

ORDER CALLING SALES AND USE TAX ELECTION

WHEREAS, the Midland County Hospital District of Midland County, Texas (the "District") has determined that there are certain important public services, projects and programs that lack funding within the District; and

WHEREAS, the 86th Texas Legislature passed House Bill 279, which amended Chapter 1061, Special District Local Laws Code (the "Act"), to authorize the District to adopt a sales and use tax at an election in the District; and

WHEREAS, the Act provides that the District may call an election to adopt a sales and use tax and that the revenue from such a tax imposed may be used by the District for any purpose of the District authorized by law; and

WHEREAS, on January 30, 2020, the Board of Directors ("the Board") of the District called a special sales and use tax election to be held on May 2, 2020; and

WHEREAS, on March 18, 2020, the Governor of the State of Texas issued a proclamation authorizing political subdivisions of the State of Texas, including the District, to postpone general and special elections until the next uniform election date on November 3, 2020, due to the ongoing novel coronavirus (COVID-19 pandemic; and

WHEREAS, the Board considered the situation and determined on March 26, 2020, to postpone the May 2, 2020, sales and use tax election to November 3, 2020, as authorized by the March 18, 2020, proclamation, or to such earlier time as may be permitted by future court order, proclamation of the Governor, or other law; and

WHEREAS, on May 8, 2020, the Governor of the State of Texas issued a proclamation (the "Proclamation") authorizing the District to order its special election to occur on July 14, 2020, as an emergency election, pursuant to Section 41.0011 of the Texas Election Code. He further suspended Sections 41.007(d), 41.008, and 85.001(a) of the Texas Election Code to allow the District's special election to be held on the same date as the runoff primary election and to provide for early voting by personal appearance for the District's special election to begin on July 6, 2020, and to run concurrently with the early voting period for the runoff primary election; and

WHEREAS, on May 11, 2020, the Governor of the State of Texas issued a proclamation providing for early voting by personal appearance for July 14, 2020, elections, including the District's special election, to begin one week earlier on June 29, 2020, in order to allow for election officials to implement appropriate social distancing and safe hygiene practices; and

WHEREAS, the Board of Directors of the District has determined to call an emergency election on the levy by the District of a tax on the sale of all taxable items (as

defined in the Act and the Tax Code, Chapters 151 and 323) within the District at a rate not to exceed one quarter of one percent (0.25%) of the sales price of the taxable item sold, as authorized by the Proclamation; and

WHEREAS, the District has determined that the combined rate of sales and use taxes imposed by political subdivisions of the State within the boundaries of the District, including the rate to be levied by the District, if approved at this election, would not exceed the maximum allowable rate; and

WHEREAS, the Board of Directors of the District wishes to proceed with the ordering of the emergency July 14, 2020, sales and use tax election, as authorized by the Proclamation;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF THE MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS, THAT:

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

Section 2. Subject to the provisions of the Texas Election Code, the District will enter into an interlocal agreement with Midland County (the "County"), by which the County will conduct the District's emergency special election to be held on July 14, 2020, between the hours of 7:00 a.m. and 7:00 p.m., at the locations selected by the Midland County Elections Administrator, Carolyn Graves (the "Administrator"), as specified on **Exhibit A**, at which there shall be submitted the question of the levy of a sales and use tax.

Section 3. The following proposition shall be submitted to the resident electors of the District:

MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS

PROPOSITION A

SHALL THE BOARD OF DIRECTORS OF MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS BE AUTHORIZED TO LEVY, ASSESS, AND COLLECT A SALES AND USE TAX WITHIN THE BOUNDARIES OF THE MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS AT A RATE NOT TO EXCEED ONE QUARTER OF ONE PERCENT (0.25%) FOR THE PURPOSES OF THE DISTRICT AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, INCLUDING, BUT NOT LIMITED TO, THE ACT?

Section 4. Voting in the elections for the proposition shall be by the use of electronic voting system ballot, pursuant to the Texas Election Code. Ballots shall be available in both English and Spanish and shall conform to the requirements of the Texas Election Code. In addition to any other measures, propositions, or offices to be voted on, the ballots used in the elections shall have printed thereon the following:

OFFICIAL BALLOT

MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS

PROPOSITION A

- | | | | |
|--------------------------|---------|---|--------------------------------------|
| <input type="checkbox"/> | FOR |) | THE LEVY OF A SALES AND USE TAX AT A |
| <input type="checkbox"/> | AGAINST |) | RATE NOT TO EXCEED ONE QUARTER OF |
| | |) | ONE PERCENT (0.25%) FOR THE PURPOSES |
| | |) | OF THE DISTRICT AUTHORIZED BY LAW |

Each voter shall vote on the proposition by placing an "X" in the square beside the statement indicating the way he or she wishes to vote.

Section 5. The District shall use regular county election precincts for the election.

