

**TOWN OF FLOWER MOUND, TEXAS**

**ORDER NO. 01-22**

**AN ORDER OF THE BOARD OF DIRECTORS OF THE TOWN OF FLOWER MOUND FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT, ORDERING A SPECIAL ELECTION TO BE HELD ON THE 8<sup>th</sup> DAY OF NOVEMBER, 2022, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE DISTRICT COMPRISING THE TOWN OF FLOWER MOUND, TEXAS, A REFERENDUM ON THE CONTINUATION OF THE TOWN OF FLOWER MOUND FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PERCENT DEDICATED TO FIRE SAFETY AND EMERGENCY MEDICAL SERVICES PROGRAMS; PROVIDING FOR ELECTION PROCEDURES AND OFFICERS; PROVIDING FOR THE POSTING AND PUBLICATION OF NOTICE; PROVIDING BALLOT PROPOSITION LANGUAGE; AUTHORIZING NECESSARY ACTIONS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Board of Directors of the Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District (the “District”) is the governing board of a district validly created pursuant to Chapter 344 of the Texas Local Government Code; and,

**WHEREAS**, on November 6, 2007, the eligible voters of the District approved a ballot proposition to adopt the District and approve a District sales and use tax at a rate of one-fourth of one percent (1/4 of 1%) as authorized by Chapter 344 of the Texas Local Government Code and Section 321.106 of the Texas Tax Code, and on November 8, 2011, a majority of the eligible voters of the District approved a ballot proposition to reauthorize the said sales and use tax at the same rate; and,

**WHEREAS**, the District will be dissolved on March 31, 2023, unless the District holds a continuation referendum prior to the end date; and,

**WHEREAS**, pursuant to Section 344.251 of the Texas Local Government Code the Board of Directors of the District may order a referendum on its own motion on the continuation of the District for a period of twenty (20) years; and,

**WHEREAS**, in accordance with Chapter 321 of the Texas Tax Code, the combined rate of all local sales and uses taxes imposed by the Town of Flower Mound will not exceed two percent (2%); and,

**WHEREAS**, Section 41.001 of the Texas Election Code, as amended, establishes Tuesday, November 8, 2022, as a “uniform election date” for the purposes of conducting a special election; and,

**WHEREAS**, the Town intends to contract with Denton County and Tarrant County for election services, administration, and equipment pursuant to Section 31.092(a) and Chapter 271 of the Texas Election Code, as amended; and,

**WHEREAS**, the Board of Directors of the District desires to hold such referendum on the continuation of the District and the District sales and use tax on the upcoming uniform election date of November 8, 2022; and;

**NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF THE TOWN OF FLOWER MOUND FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT THAT:**

**SECTION 1**

**INCORPORATION OF PREMISES.** All of the above premises are found to be true and correct and are incorporated into the body of this Order as if copied in their entirety.

**SECTION 2**

**ELECTION ORDER/ELECTION DATE.** A special election in the District, comprising the Town of Flower Mound, Texas, as prescribed by Chapter 344 of the Texas Local Government Code, and Chapter 321 of the Texas Tax Code, shall be held between the hours of 7:00 a.m. and 7:00 p.m. on the 8<sup>th</sup> day of November 2022, and in accordance with the Constitution of the State of Texas, the Texas Local Government Code, the Texas Election Code, and the Texas Tax Code.

**SECTION 3**

**PURPOSE OF ELECTION.** The purpose of the special election in the District, comprising the Town of Flower Mound, Texas, is to consider a ballot proposition to continue the District sales and use tax, at the rate of one-fourth of one percent (1/4 of 1%) dedicated to fire safety and emergency medical services programs authorized by Chapter 344 of the Texas Local Government Code.

**SECTION 4**

**AGREEMENT WITH DENTON AND TARRANT COUNTIES.** Prior to the election, the Town anticipates that it will enter into agreements for election services with Denton and Tarrant Counties (“Agreements”). The Mayor is hereby authorized to execute on behalf of the District the Agreements for the conduct of the election in accordance with Chapters 31 and 271 of the Texas Election Code, and other applicable statutes and laws.

**SECTION 5**

**COMPENSATION.** The costs of the special election shall be paid in accordance with the Agreements. All expenditures necessary to conduct the election, the purchase of

materials therefore, and the employment of all election officials are hereby authorized, and shall be conducted per the Agreements and applicable law.

