

RESOLUTION NO. _____

RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS
ORDERING A SPECIAL ELECTION FOR NOVEMBER 5, 2024 AUTHORIZING THE
CREATION OF PFLUGERVILLE MUNICIPAL DEVELOPMENT DISTRICT AND THE
IMPOSITION OF A SALES AND USE TAX AT THE RATE OF ONE HALF OF ONE
PERCENT FOR THE PURPOSE OF FINANCING DEVELOPMENT PROJECTS
BENEFICIAL TO THE DISTRICT

WHEREAS, the City Council of the City of Pflugerville wishes to order a November 5, 2024, special election for the purpose of authorizing the creation of the Pflugerville Municipal Development District and the imposition of a sales and use tax at the rate of one half of one percent for the purpose of financing development projects beneficial to the district; and

WHEREAS, the City of Pflugerville enters into agreements with Travis County and Williamson County respectively to conduct the City's elections, pursuant to *Chapter 31, Tex. Elec. Code*, and *Chapter 791, Tex. Gov't Code* and such agreements provide for political subdivisions that hold elections on the same day in all or part of the same territory to hold joint elections as authorized in *Chapter 271, Tex. Elec. Code*; and

WHEREAS, the Travis County Clerk is designated as the Travis County Election Officer and the City of Pflugerville has appointed the Travis County Election Officer to serve as the City of Pflugerville's Election Officer and Early Voting Clerk to conduct the City's elections through its election agreement with Travis County; and

WHEREAS, the Williamson County Elections Administrator is designated as the Williamson County Election Officer and the City of Pflugerville has appointed the Williamson County Election Officer to serve as the City of Pflugerville's Election Officer and Early Voting Clerk to conduct the City's elections through its election agreement with Williamson County; NOW THEREFORE,

BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, THAT:

1. The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete.
2. Notice of the election shall be given and the election shall be held in compliance with the provisions of the *Tex. Elec. Code* in all respects. The ballots for the election shall comply with the *Tex. Elec. Code* and be in the form provided by the City to the Travis County and Williamson County Election Officers for use on the voting devices and ballots used by the Travis County and the Williamson County Election Officers.
3. The Travis County Election Officer and their employees and appointees, the Williamson County Election Officer and their employees and appointees, and the

election judges, alternate judges and clerks properly appointed for the election shall hold and conduct the election in the manner provided by agreement with the City and the law governing the holding of special elections by home rule cities of the State of Texas and the holding of elections for creating a municipal development district specifically. The official ballots, together with such other election materials as are required by the *Tex. Elec. Code*, shall be prepared in both the English and Spanish languages and shall contain such provisions, markings and language as is required by law.

4. The election precincts for the election shall be the election precincts established by Travis County and Williamson County respectively, provided that each shall contain and include geographic area that is within the boundaries of the proposed municipal development district. Polling places for the election shall be at the locations established by the City in consultation with Travis County and Williamson County. The polls shall remain open on the day of the election from 7:00 a.m. to 7:00 p.m. The returns for precincts in Travis County will be provided by precinct and the Travis County Election Officer shall tabulate and provide the election returns for the election. The returns for precincts in Williamson County will be provided by precinct and the Williamson County Election Officer shall tabulate and provide the election returns for the election.
5. The presiding judges, alternate presiding judges and clerks for the election shall be selected and appointed by Travis County and Williamson County and their appointees in compliance with the requirements of state law, and such judges and clerks so selected by Travis County and Williamson County and their appointees are hereby designated and appointed by the City Council as the election officers, judges and clerks, respectively, for the holding of said general election. The presiding judges, alternate presiding judges and clerks shall perform the functions and duties of their respective positions that are provided by state law.
6. Early voting, both by personal appearance and by mail, will be conducted by the Travis County Election Officer, and the Williamson County Election Officer who are designated and appointed as Early Voting Clerk for voters in their respective counties, in accordance with the *Texas Election Code*. Early voting by personal appearance shall be conducted at places and locations authorized by state law, the City, and the Travis and Williamson County Election Officers. Early voting shall commence on October 21, 2024 and continue through November 1, 2024.
7. A list of Election Day and early voting locations, dates and times are attached in Exhibits B and C and are subject to change.
8. Applications for voting by mail for all residents of the City shall be received, not postmarked, by October 25, 2024.
 - a. Applications for voting by mail for all Travis County residents of the City shall be sent as follows:

Postal Mail: Travis County Early Voting Clerk
P.O. Box 149325
Austin, TX 78714-9325

Commercial Carrier or
Personal Delivery: 5501 Airport Boulevard
Austin TX 78751-1410

Fax: 512-854-3969

Email: ebbm@traviscountytexas.org

- b. Applications for voting by mail for all Williamson County residents of the City shall be sent as follows:

Postal Mail: Williamson County Elections
P.O. Box 209
Georgetown, TX 78627

Commercial Carrier or
Personal Delivery: 301 SE Inner Loop, Suite 104
Georgetown, TX 78626

Fax: 512-943-1634

Email: BBM@wilco.org

9. All qualified resident electors within the boundaries of the proposed Municipal Development District shall be entitled to vote in the election.
10. The boundaries of the proposed Municipal Development District are defined as provided for in the attached Exhibit A and the election shall be held within those boundaries.
11. The official ballots for the Election shall be prepared in accordance with the Code so as to permit the electors to vote "FOR" or "AGAINST" the following proposition:
- a. PROPOSITION A
- Authorizing the creation of the Pflugerville Municipal Development District and the imposition of a sales and use tax at the rate of one-half of one percent for the purpose of financing development projects beneficial to the district.
12. The City Secretary is authorized to give or cause to be given notices required for the election, and to take such other and further action as is required to conduct the election in compliance with the *Tex. Elec. Code*, *Tex. Loc. Gov. Code* and *City Charter*; provided that, pursuant to the Election Agreements between Travis County and the City, and Williamson County and the City; the County Election Officers shall have the duty and be responsible for organizing and conducting the election in compliance with the *Tex. Elec. Code*; and for providing all services specified to be provided in the Election Agreements. The County Election Officers shall give the notices required by

the *Tex. Elec. Code* to be given for the election not required to be given by the City under the Election Agreement.

13. The City Manager is authorized to execute contracts for election services with Travis County and Williamson County and joint election agreements as appropriate for conducting the November 5, 2024 election.

APPROVED this 13th day of August, 2024.

CITY OF PFLUGERVILLE, TEXAS

ATTEST:

By: _____
Victor Gonzales, Mayor

Trista Evans, City Secretary