

**ORDER NO. 19-0506-02**

**AN ORDER OF CHISHOLM TRAIL SPECIAL UTILITY DISTRICT CALLING AN  
ELECTION FOR DIRECTORS**

WHEREAS, Chisholm Trail Special Utility District (the "District") is a conservation and reclamation district, a body corporate and political and governmental agency of the State of Texas, created under Article XVI, Sec. 59 of the Texas Constitution by order of the Texas Natural Resource Conservation Commission, now the Texas Commission on Environmental Quality ("TCEQ"), and the District operates under Chapters 49 and 65 of the Texas Water Code, as amended;

WHEREAS, Section 65.103 of the Election Code provides that the board of directors of a special utility district may hold an election to elect directors on any date determined by the board, and the Board of Directors of the District previously established the uniform election date in November of each year as its general election date;

WHEREAS, the uniform election date for the election of three (3) directors of Chisholm Trail Special Utility District is therefore November 5, 2019;

WHEREAS, Section 42.002(a)(5) of the Election Code provides that the county election precinct is the election precinct for elections held on the November uniform election date. Similarly, Section 42.0621 of the Election Code provides that for elections held on the November uniform election date, political subdivisions shall use the regular county election precinct, and Section 43.004 of the Election Code provides that if a political subdivision holds an election on the November uniform election date, it shall designate as the polling places for the election the regular county polling places in the county election precincts that contain territory from the political subdivision;

WHEREAS, the District includes territory and registered voters located within Williamson County, Burnet County, and Bell County;

WHEREAS, Section 271.002 et seq. of the Election Code authorizes joint elections to be held by certain entities, including two or more political subdivisions in all or part of the same territory, provided the governing bodies enter into an agreement to hold the election jointly;

WHEREAS, pursuant to Section 271.003 of the Election Code, a regular county polling place may be used for a common polling place in a joint election, and the voters of a political subdivision may be served in a joint election by a common polling place outside the boundary of the political subdivision if the location can adequately and conveniently serve the affected voters and will facilitate the orderly conduct of the election;

WHEREAS, the District intends to enter into one or more joint election contracts with other political subdivisions in Williamson County, Burnet County, and Bell County conducting an election

on November 5, 2019, and further intends to enter into a contract for Williamson County, Burnet County, and Bell County to conduct said joint elections; and

WHEREAS, the Board of Directors of the District, in an open, public meeting, proper notice of which has been given as required by law, has given consideration to calling a directors election for November 5, 2019.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF CHISHOLM TRAIL SPECIAL UTILITY DISTRICT THAT:

Section 1: The matters and facts set out in the preamble of this Order are hereby found and declared to be true and correct and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim.

Section 2: An election for the three (3) directors shall be held between the hours of 7:00 a.m. and 7:00 p.m. on the 5<sup>th</sup> day of November 2019. In accordance with Sections 42.002(a)(5), 42.0621, and 43.004 of the Election Code, the election precincts and polling places designated by Williamson County, Burnet County, and Bell County and that overlap the boundaries of the District are hereby established as and shall constitute each election precinct of the District for purposes of holding the election. Exhibit "A" identifies the election precincts and polling locations for the election, which exhibit may be changed from time to time to reflect any changes to the election precincts and polling locations established by each of the counties. After duly considering the requirements of the Texas Election Code, the Board hereby finds said polling places established by Williamson County, Burnet County, and Bell County to be proper places for conducting the election. The Board of Directors specifically finds that such locations can adequately and conveniently serve the affected voters of the District and will facilitate the orderly conduct of the election.

Section 3: Early voting shall be conducted at the early voting polling locations identified on Exhibit "B" attached hereto, which exhibit may be changed from time to time to reflect any changes to the early voting polling locations established by each of the counties. These places shall remain open on the dates and at the times set forth in Exhibit "B".

