

AN ORDER OF THE BOARD OF DIRECTORS OF SHADY HOLLOW MUNICIPAL UTILITY DISTRICT; POSTPONING THE MAY 2, 2020, OPERATION AND MAINTENANCE TAX AND DIRECTORS ELECTION UNTIL NOVEMBER 3, 2020, PURSUANT TO PROCLAMATION OF THE TEXAS GOVERNOR AND TEXAS SECRETARY OF STATE ELECTION ADVISORY NO. 2020-12; PROVIDING FINDINGS OF FACT; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR OPEN MEETING.

WHEREAS, Shady Hollow Municipal Utility District (“District”) is a political subdivision of the State of Texas, created and operating under Chapter 49 and 54, Texas Water Code; and

WHEREAS, the District’s Board of Directors (“Board”) timely ordered an Operation and Maintenance Tax and Directors Election (“Election”) to be held on the May 2, 2020, uniform election date, as required by law; and

WHEREAS, thereafter, the District received timely-submitted applications from three incumbents and one challenger to serve in the position of District Director, thereby requiring the Directors Election as well as the Operation and Maintenance Tax Election to proceed as ordered; and

WHEREAS, on March 18, 2020, among other federal, state, and local emergency measures implemented in response to the novel coronavirus (COVID-19) pandemic, the Texas Governor issued a proclamation and the Secretary of State issued Election Advisory, No. 2020-12 (“Advisory”), authorizing political subdivisions to postpone their election dates; and

WHEREAS, the Board finds that it is in the best interest of the health, welfare, and safety of the District and its residents to postpone the Election until November 3, 2020; and

WHEREAS, the Advisory provides that the Board must meet by August 17, 2020, to make any necessary revisions to the Board’s original order of election for purposes of conducting the November 3, 2020 election.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF SHADY HOLLOW MUNICIPAL UTILITY DISTRICT, THAT:

SECTION 1. Findings of Fact. The above recitals are the Board’s true and correct legislative findings of fact.

SECTION 2. May 2, 2020, Election Postponed.

A. Pursuant to the Texas Governor’s proclamation and the related Texas Secretary of State Election Advisory, No. 2020-12, the May 2, 2020, Election is postponed until November 3, 2020.

B. The candidate filings for the Election will remain valid for the November 3, 2020 election. The candidate filing period will not be re-opened for the November 3, 2020, election.

C. All applications for ballot by mail (“ABBM”) for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the November 3, 2020, election. ABBMs for voters who submitted ABBMs based on expected absence from the county will not be valid for the November 3, 2020, election.

D. The major relevant dates for the November 3, 2020, election are:

- i. Voter registration deadline: October 5, 2020.
- ii. Deadline to submit an ABBM: October 23, 2020.
- iii. Early voting: October 19, 2020, through October 30, 2020.

SECTION 3. Repealer. This Order supersedes, replaces, and repeals all previous policies, resolutions, and orders relating to the subject matter hereof, to the extent that they conflict with the provisions of this Order.

SECTION 4. Severability. If a court of competent jurisdiction finds any provision of this Order to be invalid or otherwise unenforceable, the remaining provisions of this Order will survive for all purposes.

SECTION 5. Open Meeting. The Board considered this Order during a duly noticed meeting that was open to the public, in compliance with Chapter 551, Texas Government Code, and Chapter 49, Texas Water Code.

PASSED, APPROVED, and ORDERED this 30th day of March 2020.

/s/ Ron Stried
President, Board of Directors

ATTEST:

/s/ Jim Linville
Secretary, Board of Directors

(SEAL)