

**ORDINANCE NO. 19-08-22-30**

**AN ORDINANCE OF THE CITY OF CORINTH, TEXAS, AMENDING CHAPTER 33 “BOARDS, COMMISSIONS AND DEPARTMENTS” OF TITLE III “ADMINISTRATION” OF THE CODE OF ORDINANCES OF THE CITY OF CORINTH BY ADDING SUBSECTIONS 33.10 THROUGH 33.15 TO CREATE A PARKS AND RECREATION BOARD FOR THE CITY OF CORINTH; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING AMENDMENTS TO DEFINE DUTIES AND RESPONSIBILITIES; PROVIDING FOR APPOINTMENTS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

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

**WHEREAS**, pursuant to Section 10.01, Article X, Boards, Commissions and Committees of the Home Rule Charter of the City, the Council is authorized to establish such boards, commissions and committees as it deems necessary to carry out the functions and obligations of the City, and in doing so, the Council shall prescribe the purpose, composition, functions, duties, accountability and tenure of each board, commission and committee; and

**WHEREAS**, the City of Corinth recognizes the desire of its citizens to have parks and recreation opportunities; and

**WHEREAS**, the City Council of Corinth wishes to provide its citizens with an increased level of services and has determined that the creation of a Parks and Recreation Board will assist the City in improving its parks, trails, and other recreational opportunities; and

**WHEREAS**, the City Council has determined it appropriate to amend Chapter 33, to adopt Sections 33.10 through Section 33.15 establishing the Corinth Parks and Recreation Board, and prescribing the purpose, composition, functions, duties, accountability and tenure of the Board and its members as set forth herein; and

**WHEREAS**, the City Council finds and determines that the provisions set forth herein support its goal of increasing parks and recreation services and should therefore be adopted.

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

**SECTION 1.**  
**INCORPORATION OF PREMISES**

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

**SECTION 2.**  
**AMENDMENTS**

That Chapter 33 “Boards, Commissions and Departments” of Title III “Administration” of the Code of Ordinances of the City of Corinth, Texas is hereby amended to adopt a new Section entitled “Parks and Recreation Board” to add new Sections 33.10 through 33.15 which shall be and read as follows:

***“PARKS AND RECREATION BOARD”***

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

There is hereby created the City of Corinth Parks and Recreation Board to serve as an advisory board of the City (hereinafter referred to as “Parks and Recreation Board” or “Board”).

**§ 33.11 PURPOSE AND DUTIES.**

(A) The duties and responsibilities of the Parks and Recreation Board shall be as follows:

1. Act in an advisory capacity to the City Council and the Director of Public Works pertaining to parks and recreation, and cooperate with other governmental agencies, civic groups and all citizens of the City in the advancement of sound parks and recreation planning and programming;
2. Recommend policies related to parks and recreation for approval by the City Council;
3. Recommend the adoption of standards for parks, playgrounds, and trails and their financial support;
4. Make or cause to be made an annual review of existing recreation services and a survey of services, including existing services provided and services needed. The Board shall interpret the findings of such review and survey to discern the needs of the public and shall relate that interpretation to the City Council and to the Director of Public Works along with recommendations on planning and implementation;
5. Aid in coordinating trail connections with the programs of other governmental agencies and interested groups;
6. Review the effectiveness of the parks and recreation program with the Director

of Public Works and the City Manager; and

7. Serve as an advocate for parks and recreation services to the public.

(B) To accomplish its responsibilities, the Board May establish sub-committees to assist with the performance of the Board's duties, including but not limited to, the areas of finance/fundraising, cleanup, and/or recreation coordination.

(C) A Board member shall serve as Chair of each sub-committee, and each sub-committee may have an unspecified number of community volunteers chosen by the Board to serve as working sub-committee members.

### **§ 33.12 TERM OF OFFICE.**

(A) Members and Terms. The Board shall be comprised of five (5) members, each of whom shall be a qualified voter of the City, and who shall be appointed by the City Council for two (2)-year staggered terms. Places on the Board shall be numbered one (1) through five (5).

For the initial term, members appointed to Places one (1), three (3), and five (5) shall be appointed for two (2) year terms beginning in September, 2019 with such terms expiring in September, 2021, and thereafter, members subsequently appointed to those Places shall serve a two (2) year term expiring in odd-numbered years.

