



*** PUBLIC NOTICE ***

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

**Thursday, August 4, 2016, 5:30 P.M.
CITY HALL - 3300 CORINTH PARKWAY**

CALL TO ORDER:

WORKSHOP BUSINESS AGENDA

1. 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.
2. Receive a presentation, hold a discussion regarding the "DRAFT" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan.
3. Receive a report, hold a discussion, and provide staff direction on the Fiscal Year 2016-2017 Annual Program of Services and Capital Improvement Program.

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:

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 July 7, 2016 Workshop Session.
2. Consider and act on minutes from the July 7, 2016 Regular Session.
3. Consider and act on the fiscal year 2016-2017 Proposed Budget for the City of Corinth Crime Control and Prevention District.

4. Consider and act on the acceptance of BlueCross BlueShield of Texas' proposal for employee medical insurance benefits for FY 2016-2017, and authorization for the City Manager to execute any necessary documents.
5. Consider and act on the acceptance of UNUM/United Concordia's proposal for employee dental insurance benefits for FY 2016-2017, and authorization for the City Manager to execute any necessary documents.
6. Consider and act on a Resolution approving the "DRAFT" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan.

CITIZENS COMMENTS

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

BUSINESS AGENDA

7. Consider and act on an ordinance of the City of Corinth, amending Title III Administration, Chapter 34 Personnel Policy of the Code of Ordinances; providing for repealer; and providing a severability clause and an effective date.
8. Consider and act on an Ordinance for the City of Corinth ordering a Special Election to be held on November 8, 2016 allowing voters to determine the reauthorization and levy of a sales and use tax for street maintenance; as well as designating a polling place, providing for notice, providing for early voting, and providing an effective date.
9. Consider and act on the appointment of Greg Bertrand as Municipal Judge for the City of Corinth Municipal Court of Record.
10. Consider accepting the submission of the effective tax rate calculation of \$0.54348 per \$100 assessed valuation and a rollback tax rate of \$0.58194 per \$100 assessed valuation for the fiscal year beginning October 1, 2016 and ending September 30, 2017.
11. Consider approval of a resolution of the City Council of the City of Corinth, Texas placing a proposal on the September 15, 2016 City Council Public Meeting Agenda to adopt a 2016 tax rate that will exceed the lower of the rollback rate or effective tax rate; calling two public hearings on a tax increase to be held on August 18, 2016, and September 1, 2016; requiring publication of a *Notice of 2016 Tax Year Proposed Property Tax Rate* in accordance with the law; and providing an effective date.

12. Consider and Act on a Resolution of the City of Corinth, Texas finding that a public necessity exists to acquire real property in fee for rights-of-way, permanent drainage easements and temporary construction easements for the public purpose of construction of Lake Sharon Drive Extension between Oakmont Drive and Future FM 2499 and authorizing the filing of Eminent Domain Proceedings for the purpose of obtaining these rights-of-way, permanent drainage easements and temporary construction easements for use by the City for this construction of Lake Sharon Drive Extension.

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 (closed session) to consider any matters regarding any of the above listed agenda items as well as the following matters pursuant to Chapter 551 of the Texas Government Code:

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

a. Amendments to the Northwood Home Owners Association Encroachment agreement.

b. Interlocal Agreement for fire services.

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

a. Acquisition of two (2) fee parcels for right-of-way, five (5) permanent drainage easements and six (6) temporary construction easements out of a called 41.272 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth for the construction of the Lake Sharon Drive Extension between Oakmont Drive and future FM 2499.

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.

a. Deliberation of the employment, reassignment, or duties of the City Manager.

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 28 day of July, 2016 at 3:30 p.m.on the bulletin board at Corinth City Hall.

Kimberly Pence

Kimberly Pence, City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Denco Area 9-1-1 District FY 2017 DRAFT Financial Plan

Submitted By: Lee Ann Bunselmeyer, Acting City Manager

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Receive a presentation, hold a discussion regarding the "DRAFT" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan.

AGENDA ITEM SUMMARY/BACKGROUND

On June 9, 2016, the Denco Area 9-1-1 District Board of Managers unanimously approved the enclosed financial plan for fiscal year 2017. The Texas Health and Safety Code requires emergency communication districts to submit the draft budget to its participating jurisdictions for review and comment period. After review and comment period, the District's board of managers adopts a budget for the next fiscal year. A copy of the statute and approval policy is included in Section 5 of the draft plan.

The District requests that the City of Corinth review the fiscal year 2017 proposed budget and submit comments to the Denco board prior to August 13, 2016. At its regular meeting September 8, 2016, the District's board of managers will consider final approval of the Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan. At that time the board will consider responses to the draft budget.

On July 7, 2016 Council postponed the item to receive a presentation from Mr. Jim Carter at the August 4, 2016 Workshop.

If the District does not receive a response from individual jurisdictions, it will consider according to statute , that those jurisdictions support the draft budget.

RECOMMENDATION

N/A

Attachments

DENCO AREA 9-1-1 FY 2017 DRAFT Financial Plan

Denco Area 9-1-1 District

Fiscal Year 2017



DRAFT

Financial Plan

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Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 1

Preface

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Denco Area 9-1-1 District

1075 Princeton Street ▪ Lewisville, TX 75067 ▪ Mailing: PO BOX 293058 ▪ Lewisville, TX 75029-3058
Phone: 972-221-0911 ▪ Fax: 972-420-0709

To: Denco Area 9-1-1 District Participating Jurisdictions
Date: June 10, 2016
Subject: Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan

The Denco Area 9-1-1 District Board of Managers, at its June 9, 2016, regular meeting, approved the "draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan and authorized the District's staff to forward it to all participating jurisdictions for review and comment. On behalf of the Board, I request that your governing body review the following budget and provide us with any comments prior to August 13, 2016.

This financial plan reflects Denco's commitment to provide a state-of-the-art, high availability, emergency 9-1-1 system to the citizens of the district, while preserving our long term financial viability; a tradition that began 25 years ago on August 18, 1990, when the first 9-1-1 call was made in the Denco district.

As the increasingly mobile and data-centric populace demands more interactivity with the 9-1-1 system, and with the higher cost of providing advanced technology, we are mindful of the need for a sustainable approach and have taken a long-term look at both revenue and expenses. The recommended budget maintains the quality programs our partner agencies rely upon while taking important steps to enhance the level of services we deliver to all stakeholders.

In August of this year, the long-awaited text-to-911 services will be implemented in the district. This important capability will permit any citizen to request public safety services via a text message. This will provide a new lifeline for speech and/or hearing impaired citizens across the district who no longer use TTY/TDD services to communicate with public safety and government.

In 2017, the district will further enhance its efforts to bring district-wide Geographic Information System data into alignment with industry best practices and standards for next generation 9-1-1 routing services. In the near future, this data will be critical for determining the routing of all 9-1-1 calls, especially those coming from wireless devices.

Fiscal year 2017 will also see the start of construction on the Annex. This facility will provide EF-5 tornado protection for a back-up 9-1-1 answering point and other critical infrastructure.

Denco is committed to providing our citizens the most technologically advanced and best managed systems and services available. Please review the attached budget and provide us with any comments, either in support of the plan as proposed, or suggestions for improvement. If you have any questions or need additional information, please do not hesitate to contact Mark Payne, our executive director, at (972) 221-0911 or by email at mark.payne@denco.org. The Denco Area 9-1-1 District Board of Managers will adopt a final 2017 budget during our regular meeting in September.

The Denco Area 9-1-1 District Board of Managers and staff appreciate your support and confidence.

Jack Miller, Chairman
Board of Managers

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To: Denco Area 9-1-1 District Participating Jurisdictions
Date: June 10, 2016
Subject: Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan

Enclosed is a copy of the "Draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan for your jurisdiction's review and comment. Texas Health and Safety Code requires the District to submit the draft budget to its participating jurisdictions for a 45-day review and comment period. After the review and comment period, the District's board of managers will adopt a budget for 2017 based on the feedback received. A copy of the statute and approval policy is included in Section 5 of the draft budget.

At its June 9, 2016 regular meeting, the Denco Area 9-1-1 District Board of Managers unanimously approved the enclosed "Draft" financial plan to be submitted to its participating jurisdictions for consideration. The District requests that your jurisdiction review the proposed budget and submit comments to the Denco board prior to August 13, 2016. At its regular meeting on September 8, 2016, the Denco board will consider final approval of the 2017 Financial Plan. If the District does not receive a response from individual jurisdictions, it will assume, according to statute, that those jurisdictions support the draft budget.

Please fax responses to Denco at (972) 420-0709, email them to Carla Flowers, Director of Administration, at carla.flowers@denco.org or mail them to P.O. Box 293058, Lewisville, Texas 75029-3058. A PDF version of the 2017 financial plan can be downloaded from Denco's website, www.denco.org.

The enclosed budget includes the following sections that provide an overview of both the operations of the Denco Area 9-1-1 District and its financial position:

Section 1: Preface

This section includes memorandums from Jack Miller, Chair of the Denco Board of Managers, and me. It provides a brief summary of the District's strategic plans for fiscal year 2017 and an overview of the approval process.

Section 2: District Overview

The District overview provides a brief summary about the history of the Denco Area 9-1-1 District and its current operations. It also provides background information about the 9-1-1 system, its terminology and the benefits it provides.

Section 3: Financial Plan Summary

Section 3 includes an executive summary of the budget; providing an overview of the District's plans and their impact on its financial position. Also included is a Summary of Cost Classifications that briefly describes the expenditure categories included in the budget.

Section 4: Anticipated Revenues and Proposed Expenditures

Section 4 includes a spreadsheet that summarizes the overall budget for fiscal year 2017, followed by two worksheets that give more detail about the anticipated revenues and proposed expenditures for the year. The section also includes a five-year projection spreadsheet that depicts both the growth and decline of the District's fund balance and a graph reflecting the actual fund balance for the past five years and that projected for the next five.

Section 5: Reference Materials

The final section includes reference material that provides guidelines under which the District operates. Included are copies of resolutions defining the budget approval process, a copy of House Bill 1984 that provides the statutory requirements for budget approval and a copy of the legislation under which Denco operates.

The District is pleased to provide your jurisdiction with a copy of the "Draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan for consideration. The plan provides the District the financial resources necessary to meet the fiscal year 2017 requirements.

If you have any questions, need additional information or would like for me to meet with your staff or governing body, please do not hesitate to call me at (972) 221-0911 or email me at mark.payne@denco.org. I would welcome the opportunity to meet with you and discuss the enclosed budget and the operations of the Denco Area 9-1-1 District.

Thanks for your continued support of the Denco Area 9-1-1 District.



Mark Payne, Executive Director

Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 2

District Overview

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DENCO AREA 9-1-1 DISTRICT

District Overview

Formation of the Denco Area 9-1-1 District

Legislation

During its 1985 session, the 69th Texas Legislature passed Article 1432e (Section 772, Texas Health and Safety Code), Emergency Telephone Number Act, which provided for the creation, administration, expansion, funding and dissolution of emergency communication districts in certain counties in Texas. The Emergency Telephone Number Act is the legislation under which the Denco Area 9-1-1 District operates.

Purpose

Section 772.302, Texas Health and Safety Code, states the purpose of the Act to be the following:

“To establish the number 9-1-1 as the primary emergency telephone number for use by certain local governments in this state and to encourage units of local governments and combinations of those units of local government to develop and improve emergency communication procedures and facilities in a manner that will make possible the quick response to any person calling the telephone number 9-1-1 seeking police, fire, medical, rescue and other emergency services.”

Creation of Denco Area 9-1-1 District

On August 8, 1987, Denton County held a special election to confirm the creation of the Emergency Communication District of Denton County and authorize a 9-1-1 emergency service fee, not to exceed 3.0% of the base rate of the principal service supplier per month, to be charged by the District for the purpose of establishing and maintaining E9-1-1 in Denton County. By a margin of 13,086 to

3,024, the voters favored the creation of the emergency communication district. After the special election, the city and county governing bodies within Denton County passed resolutions of participation. The resolutions stated that the city or county would become a participating jurisdiction in the District pursuant to the provisions of the Emergency Telephone Number Act.

The participating jurisdictions of the District are the following:

<i>Argyle</i>	<i>Hackberry</i>	<i>Northlake</i>
<i>Aubrey</i>	<i>Hebron</i>	<i>Oak Point</i>
<i>Bartonville</i>	<i>Hickory Creek</i>	<i>Pilot Point</i>
<i>Carrollton</i>	<i>Highland Village</i>	<i>Ponder</i>
<i>Copper Canyon</i>	<i>Justin</i>	<i>Providence Village</i>
<i>Corinth</i>	<i>Krugerville</i>	<i>Roanoke</i>
<i>Corral City</i>	<i>Krum</i>	<i>Sanger</i>
<i>Cross Roads</i>	<i>Lake Dallas</i>	<i>Shady Shores</i>
<i>Denton</i>	<i>Lakewood Village</i>	<i>The Colony</i>
<i>DISH</i>	<i>Lewisville</i>	<i>Trophy Club</i>
<i>Double Oak</i>	<i>Little Elm</i>	<i>Unincorporated Denton County</i>
<i>Flower Mound</i>		

On December 8, 1987, the District's board of managers ordered the levy and collection of the emergency service fee to commence with the January 1988 billing cycle. The board ordered the service fee, collected by the telephone companies, to be charged at a rate of 3.0% of the current base rate of GTE Southwest (now Verizon). In 1992, the board capped the emergency service fee, for basic levels of wireline telephone service charged to customers in the district, at \$0.27 for residential customers, \$0.71 for business customers and \$1.13 for trunks. **(The same fees remain in effect today.)**

On June 28, 1988, the board of managers named the Emergency Communications District of Denton County, Denco Area 9-1-1 District.

Organizational Structure

The board of managers is the governing body for the Denco Area 9-1-1 District. The county, participating cities and the Denton County Fire Chiefs Association appoint the board. Board members serve staggered two-year terms and are eligible for reappointment. The following members currently sit on the board of managers:

Board Member

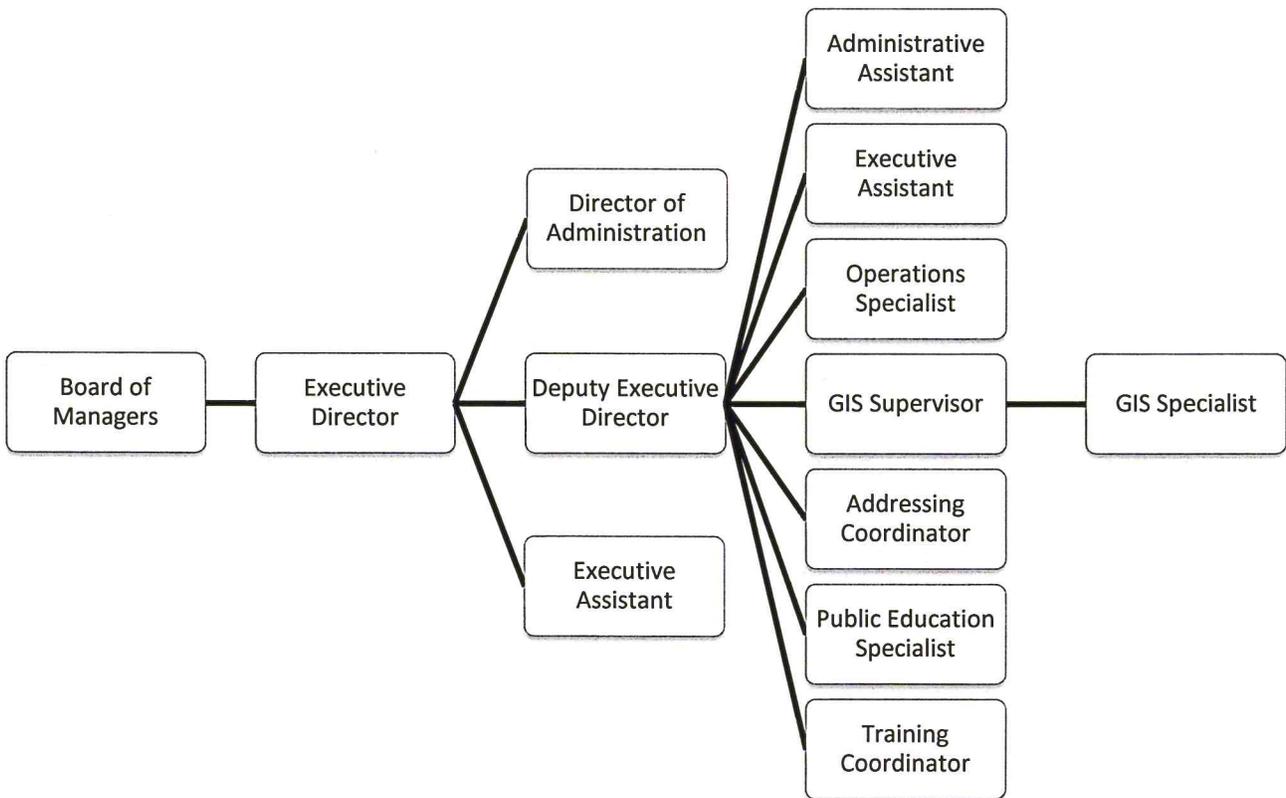
Represents

Mr. Jack Miller, Chair	Denton County Commissioners Court
Mr. Bill Lawrence, Vice Chair	Denton County Commissioners Court
Asst. Chief Terry McGrath, Secretary	Denton County Fire Chiefs' Association
Mayor Sue Tejml	Participating Municipalities
Mr. Jim Carter	Participating Municipalities
Mr. Rob McGee	Verizon Business, Advisory

The Emergency Telephone Number Act states, "...the board shall manage, control and administer the District. The board may adopt rules for the operation of the District." The legislation also allows the board to appoint a director of communications for the District who serves as its general manager. The director, with approval from the board, manages the services necessary to carry out the purposes of the Emergency Telephone Number Act.

The Denco Area 9-1-1 District's staff is responsible for performing all the duties that may be required for the District to accomplish its mission within the framework provided by the board. The "Draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan provides for sixteen full-time staff members who provide the planning, operations, and maintenance functions for the District. The organizational structure of the District includes Administration and Operational program areas that serve the 9-1-1 PSAPs and emergency service providers within the district. Operational program areas —sometimes referred to as Direct Services— include: 9-1-1 Systems, Public Education, and Training and Education Development.

Included in the organizational chart on the following page, are the titles of staff members in each functional area.



Mission, Values and Goals Statement

Mission

The mission of the Denco Area 9-1-1 District is to provide an efficient, effective enhanced 9-1-1 emergency telecommunications system that assists its member jurisdictions in response to police, fire and medical emergency calls.

Values

The Denco Area 9-1-1 District pledges to uphold the following values:

- Value 1: The control of District operations is the responsibility of member jurisdictions and the board of managers.
- Value 2: The District will provide the most reliable, efficient, cost-effective and proven technologies within available resources.

Goals

The Denco Area 9-1-1 District has the following goals that support its endeavor to carry out its mission.

- Goal 1: To represent the interests of member jurisdictions, emergency service providers and end users by establishing and providing the means for the Denco Area 9-1-1 District to accomplish its mission, values, goals and objectives.
- Goal 2: To manage the Denco Area 9-1-1 District in an objective, efficient, effective and responsive manner.
- Goal 3: To increase public awareness of 9-1-1 issues and promote the proper use of the 9-1-1 system.
- Goal 4: To provide training programs which enable Public Safety Answering Point (PSAP) personnel to effectively process 9-1-1 calls.
- Goal 5: To provide and maintain advanced, effective 9-1-1 Systems that are compatible with changing communication technologies.
- Goal 6: To assure that 9-1-1 calls, from all sources, are routed properly to PSAPs and that PSAPs have the most accurate, reliable, and useable data at all times.

Designated Core Competencies

The Denco Area 9-1-1 District has identified the following core competencies as a means for measuring its efficiency, effectiveness and overall performance.

Integrity/Honesty

Instills mutual trust and confidence; creates a culture that fosters high standards of ethics; behaves in a fair and ethical manner toward others, and demonstrates a sense of corporate responsibility and commitment to public service.

Responsive Customer Service

Balancing interests of a variety of clients, readily readjusts priorities to respond to pressing and changing client demands. Anticipates and meets the needs of clients; achieves quality end products; is committed to continuous improvement of services.

Team Work

Encourages and facilitates cooperation within the organization and with customer groups; fosters commitment, team spirit, pride, and trust. Develops leadership in others through coaching, mentoring, rewarding, and guiding employees. Actively participates in healthy debate and discussion sharing personal points of view and rational for individual thinking; once decision has been made, openly supports and owns the majority decision as if it were his or her own; doesn't undermine or second guess majority decision after the fact.

Flexibility

Open to change and new information; adapts behavior and work methods in response to new information, changing conditions or unexpected obstacles. Adjusts rapidly to new situations warranting attention and resolution.

Decisiveness

Exercises good judgment by making sound and well informed decisions; perceives the impact and implications of decisions; makes effective and timely decisions, even when data is limited or solutions produce unpleasant consequences; is proactive and achievement oriented.

Background Information

What is E9-1-1?

Enhanced Nine-One-One (E9-1-1) is a single, easy-to-remember number used when reporting emergencies to fire, police and emergency medical service providers. The E9-1-1 system, operational in the Denco Area 9-1-1 District, is designed to automatically route any 9-1-1 call, placed from a telephone instrument (including wireless and Internet) within the District's geographical boundaries, to the proper public safety answering point (PSAP) responsible for dispatching emergency services to the caller. (At the current time, there are limitations to both wireless and Internet location technologies.)

Benefits of E9-1-1

The E9-1-1 system has enhanced the ability of emergency service providers to save the lives and property of citizens in the Denco Area 9-1-1 District. Some of the direct benefits of the emergency communication system provided by Denco are the following:

- Only one three-digit number to remember in an emergency situation.
- The 9-1-1 call is routed to the proper agency responsible for dispatching help to the caller.
- Trained telecommunicators answer 9-1-1 calls. (In the Denco Area 9-1-1 District, telecommunicators are trained to provide emergency medical dispatch, thus reducing response time for medical emergencies.)
- Telecommunicators have the equipment and training necessary to communicate with hearing/speech impaired callers using TTY equipment and will be able to accept text messages to 9-1-1 beginning August 1, 2016.
- The caller's name, address and telephone number, as well as the proper fire, police and emergency medical service designated to respond to the caller's address, is automatically provided to the telecommunicator; thus reducing total response time. In the event the caller is unable to speak, the telecommunicator has the ability to dispatch help to the caller's location that is provided by the E9-1-1 system.
- All PSAPs in the Denco Area 9-1-1 District are part of a common network, allowing each to transfer calls, conference multiple PSAPs and/or share information within a closed system.
- ANI/ALI information provides a means to control and reduce prank calls.

- The public education programs associated with E9-1-1 promote citizen awareness and involvement with emergency service providers.
- The E9-1-1 system enhances local government's ability to address the ever growing public expectation of emergency services created by the technology vendors, the media and popular television programming.
- The E9-1-1 system is designed to allow PSAPs the ability to directly transfer a caller to another public safety agency or poison control center.
- The E9-1-1 system will identify calls from wireless and Internet phones, advising the telecommunicator to ask proper questions to determine the location of the emergency. Phase I provides the caller's telephone number so that the telecommunicator has the ability to reconnect if the call is terminated. Phase II provides additional location information to telecommunicators. Location information for Internet phones (VoIP) is typically entered by the subscriber through a website.
- The system has the ability to identify telephone companies serving 9-1-1 callers, thus streamlining the process.

Glossary of Terms

9-1-1 (Nine-One-One). A designated easy-to-remember, easy-to-call, three-digit emergency telephone number developed to provide citizens with a reliable, fast and convenient way to access fire, police, or medical service in the event of an emergency.

ANI (Automatic Number Identification). ANI is the feature that provides the caller's telephone number on a console at the PSAP.

ALI (Automatic Location Identification). ALI provides the caller's name and address on a computer monitor at the PSAP along with the name of the correct police, fire and emergency medical services designated to respond to the caller's location. Callers should always know their location in the event the ALI information is not available because of limited technology.

Database. The 9-1-1 Database is the information accompanying a 9-1-1 call at the PSAP. The information provided is the caller's name, address and telephone number, as well as the emergency service providers designated to respond to the caller's address. The database information is not always available from wireless and VoIP callers.

E9-1-1 (Enhanced 9-1-1). The system that is operational in Denton County providing SR, ANI and ALI (defined below).

ESInet (Emergency Services IP Network). An ESInet is a managed IP network that is used for emergency services communications, and which can be shared by all public safety agencies. It provides the IP transport infrastructure upon which independent application platforms and core functional processes can be deployed, including, but not restricted to, those necessary for providing NG9-1-1 services. ESInets may be constructed from a mix of dedicated and shared facilities. ESInets may be interconnected at local, regional, state, federal, national and international levels to form an IP-based inter-network (network of networks).

GIS (Geographic Information Systems). The technology used to develop and display the mapped data used to locate 9-1-1 callers.

i3 or i3 PSAP (See also NG9-1-1). NENA's Detailed Functional and Interface Standard for NG9-1-1 (i3), which describes a PSAP that is capable of receiving IP-based signaling for delivery of emergency calls and for originating calls and is conformant to NENA specifications for such PSAPs.

IWS (Integrated Workstation). The computerized 9-1-1 answering equipment provided by Denco that gives telecommunicators, in addition to the 9-1-1 function, additional tools such as computer-aided dispatch, paging, mapping and radio communications. Denco has 64 integrated workstations at its eleven (11) operational, and one (1) backup, PSAP(s).

NG9-1-1 (Next Generation 9-1-1). NG9-1-1 is an Internet Protocol (IP)_based system comprised of managed Emergency Services IP networks (ESInets), functional elements (applications), and databases that replicate traditional E9-1-1 features and functions and provides additional capabilities. NG9-1-1 is designed to provide access to emergency services from all connected communications sources, and provide multimedia data capabilities for Public Safety Answering Points (PSAPs) and other emergency service organizations.

Phase I. Wireless Phase I Enhanced 9-1-1 is the Federal Communication Commission (FCC) mandate to the wireless telephone industry and to 9-1-1 requiring the routing of wireless 9-1-1 calls to appropriate PSAPs and the provision of the callers' ANI to the telecommunicators.

Phase II. Phase II provides the approximate geographic location of wireless callers, in addition to the FCC's Phase I enhancements.

PSAP (Public Safety Answering Point). The location of the equipment used to answer 9-1-1 emergency calls. The following are the twelve (12) PSAPs that are currently capable of answering 9-1-1 calls in the Denco Area 9-1-1 District:

City of Denton Police Department	North Texas Emergency
Denton County Sheriff's Office	Communications Center (Carrollton)
Town of Flower Mound Police Department	City of Roanoke Police Department
City of Highland Village Police Department	City of The Colony Police Department
City of Lake Dallas Police Department	University of North Texas Police Department
City of Lewisville Police Department	Texas Woman's University Police Department
	Denco Backup PSAP and Training Center

Public Safety Telecommunicator. The individual answering the 9-1-1 calls; trained to communicate with persons seeking emergency assistance and with agencies and individuals providing such assistance.

SR (Selective Routing). Selective Routing provides automatic routing of 9-1-1 calls, based on the caller's location, to the appropriate PSAP. The caller is not required to determine which public safety agency to call. Callers using wireless or VoIP telephones should know their location because the routing technology is not as accurate for these services.

Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 3

Financial Plan Summary

Summary of Cost Classifications

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DENCO AREA 9-1-1 DISTRICT

Fiscal Year 2017 Financial Plan Summary

The 2017 Financial Plan for the Denco Area 9-1-1 District provides funding for the continued delivery of high-quality services that the citizens and PSAPs in the Denco district have come to rely upon for the past 26 years. Those trusted services include: the support of all elements of the 9-1-1 system (e.g. database, routing, network and equipment) throughout the district; addressing and mapping services; public education and training services; and the continuing legislative and regulatory advocacy services that Denco provides in Austin and Washington D.C. In addition to these ongoing services, the District is continually updating its strategic plans to focus on providing the most efficient and effective services available within its financial resources.

Financial Plan Overview

Section 4 of the Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan provides the following spreadsheets that summarize the budget: “Summary of Anticipated Revenues and Proposed Expenditures”; “Anticipated Revenues, Proposed Expenditures”; and “Five Year Projections”. Also provided, following the spreadsheets is a graph that depicts the Cash Fund Balance (Assigned and Unassigned). It provides a picture of the actual change in fund balance from fiscal year 2010 through estimated 2016, and projections through 2021.

Anticipating a declining rate of growth in 9-1-1 service fee revenues, Denco will see a slowed replenishment of its cash fund balance following major capital improvements and service enhancements. The board will continue to monitor this revenue trend closely to insure adequate funds are available to deliver exceptional service and enhance Denco’s 9-1-1 system as needed to accomplish its mission.

Denco has no debt at the current time. It prides itself in being fiscally responsible by planning ahead to meet future funding requirements.

Summary of Anticipated Revenues and Proposed Expenditures

The summary spreadsheet provides information about the financial position of the District at the beginning of fiscal year 2017, its projected revenues and expenditures for the year, and the financial position at the end of the year.

requiring employees to serve in an after-hours, on-call status by the end of 2017.

- The full-time public education coordinator position has been reclassified to public education specialist and will spend much more time out of the office interacting with citizens.
- The proposed budget includes hardware and software costs of developing a technical lab capability to assist operations specialists in troubleshooting, testing new features/enhancements and training.
- During fiscal year 2017, Denco and Denton County will work together to development a formal technology upgrade plan for the jointly owned microwave system. Denco's share of the planning costs are included in the proposed budget.
- The proposed budget includes technology costs associated with completing a microwave path study for the new Denco annex.

The fiscal year 2017 proposed budget also includes:

- Design and printing of the annual training calendar to promote the District's training program and provide a better planning tool for PSAP managers.
- Consulting services to conduct an independent training need assessment.
- Continued pursuit of training academy accreditation through the Commission on Accreditation for Law Enforcement Agencies, Inc., (CALEA).
- The proposed budget includes continued participation with the Lewisville Fire Clown program and increased exposure through more active and direct participation in community events, fairs, and festivals.
- Denco will become more active in school presentations during fiscal year 2017 and will continue to provide an end-of year safety message to all elementary school students in the district.
- The proposed budget includes continued support for PSAPs to develop, implement and maintain a comprehensive emergency medical dispatch (EMD) quality assurance process.

Five Year Projections

The Five Year Projections spreadsheet in “Section 4,” along with the graph that follows it, depicts the long term financial position and stability of the Denco Area 9-1-1 District.

Summary of Significant Projections

Fiscal year 2017 capital project spending will cause a projected reduction of \$2,948,098 in the end of year fund balance; and, as this capital project will span both fiscal year 2017 and fiscal year 2018, a further reduction of \$897,996 is projected for the fiscal year 2018 fund balance for the construction of the Annex.

Further out, fiscal year 2019 will see a potential increase in 9-1-1 selective routing and database costs, as Denco’s six-year, fixed-price contract agreement with West (formerly Intrado) will expire. Similarly, fiscal year 2020 includes a 9-1-1 equipment refresh from Denco’s migration to NG9-1-1 call processing equipment. This is not a total 9-1-1 system upgrade, but the replacement of the call-taking computers, which will have been in service for six years in fiscal year 2020.

Explanation of Fund Balance Movement

When looking at the *Cash Fund Balance (Assigned and Unassigned)* graph below, the following will be helpful in its interpretation:

Beginning in fiscal years 2010 and 2011, the District drew upon its capital projects fund to expand its training facilities and for the initial phase of its NG9-1-1 system project. In 2012, due to NG9-1-1 project implementation delays, the fund balance grew until the project resumed in fiscal year 2013, at which point project expenses further reduced the fund balance. In 2014, the NG9-1-1 project drew to a close and the fund balance began to rise again, to a balance of \$3,863,764.

With the expectation of the near-term construction of an Annex and back-up PSAP facility, the fund balance continued to rise to \$4,467,826 at the end of fiscal year 2015. Looking ahead to fiscal years 2017 and 2018, the graph reflects the planned construction of the Annex and back-up PSAP facility.

From fiscal year 2019 through 2021, the graph shows a shallow growth curve for the fund balance, as it accounts for project network and 9-1-1 service costs increases, the refresh of 9-1-1 call-taking positions, and the slowing rate of growth in 9-1-1 service fee revenues.

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Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 4

Anticipated Revenues

Proposed Expenditures

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DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Summary of Anticipated Revenues and Proposed Expenditures		
Fiscal Year 2017		
	Proposed	Percent of Budget
Beginning of Year Estimated Fund Balance	\$ 4,127,495	
Anticipated Revenues		
9-1-1 Service Fee Revenue	\$ 4,791,732	98.2%
Interest Revenue	\$ 23,249	0.5%
Contract Services Revenue	\$ 20,000	0.4%
Miscellaneous Revenue (Expense)	\$ 45,000	0.9%
Total Anticipated Revenues	\$ 4,879,981	100.0%
Proposed Expenditures		
Personnel	\$ 1,536,857	19.6%
Administration	\$ 324,550	4.1%
Direct Services	\$ 2,681,100	34.2%
Depreciation Expense	\$ 135,572	1.7%
Capital Projects	\$ 3,150,000	40.2%
Total Proposed Expenditures	\$ 7,828,079	100.0%
Increase (Decrease) in Fund Balance	\$ (2,948,098)	
End of Year Estimated Fund Balance	\$ <u>1,179,397</u>	

DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Anticipated Revenues		
Fiscal Year 2017		
	Proposed	Percent of Total Revenue
Wireline Service Fee Revenue		
Verizon	\$ 360,000	7.4%
AT&T	\$ 124,800	2.6%
CenturyLink	\$ 50,700	1.0%
Other Local Exchange Carriers (CLECs)	<u>\$ 681,600</u>	14.0%
Net Wireline Service Fee Revenue	\$ 1,198,844	24.6%
Wireless Service Fee Revenue	<u>\$ 3,592,888</u>	73.6%
Total Service Fee Revenue	\$ 4,791,732	98.2%
Non-Service Fee Revenue		
Interest Revenue	\$ 23,249	0.5%
Contract Service Revenue	\$ 20,000	0.4%
Miscellaneous Revenue (Expenses)	<u>\$ 45,000</u>	0.9%
Total Non-Service Fee Revenue	\$ 88,249	1.8%
Total Anticipated Revenues	<u>\$ 4,879,981</u>	100.0%

DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Proposed Expenditures		
Fiscal Year 2017		
	Proposed	Percent of Budget
Personnel		
Salaries	\$ 1,040,000	13.3%
Benefits	\$ 496,857	6.3%
Total Personnel	\$ 1,536,857	19.6%
Administration		
Office Expenses	\$ 51,950	0.7%
Contract Services	\$ 118,330	1.5%
Facilities	\$ 90,000	1.1%
Memberships/Subscriptions	\$ 4,870	0.1%
Professional Development	\$ 27,800	0.4%
Travel	\$ 31,600	0.4%
Total Administration	\$ 324,550	4.1%
Direct Services		
Operations	\$ 809,100	10.3%
Network Services	\$ 1,727,000	22.1%
Equipment	\$ 145,000	1.9%
Total Direct Services	\$ 2,681,100	34.2%
Capital Projects Expenditures	\$ 3,150,000	40.2%
Depreciation Expense	\$ 135,572	1.7%
Total Proposed Expenditures	\$ 7,828,079	100.0%

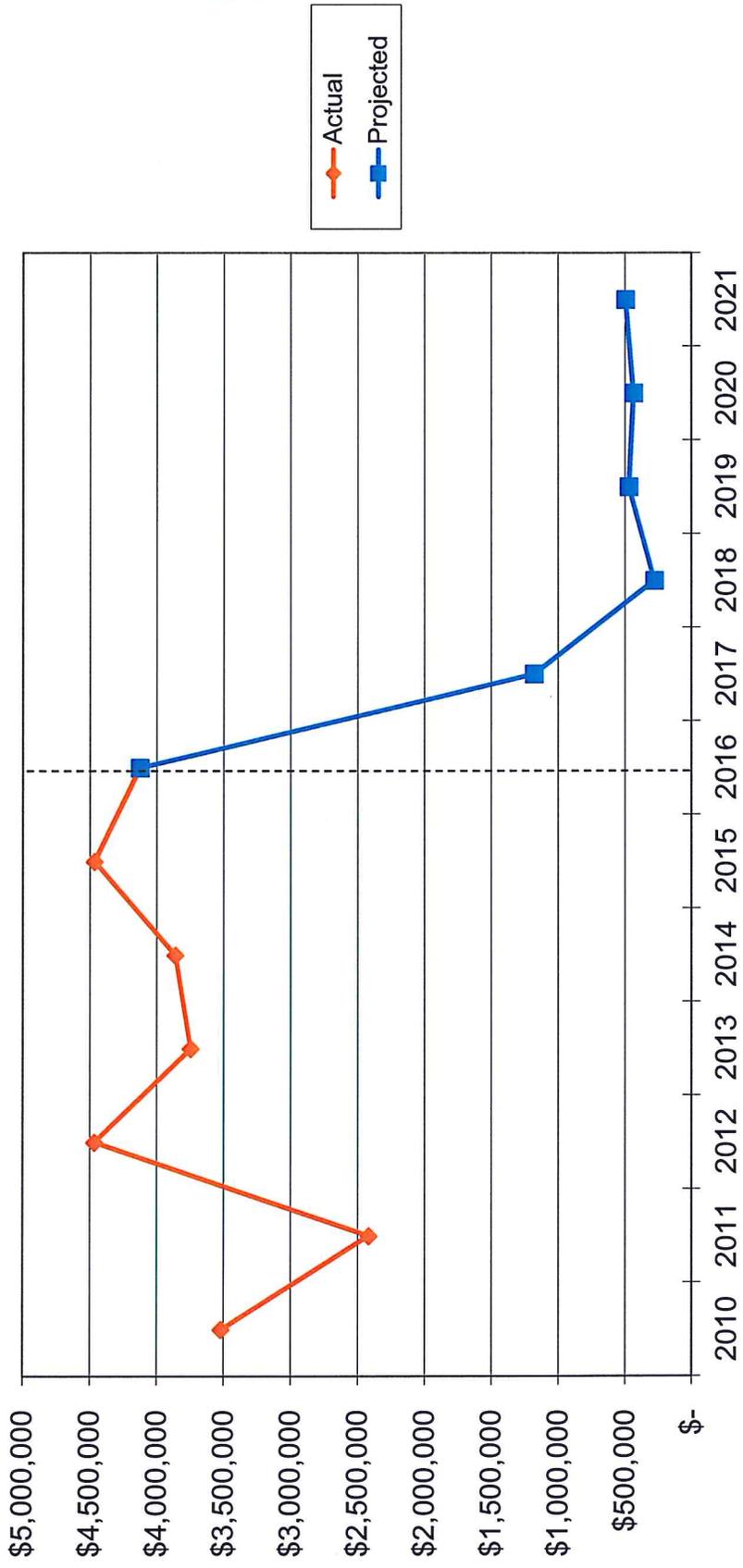
DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Five Year Projections

Fiscal Year 2017

	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	Estimated	Proposed	Projected	Projected	Projected	Projected
Beginning of Year Fund Balance	\$ 4,467,826	\$ 4,127,495	\$ 1,179,397	\$ 281,401	\$ 471,983	\$ 436,957
Revenue						
Net Service Fee Revenue (2.0% Growth)	\$ 4,814,030	\$ 4,791,732	\$ 4,887,567	\$ 4,985,318	\$ 5,085,024	\$ 5,186,725
Interest Revenue	\$ 46,264	\$ 23,249	\$ 26,000	\$ 12,000	\$ 12,000	\$ 12,000
Contract Services Revenue	\$ 23,080	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000
Miscellaneous Revenue (Expense)	\$ 154,601	\$ 45,000	\$ 40,000	\$ 40,000	\$ 40,000	\$ 53,000
Total Revenue	\$ 5,037,975	\$ 4,879,981	\$ 4,973,567	\$ 5,057,318	\$ 5,157,024	\$ 5,271,725
Expenditures						
Personnel	\$ 1,494,655	\$ 1,536,857	\$ 1,593,131	\$ 1,651,475	\$ 1,711,963	\$ 1,774,676
Administration	\$ 312,899	\$ 324,550	\$ 336,023	\$ 347,922	\$ 360,261	\$ 373,058
Direct Services	\$ 3,293,775	\$ 2,681,100	\$ 2,869,722	\$ 2,672,116	\$ 2,885,559	\$ 2,783,270
Depreciation Expense	\$ 112,976	\$ 135,572	\$ 162,686	\$ 195,223	\$ 234,268	\$ 281,121
Capital Projects	\$ 164,000	\$ 3,150,000	\$ 910,000	\$ -	\$ -	\$ -
Total Expenditures	\$ 5,378,305	\$ 7,828,079	\$ 5,871,563	\$ 4,866,736	\$ 5,192,051	\$ 5,212,126
Increase (Decrease) In Fund Balance	\$ (340,330)	\$ (2,948,098)	\$ (897,996)	\$ 190,582	\$ (35,027)	\$ 59,599
End of Year Total Fund Balance	\$ 4,127,495	\$ 1,179,397	\$ 281,401	\$ 471,983	\$ 436,957	\$ 496,555

Cash Fund Balance (Assigned and Unassigned)



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Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 5

Budget Resolutions

House Bill 1984

District Legislation

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DENCO AREA 9-1-1 DISTRICT

RESOLUTION

DEFINING PROCEDURES FOR CONSIDERATION AND APPROVAL OF A BUDGET

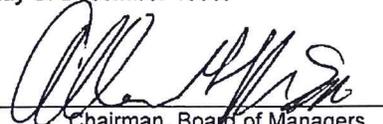
WHEREAS, Sections 772.309(b)&(c), Texas Health and Safety Code have been amended by the Texas Legislature to specify certain procedures for the consideration and approval of a budget by the Board and governing bodies of participating jurisdictions.

NOW, THEREFORE BE IT RESOLVED BY THE DENCO AREA 9-1-1 DISTRICT BOARD OF MANAGERS:

The Board's procedures for consideration and approval of a budget shall include the following:

1. Not later than the 45th day before the Board adopts a budget, the Executive Director on behalf of the Board will submit a draft of the proposed budget to each of the governing bodies of the participating jurisdictions. In a transmittal letter accompanying the draft of the proposed budget, the Executive Director will include a statement requesting that the governing bodies of each of the participating jurisdictions review the draft of the proposed budget and submit any comments to the Board prior to or on the date the budget is scheduled for consideration and adoption by the Board.
2. Once the Board adopts the budget, the Executive Director on behalf of the Board will within three days either 1) send a letter to each of the governing bodies of the participating jurisdictions stating that the Board adopted the proposed budget without any changes or 2) send a copy of the budget adopted by the Board and include in a letter the differences between the proposed and adopted budget. In the letter to the governing bodies of the participating jurisdictions, the Executive Director will include a statement requesting approval of the Board's adopted budget by the governing bodies of participating jurisdictions within sixty days of receipt.

APPROVED and ADOPTED on this 2nd day of December 1999.


Chairman, Board of Managers


Secretary, Board of Managers

AN ACT

relating to the consolidation of emergency communication districts and to the approval of proposed budgets of certain emergency communication districts.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 771.001(3), Health and Safety Code, is amended to read as follows:

(3) "Emergency communication district" means:

(A) a public agency or group of public agencies acting jointly that provided 9-1-1 service before September 1, 1987, or that had voted or contracted before that date to provide that service; or

(B) a district created under Subchapter B, C, ~~[or]~~ D, or E, Chapter 772.

SECTION 2. Sections 772.309(b), (c), and (d), Health and Safety Code, are amended to read as follows:

(b) the board shall submit a draft of the proposed budget to the governing bodies of the participating jurisdictions not later than the 45th day before the date the board adopts the budget. The participating jurisdictions shall review the proposed budget and submit any comments regarding the budget to the board.

(c) if the governing body of a county, municipality, or other participating jurisdiction does not approve or disapprove the budget before the 61st day after the date the body received the proposed budget for review, the budget is approved by operation of law.

(d) A revision of the budget must be approved in the same manner as the budget.

~~(e)~~ [(e)] As soon as practicable after the end of each district fiscal year, the director shall prepare and present to the board and to each participating jurisdiction in writing a sworn statement of all money received by the district and how the money was used during the preceding fiscal year. The report must show in detail the operations of the district for the fiscal year covered by the report.

(f) ~~[(d)]~~ The board shall have an independent financial audit of the district performed annually.

**SUBCHAPTER D. EMERGENCY COMMUNICATION DISTRICTS: COUNTIES WITH
POPULATION OVER 20,000**

§ 772.301. Short Title

This subchapter may be cited as the Emergency Telephone Number Act.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.302. Purpose

It is the purpose of this subchapter to establish the number 9-1-1 as the primary emergency telephone number for use by certain local governments in this state and to encourage units of local government and combinations of those units to develop and improve emergency communication procedures and facilities in a manner that will make possible the quick response to any person calling the telephone number 9-1-1 seeking police, fire, medical, rescue, and other emergency services. To this purpose the legislature finds that:

- (1) it is in the public interest to shorten the time required for a citizen to request and receive emergency aid;
- (2) there exist thousands of different emergency telephone numbers throughout the state, and telephone exchange boundaries and central office service areas do not necessarily correspond to public safety and political boundaries;
- (3) a dominant part of the state's population is located in rapidly expanding metropolitan areas that generally cross the boundary lines of local jurisdictions and often extend into two or more counties; and
- (4) provision of a single, primary three-digit emergency number through which emergency services can be quickly and efficiently obtained would provide a significant contribution to law enforcement and other public safety efforts by making it less difficult to notify public safety personnel quickly.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.303. Definitions

In this subchapter:

- (1) "Board" means the board of managers of a district.
- (2) "Director" means the director of communication for a district.

(3) "District" means an emergency communication district created under this subchapter.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.304. Application of Subchapter

(a) This subchapter applies only to a county with a population of more than 20,000 or to a group of two or more contiguous counties each with a population of 20,000 or more in which an emergency communication district was created under Chapter 288, Acts of the 69th Legislature, Regular Session, 1985, before January 1, 1988, or to a public agency or group of public agencies that withdraws from participation in a regional plan under Section 771.058(d).

(b) This subchapter does not affect the authority of a public agency to operate under another law authorizing the creation of a district in which 9-1-1 service is provided.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1999, 76th Leg., ch. 1405, § 32, eff. Sept. 1, 1999.

§ 772.305. Additional Territory

(a) If a municipality that is part of a district annexes territory that is not part of the district, the annexed territory becomes part of the district.

(b) A public agency located in whole or part in a county adjoining the district, by resolution adopted by its governing body and approved by the board of the district, may become part of the district and subject to its benefits and requirements.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.306. Board of Managers

(a) A district is governed by a board of managers.

(b) If the most populous municipality in the district has a population of more than 140,000, the board consists of:

(1) one member for each county in the district appointed by the commissioners court of each county;

(2) two members appointed by the governing body of the most populous municipality in the district;

(3) one member appointed by the governing body of the second most populous municipality in the district;

(4) one member appointed as provided by this section to represent the other municipalities located in whole or part in the district; and

(5) one member appointed by the principal service supplier.

(c) If Subsection (b) does not apply to a district, the board consists of:

(1) the following members representing the county or counties in the district:

(A) if the district contains only one county, two members appointed by the commissioners court of the county;

(B) if the district originally contained only one county but contains more than one county when the appointment is made, two members appointed by the commissioners court of the county in which the district was originally located, and one member appointed by the commissioners court of each other county in the district; or

(C) if the district originally contained more than one county and the district contains more than one county when the appointment is made, one member appointed by the commissioners court of each county in the district;

(2) two members appointed jointly by all the participating municipalities located in whole or part in the district;

(3) one member appointed jointly by the volunteer fire departments operating wholly or partly in the district, with the appointment process coordinated by the county fire marshal or marshals of the county or counties in the district; and

(4) one member appointed by the principal service supplier.

