

**ORDER OF THE BOARD OF DIRECTORS OF RANCH AT CYPRESS CREEK
MUNICIPAL UTILITY DISTRICT NO. 1: CANCELING THE NOVEMBER 3, 2020,
DIRECTORS ELECTION AND
DECLARING UNOPPOSED CANDIDATES ELECTED TO OFFICE;
PROVIDING FINDINGS OF FACT;
AND PROVIDING FOR AN OPEN MEETING**

STATE OF TEXAS §
COUNTIES OF WILLIAMSON AND TRAVIS §
RANCH AT CYPRESS CREEK MUNICIPAL UTILITY DISTRICT NO. 1 §

WHEREAS, McGinnis Lochridge, the attorney for the Ranch at Cypress Creek Municipal Utility District No. 1 (the "**District**"), is the authority responsible for having the official ballot prepared for the District's November 3, 2020 Directors Election (the "**Election**"); and

WHEREAS, pursuant to Section 54.102, Texas Water Code, as amended, "to be qualified to serve as a director [of a MUD], a person shall be at least 18 years old, a resident citizen of the State of Texas, and either own land subject to taxation in the district or be a qualified voter within the district;" and

WHEREAS, pursuant to Section 145.003, Texas Election Code, as amended, "a candidate in an election other than the general election for state and county officers may be declared ineligible before the beginning of early voting by personal appearance by the authority with whom an application for a place on the ballot for the office sought by the candidate is required to be filed" and may be declared ineligible only if ... "facts indicating that the candidate is ineligible are conclusively established by another public record;" and

WHEREAS, the Board of Directors have met and determined and found by conclusive evidence that Chris Schneider no longer meets the qualifications to serve as a director for the District; and

WHEREAS, pursuant to the provisions of Section 2.052, Texas Election Code, as amended, McGinnis Lochridge has certified in writing to the Board of Directors of the District that the eligible candidates to be listed on the ballot for the Election are unopposed, i.e., only one candidate's name will appear on the ballot for each open position and no candidate's name will be placed on a list of write-in candidates for the office of director of the District; and

WHEREAS, pursuant to the provisions of Section 2.053, Texas Election Code, as amended, the Board of Directors of the District has the authority to declare unopposed candidates to be elected to office.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF RANCH AT CYPRESS CREEK MUNICIPAL UTILITY DISTRICT NO. 1 THAT:

Section 1: The Board of Directors of the District adopts the preceding recitals as true and correct legislative findings and incorporates the same herein for all purposes.

Section 2: The Board of Directors of the District hereby declares the following unopposed candidates to be elected to the office of director of the District:

**Gary Riffle
Leo Ramirez
Matthew Whittington**

The candidates declared elected to office shall serve until the biennial Directors election in the year 2024, or until their successors have been duly elected or appointed and have qualified.

Section 3: Each candidate declared elected to office under this Order shall enter into the duties of his/her office and shall begin to serve his/her term of office after November 6, 2020, and upon posting bond in the amount of \$10,000, upon taking the constitutional oath of office, and upon acceptance of the bond and oath of office by the District's Board of Directors.

Section 4: Pursuant to the provisions of Section 2.053(b), Texas Election Code, as amended, the Election will not be held. A copy of this Order will be posted on Election Day at each polling place that would have been used in the Election.

Section 5: The President and Secretary of the District's Board of Directors and McGinnis Lochridge are hereby authorized and directed to take any action necessary to carry out the provisions of this Order.

Section 6: The Board considered this Order during a duly noticed meeting that was open to the public, in compliance with Chapter 551, Texas Government Code, and Chapter 49, Texas Water Code.

PASSED AND APPROVED this 12th day of October 2020

/s/ Troy Fielding
President, Board of Directors

ATTEST:

/s/ Patrice Coles
Secretary, Board of Directors

(SEAL)