Section 6. The Administrator shall appoint the presiding judges and clerks for the election. The Administrator may appoint, as he or she deems necessary, clerks to assist in the conduct of the election. If the regularly appointed presiding judge is unable to serve at the election, the alternate presiding judge shall serve as the presiding judge for the election. If the election is conducted by the regularly appointed presiding judge, he/she may appoint the alternate presiding judge as one of the clerks to serve at the election.

Section 7. The hours and locations at which early voting by personal appearance shall be conducted have been determined by the County pursuant to the Texas Election Code, as suspended by the Governor of the State of Texas, and are shown on the attached **Exhibit B**. Applications for ballot by mail shall be sent to: Carolyn Graves, Election Administrator, Midland County Election Office, P.O. Box 3434, Midland, Texas 79702-3434, or email: vtr02@co.midland.tx.us. Applications for ballot by mail must be received no later than 5:00 p.m. on July 2, 2020.

Section 8. The early voting ballot board shall be appointed by the Administrator.

Section 9. The election shall be held and conducted and returns shall be made to the District in accordance with the Texas Election Code as modified by Chapter 1061, Texas Special District Local Laws Code and as suspended by the Governor of the State of Texas.

Section 10. All qualified resident electors of the District shall be entitled to vote in the election.

Section 11. The rate of pay for judges and clerks of the election shall be determined by the Administrator.

Section 12. In accordance with Section 4.003, Texas Election Code, the County is hereby directed to cause notice of this election to be published and/or posted in English and Spanish.

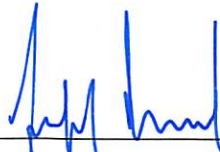
Section 13. In the event the election results favorably for the proposition submitted, the District shall be authorized to levy and collect a sales and use tax at a rate not to exceed one quarter of one percent (0.25%) on the terms and conditions described in Proposition A voted in the election.

Section 14. The Board of Directors and the officers and employees of the District are authorized and directed to take any action necessary or convenient to carry out the provisions of this order.

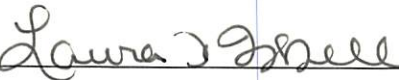
Section 15. It is hereby found that the meeting at which this Order has been considered and adopted is open to the public, as required by law, and that written notice of the time, place, and subject matter of said meeting, and of the proposed adoption of this Order, was given as required by Chapter 551, Texas Government Code, as suspended by the Governor of the State of Texas. The Board of Directors further ratifies and confirms said written notice and the contents and posting thereof.

[EXECUTION PAGE FOLLOWS]

ADOPTED AND APPROVED this 19th day of May, 2020.

By: 
Name: Jeff Beard
Title: President

ATTEST:

By: 
Name: Laura F. Isbell
Title: Asst. Secretary

(SEAL)



EXHIBIT A/ANEXO A

MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS
DISTRITO DE HOSPITALES DEL CONDADO DE MIDLAND DEL CONDADO DE MIDLAND, TEXAS

ELECTION DAY VOTE CENTERS

JULY 14, 2020 SPECIAL ELECTION - SALES AND USE TAX ELECTION

CENTROS DE VOTACION EL DÍA DE LAS ELECCIONES

ELECCIÓN ESPECIAL 14 DE JULIO DE 2020-ELECCIÓN DE IMPUESTOS DE VENTAS Y USO

Election Day Voting Hours: 7:00 AM – 7:00 PM

Horas de Votación el Día de las elecciones: 7:00 AM – 7:00 P.M.

<i>NAME/NOMBRE</i>	<i>ADDRESS/DIRECCIÓN</i>	<i>EZ Rider</i>
1. ANNEX COURTROOM	2110 NORTH A ST. 79705	X
2. CENTENNIAL LIBRARY	2503 W. LOOP 250 N. 79705	X
3. COGDELL LEARNING CENTER	211 W. FLORIDA AVE. 79701	X
4. FELLOWSHIP COMMUNITY CHURCH	5206 N. MIDLAND DR. 79707	
5. GOLF COURSE CHURCH OF CHRIST	3500 W. GOLF COURSE 79703	X
6. GREENWOOD BAPTIST CHURCH	10908 FM 307 79706	
7. LIBRARY AT THE PLAZA (Downtown)	301 W. MISSOURI AVE. 79701	
8. ST. PAUL'S METHODIST CHURCH	4501 THOMASON DR. 79703	X
9. MLK, JR COMMUNITY CENTER	2300 BUTTERNUT LN. 79705	X

For sample ballots, polling locations, and other information visit the Election Office's web site:

www.co.midland.tx.us/Elections-Office

PARA MAS INFORMACION, VISITE NUESTRO SITIO WEB EN

www.co.midland.tx.us/Elections-Office

EXHIBIT B/ANEXO B

MIDLAND COUNTY HOSPITAL DISTRICT OF MIDLAND COUNTY, TEXAS
DISTRITO DE HOSPITALES DEL CONDADO DE MIDLAND DEL CONDADO DEMIDLAND, TEXAS

