

## **ORDER CALLING A BOND ELECTION AND NOTICE OF BOND ELECTION**

THE STATE OF TEXAS  
EASTLAND COUNTY  
EASTLAND INDEPENDENT SCHOOL DISTRICT

**WHEREAS**, the Board of Trustees of the Eastland Independent School District (the "*District*") deems it advisable to call the bond election hereinafter ordered (the "*Election*"); and

**WHEREAS**, the bond referendum is subject to the provisions of Section 45.003, Texas Education Code, and the District is contracting with Eastland County, Texas (the "*County*") for the administration of the Election pursuant to an interlocal agreement with the County (the "*Election Contract*"); and

**WHEREAS**, the County, acting through the Eastland County Election Administrator (the "*Elections Coordinator*") in accordance with the Election Contract will provide for the administration of the Election; and

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

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

**Section 1.** The statements contained in the preamble of this Order are true and correct and adopted as findings of fact and operative provisions hereof.

**Section 2.** *Election Ordered; Polling Places.* The Election shall be held in the District between the hours of 7:00 a.m. and 7:00 p.m. on May 6, 2017 ("*Election Day*"). The Election is to be conducted with, and administered by, the County, as provided by Chapter 271 and Chapter 31, Subchapter D of the Texas Election Code (the "*Code*"), and the Election Contract. Voting for the Election on Election Day and Early Voting shall occur on the dates and during the hours and at the designated polling places as set forth in Exhibit "A" attached hereto, which exhibit is hereby made a part hereof for all intents and purposes. Exhibit "A" shall be modified to include additional or different Election Day polling places required to conform to the Election Contract and the Code.

**Section 3.** *Early Voting.* Early voting shall be administered by the County. Early Voting by personal appearance shall begin on April 24, 2017 and conclude on May 2, 2017, and will be conducted at the Early Voting locations on the dates and at the times specified in Exhibit "A" attached hereto. The early voting polling places shall remain open during such hours for early voting by personal appearance for any registered voter of the District at such voting place. Exhibit "A" shall be modified to include additional or different early voting polling places required to conform to the Election Contract and the Code.

**Section 4.** *Election Officials.* The appointment of the Presiding Election Judges, Alternate Judges, Early Voting Clerks, the Presiding Judge of the early ballot board and other

election officials for the Election shall be made by the Election Coordinator, as applicable, in accordance with the Election Contract and the Code. The Elections Coordinator may employ other personnel necessary for the proper administration of the Election, including such part-time help as is necessary to prepare for the Election, to ensure the timely delivery of supplies during early voting and on Election Day, and for the efficient tabulation of ballots at the central counting station.

**Section 5.** *Voting by Mail.* Applications for voting by mail for all residents of the District shall be mailed to the address below and received (not postmarked) by April 25, 2017; if application to vote by mail is made by personal delivery, the application must be delivered by close of business on April 21, 2017. Applications should be sent to: Laurie Mangum, Eastland County Elections Administrator, 100 W. Main, Suite B01, Eastland, Texas, 76448; Fax: (254) 631-0067; email: elections1@eastlandcountytexas.com.

**Section 6.** *Early Voting Ballots.* An Early Voting Ballot Board shall be created to process early voting results of the Election, and the Presiding Judge of the Early Voting Ballot Board shall be designated by the Elections Coordinator. The Presiding Judge of the Early Voting Ballot Board shall appoint two or more additional members to constitute the Early Voting Ballot Board members and, if needed, the Signature Verification Committee members required to efficiently process the early voting ballots.

**Section 7.** *Qualified Voters.* All qualified electors of and residing in the District, shall be entitled to vote at the election.

**Section 8.** *Notice of Election.* The President of the Board of Trustees shall cause a Notice of Election to be published one time, not earlier than the 30<sup>th</sup> day or later than the 10<sup>th</sup> day prior to the date set for the Election, in a newspaper published in the District or, if none is published in the District, in a newspaper of general circulation in the District. In addition, the President of the Board of Trustees shall cause the Notice of Election to be posted on election day and during early voting by personal appearance, in a prominent location at each polling place; not later than the 21st day before the election, in three public places in the boundaries of the District; and during the 21 days before the election, on the District's website, prominently and together with the notice of the election and the contents of the propositions. The Notice of Election shall be in substantially the form of this Order, and shall contain the information required by the Code, including the locations and times for early voting and voting on Election Day, the propositions and ballot language to be submitted to the voters and such other information as may be deemed appropriate by the President of the Board of Trustees.

**Section 9.** *Propositions.* At the Election the following PROPOSITIONS shall be submitted in accordance with law:

#### PROPOSITION 1

Shall the Board of Trustees of the Eastland Independent School District be authorized to issue the bonds of the District, in one or more series, in the aggregate principal amount of \$8,500,000 for the purpose of acquiring, constructing and equipping school facilities within the District including security upgrades to District campuses, with the bonds to mature, bear interest, and be issued and sold in accordance with law at the time of issuance; 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 the bonds and the cost of any credit agreements executed in connection with the bonds?

