

**RESOLUTION ORDERING ELECTION FOR TRUSTEES
IN McALLEN INDEPENDENT SCHOOL DISTRICT
TO BE HELD ON MAY 01, 2021**

WHEREAS, Section 3.004 of the Texas Election Code requires the Board of Trustees of an independent school district to order all regular elections for trustees and give notice thereof as specified in such Section 4.003 of the Texas Election Code, and

WHEREAS, Section 41.001 of the Texas Election Code requires that election for trustees in independent school districts shall be held on a uniform election date as provided by law, and

WHEREAS, Saturday, May 01, 2021 is a uniform election date as provided by law and the Board of Trustees of McAllen Independent School District has previously adopted the May uniform election date as the date of the election for Trustees for McAllen Independent School District, and

WHEREAS, there are three (3) positions on the Board of Trustees of the McAllen Independent School District to be filled at such election, such position being as follows and for the terms set out after the respective positions:

Position No. 3 for four (4) years

Position No. 6 for four (4) years

Position No. 7 for four (4) years

WHEREAS, the McAllen Independent School District has a contract for election services with Hidalgo County, Texas entered into pursuant to Chapter 31, Texas Election Code under which the Election may be conducted; and

WHEREAS, the City of McAllen (the "City") and the McAllen Independent School District entered into that certain Interlocal Cooperation Agreement agreeing to hold joint elections.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the McAllen Independent School District convened at a regular meeting held on January 18, 2021, with the following members present:

Conrado Alvarado

Sam Saldivar, Jr.

Tony Forina

Debbie Crane Aliseda

Larry Esparza

Marco Suarez

Daniel Vela

Constituting a quorum, at which time a Resolution ordering an election for three (3) positions on the Board of Trustees was submitted to the Board. Daniel Vela made a motion for the adoption of the Resolution and the motion was seconded by Marco Suarez. The motion, carrying with it the adoption of the Resolution, prevailed by the following vote:

AYES: 7

NOES: 0

The President announced that the Resolution has been adopted as follows:

1. That an election for the purpose of electing school trustees in the McAllen Independent School District is to be held on Saturday, May 01, 2021.

2. That at said election trustees shall be elected to Positions No. 3, No. 6, and No. 7 on said Board of Trustees for the Terms as set forth below:

Position No. 3 for four (4) years

Position No. 6 for four (4) years

Position No. 7 for four (4) years

3. That February 12, 2021, shall be the last day for filing of candidates for said trustee positions. Applications for filing must be made on or before 5:00 p.m. on February 12, 2021, with the Secretary of the Board of Trustees, Tony Forina or John L. Wilde, Director for Student Support Services, weekdays from 8:00 a.m. until 5:00 p.m. at 2200 Tamarack Ave. Portable Building #69, McAllen, Texas.

4. That notice of the election for trustees be given in compliance with Section 4.004 of the Texas Election Code in the method specified by Section 4.003 of the Texas Election Code.

5. That the polls shall be open from 7:00 a.m. to 7:00 p.m. on Saturday, May 01, 2021, at the locations described in Exhibit A attached hereto.

6. That the early voting for such election shall be conducted by an early voting clerk in accordance with the Texas Election Code and by contract between McAllen Independent School District and the Hidalgo County Elections Administrator shall serve as early voting clerk. The Hidalgo County Elections Administrator official mailing address is 213 S. Closner Blvd., P. O. Box 659, Edinburg, Texas 78540-0659.

7. That such early voting by personal appearance shall take place beginning on Monday the 19th of April, 2021 between the hours of 7:00 a.m. to 7:00 p.m. and continuing at such times through Friday, the 23rd day of April, 2021, on Saturday, the 24th day of April, 2021, at 7:00 am to 7:00 p.m. and on Monday the 26th day of April, 2021, from 7:00 a.m. to 7:00 p.m. and ending on Tuesday, the 27th day of April, 2021 from 7:00 a.m. to 7:00 p.m. Early voting in person shall be maintained at the locations and the temporary branch locations at the times designated in Exhibit B attached hereto during the early voting period stated above. Early voting by mail shall be conducted in accordance with provisions of Chapter 86 of the Texas Election Code, which requires that application for ballots by mail must be received no later than the close of business on May 01, 2021, and the marked ballot must be received by the early voting clerk no later than 7:00 p.m. on Saturday, May 01, 2021. Application for ballots by mail shall be mailed to Early Voting Clerk, 213 S. Closner Blvd., P. O. Box 659, Edinburg, Texas 78540-0659.

