

**CITY OF CORINTH, TEXAS  
ORDINANCE NO. 22-09-15-32**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, AMENDING CHAPTER 33 “BOARDS, COMMISSIONS AND DEPARTMENTS” OF TITLE III “ADMINISTRATION” OF THE CODE OF ORDINANCES OF THE CITY OF CORINTH BY REPEALING SECTION 33.01 “CREATION; APPOINTMENT; COMPENSATION” AND ADOPTING A NEW SECTION 33.01 TO BE ENTITLED “CREATION; APPOINTMENT” TO PROVIDE FOR AMENDMENTS RELATED TO THE MEMBERSHIP OF THE KEEP CORINTH BEAUTIFUL COMMISSION; REPEALING AND REPLACING SECTION 33.02 “PURPOSE AND DUTIES” TO PROVIDE FOR AMENDMENTS RELATED TO THE DUTIES OF THE KEEP CORINTH BEAUTIFUL COMMISSION; AMENDING SECTION 33.03 “TERM OF OFFICE” TO ADD AN ADDITIONAL MEMBER TO THE KEEP CORINTH BEAUTIFUL COMMISSION; REPEALING SECTION 33.10 “CREATION; APPOINTMENT; COMPENSATION” AND ADOPTING A NEW SECTION 33.10 “CREATION; APPOINTMENT” TO PROVIDE FOR AMENDMENTS RELATED TO THE MEMBERSHIP OF THE PARKS AND RECREATION BOARD; AMENDING SECTION 33.12 “TERM OF OFFICE” TO PROVIDE AMENDMENTS TO THE TERMS OF OFFICE OF THE PARKS AND RECREATION BOARD; AMENDING SECTION 33.13 “MEETINGS; OFFICERS” TO PROVIDE FOR AMENDMENTS RELATED TO THE APPOINTMENTS OF OFFICERS OF THE PARKS AND RECREATION BOARD; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Corinth is a home-rule municipality 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**, in 2004, the City Council adopted Resolution No. 04-09-02-19, establishing the Keep Corinth Beautiful Commission (“KCB”); and

**WHEREAS**, in 2019, the City Council adopted Ordinance No. 19-08-22-30, amending Chapter 33 of the Code of Ordinances establishing the Parks and Recreation Board (“Parks Board”); and

**WHEREAS**, the City Council has determined that it wishes to add one (1) addition member to the KCB and to combine membership of the KCB and to utilize a subcommittee of the membership of the KCB to serve as the Parks Board; and

**WHEREAS**, the changes to a combined membership and subcommittee plan requires amendments to Chapter 33, “Board, Commissions and Departments” of the Code of Ordinances; and

**WHEREAS**, the duties of the Park Board are to remain the same; however, KCB will select the members of the Park Board from the membership of the KCB;

**WHEREAS**, the Council has reviewed the proposed changes and determined that the proposed

combination of membership and designation of a subcommittee of KCB to serve as members of the Park Board will create efficiency and serve the best interests of the public.

**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.**  
**AMENDMENT**

**2.01.** Section 33.01 “Creation; Appointment; Compensation” of Chapter 33 “Boards, Commissions and Departments” of Title III “Administration” of the Code of Ordinances of the City of Corinth, Texas is hereby repealed in its entirety and a new Section 33.01 “Creation; Appointment” is hereby adopted to be and read as follows with all other provisions of Chapter 33 not herein amended to remain in full force and effect:

**“§33.01. CREATION; APPOINTMENT.**

There is hereby created the Keep Corinth Beautiful Commission to serve as an advisory board of the City (hereinafter the “Commission”). A subcommittee of the membership of the Commission shall serve as the Parks and Recreation Board of the City (hereinafter “Board”).”

**2.02.** Section 33.02 “Purpose and Duties” of Chapter 33 “Boards, Commissions and Departments” of Title III “Administration” of the Code of Ordinances of the City of Corinth, Texas is hereby repealed in its entirety and a new Section 33.02, “Purpose and Duties” is hereby adopted to be and read as follows with all other provisions of Chapter 33 not herein amended to remain in full force and effect:

**“§33.02. Purpose and Duties.**

(A) Keep Corinth Beautiful Commission. The Commission shall recommend policies related to litter prevention, beautification and community improvement, and the minimization of solid waste to the City Council so all city activities might follow a common purpose. The Commission shall have the following responsibilities:

- (1) Actively promote community beautification efforts, litter prevention, and waste reduction.
- (2) Determine and recommend to the City Council management and program priorities on a citywide basis.
- (3) Recommend enforcement and additional program alternatives.
- (4) Monitor city performance from data collected and examined under the Keep Texas Beautiful, Inc. Affiliate System guidelines and make an annual report to the City Council.
- (5) Maintain membership in Keep Texas Beautiful as an affiliate.

- (B) Establishment of KCB Sub-Committees. To accomplish these responsibilities, the Commission may establish sub-committees to assist with the performance of the Commission's duties, including but not limited to, the areas of finance/fundraising, cleanup, and/or trails coordination.
- (C) KCB Sub-Committee Membership. A Commission member shall serve as chair of each sub-committee, and the sub-committee may have an unspecified number of community volunteers chosen by the Commission to serve as working sub-committee members.
- (D) Parks and Recreation Board. A subcommittee of five (5) members of the Commission shall be formed for the purpose of serving as the Parks and Recreation Board of the City. The Board shall be governed by the provisions set forth in Sections 33.10 to Section 33.15 of this Chapter, as amended from time to time. The Board members shall be selected from the membership of the Commission and shall be appointed to service on the Board for staggered terms that shall be concurrent with each member's term on the Commission."

