

CERTIFICATE FOR ORDER

I, the undersigned Secretary of the **BEEVILLE INDEPENDENT SCHOOL DISTRICT** (the "**District**"), hereby certify as follows:

1. The Board of Trustees of the District convened in Regular Meeting on the 18th day of July, 2019 at the designated meeting place, and the roll was called of the duly constituted officers and members of said Board of Trustees, to wit:

Leticia Munoz, President
Darryl Martin, Vice-President
Theresa Arthur, Secretary
Dr. Kevin Behr, Member

Orlando Vasquez, Member
Eddie Salazar, Member
Pete Martinez, Member

and all of said persons were present, except the following absentees: _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written Order entitled:

ORDER CALLING A BOND ELECTION

was duly introduced for the consideration of said Board of Trustees. It was then duly moved and seconded that said Order be passed; and, after due discussion, said motion, carrying with it the passage of said Order, prevailed and carried by the following vote:

AYES: _____ NOES: _____ ABSTENTIONS: _____

2. A true, full and correct copy of the aforesaid Order passed at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; said Order has been duly recorded in said Board of Trustees' minutes of said Meeting; the above and foregoing paragraph is a true, full and correct excerpt from said Board of Trustees' minutes of said Meeting pertaining to the passage of said Order; the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said Board of Trustees as indicated therein; each of the officers and members of said Board of Trustees was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Order would be introduced and considered for passage at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose; and said Meeting was open to the public, and public notice of the time, place and purpose of said Meeting was given, all as required by Texas Government Code, Chapter 551.

SIGNED AND SEALED the 18th day of July, 2019.

Secretary, Board of Trustees
Beeville Independent School District

(DISTRICT SEAL)

ORDER CALLING A BOND ELECTION

STATE OF TEXAS §
COUNTY OF BEE §
BEEVILLE INDEPENDENT SCHOOL DISTRICT §

WHEREAS, pursuant to Section 45.001, Texas Education Code, the Board of Trustees of the **BEEVILLE INDEPENDENT SCHOOL DISTRICT** (the "**District**") is authorized to issue bonds for various purposes, including the design, construction, acquisition and equipping of school buildings in the District, and to levy, assess, pledge and collect annual ad valorem taxes sufficient to pay the principal and interest on such bonds as the principal and interest become due, if the issuance of such bonds is approved by the voters of the District at an election held in accordance with Section 45.003, Texas Education Code, and the Texas Election Code; and

WHEREAS, the Board of Trustees of the District has determined that it is necessary to hold an election for the purpose of authorizing the issuance of \$37,900,000 in principal amount of bonds to finance the design, construction and equipping of a new elementary school in the District, with any remaining amount to be used for the construction, acquisition, and equipment of other school buildings in the District; and

WHEREAS, the Board of Trustees of the District deems it advisable to call the bond election hereinafter ordered; and

WHEREAS, the District intends to conduct the election jointly with Bee County (the "**County**"), as a joint election, in conjunction with County elections to be held on the same date, and possibly by other political subdivisions within the County (the "**Joint Election Participants**"); and

WHEREAS, pursuant to Chapter 271, Texas Election Code, the District may enter into a joint election agreement with the Joint Election Participants (the "**Joint Election Agreement**") to hold all such elections jointly in the election precincts that can be served by common polling places; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Order was passed was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

THEREFORE, BE IT ORDERED BY THE BOARD OF TRUSTEES OF THE BEEVILLE INDEPENDENT SCHOOL DISTRICT THAT:

1. TIME. An election shall be held between the hours of 7:00 A.M. and 7:00 P.M. on **Tuesday, November 5, 2019** in the District.

2. PRECINCT AND POLLING PLACE. The District shall hold the election in conjunction with the elections to be held by the Joint Election Participants on Tuesday, November

5, 2019, at the precincts and polling places as determined by the Elections Administrator pursuant to the provisions of the Joint Election Agreement. When so determined, such precincts and polling places shall be attached hereto as *Exhibit A*.

3. PRESIDING JUDGES. The Presiding Judge and the Alternate Presiding Judge for each of the election precincts and/or the polling places shall be appointed at a later date.

4. ELECTION CLERKS. Each Presiding Judge shall appoint not less than two nor more than six qualified election clerks to serve and assist in conducting said election; provided that if a Presiding Judge actually serves as expected, the respective Alternate Presiding Judge shall be one of such clerks.

5. EARLY VOTING. The Early Voting Clerk shall be the County's Election Administrator, Laura Warnix. Applications for a ballot by mail, and completed ballots, shall be mailed to the Early Voting Clerk at: ATTN: Beeville ISD Early Voting Clerk, 107 S. St. Mary's St., P.O. Drawer B, Beeville, Texas 78104. The first day to apply for early voting ballots by mail is January 1, 2019, and the last day to apply for early voting ballots by mail (received, not postmarked) is Friday, October 25, 2019.

Electors may cast their early votes in person at the locations, dates and times to be determined by the Elections Administrator. When so determined, the location, dates and times for early voting by personal appearance shall be attached hereto as *Exhibit B*.

6. EARLY VOTING BALLOT BOARD. An early voting ballot board will be created to process early voting results. The presiding judge of said board shall be appointed at a later date. The presiding judge shall appoint at least two other members of the board at a later date.

