

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

ORDER NO. 08-18-23-5

**ORDER CALLING FOR A SPECIAL ELECTION ON THE ISSUE
OF THE ANNEXATION OF A CERTAIN TRACT OF LAND
CONTAINING THE DEFINED TERRITORY DESCRIBED AS THAT
PROPERTY LOCATED IN PORTIONS OF THE STOCKDALE
VOLUNTEER FIRE DEPARTMENT SERVICE AREA PER THE
PETITION FILED WITH THE DISTRICT INTO WILSON COUNTY
EMERGENCY SERVICES DISTRICT NO. 1.**

WHEREAS, Wilson County Emergency Services District No. 1 (“District”) is a political subdivision of the State of Texas operating under Chapter 775, Health & Safety Code (“Code”); and,

WHEREAS, pursuant to § 775.051 of the Code, qualified voters who own taxable real property in a defined territory that is not included in a district may file a petition with the secretary of the board requesting the inclusion of the territory in a district; and,

WHEREAS, upon the filing of such a petition signed by at least 50 qualified voters who own taxable real property in the territory or a majority of those voters, whichever is less, the board of emergency services commissioners shall set a time and place to hold a hearing on the petition to include the territory in the district held not earlier than the 31st day after the date on which the board issues the order; and,

WHEREAS, such a petition signed by at least fifty of the qualified voters who own taxable real property in the defined territory commonly known as the Stockdale Volunteer Fire Department Service Area was filed with, and certified by, the District requesting the inclusion of a tract of land located in Wilson County into the District (“Defined Territory”), as further described in the attached Exhibit A; and,

WHEREAS, the District ordered a public hearing on the annexation of said Defined Territory on August 18, 2023 in full compliance with all applicable provisions of the Code, including § 775.051; and,

WHEREAS, at the meeting and public hearing held on August 18, 2023 pursuant to the Texas Open Meetings Act and § 775.051, the District found that annexation of the Defined Territory into the District would be feasible and would benefit the District; and,

WHEREAS, the District at a meeting held on August 18, 2023, called and conducted in conformance with all applicable law, ordered that an election on the issue of the annexation of the Defined Territory to be held on November 7, 2023;

NOW, THEREFORE, pursuant to all applicable sections of the Texas Election Code, Chapter 775, Health & Safety Code, and other applicable law, the Board of Emergency Services Commissioners of the Wilson County Emergency Services District No. 1 ORDERS as follows:

Section 1. That the statements contained in the preamble to this Order are true and correct and are adopted as findings of fact and conclusions of law hereby.

Section 2. The said Petition is hereby granted.

Section 3. The District shall hold an election on November 7, 2023 between the hours of 7:00 a.m. and 7:00 p.m. at the times and locations to be determined by the Wilson County Elections Administrator, or designee, on the inclusion of the Defined Territory in the District, with all applicable early and absentee voting places determined by the District in conjunction with the Wilson County Elections Administrator as required by law or further notice. The location of the main early voting polling place shall be that location or locations determined by the Wilson County Elections Administrator, or designee, said Elections Administrator shall be the District's Early Voting Clerk, and said Administrator's official mailing address is P. O. Box 188, Floresville, Texas 78114.

Section 4. The early voting shall begin on October 23, 2023 and end on November 3, 2023, or as otherwise set forth in the Texas Election Code or other applicable law.

Section 5. The time for early voting shall be on the dates noted above, at the times and locations determined by the Wilson County Elections Administrator, and may include Saturdays, Sundays, or legal holidays as further determined by said Elections Administrator in conjunction with other elections to be held on said date.

Section 6. Pursuant to Texas Election Code § 42.061, the District shall have and adopt appropriate precincts as determined by the Wilson County Elections Administrator, and both the qualified voters of the District and the Defined Territories shall vote in separate elections at the above-noted early voting and election day polling places, as further determined by the Wilson County Elections Administrator. The Election Officer for the District shall be Michael Trainer, President of the District, P. O. Box 249, La Vernia, Texas 78121-0249, or his designee. The Election Officer is hereby empowered to execute all necessary documents and take all necessary actions to conduct and give effect to the election ordered herein. The Presiding Election Judges or other election officials for the election shall be those individuals designated by the Wilson County Elections Administrator. The District shall follow all applicable bilingual procedures in the election.

Section 7. The voting at said election shall be by paper ballot or electronic voting system as utilized by the Wilson County Elections Administrator, and such ballots

for the election shall be printed in English and Spanish to permit voting for or against the following propositions:

For registered voters in the territorial limits of the District:

PROPOSITION A

“Adding a tract of land located in the Stockdale Volunteer Fire Department Service Area to Wilson County Emergency Services District No. 1;”

PROPOSITION B

“The tract of land located in the Stockdale Volunteer Fire Department Service Area assuming its proportionate share of the outstanding debts and taxes of the Wilson County Emergency Services District No. 1, if it is added to the district.”

For the registered voters in the Defined Territory of the Stockdale Volunteer Fire Department Service Area:

PROPOSITION A

“Adding a tract of land located in the Stockdale Volunteer Fire Department Service Area to Wilson County Emergency Services District No. 1;”

PROPOSITION B

“The tract of land located in the Stockdale Volunteer Fire Department Service Area assuming its proportionate share of the outstanding debts and taxes of the Wilson County Emergency Services District No. 1, if it is added to the district.”

Section 8. The appropriate officers of the District are hereby authorized and directed to coordinate and oversee this election, and the District’s attorney, Ken Campbell, is hereby authorized to take all actions or execute and deliver any documents necessary to conduct and give effect this election. The District hereby authorizes the appropriate authorities named herein to take any actions or execute and deliver any documents necessary to provide for the Wilson County Election Administrator to conduct this election as ordered herein.

Section 9. That notice and order of said election, in substantially the form promulgated by the Texas Secretary of State, and in Spanish translation thereof, shall be issued and given in the manner provided by law.

ORDERED this 18th day of August 2023.

WILSON COUNTY EMERGENCY
SERVICES DISTRICT NO. 1



Michael Tramer,
President and Election Officer

ATTEST:


Secretary