

ORDER NO. 2017 - 03

ORDER CALLING AN ELECTION ON NOVEMBER 7, 2017, FOR OR AGAINST THE PROPOSITION: "THE PLAN AND CONTRACT TO PROVIDE FIRE-FIGHTING SERVICES FOR GALVESTON COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1"

WHEREAS, Section 41.001 of the Texas Election Code, as amended (the "Code") specifies that Tuesday, November 7, 2017, shall be the uniform election date for the State of Texas and that a general election of a water district may be held on such date; and

WHEREAS, the Board of Directors (the "Board") of the Galveston County Water Control and Improvement District No. 1 (the "District") has the authority to call an election (the "Election") on November 7, 2017 for the matter of the proposition for the plan and contract to provide fire-fighting services to the District; and

WHEREAS, the Board pursuant to Chapters 31 and 271, Texas Election Code, will enter into an agreement with Galveston County, Texas for use of an electronic voting system and election services; and

WHEREAS, the election so ordered for the District is being ordered not later than 78 days before the Election Day pursuant to §3.005(a), Texas Election Code.

IT IS, THEREFORE, ORDERED BY THE BOARD OF DIRECTORS OF GALVESTON COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 THAT:

Section 1: The facts and matters contained in the preamble are hereby found to be true and correct and are incorporated herein and made a part hereof for all purposes.

Section 2: Subject to the provisions of the Texas Election Code, an Election shall be held within and for the District between the hours of 7:00 a.m. and 7:00 p.m., on Tuesday November 7, 2017, which is forty-five (45) or more days from the date of the adoption of this order (the "Order"), at a place to be determined at later date by Galveston County, Texas which will conform to the requirements of the Texas Election Code. At said election there shall be submitted to the duly qualified resident electors of the District at which the following proposition shall be submitted:

PROPOSITION

THE PLAN AND CONTRACT TO PROVIDE FIRE-FIGHTING SERVICES TO GALVESTON COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1.

Section 3: The election shall be held and conducted and returns made to the board in accordance with the Texas Election Code, as modified by Chapter 49, Texas Water Code and the Constitution and laws of the State of Texas and the United States of America.

Pursuant to Chapters 31 and 271, Texas Election Code, the board will enter into an agreement with Galveston County, Texas for use of an electronic voting system and election services.

The ballot shall be printed in English and Spanish languages and shall conform to the requirements of the Texas Election Code. The ballots used in the election shall have printed thereon the following:

OFFICIAL BALLOT
PROPOSITION

- [] FOR THE PROPOSITION: THE PLAN AND CONTRACT TO PROVIDE FIRE-FIGHTING SERVICES FOR GALVESTON COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1
- [] AGAINST THE PROPOSITION: THE PLAN AND CONTRACT TO PROVIDE FIRE-FIGHTING SERVICES FOR GALVESTON COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1

Section 4: The present boundaries of the District, constituting one election precinct, the polls shall be open for voting on Election Day, Tuesday, November 7, 2017, from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. at a place to be determined at later date by Galveston County, Texas which will conform to the requirements of the Texas Election Code.

Section 5: Early voting by personal appearance shall be conducted by Galveston County Elections Division Early Voting Clerk in accordance with the agreement with Galveston County as approved by Resolution of the Galveston County Water Control and Improvement District No. 1, and, in accordance with Sections 83.032 and 83.034 of the Texas Election Code, the Early Voting Clerk may appoint one or more deputy early voting clerks. Said clerks shall not permit anyone to vote early by personal appearance on any day that is not a regular working day for the Early Voting Clerk's office, and, under no circumstances, shall they permit anyone to vote early by personal appearance at any time when such office is not open to the public. Early voting shall be at a place to be determined at later date by Galveston County, Texas which will conform to the requirements of the Texas Election Code.

