

STATE OF TEXAS §

COUNTY OF COLORADO §

ORDER CALLING AN ELECTION TO CONFIRM THE CREATION OF COLORADO COUNTY EMERGENCY SERVICES DISTRICT NO. 1, AND AUTHORIZE THE IMPOSITION OF A TAX NOT TO EXCEED THE RATE ALLOWED BY SECTION 48-E, ARTICLE III, TEXAS CONSTITUTION

In Colorado County Commissioners Court:

WHEREAS, the Colorado County Commissioners Court received a Petition for an Emergency Services District Requesting to Create Colorado County Emergency Services District No. 1 (the "Petition"); and,

WHEREAS, the Colorado County Commissioners Court made the requisite findings to approve and grant the Petition as authorized by Texas Health and Safety Code Sec. 775.017, including finding that creation of the district is feasible and will promote the public safety, welfare, health, and convenience of persons residing in the proposed district, entered an Order/Resolution to approve the Petition and to fix the proposed district's boundaries (as set forth in Exhibit "A", attached to this Order and incorporated herein), and made a determination that the district would still meet the requirements prescribed by Sec. 775.017(a) if the City of Columbus municipal limits and/or extraterritorial jurisdiction is excluded from the district; and,

WHEREAS, the Colorado County Commissioners Court granted the Petition and executed on July 24, 2023 a Resolution Approving a Petition for Creation of an Emergency Services District to be designated as Colorado County Emergency Services District No. 1,

NOW THEREFORE, IT IS ORDERED:

An election shall be held to confirm the creation of Colorado County Emergency Services District No. 1 - with the boundaries as set for in the Petition and Exhibit "A" attached hereto - and authorize the imposition of a tax not to exceed \$.10/\$100, as authorized by Section 48-e, Article III, Texas Constitution, and Texas Health and Safety Code Sec. 775.018;

The election shall be on the 7th day of November, 2023, which date is the next available uniform election date under Chapter 41, Texas Election Code;

The creation of the district at the election shall be by majority vote of all the voters; provided, however, that the district may not include territory in (i) the City of Columbus corporate municipal limits unless a majority of the voters residing in the

City of Columbus corporate municipal limits who vote at the election vote in favor of creating the district, or (ii) the City of Columbus extraterritorial jurisdiction unless a majority of the voters residing in the City of Columbus extraterritorial jurisdiction who vote at the election vote in favor of creating the district;

B. Election Proposition: At the election, the below proposition shall be submitted to the qualified voters who reside in the proposed District:

PROPOSITION

PROPOSICIÓN

CONFIRMATION OF THE CREATION OF COLORADO COUNTY EMERGENCY SERVICES DISTRICT NO. 1 AND THE LEVY BY SAID DISTRICT OF A TAX NOT TO EXCEED TEN (10) CENTS ON THE ONE HUNDRED DOLLAR (\$100.00) VALUATION.

CONFIRMACIÓN DE LA CREACIÓN DEL DISTRITO DE SERVICIOS DE EMERGENCIA NUM. 1 DE CONDADO DE COLORADO Y LA IMPOSICIÓN POR EL DISTRITO DE UN IMPUESTO QUE NO EXCEDERD DIEZ (10) CENTAVOS POR CADA VALUACIÓN DE CIEN DOLARES (\$100.00).

The ballot of the election shall conform to the requirements of the Texas Election Code, as amended, and shall have printed thereon the following:

OFFICIAL BALLOT

BALOTA OFICIAL

FOR

Confirmation of the creation of Colorado County Emergency Services District No. 1 and the levy by said district of a tax not to exceed ten (10) cents on the one hundred dollar (\$100.00) valuation.

AGAINST

A FAVOR

Confirmación de la creación del Distrito de Servicios de Emergencia Num. 1 de Condado de Colorado y la imposición por el distrito de un impuesto que no excederd diez (10) centavos por cada valuación de cien dolares (\$100.00).

EN CONTRA

1. The ballots for the election shall provide for voting “for” or “against” the proposition. A vote “for” shall mean a vote in favor of the proposition, and a vote “against” shall mean a vote opposing the proposition.

