

AN ORDER BY THE BOARD OF TRUSTEES OF THE
PLEMONS-STINNETT-PHILLIPS CONSOLIDATED
INDEPENDENT SCHOOL DISTRICT CALLING A BOND
ELECTION TO BE HELD WITHIN THE DISTRICT; MAKING
PROVISIONS FOR THE CONDUCT AND THE GIVING OF
NOTICE OF THE ELECTION; AND CONTAINING OTHER
PROVISIONS RELATING THERETO

WHEREAS, the Board of Trustees (the "Board") of the Plemons Stinnett Phillips Consolidated Independent School District (the "District") finds that an election should be held to determine whether the Board shall be authorized to issue bonds of the District in the amounts and for the purposes hereinafter set forth; and

WHEREAS, the Board finds and determines that the meeting at which this Order is considered is open to the public, and that the public notice of the time, place and purpose of the meeting was given, as required by Chapter 551, Texas Government Code, as amended;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF TRUSTEES OF PLEMONS STINNETT PHILLIPS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT:

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

Section 2. Election Ordered; Date; Propositions. A bond election (the "Election") shall be held in the District on Saturday, May 6, 2023 ("Election Day"), a uniform election date as established by Section 41.001(a) of the Texas Election Code, as amended (the "Code"). At the Election, the following propositions (individually, the "Proposition" and collectively the "Propositions") shall be submitted to the qualified voters of the District in accordance with law:

FILED
KELLY RATLIFF
COUNTY CLERK

FEB 28 2023
11:15 AM
HUTCHINSON COUNTY, TEXAS
BY K. Ratliff DEPUTY

PLEMONS-STINNETT-PHILLIPS CISD – PROPOSITION A

Shall the board of trustees of Plemons-Stinnett-Phillips Consolidated Independent School District be authorized to issue and sell bonds of the District in the principal amount of \$9,200,000 for the purpose of acquiring, constructing, renovating, improving and equipping school buildings of the District and for the purchase of necessary sites for school buildings; and shall there be levied, assessed and collected annually 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 as the same become due and to pay the costs of any credit agreements executed or authorized in anticipation of, in relation to or in connection with the bonds; said bonds to be issued in one or more series or issues, to mature serially or otherwise not more than 40 years from their date, and to bear interest at such rate or rates not to exceed the limit prescribed by law at the time of issuance, as the board of trustees in its discretion shall determine?

PLEMONS-STINNETT-PHILLIPS CISD – PROPOSITION B

Shall the board of trustees of Plemons-Stinnett-Phillips Consolidated Independent School District be authorized to issue and sell bonds of the District in the principal amount of \$800,000 for the purpose of constructing, renovating, and improving the District's football stadium including the installation of new turf; and shall there be levied, assessed and collected annually 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 as the same become due and to pay the costs of any credit agreements executed or authorized in anticipation of, in relation to or in connection with the bonds; said bonds to be issued in one or more series or issues, to mature serially or otherwise not more than 40 years from their date, and to bear interest at such rate or rates not to exceed the limit prescribed by law at the time of issuance, as the board of trustees in its discretion shall determine?

Section 3. Official Ballot. The official ballots for the Election shall be prepared in accordance with the Code so as to permit the electors to vote “FOR” or “AGAINST” each Proposition which shall be set forth on the ballots substantially in the following form:

PLEMONS-STINNETT-PHILLIPS CISD – PROPOSITION A

- FOR) “THE ISSUANCE OF \$9,200,000 OF SCHOOL BUILDING BONDS FOR ACQUIRING, CONSTRUCTING, RENOVATING,
- AGAINST) IMPROVING AND EQUIPPING SCHOOL BUILDINGS AND FOR THE PURCHASE OF NECESSARY SITES FOR SCHOOL BUILDINGS, AND THE LEVYING OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND TO PAY THE COSTS OF ANY CREDIT AGREEMENTS EXECUTED OR AUTHORIZED IN ANTICIPATION OF, IN RELATION TO OR IN CONNECTION WITH THE BONDS. THIS IS A PROPERTY TAX INCREASE.”