(d) The board member appointed by the principal service supplier is a nonvoting member. If the board is appointed under Subsection (c), the principal service supplier may waive its right to appoint the board member and designate another service supplier serving all or part of the district to make the appointment.

(e) The board member appointed under Subsection (b)(4) is appointed by the mayor's council established to administer urban development block grant funds, if one exists in the district. Otherwise, the member is appointed by the other members of the board on the advice and recommendation of the governing bodies of all the municipalities represented by the member.

(f) The initial board members appointed by municipalities under Subsection (c)(2) are appointed by all the municipalities located in whole or part in the district.

(g) Board members are appointed for staggered terms of two years, with as near as possible to one-half of the members' terms expiring each year.

(h) A board member may be removed from office at will by the entity that appointed the member.

(i) A vacancy on the board shall be filled for the remainder of the term in the manner provided for the original appointment to that position.

(j) Board members serve without compensation. The district shall pay all expenses necessarily incurred by the board in performing its functions under this subchapter.

(k) The board may appoint from among its membership a presiding officer and any other officers it considers necessary.

(l) The director or a board member may be appointed as secretary of the board. The board shall require the secretary to keep suitable records of all proceedings of each board meeting. After each meeting the presiding officer at the meeting shall read and sign the record and the secretary shall attest the record.

(m) Voting members of the board may meet in executive session in accordance with Chapter 551, Government Code.

(n) A majority of the voting members of the board constitutes a quorum.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1995, 74th Leg., ch. 76, § 5.95(82), eff. Sept. 1, 1995; Acts 1995, 74th Leg., ch. 638, § 15, eff. Sept. 1, 1995.

§ 772.307. Powers and Duties of Board

(a) The board shall control and manage the district.

(b) The board may adopt rules for the operation of the district.

(c) The board may contract with any public or private entity to carry out the purposes of this subchapter, including the operation of a 9-1-1 system.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.308. Director of District

(a) The board shall appoint a director of communication for the district and shall establish the director's compensation. The director must be qualified by training and experience for the position.

(b) The board may remove the director at any time.

(c) With the board's approval, the director may employ any experts, employees, or consultants that the director considers necessary to carry out the purposes of this subchapter.

(d) The director shall perform all duties that the board requires and shall supervise as general manager the operations of the district subject to any limitations prescribed by the board.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.309. Budget; Annual Report; Audit

(a) The director shall prepare under the direction of the board an annual budget for the district. To be effective, the budget must:

(1) be approved by the board;

(2) be presented to and approved by the commissioners court of each county in the district;

(3) be presented to and approved by the governing body of the most populous municipality in the district, if that municipality has a population of more than 140,000; and

(4) be presented to the governing body of each other participating jurisdiction and approved by a majority of those jurisdictions.

(b) The board shall submit a draft of the proposed budget to the governing bodies of the participating jurisdictions not later than the 45th day before the date the board adopts the budget. The participating jurisdictions shall review the proposed budget and submit any comments regarding the budget to the board.

(c) If the governing body of a county, municipality, or other participating jurisdiction does not approve or disapprove the budget before the 61st day after the date the body received the proposed budget for review, the budget is approved by operation of law.

(d) A revision of the budget must be approved in the same manner as the budget.

(e) As soon as practicable after the end of each district fiscal year, the director shall prepare and present to the board and to each participating jurisdiction in writing a sworn statement of all money received by the district and how the money was used during the preceding fiscal year. The report must show in detail the operations of the district for the fiscal year covered by the report.

(f) The board shall have an independent financial audit of the district performed annually.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1999, 76th Leg., ch. 1406, § 2, eff. Aug. 30, 1999.

§ 772.310. Establishment of 9-1-1 Service

(a) A district shall provide 9-1-1 service to each participating jurisdiction through one or a combination of the following methods and features:

- (1) the transfer method;
- (2) the relay method;
- (3) the dispatch method;
- (4) automatic number identification;
- (5) automatic location identification;
- (6) selective routing; or
- (7) any equivalent method.

(b) A district shall provide 9-1-1 service using one or both of the following plans:

- (1) the district may design, implement, and operate a 9-1-1 system for each participating jurisdiction with the consent of the jurisdiction; or
- (2) the district may design, implement, and operate a 9-1-1 system for two or more participating jurisdictions with the consent of each of those jurisdictions if a joint operation would be more economically feasible than separate systems for each jurisdiction.

(c) Under either plan authorized by Subsection (b), the final plans for the particular system must have the approval of each participating jurisdiction covered by the system.

(d) The district shall recommend minimum standards for a 9-1-1 system.

(e) A service supplier involved in providing 9-1-1 service, a manufacturer of equipment used in providing 9-1-1 service, or an officer or employee of a service supplier involved in providing 9-1-1 service is not liable for any claim, damage, or loss arising from the provision of 9-1-1 service unless the act or omission proximately causing the claim, damage, or loss constitutes gross negligence, recklessness, or intentional misconduct.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1995, 74th Leg., ch. 638, § 16, eff. Sept. 1, 1995.

§ 772.311. Primary Emergency Telephone Number

The digits 9-1-1 are the primary emergency telephone number in a district. A public safety agency whose services are available through a 9-1-1 system may maintain a separate number or numbers for emergencies and shall maintain a separate number or numbers for nonemergency telephone calls.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.312. Transmitting Requests For Emergency Aid

(a) A 9-1-1 system established under this subchapter must be capable of transmitting requests for fire-fighting, law enforcement, ambulance, and medical services to a public safety agency or agencies that provide the requested service at the place from which the call originates. A 9-1-1 system may also provide for transmitting requests for other emergency services such as poison control, suicide prevention, and civil defense.

(b) A public safety answering point may transmit emergency response requests to private safety entities.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.313. Powers of District

(a) The district is a body corporate and politic, exercising public and essential governmental functions and having all the powers necessary or convenient to carry out the purposes and provisions of this subchapter, including the capacity to sue or be sued.

(b) To fund the district, the district may apply for, accept, and receive federal, state, county, or municipal funds and private funds and may spend those funds for the purposes of this subchapter. The board shall determine the method and sources of funding for the district.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.314. 9-1-1 Emergency Service Fee

(a) The board may impose a 9-1-1 emergency service fee on service users in the district.

(b) The fee may be imposed only on the base rate charge or its equivalent, excluding charges for coin-operated telephone equipment. The fee may not be imposed on more than 100 local exchange access lines or their equivalent for a single business entity at a single location, unless the lines are used by residents of the location. The fee may also not be imposed on any line that the Advisory Commission on State Emergency Communications excluded from the definition of a local exchange access line or an equivalent local exchange access line pursuant to Section 771.063. If a business service user provides residential facilities, each line that terminates at a residential unit and that is a communication link equivalent to a residential local exchange access line shall be charged the 9-1-1 emergency service fee. The fee must have uniform application and must be imposed in each participating jurisdiction.

(c) The rate of the fee may not exceed six% of the monthly base rate in a service year charged a service user by the principal service supplier in the participating jurisdiction. For purposes of this subsection, the jurisdiction of the county is the unincorporated area of the county.

(d) The board shall set the amount of the fee each year as part of the annual budget. The board shall notify each service supplier of a change in the amount of the fee not later than the 91st day before the date the change takes effect.

(e) In imposing the fee, the board shall attempt to match the district's revenues to its operating expenditures and to provide reasonable reserves for contingencies and for the purchase and installation of 9-1-1 emergency service equipment. If the revenue generated by the fee exceeds the amount of money needed to fund the district, the board by resolution shall reduce the rate of the fee to an amount adequate to fund the district or suspend the imposition of the fee. If the board suspends the imposition of the fee, the board by resolution may reinstitute the fee if money generated by the district is not adequate to fund the district.

(f) In a public agency whose governing body at a later date votes to receive 9-1-1 service from the district, the fee is imposed beginning on the date specified by the board. The board may charge the incoming agency an additional amount of money to cover the initial cost of providing 9-1-1 service to that agency. The fee authorized to be charged in a district applies to new territory added to the district when the territory becomes part of the district.

(g) For the purposes of this section, the jurisdiction of the county is the unincorporated area of the county.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1993, 73rd Leg., ch. 936, § 14, eff. Aug. 30, 1993; Acts 1999, 76th Leg., ch. 1203, § 5, eff. June 18, 1999.

§ 772.315. Collection of Fee

(a) Each billed service user is liable for the fee imposed under Section 772.314 until the fee is paid to the service supplier. The fee must be added to and stated separately in the service user's bill from the service supplier. The service supplier shall collect the fee at the same time as the service charge to the service user in accordance with the regular billing practice of the service supplier. A business service user that provides residential facilities and owns or leases a publicly or privately owned telephone switch used to provide telephone service to facility residents shall collect the 9-1-1 emergency service fee and transmit the fees monthly to the district.

(b) The amount collected by a service supplier from the fee is due monthly. The service supplier shall remit the amount collected in a calendar month to the district not later than the 60th day after the last day of the calendar month. With each payment the service supplier shall file a return in a form prescribed by the board.

(c) Both a service supplier and a business service user under Subsection (a) shall maintain records of the amount of fees it collects for at least two years after the date of collection. The board may require at the board's expense an annual audit of a service supplier's books and records or the books and records of a business service user described by Subsection (a) with respect to the collection and remittance of the fees.

(d) A business service user that does not collect and remit the 9-1-1 emergency service fee as required is subject to a civil cause of action under Subsection (g). A sworn affidavit by the district specifying the unremitted fees is prima facie evidence that the fees were not remitted and of the amount of the unremitted fees.

(e) A service supplier is entitled to retain an administrative fee from the amount of fees it collects. The amount of the administrative fee is two% of the amount of fees it collects under this section.

(f) A service supplier is not required to take any legal action to enforce the collection of the 9-1-1 emergency service fee. However, the service supplier shall provide the district with an annual certificate of delinquency that includes the amount of all delinquent fees and the name and address of each nonpaying service user. The certificate of delinquency is prima facie evidence that a fee included in the certificate is delinquent. A service user account is considered delinquent if the fee is not paid to the service supplier before the 31st day after the payment due date stated on the user's bill from the service supplier.

(g) The district may institute legal proceedings to collect fees not paid and may establish internal collection procedures and recover the cost of collection from the nonpaying service user. If the district prevails in legal proceedings instituted to collect a fee, the court may award the district court costs, attorney's fees, and interest in addition to other amounts recovered. A delinquent fee accrues interest at an annual rate of 12% beginning on the date the payment becomes due.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1993, 73rd Leg., ch. 936, § 15, eff. Aug. 30, 1993; Acts 1995, 74th Leg., ch. 638, § 17, eff. Sept. 1, 1995.

§ 772.316. District Depository

(a) The board shall select a depository for the district in the manner provided by law for the selection of a county depository.

(b) A depository selected by the board is the district's depository for two years after the date of its selection and until a successor depository is selected and qualified.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.317. Allowable Expenses

Allowable operating expenses of a district include all costs attributable to designing a 9-1-1 system and to all equipment and personnel necessary to establish and operate a public safety answering point and other related answering points that the board considers necessary.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.318. Number and Location Identification

(a) As part of computerized 9-1-1 service, a service supplier shall furnish current telephone numbers of subscribers and the addresses associated with the numbers on a call-by-call basis.

(b) A business service user that provides residential facilities and owns or leases a publicly or privately owned telephone switch used to provide telephone service to facility residents shall provide to those residential end users the same level of 9-1-1 service that a service supplier is required to provide under Subsection (a) to other residential end users in the district.

(c) Information furnished under this section is confidential and is not available for public inspection.

(d) A service supplier or business service user under Subsection (b) is not liable to a person who uses a 9-1-1 system created under this subchapter for the release to the district of the information specified in Subsections (a) and (b).

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1993, 73rd Leg., ch. 936, § 16, eff. Aug. 30, 1993; Acts 1995, 74th Leg., ch. 638, § 18, eff. Sept. 1, 1995.

§ 772.319. Public Review

(a) Periodically, the board shall solicit public comments and hold a public review hearing on the continuation of the district and the 9-1-1 emergency service fee. The first hearing shall be held three years after the date the order certifying the creation of the district is filed with the county clerks. Subsequent hearings shall be held three years after the date each order required by Subsection (d) is adopted.

(b) The board shall publish notice of the time and place of the hearing once a week for two consecutive weeks in a daily newspaper of general circulation published in the district. The first notice must be published not later than the 16th day before the date set for the hearing.

(c) At the hearing, the board shall also solicit comments on the participation of the district in the applicable regional plan for 9-1-1 service under Chapter 771. After the hearing, the board may choose to participate in the regional plan as provided by that chapter.

(d) After the hearing, the board shall adopt an order on the continuation or dissolution of the district and the 9-1-1 emergency service fee.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.320. Dissolution Procedures

(a) If a district is dissolved, 9-1-1 service must be discontinued on the date of the dissolution. The commissioners court of the county in which the district was located or, if the district contains more than one county, the commissioners courts of those counties acting jointly, shall assume the assets of the district and pay the district's debts. If the district's assets are insufficient to retire all existing debts of the district on the date of dissolution, the commissioners court or courts acting jointly shall continue to impose the 9-1-1 service fee, and each service supplier shall continue to collect the fee for the commissioners court or courts. Proceeds from the imposition of the fee after dissolution of the district may be used only to retire the outstanding debts of the district.

(b) The commissioners court or courts shall retire the district's debts to the extent practicable according to the terms of the instruments creating the debts and the terms of the orders and resolutions authorizing creation of the debts.

(c) The commissioners court or courts by order may adopt the rules necessary to administer this section.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.321. Issuance of Bonds

The board may issue and sell bonds in the name of the district to finance:

(1) the acquisition by any method of facilities, equipment, or supplies necessary for the district to begin providing 9-1-1 service to all participating jurisdictions; and

(2) the installation of equipment necessary for the district to begin providing 9-1-1 service to all participating jurisdictions.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.322. Repayment of Bonds

The board may provide for the payment of the principal of and interest on the bonds by pledging all or any part of the district's revenues from the 9-1-1 emergency service fee or from other sources.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.323. Additional Security for Bonds

(a) The bonds may be additionally secured by a deed of trust or mortgage lien on part or all of the physical properties of the district and the rights appurtenant to those properties, vesting in the trustee power to sell the properties for payment of the indebtedness, power to operate the properties, and all other powers necessary for the further security of the bonds.

(b) The trust indenture, regardless of the existence of the deed of trust or mortgage lien on the properties, may include provisions prescribed by the board for the security of the bonds and the preservation of the trust estate and may make provisions for investment of funds of the district.

(c) A purchaser under a sale under the deed of trust or mortgage lien is the absolute owner of the properties and rights purchased and may maintain and operate them.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.324. Form of Bonds

(a) A district may issue its bonds in various series or issues.

(b) Bonds may mature serially or otherwise not more than 25 years after their date of issue and shall bear interest at any rate permitted by state law.

(c) A district's bonds and interest coupons, if any, are investment securities under the terms of Chapter 8, Business & Commerce Code, may be issued registrable as to principal or as to both principal and interest, and may be made redeemable before maturity, at the option of the district, or contain a mandatory redemption provision.

(d) A district may issue its bonds in the form, denominations, and manner and under the terms, and the bonds shall be signed and executed, as provided by the board in the resolution or order authorizing their issuance.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.325. Provisions of Bonds

(a) In the orders or resolutions authorizing the issuance of bonds, including refunding bonds, the board may provide for the flow of funds and the establishment and maintenance of the interest and sinking fund, the reserve fund, and other funds and may make additional covenants with respect to the bonds, the pledge revenues, and the operation and maintenance of any facilities the revenue of which is pledged.

(b) The orders or resolutions of the board authorizing the issuance of bonds may also prohibit the further issuance of bonds or other obligations payable from the pledged revenue or may reserve the right to issue additional bonds to be secured by a pledge of and payable from the revenue on a parity with or subordinate to the lien and pledge in support of the bonds being issued.

(c) The orders or resolutions of the board issuing bonds may contain other provisions and covenants as the board may determine.

(d) The board may adopt and have executed any other proceedings or instruments necessary and convenient in the issuance of bonds.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.326. Approval and Registration of Bonds

(a) Bonds issued by a district must be submitted to the attorney general for examination.

(b) If the attorney general finds that the bonds have been authorized in accordance with law, the attorney general shall approve them. On approval by the attorney general, the comptroller shall register the bonds.

(c) After the approval and registration of bonds, the bonds are incontestable in any court or other forum for any reason and are valid and binding obligations according to their terms for all purposes.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.327. Refunding Bonds

(a) A district may issue bonds to refund all or any part of its outstanding bonds, including matured but unpaid interest coupons.

(b) Refunding bonds shall mature serially or otherwise not more than 25 years after their date of issue and shall bear interest at any rate or rates permitted by state law.

(c) Refunding bonds may be payable from the same source as the bonds being refunded or from other sources.

(d) The refunding bonds must be approved by the attorney general as provided by Section 772.326 and shall be registered by the comptroller on the surrender and cancellation of the bonds refunded.

(e) The orders or resolutions authorizing the issuance of the refunding bonds may provide that they be sold and the proceeds deposited in the place or places at which the bonds being refunded are payable, in which case the refunding bonds may be issued before the cancellation of the bonds being refunded. If refunding bonds are issued before cancellation of the other bonds, an amount sufficient to pay the principal of the bonds being refunded and interest on those bonds accruing to their maturity dates or to their option dates if the bonds have been duly called for payment before maturity according to their terms shall be deposited in the place or places at which the bonds being refunded are payable. The comptroller shall register the refunding bonds without the surrender and cancellation of bonds being refunded.

(f) A refunding may be accomplished in one or in several installment deliveries. Refunding bonds and their interest coupons are investment securities under Chapter 8, Business & Commerce Code.

(g) In lieu of the method set forth in Subsections (a)–(f), a district may refund bonds, notes, or other obligations as provided by the general laws of this state.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.328. Bonds as Investments and Security for Deposits

(a) District bonds are legal and authorized investments for:

- (1) a bank;
- (2) a savings bank;
- (3) a trust company;
- (4) a savings and loan association;
- (5) an insurance company;
- (6) a fiduciary;
- (7) a trustee;
- (8) a guardian; and

(9) a sinking fund of a municipality, county, school district, and other political subdivision of the state and other public funds of the state and its agencies, including the permanent school fund.

(b) District bonds are eligible to secure deposits of public funds of the state and municipalities, counties, school districts, and other political subdivisions of the state. The bonds are lawful and sufficient security for deposits to the extent of their value when accompanied by all unmatured coupons.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.329. Tax Status of Bonds

Because a district created under this subchapter is a public entity performing an essential public function, bonds issued by the district, any transaction relating to the bonds, and profits made in the sale of the bonds are exempt from taxation by the state or by any municipality, county, special district, or other political subdivision of the state.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.



City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Annual Budget Workshop

Submitted By: Lee Ann Bunselmeyer, Acting City Manager

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Receive a report, hold a discussion, and provide staff direction on the Fiscal Year 2016-2017 Annual Program of Services and Capital Improvement Program.

AGENDA ITEM SUMMARY/BACKGROUND

The City Charter, Section 9.02, requires that the City Manager be responsible for submitting an annual budget not later than sixty (60) days prior to the first day of the new fiscal year. In compliance with the Charter requirement, the Fiscal Year 2016-2017 budget was submitted to the Council on Friday, July 29, 2016 and can also be found on the City's website. This budget workshop is one of several for Council to deliberate on the Fiscal 2016-2017 annual budget and to provide staff direction.

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

Meeting Date	Budget Agenda Item
July 31, 2016	Publication of the FY 2016-2017 Proposed Annual Program of Services (Budget)
August 2, 2016	Council Workshop - Presentation of the FY 2016-2017 Proposed Budget
August 4, 2016	Council vote on Published tax rate and to set the public hearing dates
August 18, 2016	Council Workshop on the Proposed Budget First Public Hearing on the Tax Rate
September 1, 2016	Council Workshop on the Proposed Budget Second Public Hearing on the Tax Rate Public Hearing on the Annual Budget
September 8, 2016	Council Workshop on the Proposed Budget
September 15, 2016	Adoption of the Annual Program of Services (Budget) Adoption of the Tax Rates and Tax Rolls

RECOMMENDATION

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: July 7, 2016 Workshop Minutes

Submitted For: Kim Pence, City Secretary

Submitted By: Kim Pence, City Secretary

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on minutes from the July 7, 2016 Workshop Session.

AGENDA ITEM SUMMARY/BACKGROUND

Council discussion from the July 7, 2016 Workshop Session.

RECOMMENDATION

Staff recommends approval of the July 7, 2016 Workshop Session minutes.

Attachments

Minutes

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

On this the 7th day of July 2016 the City Council of the City of Corinth, Texas met in a Workshop Session at 5:30 pm at the Corinth City Hall, 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:

Bill Heidemann, Mayor
Joe Harrison, Mayor Pro-Tem
Scott Garber
Sam Burke
Lowell Johnson

Members Absent:

Don Glockel

Staff Members Present:

Lee Ann Bunselmeyer, Acting City Manager
Kim Pence, City Secretary
Fred Gibbs, Planning & Development Director
Curtis Birt, Fire Chief LCFD
Jason Alexander, Economic Development Director
Chris Rodriguez, Financial Services Manager
Carrie West, Lt. Corinth Police Department
Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations
Guadalupe Ruiz, Human Resources Director
Jeremy Booker, Building Inspections Supervisor
Shea Rodgers, Technology Services Manager
Andy Messer, City Attorney

CALL TO ORDER FOR WORKSHOP:

Mayor Heidemann called the meeting to order at 5:30 pm.

- 1. 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.**

Business Agenda #5 – Consider and act on an Ordinance of the City of Corinth updating and amending the City’s year-round Drought Contingency Plan and Water Conservation Plan to reduce water usage to ensure the health and safety of Corinth Citizens; repealing ordinance no. 03-01-23-04; providing that this Ordinance shall be cumulative of all ordinances; providing a severability cause; providing a penalty for violations of the drought contingency plan; providing a savings clause; providing for publication; and providing an effective date.

Councilmember Burke – Are all the cities enacting the same plan?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – Upper Trinity Regional Water District has 25 member cities. The intent is for all 25 member cities to

adopt this same exact plan as well as the City of Dallas. The City of Dallas and Upper Trinity pull out of the Lake Dallas reservoir, they want all of us to be on the same playing field.

Business Item #6 – Consider and act on a Resolution approving the “DRAFT” Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan.

Mayor Heidemann – I would like to pull that item and put it on a later agenda. I would like to have the City Manager contact Jim Carter, who is our representative, who will come in and do a workshop session on it before we vote on it. There are some loopholes in there. I found out today in talking with him, that we need some answers on.

2. Receive a presentation, hold a discussion, and provide staff direction on the Fiscal Year 2016-2017 Annual Program of Services and Capital Improvement Program.

Lee Ann Bunselmeyer, Acting City Manager – In June we went over the general fund, utility fund and got an overview of the benefit changes for the next fiscal year. Tonight we are going to go into the remaining funds which are; storm drainage, restricted funds and some of our special revenue funds. Also, I wanted to give Council an update as to where we were with health insurance, as that is one of our biggest expenditures and the biggest increase in the next year’s budget. Our health insurance projected about a 35% increase. We had two companies that put in proposals, one was the current insurance company and their renewal rate was about 60% and the 2nd proposal was at 41%.

Through negotiations with the health insurance companies, our current provider, Aetna, said they would not reduce their rates beyond the 60+% they had proposed in their proposals. Blue Cross Blue Shield was the 2nd company, they did negotiate down from their 41% but only down to 39%. They reason for that is we have a claim that is causing some significant expenditures. Both of those companies see that as liability, they see those claims continuing. Because of our loss ratio, they are not willing to move further than that 39%. Overall for the city, that 39% impact is about \$550,000 and to the general fund it is somewhere around \$400,000. It did increase the impact to your employees. The most significant impact is to those employees that choose the family coverage. That went from about \$95 per month to \$107 per month. We did talk to the insurance provider to see if there was any other options to reduce the cost, he did provide us another option on the health insurance plan, however, it significantly deteriorates the coverage that we currently have to our employees. The impact was about \$45,000. On an HSA plan after the employees meet their deductible, the plan pays 100%. With this new plan it would only cover 80%.

Guadalupe Ruiz, Human Resources Director- Also the maximum out of pocket would increase for the individual an additional \$900 and for family \$1,800. Looking at this plan if it had not been for that claim we would expect more like a 6% reduction, but it only provided like 3%. Because of the experience loss ratio of 300%.

Lee Ann Bunselmeyer, Acting City Manager – We also looked at what the impact would be if we changed the dependent coverage. The impact to the employees is for every 1% we shift from 75 down, it’s a 5% increase to the employees out of pocket. For a 1% shift it only gains us about \$11,000, but it does increase the employees out of pocket by about \$15 or \$16 per month. There are some options but it does impact those employees that have the employee family pretty drastically. Our dental insurance came in at what we projected so we see a 7.1% increase, about \$2,000 to our city plan. Unless Council has some other direction. On July 25th when we provide the proposed budget we will move forward with the 39% increase in our health insurance.

Mayor Heidemann – You said because of our loss ratio this year has caused us to have this kind of an increase?

Lee Ann Bunselmeyer, Acting City Manager – Yes Sir.

Mayor Heidemann – Does that get advertised out over a period of years or are we going to be facing situation again next year?

Lee Ann Bunselmeyer, Acting City Manager – If the claimant is still on our policy, then you will probably see some impact to our plan. As the insurance company is losing money, they are going to try and recoup it through our insurance premiums. If for some reason that individual passes away, then we will see the reduction in our rates. At this time there is no indication to them that there is an end date within this next year so they will not adjust the rates.

Councilmember Harrison – If the employee retires, it severs up.

Lee Ann Bunselmeyer, Acting City Manager – Correct. They look at the last previous months to determine what type of rate they are going to project and within the last five months that we have been with Aetna, we are at a 300% loss factor, so for every dollar that we contribute in premiums they are spending out \$3.

Councilmember Harrison – What was the total cost of that last year? The bill for that individual?

Lee Ann Bunselmeyer, Acting City Manager - I don't know. I know to date, this year, in those five months it is right at \$1,400,000.

Mayor Heidemann – Our loss?

Lee Ann Bunselmeyer, Acting City Manager - Expenditures to the one claim.

Mayor Heidemann - So we could be facing the same issue next year?

Lee Ann Bunselmeyer, Acting City Manager - Quite possibly.

With storm drainage we applied the same principles that we changed with general fund and with water utilities and moved from that target base budgeting to a servicing level budgeting. Within storm drainage we have six core services, the total of that is about \$69,000, we have one expanded service that is \$35,000 and we also have a new package that we are proposing in storm drainage for a total of \$45,000.

Looking at our revenues, we have our storm drainage fee which is about \$685,000 is what we are proposing in revenues for next year. It's a slight increase from what we had in the prior year budget. That is the only revenue source we have here is that storm drainage fee that we charge \$6 per month, that was increased in 2011 to ensure we would have sufficient revenues to cover the debt service. When we did the debt issuance for several storm drainage projects.

On our expenditures, the biggest expenditure in the storm drainage fund is your debt service at \$195,000, your debt service payment makes up about 31% of the total storm drainage budget. The 2nd is your wages and benefits, we do employ three full time individuals for a total of about \$151,000 and you can see for them as far as your health insurance, dental insurance there is actually decreases instead of increases and that's because we had employees that changed their coverage from the prior year to this year. Last year they might have had a family coverage and this year they may only have employee only. That did decrease those amounts instead of increasing it.

Utilities and Communications have a nominal amount budget of \$5,466, the biggest line item is phone, internet for almost \$1,500. Vehicle/Maintenance/Fuel is at \$15,000, the majority of that is \$9,000 for vehicle and equipment maintenance and \$5,000 for fuel. Storm Drainage we budgeted this at \$2.37 a gallon based on estimates we received on the projected gallon price for gas in the 2017 calendar year. Cost Allocation Transfers to the vehicle replacement transfer fund of \$25,000, to the Tech Replacement Fund of \$250, and the cost allocations to the General Fund and Water/Wastewater Fund. The supervisors

for storm drainage are in the water/wastewater fund so we do a cost allocation over those funds to help cover some of those costs. For the General Fund we have HR, Payroll, Accounting, Tech Services and some of those we do cost drivers and that is the allocation to your General Fund. As far as new program funding, there is \$45,000 in our preliminary budget to replace a slope mower and as Cody had mentioned, it is to mow slopes.

Mayor Heidemann – There is no additional equipment other than the slope mower?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – That is all we need.

Mayor Heidemann – What is the life of one of those?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - The one we have now is going on 15 years. We use it for all of our mowing, not only the slopes but other areas. We just run from job to job. It has done all of our mowing for 15 years. Not only does it mow slopes really well, but wet areas. This particular mower has a wide wheel base so when the ground is wet and a normal mower cannot get in to mow it, this mower will drive right across it even the stuff you would sink in walking this mower can drive over it. The Parks Department uses it on occasion to mow some of their areas.

Mayor Heidemann – Is it mounted on the back of a tractor?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – No, it is actually on the front, it is a long red machine that runs on diesel. It looks like a bobcat or something of that nature, hydraulics are in the front and it raises the mower deck up and down. You can put multiple attachments on it.

Mayor Heidemann – It doesn't have a big boom on it or anything?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - No, it doesn't.

Mayor Heidemann - So you don't go along the side of the road...

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - No.

Lee Ann Bunselmeyer, Acting City Manager - For our storm drainage fund the debt payment for 16-17 is \$195,000 and the debt it is paying is for the 2007 issuance. It terminates on 2027 that will be the final debt service payment for this fund. On average, it is pretty consistent, it's an average debt service payment of \$199,000.

Mayor Heidemann – What kind of interest amount do we have?

Lee Ann Bunselmeyer, Acting City Manager - I believe for '07 we were somewhere about 3-4%.

Councilmember Garber – Why is our debt service going up a little bit rather than down? Are we adding debt?

Lee Ann Bunselmeyer, Acting City Manager – No, that is just how the issuance was drafted back in '07.

Councilmember Garber - Service goes up before it goes down?

Lee Ann Bunselmeyer, Acting City Manager – There might have been an issuance in there that was done prior to that, but sometimes when you do a debt service structure, if they needed some capacity in the early years, then they would lower the interest payments and then stack it up on the back end. It all depends on the cash flow at the time.

Mayor Heidemann – Is there any value in reissuing this and try to get lower interest rates?

Lee Ann Bunselmeyer, Acting City Manager – Every year we look at it, kind of like we did this year when we did the restructuring for the public safety facility. You always have to have a certain net present value savings in order for it to be beneficial to the municipality. So until it meets that threshold, then we won't recommend it.

Mayor Heidemann – I have to believe when we issued those that we did not have an AA+ rating.

Lee Ann Bunselmeyer, Acting City Manager - The market will drive that because anytime you go out and do refunding, you have to pay issuance costs, underwriter costs and so you have to make sure it is really worth your time to go in and do that, refunding of that. So that is how come you have to make sure that the interest rate is low enough to be able to generate enough revenue to offset some of those costs and still provide a savings to the city. If the interest rate is at 3%, then those interest rates have to be pretty low in order for us to generate enough money to offset that.

Councilmember Johnson – And you will need call dates too.

Lee Ann Bunselmeyer, Acting City Manager – Correct, if they are not callable then you cannot. There are set call dates in each one of the issuance. I know the majority of this is the 2007 if not all. I do not recall what the call dates are for this particular issuance.

Councilmember Harrison – Going into the budget season, we are all going into this zero based. Unless you go into individual line items, if you look at 2016-2017 FY budget, if we are trying to cut tax rates then one of those items, storm drainage, needs to be reduced to contribute to the reduction of the tax rate.

Lee Ann Bunselmeyer, Acting City Manager – Actually no. You cannot reduce your storm drainage fund to offset your general fund. Because your property tax rates only support your general fund. For your storm drainage fund the only revenues that support this is that storm drainage fee. You could reduce it but then you could also come in and try to reduce your storm drainage fee. As far as the expenditures, there is no correlation or relationship to your general fund.

Councilmember Harrison – So that is one of those things we cannot touch.

Lee Ann Bunselmeyer, Acting City Manager – You can touch it, but it is self-funded, self-supported.

Councilmember Johnson – There is a way to touch it, you could adjust some of those transfers down there. If you start doing that, then it creates problems. That is what they got into problems with the water fund years ago. It can be done but if you do, it is your own peril.

Lee Ann Bunselmeyer, Acting City Manager – I did want to provide a history on our fund balance for the storm drainage fund. It is a self-supporting fund and our fund balance is significantly higher than our fund policy requirement. In 2012, City Council approved the budget that set the fund balance policy target at 25%, and we are at about 100% for the last few years. I believe there is an excess of about \$150,000. It is a nice healthy fund.

Councilmember Harrison – On your note for 2016, you said decrease due to budget use of fund balance of \$100,000 due to Blake Street drainage project, is that basically what we spent to fix Blake Street?

Lee Ann Bunselmeyer, Acting City Manager – That is what was budgeted for this year, as you can see we have it in there that it was budgeted and expended, it was not actually expended. You can see here the \$133,000 that was budgeted in 2015-2016, \$100,000 was budgeted for Blake Street and \$33,000 was budgeted for the Lynchburg drainage study that is being conducted by COG. So as far as our estimates, that is the only thing we are estimating to actually spend is the \$33,000 for the COG.

Mayor Heidemann – As we approach the Lake Sharon extension, is there anything that we are going to have to have go into this fund to accommodate the drainage in that area?

Lee Ann Bunselmeyer, Acting City Manager – I do not think so.

Fred Gibbs, Planning & Development Director – I would not think so. You may be able to break out some of the drainage out of the addition of the box culverts that are getting put in there. That is something you may be able to pay out of that fund, I'm not sure, the limits of the fund. There will be some drainage improvements for that road because of the crossing of the flood plain.

Lee Ann Bunselmeyer, Acting City Manager – We will have to evaluate and see what those costs are.

Mayor Heidemann – Right now you do not have any capital projects for that.

Fred Gibbs, Planning & Development Director - Not for drainage, we got rid of the drainage impact fee a while back.

Lee Ann Bunselmeyer, Acting City Manager - If you look here, this is our 2016-2017 budget, we anticipate starting with a \$594,000 fund balance, once you factor in our revenues, our ongoing expenditures of \$572,000 with a one-time expenditure for the slope mower. We anticipate having an ending fund balance of about \$663,000 for this fund at the end of 2017. Your fund balance requirement is \$154,000 that is 25% of your budgeted expenditures. That does leave an excess of \$500,000 that can be used on drainage projects. There is some capacity to add some projects, but again, that is one time money so if you have one project for \$500,000, then that is all you have the money to spend on.

Councilmember Burke – With the drainage improvements on the parcel over here on 35, could we use those funds for that purpose if we want to? To reclaim some of the flood plain? Lynchburg Creek.

Lee Ann Bunselmeyer, Acting City Manager – Yes, I think you probably could.

Councilmember Burke – So we could use some EDC funds, we could use those funds. What was the fee you used to charge?

Fred Gibbs, Planning & Development Director -We used to have a drainage impact fee years ago, I think we got rid of that about 4 years ago. We had impact fees, we had roadway, water/wastewater and drainage impact fee. They eliminated that fee because the impact fee is more of a regional approach on how you do regional detention or drainage. We require every developer to detain on their property, it did not make a lot of sense to charge an impact fee but then make the developer do drainage work on their site.

Councilmember Burke – There is supposed to be no impact, so why were we charging an impact fee.

Fred Gibbs, Planning & Development Director – At the time, Justin Brown, the Public Works Director, ask the Council to eliminate that fee. It was a little odd, the subdivision needed to be changed in that case.

Councilmember Harrison – The fund balance is a good thing, because if you have something you need money to use it for, you do not have to wait to issue a bond, pay as you go so to speak.

Councilmember Burke – I was thinking we were contemplating doing these improvements over here and we could possibly look at that fee as a way to offset those costs from the other business' and developments that are going to benefit from increase foot traffic. It doesn't sound like it is a good idea.

Lee Ann Bunselmeyer, Acting City Manager – In the past, this fund was very strapped, we did not have any excess revenues and so our fund balance was low, about 10 years ago. We have built that up We did not have any debt capacity, so we did not have any capacity to issue any new debt to fund any new projects. So now if you look in the out years, we do have some excess revenues here based on our estimated expenditures over the next three years. For every million dollars, you are looking at about \$70,000 to \$75,000 of an expense. You do have some capacity in here to issue debt should the need arise you need to issue debt for a drainage project and that is a position we have not been in in the last few years. That is something we can keep in mind when we start drafting our capital project projects in the first quarter of next year.

Councilmember Burke – How many connections do we have? If you raise the fee by \$1, \$6 or \$7, what does that do to your revenue?

Lee Ann Bunselmeyer, Acting City Manager – I think we are maxed by state law to only increase it to \$6.50, so you can only increase it another .50 cents and off the top of my head I do not know the answer to that but I can definitely calculate what that would be. We do a comparison with other cities that actually do charge that storm drainage fee, we are on the high end. A lot of cities are much lower than that \$6 that we have.

Councilmember Burke – They may have an impact fee.

Lee Ann Bunselmeyer, Acting City Manager - Correct.

Councilmember Burke – So \$6.50 is the cap, and that is per connection.

Mayor Heidemann – I believe it is around \$8,500.

Lee Ann Bunselmeyer, Acting City Manager – When we talked about general fund, I gave you a book that had everything in there. This is all the services that we have for storm drainage. The largest is \$35,000 for our mosquito abatement program contract with Vector Disease that the Council approved this year, that is what we consider and expanded service as Council can elect not to do that. The other items we have in here we consider our core services. Those are mostly to maintain the aesthetics and structure of your storm drainage system. A small \$13,000 for engineering project design as we move through Cody's maintenance and so forth for the storm drainage system. To maintain our TCEQ best management practices program cost about \$12,000 per year and our employee safety program is down at \$4,000 and employee training and development is at \$2600. We have that as core services because those are mandatory certification training that staff has to go through to maintain their licenses to be able to manage and maintain the storm drainage system.

Mayor Heidemann – On the mosquito abatement program, are we posting that on a weekly basis now as far as what the results are?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – Yes Sir, it's on the website. I just talked to Jason Williams about zika last week and he is saying that the Center for Disease Control, in the City of Dallas, are not recognizing any true test marker, it is not strong enough to detect a virus. It is not a foolproof system, but they also say that it is not worth it because there are no conditions where humans are contracting the zika virus from mosquitos. It is people coming back with the virus. Sometime in the future it might happen, but even then the markers for it is so weak it may not even detect it if you happen to catch one with the zika virus to begin with.

Mayor Heidemann – Have we had any hits at this point with West Nile?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations -This past Friday, Thousand Oaks Pond and the Community Park both had a positive sample pulled for West Nile virus and the Friday before, Thousand Oaks pond had a positive pulled sample for the West Nile virus. The Vector index is at a .7, Council had requested a 4.5 to spray.

Lee Ann Bunselmeyer, Acting City Manager – I believe this budget has not been presented or reviewed by the EDC Board. So there may be some changes upon their review of this. What we are projecting for 2016-2017 is an ending fund balance of about \$3,000,000. It does have one full time position that is budgeted out of this fund. We do anticipate sales tax to have about a 5% growth that is consistent with general fund and the other funds that we discussed last month. Interest income is a small revenue source in the EDC.

Sales tax fund at about \$8,400 a year. The major expenditures, other than salaries are the project incentives that is budgeted at \$150,000. We continue to transfer to the Park Development Fund of \$50,000 that we started about 4 years ago. They have promotional expenditures of \$16,000 and a new on-line marketing of \$3,800. One of the one-time funding programs that staff is recommending to the EDC Board is to do a comprehensive branding strategy project and that is anticipated to cost about \$125,000.

Councilmember Harrison – What is that? The \$125,000 branding strategy.

Jason Alexander, Economic Development Director – That is updating the City's logo. In a lot of the firms we have talked to, they will not update the City's logo without having a series of focus groups as well as some sessions understanding the community's history, where the community wants to go because that goes into shaping the updated logo.

Councilmember Harrison – Can we get briefed on that sometime?

Jason Alexander, Economic Development Director – Certainly.

Councilmember Burke – We had not voted on that, it has been something that has been discussed.

Councilmember Harrison – Ok, so it will come and be discussed whenever you all have voted on it.

Councilmember Johnson – It started out last year and they passed it in last year's budget.

Lee Ann Bunselmeyer, Acting City Manager – So it may not make it. I believe it is next week that the board reviews it.

Jason Alexander, Economic Development Director – Correct, on Monday.

Lee Ann Bunselmeyer, Acting City Manager – On the Crime Control District, we anticipate a fund balance of about \$194,000 ending in September of 2017. We have two full time equivalent positions, two police officers that are budgeted here. Last year we had talked about transitioning one officer a year over to the general fund, we moved one officer last year but this year because of the uncertainty of the direction we are moving forward with, the Fire Services contract, I did not transfer over a position so I left those two here in the Crime Control budget. It does have revenues of about \$291,000 again with a projected 5% growth. That is about \$13,000 more than the prior year. The expenditures for your two officers, in this budget, is about \$162,000 per year. We do have some new program budgeting for the police department. We have had some difficulties with the video recording, right now the Police Department is kind of split between two different systems. The old system, L3, is needing to be replaced and upgraded with our most current system. To bring all those remaining items that are in the L3 server

over is going to cost \$53,000. To replace the tasers for the officers is \$28,000. The radio frequency identification that is for the property and evidence room, right now I believe that is done through a manual process and this will allow them to automate that system for \$24,000. When we discussed the general fund and we talked about the bullet proof vests that we were purchasing did not have that trauma plate. To buy the new vests we were including that in there and that was going to increase the amount in the general fund budget. What this does is buy the trauma plates to insert into all the bullet proof vests that we currently have with our officers. All of these are one time funding for \$113,000.

Mayor Heidemann – What would be the advantage of putting the two full time in general fund and how would that assist in this budget?

Lee Ann Bunselmeyer, Acting City Manager – If we move that \$162,000 over the general fund then one of the things that we would start putting in here would be the replacement of our vehicles along with the various equipment and so forth that the Police Department would need. We currently do not have a vehicle replacement program. It cannot be specifically for that, but we can replace vehicles out of this fund. It would allow us to be able to do that on a more regular basis.

Mayor Heidemann – What fund does the car replacement come under?

Lee Ann Bunselmeyer, Acting City Manager – Right now we have a vehicle and equipment replacement fund and as we have funds, we put money in there. Typically, we replace about 4 police cars a year and each one of those is about \$65,000, to fully outfit a unit. We only transfer into that fund \$50,000 per year. We have never been able to truly afford the contributions to there. My suggestion would be if we move those positions over to the general fund that would actually buy us about 3 vehicles. It could properly fund our vehicle replacement fund.

When you look at street maintenance, your revenues are about \$336,000 per year. We anticipate an ending fund balance of about \$672,000 and for 2016-2017 we have some miscellaneous repaving expenditures for the streets that are listed for about \$319,000. I wanted to get Council up to date about the elections for either street maintenance with the Fire District, that we discussed several months ago, I contacted the states Controller's office and finally got a definite answer and it took having to go to several people to find out what criteria they would use for the population for Denton County so that we could elect to do a Fire District or go ahead and re-up our street maintenance sales tax. They go by the census, if they went by the census then we do not qualify for the fire district and we would not be able to qualify until 2020. With that, staff is going to move forward with the special election in November to reauthorize the street maintenance sales tax for four years. At that point when the new census comes out, the street maintenance sales tax will be up for reauthorization again and at that point Council can consider whether they want to move forward with the street maintenance sales tax or go ahead and do the fire district sales tax.

Moving into our restricted funds, for our hotel occupancy tax, this is restricted by state statute and you have to pass two parts test, one that is has to promote tourism and the other one that is has to fit into five statutory categories of advertising, promotion, art, convention, historical, and sports. There is a population restriction on sports that we do not qualify for, so ours is restricted even more than most cities. We always struggle to find things that we can spend this hotel occupancy tax fund, it is 7% is our rate that our hotel actually charges those that stay in the Comfort Inn and Suites. This year we are doing our Pumpkin Palooza, we did budget some money out of the current year to fund that program. We are requesting to fund \$20,000 for that Pumpkin Palooza music festival for next year and that will cover the advertisement cost and the cost for the artists and those two are the things that fall within that is statutory allowed.

Councilmember Garber – Is that what we are having this year?

Lee Ann Bunselmeyer, Acting City Manager - Yes, we plan on having a recurring event. We will brief Council in the next month or so, the activities for that and the planning that staff is undertaking for that program. Also, in the 2015-2016 budget we eliminated our special events coordinator and that was a position that we had that we were spending \$68,000-\$70,000 on. Now we actually contract out with individuals to actually help plan those events for us. We can pay that out of this fund and it costs us \$20,000 a year and she actually plans all of our events. As far as new program funding, one of the things that we would like Council to consider is \$50,000 to start our entryway monument signage. We want to start with the one outside of City Hall. The reason is the center plate, where we actually exchange out and put signs and various events, it actually rotting. The sign is actually rotting on the inside and so we do not think it is going to last many more years, so we want to start designing that and come back to the Council and see exactly what type of sign you would like to replace that with. That is an allowable expense out of this fund.

Councilmember Harrison – When the previous City Manager was here we discussed that. Are we talking about entry ways on 2499? What entry ways are we talking about?

Lee Ann Bunselmeyer, Acting City Manager – This one is specifically for sign out front.

Councilmember Harrison - \$50,000 for it?

Lee Ann Bunselmeyer, Acting City Manager – It depends on what Council would like on there and we put in \$50,000 because if we want to move to an LED sign or various things, if we were to go to that then the cost to put electrical out there would generate that type of cost. That could decrease but it all depends on the type of sign the Council would consider.

Councilmember Harrison - The same thing we are going to discussion in Executive Session after a while about a Homeowners Association entry sign, is the same sign that cost \$10,000.

Lee Ann Bunselmeyer, Acting City Manager – Theirs cost \$10,000? Lake Dallas just put one in and it was \$35,000 and that did not include the cost for running the electrical that is where we got the quote for this. That is something that is at Council's discretion on whether it is to replace the same sign or to enhance it with LED.

For Keep Corinth Beautiful when we negotiated the CWD contract years ago, they donate \$6,500 per year that we put into this fund for clean-up events and so we budgeted the \$6,500 for development projects for \$3,000 and supplies for all the clean-up events for \$3,500.

At this time on the Community Park Improvement Fund we do not have any expected expenditures, it only has a fund balance of \$10,000 as we expended all the fund balance in this fiscal year when we did several projects to the parks fields, softball fields and so forth. So we will need that fund balance to actually regenerate in order for us to actually budget.

In the Park Development Fund, this is the fund where the revenues are a \$50,000 from the EDC fund and as far as expenditures, we are proposing \$10,000 in expenditures to replace picnic tables, benches, trash cans and swing mats in various parks throughout the city. Our proposal is that in the first quarter of next year that we actually start getting a committee together to start looking at what improvements we can make to some of the neighborhood parks. When this fund was developed was truly just for those neighborhood parks.

Councilmember Johnson – Are we also including mulch in that, play mulch?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations -No, that was not included in it. I over budget for that in the parks maintenance budget. The fibar is what you are referring to, we could take it out of there if you like.

Councilmember Johnson – It is budgeted somewhere though, right?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations -Yes Sir.

Councilmember Johnson – I noticed there are several parks that can certainly use a freshening up on that. Some actually put in.

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – Three weeks ago we put in three parks and leveled them all off and are cycling through to catch them all up. It is budgeted in the Parks Department maintenance.