## **SECTION 6**

**APPOINTMENT OF ELECTION JUDGES AND ALTERNATE ELECTION JUDGES.** Election judges for the special election shall be appointed by Denton County and Tarrant County, respectively, as authorized by Chapter 271 of the Texas Election Code.

## **SECTION 7**

**EARLY VOTING.** Early Voting by personal appearance shall be conducted between October 24, 2022, and November 4, 2022, on days and times specified in the Agreements, at the Flower Mound Community Activity Center, 1200 Gerault Rd, Flower Mound, Texas 75028, and at other locations specified in the Agreement.

Applications for early voting by mail in Denton County may be delivered to the Early Voting Clerk, P.O. Box 1720, Denton Texas 76202, FAX 940-349-3201 email: elections@dentoncounty.com to be received not later than the close of business on October 28, 2022. The Town Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreements.

Applications for early voting by mail in Tarrant County may be delivered to the Early Voting Clerk, 2700 Premier Street, Fort Worth, Texas 76111, FAX: 817-831-6118, email: votebymail@tarrantcounty.com to be received not later than the close of business on October 28, 2022. Early Voting ballots for Tarrant County shall be mailed to Early Voting Clerk, P.O. Box 961011, Fort Worth, Texas, 76161-0011. The Town Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreements.

Early Voting Ballot Boards shall be created to process early voting results in accordance with Section 87.001 of the Texas Election Code. The Early Voting Ballot Boards shall be made up of members appointed per the Agreements.

## **SECTION 8**

**EARLY VOTING CLERKS.** In accordance with Sections 31.097 and 271.006 of the Texas Election Code, the following named person is hereby appointed as the Early Voting Clerk for the purposes of conducting said special election for the portion of the Town of Flower Mound that is within Denton County:

Frank Phillips, Early Voting Clerk  
PO Box 1720  
Denton, Texas 76202

For the portion of the Town of Flower Mound that is within Tarrant County, the following named person is hereby appointed as the Early Voting Clerk:

Heider Garcia, Early Voting Clerk  
P.O. Box 961011  
Fort Worth, Texas 76161

### **SECTION 9**

(a) **METHOD OF VOTING - DENTON COUNTY.** Voting in Denton County shall be conducted using Denton County's Hart InterCivic Verity Voting System.

(b) **METHOD OF VOTING - TARRANT COUNTY.** Voting in Tarrant County shall be conducted using Tarrant County's Hart InterCivic Verity Voting System.

### **SECTION 10**

**PUBLICATION AND POSTING OF NOTICE OF ELECTION.** Notice of the special election shall be published at least once, not more than thirty (30) days nor less than ten (10) days before the special election in the official newspaper of the Town in accordance with the provisions of the Election Code. Additionally, notice shall be posted not later than twenty-one (21) days prior to Election Day in the regular place for posting notice of meetings of the Town Council of the Town and shall remain posted continuously through Election Day. Notice of the special election shall be delivered to the Denton County Elections Administrator and the Tarrant County Elections Administrator no later than the 60th day before Election Day. Upon publication of the special election notice, the Town Secretary shall secure a publisher's affidavit.

### **SECTION 11**

**NECESSARY ACTIONS.** The Mayor and the Town Secretary of the Town, in consultation with the Town Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Texas Elections Code in carrying out and conducting the election, whether or not expressly authorized herein.

### **SECTION 12**

**BALLOT PROPOSITION.** The official ballot for the special election shall conform to the Texas Election Code, as amended, so as to permit the electors to vote "For" or "Against" the proposition. Said ballot shall have printed therein such provisions, markings, and language as may be required by law, and with the proposition being set forth on said ballots using the following form and language:

**OFFICIAL BALLOT**

**PROPOSITION B**

FOR \_\_\_\_\_  
AGAINST \_\_\_\_\_

**"Whether the Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District should be continued for 20 years and the Fire Control, Prevention, and Emergency Medical Services District sales tax should be continued for 20 years."**

**SECTION 13**

**SEVERABILITY CLAUSE.** If any word, section, article, phrase, paragraph, sentence, clause, or portion of this Order or application thereto to any person or circumstance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this Order; and the Board of Directors hereby declares it would have passed such remaining portions of this Order despite such invalidity which remaining portions shall remain in full force and effect.