PLEMONS-STINNETT-PHILLIPS CISD – PROPOSITION B

- FOR) “THE ISSUANCE OF \$800,000 OF SCHOOL BUILDING BONDS FOR CONSTRUCTING, RENOVATING AND IMPROVING THE
- AGAINST) DISTRICT’S FOOTBALL STADIUM, INCLUDING NEW TURF; AND THE LEVYING OF A TAX SUFFICIENT, WITHOUT LIMIT AS TO RATE OR AMOUNT, TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND TO PAY THE COSTS OF ANY CREDIT AGREEMENTS EXECUTED OR AUTHORIZED IN ANTICIPATION OF, IN RELATION TO OR IN CONNECTION WITH THE BONDS. THIS IS A PROPERTY TAX INCREASE.”

Section 4. Bilingual Election Materials. All notices, instructions, and ballots pertaining to the Election shall be furnished to voters in both English and Spanish and persons capable of acting as translators in both English and Spanish shall be made available to assist Spanish language speaking voters in understanding and participating in the election process.

Section 5. Persons Qualified to Vote. All resident, qualified electors of the District shall be eligible to vote at the Election.

Section 6. Election Precincts, Voting Locations and Voting Hours on Election Day. The election precincts (the “Election Precincts”) for the Election shall consist of the territory within the boundaries of the District situated within one or more Hutchison County election precinct, which bear the precinct numbers set forth in Exhibit A attached hereto and incorporated herein. One or more Polling Locations are hereby designed for holding the Election as set forth in Exhibit A. On Election Day the polls shall be open from 7:00 a.m. to 7:00 p.m.

Section 7. Early Voting Locations Dates and Times. (a) Wendy Tucker is hereby appointed as the Early Voting Clerk for the District for purposes of this Election (the “Early Voting Clerks”). The early voting places and the addresses for early voting by mail for the Election are hereby designated as set forth in Exhibit B and such locations are hereby approved.

(b) The main early voting polling place for the District is hereby designated to be Plemons Stinnett Phillips Consolidated Independent School District Administration Building, 603 S. Main, Stinnett, TX 79083.

(c) Early voting by personal appearance shall be conducted on the days and during the hours set forth in Exhibit B.

(d) Applications for early voting by mail shall be submitted to Kelly Ratliff, County Clerk, Hutchinson County, at the location identified in Exhibit B.

(e) The Election shall be conducted under the jurisdiction of the District and its Board of Trustees. The Superintendent of Superintendent’s designee is authorized to make such changes in locations as may be necessary for the proper conduct of the Election and is authorized to update Exhibit B to reflect the locations designated by the District.

(f) Voting times may be changed if so directed by the Superintendent without further action of the District. The Superintendent is hereby authorized and directed to make such changes in voting hours as may be necessary for proper conduct of the Election.

(g) The Superintendent or designee is hereby appointed by the Board of Trustee as agent for the custodian of voted ballots for the District.

Section 8. Appointment of Early Ballot Board. An early ballot board is hereby created to process early voting results. Pam Shaw is hereby appointed as the presiding judge of said board and shall appoint at least two (2) other members to serve on the board.

Section 9. Notice of Election. Notice of the Election shall be given by: (i) publishing a substantial copy of this Order, in English and Spanish, one time not earlier than the thirtieth (30th) day nor later than the tenth (10th) day prior to the date set for the Election, in a newspaper published in the District (or that otherwise complies with applicable law), (ii) posting a copy of this Order on the bulletin board used for posting notices of meetings of the Board and the Order and the Voter Information Document (as hereinafter defined) in English and Spanish in at least three (3) other public places within the boundaries of the District, not later than the twenty-first (21st) day prior to the date set for the Election and (iii) posting a copy of this Order and the Voter Information Document, in English and Spanish, on the District’s website, prominently and together with the notice of the Election and the contents of the Proposition and any sample ballot prepared for the Proposition, not later than the twenty-first (21st) day prior to the date set for the Election through Election Day. Additionally, on Election Day and during early voting by personal appearance, this Order and the Voter Information Document shall be posted in a prominent location at each polling place. Notice of the Election shall also be provided to the county clerk and voter registrar of Hutchinson not later than the 60th day before the Election Day; which notice the County is hereby authorized and directed to post to its website not later than the twenty-first (21st) day prior to the date set for the Election.