Councilmember Harrison – Lee Ann, could you have funded video redaction software for the Police Department, you could have funded that out of the Crime Control District?

Lee Ann Bunselmeyer, Acting City Manager – Yes, we could have.

On the Tree Mitigation Fund that is the fund that was established this year by Council. We have \$147,000 estimated fund balance at the end of October. We do not have any expenditures budgeted here but we did want to get Councils consensus. As we were discussing that with Cody, we were talking about Thousand Oaks Park, there are no trees. To plant trees would be about \$15,000 but if you planted them without an irrigation system, they would die. We estimated if we put in a bubbler system along with those trees for about \$30,000. That would be about 20 trees. We wanted to see if Council thought that was a good idea to put that into the budget. We want to see if that is something Council wants to do with that fund.

Councilmember Johnson – Are these trees? 3”?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – I am looking for, depending on the species, but I am looking for a 3”-5” caliber. Not a sapling. Like the ones we planted in the soccer fields on Corinth Parkway, those are 5”-6” caliber trees, that is what we are looking to put out there something that is already established and can offer shade.

Councilmember Harrison – Those trees on Shady Rest?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – No, the ones at the soccer fields.

Councilmember Harrison – What did they cost?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – There are several different species and some of the species that the homeowners requested have variable costs. I think they are all 3” caliber trees and they were all bid out for 3” caliber trunk, the ones I am looking at are 6” caliber trunks.

Councilmember Burke – How tall are they?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations -The 6” caliber tree we put at the park are probably 15+ feet.

Lee Ann Bunselmeyer, Acting City Manager – Since it is a new fund, I did not know what the Council’s intent was when you established the fund and if there is any projects that you envisioned to use this money for. When we were brainstorming, we thought this might be a good project to kick off.

Councilmember Garber – My understanding was we get this money because trees went missing from Corinth, so it makes sense that they would replant trees.

Mayor Heidemann - I think it is really good, it makes sense. Because it is in the park.

Councilmember Johnson - Especially now, because Thousand Oaks is bare.

Councilmember Garber – Unless we have a better place to plant trees, I cannot imagine that it is not a good use for them.

Councilmember Burke – I would like to know every park you go to, especially the ones that are not in use, Lynchburg, and any improvements that would be associated with that.

Councilmember Garber – That is a great question too. If we have this big Lynchburg expenditure is this not a fund that we can use?

Lee Ann Bunselmeyer, Acting City Manager – I believe that when the ordinance was drafted for the tree mitigation fund, it was to use for trees, specific for trees. We can plant the trees but unless you use irrigation, the trees are not going to be there in a year, so we thought irrigation would be a good expense as well along with the trees. These are all restricted for very specific purposes, drainage would not be one of them.

Councilmember Burke – Drainage is not the only thing, there is going to be an area around that that you want to have improved, I would think. Benches, etc. you think about what the finished project is, what do we have to draw from? I would like to know, someone to think about it, the idea in the mind that they know the details of how the tree mitigation fund is restricted, how the park development fund is restricted.

Mayor Heidemann – I would poll you guys, do you want them to come back with a proposal on putting trees in the park?

Councilmember Burke – Absolutely.

Mayor Heidemann – Come back with a recommendation how much and take it out of that fund?

Lee Ann Bunselmeyer, Acting City Manager – As far as other special revenue funds, we have the child safety program fund, these are all police related. We get revenues from Denton County, they charge a fee for every ticket and registration and we charge a ticket for every person that children are not in a child safety seat and that revenue has to go into this fund specifically for use in programs for child protection. The first element you can use this for is crossing guards and then if you have any money left over then you can use it for child safety issues. As far as our crossing guards we budget \$12,988, we also budget the Denton County Child Advocacy payment, out of this fund, that is \$13,543 and a one-time expenditure that we are putting in this year is to replace the McGruff costume for \$1,982.

Councilmember Garber - That is how much McGruff costs?

Lee Ann Bunselmeyer, Acting City Manager – Yes.

Mayor Heidemann – Is that child safety program, the crossing guards, is that for elementary schools?

Chief Walthall – We have two crossing guards and they are at the area where Hawk and Crownover are. We have one at Vintage and Creekside and one at Oakmont and Creekside.

Lee Ann Bunselmeyer, Acting City Manager – Lowell, this is the first year in many that we have been able to budget the amount that they have requested.

The court security fund can only be used to provide some type of security when court is in session. We do have money for a part time bailiff position. We have not been able to staff that position so that money is being used to pay for the salaries of the officers that come here and provide security. On all those revenues are actually revenues that are generated off of citations and specific citations and the revenues for that have to go into these restricted funds. For the court technology fund we generate about \$17,000 a year. It is restricted for anything that is technology related that benefits the municipal court. A lot of the things the police department does technology for them benefits the court, this is where we bought the ticket writers because that made a much more efficient way to enter in all of those tickets. For this, on the video redaction software, the officers have to go in and pull video every time we have court for all the cases that are in play and so this will help them and be able to make it a much more efficient process. Right now it's taking hours upon hours for them to be able to that and in turn that allows us to be able to get those citations on the docket a lot quicker. That is right under \$5,000.

Our internal service funds, these are not restricted by state statute, these were restricted by use from Council when they were created. We have our general vehicle replacement program and this is the fund that we replace the vehicles for our parks, police department and this this year we are only requesting one vehicle to be replaced and that is our animal control vehicle. I think it have about a 150,000 miles on it and the maintenance is to the point where we will need to replace that.

For technology replacement, all the different funds contribute into this and we replace our computers on a five year cycle for each of our divisions and this next year those that are up for replacement are: City Administration, EDC, Finance, the chambers, the City Council computers and we have the big GIS scanner up in Fred's department and the scanner is not functioning or close to needing to be replaced, that is \$6,000 for that scanner and the police server.

Shea Rodgers, Technology Services Manager – In the expansion of an existing server, we are going to more body cams and expanding the use of dash cam, the additional capacity in our server to store all this footage that is getting flagged for cases, we need additional expansion for capacity.

Lee Ann Bunselmeyer, Acting City Manager – On our fire department vehicle replacement, this one was established by the contracts that were negotiated with the other cities and in the those contracts it specified that every one of the cities would contribute, that it would have to be set aside in a restricted fund specifically for the fire department. The annual contribution from all the cities is \$249,000. On core services of \$162,000, those are purchases that we have made for the ladder truck, the engine that the Council just approved a couple of weeks ago and the lease payment for a medic. So we currently have about \$162,000 of lease payments that are paid out of this fund. With the replacement of the medic, lease payments are going to go up to \$200,000 per year.

As far as the utility vehicle replacement fund, we have annual contributions coming in from our utility fund of \$75,000, this year we do not have any proposed equipment or vehicles that need to be replaced out of this fund.

Our utility meter replacement fund, we contribute about \$50,000 a year into this fund from the utility fund. We do have an anticipated project of \$600,000 and this is to replace the transponder system. That is a system when we had our strategic plan, Cody went into in depth that will provide the software where residents can go in actually check their usage by minute, by hour and so forth. It will also flag our customer service department when there are leaks a lot quicker so we can be more proactive in alerting the customers as well if there is problems on their meter. We will have to replace all the meters and purchase the software. I believe this is phase 1 and then in 2017-18 we will come back and spend another \$300,000 to \$400,000 out of that fund to replace all the ones in the city.

Mayor Heidemann – How many meters do we have total?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - Roughly 6700 accounts.

Mayor Heidemann - And you are fixing what percentage of this?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - That should get us 60-70%. We will try and come in and finish up the rest as we go and the reason for that being battery life span in the ground now, so we still have a couple of years left so there is no rush to pull working transponders out. It works out nicely that we can phase that in over a couple of years.

Councilmember Harrison- On the meters we are selling for new homes, are they installing the current meters or projected new meters?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations – The actual meters are all the same, it is actually going on to the meters extra transponder. What is going on them now is the current system that our meter reader that drives all over town, his car reads it as he drives by, that is what is going on them.

Councilmember Harrison – So next year you are going to replace them?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - No, that would be the phase in, those are the ones I am saying that it is not beneficial to swap them all out, but if we do about a three year phase in we catch them as we go then we can replace those.

Councilmember Harrison - I was just thinking if you are putting in new meters and everything in them now, why don't they put in the updated meter before you go?

Cody Collier, Acting Director of Public Works, Parks and Recreation, and Utility Operations - If we did, we would have no way to read the newer technology, we don't know if it is a cell phone based system or it is going to go through a data collector tower system.

Councilmember Johnson – I have a request that maybe we look in the future, another terms of service fund. Knowing that our insurance costs are going to spike periodically, I would like us to come in with a new in-term service fund that would stabilize that and stabilize those rates so maybe we can keep from having this huge spike, we will have a fund that we can pull out of, the whole rate. A reserve fund, if that is an option we could do this year to pull it out of the general fund to balance, but that is not something I recommend to do because it is something you would have to do every year. If we create an in-term service fund it will do that. I think that would be something that would go towards not get into these situations to where a spike or whatever it is would cause such a problem. Almost self-assured. It would like a catastrophic loss type program, something that would sit in there as a reserve or if we needed it to hold rates. It would be a policy decision for us to determine what our rates are going to be and then if we need to adjust it out the employees or general fund, if we are going to adjust it out.

Lee Ann Bunselmeyer, Acting City Manager – A lot of cities have that. Some call it a rate stabilization fund for electricity rates or various things to make sure that you always maintain that same rate. Many cities call it a risk retention fund. Right now we budget a 2% salary savings because we know we are going to have vacancies, but our salary savings is typically 3%, 4%, or 5% of our budgeted wages and benefits. If Council wanted to pass a policy that at the end of the year 1% of our salary savings goes into this fund that could be a way to build that up and then be able to use that to keep your rates flat.

Councilmember Johnson – I think that would help us with our budget. Stabilize it, help a lot. And on years that we are way down, we might look at the possibility of taking all of the money in the down slot and putting some more of it in. So we have it covered.

Mayor Heidemann – What do you call that fund?

Lee Ann Bunselmeyer, Acting City Manager - I would probably call it a risk retention fund. You could probably categorize correctly. You could use it to stabilize your insurance rates, if it starts building up a nice fund balance you could use it. Most risk retention funds are set up so that let us say there is a major accident and you can pay your insurance premiums out of it or you can use that, you might have some flexibility to use it for other purposes, other than just insurance. Or, if you want it for just a specific fund for just insurance purposes, we can do that as well.

Councilmember Johnson – As long as we meet IRS requirements on that, I do not see any reason you could not use it, that would just need to make sure we are under the IRS rules.

Lee Ann Bunselmeyer, Acting City Manager – Our final slide is on our impact and escrow funds. We currently do not have any capital projects projected out of this. We are currently conducting an impact fee study and also a water/wastewater master plan. That is set to be finalized in December of this year after the budget is approved in September. We are waiting on allocating this money until they give us a list of those impact fee eligible projects. It is only \$90,000. Some of that might be able to be used in that area. What we typically try to do is when we have capital project funds, if we can use this money we try to use this first because it is restricted for its use. Hopefully, next year once we get those listings we will be able to use some of these funds for that.

Councilmember Harrison – Do we have any impact funds we are going to have to pay back? Our ten year point?

Lee Ann Bunselmeyer, Acting City Manager – No, we have been spending the money. The old impact fee monies that we had we have already allocated those to projects when we did the 2007 CIP. The only thing is its not impact fees it's the street escrow fund. Our plan had been that if we did Garrison, we would be able to use some of that street escrow fund monies to be able to do some of those improvements.

Councilmember Harrison – You have a ten year pay back.

Lee Ann Bunselmeyer, Acting City Manager - If they request that.

Councilmember Johnson – It has to be on Garrison.

Lee Ann Bunselmeyer, Acting City Manager – we will receive the certified roll on July 25th, I got the preliminary numbers last Friday, we are still maintaining at a 12% increase. We have one more week, then from that week it really doesn't change much. I truly think we are going to come above the 8% that I had projected. By our charter, we have to submit the proposed budget to the City Council by July 31st and so we will deliver that to you and we will have the work session to discuss that on August 2nd, and then we will start the truth in taxation meetings on August 4th and end up with the Council adopting the budget on September 15th. Between August 4th and September 15th we can have as many meetings as the Council needs to review the budget and make any changes that you deem necessary.

Mayor Heidemann recessed into Closed Session at 6:40 pm.

CLOSED SESSION

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

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

Council met in Closed Session from 6:41 p.m. until 6:55 p.m.

- a. Receive legal advice from the City Attorney regarding Meadows Oak subdivision drainage; Right-of-way signs and encumbrances; Corinth Economic Development Corporation governance**

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.

- a. Deliberation of the employment, reassignment, or duties of the City Manager.**

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.

There was no action taken from Closed Session.

ADJOURN:

Mayor Heidemann reconvened the workshop at 6:56 p.m.

Mayor Heidemann adjourned the Workshop Session at 6:57 pm.

Approved by Council on the ____ day of _____, 2016

Kimberly Pence, City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: July 7, 2016 Regular Session minutes

Submitted For: Kim Pence, City Secretary

Submitted By: Kim Pence, City Secretary

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on minutes from the July 7, 2016 Regular Session.

AGENDA ITEM SUMMARY/BACKGROUND

Council discussion and action from the July 7, 2016 Regular Session.

RECOMMENDATION

Staff recommends approval of the July 7, 2016 Regular Session minutes.

Attachments

Minutes

**State of Texas
County of Denton
City of Corinth**

On this the 7th day of July, 2016 the City Council of the City of Corinth, Texas met in a 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:

Present: Bill Heidemann, Mayor
Joe Harrison, Mayor Pro-Tem
Sam Burke, Council Member
Scott Garber, Council Member
Lowell Johnson, Council Member

Absent: Don Glockel, Council Member

Staff Members Present: Lee Ann Bunselmeyer, Finance Director
Fred Gibbs, Planning and Development Director
Kim Pence, City Secretary
Andy Messer, City Attorney
Jason Alexander, Economic Development Director
Shea Rodgers, Technology Services Manager
Cody Collier, Acting Public Works Director
Curtis Birt, Fire Chief LCFD
Chris Rodriguez, Financial Services Manager
Carrie West Police Lieutenant
Guadalupe Ruiz, Human Resource Director

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE:

Mayor Heidemann called the meeting at 7:00 P.M., Invocation was given by Pastor Morris Whitener with Shady Shores Baptist Church.

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 June 2, 2016 Workshop Session.
2. Consider and act on minutes from the June 2, 2016 Regular Session.
3. Consider and act on minutes from the June 9, 2016 Workshop Session.
4. Consider and act on a Resolution authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of two and one-half cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation.

MOTION made by Mayor Pro-Tem Joe Harrison to Approve the Consent Agenda as presented.
Seconded by Council Member Scott Garber

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison

PASSED

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.

Tim Robinson, 4142Rhoads Road, Aubrey, Texas – I own Lot 1, Block A Tri-Steel Addition and this came before Council on June 2nd for a zoning change and was denied. The last four years everyone that has come before us and made offers on that property there was not one hotel chain, motel chain or high-end anything outside of car dealerships that have contacted us about this property. From State School Road to Corinth Parkway is a corridor for automobiles, or transportation related stuff. I don't see how the Council could have voted down the request for a car dealership there. It boils down to taxation without representation is what I feel like. If you want to dictate what goes on down there then maybe one of you should buy that place and try to market it because it is not working for us.

BUSINESS:

5. Consider and act on an Ordinance of the City of Corinth updating and amending the City's year-round Drought Contingency Plan and Water Conservation Plan to reduce water usage to ensure the health and safety of Corinth Citizens; repealing ordinance no. 03-1-23-04; providing that this Ordinance shall be cumulative of all ordinances; providing a severability cause; providing a penalty for violations of the drought contingency plan; providing a savings clause; providing for publication; and providing an effective date.

Cody Collier, Asst. Public Works Director – the item before you tonight is to update and modify our current drought contingency and water conservation plan. The purpose of a Water Conservation Plan is to ensure water use efficiency within our operation. The Water Conservation Plan is a combination of strategies for reducing the consumption of water, reducing the loss or waste of water, and improving or maintaining the efficiency in the use of water. It contains best management practice measures to try to meet the targets and goals identified within the plan. The effectiveness of our water conservation plan is in the implementation of our water conservation program.

The current Drought Contingency and Water Conservation Plan was adopted by ordinance in 2009 and was modeled after the Upper Trinity Regional Water District's (UTRWD) plan. As a member of the UTRWD, Corinth has a vital role in participating with all twenty-five subscribers in the region to maintain a consistent and sound drought contingency and water conservation program to ensure adequate supply of the resource. The twenty-five UTRWD Board of Directors who represent each municipality that purchase water from UTRWD voted unanimously to approve their proposed plan.

The City of Corinth is required by the Texas Water Development Board (TWDB) to update our plan every five years. With the adoption of UTRWD plan, Corinth is now ready to enhance our current plan and submit it to the TWDB. The current plan has four stages with increasing reduction goals for each phase of the plan. The proposed plan has three stages with increasing reduction goals in place should conditions warrant their implementation. Approval of this plan will align Corinth and all members of UTRWD in a common goal, with a common plan, to ensure an adequate supply of water will be available to our region of North Texas.

Mayor Heidemann – who does the enforcing on this?

Cody Collier, Asst. Public Works Director – the City of Corinth does with your police department and code enforcement.

MOTION made by Mayor Pro-Tem Joe Harrison to Approve the Ordinance updating and amending the City's Drought Contingency Plan and Water Conservation Plan. Seconded by Council Member Sam Burke

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison

PASSED

6. Consider and act on a Resolution approving the "DRAFT" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan.

ITEM PULLED TO BE HELD AT A FUTURE WORKSHOP

7. The following nomination Consider and act on a Resolution for the appointment of one member to the Board of Managers of the DENCO AREA 9-1-1 District.

Lee Ann Bunselmeyer, Acting City Manager - Each year on September 30, 2016, the term of one of the two members appointed by participating municipalities expires. On May 19, 2016, the Corinth City Council nominated Mr. Jim Carter to serve as a municipal representative to the District's Board of Managers.

The Denco Area 9-1-1 District requests that each participating municipality vote for one of the nominees to be appointed to the Board and advise the district of its selection by September 15, 2016. The following nominations were received by participating municipalities.

Nominee	Nominating Municipality
Brandon Barth	Town of Flower Mound
Gary Johnson	City of Roanoke
Paul Young	City of Pilot Point
Jim Carter	City of Carrollton, City of Corinth, City of Highland Village, City of Lake Dallas, City of Lewisville, City of Sanger, City of The Colony, Town of Argyle, Town of Bartonville, Town of Copper Canyon, Town of Double Oak, Town of Hickory Creek, Town of North Lake, Town of Shady Shores, Town of Trophy Club

MOTION made by Mayor Pro-Tem Joe Harrison to Appoint Mr. Jim Carter as the Corinth Representative of the DENCO AREA 9-1-1 District Board of Managers. Seconded by Council Member Lowell Johnson

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison

PASSED

- 8 Consider and act on proposed amendments to the Corinth Economic Development Corporation Bylaws.

Jason Alexander, Economic Development Director - The proposed amendments to the Corinth Economic Development Corporation Bylaws are intended to ensure that the rules and policies governing the actions of the Corporation are aligned with those under the Development Corporation Act as amended from time to time by the State. Correcting formatting, grammatical and typographical errors, there are five proposed amendments to the Bylaws. The proposed amendments are described in greater detail below:

- (1) Throughout the entire Bylaws: Replacing all references to "Chapters" with the "Development Corporation Act" and official titles (e.g., Chair is replaced with President, Vice Chair is replaced with Vice President and Member with Director. This proposed amendment ensures consistency with the titles and names used in the Development Corporation Act.
- (2) Lines 59-60; and Lines 127-128 (pages 3 and 6): This proposed amendment will amend the term limits from June 1st until May 31st to reflect an October 1st until September 30th time frame. This amendment, as proposed, will ensure that the appointments for the Corinth Economic Development Corporation occur at the same time as appointments to other City Boards.
- (3) 3Lines 67-68 (page 3): This proposed amendment changes the meeting time of the Corinth Economic Development Corporation from 7:00 p.m. to 6:00 p.m., and also proposes language that allows the Board of Directors to receive meeting notices through electronic mail.
- (4) Lines 219-223; and Lines 226-231 (pages 9 and 10): This proposed amendment focuses exclusively on the language pertaining to public hearings. The Development Corporation Act allows economic development corporations to move forward with certain projects, as defined by Chapter 501 of the Development Corporation Act (e.g., agriculture; mining; manufacturing; wholesale trade; transportation; professional, scientific and technical services; call centers; and correctional institutions) without having to conduct a public hearing. This provision of the Development Corporation Act only applies to municipalities with a population less than 20,000, according to the most recent census. Moreover, this provision of the Development Corporation Act to stimulate economic development at the local level does not allow economic development corporations in those communities to bypass publishing a notice to undertake a project, so that the community is permitted an opportunity to voice opposition to the project during the 60 days after the notice is first published. Furthermore, when the most recent census is certified, and reflects that a community's population exceeds 20,000, this provision of the Development Corporation Act is no longer applicable to future projects. The significance of this proposed amendment is that it will allow the Economic Development Corporation to only undertake projects defined in Chapter 501 of the Development Corporation Act until the 2020 census is certified. The other significance of this proposed amendment is that it also includes projects in excess of \$25,000. This provision under the Development Corporation Act is not intended to circumvent the authority and power of the City Council, but rather to allow economic development corporations in smaller communities to fast track projects that will stimulate local economic development activity and grow the tax base. The provisions under the Development Corporation Act still require economic development corporations, including ours, to both operate and responsibly carry out economic development activities and objectives under the auspices of City Council.
- (5) Lines 233-236 (page 10): This proposed amendment concerns the issuance of obligations. As the bylaws are currently structured, City Council must adopt a resolution at least 120 days prior to the date of sale of obligations. The proposed amendment would reduce this time

(adoption of the resolution) from 120 days to 60 days before the date of obligations are delivered. This proposed revision would be in alignment with the provisions of the Development Corporation Act.

MOTION made by Mayor Pro-Tem Joe Harrison to Approve the proposed amendments to the Corinth Economic Development Corporation By-Laws as presented. Seconded by Council Member Sam Burke

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison

PASSED

9. Consider and act on nominations, appointments, resignations and removal of members from Corinth Economic Development Corporation.

ITEM PULLED FROM THE AGENDA

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 – if you have been reading the newspaper or the Corinth Newsletter you probably know that the Fire Department has become one of Denton’s Best and I would like to extend my congratulations to them for a job well done.

The City of Corinth has been recognized at the 14th Safest City in the State of Texas and would like to thank our Police Department for the reassurance to know that they up to the task of protecting us and making this a very safe community.

Mayor Heidemann recessed the meeting at 7:19 p.m. *See Closed Session.

CLOSED SESSION

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

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

- a. **Receive legal advice from the City Attorney regarding Meadows Oak subdivision drainage; Right-of-way signs and encumbrances; Corinth Economic Development Corporation governance and membership; and Interlocal Agreement between Corinth and Lake Dallas for fire services.**

Council met in Closed Session from 7:19 P.M. until 9:37 p.m.

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.

a. Deliberation of the employment, reassignment, or duties of the City Manager.

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.

There was no action taken from Closed Session.

ADJOURN:

Mayor Heidemann adjourned the meeting at 9:38 P.M.

Approved by Council on the ____ day of _____, 2016

Kimberly Pence, City Secretary
City of Corinth, Texas

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Approve Crime Control & Prevention District Budget

Submitted For: Debra Walthall, Chief

Submitted By: Lee Ann Bunselmeyer, Acting City Manager

Finance Review: N/A

Legal Review: Yes

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on the fiscal year 2016-2017 Proposed Budget for the City of Corinth Crime Control and Prevention District.

AGENDA ITEM SUMMARY/BACKGROUND

The Texas Local Government Code Sections 363.204 and 363.205 prescribe procedures for adoption of the crime control budget. Texas Local Government Code 363.204(f) permits the Board to develop and adopt procedures for adopting a budget different from the procedures as outlined in the statute. In 2009, the Board adopted an order establishing the following procedures.

- a) Board shall hold a public hearing on the proposed budget for the District. Any resident of the district is entitled to be present and participate in the hearing.
- b) Board shall publish a notice of the public hearing in a newspaper with general circulation in the district not later than the fifth (5th) day before the date of the hearing.
- c) The proposed budget shall be made available in the Office of the City Secretary for public inspection at least five (5) days prior to the public hearing
- d) After the public hearing, the Board may make any changes in the proposed budget that in its judgment, is in the interest of the taxpayers of the District. The Board may adopt the budget immediately following the public hearing or at any time within ten (10) days following the public hearing.
- e) The Secretary of the Board shall submit the adopted budget to the City Council of the City of Corinth not later than the 10th day after the date the budget is adopted.

Expenditures for the proposed 2016-2017 budget includes wages and benefits for two (2) sworn police officer positions (\$165,664) and the purchase of a mobile video recording system (\$53,240), Tasers (\$28,655), and a radio frequency identification system (\$24,730).

The ending fund balance is estimated at \$199,030 for the 2016-2017 fiscal year.

RECOMMENDATION

Staff recommends approval of the FY 2016-2017 Crime Control and Prevention Annual Budget.

CRIME CONTROL & PREVENTION SALES TAX FUND

DESCRIPTION

The Corinth Crime Control & Prevention tax is a special tax levied for crime control and prevention that allows the City to provide the citizens with professional and efficient police services. The Crime Control & Prevention District Fund was established on January 1, 2005. A special election was held on September 11, 2004 for the purpose of adopting a .25% local sales and use tax for crime control & prevention. An election on May 10, 2014 reauthorized the dedicated sales tax for another five years.

RESOURCE SUMMARY	2014-15 ACTUAL	2015-16 BUDGET	2015-16 ESTIMATE	2016-17 REQUESTED	2016-17 PACKAGES	2016-17 PROPOSED
Sales Tax	\$ 281,612	\$ 264,037	\$ 277,239	\$ 291,100	\$ -	\$ 291,100
Investment Income	-	-	-	-	-	-
Interest Income	149	180	500	250	-	250
Miscellaneous	-	-	-	-	-	-
Transfers	-	-	-	-	-	-
TOTAL REVENUES	281,761	\$ 264,217	\$ 277,739	\$ 291,350	\$ -	\$ 291,350
Use of Fund Balance	-	51,078	37,468	-	-	-
TOTAL RESOURCES	\$ 281,761	\$ 315,295	\$ 315,207	\$ 291,350	\$ -	\$ 291,350

EXPENDITURE SUMMARY	2014-15 ACTUAL	2015-16 BUDGET	2015-16 ESTIMATE	2016-17 REQUESTED	2016-17 PACKAGES	2016-17 PROPOSED
Wages & Benefits	195,355	\$ 160,639	\$ 160,551	\$ 165,664	\$ -	\$ 165,664
Professional Fees	-	-	-	-	-	-
Maint. & Operations	-	-	-	-	-	-
Supplies	-	-	-	-	-	-
Utilities/Comm.	-	-	-	-	-	-
Vehicle & Fuel	-	-	-	-	-	-
Training	-	-	-	-	-	-
Capital Outlay	64,658	154,656	154,656	-	106,625	106,625
Transfers	-	-	-	-	-	-
TOTAL EXPENDITURES	260,014	\$ 315,295	\$ 315,207	\$ 165,664	\$ 106,625	\$ 272,289

PROJECTED FUND BALANCE REVIEW	2014-15 ACTUAL	2015-16 BUDGET	2015-16 ESTIMATE	2016-17 REQUESTED	2016-17 PACKAGES	2016-17 PROPOSED
Beginning Fund Balance	\$ 195,689	\$ 217,437	\$ 217,437	\$ 179,969	\$ -	\$ 179,969
Net Income	21,748	(51,078)	(37,468)	125,686	-	19,061
ENDING FUND BALANCE	217,437	\$ 166,359	\$ 179,969	\$ 305,655	\$ -	\$ 199,030

PERSONNEL Full-Time Equivalents	2014-15 ACTUAL	2015-16 BUDGET	2015-16 ESTIMATE	2016-17 REQUESTED	2016-17 CHANGES	2016-17 PROPOSED
Police Officer	3.00	2.00	2.00	2.00	-	2.00
TOTAL PERSONNEL	3.00	2.00	2.00	2.00	-	2.00

NEW PROGRAM FUNDING

The FY 2016-17 budget includes \$53,240 for mobile video recording, \$28,655 for tasers and \$24,730 for radio frequency identification.

131-Crime Control & Preventio

REVENUES	(----- 2015-2016 -----)(----- 2016-2017 -----)							
	2012-2013 ACTUAL	2013-2014 ACTUAL	2014-2015 ACTUAL	CURRENT BUDGET	Y-T-D ACTUAL	PROJECTED YEAR END	REQUESTED BUDGET	APPROVED BUDGET
SALES TAXES								
131-0000-40200 SALES TAX	243,486	258,860	281,612	264,037	198,873	277,239	291,100	291,100
TOTAL SALES TAXES	243,486	258,860	281,612	264,037	198,873	277,239	291,100	291,100
INTEREST INCOME								
131-0000-41410 INTEREST INCOME	385	343	149	180	451	500	250	250
TOTAL INTEREST INCOME	385	343	149	180	451	500	250	250
MISCELLANEOUS								
TRANSFERS								
TOTAL REVENUES	243,871	259,202	281,761	264,217	199,325	277,739	291,350	291,350

131-Crime Control & Preventio
 CRIME CONTROL DISTRICT

EXPENDITURES	(----- 2015-2016 -----)(----- 2016-2017 -----)							
	2012-2013 ACTUAL	2013-2014 ACTUAL	2014-2015 ACTUAL	CURRENT BUDGET	Y-T-D ACTUAL	PROJECTED YEAR END	REQUESTED BUDGET	APPROVED BUDGET
WAGES & BENEFITS								
131-2203-50100 SALARIES	120,368	145,266	120,722	102,612	63,810	102,612	104,647	102,612
131-2203-50115 OVERTIME	6,927	7,734	5,153	7,559	6,329	7,559	4,876	5,559
131-2203-50201 EDUCATION PAY	1,310	800	2,500	1,200	100	1,200	0	0
131-2203-50202 CERTIFICATION PAY	0	90	2,280	1,080	240	1,080	0	0
131-2203-50203 LONGEVITY PAY	240	60	78	108	0	0	60	72
131-2203-50300 HEALTH INSURANCE	23,543	29,932	35,944	23,904	10,732	23,904	27,924	33,734
131-2203-50301 DENTAL INSURANCE	1,542	2,387	2,093	1,364	792	1,364	1,484	1,176
131-2203-50302 LIFE & DISABILITY INSURANCE	748	809	751	724	506	724	377	398
131-2203-50303 BROKER FEES	0	580	565	416	271	416	416	416
131-2203-50304 PHS FEES	0	175	155	228	100	228	228	228
131-2203-50305 TMS EMPLOYER	18,362	21,536	19,682	16,629	10,722	16,629	16,895	16,688
131-2203-50310 401A	0	340	102	0	11	20	0	0
131-2203-50315 FSA PREMIUMS	17	0	0	0	0	0	0	0
131-2203-50316 EAP	52	44	47	35	25	35	35	35
131-2203-50317 COBRA ADMINISTRATION FEE	5	17	14	13	0	13	13	13
131-2203-50320 WORKERS COMP	3,439	3,076	3,344	2,760	1,583	2,760	2,804	2,803
131-2203-50401 MEDICARE EMPLOYER	2,057	2,232	1,888	1,593	1,038	1,593	1,601	1,570
131-2203-50405 TEXAS EMPLOYMENT COMM.	27	846	37	414	119	414	360	360
TOTAL WAGES & BENEFITS	186,637	215,923	195,355	160,639	96,379	160,551	161,720	165,664
PROF. SERV & CONTRACTUAL								
MAINTENANCE & OPERATIONS								
131-2203-52000 ADVERTISING	15	0	0	0	0	0	0	0
TOTAL MAINTENANCE & OPERATIONS	15	0	0	0	0	0	0	0
SUPPLIES								
131-2203-53200 TOOLS & EQUIPMENT	7,323	0	0	0	0	0	0	0
TOTAL SUPPLIES	7,323	0	0	0	0	0	0	0
UTILITIES & COMMUNICATION								
TRAVEL & TRAINING								
CAPITAL OUTLAY								
131-2203-57000 CAPITAL OUTLAY	19,499	24,629	64,658	154,656	116,234	154,656	106,625	106,625
TOTAL CAPITAL OUTLAY	19,499	24,629	64,658	154,656	116,234	154,656	106,625	106,625
TRANSFERS & COST ALLOC.								
TOTAL CRIME CONTROL DISTRICT	213,473	240,552	260,014	315,295	212,613	315,207	268,345	272,289
TOTAL EXPENDITURES	213,473	240,552	260,014	315,295	212,613	315,207	268,345	272,289
REVENUE OVER/(UNDER) EXPENDITURES	30,397	18,650	21,748	(51,078)	(13,288)	(37,468)	23,005	19,061

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Blue Cross Blue Shield of Texas Medical Proposal

Submitted For: Guadalupe Ruiz, Director

Submitted By: Guadalupe Ruiz, Director

Finance Review: Yes

Legal Review: N/A

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on the acceptance of BlueCross BlueShield of Texas' proposal for employee medical insurance benefits for FY 2016-2017, and authorization for the City Manager to execute any necessary documents.

AGENDA ITEM SUMMARY/BACKGROUND

The City of Corinth solicited proposals for employee health insurance benefits for the 2016-2017 fiscal year. Only two qualified proposals for medical insurance benefits were received during the Request for Proposals (RFP) process which closed on May 25, 2016. After review and evaluation of specific benefits and proposed costs, our benefits consultant (IPS Advisors, LLP) initiated negotiations. After negotiations, the renewal with the current carrier (Aetna) represented a 55.63% increase over the rates approved by City Council on August 6, 2015 for FY2015-16. The proposal from BlueCross BlueShield of Texas represents a 39.16% increase. The City will retain the High Deductible Health Plan with a Health Savings Account (HSA) as the only plan available. These rates are guaranteed until September 30, 2017. For the City, the proposed rates and census changes represent a total increase of \$550,600 for FY 16-17 over FY 15-16 budgeted rates.

BENEFIT

Full Time Employees - City funding will continue to be 100% of the employee only coverage. City funding for the dependent cost will continue at 75% (it changed from 78.5% starting with FY2015-16). The HSA contribution from the City will remain at \$1,000 per employee per year.

Part Time (0.5 FTE) Employees - City funding for the employee only coverage will continue to be 50%. The City funding for the dependent cost will continue to be 0%. The HSA contribution from the City will remain at \$500 per employee per year.

RECOMMENDATION

Staff recommends acceptance of BlueCross BlueShield of Texas' proposal for employee medical insurance benefits for FY 2016-2017, and authorization for the City Manager to execute any necessary documents.

Attachments

BlueCross BlueShield of Texas Proposed Rates



SUBMISSION FORM 1

FULLY INSURED MEDICAL AND RX

(Please complete)

MEDICAL BENEFITS	BlueEdge HSA
Employer HSA Account Contribution	
Deductible	
In-Network	\$2,600/\$5,200
Non-Network	\$4,500/\$9,000
Out Of Pocket Max	
In-Network	\$2,600/\$5,200
Non-Network	\$5,500/\$11,000
Coinsurance	
In-Network	100%
Non-Network	80%
Lifetime Max	Unlimited
Emergency Room	
In-Network	100%
Non-Network	80%
Maternity	
In-Network	100%
Non-Network	80%
Vision Exam	
In-Network	100%
Non-Network	80%



Physician Office Visit	
In-Network	100%
Non-Network	80%
Specialist Office Visit	
In-Network	100%
Non-Network	80%
Preventive Care	
In-Network	100%
Non-Network	100% Immunizations for dependent children through 6 th birthday All other – 80%
Diagnostic Lab & Radiology	
In-Network	100%
Non-Network	80%
In-Patient Hospital	
In-Network	100%
Non-Network	80%
In-patient Substance	
In-Network	100%
Non-Network	80%
Out-patient Substance	
In Network	100%
Non-Network	80%
In-patient Mental Health	
In-Network	100%
Non-Network	80%



Out-patient Mental Health	
In-Network	100%
Non-Network	80%
Prescriptions	
Network Retail Pharmacy	100%
Mail Order	100%
Note: This is a brief summary and not intended to be a contract.	

We have provided a plan design that most closely resembles the plan design requested in the request for proposal. This plan design adheres to standard benefits as well as any federal or state-mandated benefits required of a new plan on its effective date.

The benefits in this submission form are based upon the Current plan of benefits outlined in the RFP.



BlueCross BlueShield
of Texas



A handwritten signature in blue ink, reading 'Darrell Beckett', written over a horizontal line.

Signature

Darrell Beckett
Divisional Senior Vice President,
Sales and Marketing



SUBMISSION FORM 2

FULLY INSURED MEDICAL AND RX PREMIUM COST

(Please complete)

(Company Name)

Blue Cross and Blue Shield of Texas, a Division of Health Care Service Corporation, a Mutual Legal Reserve Company

<u>HSA PLAN</u> MONTHLY PREMIUM COST (MEDICAL <u>AND</u> RX)	<u>Rate</u>	<u>#Lives</u>
Employee Only	\$695.90	<u>58</u>
Additional for Spouse	\$1,530.96	<u>4</u>
Additional for Child	\$1,252.60	<u>30</u>
Additional for Spouse & Child	\$2,226.86	<u>47</u>
Total Monthly Costs/Lives	\$188,725.97	<u>139</u>

Rate Guarantee

Not Available

A.M. Best Rating

HCSC's A+ (superior) rating was reaffirmed by A.M. Best on July 8, 2015. The Outlook is Stable.

Please note, only one plan can be chosen; not both.

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: UNUM/United Concordia Dental Proposal

Submitted For: Guadalupe Ruiz, Director

Submitted By: Guadalupe Ruiz, Director

Finance Review: Yes

Legal Review: N/A

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on the acceptance of UNUM/United Concordia's proposal for employee dental insurance benefits for FY 2016-2017, and authorization for the City Manager to execute any necessary documents.

AGENDA ITEM SUMMARY/BACKGROUND

The City of Corinth solicited proposals for the City's employee health insurance benefits for the 2016-2017 fiscal year. Five (5) qualified proposals for dental coverage were received during the Request for Proposals (RFP) process which closed on May 25, 2016. After review and evaluation of specific benefits and proposed costs, our benefits consultant (IPS Advisors, LLP) initiated negotiations. After negotiations, the proposal from UNUM/United Concordia was the most advantageous option for dental insurance coverage. The proposal represents a rate decrease of 8.75% in average over the rates approved by City Council on August 6, 2015 for 2015-2016 fiscal year (EE Only rate -4.52%; EE+Spouse rate -12.21%; EE+Children rate -12.25%; EE+Family rate -6.03%).

The rates are guaranteed for two (2) years until September 30, 2018. The proposed rates and census changes represent a total decrease of \$14,734 for the Fiscal Year 2016-17 over the Fiscal Year 2015-16 budgeted rates.

BENEFIT

City funding will continue to be 100% of the employee only coverage for full time employees, and 75% of the dependent cost. The City funding will be 50% of the employee only coverage for part time employees (0.5 FTE), and 0% for the dependent cost.

RECOMMENDATION

Staff recommends acceptance of UNUM/United Concordia's proposal for City's employee dental insurance benefits for FY 2016-2017, and authorization for the City Manager to execute any necessary documents.

Attachments

UNUM/United Concordia Dental Proposed Rates



Underwritten by: UNITED CONCORDIA

Proposed Plan Summary for City of Corinth Effective 10/01/2016

Passive PPO plans allow members to receive care from any licensed dentist; however, members receive the greatest value and convenience when they receive care from a participating dentist. This means that members who receive care from a participating dentist are responsible only for those deductibles and coinsurance amounts that are part of the program design.

	F-Plan3W	
	In-Network ¹	Non-Network ²
	AdvantagePLUS 2.0	90th Percentile
Class I	100%	100%
Class II	80%	80%
Class III	50%	50%
Class IV	50%	50%
Annual Program Maximum	\$1500	\$1500
Annual Program Deductible	\$50/\$150(excludes Class I)	\$50/\$150(excludes Class I)
Lifetime Orthodontic Maximum	\$1000	\$1000

Selected Plan Features

Preventive Incentive Smile for Health - Wellness

Proposed Dental Rates	24 Month Rates
Employee Only	\$27.90
Employee and Spouse	\$56.10
Employee + Child	\$59.00
Employee + Children	\$59.00
Employee + Family	\$95.70

Bid Qualifications:

- Rates and benefits for effective dates thereafter must be approved by Underwriting.
 - Rates assume 152 eligible employees, with 145 participating. Upon sale, quoted rates and benefits may be adjusted or coverage denied, based on achieved participation levels. Required participation must be met and maintained throughout the policy period.
 - Commissions included: 0%
 - Rates are based upon Standard Industry Classification Code: 9111
 - United Concordia's standard exclusions and limitations apply.
 - Class IV Services are excluded from Annual Program Deductible and Annual Program Maximum
1. Reimbursement is based on our schedule of maximum allowable charges (MACs). Network dentists agree to accept our allowances as payment in full for covered services, less applicable deductibles and coinsurance percentages.
 2. United Concordia creates out-of-network charges utilizing FAIR Health data supplemented with our charge data as appropriate. We then calculate the out-of-network charge at the 90th Percentile of such data. Non-network dentists may bill the member for any difference between our allowance and their fee.

Quote ID: 231034

Proposed Dental Benefits for City of Corinth

Effective Date: 10/01/2016

Benefit Category	F-Plan3W
Class I	United Concordia's Standard Frequency Limitations
Exams	2 every 12 months
X-Rays (Bitewings Only)	1 set every 12 months under age 19 and 1 set every 18 months age 19 and over
X-Rays (All Others)	1 every 5 years for Full Mouth and Panoramic X-Rays Limitations may apply to other types of X-rays.
Cleanings; Fluoride Treatment	2 every 12 months; 1 every 12 months under age 14
Sealants	1 per tooth every 3 years to age 16 on permanent first and second molars
Palliative Treatment (Emergency)	2 per 12 months in combination with pulpal debridement
Space Maintainers	1 every 5 years under age 14
Class II null	
Basic Restorative	Not within 24 months of previous placement. Includes coverage for posterior resins.
Simple Extractions	Any frequency (no limitations)
Repairs of Crowns, Inlays, Onlays, Dentures and Bridges	1 per 36 months
Endodontics	<ul style="list-style-type: none"> Pulpal therapy: primary teeth that have no permanent tooth to replace it Root canal treatment: one per tooth per lifetime
Non-Surgical Periodontics	<ul style="list-style-type: none"> Full mouth debridement: 1 per lifetime Scaling and root planing : 1 per 36 months (per area of mouth) Periodontal maintenance: 2 every 12 months (in addition to routine prophylaxis following active periodontal therapy)
Surgical Periodontics	Surgical periodontal procedures: 1 per 36 months (per area of mouth) Guided tissue regeneration: 1 per tooth per lifetime
Complex Oral Surgery	May vary by procedure
General Anesthesia	Limited to 60 minutes per session
Class III	
Inlays, Onlays and Crowns	Not within 5 years of previous placement
Prosthetics (Bridges, Dentures)	Not within 5 years of previous placement
Implants	Covered at 50% for both in- and out-of-network reimbursement
Class IV	
Diagnostic, Active, Retention Treatment for dependents to age 19	
Dependent Eligibility	
Dependent children covered to age 26.	
<i>Due to state and federal mandates applying to other states, dependent eligibility may differ from that quoted.</i>	
Selected Plan Features	
Preventive Incentive®	Class I services do not count toward your annual program maximum
Smile for Health – Wellness Provides periodontal care for people with certain chronic medical conditions. Eligible conditions: diabetes, heart disease, stroke, rheumatoid arthritis, lupus, organ transplant and head & neck radiation.	<ul style="list-style-type: none"> Covers 1 additional periodontal maintenance per year and all are covered at 100% Scaling and root planing are covered at 100% 4 periodontal surgery procedures are covered at 100%

This summary is a representative listing of covered services and limitations

Quote ID: 231034

SELECTED PLAN FEATURES

PASSIVE PPO F-Plan3W

Smile for Health - Wellness

Improved dental benefits for people with chronic conditions

United Concordia’s oral health study shows that when people who have type two diabetes with another medical condition complete treatment and maintenance for gum disease, dramatic health care savings for employers and reductions in hospital admissions for employees are possible.

- **\$2,840** for those with type 2 diabetes
- **\$1,477** in diabetic prescription savings after seven or more periodontal visits
- **\$1,090** for those with heart disease
- **\$5,681** for those with stroke

In addition to lower medical costs, we also saw fewer hospital admissions and physician visits. Our research led us to create Smile for Health®-Wellness, an innovative program that combines improved dental benefits for people with certain chronic conditions and targeted outreach for better oral care.

Improved Benefits

Smile for Health® – Wellness is a simple addition to your dental plan that provides periodontal disease treatment and maintenance, including surgical procedures. It also includes email outreach designed to educate and encourage members to stay on track with their oral care to better manage their chronic condition.

Service	Coverage
Periodontal Maintenance—one additional to your plan’s standard limit per year	100%*
Scaling & Root Planing	
Periodontal Surgery—four procedures**	

* Standard frequency limitations apply

** Four procedures related to periodontal flap or osseous surgeries

Medical-Dental Integration

We can also work with **any** medical health care provider to identify and track employees with certain conditions affected by gum disease.

Add Smile for Health®-Wellness to your United Concordia dental plan to improve the overall health of your workforce and deliver value to your organization.

1. Jeffcoat MK, Jeffcoat RL, Gladkowski PA, Bramson JB, Blum JJ. Impact of Periodontal Therapy on General Health: Evidence from Insurance Data for Five Systemic Conditions, Am J Prev Med 2014;47(2):166-174.
2. Outpatient Drug Costs and Periodontal Treatment in Diabetic Patients. M. Jeffcoat, R. Jeffcoat. University of Pennsylvania, Philadelphia, PA USA. UCCI Internal Research.
3. Chronic conditions include: diabetes, coronary artery (heart) disease, cerebral vascular disease (stroke), rheumatoid arthritis, lupus, oral cancer and organ transplant.

PREVENTIVE INCENTIVE®

Our Preventive Incentive enhancement excludes all covered diagnostic and preventive (Class I) services, from the annual program maximum. This encourages members to visit the dentist for routine diagnostic and preventive care. In addition, there are more benefit dollars available if additional treatment should be needed. Members can use Preventive Incentive as soon as their coverage is in effect, so there is no waiting until the next plan year to benefit from this feature.

*Jeffcoat, M., et al., Impact of Periodontal Therapy on General Health: Evidence from Insurance Data for Five Systemic Conditions, Abstract, American Association of Dental Research, March 21, 2014.

**Jeffcoat, M., et al., Impact of Periodontal Therapy Reduces Hospitalizations and Medical costs in Diabetics, Abstract, American Association of Dental Research, March 23, 2012.

ADDITIONAL INFORMATION:

- United Concordia's dental plan is the only plan offered for acceptance or consideration. The quoted information is invalid if any other dental carrier is offered for coverage.
- In addition to the quoted overall participation requirement, a minimum of 2 enrolled contracts is required for every DHMO program offered and a minimum of 10 enrolled contracts is required for every FFS program offered.
- Rates assume the group does not currently have dental coverage with United Concordia Dental. If the group is currently covered under a United Concordia Dental insurance policy, the rates quoted in this proposal are not valid, and the renewal rates will apply instead. Please contact your United Concordia Dental representative for more information about your renewal rates.
- All proposed rates, guarantees and caps assume no change to the proposed benefit design. United Concordia reserves the right to re-evaluate proposed rates and benefit if any state or federally mandated benefits or fees are imposed.
- United Concordia Dental is not able to accept business submitted by or pay commissions to producers who are not appointed. Any binder check or other premium payment collected from a group by non-appointed producers, and is then submitted for acceptance to United Concordia Dental directly or through United Concordia Dental sales personnel, will be rejected and returned to the non-appointed producer. Your quotation of rates to groups or submission of business to United Concordia Dental will constitute acceptance of and agreement to comply with these rules regarding appointment and commission payments.