8. That this Resolution shall constitute the election order for the call of the election and the same or a substantial copy thereof shall constitute the notice of such election; and the Secretary of the Board is ordered to cause notice of the election to be given as required by law. Immediately after the election, the officers holding the election shall convey returns of the results to the Board of Trustees of the McAllen Independent School District. The Board of Trustees of the McAllen Independent School District shall canvass such returns, declare the results of such election, and issue certificates of election to the persons shown by such returns to be elected to each of the three (3) named positions.

9. That said election shall be held in accordance with the Texas Election Code, except as modified by the Texas Education Code and the Federal Voting Rights Act of 1965, as amended.

10. It is hereby officially found and determined that notice of the meeting at which this order is adopted was given as required by the Texas Open Meetings Act, and that such meeting has been open to the public at all times when this order was discussed and acted on.

11. That in accordance with the Texas Education Code Section 11.057 the candidate receiving the highest number of votes for each respective position shall be entitled to serve as trustee. If two or more candidates for a position as a trustee at the election to be held on May 01, 2021, tie for the number of votes required to be elected, a second election to fill the office of trustee shall be held in accordance with the applicable provisions of the Texas Election Code.

12. Voting shall be conducted at common polling places for both the McAllen Independent School District and the City of McAllen however, the McAllen Independent School District and the City of McAllen, each at their own expense shall provide their own election judges and officers for the respective election and all other expenses of the joint election shall be the expense of the political subdivision incurring same as if there was no joint election. It is the intent of both the McAllen Independent School District and the City of McAllen that other than the use of common polling places, that all expenses relating to this election be the responsibility of the political subdivision incurring same as if there was no joint election.

EXECUTED AND ORDERED THIS THE 18 day of January, 2021.

McALLEN INDEPENDENT SCHOOL DISTRICT

By: *Conrado Alvarado*
Conrado Alvarado (Jan 19, 2021 10:37 CST)

President, Board of Trustees

ATTEST:

By: 
Tony Flores (Jan 19, 2021 11:00 CST)

Secretary, Board of Trustees

APPROVED AS TO FORM:

ATLAS, HALL & Rodriguez, LLP

By: *Stephen L. Crain*
Stephen L. Crain (Dec 17, 2020 10:48 CST)

Stephen L. Crain

EXHIBIT A

ELECTION DAY POLLING CENTERS

May 01, 2021

Location	Address	Date	Time
Gonzalez Elementary	201 E. Martin Ave.	Saturday, May 01, 2021	7:00 am – 7:00 pm
Lark Community Center	2601 Lark Ave.		
Achieve Early College High School At Lincoln	1601 N. 27 th St.		
Palmview Community Center	3401 Jordan Rd.		
McAllen High School	2021 La Vista Ave.		
Fields Elementary	500 W. Dallas Ave.		

EXHIBIT B

Main Early Voting Polling Places, Early Voting Locations and Early Voting Dates and Times

May 01, 2021 – Election

Main Early Voting Places

Location	Address	Date	Time
Fireman's Pump House	201 N. 1 st St.	Monday, April 19, 2021 Tuesday, April 20, 2021 Wednesday, April 21, 2021 Thursday, April 22, 2021 Friday, April 23, 2021	7:00 am – 7:00 pm
Palmview Community Center	3401 Jordan Rd.		
Lark Community Center	2601 Lark Ave.		
Fireman's Pump House	201 N. 1 st St.	Saturday, April 24, 2021	7:00 am – 7:00 pm
Palmview Community Center	3401 Jordan Rd.		
Lark Community Center	2601 Lark Ave.		
Fireman's Pump House	201 N. 1 st St.	Monday, April 26, 2021 Tuesday, April 27, 2021	7:00 am – 7:00 pm
Palmview Community Center	3401 Jordan Rd.		
Lark Community Center	2601 Lark Ave.		