Section 4. The Williamson County Elections Administrator is hereby appointed as the Early Voting Clerk with respect to the election vote centers located in Williamson County, the Burnet County Elections Administrator is hereby appointed as the Early Voting Clerk with respect to the election precinct(s) located in Burnet County, and the Bell County Election Officer is hereby appointed as the Early Voting Clerk with respect the election precinct(s) located in Bell County. Early voting shall commence on the 15<sup>th</sup> day before the election (October 21, 2019) and continue through the 4<sup>th</sup> day preceding the date of the election (November 1, 2019) all as provided by the provisions of the Texas Election Code. The Early Voting Clerks' mailing addresses to which ballot applications and ballots to be voted by mail may be sent are as follows:

(a) For Williamson County: Williamson County Elections Dept., Early Voting Clerk, P.O. Box 209, Georgetown, TX 78627;

(b) For Burnet County: Burnet County Elections Dept., Early Voting Clerk, 220 South Pierce, Burnet, Texas 78611; and

(c) For Bell County: Bell County Elections Dept., Early Voting Clerk, P.O. Box 1629, Belton, Texas 76513.

Section 5: The following persons are hereby appointed as the officers of said election:

(a) For Williamson County:  
Christopher Davis  
Williamson County Elections Administrator

(a) For Burnet County:  
Doug Ferguson  
Burnet County Elections Administrator

(a) For Bell County:  
Melinda Luedecke  
Bell County Election Administrator

Section 6: All resident, qualified electors of the District shall be entitled to vote at the election.

Section 7: Voting in the election for directors of the District shall be by the use of electronic or paper ballots, which shall utilize both English and Spanish and which shall conform to the requirements of federal law, including the Help America Vote Act, and the Texas Election Code, as amended. At said election, there shall be submitted to the duly qualified resident electors of the District the matter of electing three (3) directors by submitting the names of those persons who have duly and legally filed as candidates for such office.

Section 8: Written application to have a person's name printed on the ballot as a candidate for the office of director of the District, signed by the candidate must be received by Linda White, the District's duly authorized election agent, no later than 5:00 p.m. on August 19, 2019. No person's name shall be placed on the ballot unless he or she is at least eighteen (18) years of age, a resident citizen of the State of Texas, and either own land subject to taxation in the District, be a user of the facilities of the District, or be a qualified voter of the District, and otherwise satisfies the qualifications for holding a public office contained in the Texas Election Code and the Texas Water Code.

Section 9: The election shall be held and conducted and returns made to this Board of Directors in accordance with the Texas Election Code, as modified by Chapters 49 and 65, Texas Water Code.

Section 10: Immediately after the election, the officers holding same shall make and deliver

the returns of the results thereof to the Secretary of the Board of Directors, who shall safely keep them and deliver same to the Board of Directors at its next meeting, at which time the Board shall canvass said returns and declare the results of said election.

Section 11: The Secretary of the Board is hereby directed to cause notice of the election to be published in English and Spanish one time in a newspaper or newspapers having general circulation in the District, no earlier than October 6, 2019 and no later than October 26, 2019, and to post a copy of the notice of election on the bulletin board for posting notices of the District's meetings not later than October 15, 2019. Additionally, the Secretary of the Board is hereby directed to cause the posting in a public place of the notice of candidate filing deadline no later than June 20, 2019.

Section 12: The rate of pay for judges and clerks of the election shall be determined by the election officials of each county providing election services on behalf of the District, in compliance with the Texas Election Code.

Section 13: The President and Secretary, and the District's General Manager and legal counsel, are authorized and directed to take any action necessary to carry out the provisions of this Order, including entering into one or more joint election agreements with other political subdivisions in Williamson County, Bell County and Burnett County, Texas that will be conducting an election on November 5, 2019 at the locations identified on the exhibits attached hereto.

Section 14. In the event the Secretary of the Board certifies that a candidate is unopposed for election to an office, the Board hereby determines that, pursuant to Sections 2.051 through 2.054 of the Election Code, it will declare such unopposed candidate elected to the office without an election. The Board adopts the practice of canceling elections when permitted pursuant to Sections 2.052 through 2.053 of the Election Code as part of its election practices for this election and subsequent elections, until and unless such procedure is changed by formal action of the Board.

Section 15. This Order replaces and supersedes for all purposes Order No. 18-0621-01 previously adopted by the Board of Directors calling the November 6, 2018 election.

PASSED AND APPROVED the 6th day of May, 2019.

  
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President, Board of Directors

ATTEST:

  
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Secretary, Board of Directors

(SEAL)

**Exhibit “A”**

**Election Precincts and Polling Locations**

**Exhibit "B"**

**Early Voting Locations and Times**