United Concordia Dental may pay the selling broker or benefit consultant ("producer") compensation for the promotion and sale of the products and services offered in this proposal. In addition to our standard compensation arrangements, we may make additional cash payments or reimbursements to selling producers in recognition of their marketing and distribution activities, persistency levels and volumes of business.

We encourage producers and their clients to discuss what commissions or other compensation may be paid in connection with the purchase of products and services from United Concordia Companies, Inc. If you have questions regarding compensation programs related to your insurance plan, you may view the information on producer compensation that is available on our website at www.unitedconcordia.com.

- From time to time United Concordia Dental offers premium rate discounts to groups that purchase additional lines of insurance coverage from other insurance companies that are affiliated with United Concordia Dental. You may be eligible for one or more of these multiple policy discounts. Information regarding your eligibility for these discount programs is available from United Concordia Dental sales representatives. The multiple policy discount programs offered by United Concordia Dental may change or terminate at any time without prior notice.

• Dental plans cover only dental benefits, are administered by United Concordia Companies, Inc., and underwritten by United Concordia Life and Health Insurance Company, United Concordia Dental Corporation of Alabama, United Concordia Insurance Company of New York, United Concordia Insurance Company, United Concordia Dental Plans, Inc., United Concordia Dental Plans of California, Inc., United Concordia Dental Plans of Kentucky, Inc., United Concordia Dental Plans of the Midwest, Inc., United Concordia Dental Plans of Pennsylvania, Inc., and United Concordia Dental Plans of Texas, Inc. For information about the companies licensed and policies/contracts offered in your state, visit the "Disclaimers" link at www.UnitedConcordia.com. Administrative and claims offices located at 4401 Deer Path Road, Harrisburg, PA 17110 (888-483-9930). United Concordia Insurance Company, CA certificate of authority # 3739-0, is domiciled at 2198 East Camelback Road, Suite 260, Phoenix, AZ 85016. Vision rider benefits are administered by Davis Vision Insurance Administrators in CA and by Davis Vision, Inc. in all other states. Vision discounts are not insurance, are under separate contract, and are only available from Davis Vision providers.

• Certain dental plans and their provisions may vary or be unavailable in some states. All plans have exclusions and limitations which may affect any benefits payable. DHMO members must select an in-network primary dentist and have a referral to in-network specialists unless authorized by the company or a POS plan is purchased. Fee-for-service and DHMO products are delivered under separate contracts.

• Dental plans begin on the agreed effective date and renew subject to the terms of the Group Policy/Contract. The Policy/Contract specifies the agreed upon renewal, termination and rate/benefit provisions and any applicable notice requirements.

• Employees/members may be subject to enrollment restrictions, eligibility requirements or waiting periods for insurance, and must also meet the group's eligibility requirements.

• Consult the policy/contract, or contact your agent or account representative for specific provisions and details of availability.

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Denco Area 9-1-1 District FY 2017 DRAFT Financial Plan

Submitted By: Kim Pence, City Secretary

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on a Resolution approving the "DRAFT" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan.

AGENDA ITEM SUMMARY/BACKGROUND

On June 9, 2016, the Denco Area 9-1-1 District Board of Managers unanimously approved the enclosed financial plan for fiscal year 2017. The Texas Health and Safety Code requires emergency communication districts to submit the draft budget to its participating jurisdictions for review and comment period. After review and comment period, the District's board of managers adopts a budget for the next fiscal year. A copy of the statute and approval policy is included in Section 5 of the draft plan.

The District requests that the City of Corinth review the fiscal year 2017 proposed budget and submit comments to the Denco board prior to August 13, 2016. At its regular meeting September 8, 2016, the District's board of managers will consider final approval of the Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan. At that time the board will consider responses to the draft budget.

On July 7, 2016 Council postponed the item to receive a presentation from Mr. Jim Carter at the August 4, 2016 Workshop.

If the District does not receive a response from individual jurisdictions, it will consider according to statute , that those jurisdictions support the draft budget.

RECOMMENDATION

N/A

Attachments

Resolution
DENCO AREA 9-1-1 FY 2017 DRAFT Financial Plan

Resolution No. 16-07-07-

A RESOLUTION APPROVING THE “DRAFT” DENCO AREA 9-1-1 DISTRICT FISCAL YEAR 2017 FINANCIAL PLAN, PURSUANT TO THE TEXAS HEALTH AND SAFETY CODE, CHAPTER 772, AS AMENDED; AND PROVIDING AN EFFECTIVE DATE..

WHEREAS, the Council of the City of Corinth has been presented the “DRAFT” Area 9-1-1 District Fiscal Year 2017 Financial Plan for consideration, in accordance with Section 772.309 Texas Health and Safety Code as, amended:

NOW THEREFORE THE COUNCIL OF THE CITY OF CORINTH, TEXAS HEREBY RESOLVES:

Section 1

That the City of Corinth, Texas hereby approves the financial plan.

Section 2

That this resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED this the _____ day of _____, 2016.

Bill Heidemann, Mayor
City of Corinth, Texas

ATTEST:

Kimberly Pence, City Secretary

Denco Area 9-1-1 District

Fiscal Year 2017



DRAFT

Financial Plan

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Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 1

Preface

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Denco Area 9-1-1 District

1075 Princeton Street ▪ Lewisville, TX 75067 ▪ Mailing: PO BOX 293058 ▪ Lewisville, TX 75029-3058
Phone: 972-221-0911 ▪ Fax: 972-420-0709

To: Denco Area 9-1-1 District Participating Jurisdictions
Date: June 10, 2016
Subject: Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan

The Denco Area 9-1-1 District Board of Managers, at its June 9, 2016, regular meeting, approved the "draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan and authorized the District's staff to forward it to all participating jurisdictions for review and comment. On behalf of the Board, I request that your governing body review the following budget and provide us with any comments prior to August 13, 2016.

This financial plan reflects Denco's commitment to provide a state-of-the-art, high availability, emergency 9-1-1 system to the citizens of the district, while preserving our long term financial viability; a tradition that began 25 years ago on August 18, 1990, when the first 9-1-1 call was made in the Denco district.

As the increasingly mobile and data-centric populace demands more interactivity with the 9-1-1 system, and with the higher cost of providing advanced technology, we are mindful of the need for a sustainable approach and have taken a long-term look at both revenue and expenses. The recommended budget maintains the quality programs our partner agencies rely upon while taking important steps to enhance the level of services we deliver to all stakeholders.

In August of this year, the long-awaited text-to-911 services will be implemented in the district. This important capability will permit any citizen to request public safety services via a text message. This will provide a new lifeline for speech and/or hearing impaired citizens across the district who no longer use TTY/TDD services to communicate with public safety and government.

In 2017, the district will further enhance its efforts to bring district-wide Geographic Information System data into alignment with industry best practices and standards for next generation 9-1-1 routing services. In the near future, this data will be critical for determining the routing of all 9-1-1 calls, especially those coming from wireless devices.

Fiscal year 2017 will also see the start of construction on the Annex. This facility will provide EF-5 tornado protection for a back-up 9-1-1 answering point and other critical infrastructure.

Denco is committed to providing our citizens the most technologically advanced and best managed systems and services available. Please review the attached budget and provide us with any comments, either in support of the plan as proposed, or suggestions for improvement. If you have any questions or need additional information, please do not hesitate to contact Mark Payne, our executive director, at (972) 221-0911 or by email at mark.payne@denco.org. The Denco Area 9-1-1 District Board of Managers will adopt a final 2017 budget during our regular meeting in September.

The Denco Area 9-1-1 District Board of Managers and staff appreciate your support and confidence.

Jack Miller, Chairman
Board of Managers

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Denco Area 9-1-1 District

1075 Princeton Street ▪ Lewisville, TX 75067 ▪ Mailing: PO BOX 293058 ▪ Lewisville, TX 75029-3058
Phone: 972-221-0911 ▪ Fax: 972-420-0709

To: Denco Area 9-1-1 District Participating Jurisdictions
Date: June 10, 2016
Subject: Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan

Enclosed is a copy of the "Draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan for your jurisdiction's review and comment. Texas Health and Safety Code requires the District to submit the draft budget to its participating jurisdictions for a 45-day review and comment period. After the review and comment period, the District's board of managers will adopt a budget for 2017 based on the feedback received. A copy of the statute and approval policy is included in Section 5 of the draft budget.

At its June 9, 2016 regular meeting, the Denco Area 9-1-1 District Board of Managers unanimously approved the enclosed "Draft" financial plan to be submitted to its participating jurisdictions for consideration. The District requests that your jurisdiction review the proposed budget and submit comments to the Denco board prior to August 13, 2016. At its regular meeting on September 8, 2016, the Denco board will consider final approval of the 2017 Financial Plan. If the District does not receive a response from individual jurisdictions, it will assume, according to statute, that those jurisdictions support the draft budget.

Please fax responses to Denco at (972) 420-0709, email them to Carla Flowers, Director of Administration, at carla.flowers@denco.org or mail them to P.O. Box 293058, Lewisville, Texas 75029-3058. A PDF version of the 2017 financial plan can be downloaded from Denco's website, www.denco.org.

The enclosed budget includes the following sections that provide an overview of both the operations of the Denco Area 9-1-1 District and its financial position:

Section 1: Preface

This section includes memorandums from Jack Miller, Chair of the Denco Board of Managers, and me. It provides a brief summary of the District's strategic plans for fiscal year 2017 and an overview of the approval process.

Section 2: District Overview

The District overview provides a brief summary about the history of the Denco Area 9-1-1 District and its current operations. It also provides background information about the 9-1-1 system, its terminology and the benefits it provides.

Section 3: Financial Plan Summary

Section 3 includes an executive summary of the budget; providing an overview of the District's plans and their impact on its financial position. Also included is a Summary of Cost Classifications that briefly describes the expenditure categories included in the budget.

Section 4: Anticipated Revenues and Proposed Expenditures

Section 4 includes a spreadsheet that summarizes the overall budget for fiscal year 2017, followed by two worksheets that give more detail about the anticipated revenues and proposed expenditures for the year. The section also includes a five-year projection spreadsheet that depicts both the growth and decline of the District's fund balance and a graph reflecting the actual fund balance for the past five years and that projected for the next five.

Section 5: Reference Materials

The final section includes reference material that provides guidelines under which the District operates. Included are copies of resolutions defining the budget approval process, a copy of House Bill 1984 that provides the statutory requirements for budget approval and a copy of the legislation under which Denco operates.

The District is pleased to provide your jurisdiction with a copy of the "Draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan for consideration. The plan provides the District the financial resources necessary to meet the fiscal year 2017 requirements.

If you have any questions, need additional information or would like for me to meet with your staff or governing body, please do not hesitate to call me at (972) 221-0911 or email me at mark.payne@denco.org. I would welcome the opportunity to meet with you and discuss the enclosed budget and the operations of the Denco Area 9-1-1 District.

Thanks for your continued support of the Denco Area 9-1-1 District.



Mark Payne, Executive Director

Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 2

District Overview

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DENCO AREA 9-1-1 DISTRICT

District Overview

Formation of the Denco Area 9-1-1 District

Legislation

During its 1985 session, the 69th Texas Legislature passed Article 1432e (Section 772, Texas Health and Safety Code), Emergency Telephone Number Act, which provided for the creation, administration, expansion, funding and dissolution of emergency communication districts in certain counties in Texas. The Emergency Telephone Number Act is the legislation under which the Denco Area 9-1-1 District operates.

Purpose

Section 772.302, Texas Health and Safety Code, states the purpose of the Act to be the following:

“To establish the number 9-1-1 as the primary emergency telephone number for use by certain local governments in this state and to encourage units of local governments and combinations of those units of local government to develop and improve emergency communication procedures and facilities in a manner that will make possible the quick response to any person calling the telephone number 9-1-1 seeking police, fire, medical, rescue and other emergency services.”

Creation of Denco Area 9-1-1 District

On August 8, 1987, Denton County held a special election to confirm the creation of the Emergency Communication District of Denton County and authorize a 9-1-1 emergency service fee, not to exceed 3.0% of the base rate of the principal service supplier per month, to be charged by the District for the purpose of establishing and maintaining E9-1-1 in Denton County. By a margin of 13,086 to

3,024, the voters favored the creation of the emergency communication district. After the special election, the city and county governing bodies within Denton County passed resolutions of participation. The resolutions stated that the city or county would become a participating jurisdiction in the District pursuant to the provisions of the Emergency Telephone Number Act.

The participating jurisdictions of the District are the following:

<i>Argyle</i>	<i>Hackberry</i>	<i>Northlake</i>
<i>Aubrey</i>	<i>Hebron</i>	<i>Oak Point</i>
<i>Bartonville</i>	<i>Hickory Creek</i>	<i>Pilot Point</i>
<i>Carrollton</i>	<i>Highland Village</i>	<i>Ponder</i>
<i>Copper Canyon</i>	<i>Justin</i>	<i>Providence Village</i>
<i>Corinth</i>	<i>Krugerville</i>	<i>Roanoke</i>
<i>Corral City</i>	<i>Krum</i>	<i>Sanger</i>
<i>Cross Roads</i>	<i>Lake Dallas</i>	<i>Shady Shores</i>
<i>Denton</i>	<i>Lakewood Village</i>	<i>The Colony</i>
<i>DISH</i>	<i>Lewisville</i>	<i>Trophy Club</i>
<i>Double Oak</i>	<i>Little Elm</i>	<i>Unincorporated Denton County</i>
<i>Flower Mound</i>		

On December 8, 1987, the District's board of managers ordered the levy and collection of the emergency service fee to commence with the January 1988 billing cycle. The board ordered the service fee, collected by the telephone companies, to be charged at a rate of 3.0% of the current base rate of GTE Southwest (now Verizon). In 1992, the board capped the emergency service fee, for basic levels of wireline telephone service charged to customers in the district, at \$0.27 for residential customers, \$0.71 for business customers and \$1.13 for trunks. **(The same fees remain in effect today.)**

On June 28, 1988, the board of managers named the Emergency Communications District of Denton County, Denco Area 9-1-1 District.

Organizational Structure

The board of managers is the governing body for the Denco Area 9-1-1 District. The county, participating cities and the Denton County Fire Chiefs Association appoint the board. Board members serve staggered two-year terms and are eligible for reappointment. The following members currently sit on the board of managers:

Board Member

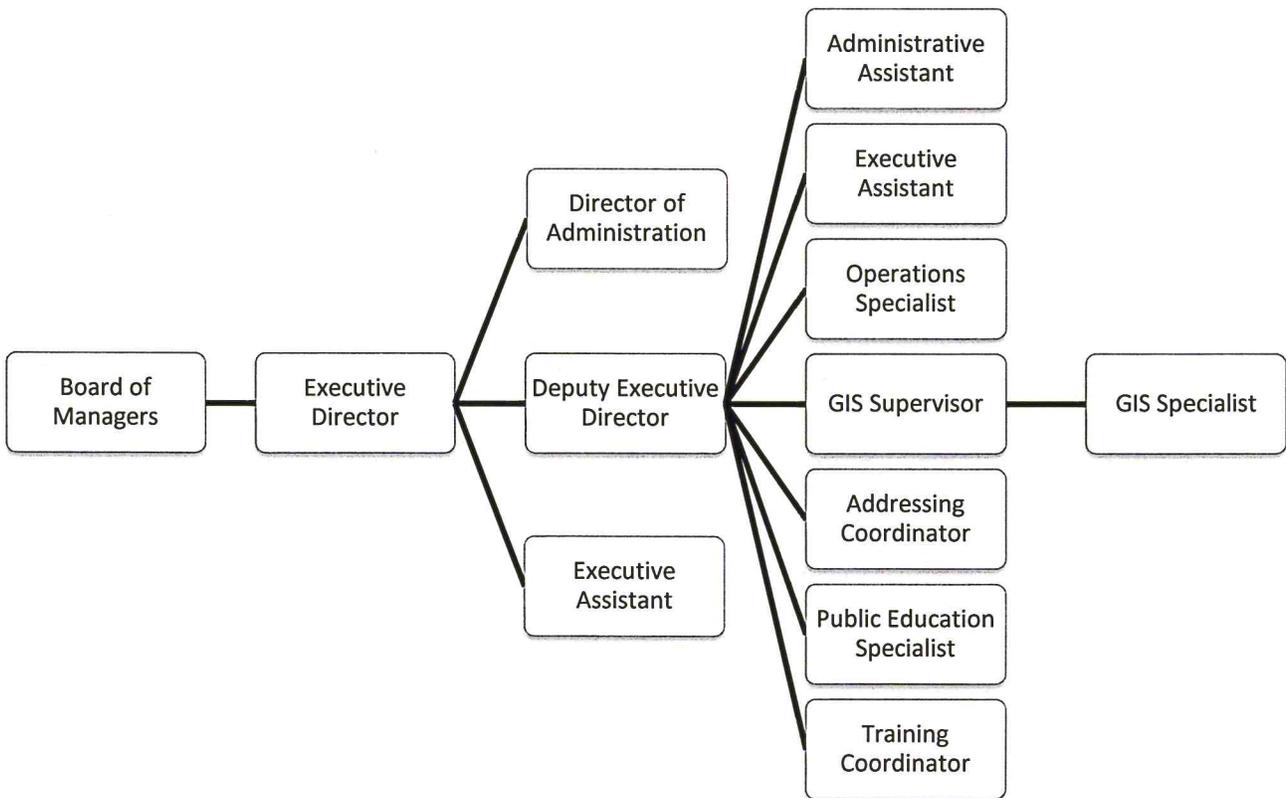
Represents

Mr. Jack Miller, Chair	Denton County Commissioners Court
Mr. Bill Lawrence, Vice Chair	Denton County Commissioners Court
Asst. Chief Terry McGrath, Secretary	Denton County Fire Chiefs' Association
Mayor Sue Tejml	Participating Municipalities
Mr. Jim Carter	Participating Municipalities
Mr. Rob McGee	Verizon Business, Advisory

The Emergency Telephone Number Act states, "...the board shall manage, control and administer the District. The board may adopt rules for the operation of the District." The legislation also allows the board to appoint a director of communications for the District who serves as its general manager. The director, with approval from the board, manages the services necessary to carry out the purposes of the Emergency Telephone Number Act.

The Denco Area 9-1-1 District's staff is responsible for performing all the duties that may be required for the District to accomplish its mission within the framework provided by the board. The "Draft" Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan provides for sixteen full-time staff members who provide the planning, operations, and maintenance functions for the District. The organizational structure of the District includes Administration and Operational program areas that serve the 9-1-1 PSAPs and emergency service providers within the district. Operational program areas —sometimes referred to as Direct Services— include: 9-1-1 Systems, Public Education, and Training and Education Development.

Included in the organizational chart on the following page, are the titles of staff members in each functional area.



Mission, Values and Goals Statement

Mission

The mission of the Denco Area 9-1-1 District is to provide an efficient, effective enhanced 9-1-1 emergency telecommunications system that assists its member jurisdictions in response to police, fire and medical emergency calls.

Values

The Denco Area 9-1-1 District pledges to uphold the following values:

Value 1: The control of District operations is the responsibility of member jurisdictions and the board of managers.

Value 2: The District will provide the most reliable, efficient, cost-effective and proven technologies within available resources.

Goals

The Denco Area 9-1-1 District has the following goals that support its endeavor to carry out its mission.

Goal 1: To represent the interests of member jurisdictions, emergency service providers and end users by establishing and providing the means for the Denco Area 9-1-1 District to accomplish its mission, values, goals and objectives.

Goal 2: To manage the Denco Area 9-1-1 District in an objective, efficient, effective and responsive manner.

Goal 3: To increase public awareness of 9-1-1 issues and promote the proper use of the 9-1-1 system.

Goal 4: To provide training programs which enable Public Safety Answering Point (PSAP) personnel to effectively process 9-1-1 calls.

Goal 5: To provide and maintain advanced, effective 9-1-1 Systems that are compatible with changing communication technologies.

Goal 6: To assure that 9-1-1 calls, from all sources, are routed properly to PSAPs and that PSAPs have the most accurate, reliable, and useable data at all times.

Designated Core Competencies

The Denco Area 9-1-1 District has identified the following core competencies as a means for measuring its efficiency, effectiveness and overall performance.

Integrity/Honesty

Instills mutual trust and confidence; creates a culture that fosters high standards of ethics; behaves in a fair and ethical manner toward others, and demonstrates a sense of corporate responsibility and commitment to public service.

Responsive Customer Service

Balancing interests of a variety of clients, readily readjusts priorities to respond to pressing and changing client demands. Anticipates and meets the needs of clients; achieves quality end products; is committed to continuous improvement of services.

Team Work

Encourages and facilitates cooperation within the organization and with customer groups; fosters commitment, team spirit, pride, and trust. Develops leadership in others through coaching, mentoring, rewarding, and guiding employees. Actively participates in healthy debate and discussion sharing personal points of view and rational for individual thinking; once decision has been made, openly supports and owns the majority decision as if it were his or her own; doesn't undermine or second guess majority decision after the fact.

Flexibility

Open to change and new information; adapts behavior and work methods in response to new information, changing conditions or unexpected obstacles. Adjusts rapidly to new situations warranting attention and resolution.

Decisiveness

Exercises good judgment by making sound and well informed decisions; perceives the impact and implications of decisions; makes effective and timely decisions, even when data is limited or solutions produce unpleasant consequences; is proactive and achievement oriented.

Background Information

What is E9-1-1?

Enhanced Nine-One-One (E9-1-1) is a single, easy-to-remember number used when reporting emergencies to fire, police and emergency medical service providers. The E9-1-1 system, operational in the Denco Area 9-1-1 District, is designed to automatically route any 9-1-1 call, placed from a telephone instrument (including wireless and Internet) within the District's geographical boundaries, to the proper public safety answering point (PSAP) responsible for dispatching emergency services to the caller. (At the current time, there are limitations to both wireless and Internet location technologies.)

Benefits of E9-1-1

The E9-1-1 system has enhanced the ability of emergency service providers to save the lives and property of citizens in the Denco Area 9-1-1 District. Some of the direct benefits of the emergency communication system provided by Denco are the following:

- Only one three-digit number to remember in an emergency situation.
- The 9-1-1 call is routed to the proper agency responsible for dispatching help to the caller.
- Trained telecommunicators answer 9-1-1 calls. (In the Denco Area 9-1-1 District, telecommunicators are trained to provide emergency medical dispatch, thus reducing response time for medical emergencies.)
- Telecommunicators have the equipment and training necessary to communicate with hearing/speech impaired callers using TTY equipment and will be able to accept text messages to 9-1-1 beginning August 1, 2016.
- The caller's name, address and telephone number, as well as the proper fire, police and emergency medical service designated to respond to the caller's address, is automatically provided to the telecommunicator; thus reducing total response time. In the event the caller is unable to speak, the telecommunicator has the ability to dispatch help to the caller's location that is provided by the E9-1-1 system.
- All PSAPs in the Denco Area 9-1-1 District are part of a common network, allowing each to transfer calls, conference multiple PSAPs and/or share information within a closed system.
- ANI/ALI information provides a means to control and reduce prank calls.

- The public education programs associated with E9-1-1 promote citizen awareness and involvement with emergency service providers.
- The E9-1-1 system enhances local government's ability to address the ever growing public expectation of emergency services created by the technology vendors, the media and popular television programming.
- The E9-1-1 system is designed to allow PSAPs the ability to directly transfer a caller to another public safety agency or poison control center.
- The E9-1-1 system will identify calls from wireless and Internet phones, advising the telecommunicator to ask proper questions to determine the location of the emergency. Phase I provides the caller's telephone number so that the telecommunicator has the ability to reconnect if the call is terminated. Phase II provides additional location information to telecommunicators. Location information for Internet phones (VoIP) is typically entered by the subscriber through a website.
- The system has the ability to identify telephone companies serving 9-1-1 callers, thus streamlining the process.

Glossary of Terms

9-1-1 (Nine-One-One). A designated easy-to-remember, easy-to-call, three-digit emergency telephone number developed to provide citizens with a reliable, fast and convenient way to access fire, police, or medical service in the event of an emergency.

ANI (Automatic Number Identification). ANI is the feature that provides the caller's telephone number on a console at the PSAP.

ALI (Automatic Location Identification). ALI provides the caller's name and address on a computer monitor at the PSAP along with the name of the correct police, fire and emergency medical services designated to respond to the caller's location. Callers should always know their location in the event the ALI information is not available because of limited technology.

Database. The 9-1-1 Database is the information accompanying a 9-1-1 call at the PSAP. The information provided is the caller's name, address and telephone number, as well as the emergency service providers designated to respond to the caller's address. The database information is not always available from wireless and VoIP callers.

E9-1-1 (Enhanced 9-1-1). The system that is operational in Denton County providing SR, ANI and ALI (defined below).

ESInet (Emergency Services IP Network). An ESInet is a managed IP network that is used for emergency services communications, and which can be shared by all public safety agencies. It provides the IP transport infrastructure upon which independent application platforms and core functional processes can be deployed, including, but not restricted to, those necessary for providing NG9-1-1 services. ESInets may be constructed from a mix of dedicated and shared facilities. ESInets may be interconnected at local, regional, state, federal, national and international levels to form an IP-based inter-network (network of networks).

GIS (Geographic Information Systems). The technology used to develop and display the mapped data used to locate 9-1-1 callers.

i3 or i3 PSAP (See also NG9-1-1). NENA's Detailed Functional and Interface Standard for NG9-1-1 (i3), which describes a PSAP that is capable of receiving IP-based signaling for delivery of emergency calls and for originating calls and is conformant to NENA specifications for such PSAPs.

IWS (Integrated Workstation). The computerized 9-1-1 answering equipment provided by Denco that gives telecommunicators, in addition to the 9-1-1 function, additional tools such as computer-aided dispatch, paging, mapping and radio communications. Denco has 64 integrated workstations at its eleven (11) operational, and one (1) backup, PSAP(s).

NG9-1-1 (Next Generation 9-1-1). NG9-1-1 is an Internet Protocol (IP)_based system comprised of managed Emergency Services IP networks (ESInets), functional elements (applications), and databases that replicate traditional E9-1-1 features and functions and provides additional capabilities. NG9-1-1 is designed to provide access to emergency services from all connected communications sources, and provide multimedia data capabilities for Public Safety Answering Points (PSAPs) and other emergency service organizations.

Phase I. Wireless Phase I Enhanced 9-1-1 is the Federal Communication Commission (FCC) mandate to the wireless telephone industry and to 9-1-1 requiring the routing of wireless 9-1-1 calls to appropriate PSAPs and the provision of the callers' ANI to the telecommunicators.

Phase II. Phase II provides the approximate geographic location of wireless callers, in addition to the FCC's Phase I enhancements.

PSAP (Public Safety Answering Point). The location of the equipment used to answer 9-1-1 emergency calls. The following are the twelve (12) PSAPs that are currently capable of answering 9-1-1 calls in the Denco Area 9-1-1 District:

City of Denton Police Department	North Texas Emergency
Denton County Sheriff's Office	Communications Center (Carrollton)
Town of Flower Mound Police Department	City of Roanoke Police Department
City of Highland Village Police Department	City of The Colony Police Department
City of Lake Dallas Police Department	University of North Texas Police Department
City of Lewisville Police Department	Texas Woman's University Police Department
	Denco Backup PSAP and Training Center

Public Safety Telecommunicator. The individual answering the 9-1-1 calls; trained to communicate with persons seeking emergency assistance and with agencies and individuals providing such assistance.

SR (Selective Routing). Selective Routing provides automatic routing of 9-1-1 calls, based on the caller's location, to the appropriate PSAP. The caller is not required to determine which public safety agency to call. Callers using wireless or VoIP telephones should know their location because the routing technology is not as accurate for these services.

Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 3

Financial Plan Summary

Summary of Cost Classifications

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DENCO AREA 9-1-1 DISTRICT

Fiscal Year 2017 Financial Plan Summary

The 2017 Financial Plan for the Denco Area 9-1-1 District provides funding for the continued delivery of high-quality services that the citizens and PSAPs in the Denco district have come to rely upon for the past 26 years. Those trusted services include: the support of all elements of the 9-1-1 system (e.g. database, routing, network and equipment) throughout the district; addressing and mapping services; public education and training services; and the continuing legislative and regulatory advocacy services that Denco provides in Austin and Washington D.C. In addition to these ongoing services, the District is continually updating its strategic plans to focus on providing the most efficient and effective services available within its financial resources.

Financial Plan Overview

Section 4 of the Denco Area 9-1-1 District Fiscal Year 2017 Financial Plan provides the following spreadsheets that summarize the budget: “Summary of Anticipated Revenues and Proposed Expenditures”; “Anticipated Revenues, Proposed Expenditures”; and “Five Year Projections”. Also provided, following the spreadsheets is a graph that depicts the Cash Fund Balance (Assigned and Unassigned). It provides a picture of the actual change in fund balance from fiscal year 2010 through estimated 2016, and projections through 2021.

Anticipating a declining rate of growth in 9-1-1 service fee revenues, Denco will see a slowed replenishment of its cash fund balance following major capital improvements and service enhancements. The board will continue to monitor this revenue trend closely to insure adequate funds are available to deliver exceptional service and enhance Denco’s 9-1-1 system as needed to accomplish its mission.

Denco has no debt at the current time. It prides itself in being fiscally responsible by planning ahead to meet future funding requirements.

Summary of Anticipated Revenues and Proposed Expenditures

The summary spreadsheet provides information about the financial position of the District at the beginning of fiscal year 2017, its projected revenues and expenditures for the year, and the financial position at the end of the year.

requiring employees to serve in an after-hours, on-call status by the end of 2017.

- The full-time public education coordinator position has been reclassified to public education specialist and will spend much more time out of the office interacting with citizens.
- The proposed budget includes hardware and software costs of developing a technical lab capability to assist operations specialists in troubleshooting, testing new features/enhancements and training.
- During fiscal year 2017, Denco and Denton County will work together to development a formal technology upgrade plan for the jointly owned microwave system. Denco's share of the planning costs are included in the proposed budget.
- The proposed budget includes technology costs associated with completing a microwave path study for the new Denco annex.

The fiscal year 2017 proposed budget also includes:

- Design and printing of the annual training calendar to promote the District's training program and provide a better planning tool for PSAP managers.
- Consulting services to conduct an independent training need assessment.
- Continued pursuit of training academy accreditation through the Commission on Accreditation for Law Enforcement Agencies, Inc., (CALEA).
- The proposed budget includes continued participation with the Lewisville Fire Clown program and increased exposure through more active and direct participation in community events, fairs, and festivals.
- Denco will become more active in school presentations during fiscal year 2017 and will continue to provide an end-of year safety message to all elementary school students in the district.
- The proposed budget includes continued support for PSAPs to develop, implement and maintain a comprehensive emergency medical dispatch (EMD) quality assurance process.

Five Year Projections

The Five Year Projections spreadsheet in “Section 4,” along with the graph that follows it, depicts the long term financial position and stability of the Denco Area 9-1-1 District.

Summary of Significant Projections

Fiscal year 2017 capital project spending will cause a projected reduction of \$2,948,098 in the end of year fund balance; and, as this capital project will span both fiscal year 2017 and fiscal year 2018, a further reduction of \$897,996 is projected for the fiscal year 2018 fund balance for the construction of the Annex.

Further out, fiscal year 2019 will see a potential increase in 9-1-1 selective routing and database costs, as Denco’s six-year, fixed-price contract agreement with West (formerly Intrado) will expire. Similarly, fiscal year 2020 includes a 9-1-1 equipment refresh from Denco’s migration to NG9-1-1 call processing equipment. This is not a total 9-1-1 system upgrade, but the replacement of the call-taking computers, which will have been in service for six years in fiscal year 2020.

Explanation of Fund Balance Movement

When looking at the *Cash Fund Balance (Assigned and Unassigned)* graph below, the following will be helpful in its interpretation:

Beginning in fiscal years 2010 and 2011, the District drew upon its capital projects fund to expand its training facilities and for the initial phase of its NG9-1-1 system project. In 2012, due to NG9-1-1 project implementation delays, the fund balance grew until the project resumed in fiscal year 2013, at which point project expenses further reduced the fund balance. In 2014, the NG9-1-1 project drew to a close and the fund balance began to rise again, to a balance of \$3,863,764.

With the expectation of the near-term construction of an Annex and back-up PSAP facility, the fund balance continued to rise to \$4,467,826 at the end of fiscal year 2015. Looking ahead to fiscal years 2017 and 2018, the graph reflects the planned construction of the Annex and back-up PSAP facility.

From fiscal year 2019 through 2021, the graph shows a shallow growth curve for the fund balance, as it accounts for project network and 9-1-1 service costs increases, the refresh of 9-1-1 call-taking positions, and the slowing rate of growth in 9-1-1 service fee revenues.

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Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 4

Anticipated Revenues

Proposed Expenditures

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DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Summary of Anticipated Revenues and Proposed Expenditures		
Fiscal Year 2017		
	Proposed	Percent of Budget
Beginning of Year Estimated Fund Balance	\$ 4,127,495	
Anticipated Revenues		
9-1-1 Service Fee Revenue	\$ 4,791,732	98.2%
Interest Revenue	\$ 23,249	0.5%
Contract Services Revenue	\$ 20,000	0.4%
Miscellaneous Revenue (Expense)	\$ 45,000	0.9%
Total Anticipated Revenues	\$ 4,879,981	100.0%
Proposed Expenditures		
Personnel	\$ 1,536,857	19.6%
Administration	\$ 324,550	4.1%
Direct Services	\$ 2,681,100	34.2%
Depreciation Expense	\$ 135,572	1.7%
Capital Projects	\$ 3,150,000	40.2%
Total Proposed Expenditures	\$ 7,828,079	100.0%
Increase (Decrease) in Fund Balance	\$ (2,948,098)	
End of Year Estimated Fund Balance	\$ 1,179,397	

DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Anticipated Revenues		
Fiscal Year 2017		
	Proposed	Percent of Total Revenue
Wireline Service Fee Revenue		
Verizon	\$ 360,000	7.4%
AT&T	\$ 124,800	2.6%
CenturyLink	\$ 50,700	1.0%
Other Local Exchange Carriers (CLECs)	<u>\$ 681,600</u>	14.0%
Net Wireline Service Fee Revenue	\$ 1,198,844	24.6%
Wireless Service Fee Revenue	<u>\$ 3,592,888</u>	73.6%
Total Service Fee Revenue	\$ 4,791,732	98.2%
Non-Service Fee Revenue		
Interest Revenue	\$ 23,249	0.5%
Contract Service Revenue	\$ 20,000	0.4%
Miscellaneous Revenue (Expenses)	<u>\$ 45,000</u>	0.9%
Total Non-Service Fee Revenue	\$ 88,249	1.8%
Total Anticipated Revenues	<u>\$ 4,879,981</u>	100.0%

DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Proposed Expenditures		
Fiscal Year 2017		
	Proposed	Percent of Budget
Personnel		
Salaries	\$ 1,040,000	13.3%
Benefits	\$ 496,857	6.3%
Total Personnel	\$ 1,536,857	19.6%
Administration		
Office Expenses	\$ 51,950	0.7%
Contract Services	\$ 118,330	1.5%
Facilities	\$ 90,000	1.1%
Memberships/Subscriptions	\$ 4,870	0.1%
Professional Development	\$ 27,800	0.4%
Travel	\$ 31,600	0.4%
Total Administration	\$ 324,550	4.1%
Direct Services		
Operations	\$ 809,100	10.3%
Network Services	\$ 1,727,000	22.1%
Equipment	\$ 145,000	1.9%
Total Direct Services	\$ 2,681,100	34.2%
Capital Projects Expenditures	\$ 3,150,000	40.2%
Depreciation Expense	\$ 135,572	1.7%
Total Proposed Expenditures	\$ 7,828,079	100.0%

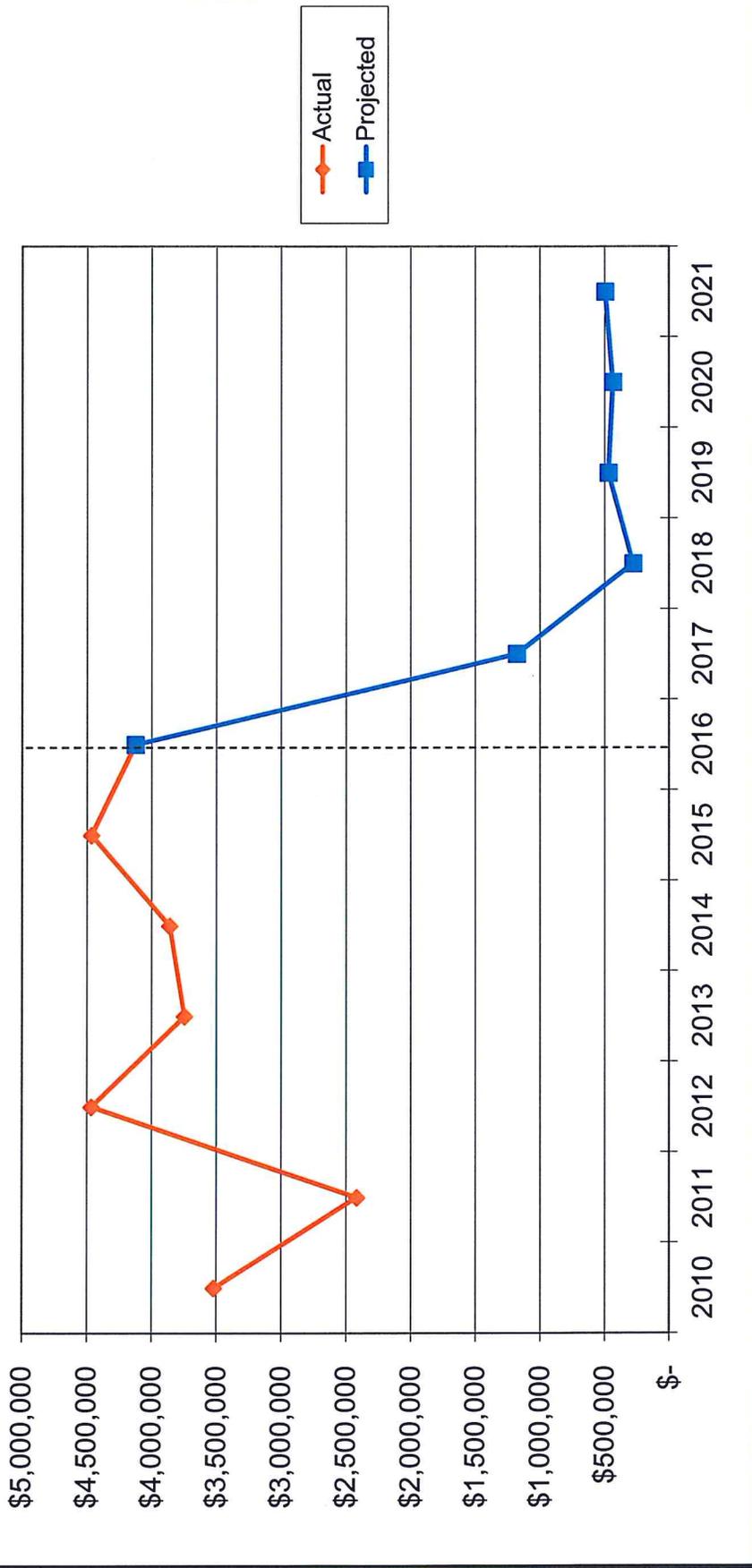
DENCO AREA 9-1-1 DISTRICT FINANCIAL PLAN

Five Year Projections

Fiscal Year 2017

	FY 2016 Estimated	FY 2017 Proposed	FY 2018 Projected	FY 2019 Projected	FY 2020 Projected	FY 2021 Projected
Beginning of Year Fund Balance	\$ 4,467,826	\$ 4,127,495	\$ 1,179,397	\$ 281,401	\$ 471,983	\$ 436,957
Revenue						
Net Service Fee Revenue (2.0% Growth)	\$ 4,814,030	\$ 4,791,732	\$ 4,887,567	\$ 4,985,318	\$ 5,085,024	\$ 5,186,725
Interest Revenue	\$ 46,264	\$ 23,249	\$ 26,000	\$ 12,000	\$ 12,000	\$ 12,000
Contract Services Revenue	\$ 23,080	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000
Miscellaneous Revenue (Expense)	\$ 154,601	\$ 45,000	\$ 40,000	\$ 40,000	\$ 40,000	\$ 53,000
Total Revenue	\$ 5,037,975	\$ 4,879,981	\$ 4,973,567	\$ 5,057,318	\$ 5,157,024	\$ 5,271,725
Expenditures						
Personnel	\$ 1,494,655	\$ 1,536,857	\$ 1,593,131	\$ 1,651,475	\$ 1,711,963	\$ 1,774,676
Administration	\$ 312,899	\$ 324,550	\$ 336,023	\$ 347,922	\$ 360,261	\$ 373,058
Direct Services	\$ 3,293,775	\$ 2,681,100	\$ 2,869,722	\$ 2,672,116	\$ 2,885,559	\$ 2,783,270
Depreciation Expense	\$ 112,976	\$ 135,572	\$ 162,686	\$ 195,223	\$ 234,268	\$ 281,121
Capital Projects	\$ 164,000	\$ 3,150,000	\$ 910,000	\$ -	\$ -	\$ -
Total Expenditures	\$ 5,378,305	\$ 7,828,079	\$ 5,871,563	\$ 4,866,736	\$ 5,192,051	\$ 5,212,126
Increase (Decrease) In Fund Balance	\$ (340,330)	\$ (2,948,098)	\$ (897,996)	\$ 190,582	\$ (35,027)	\$ 59,599
End of Year Total Fund Balance	\$ 4,127,495	\$ 1,179,397	\$ 281,401	\$ 471,983	\$ 436,957	\$ 496,555

Cash Fund Balance (Assigned and Unassigned)



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Denco Area 9-1-1 District

**Fiscal Year 2017
Financial Plan**

Section 5

Budget Resolutions

House Bill 1984

District Legislation

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DENCO AREA 9-1-1 DISTRICT

RESOLUTION

DEFINING PROCEDURES FOR CONSIDERATION AND APPROVAL OF A BUDGET

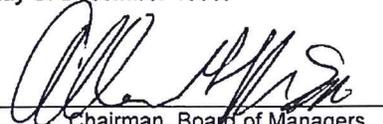
WHEREAS, Sections 772.309(b)&(c), Texas Health and Safety Code have been amended by the Texas Legislature to specify certain procedures for the consideration and approval of a budget by the Board and governing bodies of participating jurisdictions.

NOW, THEREFORE BE IT RESOLVED BY THE DENCO AREA 9-1-1 DISTRICT BOARD OF MANAGERS:

The Board's procedures for consideration and approval of a budget shall include the following:

1. Not later than the 45th day before the Board adopts a budget, the Executive Director on behalf of the Board will submit a draft of the proposed budget to each of the governing bodies of the participating jurisdictions. In a transmittal letter accompanying the draft of the proposed budget, the Executive Director will include a statement requesting that the governing bodies of each of the participating jurisdictions review the draft of the proposed budget and submit any comments to the Board prior to or on the date the budget is scheduled for consideration and adoption by the Board.
2. Once the Board adopts the budget, the Executive Director on behalf of the Board will within three days either 1) send a letter to each of the governing bodies of the participating jurisdictions stating that the Board adopted the proposed budget without any changes or 2) send a copy of the budget adopted by the Board and include in a letter the differences between the proposed and adopted budget. In the letter to the governing bodies of the participating jurisdictions, the Executive Director will include a statement requesting approval of the Board's adopted budget by the governing bodies of participating jurisdictions within sixty days of receipt.

APPROVED and ADOPTED on this 2nd day of December 1999.


Chairman, Board of Managers


Secretary, Board of Managers

AN ACT

relating to the consolidation of emergency communication districts and to the approval of proposed budgets of certain emergency communication districts.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 771.001(3), Health and Safety Code, is amended to read as follows:

(3) "Emergency communication district" means:

(A) a public agency or group of public agencies acting jointly that provided 9-1-1 service before September 1, 1987, or that had voted or contracted before that date to provide that service; or

(B) a district created under Subchapter B, C, ~~[or]~~ D, or E, Chapter 772.

SECTION 2. Sections 772.309(b), (c), and (d), Health and Safety Code, are amended to read as follows:

(b) the board shall submit a draft of the proposed budget to the governing bodies of the participating jurisdictions not later than the 45th day before the date the board adopts the budget. The participating jurisdictions shall review the proposed budget and submit any comments regarding the budget to the board.

(c) if the governing body of a county, municipality, or other participating jurisdiction does not approve or disapprove the budget before the 61st day after the date the body received the proposed budget for review, the budget is approved by operation of law.

(d) A revision of the budget must be approved in the same manner as the budget.

(e) ~~[(e)]~~ As soon as practicable after the end of each district fiscal year, the director shall prepare and present to the board and to each participating jurisdiction in writing a sworn statement of all money received by the district and how the money was used during the preceding fiscal year. The report must show in detail the operations of the district for the fiscal year covered by the report.

(f) ~~[(d)]~~ The board shall have an independent financial audit of the district performed annually.

SUBCHAPTER D. EMERGENCY COMMUNICATION DISTRICTS: COUNTIES WITH POPULATION OVER 20,000

§ 772.301. Short Title

This subchapter may be cited as the Emergency Telephone Number Act.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.302. Purpose

It is the purpose of this subchapter to establish the number 9-1-1 as the primary emergency telephone number for use by certain local governments in this state and to encourage units of local government and combinations of those units to develop and improve emergency communication procedures and facilities in a manner that will make possible the quick response to any person calling the telephone number 9-1-1 seeking police, fire, medical, rescue, and other emergency services. To this purpose the legislature finds that:

- (1) it is in the public interest to shorten the time required for a citizen to request and receive emergency aid;
- (2) there exist thousands of different emergency telephone numbers throughout the state, and telephone exchange boundaries and central office service areas do not necessarily correspond to public safety and political boundaries;
- (3) a dominant part of the state's population is located in rapidly expanding metropolitan areas that generally cross the boundary lines of local jurisdictions and often extend into two or more counties; and
- (4) provision of a single, primary three-digit emergency number through which emergency services can be quickly and efficiently obtained would provide a significant contribution to law enforcement and other public safety efforts by making it less difficult to notify public safety personnel quickly.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.303. Definitions

In this subchapter:

- (1) "Board" means the board of managers of a district.
- (2) "Director" means the director of communication for a district.

(3) "District" means an emergency communication district created under this subchapter.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.304. Application of Subchapter

(a) This subchapter applies only to a county with a population of more than 20,000 or to a group of two or more contiguous counties each with a population of 20,000 or more in which an emergency communication district was created under Chapter 288, Acts of the 69th Legislature, Regular Session, 1985, before January 1, 1988, or to a public agency or group of public agencies that withdraws from participation in a regional plan under Section 771.058(d).

(b) This subchapter does not affect the authority of a public agency to operate under another law authorizing the creation of a district in which 9-1-1 service is provided.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1999, 76th Leg., ch. 1405, § 32, eff. Sept. 1, 1999.

§ 772.305. Additional Territory

(a) If a municipality that is part of a district annexes territory that is not part of the district, the annexed territory becomes part of the district.

(b) A public agency located in whole or part in a county adjoining the district, by resolution adopted by its governing body and approved by the board of the district, may become part of the district and subject to its benefits and requirements.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.306. Board of Managers

(a) A district is governed by a board of managers.