2. A majority of the total votes cast “for” or “against” the proposition creating Colorado County Emergency Services District No. 1 shall determine if Colorado County Emergency Services District No. 1 is approved. Provided, however, if so approved, the proposed Colorado County Emergency Services District No. 1 may not include territory in (i) the City of Columbus corporate municipal limits unless a majority of the voters residing in the City of Columbus corporate municipal limits who vote at the election vote in favor of creating Colorado County Emergency Services District No. 1; (ii) the City of Columbus extraterritorial jurisdiction unless a majority of the voters residing in the City of Columbus extraterritorial jurisdiction who vote at the election vote in favor of creating Colorado County Emergency Services District No. 1.

B. Election Procedures:

1. The election on the proposition to create Colorado County Emergency Services District No. 1 shall be held in the area of the boundaries of the proposed Colorado County Emergency Services District No. 1 on the 7th day of November, 2023, between the hours of 7:00 a.m. and 7:00 p.m., as part of a joint election with Colorado County and other entities.

2. The election shall be conducted such that the voters in the area of the boundaries of the proposed Colorado County Emergency Services District No. 1 shall vote on the proposition as a whole to determine the passage of the proposition, provided, however, that (i) the ballots voted by the voters in the City of Columbus corporate municipal limits, and (ii) the ballots voted by the voters in the City of Columbus extraterritorial jurisdiction shall be counted, tabulated and reported separately.

3. The creation of the proposed Colorado County Emergency Services District No. 1 shall be determined as follows:

(a) the creation of Colorado County Emergency Services District No. 1 shall require a majority vote at the election in favor of the proposition, counted, tabulated and reported as a whole;

(b) if a majority of the votes cast at the election as a whole vote are in favor of the proposition, then inclusion of the City of Columbus corporate municipal limits in the proposed Colorado County Emergency Services District No. 1 shall require approval of the proposition by the voters in the City of Columbus corporate municipal limits, which votes shall also be counted, tabulated and reported separately;

(c) if a majority of the votes cast at the election as a whole vote in favor of the proposition, then inclusion of the City of Columbus extraterritorial jurisdiction in the proposed Colorado County Emergency Services District No. 1 shall require approval of the proposition by the voters in the City of Columbus extraterritorial jurisdiction, which votes shall also be counted, tabulated and reported separately.

4. The Notice of the Election shall be given and the election shall be held in compliance with the provisions of the Texas Election Code in all respects, and, as applicable, Texas Health and Safety Code, including Section 775.018. The ballots for the election shall comply with this Order, the Texas Election Code and, as applicable, Texas Health and Safety Code, and shall be in the form as determined by the Colorado County Election Administrator for use on the voting devices and ballots used by Colorado County.

(a) the Notice of the Election shall be given in the same manner as the notice of the petition hearing,

(b) the County Clerk or Elections Administrator shall give notice of the election in the manner prescribed in Texas Health and Safety Code Sec. 775.015(c), and not later than the 21st day before the date on which the election will be held, the Notice of Election shall be posted at the courthouse door and shall be published in the *Colorado County Citizen* and *Banner Press* once a week for two consecutive weeks. The first publication shall occur not later than the 21st day before the date on which the election will be held.

5. **Rebecka LaCourse**, the Colorado County Election Administrator is hereby confirmed and appointed to serve as the Election Officer and Early Voting Clerk. The Colorado County Election Administrator's employees and appointees, along with the election judges, alternate election judges and election clerks appointed by the Colorado County Election Officer are likewise designated and shall hold and conduct this election in the manner provided under the Texas Election Code and, as applicable, the Texas Health and Safety Code, including Sections 775.018 and 775.019 (regarding voting in the territory in the City of Columbus corporate municipal limits and the City of Columbus extraterritorial jurisdiction).

(a) The main early voting polling place for this election shall be located at 316 Spring Street, Columbus, TX, commonly known as the Agriculture Building.

(b) Early voting by personal appearance at the main early voting polling place shall be conducted on the days of the early voting period and during the hours that the Colorado County Election Administrator's main business office is regularly open for business. (See Exhibit "B", attached to this Order.)

6. All ballots, voting instructions, signs, and posters and other election materials required by Texas Election Code, shall be prepared in English and Spanish, and shall contain such provisions, instructions, markings and verbiage as required by law.

7. The election precincts for the election shall be those precincts established by Colorado County, and administered by the Colorado County Election Administrator; provided, however, that (i) the ballots voted by the voters in City of Columbus corporate municipal limits shall be counted, tabulated and reported separately, and, (ii) the ballots voted by the voters the ballots voted by the voters in City of Columbus extraterritorial jurisdiction shall be counted, tabulated and reported separately.

