

ORDINANCE NO. 19-08-22-31

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 REPEALING SECTIONS 33.01 THROUGH 33.07 OF CHAPTER 33 AND ADOPTING NEW SECTIONS 33.01 THROUGH 33.06 OF CHAPTER 33; PROVIDING FOR AMENDMENTS RELATED TO THE MEMBERSHIP OF THE KEEP CORINTH BEAUTIFUL COMMISSION AND AMENDING THE PURPOSES OF THE COMMISSION; ESTABLISHING ITS MEMBERSHIP, PROCEDURES AND FINANCES; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, in 1990, the City Council adopted Ordinance No. 90-11-15-76 establishing the Parks and Recreation Commission and subsequently amended that Ordinance; and

WHEREAS, in 2004, the City Council adopted Resolution No. 04-09-02-19, establishing the Keep Corinth Beautiful Commission; and

WHEREAS, the Keep Corinth Beautiful Commission (“KCBC”) was merged with the Park and Recreation Commission and the Trails Committee by Ordinance No. 13-11-07-29 and the governing regulations for the KCBC were codified as Sections 33.01 through 33.07, “Keep Corinth Beautiful Commission” of Chapter 33, “Boards and Commissions” of Title III, “Administration” of the Code of Ordinances of the City; and

WHEREAS, the City Council has determined it appropriate to repeal Chapter 33, Sections 33.01 through 33.07 and adopt new Sections 33.01 through 33.06 of Chapter 33 relative to the Keep Corinth Beautiful Commission and finds that it is in the best interest of the citizens of Corinth to reorganize the duties and responsibilities of the Keep Corinth Beautiful Commission and establish separate duties and responsibilities for the KCBC as set forth herein;

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

SECTION 1.
INCORPORATION OF PREMISES

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

SECTION 2.
AMENDMENT

That Sections 33.01 through 33.07 of Chapter 33, "Boards, Commissions and Departments" of Title III "Administration" of the Code of Ordinances of the City of Corinth, Texas is hereby repealed in its entirety and new Sections 33.01 through 33.06 of Chapter 33, "Boards, Commissions and Departments" of Title III, "Administration" of the Code of Ordinances is hereby adopted and shall be and read as follows:

KEEP CORINTH BEAUTIFUL COMMISSION

§ 33.01 CREATION; APPOINTMENT; COMPENSATION

There is hereby created the Keep Corinth Beautiful Commission to serve as an advisory board of the City.

§ 33.02 PURPOSE AND DUTIES

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

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

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

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

§ 33.03 TERM OF OFFICE

(A) The Commission shall be comprised of seven (7) members to be nominated by and

approved by the City Council, and such members shall be members at large.

(B) Three (3) members of the Commission shall be appointed for a term of one (1) year each. Four (4) members of the Commission shall be appointed for a term of two (2) years each. Thereafter, the term of each Commission member shall be two (2) years. No Commission member shall serve more than four (4) successive terms; provided however, that a Commission member appointed to complete the term of another Commission member shall, at the completion of such term, be eligible for appointment for another full term.

§ 33.04 MEETINGS; OFFICERS

The Commission 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 one (1) year. The Commission shall meet regularly and shall designate the time and place of its meetings.

§ 33.05 QUORUM; RULES

(A) A majority of the members of the Commission shall constitute a quorum for the conduct of business. The members of the Commission shall regularly attend meetings and shall serve without compensation except for reimbursement of authorized expenses attendant to the performance of their duties and in accordance with an adopted budget.

(B) The Commission shall utilize and abide by the Rules of Procedure and Policies as set forth in Resolution 26-04-21-09, as amended, and the Charter of the City of Corinth. Newly appointed members of the Commission shall be installed at the first regular meeting after their appointment.

§ 33.06 FINANCIAL RESPONSIBILITY

(A) The City, within Council-imposed budgetary restraints, shall also supply additional funds for Commission activities involving approved travel and/or training.

(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 Commission'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) Commission expenditures shall be in accordance with their adopted budget and shall be approved by the Commission before they are presented to the City Manager for final authorization.”

SECTION 23.
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 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.
EFFECTIVE DATE

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

PASSED AND APPROVED this 20th day of August, 2019.



Bill Heidemann
Bill Heidemann, Mayor

ATTEST:

Kimberly Pence
Kimberly Pence, City Secretary

APPROVED AS TO FORM:

Patricia A. Adams
Patricia A. Adams, City Attorney