

A RESOLUTION OF THE BOARD OF TRUSTEES OF BURLESON INDEPENDENT SCHOOL DISTRICT ORDERING AND PROVIDING NOTICE OF A SPECIAL ELECTION TO BE HELD ON AUGUST 20, 2022 FOR THE PURPOSE OF ELECTING A TRUSTEE TO PLACE 1 AND TO COMPLY WITH A COURT ORDER ISSUED BY THE COURT OF APPEALS SECOND APPELLATE DISTRICT OF TEXAS AT FORT WORTH.

WHEREAS, the Board of Trustees (“Board”) of Burleson Independent School District (“Burleson ISD”) seeks to comply with the Judgment and orders issued by the Court of Appeals Second Appellate District of Texas at Fort Worth in an opinion dated May 4, 2022 (“the Opinion”); and

WHEREAS, orders in the Court’s Opinion result in the creation of a vacancy for Burleson ISD Trustee Place 1; and

WHEREAS, Texas Education Code Section 11.060(c) provides the opportunity for a special election to fill the vacancy in accordance with the provisions of the Texas Election Code; and

WHEREAS, the Opinion further orders Burleson ISD to conduct a special election to fill the vacancy resulting from the Court’s order at the earliest opportunity afforded by and in accordance with the relevant provisions of the Texas Election Code and to recognize Mr. Shawn Minor and Ms. Nona Reed as candidates for the special election; and

WHEREAS, Texas Election Code Section 41.001 expressly provides an election held under an order of a court is not subject to the requirement for an election to be held on a uniform election date; and

WHEREAS, the Board has determined that the earliest opportunity to conduct a special election in accordance with provisions of the Texas Election Code is Saturday, August 20, 2022; and

WHEREAS, the Board of Trustees of Burleson ISD seeks to proceed with the ordering of a special election for Saturday, August 20, 2022, and to take all other actions required for conducting the election in compliance with the Opinion;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BURLESON ISD:

SECTION 1: All of the above premises are hereby found to be true and accurate and are incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2: A special election is hereby ordered to be held on August 20, 2022, as further described in the Order of Special Election attached at Exhibit A, for the purpose of electing a Trustee for the Burleson ISD Board of Trustees Place 1 for the remaining period of a three-year term ending in May 2025.

SECTION 3: The Notice of Special Election attached as Exhibit B is hereby adopted and the information therein shall be distributed in accordance with the requirements of the Texas Election Code.

SECTION 4: The Superintendent is directed to take all actions necessary to comply with the Opinion and applicable provisions of the Texas Election Code in carrying out and conducting the special election, whether or not expressly authorized herein. To the extent allowed by law, the Board authorizes the Burleson ISD Superintendent to contract with another political subdivision to provide election services related to conducting the special election.

SECTION 5: This Resolution shall take effect from and after its adoption.

DULY PASSED, APPROVED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE BURLESON INDEPENDENT DISTRICT, on the 17 day of June 2022.



Staci Eisner, President
Board of Trustees



Jerri McNair, Secretary
Board of Trustees