

**TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 1**

**RESOLUTION AND ORDER CALLING FOR A SPECIAL ELECTION ON THE ISSUE OF CHANGING THE RATE OF A LOCAL SALES AND USE TAX BY THE DISTRICT PURSUANT TO CHAPTER 775, TEXAS HEALTH & SAFETY CODE**

THE STATE OF TEXAS §  
COUNTY OF TRAVIS §  
TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 1 §

WHEREAS, Texas Health & Safety Code § 775.0751, *et seq.*, permits an Emergency Services District operating under Chapter 775, Texas Health & Safety Code to adopt, change the rate of, or abolish a sales and use tax; and

WHEREAS, the Board of Emergency Services Commissioners (the “Board”) of Travis County Emergency Services District No. 1 (the “District”) finds and determines that it is necessary and advisable to call and hold an election (the “Election”) for and within the District to adopt a sales and use tax at a rate not to exceed one percent in the District; and

WHEREAS, it is hereby officially found and determined that said Election shall be held on May 7, 2022, a uniform election date established by Section 41.001(a), Texas Election Code, as amended, as required by Texas law; and

WHEREAS, the Board, pursuant to the applicable provisions of the Texas Election Code, has agreed to enter into a Joint Election Agreement with Travis County, Texas (the “County”) and contract with the Travis County Elections Administrator (the “County Elections Administrator”) for election services; and

THEREFORE, BE IT ORDERED AND RESOLVED BY THE BOARD OF EMERGENCY SERVICES COMMISSIONERS OF TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 1 THAT:

Section 1. Findings. The statements contained in the preamble of this Election Order are true and correct and are hereby adopted as findings of fact and as a part of the operative provisions hereof.

Section 2. Election Ordered; Date: The Election shall be held for and within the District on Tuesday, May 7, 2022 (the “Election Day”), in accordance with the Texas Election Code (the “Code”).

Section 3. Election Precincts, Voting Locations and Voting Hours on Election Day. The election precincts for the Election shall consist of the territory within the boundaries of the District situated within one or more Travis County election precincts, which bear the precinct numbers set forth in Exhibit A attached hereto and incorporated herein. The polling places for voting on Election Day shall be as set forth in Exhibit A. On Election Day the polls shall be open from 7:00 a.m. to 7:00 p.m.

Section 4. Early Voting Locations, Dates and Times. (a) Early voting by personal appearance shall be held at the location, at the times and on the days set forth in Exhibit B, attached hereto and incorporated herein, or at such other locations as hereafter may be designated by the County Elections Administrator.

(b) Applications for ballot by mail shall be sent to:

Elections Division  
Travis County Clerk's Office  
P.O. Box 149325  
Austin, Texas 78714-9325

Section 5. Proposition: Official Ballot. The preparation of the necessary equipment and the official ballots for the election shall conform to the requirements of the Code so as to permit the electors to vote "FOR" or "AGAINST" the proposition which shall be set forth on the ballots substantially in the following form:

OFFICIAL BALLOT

TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 1  
PROPOSITION

FOR THE INCREASE IN THE RATE OF LOCAL SALES AND  
USE TAX IN TRAVIS COUNTY EMERGENCY SERVICES  
DISTRICT NO. 1 FROM ONE PERCENT TO TWO  
PERCENT.

AGAINST

Section 6. Excluded Territory. Any territory within the District with a sales tax rate at two percent as of the Election Date is excluded from the applicability of the proposed increased sales tax rate contemplated herein.

Section 7. Persons Qualified to Vote. All resident, qualified electors of the District shall be eligible to vote in the Election.

Section 8. Joint Election. The District has agreed to participate in a joint election with the County who is also holding an election on Election Day and has contracted with the County Elections Administrator for election services.

Section 9. Appointment of Election Officers. Prior to the Election Day, the election judges, alternate judges, clerks and other personnel necessary for conducting the Election will be appointed by the County Elections Administrator, and the election judges and alternate judges may be changed and the polling places may be combined for some precincts, pursuant to decisions of the County Elections Administrator. The County Elections Administrator shall also be responsible for establishing the central counting station. The Board hereby authorizes the President of the Board to appoint any such other officials not designated herein or appointed by the County

Elections Administrator as are necessary and appropriate to conduct the Election in accordance with the Code.

Section 10. Conduct of Election. The Election shall be held in accordance with the Code, except as modified by the Texas Health & Safety Code, the Texas Tax Code, and the Federal Voting Rights Act of 1965, as amended, including particularly Chapter 272 of the Code pertaining to bilingual requirements.

Section 11. Notice of Election. Notice of the Election shall be given in both English and Spanish by publishing a substantial copy of this Election Order one time, not earlier than the thirtieth day nor later than the tenth day prior to the date set for the Election, in a newspaper published in the District or in a newspaper of general circulation in the District if none is published in the District.

Section 12. Notice of Meeting. The Board official finds, determines, recites and declares that written notice of the date, hour, place and subject of the meeting at which this Election Order is adopted was posted on a bulletin board located at a place convenient to the public at the District's administrative offices for at least seventy-two (72) hours preceding the scheduled time of the meeting as required by the Open Meetings Law, Chapter 551, Texas Government Code, as amended; and that such meeting was open to the public as required by law at all times during which this Election Order and the subject matter thereof was discussed, considered and formally acted upon.

Section 13. Authority of the Fire Chief. The Fire Chief of the District shall have the authority to take, or cause to be taken, all actions reasonable and necessary to insure that the Election is fairly held and returns properly counted and tabulated for canvass by the Board, which actions are hereby ratified and confirmed.

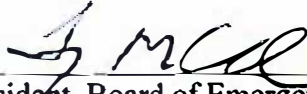
Section 14. Authority to Execute. The President or Vice President of the Board are each authorized individually to execute and the Secretary of the Board is authorized to attest this Election Order on behalf of the Board; and the President and Vice President are each authorized individually to do all other things legal and necessary in connection with the holding and consummation of the Election.

Section 15. Severability. If any provision, section, subsection, sentence, clause or phrase of this Election Order, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Election Order nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the District in adopting this Election Order that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Election Order are declared to be severable for that purpose.

Section 16. Effective Date. This Election Order is effective immediately upon its passage and approval.

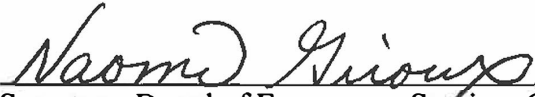
*(Signature page follows.)*

PASSED AND APPROVED the 10<sup>th</sup> day of February, 2022



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President, Board of Emergency Services Commissioners  
TRAVIS COUNTY EMERGENCY SERVICES  
DISTRICT NO. 1.

ATTEST:



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Secretary, Board of Emergency Services Commissioners  
TRAVIS COUNTY EMERGENCY SERVICES  
DISTRICT NO. 1.