have officially caused the Seal of State to be affixed at my office in the City of Austin, Texas, this the 12th day of February, 2021.



GREG ABBOTT
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30 p.m. O'CLOCK
FEB 12 2021

ATTESTED BY:



RUTH R. HUGHS
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30 AM O'CLOCK
FEB 12 2021

EXHIBIT "C"
DENTON COUNTY DISASTER DECLARATION AND EXECUTIVE ORDER OF THE
DENTON COUNTY JUDGE ANDY EADS EO 2021-001

DENTON COUNTY
DISASTER DECLARATION
AND
EXECUTIVE ORDER OF THE DENTON
COUNTY JUDGE
Andy Eads EO 2021-001

WHEREAS, beginning on February 12, 2021 Texas Governor Greg Abbott issued a declaration of disaster for all 254 counties of Texas for unprecedented winter weather; and

WHEREAS, this winter weather event poses a risk to life and property of all residents and businesses in Denton County; and

WHEREAS, Denton County is taking extraordinary measures to respond to the effects of the winter weather to protect life and property; and

WHEREAS, the Denton County Department of Emergency Services established emergency protective measures, mitigation procedures and emergency response plans for this type of emergency; and

NOW, THEREFORE, this Disaster Declaration and the following Executive Order shall take effect immediately upon issuance of this order:

1. A local state of disaster is hereby declared for Denton County, pursuant to §418.108(a) of the Texas Government Code.
2. The state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the Denton County Commissioners Court, pursuant to §418.108(b) of the Government Code.
3. This declaration of a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the County Clerk, pursuant to §418.108(b) of the Government Code.
4. This declaration of a local state of disaster activates the Denton County Emergency Operations Plan, pursuant to §418.108(b) of the Government Code.
5. As allowed by Local Government Code 262.024, exempt bidding requirements for purchasing items necessary to preserve or protect the public health or safety of residents of the county This exemption shall remain in effect until a time when the Disaster Declaration is lifted.
6. This Declaration shall take effect immediately from and after its issuance.

The purpose of this order is for emergency protective measures, mitigation procedures and response plans to this emergency;

DONE THIS 16TH DAY OF FEBRUARY, 2021.

Andy Eads

ANDY EADS, COUNTY JUDGE

[Signature]

RYAN WILLIAMS,
COMMISSIONER PRECINCT 1

[Signature]

BOBBIE J. MITCHELL,
COMMISSIONER PRECINCT 3

Ron Marchant

RON MARCHANT,
COMMISSIONER PRECINCT 2

Dianna Edmondson

DIANNE EDMONDSON,
COMMISSIONER PRECINCT 4

ATTEST:

Juli Luke

JULI LUKE, County Clerk and Ex-Officio
Clerk of the Commissioners Court of Denton County