**SECTION 14**

**EFFECTIVE DATE.** This Order shall take effect from and after its passage.

**DULY PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE FLOWER MOUND FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT, BY A VOTE OF 4 TO 0, ON THIS THE 8TH DAY OF AUGUST, 2022.**

**APPROVED:**



\_\_\_\_\_  
**Presiding Officer – Derek France**

**TOWN OF FLOWER MOUND, TEXAS**

**ORDINANCE NO. 36-22**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, CALLING A SPECIAL ELECTION TO BE HELD ON THE 8TH DAY OF NOVEMBER, 2022, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE TOWN OF FLOWER MOUND A BALLOT PROPOSITION TO REAUTHORIZE A LOCAL SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PERCENT FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; PROVIDING BALLOT PROPOSITION LANGUAGE; PROVIDING FOR ELECTION PROCEDURES AND OFFICERS; AUTHORIZING NECESSARY ACTIONS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Flower Mound, Texas is a home rule municipality acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and,

**WHEREAS**, Chapter 327 of the Texas Tax Code permits a municipality to adopt or continue a local sales and use tax to provide for street maintenance and repair if the tax is authorized by a majority of the municipality's qualified voters; and,

**WHEREAS**, on November 6, 2007 the eligible voters of the Town of Flower Mound, Texas approved a ballot proposition to adopt the municipal street maintenance sales and use tax at the rate of one-fourth of one percent (1/4 of 1%) within the Town as permitted by Chapter 327 of the Texas Tax Code, and on November 8, 2011, November 3, 2015, and November 5, 2019 a majority of the eligible voters of the Town approved a ballot proposition to reauthorize the said sales and use tax at the same rate; and,

**WHEREAS**, Section 327.007 of the Tax Code provides that the municipal street maintenance sales and use tax expires on the fourth (4<sup>th</sup>) anniversary of the date the tax was last reauthorized by a special election called and held for that purpose; and,

**WHEREAS**, Section 41.001 of the Texas Election Code establishes November 8, 2022 as a uniform election date for the purposes of conducting a special election; and,

**WHEREAS**, the Town Council desires to conduct an election to ascertain whether the local sales and use tax at the rate of one-fourth of one percent (1/4 of 1%) for maintenance and repair of municipal streets shall be reauthorized within the Town consistent with Chapter 327 of the Texas Tax Code; and,

**WHEREAS**, in accordance with Chapter 321 of the Texas Tax Code, the combined rate of all local sales and uses taxes imposed by the Town of Flower Mound will not exceed two percent (2%); and,

**ORDINANCE NO. 36-22**

**WHEREAS**, the Town intends to contract with Denton County and Tarrant County for election services, administration, and equipment pursuant to Section 31.092(a) and Chapter 271 of the Texas Election Code, as amended; and,

**WHEREAS**, the Town hereby find and determines that holding a special election on the continuation of the municipal street maintenance sales and use tax is in the best interests of the Town’s citizens; and;

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, THAT:**

**SECTION 1**

**ELECTION ORDER.** In accordance with the general laws and Constitution of the State of Texas and Sections 327.003 and 327.007 of the Texas Tax Code, a special election is hereby called and ordered for the 8<sup>th</sup> day of November, 2022, to submit to the voters a proposition to determine whether to reauthorize the adoption of a one-quarter of one percent (1/4 of 1%) sales and use tax for street maintenance purposes.

**SECTION 2**

**BALLOT PROPOSITION.** The official ballot for the special election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the proposition, with the ballot to contain such provisions, markings and language as required by law, and with such proposition being set forth on said ballot using the following form and language:

**PROPOSITION C**

**FOR** \_\_\_\_\_  
**AGAINST** \_\_\_\_\_

**“The reauthorization of the local sales and use tax in the Town of Flower Mound, Texas at the rate of one-quarter of one percent (1/4 of 1%) to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized.”**

**SECTION 3**

**PROCEDURES FOR THE SPECIAL ELECTION.** The special election shall be conducted in accordance with the provisions of the Texas Election Code. In accordance with Chapter 271 of the Texas Election Code, the Town intends to enter into agreements for election services with Denton County and Tarrant County (the “Agreements”). The Mayor is hereby authorized to execute the Agreements for the conduct of the election in accordance with Chapter 31, Texas Election Code, and other applicable statutes and

## **ORDINANCE NO. 36-22**

laws. Additionally, the costs of the special election shall be paid in accordance with the Agreements. All expenditures necessary to conduct the election, the purchase of materials therefor, and the employment of all election officials are hereby authorized, and shall be conducted per the Agreements and applicable law.

