

RESOLUTION AND ORDER NO. 07-26-151

OF THE BOARD OF DIRECTORS OF THE EDWARDS AQUIFER AUTHORITY CALLING FOR THE ELECTION OF NINE VOTING MEMBERS TO THE BOARD OF DIRECTORS OF THE EAA FROM NINE SINGLE-MEMBER DISTRICTS WITHIN THE BOUNDARIES OF THE EAA TO BE HELD ON NOVEMBER 3, 2026, AND PROVIDING FOR MATTERS RELATED TO THE HOLDING OF SAID ELECTION IN ACCORDANCE WITH APPLICABLE LAW.

The Board of Directors (“Board”) of the Edwards Aquifer Authority (“EAA”), pursuant to the provisions of the Edwards Aquifer Authority Act (“Act”)¹ creating the EAA, the Constitution of the State of Texas, Chapter 3 of the Texas Election Code, other applicable law, and the provisions of the EAA’s Bylaws, **HEREBY RESOLVES AND ORDERS AS FOLLOWS:**

Section 1. ELECTION CALL.

An election is hereby called to be held in nine single-member districts of the EAA on Tuesday, November 3, 2026 (the “Election”) for the purpose of electing nine directors to serve as voting members of the Board of the EAA. One director shall be elected from each of the nine single-member districts located in part of the EAA’s jurisdictional area and described in Exhibit A attached hereto and incorporated herein for all purposes, in the following counties, to wit:

District 1 – Bexar
District 3 – Bexar
District 5 – Bexar
District 7 – Bexar
District 8 – Comal
District 9 – Comal & Guadalupe
District 11 – Hays & Caldwell
District 13 – Medina & Atascosa
District 15 – Uvalde

The terms of office for the current directors of the districts listed above shall expire December 1, 2026. The newly elected directors for all districts identified above shall assume office as soon as possible thereafter upon being duly qualified at the next available meeting of the Board of the EAA. The term of office for directors elected to Districts 1, 3, 5, 7, 8, 9, 11, 13 and 15 shall be four years, expiring on December 1, 2030. The term of office for the director elected to District 8 shall be two years, expiring on December 1, 2028.

Forms for candidate applications for a place on the ballot and petitions complying with the requirements of the Texas Election Code shall be prepared by the Secretary of the Board and made available to all applicants for candidacy. An application for a place on the ballot must be filed with the EAA no later than 5:00 p.m., Monday, August 17, 2026. Upon receipt by the Secretary of the

¹ Act of May 30, 1993, 73rd Leg., R.S., ch. 626, 1993 Tex. Gen. Laws 2350, as amended.

Board, each application shall be accepted and filed.

Each director shall be elected by a plurality vote of voters for candidates in his or her respective single-member district. Each director shall qualify for office as provided by the Act and other applicable laws.

Section 2. ELECTION NOTICE.

Notice of the Election stating the nature of the Election, including the offices to be filled, the date of the Election, the location of polling places, hours during which the polling places will be open, the early voting clerk's official mailing address, the location of early voting polling places, the date that early voting will begin, and any other information required by law, shall be published, filed and posted, in English and Spanish, by the Chairman of the Board in accordance with the applicable provisions of the Texas Election Code.

The notice of election shall be given by publishing, posting, or mailing in accordance with Section 4.003(a) of the Texas Election Code. A copy of the notice of election shall also be posted on the bulletin board used for posting notice of the meetings of the Board of the EAA. Copies of all notices shall also be filed with the County Judge, County Clerk, and voter registrar and posted at the door of each of the county courthouses, or other location authorized by law, in Atascosa, Bexar, Caldwell, Comal, Guadalupe, Hays, Medina and Uvalde counties; at the offices of the Election Administrators or County Clerks in the respective counties; and at the office of the Secretary of State. The notices published, filed and posted in any particular county of the EAA may exclude information that is relevant only to voters residing in other counties. For notices of election given by publication, a copy of the published notice shall be retained containing the name of the newspaper and the date of publication. For notices of election that are posted, appropriate records of posting shall be made and retained by the posting entity. Notice of the election shall be given to the election judges, county clerks, and voting registrars as required by law.

Section 3. VOTING.

Voting shall be conducted pursuant to the provisions of the Texas Election Code and any other applicable law. Only those voters who reside within the boundaries of the EAA and within a respective single-member district will be permitted to vote for the candidates for that district.

The Election shall be held in the regular county election precincts for Atascosa, Bexar, Caldwell, Comal, Guadalupe, Hays, Medina, and Uvalde counties, to the extent the election precincts are within the jurisdictional boundaries of the EAA and the EAA Director Districts

Section 4. EARLY VOTING.

Ms. Jennifer Wong-Esparza, the Assistant to the Board Secretary and an employee of the EAA, is hereby appointed Early Voting Clerk. The Early Voting Clerk's official mailing address is 900 E. Quincy St., San Antonio, Texas 78215. The main early voting polling place shall be located at the EAA's offices located at 900 E. Quincy St., San Antonio, Texas 78215. Early voting shall be conducted Monday through Friday from 8:00 a.m. until 5:00 p.m., beginning on Monday,

October 19, 2026, and ending on Friday, October 31, 2026. In the alternative, if required by the implementation of SB 2753 of the 89th Texas Legislature, early voting will be held continuously as directed by the Texas Secretary of State. In such a case, early voting will begin on October 22, 2026 and run continuously through November 2, 2026, with voting hours of at least 9 hours for the first eight days and at least 12 hours for the last four days of early voting. The above appointment and polling place information is subject to change in the event the EAA contracts to hold the Election jointly with other political subdivisions under Subchapter D of Chapter 31, and Chapter 271 of the Texas Election Code.