(b) If the most populous municipality in the district has a population of more than 140,000, the board consists of:

(1) one member for each county in the district appointed by the commissioners court of each county;

(2) two members appointed by the governing body of the most populous municipality in the district;

(3) one member appointed by the governing body of the second most populous municipality in the district;

(4) one member appointed as provided by this section to represent the other municipalities located in whole or part in the district; and

(5) one member appointed by the principal service supplier.

(c) If Subsection (b) does not apply to a district, the board consists of:

(1) the following members representing the county or counties in the district:

(A) if the district contains only one county, two members appointed by the commissioners court of the county;

(B) if the district originally contained only one county but contains more than one county when the appointment is made, two members appointed by the commissioners court of the county in which the district was originally located, and one member appointed by the commissioners court of each other county in the district; or

(C) if the district originally contained more than one county and the district contains more than one county when the appointment is made, one member appointed by the commissioners court of each county in the district;

(2) two members appointed jointly by all the participating municipalities located in whole or part in the district;

(3) one member appointed jointly by the volunteer fire departments operating wholly or partly in the district, with the appointment process coordinated by the county fire marshal or marshals of the county or counties in the district; and

(4) one member appointed by the principal service supplier.

(d) The board member appointed by the principal service supplier is a nonvoting member. If the board is appointed under Subsection (c), the principal service supplier may waive its right to appoint the board member and designate another service supplier serving all or part of the district to make the appointment.

(e) The board member appointed under Subsection (b)(4) is appointed by the mayor's council established to administer urban development block grant funds, if one exists in the district. Otherwise, the member is appointed by the other members of the board on the advice and recommendation of the governing bodies of all the municipalities represented by the member.

(f) The initial board members appointed by municipalities under Subsection (c)(2) are appointed by all the municipalities located in whole or part in the district.

(g) Board members are appointed for staggered terms of two years, with as near as possible to one-half of the members' terms expiring each year.

(h) A board member may be removed from office at will by the entity that appointed the member.

(i) A vacancy on the board shall be filled for the remainder of the term in the manner provided for the original appointment to that position.

(j) Board members serve without compensation. The district shall pay all expenses necessarily incurred by the board in performing its functions under this subchapter.

(k) The board may appoint from among its membership a presiding officer and any other officers it considers necessary.

(l) The director or a board member may be appointed as secretary of the board. The board shall require the secretary to keep suitable records of all proceedings of each board meeting. After each meeting the presiding officer at the meeting shall read and sign the record and the secretary shall attest the record.

(m) Voting members of the board may meet in executive session in accordance with Chapter 551, Government Code.

(n) A majority of the voting members of the board constitutes a quorum.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1995, 74th Leg., ch. 76, § 5.95(82), eff. Sept. 1, 1995; Acts 1995, 74th Leg., ch. 638, § 15, eff. Sept. 1, 1995.

§ 772.307. Powers and Duties of Board

(a) The board shall control and manage the district.

(b) The board may adopt rules for the operation of the district.

(c) The board may contract with any public or private entity to carry out the purposes of this subchapter, including the operation of a 9-1-1 system.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.308. Director of District

(a) The board shall appoint a director of communication for the district and shall establish the director's compensation. The director must be qualified by training and experience for the position.

(b) The board may remove the director at any time.

(c) With the board's approval, the director may employ any experts, employees, or consultants that the director considers necessary to carry out the purposes of this subchapter.

(d) The director shall perform all duties that the board requires and shall supervise as general manager the operations of the district subject to any limitations prescribed by the board.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.309. Budget; Annual Report; Audit

(a) The director shall prepare under the direction of the board an annual budget for the district. To be effective, the budget must:

(1) be approved by the board;

(2) be presented to and approved by the commissioners court of each county in the district;

(3) be presented to and approved by the governing body of the most populous municipality in the district, if that municipality has a population of more than 140,000; and

(4) be presented to the governing body of each other participating jurisdiction and approved by a majority of those jurisdictions.

(b) The board shall submit a draft of the proposed budget to the governing bodies of the participating jurisdictions not later than the 45th day before the date the board adopts the budget. The participating jurisdictions shall review the proposed budget and submit any comments regarding the budget to the board.

(c) If the governing body of a county, municipality, or other participating jurisdiction does not approve or disapprove the budget before the 61st day after the date the body received the proposed budget for review, the budget is approved by operation of law.

(d) A revision of the budget must be approved in the same manner as the budget.

(e) As soon as practicable after the end of each district fiscal year, the director shall prepare and present to the board and to each participating jurisdiction in writing a sworn statement of all money received by the district and how the money was used during the preceding fiscal year. The report must show in detail the operations of the district for the fiscal year covered by the report.

(f) The board shall have an independent financial audit of the district performed annually.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1999, 76th Leg., ch. 1406, § 2, eff. Aug. 30, 1999.

§ 772.310. Establishment of 9-1-1 Service

(a) A district shall provide 9-1-1 service to each participating jurisdiction through one or a combination of the following methods and features:

- (1) the transfer method;
- (2) the relay method;
- (3) the dispatch method;
- (4) automatic number identification;
- (5) automatic location identification;
- (6) selective routing; or
- (7) any equivalent method.

(b) A district shall provide 9-1-1 service using one or both of the following plans:

- (1) the district may design, implement, and operate a 9-1-1 system for each participating jurisdiction with the consent of the jurisdiction; or
- (2) the district may design, implement, and operate a 9-1-1 system for two or more participating jurisdictions with the consent of each of those jurisdictions if a joint operation would be more economically feasible than separate systems for each jurisdiction.

(c) Under either plan authorized by Subsection (b), the final plans for the particular system must have the approval of each participating jurisdiction covered by the system.

(d) The district shall recommend minimum standards for a 9-1-1 system.

(e) A service supplier involved in providing 9-1-1 service, a manufacturer of equipment used in providing 9-1-1 service, or an officer or employee of a service supplier involved in providing 9-1-1 service is not liable for any claim, damage, or loss arising from the provision of 9-1-1 service unless the act or omission proximately causing the claim, damage, or loss constitutes gross negligence, recklessness, or intentional misconduct.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1995, 74th Leg., ch. 638, § 16, eff. Sept. 1, 1995.

§ 772.311. Primary Emergency Telephone Number

The digits 9-1-1 are the primary emergency telephone number in a district. A public safety agency whose services are available through a 9-1-1 system may maintain a separate number or numbers for emergencies and shall maintain a separate number or numbers for nonemergency telephone calls.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.312. Transmitting Requests For Emergency Aid

(a) A 9-1-1 system established under this subchapter must be capable of transmitting requests for fire-fighting, law enforcement, ambulance, and medical services to a public safety agency or agencies that provide the requested service at the place from which the call originates. A 9-1-1 system may also provide for transmitting requests for other emergency services such as poison control, suicide prevention, and civil defense.

(b) A public safety answering point may transmit emergency response requests to private safety entities.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.313. Powers of District

(a) The district is a body corporate and politic, exercising public and essential governmental functions and having all the powers necessary or convenient to carry out the purposes and provisions of this subchapter, including the capacity to sue or be sued.

(b) To fund the district, the district may apply for, accept, and receive federal, state, county, or municipal funds and private funds and may spend those funds for the purposes of this subchapter. The board shall determine the method and sources of funding for the district.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.314. 9-1-1 Emergency Service Fee

(a) The board may impose a 9-1-1 emergency service fee on service users in the district.

(b) The fee may be imposed only on the base rate charge or its equivalent, excluding charges for coin-operated telephone equipment. The fee may not be imposed on more than 100 local exchange access lines or their equivalent for a single business entity at a single location, unless the lines are used by residents of the location. The fee may also not be imposed on any line that the Advisory Commission on State Emergency Communications excluded from the definition of a local exchange access line or an equivalent local exchange access line pursuant to Section 771.063. If a business service user provides residential facilities, each line that terminates at a residential unit and that is a communication link equivalent to a residential local exchange access line shall be charged the 9-1-1 emergency service fee. The fee must have uniform application and must be imposed in each participating jurisdiction.

(c) The rate of the fee may not exceed six% of the monthly base rate in a service year charged a service user by the principal service supplier in the participating jurisdiction. For purposes of this subsection, the jurisdiction of the county is the unincorporated area of the county.

(d) The board shall set the amount of the fee each year as part of the annual budget. The board shall notify each service supplier of a change in the amount of the fee not later than the 91st day before the date the change takes effect.

(e) In imposing the fee, the board shall attempt to match the district's revenues to its operating expenditures and to provide reasonable reserves for contingencies and for the purchase and installation of 9-1-1 emergency service equipment. If the revenue generated by the fee exceeds the amount of money needed to fund the district, the board by resolution shall reduce the rate of the fee to an amount adequate to fund the district or suspend the imposition of the fee. If the board suspends the imposition of the fee, the board by resolution may reinstitute the fee if money generated by the district is not adequate to fund the district.

(f) In a public agency whose governing body at a later date votes to receive 9-1-1 service from the district, the fee is imposed beginning on the date specified by the board. The board may charge the incoming agency an additional amount of money to cover the initial cost of providing 9-1-1 service to that agency. The fee authorized to be charged in a district applies to new territory added to the district when the territory becomes part of the district.

(g) For the purposes of this section, the jurisdiction of the county is the unincorporated area of the county.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1993, 73rd Leg., ch. 936, § 14, eff. Aug. 30, 1993; Acts 1999, 76th Leg., ch. 1203, § 5, eff. June 18, 1999.

§ 772.315. Collection of Fee

(a) Each billed service user is liable for the fee imposed under Section 772.314 until the fee is paid to the service supplier. The fee must be added to and stated separately in the service user's bill from the service supplier. The service supplier shall collect the fee at the same time as the service charge to the service user in accordance with the regular billing practice of the service supplier. A business service user that provides residential facilities and owns or leases a publicly or privately owned telephone switch used to provide telephone service to facility residents shall collect the 9-1-1 emergency service fee and transmit the fees monthly to the district.

(b) The amount collected by a service supplier from the fee is due monthly. The service supplier shall remit the amount collected in a calendar month to the district not later than the 60th day after the last day of the calendar month. With each payment the service supplier shall file a return in a form prescribed by the board.

(c) Both a service supplier and a business service user under Subsection (a) shall maintain records of the amount of fees it collects for at least two years after the date of collection. The board may require at the board's expense an annual audit of a service supplier's books and records or the books and records of a business service user described by Subsection (a) with respect to the collection and remittance of the fees.

(d) A business service user that does not collect and remit the 9-1-1 emergency service fee as required is subject to a civil cause of action under Subsection (g). A sworn affidavit by the district specifying the unremitted fees is prima facie evidence that the fees were not remitted and of the amount of the unremitted fees.

(e) A service supplier is entitled to retain an administrative fee from the amount of fees it collects. The amount of the administrative fee is two% of the amount of fees it collects under this section.

(f) A service supplier is not required to take any legal action to enforce the collection of the 9-1-1 emergency service fee. However, the service supplier shall provide the district with an annual certificate of delinquency that includes the amount of all delinquent fees and the name and address of each nonpaying service user. The certificate of delinquency is prima facie evidence that a fee included in the certificate is delinquent. A service user account is considered delinquent if the fee is not paid to the service supplier before the 31st day after the payment due date stated on the user's bill from the service supplier.

(g) The district may institute legal proceedings to collect fees not paid and may establish internal collection procedures and recover the cost of collection from the nonpaying service user. If the district prevails in legal proceedings instituted to collect a fee, the court may award the district court costs, attorney's fees, and interest in addition to other amounts recovered. A delinquent fee accrues interest at an annual rate of 12% beginning on the date the payment becomes due.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1993, 73rd Leg., ch. 936, § 15, eff. Aug. 30, 1993; Acts 1995, 74th Leg., ch. 638, § 17, eff. Sept. 1, 1995.

§ 772.316. District Depository

(a) The board shall select a depository for the district in the manner provided by law for the selection of a county depository.

(b) A depository selected by the board is the district's depository for two years after the date of its selection and until a successor depository is selected and qualified.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.317. Allowable Expenses

Allowable operating expenses of a district include all costs attributable to designing a 9-1-1 system and to all equipment and personnel necessary to establish and operate a public safety answering point and other related answering points that the board considers necessary.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.318. Number and Location Identification

(a) As part of computerized 9-1-1 service, a service supplier shall furnish current telephone numbers of subscribers and the addresses associated with the numbers on a call-by-call basis.

(b) A business service user that provides residential facilities and owns or leases a publicly or privately owned telephone switch used to provide telephone service to facility residents shall provide to those residential end users the same level of 9-1-1 service that a service supplier is required to provide under Subsection (a) to other residential end users in the district.

(c) Information furnished under this section is confidential and is not available for public inspection.

(d) A service supplier or business service user under Subsection (b) is not liable to a person who uses a 9-1-1 system created under this subchapter for the release to the district of the information specified in Subsections (a) and (b).

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Amended by Acts 1993, 73rd Leg., ch. 936, § 16, eff. Aug. 30, 1993; Acts 1995, 74th Leg., ch. 638, § 18, eff. Sept. 1, 1995.

§ 772.319. Public Review

(a) Periodically, the board shall solicit public comments and hold a public review hearing on the continuation of the district and the 9-1-1 emergency service fee. The first hearing shall be held three years after the date the order certifying the creation of the district is filed with the county clerks. Subsequent hearings shall be held three years after the date each order required by Subsection (d) is adopted.

(b) The board shall publish notice of the time and place of the hearing once a week for two consecutive weeks in a daily newspaper of general circulation published in the district. The first notice must be published not later than the 16th day before the date set for the hearing.

(c) At the hearing, the board shall also solicit comments on the participation of the district in the applicable regional plan for 9-1-1 service under Chapter 771. After the hearing, the board may choose to participate in the regional plan as provided by that chapter.

(d) After the hearing, the board shall adopt an order on the continuation or dissolution of the district and the 9-1-1 emergency service fee.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.320. Dissolution Procedures

(a) If a district is dissolved, 9-1-1 service must be discontinued on the date of the dissolution. The commissioners court of the county in which the district was located or, if the district contains more than one county, the commissioners courts of those counties acting jointly, shall assume the assets of the district and pay the district's debts. If the district's assets are insufficient to retire all existing debts of the district on the date of dissolution, the commissioners court or courts acting jointly shall continue to impose the 9-1-1 service fee, and each service supplier shall continue to collect the fee for the commissioners court or courts. Proceeds from the imposition of the fee after dissolution of the district may be used only to retire the outstanding debts of the district.

(b) The commissioners court or courts shall retire the district's debts to the extent practicable according to the terms of the instruments creating the debts and the terms of the orders and resolutions authorizing creation of the debts.

(c) The commissioners court or courts by order may adopt the rules necessary to administer this section.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.321. Issuance of Bonds

The board may issue and sell bonds in the name of the district to finance:

(1) the acquisition by any method of facilities, equipment, or supplies necessary for the district to begin providing 9-1-1 service to all participating jurisdictions; and

(2) the installation of equipment necessary for the district to begin providing 9-1-1 service to all participating jurisdictions.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.322. Repayment of Bonds

The board may provide for the payment of the principal of and interest on the bonds by pledging all or any part of the district's revenues from the 9-1-1 emergency service fee or from other sources.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.323. Additional Security for Bonds

(a) The bonds may be additionally secured by a deed of trust or mortgage lien on part or all of the physical properties of the district and the rights appurtenant to those properties, vesting in the trustee power to sell the properties for payment of the indebtedness, power to operate the properties, and all other powers necessary for the further security of the bonds.

(b) The trust indenture, regardless of the existence of the deed of trust or mortgage lien on the properties, may include provisions prescribed by the board for the security of the bonds and the preservation of the trust estate and may make provisions for investment of funds of the district.

(c) A purchaser under a sale under the deed of trust or mortgage lien is the absolute owner of the properties and rights purchased and may maintain and operate them.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.324. Form of Bonds

(a) A district may issue its bonds in various series or issues.

(b) Bonds may mature serially or otherwise not more than 25 years after their date of issue and shall bear interest at any rate permitted by state law.

(c) A district's bonds and interest coupons, if any, are investment securities under the terms of Chapter 8, Business & Commerce Code, may be issued registrable as to principal or as to both principal and interest, and may be made redeemable before maturity, at the option of the district, or contain a mandatory redemption provision.

(d) A district may issue its bonds in the form, denominations, and manner and under the terms, and the bonds shall be signed and executed, as provided by the board in the resolution or order authorizing their issuance.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.325. Provisions of Bonds

(a) In the orders or resolutions authorizing the issuance of bonds, including refunding bonds, the board may provide for the flow of funds and the establishment and maintenance of the interest and sinking fund, the reserve fund, and other funds and may make additional covenants with respect to the bonds, the pledge revenues, and the operation and maintenance of any facilities the revenue of which is pledged.

(b) The orders or resolutions of the board authorizing the issuance of bonds may also prohibit the further issuance of bonds or other obligations payable from the pledged revenue or may reserve the right to issue additional bonds to be secured by a pledge of and payable from the revenue on a parity with or subordinate to the lien and pledge in support of the bonds being issued.

(c) The orders or resolutions of the board issuing bonds may contain other provisions and covenants as the board may determine.

(d) The board may adopt and have executed any other proceedings or instruments necessary and convenient in the issuance of bonds.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.326. Approval and Registration of Bonds

(a) Bonds issued by a district must be submitted to the attorney general for examination.

(b) If the attorney general finds that the bonds have been authorized in accordance with law, the attorney general shall approve them. On approval by the attorney general, the comptroller shall register the bonds.

(c) After the approval and registration of bonds, the bonds are incontestable in any court or other forum for any reason and are valid and binding obligations according to their terms for all purposes.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.327. Refunding Bonds

(a) A district may issue bonds to refund all or any part of its outstanding bonds, including matured but unpaid interest coupons.

(b) Refunding bonds shall mature serially or otherwise not more than 25 years after their date of issue and shall bear interest at any rate or rates permitted by state law.

(c) Refunding bonds may be payable from the same source as the bonds being refunded or from other sources.

(d) The refunding bonds must be approved by the attorney general as provided by Section 772.326 and shall be registered by the comptroller on the surrender and cancellation of the bonds refunded.

(e) The orders or resolutions authorizing the issuance of the refunding bonds may provide that they be sold and the proceeds deposited in the place or places at which the bonds being refunded are payable, in which case the refunding bonds may be issued before the cancellation of the bonds being refunded. If refunding bonds are issued before cancellation of the other bonds, an amount sufficient to pay the principal of the bonds being refunded and interest on those bonds accruing to their maturity dates or to their option dates if the bonds have been duly called for payment before maturity according to their terms shall be deposited in the place or places at which the bonds being refunded are payable. The comptroller shall register the refunding bonds without the surrender and cancellation of bonds being refunded.

(f) A refunding may be accomplished in one or in several installment deliveries. Refunding bonds and their interest coupons are investment securities under Chapter 8, Business & Commerce Code.

(g) In lieu of the method set forth in Subsections (a)–(f), a district may refund bonds, notes, or other obligations as provided by the general laws of this state.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.328. Bonds as Investments and Security for Deposits

(a) District bonds are legal and authorized investments for:

- (1) a bank;
- (2) a savings bank;
- (3) a trust company;
- (4) a savings and loan association;
- (5) an insurance company;
- (6) a fiduciary;
- (7) a trustee;
- (8) a guardian; and

(9) a sinking fund of a municipality, county, school district, and other political subdivision of the state and other public funds of the state and its agencies, including the permanent school fund.

(b) District bonds are eligible to secure deposits of public funds of the state and municipalities, counties, school districts, and other political subdivisions of the state. The bonds are lawful and sufficient security for deposits to the extent of their value when accompanied by all unmatured coupons.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

§ 772.329. Tax Status of Bonds

Because a district created under this subchapter is a public entity performing an essential public function, bonds issued by the district, any transaction relating to the bonds, and profits made in the sale of the bonds are exempt from taxation by the state or by any municipality, county, special district, or other political subdivision of the state.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.



City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Ordinance amending Chapter 34 Code of Ordinances

Submitted For: Guadalupe Ruiz, Director

Submitted By: Guadalupe Ruiz, Director

Finance Review: N/A

Legal Review: Yes

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on an ordinance of the City of Corinth, amending Title III Administration, Chapter 34 Personnel Policy of the Code of Ordinances; providing for repealer; and providing a severability clause and an effective date.

AGENDA ITEM SUMMARY/BACKGROUND

Chapter 34 in the City’s Code of Ordinances pertains to personnel policies. In addition to general personnel matters, Chapter 34 sets forth the City’s participation in TMRS and the use of city vehicles. Several sections in Chapter 34 were initially passed around 1990 and do not reflect current City policies or practice. In addition, several legal citations referenced within Chapter 34 were also outdated. The sections pertaining to use of City vehicles contradict the Personnel Policy Manual and are not policies traditionally addressed in city ordinance.

Staff, in conjunction with the city attorney’s office, has amended Chapter 34 to reflect current City policy. The proposed amendments are intended to update Chapter 34 and not to make substantive changes. The amendments are such that Chapter 34 will not need revision each time the Personnel Policy Manual is revised.

RECOMMENDATION

Staffs recommends approval of the ordinance amending Title III Administration, Chapter 34 Personnel Policy of the Code of Ordinances as presented.

Attachments

Ordinance

Current Code of Ordinances

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF CORINTH, AMENDING TITLE III ADMINISTRATION, CHAPTER 34 PERSONNEL POLICY OF THE CODE OF ORDINANCES; PROVIDING FOR REPEALER; AND PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City of Corinth Personnel Policy Manual ("Manual") was revised in July 2016 and approved by Council on July 21, 2016; and

WHEREAS, the City Manager and Staff have recommended the amendment of Chapter 34 of the Code of Ordinances in accordance with the recently revised Manual; and

WHEREAS, after review and consideration of this recommendation, the City Council wishes to amend Chapter 34 of the Code of Ordinances;

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

SECTION 1. That the recitals and findings set forth above are hereby found to be true and correct and incorporated as if fully set forth herein.

SECTION 2. Title III, Administration, Chapter 34, Personnel Policy is hereby amended in its entirety to read as follows:

§ 34.01 – ADOPTION BY REFERENCE.

- (A) The Personnel Policy Manual, which may be amended by Council from time to time, is hereby adopted as personnel policy of the city and shall serve as the policy for all employees of the city. All city employees shall adhere to the policy as adopted or amended at a later time in accordance with the provisions of this subchapter. The policy shall be the only policy by which city employees shall be governed, except where state or federal laws may apply.
- (B) A copy of the manual shall be on file in the office of the City Secretary at all times.

§ 34.02 – AMENDMENTS.

The Personnel Policy Manual may be amended by vote of a majority of the members of the City Council acting in regular or special session of the City Council. Any such amendments shall affect only the specific part or section as amended. Amendments may be made by motion, properly seconded, of the Council and shall not require amendment of this subchapter.

§ 34.03 – DELETED.

TEXAS MUNICIPAL RETIREMENT SYSTEM; SUPPLEMENTAL DEATH BENEFITS

FUND

§ 34.15 – PARTICIPATION IN MUNICIPAL RETIREMENT SYSTEM.

- (A) The City Council, on behalf of the city, hereby exercises its option and elects to have the city and all of the employees of all departments now existing and those hereafter created participate in the Texas Municipal Retirement System (hereinafter referred to in this Chapter 34 as "TMRS") as provided in the TMRS Act, Texas Government Code Chapters 851 to 855, as amended (hereinafter referred to in this chapter as the "TMRS Act").
- (B) The City Secretary is hereby directed to notify the Board of Trustees of the Texas Municipal Retirement System that the city has elected to participate and have the employees of the city covered in said system.
- (C) Each person who becomes an employee of a participating city on or after the effective date of participation of such city whose position shall require more than 1,000 hours per year shall become a member of the Texas Municipal Retirement System as a condition of their employment.
- (D) In accordance with the provisions of the TMRS Act all employees of the City of Corinth who are members of TMRS, shall make deposits to TMRS at the rate of 7% of their individual earnings.
- (E) Each employee who qualifies for such credit shall be allowed "prior service credit" at the rate of 100% of the "base credit" of such member, calculated in the manner prescribed in the TMRS Act.
- (F) For each month of current service rendered to this city by each of its employees who are members of Texas Municipal Retirement System, the city will contribute to the current service annuity reserve of each such member at the time of his or her retirement, a sum that is 200% of such member's accumulated deposits for such month of employment; and said sum shall be contributed from the city's account in the municipality accumulation fund.
- (G) The City Secretary or designee is hereby directed to remit to the Board of Trustees of the Texas Municipal Retirement System, at its office in Austin, Texas, the city contributions to the system and the amounts which shall be deducted from the compensation or payroll of employees, all as required by said Board under the provisions of the TMRS Act, and the said official is hereby authorized and directed to ascertain and certify officially on behalf of this city the prior service rendered to the said municipality by each of the employees of the participating departments, and the average prior service compensation received by each, and to make and execute all prior service certifications and all other reports and certifications which may be required of the city under the provisions of the TMRS Act, or in compliance with the rules and regulations of the Board of Trustees of the Texas Municipal Retirement System.

§ 34.16 – SUPPLEMENTAL DEATH BENEFITS.

The City hereby elects to participate in the Supplemental Death Benefits Fund of the Texas Municipal Retirement System for the purpose of providing in-service death benefits for each of the city's employees who are members of said system, and for the purpose of providing post-retirement death benefits for annuitants whose last covered employment was as an employee of the city, in the amounts and on the terms provided for in the TMRS Act.

§ 34.17 – RESTRICTED PRIOR SERVICE CREDIT.

All city employees who are members of TMRS are granted restricted prior service credit for service performed in the following entities:

- (A) A non-TMRS city in Texas (at the time service was performed) or any incorporated municipality in the United States.
- (B) A Council of Governments (C.O.G.) in Texas.
- (C) Dallas-Fort Worth International Airport.
- (D) Previously forfeited service under one of the five statewide retirement systems in Texas (Texas Municipal Retirement System, Texas County and District Retirement System, Teacher Retirement System of Texas, Employees Retirement System of Texas, and Judicial Retirement System of Texas).

§ 34.18 – ADDITIONAL PROVISIONS.

- (A) Buy-back provision. Pursuant to the TMRS Act, the City of Corinth hereby elects to allow any member of TMRS who is an employee of this city on the second day of March, 2006, who has terminated a previous membership in TMRS by withdrawal of deposits while absent from service, but who has at least 24 months of credited service as an employee of this city since resuming membership to deposit with TMRS in a lump sum the amount withdrawn, plus a withdrawal charge of 5% of such amount for each year from date of such withdrawal to date of redeposit, and thereupon such member shall be allowed credit for all service to which the member had been entitled at date of termination of earlier membership, with like effect as if all such service had been rendered as an employee of this city, whether so rendered or not. The city agrees to underwrite and hereby assumes the obligations arising out of the granting of all such credits, and agrees that all such obligations and reserves required to provide such credits shall be charged to this city's account in the municipality accumulation fund. The 5% per annum withdrawal charge paid by the member shall be deposited to the credit of the city's account in said municipality accumulation fund; and the deposits of the amount previously withdrawn by the member shall be credited to his or her individual account in the employees' savings fund of TMRS.

(B) Authorization of updated service credits.

- (1) On the terms and conditions set out in the TMRS Act, each member of TMRS who has current service credit or prior service credit in TMRS in force and effect on the first day of January of the calendar year preceding such allowance, by reason of service in the employment of the city, and on such date had at least 36 months of credited service with TMRS, shall be and is hereby allowed "Updated Service Credit" (as defined in the TMRS Act).
- (2) On the terms and conditions set out in the TMRS Act, any member of TMRS who is eligible for Updated Service Credits on the basis of service with this city, who has unforfeited credit for prior service and/or current service with another participating municipality or municipalities by reason of previous service, and was a contributing member on the first day of January of the calendar year preceding such allowance, shall be credited with Updated Service Credits pursuant to, calculated in accordance with, and subject to adjustment as set forth in the TMRS Act, both as to the initial grant hereunder and all future grants under this section.
- (3) The Updated Service Credit hereby allowed and provided for shall be 100% of the "base Updated Service Credit" of the member (calculated as provided in the TMRS Act).
- (4) Each Updated Service Credit allowed hereunder shall replace any Updated Service Credit, prior service credit, special prior service credit, or antecedent service credit previously authorized for part of the same service.
- (5) In accordance with the provisions of the TMRS Act, the deposits required to be made to TMRS by employees of the several participating departments on account of current service shall be calculated from and after March 2, 2006 on the full amount of such person's compensation as an employee of the city.

(C) Increase in retirement annuities.

- (1) On terms and conditions set out in the TMRS Act, the City hereby elects to allow and to provide for payment of the increases below stated in monthly benefits, payable by TMRS to retired employees and to beneficiaries of deceased employees of the city under current service annuities and prior service annuities arising from service by such employees to the city. An annuity increased under this section replaces any annuity or increased annuity previously granted to the same person.

- (2) The amount of the annuity increase under this section is computed as the sum of the prior service and current service annuities on the effective date of retirement of the person on whose service the annuities are based multiplied by 70% of the percentage change in Consumer Price Index for All Urban Consumers, from December of the year immediately preceding the effective date of the person's retirement to the December that is 13 months before the effective date of this section.
 - (3) An increase in an annuity that was reduced because of an option selection is reducible in the same proportion and in the same manner that the original annuity was reduced.
 - (4) If a computation hereunder does not result in an increase in the amount of the annuity, the amount of the annuity will not be changed hereunder.
 - (5) The amount by which an increase under this section exceeds all previously granted increases to an annuitant is an obligation of the city and of its account in the municipality accumulation fund of TMRS.
- (D) Dates of allowances and increases. The initial allowance of Updated Service Credit and increase in retirement annuities hereunder shall be effective on January 1, 2007, subject to approval by the TMRS Board of Trustees. An allowance of Updated Service Credits and an increase in retirement annuities shall be made hereunder on January 1 of each subsequent year until this section ceases to be in effect under the TMRS Act, provided that, as to such subsequent year, the actuary for TMRS has made the determination set forth in the TMRS Act.

§ 34.25 to § 34.30 DELETED.

SECTION 3. That this Ordinance shall take effect immediately upon passage.

SECTION 3. If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or the application thereto to any persons or circumstances, is held invalid, such invalidity shall not affect the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 4. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

ADOPTED on this ____ day of _____, 2016.

Bill Heidemann, Mayor
City of Corinth, Texas

ATTEST:

Kim Pence, City Secretary

APPROVED AS TO FORM:

Wm. Andrew Messer, City Attorney

CHAPTER 34: PERSONNEL POLICY

Section

Personnel Policy Manual

- § 34.01 Adoption by reference.
- § 34.02 Amendments.
- § 34.03 Job descriptions; file to be maintained.

Texas Municipal Retirement System; Supplemental Death Benefits Fund

- § 34.15 Participation in municipal retirement system.
- § 34.16 Supplemental death benefits.
- § 34.17 Restricted prior service credit.
- § 34.18 Additional provisions.

Use of City Vehicles

- § 34.25 Use of vehicles; restrictions.
 - § 34.26 Agreement of procedures.
 - § 34.27 Regulations of use.
 - § 34.28 Prohibited conduct.
 - § 34.29 General regulations.
 - § 34.30 Special circumstances; provisions.
- Appendix A: Use of Vehicles Permission

PERSONNEL POLICY MANUAL

§ 34.01 ADOPTION BY REFERENCE.

(A) The 2001 version of the Personnel Policy Manual, (attachment A of Ord. No. 01-03-15-07) is hereby adopted by reference as personnel policy of the city and shall serve as the policy for all employees of the city. All city employees shall adhere to the policy as adopted or amended at a later time in accordance with the provisions of this subchapter. The policy shall be the only policy by which city employees shall be governed, except where state or federal laws may apply.

(B) A copy of the manual shall be on file in the office of the City Secretary at all times. (Ord. 91-03-21-3, passed 3-21-91; Am. Ord. 01-03-15-07, passed 3-15-01; Am. Ord. 09-10-01-18, passed 10-1-09; Am. Ord. 12-12-20-25, passed 12-20-12)

§ 34.02 AMENDMENTS.

The Personnel Policy Manual may be amended by vote of a majority of the members of the City Council acting in regular or special session of the City Council. Any such amendments shall affect only the specific part or section as amended. Amendments may be made by motion, properly seconded, of the Council and shall not require amendment of this subchapter. (Ord. 91-03-21-3, passed 3-21-91)

§ 34.03 JOB DESCRIPTIONS; FILE TO BE MAINTAINED.

(A) The city shall adopt and maintain a file of job descriptions for all city employee positions. Such descriptions shall be developed by the department head of the department in which the position is authorized. The City Administrator shall review all job descriptions in the month of March of each calendar year and each time a job description is changed shall sign and date the form signifying agreement with the description, and shall forward the job description to the Mayor who shall approve or disapprove the job description. If disapproved, the Mayor shall return the job description to the proper department head for revision. If approved, the Mayor shall sign and date the job description signifying approval. Once approved, the job description shall be forwarded to the City Secretary, who shall maintain an up-to-date file of job descriptions at all times for those positions approved by the City Council. The City Council shall, at its pleasure, review all job descriptions and shall mandate changes as needed by a majority vote of the Council. The City Council shall have authority to approve the specific form used to develop job descriptions for city employees.

(B) Official job descriptions that are approved and on file with the City Secretary shall constitute the only valid job description for the particular position which it describes, and shall be used exclusively for the selection of city employees to fulfill that particular position. All present and future employees shall be informed of the contents of their particular position.

(Ord. 90-09-20-68, passed 9-20-90)

TEXAS MUNICIPAL RETIREMENT SYSTEM; SUPPLEMENTAL DEATH BENEFITS FUND

§ 34.15 PARTICIPATION IN MUNICIPAL RETIREMENT SYSTEM.

(A) The City Council, on behalf of the city, hereby exercises its option and elects to have the city and all of the employees of all departments now existing and those hereafter created participate in the Texas Municipal Retirement System (TMRS) as provided in the TMRS Act.

(B) The City Secretary is hereby directed to notify the Board of Trustees of the Texas Municipal Retirement System that the city has elected to participate and have the employees of the city covered in said system.

(C) Each person who becomes an employee of a participating city on or after the effective date of participation of such city whose position shall require more than 1,000 hours per year shall become a member of the Texas Municipal Retirement System as a condition of their employment.

(D) In accordance with the provisions of the TMRS Act all employees of the City of Corinth who are members of the Texas Municipal Retirement System, shall make deposits to the System at the rate of 7% of their individual earnings.

(E) Each employee who qualifies for such credit shall be allowed "prior service credit" (as defined in Section 63.101 of the TMRS Act) at the rate of 100% of the "base credit" of such member, calculated in the manner prescribed in Section 63.105 of said Act.

(F) For each month of current service rendered to this city by each of its employees who are members of Texas Municipal Retirement System, the city will contribute to the current service annuity reserve of each such member at the time of his or her retirement, a sum that is 200% of such member's accumulated deposits for such month of employment; and said sum shall be contributed from the city's account in the municipality accumulation fund.

(G) The City Secretary is hereby directed to remit to the Board of Trustees of the Texas Municipal Retirement System, at its office in Austin, Texas, the city contributions to the system and the amounts which shall be deducted from the compensation or payroll of employees, all as required by said Board under the provisions of the TMRS Act, and the said official is hereby authorized and directed to ascertain and certify officially on behalf of this city the prior service rendered to the said municipality by each of the employees of the participating departments, and the average prior service compensation received by each, and to make and execute all prior service certifications and all other reports and certifications which may be required of the city under the provisions of the TMRS Act, or in compliance with the rules and regulations of the Board of Trustees of the Texas Municipal Retirement System.

(Ord. 89-9-21-29, passed 9-29-89; Am. Ord. 98-09-03-21, passed 9-3-98)

§ 34.16 SUPPLEMENTAL DEATH BENEFITS.

The City hereby elects to participate in the Supplemental Death Benefits Fund of the Texas Municipal Retirement System for the purpose of providing in-service death benefits for each of the city's employees who are members of said system, and for the purpose of providing post-retirement death benefits for annuitants whose last covered employment was as an employee of the city, in the amounts and on the terms provided for in Sections 62.004, 64.601 through 64.605, 65.314, 65.409, and 65.502 of Title 110B, V.T.C.S.

(Ord. 89-9-21-29, passed 9-29-89)

§ 34.17 RESTRICTED PRIOR SERVICE CREDIT.

All city employees who are members of the Texas Municipal Retirement System (TMRS) are granted restricted prior service credit for service performed in the following entities:

- (A) A non-TMRS city in Texas (at the time service was performed) or any incorporated municipality in the United States.
- (B) A Council of Governments (C.O.G.) in Texas.
- (C) Dallas-Fort Worth International Airport.
- (D) Previously forfeited service under one of the five statewide retirement systems in Texas (Texas Municipal Retirement System, Texas County and District Retirement System, Teacher Retirement System of Texas, Employees Retirement System of Texas, and Judicial Retirement System of Texas).

(Ord. 96-04-04-08, passed 4-4-96)

§ 34.18 ADDITIONAL PROVISIONS.

(A) Buy-back provision. Pursuant to Sections 853.003 of Subtitle G of Title 8, V.T.C.A., Government Code, as amended, the City of Corinth hereby elects to allow any member of the Texas Municipal Retirement System who is an employee of this city on the second day of March, 2006, who has terminated a previous membership in said System by withdrawal of deposits while absent from service, but who has at least 24 months of credited service as an employee of this city since resuming membership to deposit with the System in a lump sum the amount withdrawn, plus a withdrawal charge of 5% of such amount for each year from date of such withdrawal to date of redeposit, and thereupon such member shall be allowed credit for all service to which the member had been entitled at date of termination of earlier membership, with like effect as if all such service had been rendered as an employee of this city, whether so rendered or not. The city agrees to underwrite and hereby assumes the obligations arising out of the granting of all such credits, and agrees that all such obligations and reserves required to provide such credits shall be charged to this city's account in the municipality accumulation fund. The 5% per annum withdrawal charge paid by the member shall be deposited to the credit of the city's account in said municipality accumulation fund; and the deposits of the amount previously withdrawn by the member shall be credited to his or her individual account in the employees' savings fund of the System.

(B) Authorization of updated service credits.

- (1) On the terms and conditions set out in Sections 853.401 through 853.404 of Subtitle G of Title 8, Government Code, as amended (hereinafter referred to as the "TMRS Act"), each member of the Texas Municipal Retirement System (hereinafter referred to as the "System") who has current service credit or prior service credit in the System in force and effect on the first day of January of the calendar year preceding such allowance, by reason of service in the employment of the city, and on such date had at least 36 months of credited service with the System, shall be and is hereby allowed "Updated Service Credit" (as that term is defined in subsection (d) of Section 853.402 of the TMRS Act).
- (2) On the terms and conditions set out in Section 853.601 of the TMRS Act, any member of the System who is eligible for Updated Service Credits on the basis of service with this city, who has unforfeited credit for prior service and/or current service with another participating municipality or municipalities by reason of previous service, and was a contributing member on the first day of January of the calendar year preceding such allowance, shall be credited with Updated Service Credits pursuant to, calculated in accordance with, and subject to adjustment as set forth in said Section 853.601, both as to the initial grant hereunder and all future grants under this section.
- (3) The Updated Service Credit hereby allowed and provided for shall be 100% of the "base Updated Service Credit" of the member (calculated as provided in subsection (c) of Section 853.402 of the TMRS Act).
- (4) Each Updated Service Credit allowed hereunder shall replace any Updated Service Credit, prior service credit, special prior service credit, or antecedent service credit previously authorized for part of the same service.

- (5) In accordance with the provisions of subsection (d) of Section 853.401 of the TMRS Act, the deposits required to be made to the System by employees of the several participating departments on account of current service shall be calculated from and after March 2, 2006 on the full amount of such person's compensation as an employee of the city.

(C) Increase in retirement annuities.

- (1) On terms and conditions set out in Section 854.203 of the TMRS Act, the City hereby elects to allow and to provide for payment of the increases below stated in monthly benefits, payable by the System to retired employees and to beneficiaries of deceased employees of the city under current service annuities and prior service annuities arising from service by such employees to the city. An annuity increased under this section replaces any annuity or increased annuity previously granted to the same person.
- (2) The amount of the annuity increase under this section is computed as the sum of the prior service and current service annuities on the effective date of retirement of the person on whose service the annuities are based multiplied by 70% of the percentage change in Consumer Price Index for All Urban Consumers, from December of the year immediately preceding the effective date of the person's retirement to the December that is 13 months before the effective date of this section.
- (3) An increase in an annuity that was reduced because of an option selection is reducible in the same proportion and in the same manner that the original annuity was reduced.
- (4) If a computation hereunder does not result in an increase in the amount of the annuity, the amount of the annuity will not be changed hereunder.
- (5) The amount by which an increase under this section exceeds all previously granted increases to an annuitant is an obligation of the city and of its account in the municipality accumulation fund of the System.

(D) Dates of allowances and increases. The initial allowance of Updated Service Credit and increase in retirement annuities hereunder shall be effective on January 1, 2007, subject to approval by the Board of Trustees in the System. An allowance of Updated Service Credits and an increase in retirement annuities shall be made hereunder on January 1 of each subsequent year until this section ceases to be in effect under subsection (e) of Section 853.404 of the TMRS Act, provided that, as to such subsequent year, the actuary for the System has made the determination set forth in subsection (d) of Section 853.404 of the TMRS Act.

(Ord. 91-11-7-3, passed 11-7-91; Am. Ord. 98-12-17-34, passed 12-17-98; Am. Ord. 06-03-02-06, passed 3-2-06)

USE OF CITY VEHICLES

§ 34.25 USE OF VEHICLES; RESTRICTIONS.

(A) Certain city employees may be authorized to keep the city vehicle assigned to them at the employee's place of residence during non-working hours, subject to the requirements of this subchapter. Each employee wishing approval of the above shall submit, in writing, on a form provided by the City Secretary, a request for such privilege, and provide all information required

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by such form. The request shall be submitted to the City Administrator via the appropriate Department Head. Requests that are considered in the best interest of the city may be approved by the City Administrator except city vehicles will not be assigned to those employees who live further than ten miles from the Corinth City Limits without prior approval of the City Council.

(B) All city employees called back to work on an emergency call-back or who use their personal vehicle for other city business shall be entitled to reimbursement for mileage at the mileage rate established in the current budget.

(C) City business is considered banking, picking up tools and office supplies, attending meetings in other cities, or other official activities approved by the City Administrator where a city vehicle is unable to be used. Council, planning and zoning, workshops, or special sessions type meetings held at Corinth City Hall are considered normal working hours and not eligible for reimbursement unless special circumstances exist and mileage is approved by the City Administrator.

(Ord. 92-02-20-2, passed 2-20-92; Am. Ord. 93-12-16-16, passed 12-16-93)

§ 34.26 AGREEMENT OF PROCEDURES.

Upon receiving approval to keep a city vehicle at his/her residence, and before actually beginning to take such vehicle home the employee shall sign in the presence of the City Secretary an agreement setting out the rules and procedures for use of the vehicle and shall agree to abide by these rules. Violation of such rules will result in termination of employment by the City Administrator.

(Ord. 92-02-20-2, passed 2-20-92; Am. Ord. 93-12-16-16, passed 12-16-93)

§ 34.27 REGULATIONS OF USE.

The city vehicle shall be used only while traveling to and from the city on city business during the normal work period and for returning to the city after hours for city business. While at the employees place of residence the city vehicle shall be parked in a secure environment so as to minimize the possibility of theft or damage to the vehicle. The city vehicle shall not be used for purposes other than city business, and non-city employees shall not be transported in city vehicles except when necessary for performance of the business of the city. No employee shall use city vehicles for personal use without prior approval of the City Administrator or the Mayor.

(Ord. 92-02-20-2, passed 2-20-92)

§ 34.28 PROHIBITED CONDUCT.

The following conduct is expressly prohibited, but is not all inclusive of the activity that is prohibited in use of city vehicles.

- (A) Using the city vehicle for personal shopping. This does not preclude stopping at a business that is directly on the route normally used to travel to and from work.
- (B) Transporting family members to school, work or special activities in the city vehicle.
- (C) Using the city vehicle to tow personal vehicles or trailers.

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(D) Using the vehicle to haul personal items, except to and from work.
(Ord. 92-02-20-2, passed 2-20-92)

§ 34.29 GENERAL REGULATIONS.

City vehicles, in use, may be taken on breaks when confined to an area of no more than two and one-half miles outside the city limits. When an employee is in route to an out-of-city location, not in these boundaries, for city business, he/she may stop to eat along the normally traveled route. When approved as part of the travel request, a city vehicle may be used to transport employees to out-of-city schools and seminars. Employees traveling to schools may stop to eat at locations along the route.

(Ord. 92-02-20-2, passed 2-20-92)

§ 34.30 SPECIAL CIRCUMSTANCES; PROVISIONS.

When special circumstances arise where an employee is required to return to the city on business such as expected icy roadways, weekend/holiday stand-by duty, and the like, the affected Department Head may give special permission, on a case by case basis, for an employee to take a city vehicle home over night. An employee given this special permission shall be required to sign the same agreement as provided to those who have approval to keep a city vehicle at their place of residence.

(Ord. 92-02-20-2, passed 2-20-92; Am. Ord. 93-12-16-16, passed 12-16-93)

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AGREEMENT

I _____ an employee of the City of Corinth in consideration of being granted approval for keeping a City vehicle at my place of residence during non-working hours agree to the following stipulation:

1. I shall use the vehicle only while traveling to and from work and when on bonafide City business.
2. I will make all reasonable efforts to protect the City vehicle from theft or damage.
3. Non-City employees, including my family members, shall not be transported in the vehicle except on City business, or in case of an emergency.
4. I shall not use the City vehicle for personal shopping. I understand this does not preclude stopping at a business that is directly on the route normally used to travel to and from work.
5. I shall not use the City vehicle to tow personal vehicles or trailers.
6. I shall not use the City vehicle to haul personal items except to and from work.
7. I shall not operate the City vehicle in a reckless or unsafe manner and shall abide by applicable laws to the best of my ability.

I am aware that violation of any of the provisions of this ordinance will result in termination of employment.

Employee:

City Secretary:

Date: _____

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REQUEST TO KEEP A CITY VEHICLE AT EMPLOYEES PLACE OF RESIDENCE DURING NON-WORKING HOURS

Employee: _____ Title: _____

Residence Address: _____

City: _____ Miles (one-way) _____

Vehicle Year _____ Make _____ Model _____ Lic# _____

Reason for Request:

Department Head Recommendation: _____ Date: _____

Approve () Disapprove () /s/ _____

City Administrator: _____ Date: _____

Approve () Disapprove () /s/ _____

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: 1/4 Cent Sales Tax - Street Maintenance

Submitted For: Cody Collier, Acting Director

Submitted By: Kim Pence, City Secretary

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on an Ordinance for the City of Corinth ordering a Special Election to be held on November 8, 2016 allowing voters to determine the reauthorization and levy of a sales and use tax for street maintenance; as well as designating a polling place, providing for notice, providing for early voting, and providing an effective date.

AGENDA ITEM SUMMARY/BACKGROUND

The City of Corinth voted and passed the first election for the Street Maintenance 1/4 Cent Sales Tax on July 1, 2004. The tax was reauthorized by the voters in 2008 and 2012.

Section 327.007 of the Tax Code provides that cities must reauthorize the tax every four years through the election process in the same manner the tax was originally adopted. The sole resource to fund street maintenance resides on the 1/4 Cent Sales and Use Tax Assessment and Collections.

A contract with Denton County to conduct the November joint election will be placed on the agenda for Council approval on August 18, 2016.