For the initial term, members appointed to Places two (2) and four (4) shall be appointed for a one (1) year term beginning in September, 2019 with such appointments expiring in September, 2020, and thereafter, members subsequently appointed to those Places shall serve a two (2) year term expiring in even-numbered years. Members shall serve at the pleasure of Council and without compensation. Members shall serve until their successors are appointed.

(B) Vacancies. Vacancies on the Board shall be filled by appointment by the City Council for the length of the unexpired term. The Board may submit recommendations to the City Council for filling vacancies.

(C) Officers/Bylaws. Within thirty (30) days of appointment, the Parks and Recreation Board shall meet in regular session to select a Chairperson and a Vice-chairperson from among its members, each of whom shall serve for one (1) year terms until their successors are selected in accordance with Section 33.13. The Board shall adopt bylaws to govern the holding of its meetings which, at a minimum, shall encompass the following:

1. The manner of holding and calling of Regular and Special meetings;
2. A majority of the members of the Board shall constitute a quorum;
3. Any member not attending meetings regularly shall be reported to the City Council which may, at its discretion, remove the Board member and appoint a replacement;

4. Three (3) consecutive unexcused absences from a meeting shall result in forfeiture of the member's place without the need for action of the Board or of the City Council; and
5. The minutes of each Board meeting shall be maintained in the manner required for all other boards and commissions of the City and shall be filed with the City Secretary or City Manager.

### **§ 33.13 MEETINGS; OFFICERS.**

The Board shall hold an organizational meeting in October of each year and shall elect a Chairman and Vice-Chairman from among its members before proceeding to any other matters of business. The officers shall serve for a term of one (1) year.

### **§ 33.14 RULES.**

(A) The members of the Board shall serve without compensation except for reimbursement of authorized expenses attendant to the performance of their duties in accordance with an adopted budget.

(B) The Board shall utilize and abide by the Rules of Procedure and Policies as set forth in Resolution 16-04-21-09 as amended, and the Charter of the City of Corinth. Newly appointed members of the Board shall be installed at the first regular meeting after their appointments.

### **§ 33.15 FINANCIAL RESPONSIBILITY.**

(A) The City, within Council-imposed budgetary restraints, shall also supply additional funds for Board activities involving approved travel and/or training with the Texas Recreation and Parks Society.

(B) Expenses, whether specifically enumerated in the preceding paragraph or not, may be paid from donations when, as and if same are received by the City from the general public, business, industry, foundations and other sources for the purposes set forth herein and related to the scope of the Board's purpose and responsibilities. Expenditures from donations shall be administered in accordance with standard City policy and practice governed by statute, Charter and ordinance.

(C) Board expenditures shall be in accordance with its adopted budget and shall be approved by the Board before they are presented to the City Manager for final authorization."

**SECTION 3.  
SEVERABILITY**

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

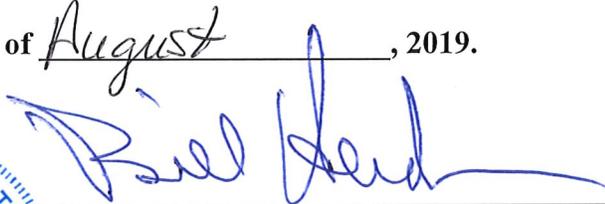
**SECTION 4.  
CUMULATIVE REPEALER**

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

**SECTION 5.  
EFFECTIVE DATE**

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

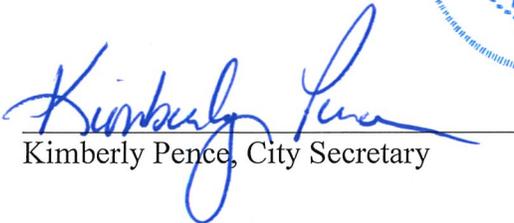
**PASSED AND APPROVED** this 22<sup>nd</sup> day of August, 2019.



Bill Heidemann, Mayor

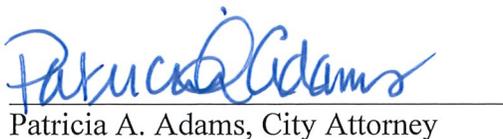


ATTEST:



Kimberly Pence, City Secretary

APPROVED AS TO FORM:



Patricia A. Adams, City Attorney