7. ELECTORS. All resident, qualified electors of the District shall be entitled to vote at said election.

8. OFFICIAL PROPOSITION. At said election the following PROPOSITION shall be submitted in accordance with law:

BEEVILLE I.S.D. PROPOSITION A

"Shall the Board of Trustees of the Beeville Independent School District be authorized to issue bonds of the District, in one or more series, in the aggregate principal amount of \$37,900,000 to finance the design, construction and equipping of a new elementary school in the District, with any remaining amount to be used for the construction, acquisition, and equipment of other school buildings in the District, with said bonds to mature not more than 31 years from their date, bear interest at such rate or rates as approved by the Board of Trustees (provided that such rate of interest shall not exceed the maximum rate authorized by law at the time of issuance of any series or issue of the bonds), and be issued and sold in accordance with law at the time of issuance, all within the discretion of the Board of Trustees; and shall

the Board of Trustees be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in the District, sufficient, without limit as to rate or amount, to pay the principal of and interest on said bonds? THIS IS A PROPERTY TAX INCREASE."

9. FORM OF BALLOT. The official ballots for said election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid PROPOSITION, with the ballots to contain such provisions, markings, and language as required by law, and with such PROPOSITION to be expressed substantially as follows:

BEEVILLE I.S.D. PROPOSITION A

- ☐ FOR THE ISSUANCE OF \$37,900,000 OF BONDS TO DESIGN, CONSTRUCT, AND EQUIP A NEW ELEMENTARY SCHOOL IN THE DISTRICT, WITH ANY REMAINING AMOUNT TO BE USED FOR THE CONSTRUCTION, ACQUISITION, AND EQUIPMENT OF OTHER SCHOOL BUILDINGS IN THE DISTRICT, AND LEVYING OF A TAX SUFFICIENT TO PAY THE PRINCIPAL AND INTEREST THEREOF. THIS IS A PROPERTY TAX INCREASE.
- ☐ AGAINST

10. ELECTION CODE. In all respects said election shall be conducted in accordance with the Texas Election Code. Pursuant to the federal Help America Vote Act ("HAVA") and the Code, at each polling place there shall be at least one voting system that is equipped for disabled individuals, and each such voting system shall be a system that has been certified by the Texas Secretary of State as compliant with HAVA and the Code. The Superintendent is hereby authorized to enter into any necessary agreements with Bee County in order to comply with this section.

11. BILINGUAL ELECTION MATERIALS. All election materials (including notice of the election, ballots, instruction cards, affidavits, and other forms which voters may be required to sign) and all early voting materials shall be printed in both English and Spanish, or Spanish translations thereof, and/or other assistance shall be provided, as required by the Texas Election Code and the Federal Voting Rights Act of 1965, each as amended.

12. GENERAL STATEMENTS. In accordance with the provisions of Section 3.009(b), Texas Election Code, it is hereby found and determined that:

- (a) The proposition language that will appear on the ballot is set forth in Section 9 hereof.
- (b) The purpose for which the bonds are to be authorized is set forth in Section 8 hereof.
- (c) The principal amount of the debt obligations to be authorized is set forth in Sections

8 and 9 hereof.

(d) As set forth in Sections 8 and 9 hereof, if the bonds are approved by the voters, the Board of Trustees will be authorized to levy ad valorem taxes, on all taxable property in the District, sufficient, without limit as to rate or amount, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds.

(e) Based upon the bond market conditions at the date of adoption of this Order, the maximum interest rate for any series of the bonds is estimated to be 4% as calculated in accordance with applicable law. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds. Such estimated maximum interest rate is provided as a matter of information, but is not a limitation on the interest rate at which the bonds, or any series thereof, may be sold.

(f) As set forth in Section 8 hereof, if the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed 31 years.

(g) The aggregate amount of the outstanding principal of the District's debt obligations, through respective maturity, (all of which are secured by an unlimited tax levied for debt service purposes) as of July 18, 2019, is \$13,954,686.

(h) The aggregate amount of the outstanding interest of the District's debt obligations (all of which are secured by an unlimited tax levied for debt service purposes) as of the beginning of July 18, 2019 is \$4,728,689.

(i) The ad valorem debt service tax rate for the District for the 2018-19 fiscal year is \$.03540 per \$100 of taxable assessed valuation.

13. NOTICE OF ELECTION. The District shall cause a copy of this Order (in English and Spanish) to be posted and published as the notice of election ("Notice") required by Sections 4.003(a)(1)(A), (b) and (f), Texas Election Code.

14. EXECUTION OF ADDITIONAL DOCUMENTS; AMENDMENTS AND REVISIONS. The Superintendent is authorized to enter into any other agreements required by the County or the Elections Administrator in connection with conducting the election ordered herein, and the District is authorized to pay any fees charged by the County for services rendered in connection with the election. The Superintendent is further authorized to enter into an agreement with other political subdivisions as necessary to effectuate the joint election. The Superintendent is hereby authorized to approve technical changes to this Order, upon consultation with Bond Counsel, in order to correct any ambiguity or mistake or as may otherwise be required to comply with state law or the requirements or recommendations of the Election Administrator in connection with the conduct of the bond election.

15 AUTHORITY TO EXECUTE DOCUMENTS. The Superintendent and Finance Director are authorized to execute any documents as may be necessary to enter into the Election Agreement or a Joint Election Agreement with the Joint Election Participants.

16. EFFECTIVE DATE. Pursuant to the provisions of Section 1201.028, Texas Government Code, this Order shall be come effective immediately upon adoption thereof.

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**APPROVED BY THE BOARD OF TRUSTEES OF THE BEEVILLE INDEPENDENT
SCHOOL DISTRICT AT A REGULAR MEETING HELD ON THE 18TH DAY OF JULY,
2019.**

Attest:

Secretary, Board of Trustees

President, Board of Trustees

(District Seal)

Exhibit A

ELECTION DAY PRECINCTS AND POLLING PLACES

Exhibit B

EARLY VOTING LOCATION, DATES, AND TIMES