RECOMMENDATION

Staff recommends the City Council approve the ordinance ordering a Special Election to be held on November 8, 2016 to determine whether the voters of the City of Corinth desire to reauthorize the levy of a Sales and Use Tax for the purpose of financing maintenance and repair of municipal streets in the City of Corinth.

Attachments

Tax Code
Ordinance

TAX CODE

TITLE 3. LOCAL TAXATION

SUBTITLE C. LOCAL SALES AND USE TAXES

CHAPTER 327. MUNICIPAL SALES AND USE TAX FOR STREET MAINTENANCE

Sec. 327.001. DEFINITION. In this chapter, "municipal street" means the entire width of a way held by a municipality in fee or by easement or dedication that has a part open for public use for vehicular travel. The term does not include a designated state or federal highway or road or a designated county road.

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.

Sec. 327.002. MUNICIPAL SALES AND USE TAX ACT APPLICABLE. Except to the extent that a provision of this chapter applies, Chapter 321 applies to the tax authorized by this chapter in the same manner as that chapter applies to the tax authorized by that chapter.

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.

Sec. 327.003. TAX AUTHORIZED. (a) A municipality may adopt the sales and use tax authorized by this chapter at an election held in the municipality.

(b) A municipality may not adopt a tax under this chapter or increase the rate of the tax if as a result of the adoption of the tax or the increase in the rate of the tax the combined rate of all sales and use taxes imposed by the municipality and other political subdivisions of this state having territory in the municipality would exceed two percent at any location in the municipality.

(c) If the voters of a municipality approve the adoption of the tax or the increase in the rate of the tax at an election held on the same election date on which another political subdivision adopts a sales and use tax or approves the increase in the rate of its sales and use tax and as a result the combined rate of all sales

and use taxes imposed by the municipality and other political subdivisions of this state having territory in the municipality would exceed two percent at any location in the municipality, the election to adopt a sales and use tax under this chapter has no effect.

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.
Amended by Acts 2003, 78th Leg., ch. 403, Sec. 1, eff. June 20, 2003.

Sec. 327.004. TAX RATE. The tax authorized by this chapter may be imposed at any rate that is an increment of one-eighth of one percent, that the municipality determines is appropriate, and that would not result in a combined rate that exceeds the maximum combined rate prescribed by Section 327.003(b).

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.
Amended by Acts 2003, 78th Leg., ch. 403, Sec. 2, eff. June 20, 2003.

Amended by:

Acts 2015, 84th Leg., R.S., Ch. 1246 (H.B. 1971), Sec. 18, eff. September 1, 2015.

Sec. 327.005. SALES AND USE TAX EFFECTIVE DATE. (a) The adoption of the tax or the change in the rate of the tax takes effect on the first day of the first calendar quarter occurring after the expiration of the first complete calendar quarter occurring after the date on which the comptroller receives notice of the results of the election.

(b) If the comptroller determines that an effective date provided by Subsection (a) will occur before the comptroller can reasonably take the action required to begin collecting the tax, the effective date may be extended by the comptroller until the first day of the next succeeding calendar quarter.

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.
Amended by Acts 2003, 78th Leg., ch. 403, Sec. 3, eff. June 20, 2003.

Sec. 327.006. ELECTION PROCEDURE. (a) An election to adopt the tax authorized by this chapter is called by the adoption of an ordinance by the governing body of the municipality.

(b) At an election to adopt the tax, the ballot shall be prepared to permit voting for or against the proposition: "The adoption of a local sales and use tax in (name of municipality) at the rate of (insert appropriate rate) to provide revenue for maintenance and repair of municipal streets."

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.
Amended by Acts 2003, 78th Leg., ch. 403, Sec. 4, eff. June 20, 2003.

Amended by:

Acts 2015, 84th Leg., R.S., Ch. 1246 (H.B. 157), Sec. 19, eff. September 1, 2015.

Sec. 327.0065. RATE CHANGE. (a) A municipality that has adopted a sales and use tax under this chapter may by ordinance decrease the rate of the tax in increments of one-eighth of one percent.

(b) A municipality that has adopted a sales and use tax under this chapter may by ordinance increase the rate of the tax to any rate that is an increment of one-eighth of one percent, that the municipality determines is appropriate, and that would not result in a combined rate that exceeds the maximum combined rate prescribed by Section 327.003(b) if the increase is authorized at an election held in the municipality.

(c) The ballot for an election to increase the tax shall be printed to permit voting for or against the proposition: "The adoption of a local sales and use tax in (name of municipality) at the rate of (insert appropriate rate) to provide revenue for maintenance and repair of municipal streets."

Added by Acts 2003, 78th Leg., ch. 403, Sec. 5, eff. June 20, 2003.
Amended by:

Acts 2015, 84th Leg., R.S., Ch. 1246 (H.B. 157), Sec. 20, eff. September 1, 2015.

Sec 327.007. REAUTHORIZATION OF TAX. (a) Unless imposition of the sales and use tax authorized by this chapter is reauthorized as provided by this section, the tax expires on:

(1) the fourth anniversary of the date the tax originally took effect under Section 327.005;

(2) the first day of the first calendar quarter occurring after the fourth anniversary of the date the tax was last reauthorized under this section if, at that election, the voters approved the imposition of the tax for a period that expires on that anniversary;

(2-a) if the tax is imposed in a municipality that is intersected by two interstate highways, that has a population of 150,000 or more, and in which at least 66 percent of the voters voting in each of the last two consecutive elections concerning the adoption or reauthorization of the tax favored adoption or reauthorization, and that tax has not expired as provided by Subdivision (1) or (2) since the first of those two consecutive elections, the last day of the first calendar quarter occurring after the eighth anniversary of the date the tax was last reauthorized under this section if, at that election, the voters approved the imposition of the tax for a period that expires on that anniversary instead of the period described by Subdivision (2); or

(3) if the tax is imposed in a general-law municipality with a population of 10,000 or more surrounded entirely by a municipality with a population of 1.3 million or more, the last day of the first calendar quarter occurring after the 10th anniversary of the date the tax was last reauthorized under this section if, at that election, the voters approved the imposition of the tax for a period that expires on that anniversary instead of the period described by Subdivision (2).

(b) An election to reauthorize the tax is called and held in the same manner as an election to adopt the tax under Section 327.006, except the ballot proposition shall be prepared to permit voting for or against the proposition: "The reauthorization of the local sales and use tax in (name of municipality) at the rate of (insert appropriate rate) to continue providing revenue for

maintenance and repair of municipal streets. The tax expires on the (insert fourth, eighth, or 10th) anniversary of the date of this election unless the imposition of the tax is reauthorized."

(c) If an election to reauthorize the tax is not held before the tax expires as provided by Subsection (a), or if a majority of the votes cast in an election to reauthorize the tax do not favor reauthorization, the municipality may not call an election on the question of authorizing a new tax under this chapter before the first anniversary of the date on which the tax expired.

(d) Not later than the 10th day after the date the municipality determines that the tax will expire as provided by Subsection (a), the municipality shall notify the comptroller of the scheduled expiration. The comptroller may delay the scheduled expiration date if the comptroller notifies the municipality that more time is required. The comptroller must provide a new expiration date that is not later than the last day of the first calendar quarter occurring after the notification to the comptroller.

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.
Amended by Acts 2003, 78th Leg., ch. 403, Sec. 6, eff. June 20, 2003.

Amended by:

Acts 2013, 83rd Leg., R.S., Ch. 1322 (S.B. 475), Sec. 1, eff. June 14, 2013.

Acts 2015, 84th Leg., R.S., Ch. 385 (H.B. 2853), Sec. 1, eff. June 10, 2015.

Sec. 327.008. USE OF TAX REVENUE. Revenue from the tax imposed under this chapter may be used only to maintain and repair municipal streets or sidewalks existing on the date of the election to adopt the tax.

Added by Acts 2001, 77th Leg., ch. 464, Sec. 1, eff. June 11, 2001.
Amended by:

Acts 2015, 84th Leg., R.S., Ch. 385 (H.B. 2853), Sec. 2, eff. June 10, 2015.

ORDINANCE NO. 16-08-04-22

AN ORDINANCE OF THE CITY OF CORINTH, TEXAS ORDERING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, TO DETERMINE WHETHER THE VOTERS OF THE CITY OF CORINTH DESIRE TO REAUTHORIZE THE LEVY OF A SALES AND USE TAX FOR STREET MAINTENANCE IN THE CITY; PROVIDING FOR NOTICE; PROVIDING FOR EARLY VOTING; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Corinth 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 which has adopted a sales tax for street maintenance; and

WHEREAS, the Tax Code, V.T.C.A., Chapter 327.001 et seq, (the "Act"), provides that certain eligible cities may reauthorize a sales and use tax to provide for street maintenance, if the tax is authorized by a majority of the qualified voters; and

WHEREAS, the Act provides that such an election shall be held in accordance with Chapter 321 of the Tax Code; **NOW, THEREFORE**,

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

SECTION 1. ORDER

A special election shall be held on Tuesday, November 8, 2016, to submit to the voters a proposition to determine whether to reauthorize the adoption of a one-quarter (1/4) of one percent (1%) sales and use tax for street maintenance purposes.

SECTION 2. BALLOT

The official ballots for the election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the proposition, with the ballots to contain such provisions, markings and language as required by law, and with such proposition to be expressed substantially as follows:

PROPOSITION

FOR	()	THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN CORINTH AT THE RATE OF ONE-FOURTH OF ONE PERCENT TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF
AGAINST	()	MUNICIPAL STREETS.

SECTION 3. JOINT ELECTION

Denton County shall conduct the special election in accordance with a contract between the City and Denton County.

SECTION 4. GOVERNING LAW

The election shall be held in accordance with the Constitution of the State of Texas and the Texas Election Code.

SECTION 5. EARLY VOTING

Early voting hours for the election shall be Monday, October 24, 2016 through Friday, October 28, 2016 from 8:00 a.m. to 5:00 p.m., Saturday, October 29 from 7:00 a.m. until 7:00 p.m. and Sunday, October 30, 2016 from 1:00 p.m. until 6:00 p.m. Additional Early Voting hours are Monday, October 31, 2016 through Friday, November 4, 2016 from 7:00 a.m. until 7:00 p.m.

SECTION 6. NOTICE

Notice of this election shall be given in accordance with the Election Code. Returns of the election shall be made to the City Council as soon as practicable after the closing of the polls.

SECTION 7. NOTIFICATIONS

Upon adoption of this Ordinance, the City Secretary is directed to immediately give notice of the election to the Texas Comptroller of Public Accounts, by delivering to him a copy of this Ordinance.

SECTION 8. SUBMISSION TO THE UNITED STATES JUSTICE DEPARTMENT

The City Attorney is authorized to make such submissions as are necessary to the United States Justice Department to seek pre-clearance as to the extent required by law.

SECTION 9. NECESSARY ACTIONS

The Mayor and the City Secretary, in consultation with the City Attorney, are authorized and directed to take all actions necessary to comply with the provisions of the Election Code, the City Code and City Charter, and Chapter 327 of the Tax Code in carrying out and conducting the election, whether or not expressly authorized by this Ordinance. In accordance with the Code, immediately after the closing of the polls on the day of the election, the election officers shall make and deliver the returns of the election in accordance with the provisions of the Election

Code.

ORDINANCE NO. 16-08-04-22

SECTION 10. EFFECTIVE DATE

This Ordinance shall be effective upon its adoption.

PASSED AND APPROVED THIS 4th DAY OF AUGUST, 2016.

Bill Heidemann, Mayor

ATTEST:

Kim Pence, City Secretary

APPROVED AS TO FORM:

City Attorney

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Appoint Municipal Judge

Submitted For: Lee Ann Bunselmeyer, Acting City Manager

Submitted By: Lee Ann Bunselmeyer, Acting City Manager

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and act on the appointment of Greg Bertrand as Municipal Judge for the City of Corinth Municipal Court of Record.

AGENDA ITEM SUMMARY/BACKGROUND

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

Greg Bertrand was first appointed as Municipal Judge for the City of Corinth Municipal Court of Record on August 2, 2012 and was re-appointed on August 1, 2014.

The appointment for Council consideration is for a term beginning August 1, 2016 through July 31, 2018.

RECOMMENDATION

Staff recommends appointing Greg Bertrand as the Municipal Judge for the term beginning August 1, 2016 through July 31, 2018.

Attachments

Municipal Judge Contract

CONTRACT FOR SERVICES FOR PRESIDING MUNICIPAL JUDGE

THIS CONTRACT is made and entered into this 21~~st~~ day of July, 2016, by and between the **City of Corinth**, Texas, a Municipal Corporation of the State of Texas, hereinafter referred to as "City", and **GREG BERTRAND**, hereinafter referred to as "Presiding Judge".

1. **APPOINTMENT OF PRESIDING JUDGE**

- a. The **City of Corinth** (hereinafter referred to as "City") does hereby **APPOINT** and contract for the services of **GREG BERTRAND** (hereinafter referred to as "Judge") for a presiding municipal judge and magistrate for and under the laws of the State of Texas, for a TERM of two years, beginning on the 1st day of August, 2016, and continuing through midnight, July 31, 2018, with all powers, rights and duties of said appointment and as provided by the City Charter.
- b. The Judge shall comply with all requirements of law and must performs all duties as required by law and comply with all the terms of this contract, and conditions and restrictions as set forth for municipal judges under all applicable state statutes and as required under the Texas Code of Judicial Conduct.
- c. The Judge shall devote such time as necessary to perform the services set forth herein.
- d. The Judge may terminate this Contract by providing written notice of resignation not less than 60 days prior to date of termination.

2. **COMPENSATION OF JUDGE – the City shall compensate the Judge as follows:**

- a. As compensation for the Judge's services, the City agrees to pay to the Judge according to this Section 2. The City will pay the Judge a monthly stipend of Seven Hundred and Fifty and No/100 Dollars (\$750.00) for the following designated duties:
 - i. Creating/maintaining the Judge's Schedule for all Judges, including interaction and coordination with Assistant Judges.
 - ii. Interaction with court personnel via email or telephone
 - iii. Remote electronic signing of documents
 - iv. Developing polices and updating Standing Orders
 - v. Legal research
 - vi. Drafting, revising, and updating court forms
 - vii. Providing information necessary for the Court Clerk to complete the monthly Office of Court Administration report.

- b. In addition, the judge shall also receive a flat rate per duty performed according to the following schedule:
- i. Court:
 - \$600 for full court day (morning & afternoon dockets)
 - \$300 for half court day (morning or afternoon docket only)
 - *If docket is cancelled on day of court, the fee will be paid; however, at City's request, Judge shall perform other services as identified in (ii) during the time of the cancelled docket, without additional charges.
 - *If docket is cancelled before court day, no fee will be paid.
 - ii. All other services:
 - \$100 per hour, with each duty being a minimum of one hour and any additional time for such duty which exceeds the first hour of time, will be billed in increments of one-half hour; including travel time to the Corinth Municipal Court to sign documents on non-court days, reviewing and executing Corinth Police Department documents, including, but not limited to, probable cause affidavits, arrest/search warrants, subpoenas, summons, blood search warrants, testimony in court relating to duties as a Corinth Judge or Magistrate.
 - iii. Judge/Court/Staff Meetings:
 - \$100 per meeting; attendance may include court staff, court administrator, or other invited City representatives, depending on issues to be discussed. Judge's meetings may be scheduled as needed and at the discretion of the Judge or the City, but it is anticipated that such meetings shall be held on a quarterly basis.
- c. The Judge shall send an invoice to the City's Accounts Payable office by mail to 3300 Corinth Parkway, Corinth, TX 76208 or by email to accountspayable@cityofcorinth.com once per month not later than the fifth day of each month. The invoice shall indicate each date that the Judge performed a service outlined in Section 2b, above, a description of the service performed, and the applicable flat rate. The invoice shall also provide a total invoiced amount for the month.
- d. The City shall pay the Judge once per month within 30 days from the date of the invoice is received by the City unless the invoice is disputed in good faith by the City, in which instance the City may withhold the amount(s) of the disputed charges until such dispute is settled.
- e. The Judge must attend and complete any mandatory judicial education or other minimum judicial training as required by the State of Texas within the time periods as established by law.
- f. The Judge must maintain membership and licensure with the State Bar of Texas and pay all membership fees or dues on an annual basis as required by such membership or licensure. The Judge herein represents that such membership is in good standing and that all fees and

mandatory continuing education requirements have been met at the time of this appointment and shall be maintained during the term of this Contract. Judge shall pay for his mandatory judicial education and training, including specifically, all registration fees for such course, travel expenses, including flight lodging and meal expenses. Judge's mandatory judicial education expenses are currently paid by the Town of Flower Mound. In the event the Judge's term of appointment for Municipal Court Judge for the Town of Flower Mound is not renewed, the City shall pay or reimburse Presiding Judge for, any mandatory judicial education and training, including specifically, all registration fees for such course, travel expenses, including flight, lodging and meal expenses on a pro rata basis based on the number of cities in which Judge serves. By way of example, if Judge is a municipal judge or alternate judge in three municipalities (including Corinth), City shall pay for 1/3 of the above referenced expenses.

- g. During the duration of this Contract, the Judge shall comply with all provisions of the Code of Judicial Conduct, the Corinth City Charter, Chapter 30 of the Texas Government Code, and all other applicable laws pertaining to the operations of the Corinth Municipal Court of Record, and duties as a Magistrate. In the event of a conflict between the terms of this Contract and said Code, Charter, Statutes and laws, the terms of said Code, Charter, Statutes and laws shall govern.
- h. The Judge shall operate within the docket schedule prepared and coordinated by the Judge and Court Administrator. The Judge shall timely perform all duties, including but not limited to, the dockets set forth in the docket schedule. The Judge shall schedule court dockets no less than three times per month.
- i. The Judge shall establish, where deemed appropriate by Judge, "Standing Orders" which address the daily administration of the municipal court and trial procedures, for matters including but not limited to dismissals, installment payments, deferred disposition, and continuances. The Court Administrator and Director of Finance will be available for consultation and comment with regard to any proposed procedures should the Judge so desire. The City will provide the necessary Court Personnel to the Judge for clerical assistance. Any changes to the "Standing Orders" must be in writing and signed by the Judge prior to incorporation.

3. OUTSIDE LEGAL PRACTICE/JUDICIAL DUTIES; INDEPENDENT CONTRACTOR

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

- e. The Judge shall not represent a client in a case where an employee of the City, in his capacity as an employee of the City, is a witness or may be summoned to appear as a witness.

4. APPOINTMENT OF ASSISTANT JUDGES

- a. The Judge shall submit the names of proposed Assistant Judges to the City for consideration and the City Council shall appoint one or more Assistant Judges in accordance with the City Charter.
- b. The Judge shall be the liaison between the Assistant Judge(s) and/or any City departmental staff. The Judge shall provide general supervision and guidance for each assistant judge.
- c. The Judge may provide recommendations to the City Council regarding the renewal of any Assistant Judge appointments.
- d. The Judge shall assign duties to the Assistant Judges as determined by the Judge in his sole discretion.
- e. The Judge shall create and provide a written monthly schedule when particular judges are on duty for warrants or other matters. A copy of such schedule shall be provided to the Assistant Judges, the Court and the Corinth Police Department. The Judge shall notify the Corinth Police Department and the court of any changes to the written schedule.
- f. The Judge shall keep the Court and Corinth Police Department informed of their current contact information.

5. INTEGRATION

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

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

PRESIDING JUDGE:



GREG BERTRAND

CITY OF CORINTH, TEXAS

BILL HEIDEMANN, MAYOR

ATTEST:

KIM PENCE, CITY SECRETARY

APPROVED AS TO FORM:

WM. ANDREW MESSER, CITY ATTORNEY

THE STATE OF TEXAS

Statement of Appointed Officer

I, GREG BERTRAND, do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment, as a reward to secure my appointment or confirmation thereof, so help me God.



Affiant

Office to Which Appointed: Presiding Judge

City: City of Corinth, Denton County, Texas

Sworn to and subscribed before me by affiant on this 27th day of June, 2016.



Signature of Person Administering Oath

Sandra Urbina

Printed Name

Acting Court Administrator

Title



City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Effective Tax Rate Calculation

Submitted For: Lee Ann Bunselmeyer, Acting City Manager

Submitted By: Lee Ann Bunselmeyer, Acting City Manager

Finance Review: N/A

Legal Review: Yes

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider accepting the submission of the effective tax rate calculation of \$0.54348 per \$100 assessed valuation and a rollback tax rate of \$0.58194 per \$100 assessed valuation for the fiscal year beginning October 1, 2016 and ending September 30, 2017.

AGENDA ITEM SUMMARY/BACKGROUND

State law requires municipalities to submit to their governing bodies the effective and rollback tax rates for the upcoming fiscal year.

The effective tax rate allows the public to evaluate the relationship between taxes for the current fiscal year and the upcoming fiscal year when applied to the same properties in both years. The City's effective tax rate is generally equal to the prior year's taxes divided by the current taxable value of properties that were also on the tax roll in the prior year. This rate excludes taxes on properties no longer in the taxing unit and also excludes the current taxable value of new properties.

The rollback rate is the highest tax rate the City can set before taxpayers can start rollback procedures. The rollback rate calculation is split into two separate components: an operating and maintenance rate and a debt rate. The rollback calculation allows municipalities to raise 108 percent of the operating and maintenance money raised in the prior year, plus the necessary debt rate.

RECOMMENDATION

Proposed Motion: I move to accept the submission of the effective tax rate of \$0.54348 per \$100 assessed valuation and a rollback tax rate of \$0.58194 per \$100 assessed valuation for the fiscal year beginning October 1, 2016 and ending September 30, 2017.

Attachments

Effective Tax Rate Worksheet

2016 Effective Tax Rate Worksheet

CITY OF CORINTH

1.	2015 total taxable value. Enter the amount of 2015 taxable value on the 2015 tax roll today. Include any adjustments since last year's certification; exclude Section 25.25(d) one-third over-appraisal corrections from these adjustments. This total includes the taxable value of homesteads with tax ceilings (will deduct in line 2) and the captured value for tax increment financing (will deduct taxes in line 14). ¹	\$1,640,494,249
2.	2015 tax ceilings. Counties, Cities and Junior College Districts. Enter 2015 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other units enter "0" If your taxing units adopted the tax ceiling provision in 2015 or prior year for homeowners age 65 or older or disabled, use this step. ²	\$0
3.	Preliminary 2015 adjusted taxable value. Subtract line 2 from line 1.	\$1,640,494,249
4.	2015 total adopted tax rate.	\$0.584890/\$100
5.	2015 taxable value lost because court appeals of ARB decisions reduced 2015 appraised value. A. Original 2015 ARB values: \$12,315,310 B. 2015 values resulting from final court decisions: - \$9,847,060 C. 2015 value loss. Subtract B from A. ³	\$2,468,250
6.	2015 taxable value, adjusted for court-ordered reductions. Add line 3 and line 5C.	\$1,642,962,499
7.	2015 taxable value of property in territory the unit deannexed after January 1, 2015. Enter the 2015 value of property in deannexed territory. ⁴	\$0
8.	2015 taxable value lost because property first qualified for an exemption in 2015. Note that lowering the amount or percentage of an existing exemption does not create a new exemption or reduce taxable value. If the taxing unit increased an original exemption, use the difference between the original exempted amount and the increased exempted amount. Do not include value lost due to freeport, "goods-in-transit" exemptions. A. Absolute exemptions. Use 2015 market value: \$80,724 B. Partial exemptions. 2016 exemption amount or 2016 percentage exemption times 2015 value: + \$3,173,293 C. Value loss. Add A and B. ⁵	\$3,254,017

1 Tex. Tax Code § 26.012(14)

2 Tex. Tax Code § 26.012(14)

3 Tex. Tax Code § 26.012(13)

4 Tex. Tax Code § 26.012(15)

5 Tex. Tax Code § 26.012(15)

2016 Effective Tax Rate Worksheet (continued)

CITY OF CORINTH

9.	2015 taxable value lost because property first qualified for agricultural appraisal (1-d or 1-d-1), timber appraisal, recreational/scenic appraisal or public access airport special appraisal in 2016. Use only those properties that first qualified in 2016; do not use properties that qualified in 2015. A. 2015 market value: \$78,743 B. 2016 productivity or special appraised value: - \$162 C. Value loss. Subtract B from A. ⁶	\$78,581
10.	Total adjustments for lost value. Add lines 7, 8C and 9C.	\$3,332,598
11.	2015 adjusted taxable value. Subtract line 10 from line 6.	\$1,639,629,901
12.	Adjusted 2015 taxes. Multiply line 4 by line 11 and divide by \$100.	\$9,590,031
13.	Taxes refunded for years preceding tax year 2015. Enter the amount of taxes refunded by the taxing unit for tax years preceding tax year 2015. Types of refunds include court decisions, Tax Code § 25.25(b) and (c) corrections and Tax Code § 31.11 payment errors. Do not include refunds for tax year 2015. This line applies only to tax years preceding tax year 2015. ⁷	\$3,287
14.	Taxes in tax increment financing (TIF) for tax year 2015. Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the unit has no 2016 captured appraised value in Line 16D, enter "0". ⁸	\$0
15.	Adjusted 2015 taxes with refunds and TIF adjustment. Add lines 12 and 13, subtract line 14. ⁹	\$9,593,318
16.	Total 2016 taxable value on the 2016 certified appraisal roll today. This value includes only certified values and includes the total taxable value of homesteads with tax ceilings (will deduct in line 18). These homesteads includes homeowners age 65 or older or disabled. ¹⁰ A. Certified values only: \$1,778,192,680 B. Counties: Include railroad rolling stock values certified by the Comptroller's office: + \$0	

6 Tex. Tax Code § 26.012(15)

7 Tex. Tax Code § 26.012(13)

8 Tex. Tax Code § 26.03(c)

9 Tex. Tax Code § 26.012(13)

10 Tex. Tax Code § 26.012(15)

2016 Effective Tax Rate Worksheet (continued)

CITY OF CORINTH

16. (cont.)	<p>C. Pollution control exemption: Deduct the value of property exempted for the current tax year for the first time as pollution control property: - \$0</p> <p>D. Tax increment financing: Deduct the 2016 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which the 2016 taxes will be deposited into the tax increment fund. Do not include any new property value that will be included in line 21 below.¹¹ - \$0</p> <p>E. Total 2016 value. Add A and B, then subtract C and D. \$1,778,192,680</p>	
17.	<p>Total value of properties under protest or not included on certified appraisal roll.¹²</p> <p>A. 2016 taxable value of properties under protest. The chief appraiser certifies a list of properties still under ARB protest. The list shows the appraisal district's value and the taxpayer's claimed value, if any or an estimate of the value if the taxpayer wins. For each of the properties under protest, use the lowest of these values. Enter the total value.¹³ \$20,345,462</p> <p>B. 2016 value of properties not under protest or included on certified appraisal roll. The chief appraiser gives taxing units a list of those taxable properties that the chief appraiser knows about but are not included at appraisal roll certification. These properties also are not on the list of properties that are still under protest. On this list of properties, the chief appraiser includes the market value, appraised value and exemptions for the preceding year and a reasonable estimate of the market value, appraised value and exemptions for the current year. Use the lower market, appraised or taxable value (as appropriate). Enter the total value.¹⁴ + \$0</p>	

11 Tex. Tax Code § 26.03(c)

12 Tex. Tax Code § 26.01(c)

13 Tex. Tax Code § 26.04 and 26.041

14 Tex. Tax Code § 26.04 and 26.041

2016 Effective Tax Rate Worksheet (continued)

CITY OF CORINTH

17. (cont.)	C. Total value under protest or not certified. Add A and B.	\$20,345,462
18.	2016 tax ceilings. Counties, cities and junior colleges enter 2016 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter "0". If your taxing units adopted the tax ceiling provision in 2015 or prior year for homeowners age 65 or older or disabled, use this step. ¹⁵	\$0
19.	2016 total taxable value. Add lines 16E and 17C. Subtract line 18.	\$1,798,538,142
20.	Total 2016 taxable value of properties in territory annexed after January 1, 2008. Include both real and personal property. Enter the 2016 value of property in territory annexed. ¹⁶	\$0
21.	Total 2016 taxable value of new improvements and new personal property located in new improvements. New means the item was not on the appraisal roll in 2015. An improvement is a building, structure, fixture or fence erected on or affixed to land. New additions to existing improvements may be included if the appraised value can be determined. New personal property in a new improvement must have been brought into the taxing unit after January 1, 2015 and be located in a new improvement. New improvements do include property on which a tax abatement agreement has expired for 2016. ¹⁷	\$33,390,497
22.	Total adjustments to the 2016 taxable value. Add lines 20 and 21.	\$33,390,497
23.	2016 adjusted taxable value. Subtract line 22 from line 19.	\$1,765,147,645
24.	2016 effective tax rate. Divide line 15 by line 23 and multiply by \$100. ¹⁸	\$0.543485/\$100
25.	COUNTIES ONLY. Add together the effective tax rates for each type of tax the county levies. The total is the 2016 county effective tax rate. ¹⁹	\$/\$100

15 Tex. Tax Code § 26.012(6)

16 Tex. Tax Code § 26.012(17)

17 Tex. Tax Code § 26.012(17)

18 Tex. Tax Code § 26.04(c)

19 Tex. Tax Code § 26.04(d)

A county, city or hospital district that adopted the additional sales tax in November 2015 or in May 2016 must adjust its effective tax rate. *The Additional Sales Tax Rate Worksheet* on page 39 sets out this adjustment. Do not forget to complete the *Additional Sales Tax Rate Worksheet* if the taxing unit adopted the additional sales tax on these dates.

2016 Rollback Tax Rate Worksheet

CITY OF CORINTH

26.	2015 maintenance and operations (M&O) tax rate.	\$0.441430/\$100
27.	2015 adjusted taxable value. Enter the amount from line 11.	\$1,639,629,901
28.	<p>2015 M&O taxes.</p> <p>A. Multiply line 26 by line 27 and divide by \$100. \$7,237,818</p> <p>B. Cities, counties and hospital districts with additional sales tax: Amount of additional sales tax collected and spent on M&O expenses in 2015. Enter amount from full year's sales tax revenue spent for M&O in 2015 fiscal year, if any. Other units, enter "0." Counties exclude any amount that was spent for economic development grants from the amount of sales tax spent. + \$0</p> <p>C. Counties: Enter the amount for the state criminal justice mandate. If second or later year, the amount is for increased cost above last year's amount. Other units, enter "0." + \$0</p> <p>D. Transferring function: If discontinuing all of a department, function or activity and transferring it to another unit by written contract, enter the amount spent by the unit discontinuing the function in the 12 months preceding the month of this calculation. If the unit did not operate this function for this 12-month period, use the amount spent in the last full fiscal year in which the unit operated the function. The unit discontinuing the function will subtract this amount in H below. The unit receiving the function will add this amount in H below. Other units, enter "0." +/- \$0</p>	

2016 Rollback Tax Rate Worksheet (continued)
CITY OF CORINTH

28. (cont.)	<p>E. Taxes refunded for years preceding tax year 2015: Enter the amount of M&O taxes refunded during the last budget year for tax years preceding tax year 2015. Types of refunds include court decisions, Section 25.25(b) and (c) corrections and Section 31.11 payment errors. Do not include refunds for tax year 2015. This line applies only to tax years preceding tax year 2015.</p> <p style="text-align: right;">+ \$2,494</p> <p>F. Enhanced indigent health care expenditures: Enter the increased amount for the current year's enhanced indigent health care expenditures above the preceding tax year's enhanced indigent health care expenditures, less any state assistance.</p> <p style="text-align: right;">+ \$0</p> <p>G. Taxes in tax increment financing (TIF): Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the unit has no 2016 captured appraised value in Line 16D, enter "0."</p> <p style="text-align: right;">- \$0</p> <p>H. Adjusted M&O Taxes. Add A, B, C, E and F. For unit with D, subtract if discontinuing function and add if receiving function. Subtract G.</p> <p style="text-align: right;">\$7,240,312</p>	
29.	2016 adjusted taxable value. Enter line 23 from the Effective Tax Rate Worksheet.	\$1,765,147,645
30.	2016 effective maintenance and operations rate. Divide line 28H by line 29 and multiply by \$100.	\$0.410181/\$100
31.	2016 rollback maintenance and operation rate. Multiply line 30 by 1.08. (See lines 49 to 52 for additional rate for pollution control expenses.	\$0.442995/\$100

2016 Rollback Tax Rate Worksheet (continued)

CITY OF CORINTH

32.	<p>Total 2016 debt to be paid with property taxes and additional sales tax revenue. "Debt" means the interest and principal that will be paid on debts that: (1) are paid by property taxes, (2) are secured by property taxes, (3) are scheduled for payment over a period longer than one year and (4) are not classified in the unit's budget as M&O expenses.</p> <p>A: Debt also includes contractual payments to other taxing units that have incurred debts on behalf of this taxing unit, if those debts meet the four conditions above. Include only amounts that will be paid from property tax revenue. Do not include appraisal district budget payments. List the debt in Schedule B: Debt Service. \$2,499,076</p> <p>B: Subtract unencumbered fund amount used to reduce total debt. -\$0</p> <p>C: Subtract amount paid from other resources. -\$0</p> <p>D: Adjusted debt. Subtract B and C from A. \$2,499,076</p>	
33.	<p>Certified 2015 excess debt collections. Enter the amount certified by the collector.</p>	\$0
34.	<p>Adjusted 2016 debt. Subtract line 33 from line 32.</p>	\$2,499,076
35.	<p>Certified 2016 anticipated collection rate. Enter the rate certified by the collector. If the rate is 100 percent or greater, enter 100 percent.</p>	100.000000%
36.	<p>2016 debt adjusted for collections. Divide line 34 by line 35.</p>	\$2,499,076
37.	<p>2016 total taxable value. Enter the amount on line 19.</p>	\$1,798,538,142
38.	<p>2016 debt tax rate. Divide line 36 by line 37 and multiply by \$100.</p>	\$0.138950/\$100
39.	<p>2016 rollback tax rate. Add lines 31 and 38.</p>	\$0.581945/\$100
40.	<p>COUNTIES ONLY. Add together the rollback tax rates for each type of tax the county levies. The total is the 2016 county rollback tax rate.</p>	\$/\$100

A taxing unit that adopted the additional sales tax must complete the lines for the *Additional Sales Tax Rate*. A taxing unit seeking additional rollback protection for pollution control expenses completes the *Additional Rollback Protection for Pollution Control*.

City Council Regular and Workshop Session

Meeting Date: 08/04/2016
Title: Tax Rate Public Hearings
Submitted For: Lee Ann Bunselmeyer, Acting City Manager
Submitted By: Lee Ann Bunselmeyer, Acting City Manager
Finance Review: N/A **Legal Review:** Yes
Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider approval of a resolution of the City Council of the City of Corinth, Texas placing a proposal on the September 15, 2016 City Council Public Meeting Agenda to adopt a 2016 tax rate that will exceed the lower of the rollback rate or effective tax rate; calling two public hearings on a tax increase to be held on August 18, 2016, and September 1, 2016; requiring publication of a *Notice of 2016 Tax Year Proposed Property Tax Rate* in accordance with the law; and providing an effective date.

AGENDA ITEM SUMMARY/BACKGROUND

The Truth-in-Taxation publication notices must be calculated based on the highest possible rate the City Council may consider. The rate the City Council finally adopts *can be lower* than the proposed and published rate, but *it cannot exceed* it without undergoing the required posting requirements and timeframes. This agenda item is to establish the highest possible tax rate for the City Council to consider.

In addition, according to Property Tax Code Section 26.05(d), the City is required to hold two public hearings on the proposed tax increase **if** the City Council is proposing a rate that exceeds the lower of the rollback rate or the effective rate. Additional requirements include publishing a quarter-page notice informing the public of the proposed tax rate, preceding year tax rate, effective & rollback tax rate, formula for estimated tax amount, and the date, time, and location of the two required public hearings. The *Notice of 2016 Tax Year Proposed Property Tax Rate for the City of Corinth* is scheduled to appear in the Denton Record Chronicle on Tuesday, August 9, 2016, as required by the Texas Property Tax Code timetables.

Proposed Tax Rate	\$.58193 per \$100
Preceding Year's Tax Rate	\$.58489 per \$100
Effective Tax Rate	\$.54348 per \$100
Rollback Tax Rate	\$.58194 per \$100

The FY 2015-16 Proposed Budget was submitted to City Council on July 29, 2016. The proposed budget is also available online on the City’s website www.cityofcorinth.com.

RECOMMENDATION

Proposed Motion to publish a Proposed Tax Rate of \$0.58193 which exceeds the effective rate of \$0.54348:
 I move to approve a resolution placing a proposal on the September 15, 2016 Council Agenda to consider a FY 2016-2017 tax rate of \$.58193 per one hundred dollars (\$100) of valuation and to set the public hearings on the proposal to increase total tax revenues for Thursday, August 18th at 7:00 p.m. and Thursday, September 1st at 7:00 p.m., with each meeting taking place at the Corinth Municipal Chambers at 3300 Corinth Parkway, Corinth, Texas.

Attachments

Ordinance
2016 Tax Notice

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS PLACING A PROPOSAL ON THE SEPTEMBER 15, 2016 CITY COUNCIL PUBLIC MEETING AGENDA TO ADOPT A 2016 TAX RATE THAT WILL EXCEED THE LOWER OF THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE; CALLING TWO PUBLIC HEARINGS ON A TAX INCREASE TO BE HELD ON AUGUST 18, 2016 AND SEPTEMBER 1, 2016; REQUIRING PUBLICATION OF A NOTICE OF 2016 TAX YEAR PROPOSED PROPERTY TAX RATE IN ACCORDANCE WITH THE LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council desires to consider adopting a tax rate of \$0.58193 per \$100 valuation, which will exceed the lower of the rollback rate or effective tax rate, in accordance with the requirements of the Tex. Tax Code ch. 26 and to schedule two public hearings on the proposed tax increase; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF CORINTH HEREBY RESOLVES:

SECTION 1. The City Council desires to consider adopting a tax rate for the 2016 tax year of \$0.58193 per \$100 per valuation that will exceed the lower of the rollback rate or the effective tax rate.

SECTION 2. The City Council hereby approves the placement of an item on the September 15, 2016 City Council public meeting agenda to vote on a proposed tax rate of \$0.58193 per \$100 valuation that will exceed the lower of the rollback rate or the effective tax rate.

SECTION 3. The City Council hereby calls two public hearings on the proposed tax increase to be held in the City Council Chambers at 3300 Corinth Parkway in CORINTH, Texas 76208 on August 18, 2016 and September 1, 2016 at 7:00 p.m. The public hearings will not be held until at least seven days after notice of the public hearings have been published in the *Denton Record Chronicle*, a newspaper having general circulation within the City, in the form of the attached Notice of 2016 Tax Year Proposed Property Tax Rate for City of Corinth, which is made a part of this resolution for all purposes. The City Manager, or his designee, is hereby directed to publish said notice in accordance with this resolution and in accordance with Tex. Tax Code §26.06. At the public hearings, the City Council will afford adequate opportunity for both proponents and opponents of the tax increase to present their views.

SECTION 4. This resolution shall become effective immediately upon its passage and approval at a regular meeting of the City Council of the City of CORINTH, Texas on this the 4th day of August, 2016, at which meeting a quorum was present and the meeting was held in accordance with the provisions of Tex. Gov't Code §551.001, *et seq.* The City Secretary is hereby directed to record this resolution and the vote on the proposal to place the item for a tax increase on the September 15, 2016 City Council agenda.

PASSED AND APPROVED this the _____ day of _____, 2016.

BILL HEIDEMANN, MAYOR

ATTEST:
KIMBERLY PENCE, CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
CITY ATTORNEY

BY: _____

Council Member

Voted For

Voted Against

Bill Heidemann, Mayor
Joe Harrison, Mayor Pro Tem
Sam Burke
Scott Garber
Lowell Johnson
Don Glockel

NOTICE OF 2016 TAX YEAR PROPOSED PROPERTY TAX RATE FOR

A tax rate of \$.58193 per \$100 valuation has been proposed for adoption by the governing body of City of Corinth. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

The governing body of City of Corinth proposes to use revenue attributable to the tax rate increase for the purpose of increases to medical insurance, legal f.

PROPOSED TAX RATE	\$ <u>.58193</u> per \$100
PRECEDING YEAR'S TAX RATE	\$ <u>.58489</u> per \$100
EFFECTIVE TAX RATE	\$ <u>.54348</u> per \$100
ROLLBACK TAX RATE	\$ <u>.58194</u> per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for City of Corinth from the same properties in both the 2015 tax year and the 2016 tax year.

The rollback tax rate is the highest tax rate that City of Corinth may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

Michelle French
Denton County tax assessor-collector
1505 E. McKinney Street, Denton, Texas 76209
940-349-3518
michelle.french@dentoncounty.com
www.dentoncounty.com

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: August 18, 2016 at 7:00 pm at 3300 Corinth Parkway, Corinth, Texas 76208.
 Second Hearing: September 1, 2016 at 7:00 pm at 3300 Corinth Parkway, Corinth, Texas 76208.

City Council Regular and Workshop Session

Meeting Date: 08/04/2016

Title: Resolution for Eminent Domain

Submitted For: Fred Gibbs, Director

Submitted By: Elaine Herzog, Business Manager

Approval: Lee Ann Bunselmeyer, Acting City Manager

AGENDA ITEM

Consider and Act on a Resolution of the City of Corinth, Texas finding that a public necessity exists to acquire real property in fee for rights-of-way, permanent drainage easements and temporary construction easements for the public purpose of construction of Lake Sharon Drive Extension between Oakmont Drive and Future FM 2499 and authorizing the filing of Eminent Domain Proceedings for the purpose of obtaining these rights-of-way, permanent drainage easements and temporary construction easements for use by the City for this construction of Lake Sharon Drive Extension.

AGENDA ITEM SUMMARY/BACKGROUND

Lake Sharon Drive Extension (from Oakmont Drive to the future FM 2499) has been on Corinth's Thoroughfare Plan for many years. The extension is designated as a four (4) lane divided roadway increasing options of west to east/east to west mobility routes. An Interlocal Agreement with Denton County, a monetary commitment to this project, was approved on November 19, 2013 in the amount of \$1.3 million dollars. On December 19, 2013 Corinth City Council approved a design contract with Teague, Nall and Perkins (TNP) in the amount of \$281,000.00 to design the Lake Sharon Drive Extension. There have been two (2) design change orders to date increasing the design cost to \$297,000.00.

Several factors have caused extensive delays in the progress of this project. However, the City has resolved some of these factors and the design plans are 99% complete.

Staff is in the process of acquiring the necessary rights-of-way and easements to allow for construction of the four (4) lane divided roadway. Staff has received acceptance letters from two (2) of the three (3) property owners the City needs land from and we are in the process of setting closing dates and/or completing the land acquisition transaction(s) with these property owners. On the remaining property, which is owned by Endeavor Energy Resources, L.P., the City has not been to enter into an agreement to secure the necessary rights-of-way and easements for the extension of Lake Sharon Drive. The City, through our attorney, has followed all requirements to attempt to bring closure to this matter by reaching a settlement with the property owner.

The avenue for the City to acquire property for public purpose without reaching a settlement with the property owner is to utilize the Eminent Domain process. If at the end of fourteen (14) days from the Final Offer Letter date; which was sent on July 21, 2016, the City has not received confirmation that Endeavor Energy Resources, L.P., has accepted the City's final offer, the City will be able to start the Eminent Domain process. Approval of the Resolution tonight authorizing the use of Eminent Domain will be the first step in that process. However, if Endeavor Energy Resources, L.P., indicates an interest in executing a settlement agreement during the the fourteen (14) day waiting period the City can still pursue a settlement, but will be prepared to condemn the property if a settlement is not reached.

RECOMMENDATION

Staff recommends City Council approve the Resolution authorizing the use of Eminent Domain and authorizes the Mayor to execute the Resolution.

Resolution

Endeavor ROW Exhibits

Endeavor Drainage Exhibits

Endeavor Temporary Construction Exhibits

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF CORINTH, TEXAS AUTHORIZING THE USE OF EMINENT DOMAIN TO BRING A CONDEMNATION ACTION FOR THE PURPOSE OF ACQUIRING FEE TITLE TO TWO (2) PARCELS FOR RIGHT-OF-WAY, ACQUIRING FIVE (5) PERMANENT DRAINAGE EASEMENTS, AND SIX (6) TEMPORARY CONSTRUCTION EASEMENTS FOR THE PUBLIC PURPOSE OF CONSTRUCTING THE LAKE SHARON DRIVE EXTENSION BETWEEN OAKMONT DRIVE AND FUTURE FM 2499, AND FOR OTHER PUBLIC PURPOSES PERMITTED BY LAW.

WHEREAS, the City of Corinth (the “City”) is in the process of acquiring property for the public use and purpose of constructing the Lake Sharon Drive extension between Oakmont Drive and future FM 2499 (the “Project”), which will serve existing and future development in the City; and

WHEREAS, in order to complete construction of the Project, it is necessary for the City to acquire property across which the Project will be located; and

WHEREAS, the City and the owner of the following property have been unable to reach an agreement on the acquisition of the property necessary for the Project:

Property Owner: Endeavor Energy Resources, L.P.

Property Location: Between Oakmont Drive and future FM 2499, Corinth, Denton County, Texas

Property Description:

1. Fee Title to a 0.895 Acre Parcel
2. Fee title to a 1.597 Acre Parcel
3. Permanent Drainage Easement – 0.091 Acres
4. Permanent Drainage Easement – 0.332 Acres
5. Permanent Drainage Easement – 0.193 Acres
6. Permanent Drainage Easement – 0.134 Acres
7. Permanent Drainage Easement – 0.046 Acres
8. Temporary Construction Easement – 0.163 Acres
9. Temporary Construction Easement – 0.052 Acres
10. Temporary Construction Easement – 0.152 Acres
11. Temporary Construction Easement – 0.308 Acres
12. Temporary Construction Easement – 0.668 Acres
13. Temporary Construction Easement – 0.401 Acres

out of a called 41.272 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, described as Tract 1 in a deed to Endeavor Energy Resources, L.P., recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas (the “Property”); and

WHEREAS, the City made a written initial offer dated June 10, 2016 to the property owner to purchase the Property, and provided the property owner with a copy of the Landowner's Bill of Rights and the City's appraisal of the Property, as required by law; and

WHEREAS, the City made a written final offer dated July 21, 2016 to the property owner to purchase the Property, and provided the property owner with proposed conveyance documents, as required by law; and

WHEREAS, the property owner did not respond to the final offer; and

WHEREAS, the City Council finds and determines that the acquisition of the Property is necessary for the Project and the use of the Property for the Project constitutes a public use for a public purpose; and

WHEREAS, the City Council deems it necessary to authorize the law firm of Taylor, Olson, Adkins, Sralla & Elam, L.L.P. to initiate condemnation proceedings in order to acquire title to the Property for the Project.

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

SECTION 1.

The City Council of the City of Corinth, Texas, hereby finds and determines that the recitals made in the preamble of this Resolution are true and correct, and incorporates such recitals herein.

SECTION 2.

The City Council of the City of Corinth, Texas, hereby finds and determines that a public use and necessity exists for the City of Corinth, Texas, to acquire the Property, as more particularly described on the attached Exhibit A, which is incorporated herein by reference, from the owner of the Property for the purpose of the above described Project.

SECTION 3.

The City Council hereby authorizes the law firm of Taylor, Olson, Adkins, Sralla & Elam, L.L.P. to comply with the necessary legal prerequisites relating to the exercise of eminent domain to acquire the Property and to bring a condemnation lawsuit against the owner of the Property, and any and all other parties having an interest in the Property, for the purpose of acquiring the Property through the exercise of the City's power of eminent domain.

SECTION 4.

The City Council hereby finds and determines that the Property is necessary for the City to construct the Project, which is a public use and is necessary to serve the public health, safety and welfare.