### **SECTION 4**

**POLLING PLACE.** The polling places for the special election shall be located in each precinct established by Denton and Tarrant Counties, with the locations being established in the Agreements. Election Day voting shall be conducted between the hours of 7:00 a.m. and 7:00 p.m.

### **SECTION 5**

**PUBLICATION AND POSTING OF NOTICE OF SPECIAL ELECTION.** Notice of the special election shall be published at least once, not more than thirty (30) days nor less than ten (10) days before the special election in the official newspaper of the Town in accordance with the provisions of the Election Code. Additionally, notice shall be posted not later than twenty-one (21) days prior to Election Day in the regular place for posting notice of meetings of the Town Council of the Town and shall remain posted continuously through Election Day. Notice of the special election shall be delivered to the Denton County Elections Administrator and the Tarrant County Elections Administrator no later than the 60th day before Election Day. Upon publication of the special election notice, the Town Secretary shall secure a publisher's affidavit.

### **SECTION 6**

**EARLY VOTING CLERKS.** In accordance with Sections 31.097 and 271.006 of the Texas Election Code, the following named person is hereby appointed as the Early Voting Clerk for the purposes of conducting said special election for the portion of the Town of Flower Mound that is within Denton County:

Frank Phillips, Early Voting Clerk  
PO Box 1720  
Denton, Texas 76202

For the portion of the Town of Flower Mound that is within Tarrant County, the following named person is hereby appointed as the Early Voting Clerk:

Heider Garcia, Early Voting Clerk  
P.O. Box 961011  
Fort Worth, Texas 76161



**SECTION 7**

**EARLY VOTING.** Early Voting by personal appearance shall be conducted between October 24, 2022, and November 4, 2022, on days and times specified in the Agreements, at the Flower Mound Community Activity Center, 1200 Gerault Rd, Flower Mound, Texas 75028, and at other locations specified in the Agreement.

Applications for early voting by mail in Denton County may be delivered to the Early Voting Clerk, P.O. Box 1720, Denton Texas 76202, FAX 940-349-3201 email: elections@dentoncounty.com to be received not later than the close of business on October 28, 2022. The Town Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreements.

Applications for early voting by mail in Tarrant County may be delivered to the Early Voting Clerk, 2700 Premier Street, Fort Worth, Texas 76111, FAX: 817-831-6118, email: votebymail@tarrantcounty.com to be received not later than the close of business on October 28, 2022. Early Voting ballots for Tarrant County shall be mailed to Early Voting Clerk, P.O. Box 961011, Fort Worth, Texas, 76161-0011. The Town Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreements.

Early Voting Ballot Boards shall be created to process early voting results in accordance with Section 87.001 of the Texas Election Code. The Early Voting Ballot Boards shall be made up of members appointed per the Agreements.

**SECTION 8**

**GOVERNING LAW.** The special election shall be held in accordance with the constitution of the United States, the Texas Election Code, and Chapter 327 of the Texas Tax Code, and all resident qualified voters of the Town shall be eligible to vote in the special election.

**SECTION 9**

**NECESSARY ACTIONS.** The Mayor and the Town Secretary of the Town, in consultation with the Town Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Election Code in carrying out and conducting the special election, whether or not expressly authorized herein.

**SECTION 10**

**CUMULATIVE.** This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the Town of Flower Mound, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 11**

**SEVERABLE.** It is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the Town Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 12**

**EFFECTIVE DATE.** This ordinance shall be in full force and effect after its passage.

**DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, BY A VOTE OF 4 TO 0, ON THIS THE 8TH DAY OF AUGUST, 2022.**

**APPROVED:**



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**Derek France, MAYOR**

**ATTEST:**



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**Theresa Scott, TOWN SECRETARY**