JULY 14, 2020 SPECIAL ELECTION/ Elección Especial el 14 de julio de 2020
SALES AND USE TAX ELECTION/Elección de Impuesto de Ventas y Uso

VOTE EARLY AT ONE OF THE FOLLOWING LOCATIONS

Usted puede votar en uno de los siguientes sitios

ELECTIONS OFFICE – COUNTY ANNEX BUILDING, 2110 NORTH A STREET (79705)

MONDAY, JUNE 29 – THURSDAY, JULY 2	8:00 AM – 6:00 PM
EL LUNES, 29 DE JUNIO – EL JUEVES, 2 DE JULIO	8:00 AM – 6:00 PM
FRIDAY, JULY 3 and SATURDAY, JULY 4	CLOSED
EL VIERNES, 3 DE JULIO Y EL SÁBADO, 4 DE JULIO	CERRADO
SUNDAY, JULY 5	1:00 PM – 6:00 PM
EL DOMINGO, 5 DE JULIO	1:00 PM – 6:00 PM
MONDAY, JULY 6 – FRIDAY, JULY 10	7:00 AM – 7:00 PM
EL LUNES, 6 DE JULIO –EL VIERNES, 10 DE JULIO	7:00 AM – 7:00 PM

CENTENNIAL LIBRARY 2503 W. LOOP 250 N. (79705)

MONDAY, JUNE 29 – THURSDAY, JULY 2	8:00 AM – 6:00 PM
EL LUNES, 29 DE JUNIO – EL JUEVES, 2 DE JULIO	8:00 AM – 6:00 PM
FRIDAY, JULY 3, SATURDAY, JULY 4, and SUNDAY, JULY 5	CLOSED
EL VIERNES, 3 DE JULIO, EL SÁBADO, 4 DE JULIO, Y EL DOMINGO, 5 DE JULIO	CERRADO
MONDAY, JULY 6 – FRIDAY, JULY 10	7:00 AM – 7:00 PM
EL LUNES, 6 DE JULIO –EL VIERNES, 10 DE JULIO	7:00 AM – 7:00 PM

COGDELL LEARNING CENTER 211 W. FLORIDA AVE. (79701)

MONDAY, JUNE 29 – THURSDAY, JULY 2	8:00 AM – 6:00 PM
EL LUNES, 29 DE JUNIO – EL JUEVES, 2 DE JULIO	8:00 AM – 6:00 PM
FRIDAY, JULY 3, SATURDAY, JULY 4, and SUNDAY, JULY 5	CLOSED
EL VIERNES, 3 DE JULIO, EL SÁBADO, 4 DE JULIO, Y EL DOMINGO, 5 DE JULIO	CERRADO
MONDAY, JULY 6 – FRIDAY, JULY 10	7:00 AM – 7:00 PM
EL LUNES, 6 DE JULIO –EL VIERNES, 10 DE JULIO	7:00 AM – 7:00 PM

FELLOWSHIP COMMUNITY CHURCH 5206 N. MIDLAND DR. (79707)

MONDAY, JUNE 29 – THURSDAY, JULY 2	8:00 AM – 6:00 PM
EL LUNES, 29 DE JUNIO – EL JUEVES, 2 DE JULIO	8:00 AM – 6:00 PM
FRIDAY, JULY 3, SATURDAY, JULY 4, and SUNDAY, JULY 5	CLOSED
EL VIERNES, 3 DE JULIO, EL SÁBADO, 4 DE JULIO, Y EL DOMINGO, 5 DE JULIO	CERRADO
MONDAY, JULY 6 – FRIDAY, JULY 10	7:00 AM – 7:00 PM
EL LUNES, 6 DE JULIO –EL VIERNES, 10 DE JULIO	7:00 AM – 7:00 PM

ST. PAUL'S METHODIST CHURCH 4501 THOMASON DR.. 79703

MONDAY, JUNE 29 – THURSDAY, JULY 2	8:00 AM – 6:00 PM
EL LUNES, 29 DE JUNIO – EL JUEVES, 2 DE JULIO	8:00 AM – 6:00 PM
FRIDAY, JULY 3, SATURDAY, JULY 4, and SUNDAY, JULY 5	CLOSED
EL VIERNES, 3 DE JULIO, EL SÁBADO, 4 DE JULIO, Y EL DOMINGO, 5 DE JULIO	CERRADO
MONDAY, JULY 6 – FRIDAY, JULY 10	7:00 AM – 7:00 PM
EL LUNES, 6 DE JULIO –EL VIERNES, 10 DE JULIO	7:00 AM – 7:00 PM

On Election Day *Tuesday, JULY 14, 2020*, you must vote at an election day Vote Center

En el día de la elección, el martes, 14 de julio de 2020, usted debe votar en su lugar de votación de recinto.

Election Day Voting Hours: 7:00 AM – 7:00 PM/ Horas de votación: 7:00 AM – 7:00 PM

For sample ballot, polling locations, and other information visit the Election Office's web site:

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www.co.midland.tx.us/Elections-Office