SECTION 5.

This Resolution shall take effect from and after the date of its passage.

PASSED AND APPROVED THIS THE _____ DAY OF _____, 2016.

Mayor

ATTEST:

City Secretary

APPROVED AS TO FORM AND CONTENT

City Attorney

EXHIBIT A

PROPERTY DESCRIPTION

1. Fee Title to a 0.895 Acre Parcel
2. Fee title to a 1.597 Acre Parcel
3. Permanent Drainage Easement – 0.091 Acres
4. Permanent Drainage Easement – 0.332 Acres
5. Permanent Drainage Easement – 0.193 Acres
6. Permanent Drainage Easement – 0.134 Acres
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11. Temporary Construction Easement – 0.308 Acres
12. Temporary Construction Easement – 0.668 Acres
13. Temporary Construction Easement – 0.401 Acres

out of a called 41.272 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, described as Tract 1 in a deed to Endeavor Energy Resources, L.P., recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas.

EXHIBIT "A"

LEGAL DESCRIPTION LAKE SHARON BOULEVARD RIGHT-OF-WAY *Endeavor Energy Resources, L.P. Tract*

TRACT ONE

BEING a 0.895 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at a Southeast corner of the above cited 41.272 acre tract, said point being at an angle point in the Westerly line of a called 1.932 acre tract of land described in a Right-of-Way Deed to the City of Corinth, as recorded in Document No. 2006-152687 of the Real Property Records of Denton County, Texas, said point also being at the Southerly end of a corner clip in the Westerly line of Oakmont Drive, a variable width right-of-way;

THENCE North 89°28'29" West along the most Easterly South line of said 41.272 acre tract and the most Westerly North line of said 1.932 acre tract, for a distance of 300.15 feet to a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at an interior ell corner of said 41.272 acre tract and the most Westerly Northwest corner of said 1.932 acre tract;

THENCE South 00°01'25" West along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 18.82 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE South 00°01'25" West continuing along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 10.44 feet to a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at the most Southerly Southeast corner of said 41.272 acre tract and the most Westerly Southwest corner of said 1.932 acre tract, said point being in the existing North line of Lake Sharon Boulevard, a variable width right-of-way conveyed to the City of Corinth, Texas, per Deed recorded in Volume 5244, Page 4062 of the Real Property Records of Denton County, Texas;

THENCE North 89°44'16" West along the most Southerly line of said 41.272 acre tract and the existing North line of said Lake Sharon Boulevard, passing a 1/2 inch iron rod with cap stamped "Carter Burgess" found for the most Northerly Northeast corner of Lot 34, Block F of Lake Sharon Estates Phase II, as recorded in Cabinet V, Page 857 of the Plat Records of Denton County, Texas, at a distance of 1143.98 feet, and continuing along the most Southerly line of said 41.272 acre tract and the North line of said Lot 34, for a total distance of 1247.66 feet to a 1/2 inch iron rod with cap stamped "Carter Burgess" found for corner at the most Southerly Southwest corner of said 41.272 acre tract, said point also being in the East line of a called 1.963 acre tract of land described in a Deed to the City of Corinth, Texas, as recorded in Volume 4199, Page 1247 of the Real Property Records of Denton County, Texas;

THENCE North 04°46'43" West along the most Easterly West line of said 41.272 acre tract, for a distance of 122.95 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner, from which an interior ell corner of said 41.272 acre tract and the Northeast corner of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas, bears North 04°46'43" West a distance of 48.27 feet;

THENCE in a Southeasterly direction, departing the most Easterly West line of said 41.272 acre tract, and along a non-tangent curve to the left having a central angle of 18°38'22", a radius of 1965.98 feet, a chord bearing of South 79°58'56" East, a chord distance of 636.76 feet and an arc length of 639.57 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE South 89°18'05" East for a distance of 594.43 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a curve to the left;

THENCE in a Northeasterly direction, along said curve to the left having a central angle of 2°04'20", a radius of 1008.00 feet, a chord bearing of North 89°39'42" East, a chord distance of 36.45 feet and an arc length of 36.46 feet to the **POINT OF BEGINNING**, and containing 0.895 acres of land, more or less.

TRACT TWO

BEING a 1.597 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8 inch iron rod with cap stamped "TNP" set for corner in the most Westerly South line of the above cited 41.272 acre tract, said point also being in the North line of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas, from which the Northeast corner of said 62.667 acre tract and an interior ell corner of said 41.272 acre tract bears South 88°49'25" East a distance of 165.36 feet;

THENCE North 88°49'25" West along the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, passing a 1/2 inch iron rod with cap stamped "RPLS 4023" found for the Northwest corner of said 62.667 acre tract and the Northeast corner of a called 0.275 acre tract of land described in a Deed to 777 Lakes LP, as recorded in Document No. 2005-1791 of the Real Property Records of Denton County, Texas, at a distance of 1215.34 feet, and continuing along the most Westerly South line of said 41.272 acre tract and the North line of said 0.275 acre tract for a total distance of 1296.00 feet to a 5/8 inch iron rod with cap stamped "TNP" found for corner in the Easterly line of FM 2499, a variable width right-of-way conveyed to the State of Texas, per Deed recorded in Document No. 2013-117939 of the Real Property Records of Denton County, Texas;

THENCE in a Northwesterly direction, along the Easterly line of said FM 2499, and along a non-tangent curve to the left having a central angle of 03°30'03", a radius of 1160.00 feet, a chord bearing of North 22°02'38" West, a chord distance of 70.86 feet and an arc length of 70.88 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North 77°21'21" East departing the Easterly line of said FM 2499, for a distance of 12.12 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a curve to the right;

THENCE in an Easterly direction, along said curve to the right having a central angle of 27°39'54", a radius of 552.00 feet, a chord bearing of South 88°48'43" East, a chord distance of 263.95 feet and an arc length of 266.53 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a reverse curve to the left;

THENCE in a Southeasterly direction, along said reverse curve to the left having a central angle of 13°48'30", a radius of 468.00 feet, a chord bearing of South 81°53'01" East, a chord distance of 112.51 feet and an arc length of 112.79 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE South 88°47'09" East for a distance of 483.93 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the right;

THENCE in a Southeasterly direction, along said non-tangent curve to the right having a central angle of 12°52'01", a radius of 2034.00 feet, a chord bearing of South 82°00'50" East, a chord distance of 455.82 feet and an arc length of 456.78 feet to the **POINT OF BEGINNING**, and containing 1.597 acres of land, more or less.

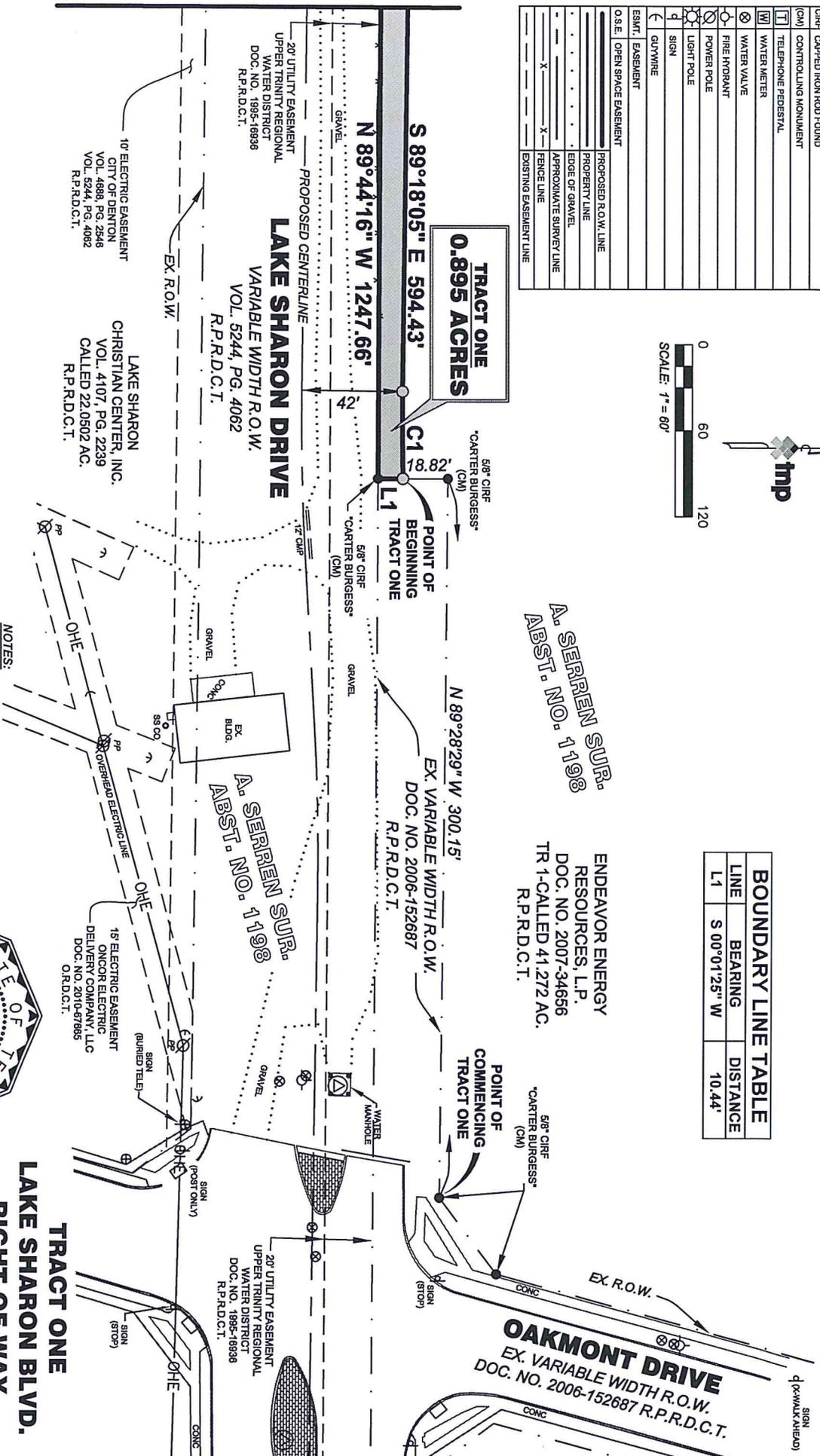
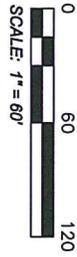
Todd B. Turner, R.P.L.S. No. 4859
Teague Nall & Perkins
1517 Centre Place Drive, Suite 320
Denton, Texas 76205
940-383-4177
Date: July 2, 2015



CURVE	DELTA	RADIUS	CHORD BRG	CHORD LENGTH	ARC LENGTH
C1	2°04'20"	1008.00'	N 89°39'42" E	36.45'	36.46'

LINE	BEARING	DISTANCE
L1	S 00°01'25" W	10.44'

△	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8 IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM 1x00FT MONUMENT
⊖	CIRCF CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊔	TELEPHONE FERRISWAL
⊗	WATER METER
⊕	WATER VALVE
⊙	FIRE HYDRANT
⊖	POWER POLE
⊕	LIGHT POLE
⊖	SIGN
⊖	GUYWIRE
ESMT	EASEMENT
O.S.E.	OPEN SPACE EASEMENT
---	PROPOSED R.O.W. LINE
---	PROPERTY LINE
---	EDGE OF GRAVEL
---	APPROXIMATE SURVEY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE



MATCH LINE
SEE SHEET 4

TRACT ONE
0.895 ACRES

POINT OF BEGINNING
TRACT ONE

POINT OF COMMENCING
TRACT ONE

OAKMONT DRIVE
EX. VARIABLE WIDTH R.O.W.
DOC. NO. 2006-152687 R.P.R.D.C.T.

LAKE SHARON DRIVE
VARIABLE WIDTH R.O.W.
VOL. 5244, PG. 4062
R.P.R.D.C.T.

LAKE SHARON
CHRISTIAN CENTER, INC.
VOL. 4107, PG. 2239
CALLED 22.0502 AC.
R.P.R.D.C.T.

A. SERREN SURV.
ABST. NO. 1198

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.

15' ELECTRIC EASEMENT
ONCOR ELECTRIC
DELIVERY COMPANY, LLC
DOC. NO. 2010-07865
O.R.D.C.T.

20' UTILITY EASEMENT
UPPER TRINITY REGIONAL
WATER DISTRICT
DOC. NO. 1995-18986
R.P.R.D.C.T.

NOTES:

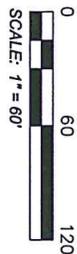
1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (CORRS6) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000150630.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

TRACT ONE
LAKE SHARON BLVD.
RIGHT-OF-WAY

ENDEAVOR ENERGY RESOURCES TRACT
BEING 0.895 ACRES OF LAND
SITUATED IN THE
CITY OF CORINTH
DENTON COUNTY, TEXAS



teague nall & perkins
1517 Centre Place Drive, Suite 320
Denton, Texas 76205
940.383.4177 ph 940.383.8026 fx
www.tnpinc.com
TNP15 Firm No. 10011601



LEGEND	
△	CALCULATED POINT
●	1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8" IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TAPOT MONUMENT
⊙	3" CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
T	TELEPHONE PEDESTAL
W	WATER METER
⊗	WATER VALVE
⊕	FIRE HYDRANT
⊖	POWER POLE
⊙	LIGHT POLE
d	SIGN
⊔	GUTTER
⊔	ESMT. EASEMENT
—	O.S.E. / OPEN SPACE EASEMENT
—	PROPOSED R.O.W. LINE
—	PROPERTY LINE
—	EDGE OF GRAVEL
—	APPROXIMATE SURVEY LINE
—	FENCE LINE
—	EXISTING EASEMENT LINE

$\Delta = 18^{\circ}38'22"$
 $R = 1965.98'$
 $L = 639.57'$
 $CB = S 79^{\circ}58'56" E$
 $CHD = 636.76'$

A. SERREN SUR.
ABST. NO. 1198
S 89°18'05" E 594.43'
N 89°44'16" W 1247.66'
ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41,272 AC.
R.P.R.D.C.T.

TRACT ONE
0.895 ACRES

MATCH LINE
SEE SHEET 5

MATCH LINE
SEE SHEET 3

LAKE SHARON
CHRISTIAN CENTER, INC.
VOL. 4107, PG. 2239
CALLED 22,0502 AC.
R.P.R.D.C.T.

A. SERREN SUR.
ABST. NO. 1198

60' WIDE ELECTRIC EASEMENT
BRAZOS RIVER TRANSMISSION ELECTRIC COOPERATIVE, INC.
VOL. 398, PG. 89 D.R.D.C.T.
ASSIGNED TO THE CITY OF DENTON, TEXAS
IN VOL. 2736, PG. 825, R.P.R.D.C.T.
PARTIALLY ABANDONED AND DEFINED PER
CITY OF DENTON ORDINANCE NO. 2003-189
SAVE & EXCEPT TRACT 1
VOL. 5965, PG. 6489, R.P.R.D.C.T.

LAKE SHARON DRIVE
VARIABLE WIDTH R.O.W.
VOL. 5244, PG. 4062
R.P.R.D.C.T.

10' ELECTRIC EASEMENT
CITY OF DENTON
VOL. 4884, PG. 2546
VOL. 5244, PG. 4062
R.P.R.D.C.T.

TRACT ONE
LAKE SHARON BLVD.
RIGHT-OF-WAY

ENDEAVOR ENERGY RESOURCES' TRACT
BEING 0.895 ACRES OF LAND
SITUATED IN THE
A SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS

teague nall & perkins
 1517 Centie Place Drive, Suite 320
 Denton, Texas 76205
 940.383.4177 ph 940.383.8026 fx
 www.tnpinc.com
 TNP IS Firm No. 10011601

- NOTES:**
1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83, COE599, EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTIGUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000150530.
 2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
 3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



B. MERCHANT SUR.
ABST. NO. 800

APPROXIMATE SURVEY LINE

20' UTILITY EASEMENT
 UPPER TRINITY REGIONAL
 WATER DISTRICT
 DOC. NO. 1985-029807
 R.P.R.D.C.T.

777 LAKES LP
 CALLED 62.667 ACRES
 TRACT FOUR
 DOC. NO. 2004-19618
 R.P.R.D.C.T.

A. SERREN SUR.
ABST. NO. 1198

$\Delta = 18^{\circ}38'22''$
 $R = 1965.98'$
 $L = 639.57'$
 $CB = S 79^{\circ}58'56'' E$
 $CHD = 636.76'$

**ENDEAVOR ENERGY
 RESOURCES, L.P.**
 DOC. NO. 2007-34656
 TR 1-CALLED 41.272 AC.
 R.P.R.D.C.T.

**TRACT ONE
 0.895 ACRES**

**CITY OF CORINTH
 CALLED 1.983 AC.**
 VOL. 4199, PG. 1247
 R.P.R.D.C.T.

**CITY OF DENTON
 VOL. 4878 PG. 2005
 R.P.R.D.C.T.**

**B.B.B. & G.R.R. CO.
 SUR. ABST. NO. 190**

**LAKE SHARON ESTATES
 PHASE II
 CAB. V. PG. 857
 P.R.D.C.T.**

**BLOCK F
 LOT 34**

**NAVAJO ROAD
 (60' R.O.W. - PER PLAT)**

**BLOCK G
 LOT 1**

**LAKE SHARON ESTATES
 PHASE II
 CAB. V. PG. 857
 P.R.D.C.T.**

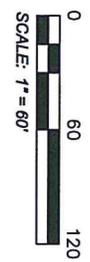
**LAKE SHARON
 CHRISTIAN CENTER, INC.
 VOL. 4107, PG. 2239
 CALLED 22.0502 AC.
 R.P.R.D.C.T.**

**TRACT ONE
 LAKE SHARON BLVD.
 RIGHT-OF-WAY**

**ENDEAVOR ENERGY RESOURCES TRACT
 BEING 0.895 ACRES OF LAND
 SITUATED IN THE
 CITY OF CORINTH
 DENTON COUNTY, TEXAS**

teague hall & perkins
 1517 Centre Place Drive, Suite 320
 Denton, Texas 76205
 940.383.4177 ph 940.383.8026 fx
 www.tnpinc.com
 TPLS Firm No. 10011601

- NOTES:**
1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GORS96) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000150630.
 2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
 3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



LEGEND	
Δ	CALCULATED POINT
\bullet	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
\circ	5/8 IRON ROD SET STAMPED "TNP"
\oplus	3" CAPPED ALUMINUM TAPDOT MONUMENT
\ominus	3" CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
TT	TELEPHONE PEDESTAL
WM	WATER METER
WV	WATER VALVE
FI	FIRE HYDRANT
PP	POWER POLE
LP	LIGHT POLE
S	SIGN
G	GWYRE
E	EASMT. EASEMENT
O.S.E.	OPEN SPACE EASEMENT
---	PROPOSED R.O.W. LINE
---	PROPERTY LINE
---	EDGE OF GRAVEL
---	APPROXIMATE SURVEY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE

**MATCH LINE
 SEE SHEET 4**

EXHIBIT "B"

BOUNDARY CURVE TABLE

CURVE	DELTA	RADIUS	CHORD BRG	CHORD LENGTH	ARC LENGTH
C1	3°30'03"	1160.00'	N 22°02'38" W	70.86'	70.88'

ENDEAVOR ENERGY
 RESOURCES, L.P.
 DOC. NO. 2007-34656
 TR 1-CALLED 41.272 AC.
 R.P.R.D.C.T.

BOUNDARY LINE TABLE

LINE	BEARING	DISTANCE
L1	N 77°21'21" E	12.12'

$\Delta = 12^\circ 52' 01''$
 $R = 2034.00'$
 $L = 456.78'$
 $CB = S 82^\circ 00' 50'' E$
 $CHD = 455.82'$

TRACT TWO
1.597 ACRES

20' UTILITY EASEMENT
 UPPER TRINITY REGIONAL
 WATER DISTRICT
 DOC. NO. 1995-029907
 R.P.R.D.C.T.

B. MERCHANT SUR.
ABST. NO. 800

APPROXIMATE SURVEY LINE

A. SERPEN SUR.
ABST. NO. 1198

MATCH LINE
 SEE SHEET 7

N 88°49'25" W 1296.00'

APPROXIMATE SURVEY LINE

S 88°49'25" E 165.36'

777 LAKES LP
 DOC. NO. 2004-19618
 TR FOUR - CALLED 62.867 AC.
 R.P.R.D.C.T.

ENDEAVOR ENERGY
 RESOURCES, L.P.
 DOC. NO. 2007-34656
 TR 1-CALLED 41.272 AC.
 R.P.R.D.C.T.

CITY OF CORINTH
 VOL. 4199, PG. 1247
 CALLED 1,968 AC.
 R.P.R.D.C.T.

B.B.B. & Co. R.R. Co.
SUR. ABST. NO. 190

N 04°46'43" W 31.30'
 1/2" CIRCF
 *C&G SURVEYING (CM)

TRACT TWO

LAKE SHARON BLVD.

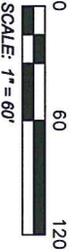
RIGHT-OF-WAY

ENDEAVOR ENERGY RESOURCES TRACT
 BEING 1.597 ACRES OF LAND
 SITUATED IN THE

B. MERCHANT SURVEY, ABSTRACT NO. 800
 CITY OF CORINTH
 DENTON COUNTY, TEXAS

LEGEND

▲	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8 IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TAPDOT MONUMENT
⊙	CAPPED IRON ROD FOUND
Ⓜ	CONTROLLING MONUMENT
Ⓛ	TELEPHONE PEDESTAL
Ⓜ	WATER METER
Ⓜ	WATER VALVE
Ⓜ	FIRE HYDRANT
Ⓜ	POWER POLE
Ⓜ	LIGHT POLE
Ⓜ	SIGN
←	GUYWIRE
ESMT.	EASEMENT
O.S.E.	OPEN SPACE EASEMENT
-----	PROPOSED R.O.W. LINE
-----	PROPERTY LINE
-----	EDGE OF GRAVEL
-----	APPROXIMATE SURVEY LINE
-----	FENCE LINE
-----	EXISTING EASEMENT LINE



NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83) (COORS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0001506930.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



LAKE SHARON BLVD.
RIGHT-OF-WAY
 ENDEAVOR ENERGY RESOURCES TRACT
 BEING 1.597 ACRES OF LAND
 SITUATED IN THE
B. MERCHANT SURVEY, ABSTRACT NO. 800
 CITY OF CORINTH
 DENTON COUNTY, TEXAS

league hall & perkins
 1517 Centre Place Drive, Suite 320
 Denton, Texas 76205
 940.383.4177 ph 940.383.8026 fx
 www.tnpllc.com
 TBP15 Firm No.: 10011801

EXHIBIT "B"

PUBLIC UTILITY EASEMENT
CITY OF DENTON
VOL. 4308 PG. 358
R.P.R.D.C.T.

B. MERCHANT SURV.
ABST. NO. 800

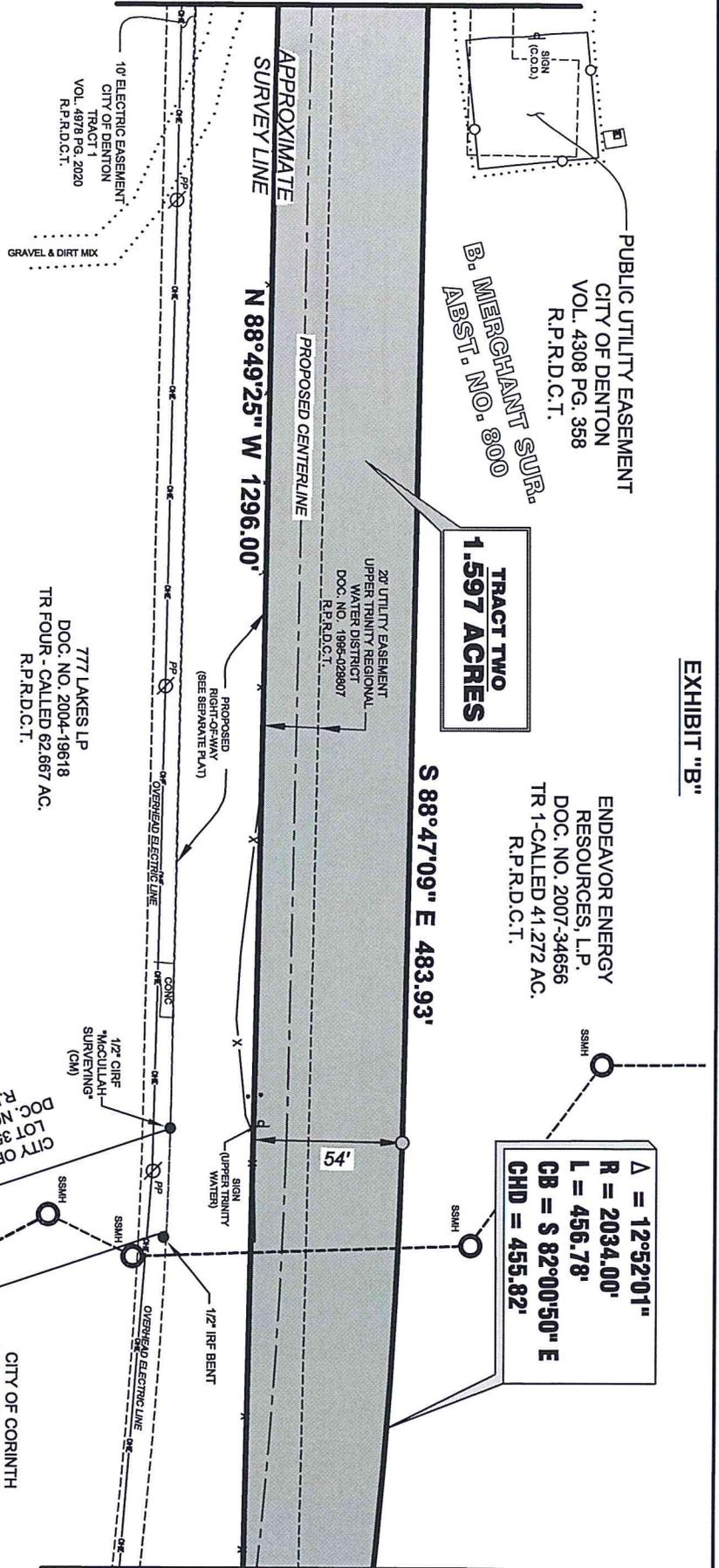
**TRACT TWO
1.597 ACRES**

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.

S 88°47'09" E 483.93'

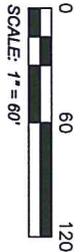
MATCH LINE
SEE SHEET 8

MATCH LINE
SEE SHEET 6



LEGEND

△	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8 IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TPOOT MONUMENT
⊙	GIRF CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⌈	TELEPHONE PEDESTAL
⌊	WATER METER
⊗	WATER VALVE
⊙	FIRE HYDRANT
⊙	POWER POLE
⊙	LIGHT POLE
⊙	SIGN
⊙	GUYWIRE
⊙	ESMT. EASEMENT
⊙	O.S.E. OPEN SPACE EASEMENT
⊙	PROPOSED R.O.W. LINE
⊙	PROPERTY LINE
⊙	EDGE OF GRAVEL
⊙	APPROXIMATE SURVEY LINE
⊙	FENCE LINE
⊙	EXISTING EASEMENT LINE



BOUNDARY CURVE TABLE

CURVE	DELTA	RADIUS	CHORD BRG	CHORD LENGTH	ARC LENGTH
C1	3°30'03"	1160.00'	N 22°02'38" W	70.86'	70.88'

BOUNDARY LINE TABLE

LINE	BEARING	DISTANCE
L1	N 77°21'21" E	12.12'

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GORS9) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0001506930.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

B.B.B. & C. R.R. CO.
SURV. ABST. NO. 190

CITY OF CORINTH
LOT 35, BLOCK F
DOC. NO. 2006-99164
R.P.R.D.C.T.

CITY OF CORINTH
VOL. 4199, PG. 1247
CALLED 1.983 AC.
R.P.R.D.C.T.

△ = 12°52'01"
R = 2034.00'
L = 456.78'
CB = S 82°00'50" E
CHD = 455.82'

league hall & perkins
1317 Centine Place Drive, Suite 320
Denton, Texas 76205
940.383.4177 ph 940.383.8026 fx
www.tnplnc.com
TBNLS Firm No. 10011601



**TRACT TWO
LAKE SHARON BLVD.
RIGHT-OF-WAY**
ENDEAVOR ENERGY RESOURCES TRACT
BEING 1.597 ACRES OF LAND
SITUATED IN THE
CITY OF CORINTH
DENTON COUNTY, TEXAS
B. MERCHANT SURVEY, ABSTRACT NO. 800

SHEET 7 OF 8
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CRN13290

EXHIBIT "B"

STATE OF TEXAS
DOC. NO. 2013-117939
CALLED 1.702 AC.
R.P.R.D.C.T.

B. MERCHANT SUR.
ABST. NO. 800

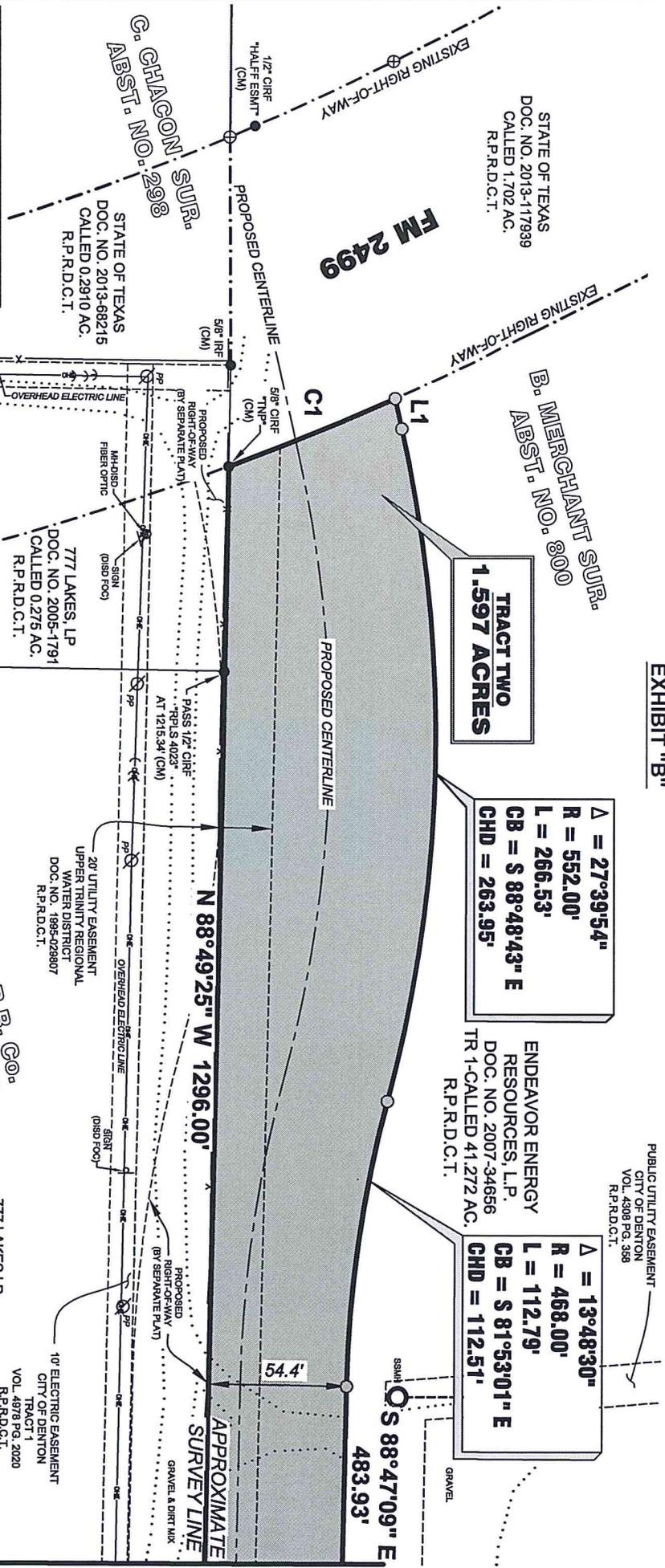
TRACT TWO
1.597 ACRES

$\Delta = 27^{\circ}39'54''$
 $R = 552.00'$
 $L = 266.53'$
 $CB = \$ 88^{\circ}48'43'' E$
 $CHD = 263.95'$

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.

$\Delta = 13^{\circ}48'30''$
 $R = 468.00'$
 $L = 112.79'$
 $CB = \$ 81^{\circ}53'01'' E$
 $CHD = 112.51'$

PUBLIC UTILITY EASEMENT
CITY OF DENTON
VOL. 4398 PG. 356
R.P.R.D.C.T.



LEGEND

▲	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8 IRON ROD SET STAMPED "TNP"
○	3" CAPPED ALUMINUM TADOT MONUMENT
○	3" CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
T	TELEPHONE PEDSTAL
W	WATER METER
⊗	WATER VALVE
⊕	FIRE HYDRANT
⊙	POWER POLE
⊙	LIGHT POLE
⊙	SIGN
⊙	GUYWIRE
ESMT	EASEMENT
O.S.E.	OPEN SPACE EASEMENT
.....	PROPOSED ROW LINE
.....	PROPERTY LINE
.....	EDGE OF GRAVEL
.....	APPROXIMATE SURVEY LINE
.....	EXISTING EASEMENT LINE

APPROXIMATE SURVEY LINE

10' UTILITY EASEMENT
CITY OF DENTON
VOL. 4478, PG. 2347
R.P.R.D.C.T.

DENTON COUNTY, TEXAS
DOC. NO. 2005-99455
CALLED 5.149 AC.
R.P.R.D.C.T.

777 LAKES, LP
DOC. NO. 2005-1791
CALLED 0.275 AC.
R.P.R.D.C.T.

20' UTILITY EASEMENT
UPPER TRINITY REGIONAL
WATER DISTRICT
DOC. NO. 1995-028807
R.P.R.D.C.T.

B.B. & C. R.B. CO.
SUR. ABST. NO. 190

777 LAKES LP
DOC. NO. 2004-19618
TR FOUR - CALLED 62.667 AC.
R.P.R.D.C.T.

10' ELECTRIC EASEMENT
CITY OF DENTON
TRACT 1
VOL. 4878 PG. 2020
R.P.R.D.C.T.

BOUNDARY LINE TABLE

LINE	BEARING	DISTANCE
L1	N 77°21'21" E	12.12'

BOUNDARY CURVE TABLE

CURVE	DELTA	RADIUS	CHORD BRG	CHORD LENGTH	ARC LENGTH
C1	03°30'03"	1460.00'	N 22°02'38" W	70.86'	70.88'

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GCRS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTIGUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0061506930.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF ACQUIRMENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



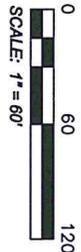
teague nall & perkins

1517 Centre Place Drive, Suite 320
Denton, Texas 76205
940.383.4177 ph 940.383.8026 fx
www.tnpinc.com
TRPLS Firm No. 100111601



TRACT TWO
LAKE SHARON BLVD.
RIGHT-OF-WAY

ENDEAVOR ENERGY RESOURCES TRACT
BEING 1.597 ACRES OF LAND
SITUATED IN THE
CITY OF CORINTH
DENTON COUNTY, TEXAS



MATCH LINE
SEE SHEET 7

EXHIBIT "A"

**LEGAL DESCRIPTION
DRAINAGE EASEMENTS**

Endeavor Energy Resources, L.P. Tract

DRAINAGE EASEMENT NO. 1

BEING a 0.091 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at an interior ell corner of the above cited 41.272 acre tract, said point being the most Westerly Northwest corner of a called 1.932 acre tract of land described in a Right-of-Way Deed to the City of Corinth, as recorded in Document No. 2006-152687 of the Real Property Records of Denton County;

THENCE South 00°01'25" West along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 18.82 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the right;

THENCE in a Westerly direction, departing the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, and along said non-tangent curve to the right having a central angle of 02°04'20", a radius of 1008.00 feet, a chord bearing of South 89°39'42" West, a chord distance of 36.45 feet and an arc length of 36.46 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North 89°18'05" West for a distance of 136.79 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE North 89°18'05" West for a distance of 120.00 feet to a point for corner;

THENCE North 00°41'55" East for a distance of 33.00 feet to a point for corner;

THENCE South 89°18'05" East for a distance of 120.00 feet to a point for corner;

THENCE South 00°41'55" West for a distance of 33.00 feet to the **POINT OF BEGINNING**, and containing 0.091 acres of land, more or less.

DRAINAGE EASEMENT NO. 2

BEING a 0.332 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at an interior ell corner of the above cited 41.272 acre tract, said point being the most Westerly Northwest corner of a called 1.932 acre tract of land described in a Right-of-Way Deed to the City of Corinth, as recorded in Document No. 2006-152687 of the Real Property Records of Denton County;

THENCE South 00°01'25" West along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 18.82 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the right;

THENCE in a Westerly direction, departing the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, and along said non-tangent curve to the right having a central angle of 02°04'20", a radius of 1008.00 feet, a chord bearing of South 89°39'42" West, a chord distance of 36.45 feet and an arc length of 36.46 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North 89°18'05" West for a distance of 586.79 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE North 89°18'05" West for a distance of 7.64 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a curve to the right;

THENCE in a Westerly direction, along said curve to the right having a central angle of 06°54'56", a radius of 1965.98 feet, a chord bearing of North 85°50'39" West, a chord distance of 237.15 feet and an arc length of 237.29 feet to a point for corner;

THENCE North 07°36'49" East for a distance of 60.00 feet to a point for corner at the beginning of a non-tangent curve to the left;

THENCE in an Easterly direction, along said non-tangent curve to the left having a central angle of 06°54'56", a radius of 1905.99 feet, a chord bearing of South 85°50'39" East, a chord distance of 229.91 feet and an arc length of 230.05 feet to a point for corner;

THENCE South 89°18'05" East for a distance of 7.64 feet to a point for corner;

THENCE South 00°41'55" West for a distance of 60.00 feet to the **POINT OF BEGINNING**, and containing 0.332 acres of land, more or less.

DRAINAGE EASEMENT NO. 3

BEING a 0.193 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "TNP" set for corner at an interior ell corner of the above cited 41.272 acre tract, said point being the Northeast corner of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas;

THENCE North 88°49'25" West along the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, for a distance of 75.96 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE North 88°49'25" West continuing along the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, for a distance of 89.40 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the left;

THENCE in a Northwesterly direction, departing the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, and along said non-tangent curve to the left having a central angle of 01°53'20", a radius of 2034.00 feet, a chord bearing of North 76°31'29" West, a chord distance of 67.06 feet and an arc length of 67.06 feet to a point for corner;

THENCE North 12°31'50" East for a distance of 60.00 feet to a point for corner at the beginning of a non-tangent curve to the right;

THENCE in a Southeasterly direction, along said non-tangent curve to the right having a central angle of 04°18'52", a radius of 2094.00 feet, a chord bearing of South 75°18'44" East, a chord distance of 157.64 feet and an arc length of 157.68 feet to a point for corner;

THENCE South 16°50'42" West for a distance of 37.68 feet to the **POINT OF BEGINNING**, and containing 0.193 acres of land, more or less.

DRAINAGE EASEMENT NO. 4

BEING a 0.134 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "TNP" set for corner at an interior ell corner of the above cited 41.272 acre tract, said point being the Northeast corner of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas;

THENCE North 88°49'25" West along the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, for a distance of 165.36 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the left;

THENCE in a Northwesterly direction, departing the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, and along said non-tangent curve to the left having a central angle of 12°52'01", a radius of 2034.00 feet, a chord bearing of North 82°00'50" West, a chord distance of 455.82 feet and an arc length of 456.78 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North 88°47'09" West for a distance of 23.92 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE North 88°47'09" West for a distance of 80.00 feet to a point for corner;

THENCE North 28°47'09" West for a distance of 69.28 feet to a point for corner;

THENCE South 88°47'09" East for a distance of 114.64 feet to a point for corner;

THENCE South 01°12'51" West for a distance of 60.00 feet to the **POINT OF BEGINNING**, and containing 0.134 acres of land, more or less.

DRAINAGE EASEMENT NO. 5

BEING a 0.046 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "TNP" set for corner at an interior ell corner of the above cited 41.272 acre tract, said point being the Northeast corner of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas;

THENCE North 88°49'25" West along the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, for a distance of 165.36 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the left;

THENCE in a Northwesterly direction, departing the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, and along said non-tangent curve to the left having a central angle of 12°52'01", a radius of 2034.00 feet, a chord bearing of North 82°00'50" West, a chord distance of 455.82 feet and an arc length of 456.78 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North 88°47'09" West for a distance of 337.01 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE North 88°47'09" West for a distance of 146.92 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a curve to the right;

THENCE in a Westerly direction, along said curve to the right having a central angle of 02°40'44", a radius of 468.00 feet, a chord bearing of North 87°26'53" West, a chord distance of 21.88 feet and an arc length of 21.88 feet to a point for corner;

THENCE North 01°12'51" East for a distance of 23.28 feet to a point for corner;

THENCE South 88°47'28" East for a distance of 17.53 feet to a point for corner;

THENCE South 01°12'32" West for a distance of 13.77 feet to a point for corner at the beginning of a non-tangent curve to the left;

THENCE in an Easterly direction, along said non-tangent curve to the left having a central angle of 00°32'36", a radius of 458.00 feet, a chord bearing of South 88°30'57" East, a chord distance of 4.34 feet and an arc length of 4.34 feet to a point for corner;

THENCE South 88°47'09" East for a distance of 140.86 feet to a point for corner;

THENCE North 01°12'51" East for a distance of 14.46 feet to a point for corner;

THENCE South 88°47'09" East for a distance of 6.07 feet to a point for corner;

THENCE South 01°12'51" West for a distance of 24.46 feet to the **POINT OF BEGINNING**, and containing 0.046 acres of land, more or less.



Todd B. Turner, R.P.L.S. No. 4859
Teague Nall & Perkins
1517 Centre Place Drive, Suite 320
Denton, Texas 76205
940-383-4177
Date: July 2, 2015

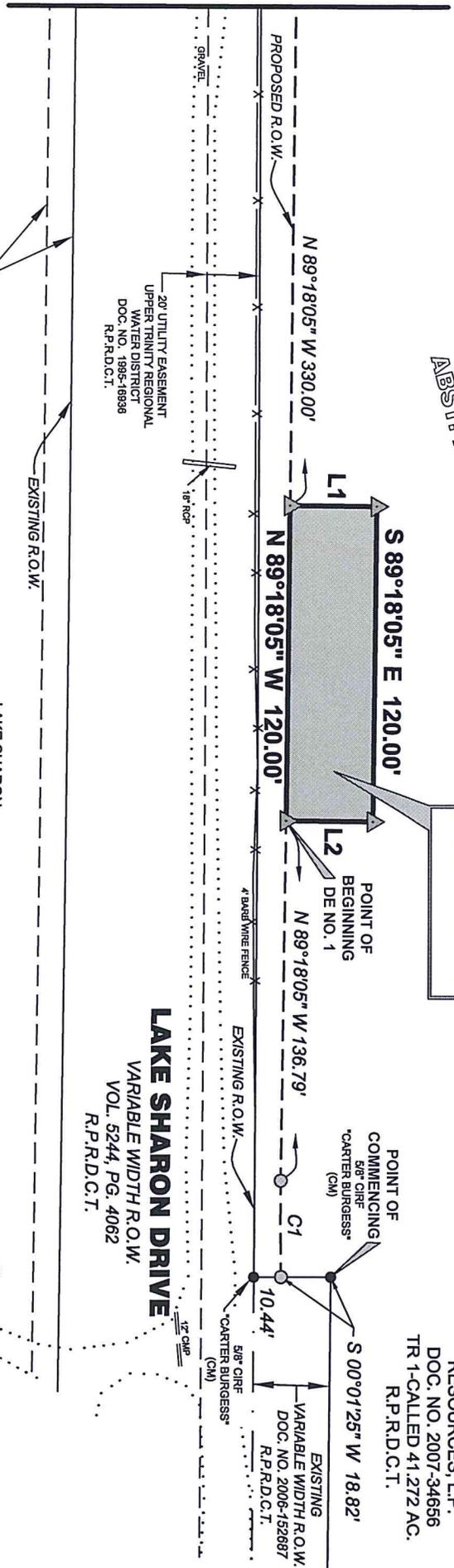


A. SERREN SURV.
ABST. NO. 1198

DE NO. 1
0.091 ACRES

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR-1 CALLED 41 272 AC.
R.P.R.D.C.T.

MATCH LINE
SEE SHEET 6



10' ELECTRIC EASEMENT
CITY OF DENTON
VOL. 4888, PG. 2546
VOL. 5244, PG. 4082
R.P.R.D.C.T.

20' UTILITY EASEMENT
UPPER TRINITY REGIONAL
WATER DISTRICT
DOC. NO. 1995-18938
R.P.R.D.C.T.

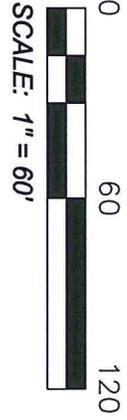
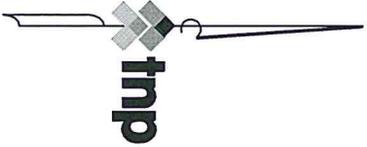
LAKE SHARON
CHRISTIAN CENTER, INC.
VOL. 4107, PG. 2239
CALLED 22.0502 AC.
R.P.R.D.C.T.

LAKE SHARON DRIVE
VARIABLE WIDTH R.O.W.
VOL. 5244, PG. 4062
R.P.R.D.C.T.

A. SERREN SURV.
ABST. NO. 1198

LEGEND

▲	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8 IRON ROD SET STAMPED TNP
⊕	3' CAPPED ALUMINUM TAPOT MONUMENT
⊙	3' CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊖	POWER POLE
⊕	GUYWIRE
Ⓢ	SAUNITARY SEWER MANHOLE
DE	DRAINAGE EASEMENT
TOE	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT. BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL



NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GORS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0001505630.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENT'S AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

CURVE TABLE

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	2°04'20"	1008.00'	36.46'	S 89°39'42" W	36.45'

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 00°41'55" E	33.00'
L2	S 00°41'55" W	33.00'



DRAINAGE EASEMENTS
ENDEAVOR ENERGY RESOURCES, L.P. TRACT
SITUATED IN THE
B. MERCHANT SURVEY, ABSTRACT NO. 800
& THE A. SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS

SHEET 5 OF 9
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CRN13290

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TNP15 Firm No. 10011601

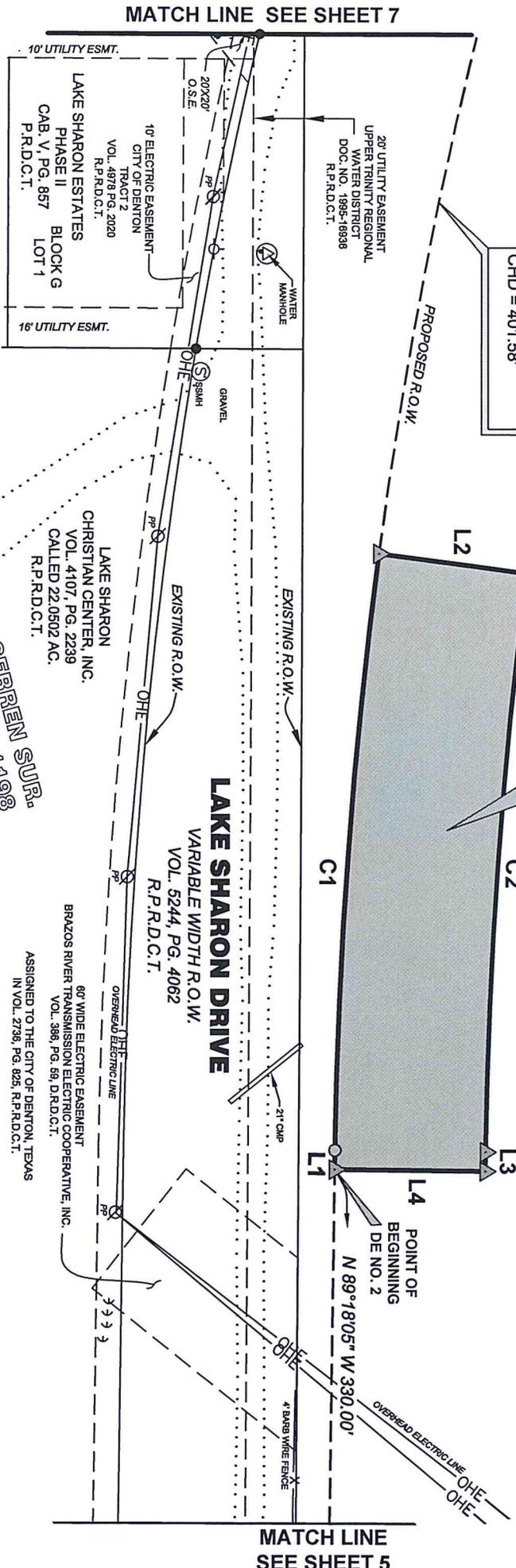
EXHIBIT "B"

A. SERREN SUR.
ABST. NO. 1198

DE NO. 2
0.332 ACRES

$A = 11^{\circ}43'26"$
 $R = 1965.98'$
 $L = 402.28'$
 $CB = N 76^{\circ}31'28" W$
 $CHD = 401.58'$

ENDEAVOR ENERGY
 RESOURCES, L.P.
 DOC. NO. 2007-34856
 TR 1-CALLED 41,272 AC.
 R.P.R.D.C.T.