**2.03.** Section 33.03, "Term of Office" of Chapter 33 "Boards, Commissions and Departments" of Title III "Administration" of the Code of Ordinances of the City of Corinth, Texas is hereby repealed in its entirety and a new Section 33.03, "Term of Office" of Chapter 33 is hereby adopted to be and read in its entirety as follows:

**"33.03 – TERM OF OFFICE.**

- (A) The Commission shall be comprised of ten (10) members to be nominated and approved by the City Council, and such members shall be members at large.
- (B) Five (5) members of the Commission shall be appointed in even-numbered years and five (5) members shall be appointed in odd-numbered years. Each appointment shall be for a two (2) year term, or in the event of a vacancy, the appointment shall be for the remainder of the unexpired term. No Commission member shall serve more than four successive terms; provided however, that an unexpired term to which a Commission member is appointed shall not be counted as a term for purposes of calculating the term limit provided in this section.

**2.04.** Section 33.10 "Creation; Appointment; Compensation" of Chapter 33 "Boards, Commissions and Departments" of Title III "Administration" of the Code of Ordinances of the City of Corinth, Texas is hereby repealed in its entirety and a new Section 33.10 "Creation; Appointment" is hereby adopted to be and read as follows with all other provisions of Chapter 33 not herein amended to remain in full force and effect:

**"§33.10. CREATION; APPOINTMENT; COMPENSATION.**

There is hereby created from the membership of the Keep Corinth Beautiful Commission (the "Commission" or "KCB"), a subcommittee of five (5) members of the Commission who shall serve as the City of Corinth Parks and Recreation Board to serve

as an advisory board of the city (hereinafter referred to as "Parks and Recreation Board" or "Board").”

**2.05.** Section 33.12 “Term of Office” of Chapter 33 “Boards, Commissions and Departments” of Title III “Administration” of the Code of Ordinances of the City of Corinth, Texas is hereby amended to read as follows with all other provisions of Chapter 33 not herein amended to remain in full force and effect:

**“§33.12. TERM OF OFFICE.**

- (A) Members and Terms. The Board shall be comprised of five members, each of whom shall be a qualified voter of the city, and who shall be appointed by the Keep Corinth Beautiful Commission for two-year staggered terms that run concurrently with such members term on the Commission. Places on the Board shall be numbered one through five. Members shall serve at the pleasure of Council and without compensation. Members shall serve until their successors are appointed.
- (B) Vacancies. Vacancies on the Board shall be filled by appointment by the Commission from the membership of the Commission as appointed by City Council and shall serve for the length of the unexpired term. The Board may submit recommendations to the City Council for filling vacancies.
- (C) Officers/Bylaws. Within thirty (30) days of appointment, the Parks and Recreation Board shall meet in regular session to select a Chairperson and a Vice-Chairperson from among its members, each of whom shall serve for one-year terms until their successors are selected in accordance with Section 33.13. The Board shall adopt bylaws to govern the holding of its meetings which, at a minimum, shall encompass the following:
- (1) The manner of holding and calling of Regular and Special meetings;
  - (2) A majority of the members of the Board shall constitute a quorum;
  - (3) Any member not attending meetings regularly shall be reported to the City Council which may, at its discretion, remove the Board member and appoint a replacement;
  - (4) Three consecutive unexcused absences from a meeting shall result in forfeiture of the member's place without the need for action of the Board or of the City Council; and
  - (5) The minutes of each Board meeting shall be maintained in the manner required for all other boards and commissions of the city and shall be filed with the City Secretary or City Manager.”

**2.06.** Section 33.13 “Meetings; Officers” of Chapter 33 “Boards, Commissions and Departments” of Title III “Administration” of the Code of Ordinances of the City of Corinth, Texas is hereby amended to read as follows with all other provisions of Chapter 33 not herein amended to remain in full force and effect:

**§ 33.13 MEETINGS; OFFICERS.**

“The Board shall hold an organizational meeting in October of each year and shall elect a Chairman and Vice-Chairman from among its members before proceeding to any other matters of business. Additional meetings of the Board shall be called as determined appropriate by the Chairman, Staff or at direction of a majority of the Board. The officers shall serve for a term of one (1) year.”

**SECTION 3.**  
**CUMULATIVE REPEALER**

This Ordinance shall be cumulative of all provisions of all existing ordinances and resolutions and of the Code of Ordinances of the City of Corinth, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such existing ordinances, resolutions, and code, in which event the conflicting provisions of such ordinances and Code are hereby repealed.

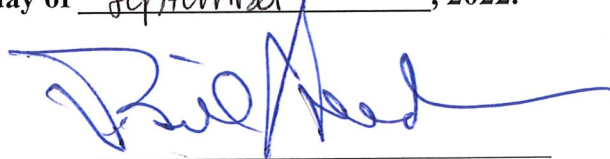
**SECTION 4.**  
**SEVERABILITY**

It is hereby declared by the City Council of the City of Corinth that if any of the sections, paragraphs, sentences, clauses, phrases, words, or provisions of this ordinance should be declared unconstitutional or otherwise invalid for any reason, such event shall not affect any remaining sections, paragraphs, sentences, clauses, phrases, words, or provisions of this ordinance.

**SECTION 5.**  
**EFFECTIVE DATE**

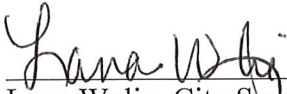
This Ordinance shall take effect immediately upon its passage and approval in accordance with law and City Charter.

PASSED AND APPROVED this 15th day of September, 2022.



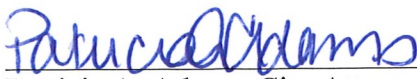
Bill Heidemann, Mayor

ATTEST:

  
Lana Wylie, City Secretary



APPROVED AS TO FORM:

  
Patricia A. Adams, City Attorney