**TOWN OF FLOWER MOUND, TEXAS**

**ORDER NO. 02-22**

**AN ORDER OF THE BOARD OF DIRECTORS OF THE TOWN OF FLOWER MOUND CRIME CONTROL AND PREVENTION DISTRICT, ORDERING A SPECIAL ELECTION TO BE HELD ON THE 8<sup>th</sup> DAY OF NOVEMBER, 2022, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE DISTRICT COMPRISING THE TOWN OF FLOWER MOUND, TEXAS, A REFERENDUM ON THE CONTINUATION OF THE TOWN OF FLOWER MOUND CRIME CONTROL AND PREVENTION DISTRICT, AND THE CRIME CONTROL AND PREVENTION DISTRICT SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PERCENT DEDICATED TO CRIME CONTROL AND PREVENTION PROGRAMS; PROVIDING FOR ELECTION PROCEDURES AND OFFICERS; PROVIDING FOR THE POSTING AND PUBLICATION OF NOTICE; PROVIDING BALLOT PROPOSITION LANGUAGE; AUTHORIZING NECESSARY ACTIONS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Board of Directors of the Town of Flower Mound Crime Control and Prevention District (the “District”) is the governing board of a district validly created pursuant to Chapter 363 of the Texas Local Government Code; and,

**WHEREAS**, on November 6, 2007, the eligible voters of the District approved a ballot proposition to adopt the District and approve a District sales and use tax at a rate of one-fourth of one percent (1/4 of 1%) as authorized by Chapter 363 of the Texas Local Government Code and Section 321.108 of the Texas Tax Code, and on November 8, 2011, a majority of the eligible voters of the District approved a ballot proposition to reauthorize the said sales and use tax at the same rate; and,

**WHEREAS**, the District will be dissolved on March 31, 2023, unless the District holds a continuation referendum prior to the end date; and,

**WHEREAS**, pursuant to Section 363.251 and Section 363.2515 of the Texas Local Government Code, the Board of Directors of the District may order a referendum on its own motion by a majority vote of its members on the continuation of the District for a period of twenty (20) years; and,

**WHEREAS**, in accordance with Chapter 321 of the Texas Tax Code, the combined rate of all local sales and uses taxes imposed by the Town of Flower Mound will not exceed two percent (2%); and,

**WHEREAS**, Section 41.001 of the Texas Election Code, as amended, establishes Tuesday, November 8, 2022, as a “uniform election date” for the purposes of conducting a special election; and,

**WHEREAS**, the Town intends to contract with Denton County and Tarrant County for election services, administration, and equipment pursuant to Section 31.092(a) and Chapter 271 of the Texas Election Code, as amended; and,

**WHEREAS**, the Board of Directors of the District desires to hold such referendum on the continuation of the District and the District sales and use tax on the upcoming uniform election date of November 8, 2022; and;

**NOW THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF THE TOWN OF FLOWER MOUND CRIME CONTROL AND PREVENTION DISTRICT, THAT:**

**SECTION 1**

**INCORPORATION OF PREMISES.** All of the above premises are found to be true and correct and are incorporated into the body of this Order as if copied in their entirety.

**SECTION 2**

**ELECTION ORDER/ELECTION DATE.** A special election in the District, comprising the Town of Flower Mound, Texas, as prescribed by Chapter 363 of the Texas Local Government Code and Chapter 321 of the Texas Tax Code, shall be held between the hours of 7:00 a.m. and 7:00 p.m. on the 8<sup>th</sup> day of November 2022, and in accordance with the Constitution of the State of Texas, the Texas Local Government Code, the Texas Election Code, and the Texas Tax Code.

**SECTION 3**

**PURPOSE OF ELECTION.** The purpose of the special election in the District is to consider a ballot proposition to continue the District and the Crime Control and Prevention sales and use tax, at the rate of one-fourth of one percent (1/4 of 1025%) dedicated to crime reduction and other programs authorized by Chapter 363 of the Texas Local Government Code.

**SECTION 4**

**AGREEMENT WITH DENTON AND TARRANT COUNTIES.** Prior to the election, the Town anticipates that it will enter into agreements for election services with Denton and Tarrant Counties (“Agreements”). The Mayor is hereby authorized to execute on behalf of the District the Agreements for the conduct of the election in accordance with Chapters 31 and 271 of the Texas Election Code, and other applicable statutes and laws.

**SECTION 5**

**COMPENSATION.** The costs of the special election shall be paid in accordance with the Agreements. All expenditures necessary to conduct the election, the purchase of

materials therefor, and the employment of all election officials are hereby authorized, and shall be conducted per the Agreements and applicable law.

## **SECTION 6**

**APPOINTMENT OF ELECTION JUDGES AND ALTERNATE ELECTION JUDGES.** Election judges for the special election shall be appointed by Denton County and Tarrant County, respectively, as authorized by Chapter 271 of the Texas Election Code.