The Early Voting Clerk shall keep said office open for early voting by personal appearance from 8:00 a.m. until 5:00 p.m. Monday through Friday, on each day except Saturday and Sunday and official City holidays, commencing on Monday, October 23, 2017 – Friday, October 27, 2017. Extended hours for Early Voting shall be October 30 – 31, 2017, from 7:00 a.m. to 7:00 p.m. and on November 1 – 2, 2017, from 7:00 a.m. to 7:00 p.m. Early Voting shall be conducted in accordance with the requirements of the Code.

The Early Voting Clerk's mailing address to which ballot applications and ballots voted by mail may be sent is:

Dwight Sullivan, Galveston County Clerk
Attention: Ballots by Mail
Galveston County Justice Center
P.O. Box 17253
Galveston, TX 77552-7253

The Early Voting Clerk, in accordance with the Texas Election Code, shall maintain a roster listing each person who votes early by personal appearance and each person to whom a ballot to be voted by mail is sent. The roster shall be maintained in a form approved by the Secretary of State.

All ballots cast shall be counted by an Early Voting Ballot Board. The Early Voting Ballot Board for said election shall be appointed by the Galveston County Elections Division.

Section 6: The election shall be held and conducted and returns made to this Board of Directors in accordance with the provisions of the Texas Election Code and Chapter 49, Texas Water Code.

Section 7: Only duly qualified resident electors of the District shall be entitled to vote in the election.

Section 8: The presiding judge and election clerks are hereby appointed as a special canvassing board for canvassing the early voting returns.

Section 9: The President and Secretary of the Board are hereby authorized and directed to secure and provide such election supplies as may be necessary for the conduct of such election, to cause notice of this election to be published as required by law in Spanish and English one time not earlier than the 30th day or later than the 10th day before the election in a newspaper having general circulation in Galveston County, Texas, and to take such other steps as may be necessary or appropriate in the calling and conduct of such election.

Section 10: To the extent not otherwise provided for in the agreement with Galveston County, Texas for use of an electronic voting system, the Board appoints Nancy Click, employee of the District, as the Custodian of Records ("Custodian") and agent to the Board Secretary to perform the duties related to the conduct and maintenance of records of the election as required under the Texas Election Code during the period ending not earlier than the sixtieth (60) day after the election.

The Custodian shall maintain an office open for election duties for at least three (3) hours each day, during regular office hours, on regular business days during the period required by law. The Custodian shall post notice of the location and hours of her office as required by the Texas Election Code. The Custodian shall maintain in her office, the documents, records and other

items relating to the election and shall be the person designated to receive documents on behalf of the District that are required by the Texas Election Code.

The Custodian for Records physical address is 2750 FM 517 East, Dickinson, Texas 77539 and mailing address is P.O. Box 307, Dickinson, Texas 77539.

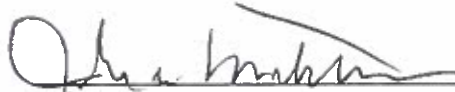
Section 11: The President of the Board is authorized to execute and the Secretary of the Board is authorized to attest this Order on behalf of the Board; and the President is authorized to do all other things legal and necessary in connection with the holding and consummation of the election.

Section 12: The Board finds that notice of the date, place, and subject of this meeting was posted in accordance with the terms and provisions of the Texas Open Meetings Act at least seventy-two (72) hours proceeding the scheduled time of this meeting.

Section 13: If, for any reason, one or more of the sections, provisions, clauses or words of this Order or the election conducted in accordance with this Order, or the application of those sections, provisions, clauses or words to any situation or circumstance shall for any reason be held to be invalid or unconstitutional, the invalidity or unconstitutionality shall not affect any of the other sections, provisions, clauses or words of this Order or the election conducted in accordance with this Order, or the application of those sections, provisions, clauses or words to any other situation or circumstances, and it is intended that this Order shall be severable and shall be construed and applied as if the invalid or unconstitutional section, provision, clause or word had not been included in this Order.

PASSED, APPROVED and ADOPTED on the 17th day of July 2017.

GALVESTON COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 1



John W. Mitchiner
President, Board of Directors

ATTEST:


William J. Gaffey
Secretary, Board of Directors

[DISTRICT SEAL]