

ORDER FOR ELECTION TO BE HELD NOVEMBER 5, 2024 FOR TWO (2) DIRECTOR POSITIONS ON THE BOARD OF OLD TOWN SPRING IMPROVEMENT DISTRICT AS PROVIDED UNDER SPECIAL DISTRICT LOCAL LAWS CODE, SECTION 3813.051 AND SECTION 3813.052

WHEREAS, OLD TOWN SPRING IMPROVEMENT DISTRICT (the "District") operates pursuant to Chapter 3813, Special District Local Laws Code; and

WHEREAS, the District is governed by a five-member Board of Directors; and

WHEREAS, two (2) of the Directors are elected while the remaining three (3) Directors are appointed by the Harris County Commissioners Court; and

WHEREAS, the Directors serve two (2) year terms; and

WHEREAS, in this year of the District operations, pursuant to Section 3813.051, Special District Local Laws Code, two (2) Commissioner positions are ending their regular terms; and

WHEREAS, pursuant to Section 3813.052, Texas Local Laws Code, Position Four (resident of the District), will end its regular term;

WHEREAS, pursuant to Section 3813.052, Texas Local Laws Code, Position Five (owner of real property or lessee of a retail store in the District), will end its regular term;

WHEREAS, the District Board of Directors finds that it is necessary to call an election for Position Four and for Position Five on the District Board of Directors; and

WHEREAS, Section 3813.052, Special District Laws Code, requires that such Election be held in conformity with Section 41.001, of the Texas Election Code, providing for Uniform Election Dates,

NOW, THEREFORE, IT IS HEREBY ORDERED that an Election be held in OLD TOWN SPRING IMPROVEMENT DISTRICT on Tuesday, November 5, 2024, between the hours of 7:00 a.m. and 7:00 p.m., to elect one person to Position Four and one person to Position Five to serve as Directors of Old Town Spring Improvement District for two-year terms commencing **February 1, 2025**.

IT IS FURTHER ORDERED that:

1. (a) For those Candidates seeking election to Position Four, the ballot for the Election shall provide for casting no vote or one vote for a candidate among those candidates listed or written in by the voter (as may be allowed by law).

(b) For those Candidates seeking election to Position Five, the ballot for the Election shall provide for casting no vote or one vote for a candidate among those candidates listed or written in by the voter (as may be allowed by law).

(c) The candidate receiving the most number of votes for Position Four shall be elected in accordance with law. Election shall be by plurality vote.

(d) The candidate receiving the most number of votes for Position Five shall be elected in accordance with law. Election shall be by plurality vote.

(e) In the event of a tie vote among the candidates, the resolution of the tie shall be resolved in accordance with Section 2.002, Texas Election Code.

2. The Election shall be held within all regular Harris County Election Precincts located within the District and at the Polling Places used for regular voting by Harris County. Regardless of residence in the County Election Precincts, only persons residing within the District boundaries may vote in this election.

3. The election may be held jointly with other entities under the Joint Election Agreements promulgated by the Harris County Clerk's Office.

4. The election will be conducted by the Harris County Clerk's Office under the terms of the Election Services Agreements promulgated by the county. To the full extent allowed by law, the District delegates to the Harris County Clerk's Office all election duties described in the Agreement.

5. The voting shall be by electronic device as developed and utilized by Harris County. In the absence of electronic voting devices, the voting in the District's Election Precincts shall utilize paper ballots, the required number of metal or wooden ballot boxes, and voting booths all as specified, described and set forth in Subchapter B, Sections 51.031, 51.032, and 51.034 of the Texas Election Code.

6. The candidates' names shall appear on the ballot in the form as required by law. The candidates' names shall appear on the paper ballot in such a manner that each voter may cast no vote or may cast one vote for each of one or two candidates among those candidates listed or written in by the voter (as may be allowed by law).

7. All candidates must file an application in accordance with the Texas Election Code (including Chapter 141, Subchapters A and B, and Chapter 144, Texas Election Code). All candidates are obligated to determine on their own whether their application is correct in form and content.

8. All applications for a place on the ballot must be filed with **Anne Morrow**, District Board Secretary, and must be received by mail at 820 Gessner Suite 1710, Houston, Texas 77024, in person at 820 Gessner Suite 1710, Houston, Texas 77024 by email at elections@coveler.com, or by fax at (713) 984-0670. The procedures and time requirements for write-in candidacies are governed by Subchapter C, Chapter 146, Texas Election Code.

9. The order of the candidates' names shall be determined by a drawing held in accordance with and under the time parameters set forth in Section 52.094, Texas Election Code. As required by law, candidates' names may only appear as independent, without denoting any political or party affiliation. The drawing for ballot position will be conducted on August 27, 2024.

10. Teneshia Hudspeth, the Harris County Clerk, is hereby designated as the Early Voting Clerk. Early voting shall be conducted in such like manner and in accordance with the applicable early voting provisions as established by Harris County for its November 5, 2024 elections, from October 21, 2024 (the date which represents the earliest date on which early voting may begin) through November 1, 2024 (the date which represents the last day on which early voting may be performed). As ordered by the District Board of Emergency Services Commissioners, the location of main early voting place is determined by the Harris County Elections office and is designated as follows:

Harris County Elections Department,
1001 Preston St.
Houston, Texas 77002

Branch early voting locations:

As determined by Harris County for its November 5, 2024 elections.

11. For the use of those voters in the District who are entitled by law to vote early by mail, the Early Voting Clerks above named shall receive applications for early voting ballots to be voted by mail in accordance with the Texas Election Code. For the use of those voters who are entitled by law to vote an early voting ballot by mail, the District shall provide each voter with a paper ballot and instructions to make a mark on the paper ballot.

12. Harris County Ballot applications and ballots voted by mail shall be sent to the Early Voting Clerk at P.O. Box 1148 Houston, Texas 77251-1148. There shall be no provision for telephonic facsimile transmission of ballot applications. The ballot applications must be received by October 25, 2024, at 5:00 p.m.

13. This Order constitutes the Election Order of Old Town Spring Improvement District Election to elect one (1) person to Position Four and one (1) person to Position Five to serve as a Director of Old Town Spring Improvement District for two-year terms commencing **February 1, 2025**. The Notice of the Election shall be prepared in accordance with law and shall be given by publication of the Notice of Election (which can encompass and/or contain this Order) along with the Order designating the Voting Precincts and Polling Places for the Election. Such publication shall be made one time in a daily newspaper of general circulation within the geographic boundaries of the District, said publication to be made not earlier than the 30th day nor later than the 10th day before the Election Date. Further, a copy of such Notice along with the Order

designating the Voting Precincts shall, not later than the 21st day before the Election Date, be posted on the bulletin board or other place conspicuous to the public used for posting Notices of the meetings of the District Board of Directors and a copy shall be filed with the County Clerk of Harris County, Texas. After publication, the District Board of Directors shall retain a copy of the published Notice that contains the name of the newspaper in which it was published and the date of publication.

ADOPTED at Open Meeting this the 30th day of July 2024, by a vote of
4 to 0.0



SETH SANDERS,
President, Board of Directors,
Old Town Spring Improvement District