## **SECTION 7**

**EARLY VOTING.** Early Voting by personal appearance shall be conducted between October 24, 2022, and November 4, 2022, on days and times specified in the Agreements, at the Flower Mound Community Activity Center, 1200 Gerault Rd, Flower Mound, Texas 75028, and at other locations specified in the Agreement.

Applications for early voting by mail in Denton County may be delivered to the Early Voting Clerk, P.O. Box 1720, Denton Texas 76202, FAX 940-349-3201 email: elections@dentoncounty.com to be received not later than the close of business on October 28, 2022. The Town Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreements.

Applications for early voting by mail in Tarrant County may be delivered to the Early Voting Clerk, 2700 Premier Street, Fort Worth, Texas 76111, FAX: 817-831-6118, email: votebymail@tarrantcounty.com to be received not later than the close of business on October 28, 2022. Early Voting ballots for Tarrant County shall be mailed to Early Voting Clerk, P.O. Box 961011, Fort Worth, Texas, 76161-0011. The Town Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreements.

Early Voting Ballot Boards shall be created to process early voting results in accordance with Section 87.001 of the Texas Election Code. The Early Voting Ballot Boards shall be made up of members appointed per the Agreements.

## **SECTION 8**

**EARLY VOTING CLERKS.** In accordance with Sections 31.097 and 271.006 of the Texas Election Code, the following named person is hereby appointed as the Early Voting Clerk for the purposes of conducting said special election for the portion of the Town of Flower Mound that is within Denton County:

Frank Phillips, Early Voting Clerk  
PO Box 1720  
Denton, Texas 76202

For the portion of the Town of Flower Mound that is within Tarrant County, the following named person is hereby appointed as the Early Voting Clerk:

Heider Garcia, Early Voting Clerk  
P.O. Box 961011  
Fort Worth, Texas 76161

### **SECTION 9**

(a) **METHOD OF VOTING - DENTON COUNTY.** Voting in Denton County shall be conducted using Denton County's Hart InterCivic Verity Voting System.

(b) **METHOD OF VOTING - TARRANT COUNTY.** Voting in Tarrant County shall be conducted using Tarrant County's Hart InterCivic Verity Voting System.

### **SECTION 10**

**PUBLICATION AND POSTING OF NOTICE OF ELECTION.** Notice of the special election shall be published at least once, not more than thirty (30) days nor less than ten (10) days before the special election in the official newspaper of the Town in accordance with the provisions of the Election Code. Additionally, notice shall be posted not later than twenty-one (21) days prior to Election Day in the regular place for posting notice of meetings of the Town Council of the Town and shall remain posted continuously through Election Day. Notice of the special election shall be delivered to the Denton County Elections Administrator and the Tarrant County Elections Administrator no later than the 60th day before Election Day. Upon publication of the special election notice, the Town Secretary shall secure a publisher's affidavit.

### **SECTION 11**

**NECESSARY ACTIONS.** The Mayor and the Town Secretary of the Town, in consultation with the Town Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Texas Elections Code in carrying out and conducting the election, whether or not expressly authorized herein.

### **SECTION 12**

**BALLOT PROPOSITION.** The official ballot for the special election shall conform to the Texas Election Code, as amended, so as to permit the electors to vote "For" or "Against" the proposition. Said ballot shall have printed therein such provisions, markings, and language as may be required by law, and with the proposition being set forth on said ballot using the following form and language:

**PROPOSITION A**

FOR \_\_\_\_\_  
AGAINST \_\_\_\_\_

**"Whether the Town of Flower Mound Crime Control and Prevention District should be continued for 20 years and the crime control and prevention district sales tax should be continued for 20 years."**

**SECTION 13**

**SEVERABILITY CLAUSE.** If any word, section, article, phrase, paragraph, sentence, clause, or portion of this Order or application thereto to any person or circumstance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this Order; and the Board of Directors hereby declares it would have passed such remaining portions of this Order despite such invalidity which remaining portions shall remain in full force and effect.

**SECTION 14**

**EFFECTIVE DATE.** This Order shall take effect from and after its passage.

**DULY PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE FLOWER MOUND CRIME CONTROL AND PREVENTION DISTRICT, BY A VOTE OF 4 TO 0, ON THIS THE 8TH DAY OF AUGUST, 2022.**

**APPROVED**



\_\_\_\_\_  
**Presiding Officer**