Section 5. RETURNS.

The Election shall be conducted simultaneously in each single-member district. Unless otherwise provided by the Board, the ballots shall be counted and tabulated by the election officials appointed to conduct the Election in each single-member district. The returns shall be delivered and reported to the Board and the Board shall canvass the returns and declare by order the results of the Election.

Section 6. UNOPPOSED CANDIDATES.

Pursuant to the provisions in Subchapter C of Chapter 2 of the Texas Election Code, the Secretary of the Board may certify in writing that a candidate is unopposed for election in a single-member district of the EAA. In such an event, the Secretary shall deliver the certification to the Board of the EAA as soon as possible after the filing deadline for placement on the ballot which is 5:00 p.m. Monday, August 17, 2026. The Board may, by order, declare each unopposed candidate elected to office. If no election is to be held on the election day for a particular single-member district of the EAA, a copy of the order of election of unopposed candidates shall be posted on election day at each polling place used or that would have been used in the election.

Section 7. CONDUCT OF ELECTION.

The Election shall be conducted and the results determined in compliance with the Texas Election Code, and all other applicable state and federal law. The EAA will contract under Subchapter D of Chapter 31 and Chapter 271 of the Texas Election Code with each of the counties within its jurisdiction for the elections so that joint elections may be held in each county and the elections may be administered by the elections officials of each respective county.

Section 8. ELECTION ARRANGEMENTS.

The Secretary of the Board is hereby authorized and directed to provide for the assembly and preparation of the official ballot in accordance with the Texas Election Code for each single-member district from the names of candidates whose conforming applications have been duly and timely filed with the EAA. The order of placing candidate names on the official ballot for each single-member district shall be determined by lot. The drawing of lots shall be supervised by the Secretary of the Board at the offices of the EAA on Friday, August 21, 2026, at 5:30 p.m. Candidates or their designated representative may be present at the drawing.

Additionally, the Secretary of the Board is hereby authorized and directed to provide for the acquisition of all other election supplies. Moreover, on behalf of the Board, the Secretary is authorized to make arrangements and coordinate the conduct of the Election with the Commissioners' Courts, County Judges, County Clerks, County Election Administrators, officials and representatives of other appropriate governmental bodies and agencies, and other election officials of each of the counties in which affected single-member districts of the EAA are located. In so doing, these officials may hold the Election concurrently with any election that may be called by other governmental bodies or agencies, including municipalities, to be held Tuesday, November 3, 2026. The Secretary of the Board is also authorized to expend from the general funds of the EAA such sums as are necessary to pay for the costs and expenses of conducting the Election.

Section 9. APPOINTMENT OF ELECTION OFFICER.

The Secretary of the Board hereby appoints, and the Board hereby approves, the appointment of Ms. Jennifer Wong-Esparza, Assistant to Board Secretary, as the Election Officer for the EAA to perform all duties authorized by the Texas Election Code with respect to the conduct of the Election. The Election Officer shall perform any and all ministerial duties in connection with the Election that may be lawfully performed by an employee of the EAA. This appointment shall expire Monday, December 14, 2026. Whenever in this Resolution and Order the Chairman or Secretary of the Board is authorized or directed to perform some activity, the Election Officer is authorized to perform the activity on behalf of, and in their stead. The General Manager of the EAA shall supervise the Election Officer in the performance of her duties as authorized by this Resolution and Order.

The EAA shall post a notice on the bulletin board used for posting notice of meetings of the Board of the EAA at the official offices of the EAA at 900 E. Quincy San Antonio, Texas, containing the Election Officer's name, office location, office hours, and duration of the appointment. The notice shall remain continuously posted during the minimum period for maintaining the Election Officer's office.

Section 10. ELECTION JUDGES.

In accordance with Sections 32.005(a) and 32.008(a) of the Texas Election Code, the Board shall appoint as presiding judges and alternate presiding judges for the election precincts those persons designated for such offices by the Commissioners' Courts of the respective counties identified above in Section 1. Two clerks shall serve in each polling place and shall be appointed by the presiding judge of each polling place. It is ordered that the election officers named shall take the oath prescribed by law in the State of Texas. The Board of the EAA hereby fixes the compensation of the election judges and clerks at the amounts and rates as set by the Commissioners' Courts of the respective counties identified above in Section 1.

The Secretary of the Board is authorized to issue Writs of Election to, or direct that notice be given to, the presiding judge of each polling place that shall constitute notice to such judge of his or her duty to hold the Election.

Section 11. FURTHER ORDERS.

As may be necessary to hold the Election in a fair manner, the Board will meet and issue such additional orders and make corrections to the election procedures and take any such other action as may be required not inconsistent with this Resolution and Order and other applicable law. This Resolution and Order shall be preserved for the period for preserving the precinct election records for the Election, and the date and nature of the Election shall be entered in the official records of the Board of the EAA. The Secretary of the Board shall act as the general custodian of the EAA's records for the Election.

Section 12. SEVERABILITY.

The terms and provision of this Resolution and Order shall be deemed to be severable and if the validity of any section, subsection, sentence, clause, or phrase of this Resolution and Order should be declared to be invalid, the same shall not affect the validity of any other section, subsection, sentence, clause, or phrase of this Resolution and Order.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE EDWARDS AQUIFER AUTHORITY, AND EFFECTIVE THIS 14TH DAY OF JULY, 2026.

Enrique Valdivia
Chairman, Board of Directors

ATTEST:

Rachel Sanborn
Secretary, Board of Directors