MATCH LINE SEE SHEET 5

MATCH LINE SEE SHEET 7

A. SERREN SUR.
ABST. NO. 1198

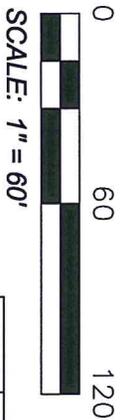
60" WIDE ELECTRIC EASEMENT
 VOL. 386, PG. 69, D.R.D.C.T.
 ASSIGNED TO THE CITY OF DENTON, TEXAS
 IN VOL. 2736, PG. 825, R.P.R.D.C.T.
 PARTIALLY ABANDONED AND DEFINED PER
 CITY OF DENTON ORDINANCE NO. 2003-189
 SAVE & EXCEPT TRACT 1
 VOL. 5365, PG. 6489, R.P.R.D.C.T.

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 89°18'05" W	7.64'
L2	N 07°36'49" E	60.00'
L3	S 89°18'05" E	7.64'
L4	S 00°41'55" W	60.00'

CURVE TABLE

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	6°54'56"	1965.98'	237.29'	N 85°50'39" W	237.15'
C2	6°54'56"	1905.99'	230.05'	S 85°50'39" E	229.91'



LEGEND

△	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8 IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TADPOD MONUMENT
⊕	CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊖	POWER POLE
⊖	GUYWIRE
⊖	SAINTARY SEWER MANHOLE
DE	DRAINAGE EASEMENT
TOE	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT. BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GCRS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000150650.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



DRAINAGE EASEMENTS

ENDEAVOR ENERGY RESOURCES, L.P. TRACT
 SITUATED IN THE
 B. MERCHANT SURVEY, ABSTRACT NO. 800
 & THE A. SERREN SURVEY, ABSTRACT NO. 1198
 CITY OF CORINTH
 DENTON COUNTY, TEXAS

teague nall & perkins
 1517 Centre Piece Drive, Suite 370
 Denton, Texas 76205
 940.383.4177 ph 940.383.8026 fx
 www.tnpinc.com
 TNP15 Firm No. 10011601

$\Delta = 10^{\circ}58'41''$
 $R = 2034.00'$
 $L = 389.72'$
 $CB = N 82^{\circ}57'30'' W$
 $CHD = 389.13''$

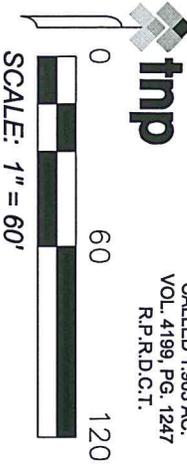
B. MERCHANT SUR.
ABST. NO. 800

DE NO. 3
0.193 ACRES

ENDEAVOR ENERGY
RESOURCES, L.P.
 DOC. NO. 2007-34656
 TR 1-CALLED 41272 AC.
 R.P.R.D.C.T.

A. SERREN SUR.
ABST. NO. 1198
 226

MATCH LINE
SEE SHEET 8



LEGEND

△	CALCULATED POINT
○	1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
●	8# IRON ROD SET STAMPED TNP
⊕	3" CAPPED ALUMINUM TPOOT MONUMENT
○	CIRF CAPPED IRON ROD FOUND
□	CONTROLLING MONUMENT
⊖	POWER POLE
⊕	GLYMWIRE
⊖	SANITARY SEWER MANHOLE
DE	DRAINAGE EASEMENT
TCB	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
X	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL

CITY OF CORINTH
 CALLED 1,983 AC.
 VOL. 4199, PG. 1247
 R.P.R.D.C.T.

CURVE TABLE

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	153°20"	2034.00'	67.06'	N 76°31'29" W	67.06'
C2	418°52"	2094.00'	157.68'	S 75°18'44" E	157.64'

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 12°31'50" E	60.00'
L2	S 16°50'42" W	37.68'

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GORS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000150630.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF ACQUIRRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



DRAINAGE EASEMENTS
 ENDEAVOR ENERGY RESOURCES, L.P. TRACT
 SITUATED IN THE
 B. MERCHANT SURVEY, ABSTRACT NO. 800
 & THE A. SERREN SURVEY, ABSTRACT NO. 1198
 CITY OF CORINTH
 DENTON COUNTY, TEXAS

MATCH LINE
SEE SHEET 6

EXHIBIT "B"

**DE NO. 4
0.134 ACRES**

**B. MERCHANT SUR.
ABST. NO. 800**

**S 88°47'09" E
114.64'**

**ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.**

**Δ = 10°58'41"
R = 2034.00'
L = 389.72'
CB = N 82°57'30" W
CHD = 389.13"**

**PROPOSED R.O.W.
N 88°47'09" W 233.09'**

**N 88°47'09" W
80.00'**

**POINT OF
BEGINNING
DE NO. 4**

**20' UTILITY EASEMENT
UPPER TRINITY REGIONAL
WATER DISTRICT
DOC. NO. 1995-029807
R.P.R.D.C.T.**

**APPROXIMATE
SURVEY LINE**

**MATCH LINE
SEE SHEET 7**

**777 LAKES LP
CALLED 62.667 ACRES
TRACT FOUR
DOC. NO. 2004-19618
R.P.R.D.C.T.**

**10' ELECTRIC EASEMENT
CITY OF DENTON
VOL. 4978, PG. 2020
R.P.R.D.C.T.**

**CITY OF CORINTH
LOT 35, BLOCK F
DOC. NO. 2006-99164
R.P.R.D.C.T.**

**B.B.B. & C. R.R. Co.
SUR. ABST. NO. 190**

LEGEND

△	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	66 IRON ROD SET STRAPPED "TNP"
⊕	3' CAPPED ALUMINUM TAP-OFF MONUMENT
⊙	CAPPED IRON ROD FOUND
⊖	CONTROLLING MONUMENT
⊙	POWER POLE
⊙	SANITARY SEWER MANHOLE
DE	DRAINAGE EASEMENT
TCE	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 28°47'09" W	69.28'
L2	S 01°12'51" W	60.00'

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GCRS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000156650.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.



DRAINAGE EASEMENTS

**ENDEAVOR ENERGY RESOURCES, L.P. TRACT
SITUATED IN THE
B. MERCHANT SURVEY, ABSTRACT NO. 800
& THE A. SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS**

SHEET 8 OF 9

CRN13290



teague hall & perkins

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940.383.4177 ph 940.383.8026 fx
www.tnpinc.com
TNP LS Firm No. 10011601

EXHIBIT "A"

LEGAL DESCRIPTION TEMPORARY CONSTRUCTION EASEMENTS *Endeavor Energy Resources, L.P. Tract*

TEMPORARY CONSTRUCTION EASEMENT NO. 1

BEING a 0.163 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at a Southeast corner of the above cited 41.272 acre tract, said point being at an angle point in the Westerly line of a called 1.932 acre tract of land described in a Right-of-Way Deed to the City of Corinth, as recorded in Document No. 2006-152687 of the Real Property Records of Denton County, Texas, said point also being at the Southerly end of a corner clip in the Westerly line of Oakmont Drive, a variable width right-of-way;

THENCE North 89°28'29" West along the most Easterly South line of said 41.272 acre tract and the most Westerly North line of said 1.932 acre tract, for a distance of 235.25 feet to a point for corner, from which a 5/8 inch iron rod with cap stamped "Carter Burgess" found for an interior ell corner of said 41.272 acre tract and the most Westerly Northwest corner of said 1.932 acre tract bears North 89°28'29" West a distance of 64.90 feet;

THENCE North 00°31'31" East departing the most Easterly South line of said 41.272 acre tract and the most Westerly North line of said 1.932 acre tract, for a distance of 28.00 feet to a point for corner;

THENCE South 89°28'29" East for a distance of 267.71 feet to a point for corner in the East line of said 41.272 acre tract and the West line of said 1.932 acre tract, said point also being in the West line of said Oakmont Drive;

THENCE South 15°14'58" West along the East line of said 41.272 acre tract, the West line of said 1.932 acre tract and the West line of said Oakmont Drive, for a distance of 3.77 feet to a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at an angle point in the East line of said 41.272 acre tract and the West line of said 1.932 acre tract, said point being at the Northerly end of a corner clip in the West line of said Oakmont Drive;

THENCE South 52°49'16" West along the East line of said 41.272 acre tract, the West line of said 1.932 acre tract and along said corner clip in the West line of said Oakmont Drive, for a distance of 39.82 feet to the **POINT OF BEGINNING**, and containing 0.163 acres of land, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 2

BEING a 0.052 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at a Southeast corner of the above cited 41.272 acre tract, said point being at an angle point in the Westerly line of a called 1.932 acre tract of land described in a Right-of-Way Deed to the City of Corinth, as recorded in Document No. 2006-152687 of the Real Property Records of Denton County, Texas, said point also being at the Southerly end of a corner clip in the Westerly line of Oakmont Drive, a variable width right-of-way;

THENCE North 89°28'29" West along the most Easterly South line of said 41.272 acre tract and the most Westerly North line of said 1.932 acre tract, for a distance of 300.15 feet to a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at an interior ell corner of said 41.272 acre tract and the most Westerly Northwest corner of said 1.932 acre tract;

THENCE South 00°01'25" West along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 6.48 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE South 00°01'25" West continuing along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 12.34 feet to a 5/8 inch iron rod with cap stamped "TNP" set corner at the beginning of a non-tangent curve to the right;

THENCE in a Westerly direction, departing the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, and along said non-tangent curve to the right having a central angle of 02°04'20", a radius of 1008.00 feet, a chord bearing of South 89°39'42" West, a chord distance of 36.45 feet and an arc length of 36.46 feet to a 5/8 inch iron rod with cap stamped "TNP" set corner;

THENCE North 89°18'05" West for a distance of 136.79 feet to a point for corner;

THENCE North 00°41'55" East for a distance of 13.00 feet to a point for corner;

THENCE South 89°18'05" East for a distance of 173.09 feet to the **POINT OF BEGINNING**, and containing 0.052 acres of land, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 3

BEING a 0.152 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at a Southeast corner of the above cited 41.272 acre tract, said point being at an angle point in the Westerly line of a called 1.932 acre tract of land described in a Right-of-Way Deed to the City of Corinth, as recorded in Document No. 2006-152687 of the Real Property Records of Denton County, Texas, said point also being at the Southerly end of a corner clip in the Westerly line of Oakmont Drive, a variable width right-of-way;

THENCE North 89°28'29" West along the most Easterly South line of said 41.272 acre tract and the most Westerly North line of said 1.932 acre tract, for a distance of 300.15 feet to a 5/8 inch iron rod with cap stamped "Carter Burgess" found for corner at an interior ell corner of said 41.272 acre tract and the most Westerly Northwest corner of said 1.932 acre tract;

THENCE South 00°01'25" West along the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, for a distance of 18.82 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner, said point being the beginning of a non-tangent curve to the right;

THENCE in a Westerly direction, departing the most Southerly East line of said 41.272 acre tract and the most Westerly line of said 1.932 acre tract, and along said non-tangent curve to the right having a central angle of 02°04'20", a radius of 1008.00 feet, a chord bearing of South 89°39'42" West, a chord distance of 36.45 feet and an arc length of 36.46 feet to a 5/8 inch iron rod with cap stamped "TNP" set corner;

THENCE North 89°18'05" West for a distance of 256.79 feet to a point for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE North 89°18'05" West for a distance of 330.00 feet to a point for corner;

THENCE North 00°41'55" East for a distance of 20.00 feet to a point for corner;

THENCE South 89°18'05" East for a distance of 330.00 feet to a point for corner;

THENCE South 00°41'55" West for a distance of 20.00 feet to the **POINT OF BEGINNING**, and containing 0.152 acres of land, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 4

BEING a 0.308 acre tract of land situated in the A. Serren Survey, Abstract No. 1198, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8 inch iron rod with cap stamped "TNP" set for corner in the most Easterly West line of the above cited 41.272 acre tract and the East line of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas, from which the most Southerly Southwest corner of said 41.272 acre tract bears South 04°46'43" East a distance of 122.95 feet;

THENCE North 04°46'43" West along the most Easterly West line of said 41.272 acre tract and the East line of said 62.667 acre tract, for a distance of 36.12 feet to a point for corner at the beginning of a non-tangent curve to the right, from which an interior ell corner of said 41.272 acre tract and the Northeast corner of said 62.667 acre tract bears North 04°46'43" West a distance of 12.15 feet;

THENCE in a Southeasterly direction, departing the most Easterly West line of said 41.272 acre tract and the East line of said 62.667 acre tract, and along said non-tangent curve to the right having a central angle of 00°22'32", a radius of 2067.00 feet, a chord bearing of South 70°48'55" East, a chord distance of 13.55 feet and an arc length of 13.55 feet to a point for corner at the beginning of a reverse curve to the left;

THENCE in a Southeasterly direction, along said reverse curve to the left having a central angle of 11°45'35", a radius of 1932.98 feet, a chord bearing of South 76°30'23" East, a chord distance of 396.04 feet and an arc length of 396.74 feet to a point for corner;

THENCE South 07°36'49" West for a distance of 33.00 feet to a point for corner at the beginning of a non-tangent curve to the right;

THENCE in a Northwesterly direction, along said non-tangent curve to the right having a central angle of 11°43'26", a radius of 1965.98 feet, a chord bearing of North 76°31'28" West, a chord distance of 401.58 feet and an arc length of 402.28 feet to the **POINT OF BEGINNING**, and containing 0.308 acres of land, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 5

BEING a 0.668 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "TNP" set for corner at an interior ell corner of the above cited 41.272 acre tract, said point being the Northeast corner of a called 62.667 acre tract of land described as Tract Four in a Deed to 777 Lakes LP, as recorded in Document No. 2004-19618 of the Real Property Records of Denton County, Texas;

THENCE North 88°49'25" West along the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, for a distance of 165.36 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a non-tangent curve to the left;

THENCE in a Northwesterly direction, departing the most Westerly South line of said 41.272 acre tract and the North line of said 62.667 acre tract, and along said non-tangent curve to the left having a central angle of 01°53'20", a radius of 2034.00 feet, a chord bearing of North 76°31'29" West, a chord distance of 67.06 feet and an arc length of 67.06 feet to the **POINT OF BEGINNING** for the herein described tract;

THENCE in a Northwesterly direction, continuing with said curve to the left having a central angle of 10°58'41", a radius of 2034.00 feet, a chord bearing of North 82°57'30" West, a chord distance of 389.13 feet and an arc length of 389.72 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North 88°47'09" West for a distance of 23.92 feet to a point for corner;

THENCE North 01°12'51" East for a distance of 60.00 feet to a point for corner;

THENCE North 88°47'09" West for a distance of 114.64 feet to a point for corner;

THENCE South 28°47'09" East for a distance of 69.28 feet to a point for corner;

THENCE North 88°47'09" West for a distance of 233.09 feet to a point for corner;

THENCE North 01°12'51" East for a distance of 24.46 feet to a point for corner;

THENCE North 88°47'09" West for a distance of 6.07 feet to a point for corner;

THENCE North 01°12'51" East for a distance of 20.55 feet to a point for corner;

THENCE South 88°47'09" East for a distance of 124.50 feet to a point for corner;

THENCE North 01°12'51" East for a distance of 24.99 feet to a point for corner;

THENCE South 88°47'09" East for a distance of 218.99 feet to a point for corner at the beginning of a non-tangent curve to the right;

THENCE in a Southeasterly direction, along said non-tangent curve to the right having a central angle of 03°47'14", a radius of 2104.00 feet, a chord bearing of South 86°33'13" East, a chord distance of 139.05 feet and an arc length of 139.08 feet to a point for corner;

THENCE South 05°20'24" West for a distance of 52.00 feet to a point for corner at the beginning of a non-tangent curve to the right;

THENCE in a Southeasterly direction, along said non-tangent curve to the right having a central angle of 07°11'27", a radius of 2052.00 feet, a chord bearing of South 81°03'53" East, a chord distance of 257.36 feet and an arc length of 257.53 feet to a point for corner;

THENCE South 12°31'50" West for a distance of 18.00 feet to the **POINT OF BEGINNING**, and containing 0.668 acres of land, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 6

BEING a 0.401 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "TNP" found for corner in the most Westerly South line of the above cited 41.272 acre tract, said point being the Northwest corner of a called 0.275 acre tract of land described in a Deed to 777 Lakes LP, as recorded in Document No. 2005-1791 of the Real Property Records of Denton County, Texas, said point also being in the Easterly line of FM 2499, a variable width right-of-way conveyed to the State of Texas, per Deed recorded in Document No. 2013-117939 of the Real Property Records of Denton County, Texas;

THENCE in a Northwesterly direction, departing the most Westerly South line of said 41.272 acre tract, along the Easterly line of said FM 2499, and along a non-tangent curve to the left having a central angle of 03°30'03", a radius of 1160.00 feet, a chord bearing of North 22°02'38" West, a chord distance of 70.86 feet and an arc length of 70.88 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the **POINT OF BEGINNING** for the herein described tract;

THENCE in a Northwesterly direction, continuing along the Easterly line of said FM 2499, and along said curve to the left having a central angle of 02°16'30", a radius of 1160.00 feet, a chord bearing of North 24°55'53" West, a chord distance of 46.06 feet and an arc length of 46.06 feet to a point for corner;

THENCE North 77°21'21" East departing the Easterly line of said FM 2499, for a distance of 21.92 feet to a point for corner at the beginning of a curve to the right;

THENCE in an Easterly direction, along said curve to the right having a central angle of 27°39'54", a radius of 597.00 feet, a chord bearing of South 88°48'43" East, a chord distance of 285.47 feet and an arc length of 288.26 feet to a point for corner at the beginning of a reverse curve to the left;

THENCE in a Southeasterly direction, along said reverse curve to the left having a central angle of 13°13'10", a radius of 423.00 feet, a chord bearing of South 81°35'21" East, a chord distance of 97.38 feet, and an arc length of 97.60 feet to a point for corner;

THENCE South 01°12'32" West for a distance of 21.23 feet to a point for corner;

THENCE North 88°47'28" West for a distance of 17.53 feet to a point for corner;

THENCE South 01°12'51" West for a distance of 23.28 feet to a point for corner at the beginning of a non-tangent curve to the right;

THENCE in a Northwesterly direction, along said non-tangent curve to the right having a central angle of 11°07'45", a radius of 468.00 feet, a chord bearing of North 80°32'38" West, a chord distance of 90.76 feet and an arc length of 90.91 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a reverse curve to the left;

THENCE in a Westerly direction, along said reverse curve to the left having a central angle of 27°39'54", a radius of 552.00 feet, a chord bearing of North 88°48'43" West, a chord distance of 263.95 feet and an arc length of 266.53 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE South 77°21'21" West for a distance of 12.12 feet to the **POINT OF BEGINNING**, and containing 0.401 acres of land, more or less.



Todd B. Turner, R.P.L.S. No. 4859
Teague Nall & Perkins
1517 Centre Place Drive, Suite 320
Denton, Texas 76205
940-383-4177
Date: July 2, 2015
REV: July 23, 2015 (*Revised Easement Boundary*)



EXHIBIT "B"

CURVE TABLE

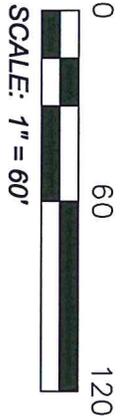
CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	2°04'20"	1008.00'	36.46'	S 89°39'42" W	36.45'

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 00°31'31" E	28.00'
L2	S 15°14'58" W	3.77'
L3	S 52°49'16" W	39.82'
L4	N 00°41'55" E	13.00'
L5	S 00°01'25" W	12.34'

LEGEND

△	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	88 IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM T-POST MONUMENT
⊖	CIRCF CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊖	POWER POLE
⊖	UTILITY
⊖	SANITARY SEWER MANHOLE
⊖	DE
⊖	DRAINAGE EASEMENT
⊖	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT. BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL



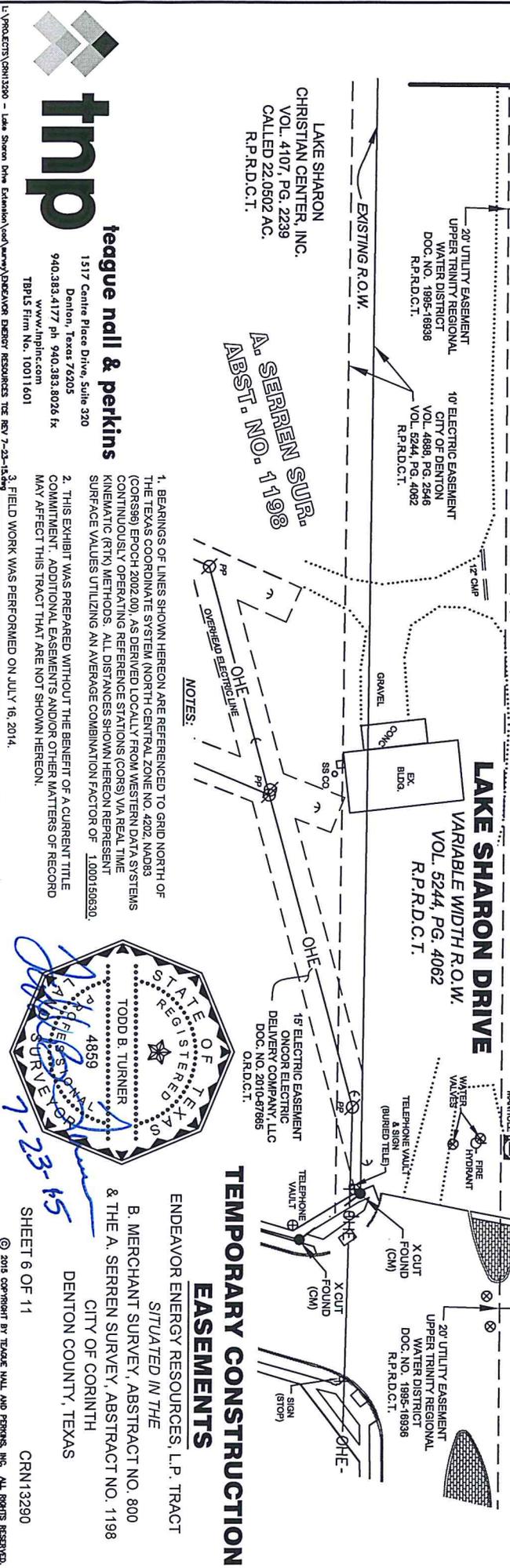
A. SERREN SUR.
ABST. NO. 1198

TCE NO. 2
0.052 ACRES

TCE NO. 1
0.163 ACRES

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41,272 AC.
R.P.R.D.C.T.

MATCH LINE
SEE SHEET 7



NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GCS83) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0001506930.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

TEMPORARY CONSTRUCTION EASEMENTS

ENDEAVOR ENERGY RESOURCES, L.P. TRACT SITUATED IN THE
B. MERCHANT SURVEY, ABSTRACT NO. 800
& THE A. SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS

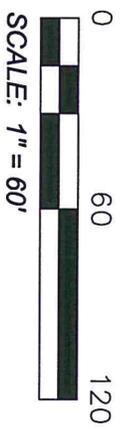


teague nall & perkins

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TNP's Firm No. 10011601

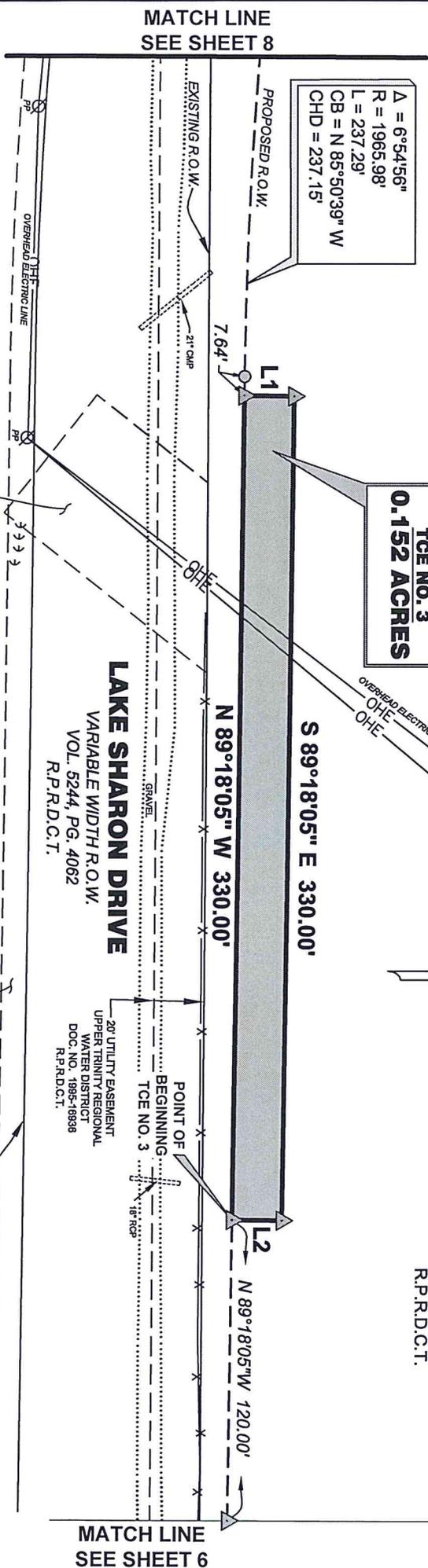
LEGEND	
△	CALCULATED POINT
●	1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8" IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TAPOT MONUMENT
⊖	CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊕	POWER POLE
⊖	GUYWIRE
⊕	SANITARY SEWER MANHOLE
⊖	DRAINAGE EASEMENT
⊕	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL

EXHIBIT "B"



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N 00°41'55" E	20.00'
L2	S 00°41'55" W	20.00'

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.



A. SERREN SUR.
ABST. NO. 1198

A. SERREN SUR.
ABST. NO. 1198

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (CORRS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0001506930.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

60' WIDE ELECTRIC EASEMENT
BRAZOS RIVER TRANSMISSION ELECTRIC COOPERATIVE, INC.
VOL. 386, PG. 59, D.R.D.C.T.
ASSIGNED TO THE CITY OF DENTON, TEXAS
IN VOL. 2736, PG. 825, R.P.R.D.C.T.
PARTIALLY ABANDONED AND DERIVED PER
CITY OF DENTON ORDINANCE NO. 2003-189
SAVE & EXCEPT TRACT 1
VOL. 5385, PG. 6489, R.P.R.D.C.T.
LAKE SHARON
CHRISTIAN CENTER, INC.
VOL. 4107, PG. 2239
CALLED 22.0502 AC.
R.P.R.D.C.T.
10' ELECTRIC EASEMENT
CITY OF DENTON
VOL. 4888, PG. 2546
VOL. 5244, PG. 4062
R.P.R.D.C.T.

LAKE SHARON DRIVE
VARIABLE WIDTH R.O.W.
VOL. 5244, PG. 4062
R.P.R.D.C.T.



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TNPIS Firm No. 10011601



TEMPORARY CONSTRUCTION EASEMENTS

ENDEAVOR ENERGY RESOURCES, L.P. TRACT
SITUATED IN THE

B. MERCHANT SURVEY, ABSTRACT NO. 800
& THE A. SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS

EXHIBIT "B"

CURVE TABLE

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	0°22'32"	2067.00'	13.55'	S 70°48'55" E	13.55'

B. MERCHANT SUR.
ABST. NO. 800

APPROXIMATE SURVEY LINE 12.15'

777 LAKES LP
CALLED 62.867 ACRES
TRACT FOUR
DOC. NO. 2004-19618
R.P.R.D.C.T.

MATCH LINE
SEE SHEET 6

B.B.B. & C. R.R. Co.
SUR. ABST. NO. 190

20' UTILITY EASEMENT
UPPER TRINITY REGIONAL
WATER DISTRICT
DOC. NO. 1895-028807
R.P.R.D.C.T.

$\Delta = 11^\circ 43' 35''$
 $R = 1932.98'$
 $L = 396.74'$
 $CB = S 76^\circ 30' 23'' E$
 $CHD = 396.04'$

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.

TCE NO. 4
0.308 ACRES

A. SERREN SUR.
ABST. NO. 1198

LINE TABLE

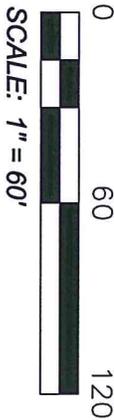
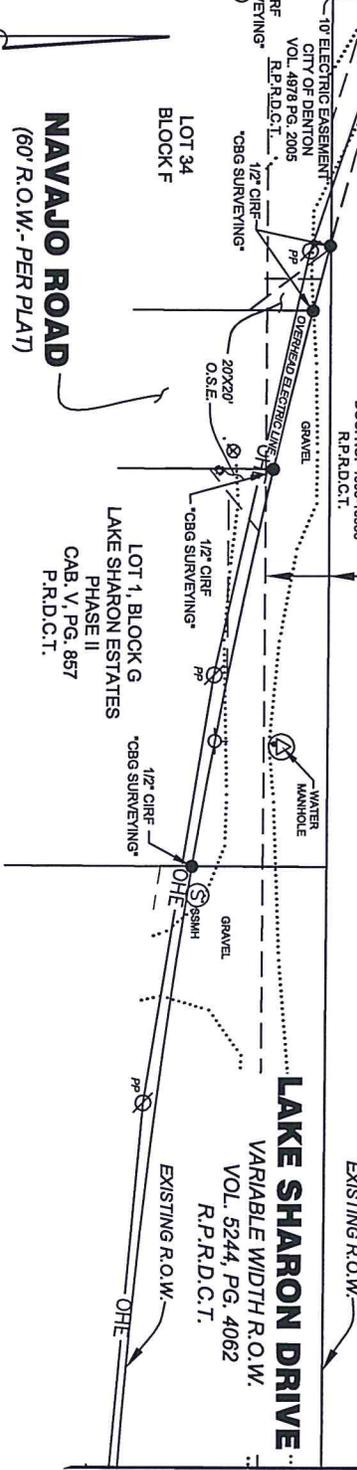
LINE	BEARING	DISTANCE
L1	N 04°46'43" W	36.12'
L2	S 07°36'49" W	33.00'

$\Delta = 6^\circ 54' 56''$
 $R = 1965.98'$
 $L = 237.29'$
 $CB = N 85^\circ 50' 39'' W$
 $CHD = 237.15'$

MATCH LINE
SEE SHEET 7

LEGEND

Δ	CALCULATED POINT
\bullet	1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
\circ	6/8" IRON ROD SET STAMPED "TNP"
\oplus	3" CAPPED ALUMINUM TADPOOT MONUMENT
\ominus	CIRCF CAPPED IRON ROD FOUND
\square	CONTROLLING MONUMENT
\square	POWER POLE
\square	GLYMWIRE
\square	SANITARY SEWER MANHOLE
\square	TEMPORARY CONSTRUCTION EASEMENT
\square	TEMPORARY LINE
\square	PROPERTY LINE
\square	APPROXIMATE SURVEY LINE
\square	PROPOSED RIGHT-OF-WAY LINE
\square	FENCE LINE
\square	EXISTING EASEMENT LINE
\square	EDGE OF GRAVEL



NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GCRS98) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.0001506300.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

TEMPORARY CONSTRUCTION EASEMENTS

ENDEAVOR ENERGY RESOURCES, L.P. TRACT SITUATED IN THE

B. MERCHANT SURVEY, ABSTRACT NO. 800 & THE A. SERREN SURVEY, ABSTRACT NO. 1198 CITY OF CORINTH DENTON COUNTY, TEXAS



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940.383.4177 ph 940.383.8026 fx
www.thpinc.com
TNP15 Firm No. 10011601



**B. MERCHANT SUR.
ABST. NO. 800**

**TCE NO. 5
0.668 ACRES**

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	10°58'41"	2034.00'	389.72'	N 82°57'30" W	389.13'
C2	3°47'14"	2104.00'	139.08'	S 86°33'13" E	139.05'
C3	7°11'27"	2052.00'	257.53'	S 81°03'53" E	257.36'
C4	1°53'20"	2034.00'	67.06'	N 76°31'29" W	67.06'

LINE	BEARING	DISTANCE
L8	S 05°20'24" W	52.00'
L9	S 12°31'50" W	18.00'

EXHIBIT "B"

CURVE TABLE

LINE TABLE

MATCH LINE
SEE SHEET 10

APPROXIMATE
SURVEY LINE

PROPOSED R.O.W.

C1

C3

POINT OF
BEGINNING
TCE NO. 5

20' UTILITY EASEMENT
UPPER TRINITY REGIONAL
WATER DISTRICT
DOC. NO. 1985-028807
R.P.R.D.C.T.

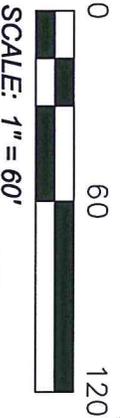
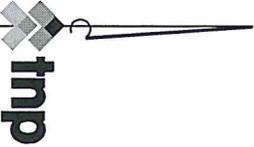
N 88°49'25" W 165.36'

POINT OF
COMMENCING

APPROXIMATE
SURVEY LINE

MATCH LINE
SEE SHEET 8

LEGEND	
△	CALCULATED POINT
●	1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	8# IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TAPDOT MONUMENT
⊙	CAPPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊖	POWER POLE
⊖	UTILITY
⊖	SANITARY SEWER MANHOLE
DE	DRAINAGE EASEMENT
TCE	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT. BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL



NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (GCSN99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000150650.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

CITY OF CORINTH
CALLED 1.983 AC.
VOL. 4199, PG. 1247
R.P.R.D.C.T.

B.B.B. & G.R.R. CO.
SUR. ABST. NO. 190

777 LAKES LP
CALLED 82.667 ACRES
TRACT FOUR
DOC. NO. 2004-19618
R.P.R.D.C.T.

10' ELECTRIC EASEMENT
CITY OF DENTON
VOL. 4878 PG. 2000
R.P.R.D.C.T.

**TEMPORARY CONSTRUCTION
EASEMENTS**

ENDEAVOR ENERGY RESOURCES, L.P. TRACT
SITUATED IN THE

B. MERCHANT SURVEY, ABSTRACT NO. 800
& THE A. SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS

SHEET 9 OF 11

CRN13290



teague hall & perkins

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www.tnpinc.com

TNP's Firm No. 10011601

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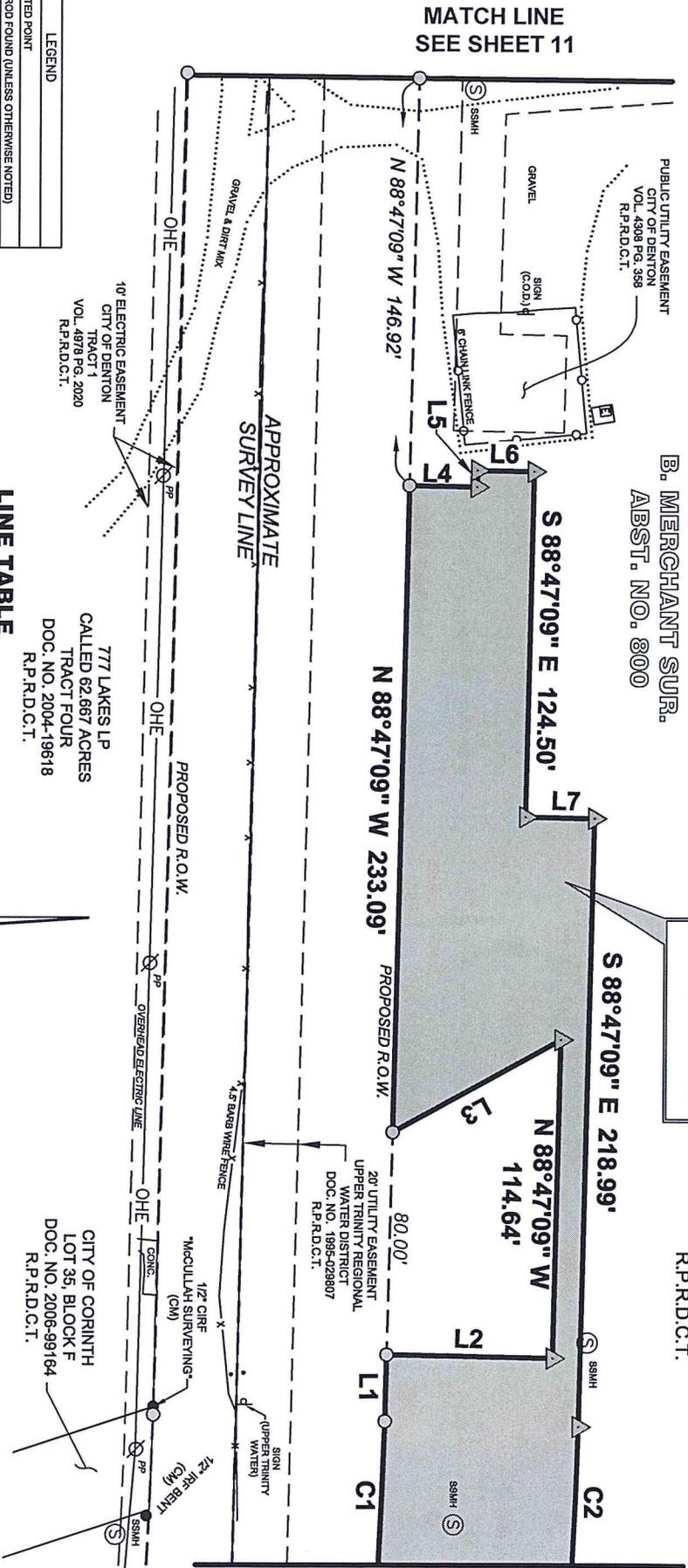
CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	10°58'41"	2034.00'	389.72'	N 82°57'30" W	389.13'
C2	3°47'14"	2104.00'	139.08'	S 86°33'13" E	139.05'

CURVE TABLE

EXHIBIT "B"

TCE NO. 5
0.668 ACRES

ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.



LEGEND

▲	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	3/8 IRON ROD SET STRAPPED TNP
⊕	3" CAPPED ALUMINUM TPOUT MONUMENT
(CM)	CAPPED IRON ROD FOUND
⊗	CONTROLLING MONUMENT
⊖	POWER POLE
⊕	UTILITY
⊖	SAWTRAY SEWER MANHOLE
DE	DRAINAGE EASEMENT
TCE	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT. BOUNDARY LINE
---	PROPERITY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 88°47'09" W	23.92'
L2	N 01°12'51" E	60.00'
L3	S 28°47'09" E	69.28'
L4	N 01°12'51" E	24.46'
L5	N 88°47'09" W	6.07'
L6	N 01°12'51" E	20.55'
L7	N 01°12'51" E	24.99'

NOTES:

1. BEARINGS OF LINES SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE TEXAS COORDINATE SYSTEM (NORTH CENTRAL ZONE NO. 4202, NAD83 (COGRS99) EPOCH 2002.00), AS DERIVED LOCALLY FROM WESTERN DATA SYSTEMS CONTINUOUSLY OPERATING REFERENCE STATIONS (CORS) VIA REAL TIME KINEMATIC (RTK) METHODS. ALL DISTANCES SHOWN HEREON REPRESENT SURFACE VALUES UTILIZING AN AVERAGE COMBINATION FACTOR OF 1.000156530.
2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

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www.tnpinc.com
TNP LS Firm No. 10011601

TODD B. TURNER
4859

TEMPORARY CONSTRUCTION EASEMENTS
ENDEAVOR ENERGY RESOURCES, L.P. TRACT SITUATED IN THE B. MERCHANT SURVEY, ABSTRACT NO. 800 & THE A. SERREN SURVEY, ABSTRACT NO. 1198 CITY OF CORINTH DENTON COUNTY, TEXAS

SCALE: 1" = 60'

SHEET 10 OF 11
CRN13290

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 77°21'21" E	21.92'
L2	S 01°12'32" W	21.23'
L3	N 88°47'28" W	17.53'
L4	S 01°12'51" W	23.28'
L5	S 77°21'21" W	12.12'

EXHIBIT "B"

B. MERCHANT SUR.
ABST. NO. 800

ENDEAVOR ENERGY RESOURCES, L.P.
DOC. NO. 2007-34656
TR-1 CALLED 41.272 AC.
R.P.R.D.C.T.

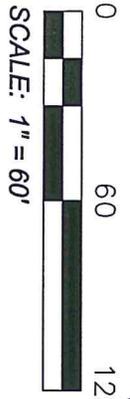
TCE NO. 6
0.401 ACRES

PUBLIC UTILITY EASEMENT
CITY OF DENTON
VOL. 4588 PG. 388
R.P.R.D.C.T.

STATE OF TEXAS
DOC. NO. 2013-117939
CALLED 1.702 AC.
R.P.R.D.C.T.

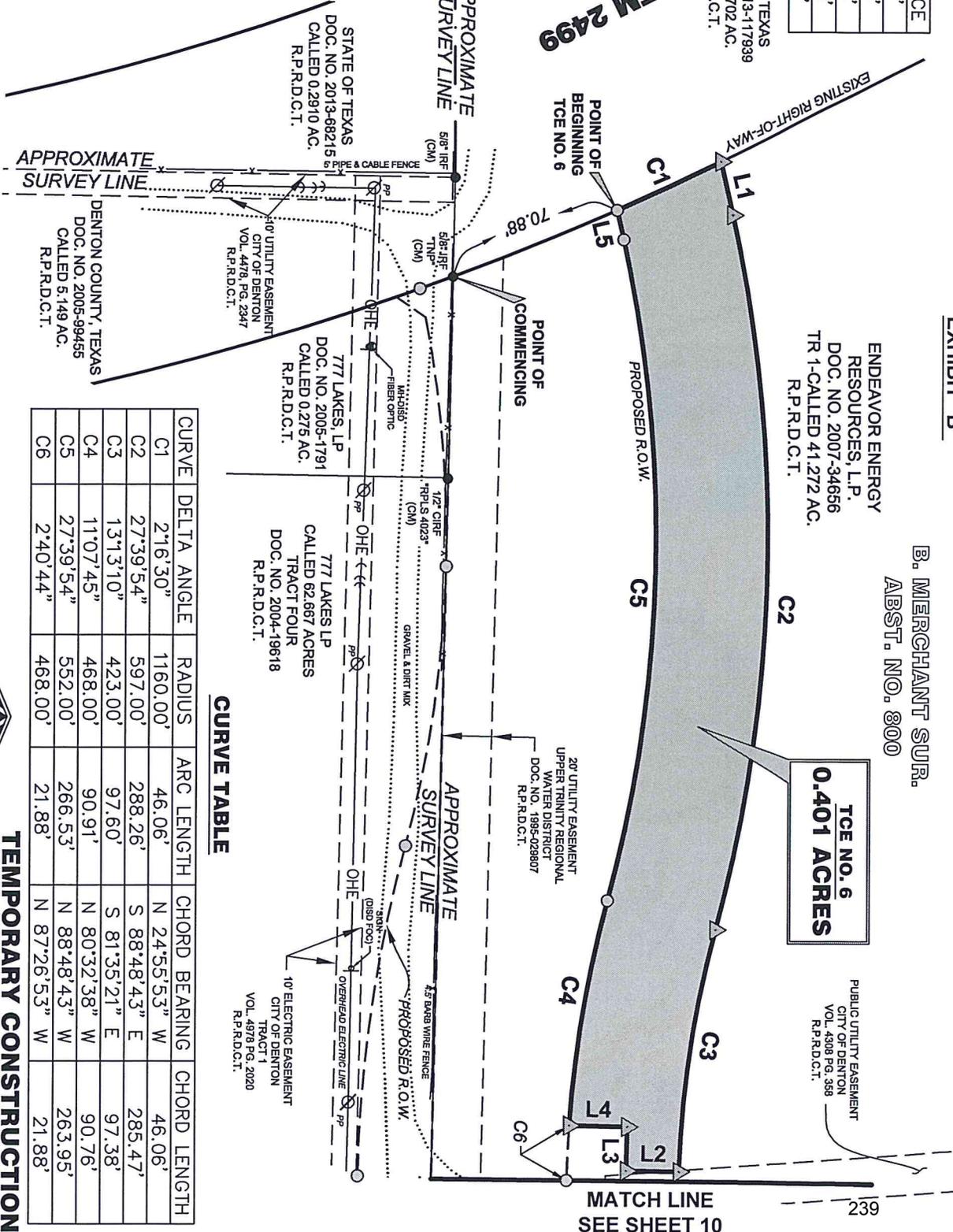
FM 2499

G. CHACON SUR.
ABST. NO. 298



LEGEND

△	CALCULATED POINT
●	1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	5/8" IRON ROD SET STAMPED "TNP"
⊕	3" CARPED ALUMINUM TADPOD MONUMENT
⊗	3" CARPED IRON ROD FOUND
(CM)	CONTROLLING MONUMENT
⊖	POWER POLE
⊕	GLYVIRE
⊕	SANITARY SEWER MANHOLE
DE	DEBRIDGE EASEMENT
TE	TEMPORARY CONSTRUCTION EASEMENT
---	ESMT. BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	PROPOSED RIGHT-OF-WAY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL



CURVE TABLE

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	2°16'30"	1160.00'	46.06'	N 24°55'53" W	46.06'
C2	27°39'54"	597.00'	288.26'	S 88°48'43" E	285.47'
C3	13°13'10"	423.00'	97.60'	S 81°35'21" E	97.38'
C4	11°07'45"	468.00'	90.91'	N 80°32'38" W	90.76'
C5	27°39'54"	552.00'	266.53'	N 88°48'43" W	263.95'
C6	2°40'44"	468.00'	21.88'	N 87°26'53" W	21.88'

NOTES:

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2. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT. ADDITIONAL EASEMENTS AND/OR OTHER MATTERS OF RECORD MAY AFFECT THIS TRACT THAT ARE NOT SHOWN HEREON.
3. FIELD WORK WAS PERFORMED ON JULY 16, 2014.

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