8. Precinct designations and Polling Places shall be those county precincts and voting locations approved as provided this and any other election orders made by Colorado County Commissioner's Court and/or the County Election Administrator.

9. Early Voting by personal appearance and by mail will be conducted and coordinated by the Colorado County Election Administrator, who is also hereby designated as the Early Voting Clerk for this election. Early Voting by personal appearance shall be held at those places so selected and designated by the County Election Administrator. Early voting shall commence on October 23, 2023 and shall continue through November 3, 2023. Election day and early voting locations shall be as established by County Election Administrator and are subject to change. (See Exhibit "B", attached to this Order.)

10. **Rebecka LaCourse**, County Election Administrator, is hereby appointed to serve as the custodian of election records, and recorder for this election. The County Election Administrator will also serve as the Regular Early Voting Clerk to receive requests for applications for early voting ballots.

11. Applications for voting by mail for all voters in the election must be submitted by personal/commercial delivery no later than October 27, 2023, and ballots voted by mail must be received by Tuesday, November 07, 2023 at 7:00 p.m. if carrier envelope is carrier envelope is not postmarked, or Wednesday, November 08, 2023 at 5:00 p.m. if carrier envelope is postmarked by 7:00 p.m. on November 7, 2023 at the location of the election on Election Day (unless overseas or military voter deadlines apply).

(a) Applications for voting by mail shall be sent by US Postal Mail or personal/commercial delivery, or, as permitted by law, telefax, or email.

(a) The address for US Postal Mail is:

Colorado County Annex
C/O Rebecka LaCourse, Election Administrator
318 Spring St., Suite 101
Columbus, TX 78934

(b) The address for personal/commercial delivery is:

Colorado County Annex
C/O Rebecka LaCourse, Election Administrator
318 Spring St., Suite 101
Columbus, TX 78934
elections@co.colorado.tx.us
979-732-2952 Fax

12. As soon as practicable, after the election the election officials holding same shall make and deliver the returns and the results thereof to the Colorado County Commissioner's Court for the Commissioner's Court to canvass the returns and declare the results of the election.

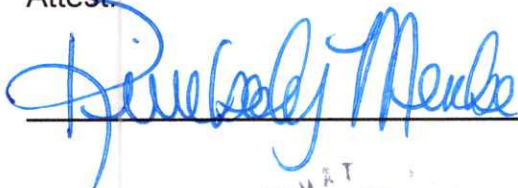
13. At such meeting of the properly called by Colorado County Commissioner's Court following its receipt of the election returns and the results thereof, Colorado County Commissioner's Court shall consider and enter an order pursuant to the applicable provisions of Texas Health and Safety Code, Section 775.019 regarding this election.

PASSED, APPROVED and ORDERED this 14th day of August, 2023.



Ty Prause, Colorado County Judge

Attest:



(COMMISSIONERS COURT SEAL)



EXHIBIT "A"

COLORADO COUNTY EMERGENCY SERVICES DISTRICT NO. 1

Commencing at the point where the most northerly point in the boundary line of Colorado County, Texas, intersects with the southeast boundary line of Fayette County, Texas, and the northwest boundary line of Austin County, Texas;

Thence, southeasterly along the east boundary line of Colorado County, Texas, pass Stokes Road and pass FM 109, to a point where the east boundary line of Colorado County, Texas intersects with Interstate 10/US Highway 90;

Thence, continuing in a southeasterly direction along the east boundary line of Colorado County, Texas, 1.4 miles south of Interstate 10/US Highway 90 to a point in the east boundary line of Colorado County, Texas, having the coordinates 29.747954, -96.297450 (using the global positioning system in decimal degrees);

Thence, southwesterly departing from the east boundary line of Colorado County, Texas, along a line, pass Prairie Chicken Road, a distance of approximately 1.38 miles to a point having the coordinates 29.709213, -96.302557;

Thence, continuing northwesterly along said line a distance of approximately 1.73 miles, pass Cat Springs Road, to a point having the coordinates 29.707685, -96.331840;

Thence, north along said line to its intersection with the south right-of-way of FM 2761;

Thence, southwest along the south right-of-way of FM 2761 to its intersection with the west right-of-way of FM 949;