PROPOSITION 2

Shall the Board of Trustees of the Eastland Independent School District be authorized to issue the bonds of the District, in one or more series, in the aggregate principal amount of \$3,700,000, pursuant to Chapter 45, Texas Education Code for the acquisition or refinancing of property financed under contracts entered under Subchapter A, Chapter 271, Local Government Code, to wit: Eastland Independent School District Public Facility Corporation School Facility Lease Revenue Qualified School Construction Bonds, Series 2010 (Tax Credit Bond); Eastland Independent School District Lease Purchase Agreement with and Farmers and Merchants Bank, dated May 1, 2010; Eastland Independent School District Amended and Restated Loan Agreement with First National Bank of Eastland, dated February 23, 2012; Eastland Independent School District Public Facility Corporation School Facility Lease Revenue Refunding Bonds, Series 2010, as amended on January 19, 2012; Lease Purchase Agreement between Eastland Independent School District and Prosperity Bank, dated August 1, 2014; Lease Purchase Agreement between Eastland Independent School District with First National Bank of Eastland, dated December 1, 2014, with said bonds to mature, bear interest, and be issued and sold in accordance with law at the time of issuance; 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?

**Section 10. Ballots.** The official ballots for the Election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid PROPOSITIONS with the ballots to contain such provisions, markings and language as required by law, and with such PROPOSITIONS to be expressed substantially as follows:

PROPOSITION 1

	)	
	)	
FOR	_____ )	THE ISSUANCE OF \$8,500,000 OF BONDS BY THE EASTLAND
	)	INDEPENDENT SCHOOL DISTRICT AND LEVYING THE TAX
AGAINST	_____ )	IN PAYMENT THEREOF.
	)	
	)	

PROPOSITION 2

	)	
	)	THE ISSUANCE OF \$3,700,000 OF BONDS BY THE EASTLAND
FOR	)	INDEPENDENT SCHOOL DISTRICT TO REFINANCE
	)	CONTRACTS ENTERED INTO PURSUANT CHAPTER 271,
AGAINST	)	TEXAS LOCAL GOVERNMENT CODE, AND LEVYING THE
	)	TAX IN PAYMENT THEREOF.
	)	
	)	

**Section 11.** *Compliance with Federal Law.* In all respects, the Election shall be conducted in accordance with the 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 District hereby finds that the voting system to be used by the Election Coordinator in administering the Election is such a system, and orders that such voting equipment or other equipment certified by the Texas Secretary of State shall be used by the District in its elections.

**Section 12.** The Board of Trustees hereby authorizes the Superintendent, President, Vice President or the Secretary of the Board of Trustees to execute or attest on behalf of the District the Election Contract with the County.

**Section 13.** The following information is provided in accordance with the provisions of Section 3.009(b), Texas Election Code.

(a) The proposition language that will appear on the ballot is set forth in Section 10 hereof.

(b) The purpose for which the bonds are to be authorized is set forth in Section 9 hereof.

(c) The principal amount of the debt obligations to be authorized is from Proposition 1 is \$8,500,000 and the principal amount of the debt obligations to be authorized is from Proposition 2 is \$3,700,000.

(d) If the bonds are approved by the voters, the Board of Trustees will be authorized to levy 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 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 from either proposition is estimated to be 4.50%. Such estimated maximum 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) If the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed 30 years from the date of issuance of each series of bonds.

(g) The aggregate amount of the outstanding principal of the District's debt obligations as of the beginning of the District's 2016-17 fiscal year is \$0.

(h) The aggregate amount of the outstanding interest of the District's debt obligations as of the beginning of the District's 2016-17 fiscal year is \$0.

(i) The ad valorem debt service tax rate for the District for the 2016-17 fiscal year is \$0.00 per \$100 of taxable assessed valuation.

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**EXHIBIT A**  
**POLLING PLACES AND HOURS**

**Early Voting Location and Hours**  
Eastland County Courthouse  
100 W. Main, Eastland, Texas 76448

Early voting will be held at the above location on the following dates and hours:

April 24 from 8:00 AM – 5:00 PM  
April 25 from 7:00 AM – 7:00 PM  
April 26 from 8:00 AM – 5:00 PM  
April 27 from 8:00 AM – 5:00 PM  
April 28 from 8:00 AM – 5:00 PM  
April 29 from 7:00 AM – 1:00 PM  
May 1 from 8:00 AM – 5:00 PM  
May 2 from 7:00 AM – 7:00 PM

Temporary Early Voting Location:  
Eastland High School – Counselor’s Office  
900 West Plummer, Eastland, TX 76448  
Early voting hours for the above location is 7 AM to 7 PM on April 27

**Election Day Voting**  
Eastland County Courthouse  
100 W. Main, Eastland, Texas 76448

Election Day is May 6, 2017  
Election Day Polls are open from 7 am to 7 pm