

ORDER NO. 2024-07-10

**ORDER CALLING NOVEMBER 5, 2024 DIRECTOR ELECTION FOR
ECTOR COUNTY UTILITY DISTRICT**

THE STATE OF TEXAS §
 §
COUNTY OF ECTOR §

WHEREAS, Ector County Utility District (the “District”) is a political subdivision of the State of Texas, operating under Chapters 49, 51, and 54 of the Texas Water Code; and

WHEREAS, on November 16, 2011, the Board of Directors of the District (the “Board”) adopted a Resolution Changing Date of Director Elections to the November Uniform Election Date in Even-Numbered Years and Adjusting Terms of Office to Conform to New Election Date, as permitted by Senate Bill 100 (the “November Director Election Resolution”); and

WHEREAS, in accordance with Section 49.103 of the Texas Water Code, as amended by Senate Bill 100, and the November Director Election Resolution, the District’s director elections are held in November of even-numbered years; and

WHEREAS, on July 10, 2024, the Board adopted Order No. 2024-07-10, an Order Designating Position Number for Director Offices (“the “Director Position Order”), which assigned Places 1 through 5 to the existing directors for the Board; and

WHEREAS, the terms of offices for Places 1, 3, and 4 expire in November 2024; and

WHEREAS, the Board desires to order an election to be held on November 5, 2024, for the election of three directors, to fill the director seats for Place 1, 3, and 4 on the Board, each of whom will serve a four-year term;

WHEREAS, pursuant to Chapter 31, Subchapter D, Chapter 123, and Chapter 271 of the Texas Election Code and Chapter 791 of the Texas Government Code, Ector County and the District have entered into an agreement for the Ector County Clerk, as the County’s Election Officer, to conduct the District’s elections, including runoffs, and for the District’s use of the County’s current or future-acquired election equipment for any voting system that the County adopts, as authorized under Title 8 of the Election Code, for all District elections; and

WHEREAS, a motion was made and seconded to adopt an order calling for election of members of the Board of Directors in accordance with the provisions of the Texas Election Code and the Texas Water Code;

**NOW THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF
ECTOR COUNTY UTILITY DISTRICT THAT:**

Section 1. The matters and facts set out in the preamble of this order are found and declared to be true and correct.

Section 2. An election will be held within the District on November 5, 2024, between the hours of 7:00 a.m. and 7:00 p.m., at the Ector County precinct polling place locations that serve the District, at which there will be submitted the question of the election of three directors to fill the director seats for Place 1, 3, and 4 on the Board, each of whom will serve a four-year term.

Section 3. Early voting in the election by personal appearance will begin on October 21, 2024, and end on November 1, 2024. The regular early voting clerk is Lisa Sertuche, Ector County Elections Administrator. Early voting by personal appearance will be conducted at the times, dates, and polling places established by Ector County for early voting. The Regular Early Voting Clerk's official mailing address to which requests for applications for early voting ballots to be voted by mail may be sent is: Ector County Early Voting Clerk, 1010 East Eighth Street, Suite 101, Odessa, Texas 79761, or via email to Elizabeth.sertuche@ectorcountytexas.gov or via facsimile to 431-498-4009.

Section 4. Voting in the election will be by the use of electronic or paper ballots printed in both English and Spanish and conforming to the requirements of the Texas Election Code. Oral bilingual assistance will be available during the election and may be obtained by contacting the presiding judge or the alternative presiding judge. The ballots used in the election will have printed on them the names of all candidates for the office of director who filed application to have their names printed on the ballot at least 78 days before the election, and one blank space for write-in candidacy at least 74 days before the election. Each voter may vote for none, one, or two person for director by placing an "X" in the square beside the person's name or persons' names or by writing the name or names of a person or persons in the blank space(s) provided.

Section 5. The District is divided into election precincts as established by Ector County. The polling places for such election precincts will be the polling places established by Ector County for such election precincts in Ector County.

Section 6. The presiding judges, alternative presiding judges, and clerk for the election selected and appointed by Ector County in compliance with the requirements of State law are hereby designated and appointed election officers for the holding of this election. The presiding judges, alternative presiding judges, and clerks will perform the functions and duties of their respective positions that are provided by State law.

Section 7. The election will be held and conducted and returns made to the Board in accordance with the Texas Election Code, as modified by Chapters 49, 51, and 54 of the Texas Water Code.

Section 8. All qualified resident electors of the District will be entitled to vote in the election.

Section 9. The Secretary of the Board and the attorney for the District are directed to cause notice of this election to be published or posted in both English and Spanish in accordance with the requirements of the Texas Election Code.

PASSED AND APPROVED this 10th day of July 2024.

(SEAL)

PASSED AND APPROVED this 10th day of July 2024.

(SEAL)



A handwritten signature in blue ink, reading "Stephanie Shaw", is written over a horizontal line.

Stephanie Shaw, President
Board of Directors

ATTEST:

A handwritten signature in black ink, reading "Margaret Burton", is written over a horizontal line.

Margaret Burton, Secretary
Board of Directors

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS §
 §
COUNTY OF ECTOR §

The undersigned officer of the Board of Directors of Ector County Utility District hereby certifies as follows:

1. The Board of Directors of Ector County Utility District convened in a regular meeting on July 10, 2024, at the District Office, 1039 N. Moss Avenue, Odessa, Ector County, Texas 79763, and the officers and members of the Board:

Stephanie Shaw	President
Troy Walker	Vice President
Margaret Burton	Secretary
Tommy Brown	Treasurer
Timothy Pond	Assistant Secretary

were present, except Director Shaw and Brown, thus constituting a quorum. Among other business, the:

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was introduced for the consideration of the Board. It was then moved and seconded that the Resolution be adopted, and, after discussion, the motion prevailed and carried by majority vote.

2. A true, full and correct copy of the Resolution adopted at the meeting described in the above paragraph is attached to this certificate. The Resolution has been duly recorded in the District's minutes of the meeting. The persons named in the paragraph above are the duly chosen, qualified and acting officers and members of the Board. Each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the meeting, and that the Resolution would be introduced and considered for adoption at the meeting, and each of the officers and members consented, in advance, to the holding of the meeting for such purpose. The meeting was open to the public as required by law, and public notice of the time, place and subject to the meeting was given as required by Chapter 551 of the Government Code.

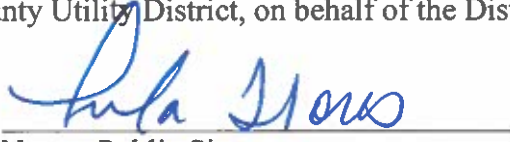
SIGNED AND SEALED this 10th day of July 2024.

(SEAL)


Margaret Burton, Secretary
Board of Directors

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This instrument was acknowledged before me on July 10, 2024, by Margaret Burton, Secretary of the Board of Directors of Ector County Utility District, on behalf of the District.


Notary Public Signature

(SEAL)