Thence, continuing southwest along the south right-of-way of FM 2761/Lyle Road, extended to an intersection with the east bank of the Colorado River;

Thence, southerly and southwesterly among the meanders of the east and south banks of the Colorado River to a point on the south bank of the Colorado River having the coordinates 29.594166, -96.452615;

Thence, southwesterly from said point on the south bank of the Colorado River in a straight line, pass State Highway 71, to an intersection with the west right-of-way of County Road 102;

Thence, northwesterly along the west right-of-way of County Road 102 to a point having the coordinates 29.577838, -96.492721;

Thence, westerly from said point to a point having the coordinates 29.604687, -96.643632;

Thence, northerly from said point to a point having the coordinates 29.668234, -96.649097, and being the southernmost point of Hattermann Lane;

Thence, northwesterly along the west right-of-way of Hattermann Lane, pass Interstate 10/US Highway 90, to its intersection with the north right-of-way of County Road 217;

Thence, westerly along the south right-of-way of County Road 217 to a point having the coordinates 29.369687, -96.663933;

Thence, northerly from said point along a line to its intersection with the south bank of the Colorado River;

Thence, along the south bank of the Colorado River to its intersection with the west boundary line of Colorado County, Texas;

Thence, northeasterly along the west boundary line of Colorado County, Texas, to the point of commencement.

Exhibit "B"

State Constitutional Amendment Election For Voting in a Special Election ((para votar en la Eleccion Especial para)

“adopt or reject the proposed Constitutional Amendments as submitted by the 88th Legislature, Regular Session, of the State of Texas and the 88th Legislature, Second Special Session, of the State of Texas.” (“*adoptar o rechazar las enmiendas a la constitución propuestas tal como fueron presentadas por la 88^o Legislatura, Sesión Regular, del Estado de Texas, y la 88^o Legislatura, Segunda Sesión Especial, del Estado de Texas.*”)

Emergency Services District #1 (Colorado County)

Early Voting:

Colorado County Ag Bldg (Main) 316 Spring St. Columbus, TX 78934	Weimar City Hall (Branch) 106 E. Main St. Weimar, TX 78934	EL Community Center (Branch) 100 N. Walnut Eagle Lake, TX 77434
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Days: Monday, October 23 – Wednesday, November 01, 2023

Hours: 7:30 a.m. till 5:30 p.m. *Weekdays*

Days: Thursday, November 02 – Friday, November 03, 2023

Hours: 7:00 a.m. till 7:00 p.m. *Last two days of Early Voting*

To request ballot by mail application call Colorado County Election Administrator Office, 979-732-6860, Fax, 979-732-2952, or email elections@co.colorado.tx.us

Election Day: Tuesday, November 07, 2023 **Hours:** 7:00 a.m. till 7:00 p.m.

Voting Locations

(You must go to your assigned polling location identified on your Voter Registration Card)

Precinct 101 <i>Columbus</i>	Colorado County Services Facility	305 Radio Lane, Columbus
Precinct 102 <i>Rock Island</i>	Full Gospel Church – Fellowship Hall	2304 Cushen, Rock Island
Precinct 103 <i>Garwood-Nada</i>	Nada Community Center – St. Mary’s	7825 Hwy 71, Nada
Precinct 201 <i>Weimar</i>	Weimar City Hall	106 E. Main, Weimar
Precinct 202 <i>Sheridan</i>	Sheridan Community Center	5803 S. Logan Park Dr., Sheridan
Precinct 302 <i>Frelsburg</i>	St. Peter & Paul Church Dining Hall	1031 Church Lane, Frelsburg
Precinct 303 <i>Mentz</i>	St. Roch’s Parish Hall	1600 Frelsburg Rd., Mentz
Precinct 304 <i>Bernardo</i>	Bernardo Fire Station	2845 FM 949, Bernardo
Precinct 305 <i>Columbus</i>	Agriculture Bldg	316 Spring St., Columbus
Precinct 401 <i>Altair</i>	Robert. R. Wells Airport	1084 CR 102, Altair
Precinct 402 <i>Eagle Lake</i>	Eagle Lake Community Center	100 N. Walnut, Eagle Lake

<http://www.co.colorado.tx.us/page/colorado.Elections>

Sample Ballots available on website or at Colorado County Election Office