Section 10. Conduct of Election. The Election shall be held in accordance with the Code, except as modified by the Texas Education Code, the Texas Government Code, and the Federal Voting Rights Act of 1965, as amended, including particularly Chapter 272 of the Code pertaining to bilingual requirements. The website for the District can be found at pspcisd.net.

Section 11. Additional Information Required by Section 3.009 of the Election Code.

(a) District's Outstanding Debt. As of the effective date of this Order, the District's aggregate principal amount of outstanding of tax-supported debt was \$3,335,000 and the aggregate amount of outstanding interest on such tax-supported debt was \$50,025. The District's outstanding debt will be paid in full upon payment of debt service on February 15, 2023. The District's total ad valorem tax rate for the 2022-2023 fiscal year is \$1.2727, which is comprised of a maintenance and operations tax rate component of \$0.9944 per \$100 of taxable assessed valuation and a debt service tax rate of \$0.2783 per \$100 of assessed valuation. The District's taxable assessed valuation for calendar year 2022, as of the date that the current tax rate was established, was \$1,279,429,063.

(b) Issuance of New Debt. The District intends to issue the bonds authorized by the Proposition over a period of years in a manner and in accordance with a schedule to be determined by the Board based upon a number of factors, including, but not limited to, the then current needs of the District, demographic changes, prevailing market conditions, assessed valuations of property in the District and management of the District's short-term and long-term interest rate exposure. Market conditions, demographics and assessed valuations of property vary based upon a number of factors beyond the District's control and the use of variable rate debt involves periodic adjustments in interest rates that vary based on market conditions and contractual obligations. Therefore, the District cannot and does not guarantee a particular interest rate or tax rate associated with the bonds authorized by the Proposition. As such, the information contained in this paragraph is provided solely for illustrative purposes and does not establish any limitations or restrictions or create a contract with the voters. The District estimates that, based on the District's current taxable assessed valuation, current market conditions and estimated future growth in the District's taxable assessed valuation, if all of the bonds authorized by the Proposition were issued in accordance with the District's current project finance plan, the maximum interest rate on the bonds is not expected to exceed 5.00%.

(c) Additional Information. The additional information required by Section 3.009 of the Code is located in Sections 2 and 3 of this Order.

Section 12. Voter Information Document. The Board hereby approves a voter information document for each Proposition (collectively, the "Voter Information Documents"), in substantially the forms presented to the Board, with such changes as may be approved by the President of the Board, the Superintendent of the District, or their designee, acting on behalf of the Board, in consultation with the District's general counsel, bond counsel, and financial advisor, as prescribed by Section 1251.052(b), Texas Government Code.

The President of the Board, the Superintendent of the District, or their designee, acting on behalf of the Board, is further authorized and directed to post or provide for the posting of the Voter Information Documents in the manner provided under Section 9 of this Order, and

additionally on the District's website in an easily accessible manner beginning not later than the twenty-first (21st) day before the date set for the Election and ending on the day after Election Day.

Section 13. Internet Posting. Notice of the Election shall be posted to the District's internet website not later than the 21st day before the election, in compliance with Section 4.009, Texas Election Code, as amended.

Section 14. Election with Municipality. In the event the District is required to hold a joint election with the City of Stinnett, the Superintendent is authorized to make whatever changes to this ordinance, the election locations and voting times as may be necessary to accommodate a joint election.

Section 15. Necessary Actions. The President of the Board, the Superintendent of the District, or their designee, acting on behalf of the Board, in consultation with the District's General Counsel and bond counsel, is hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code and the Federal Voting Rights Act in carrying out and conducting the Election, whether or not expressly authorized herein, including making changes or additions to polling places or procedures to the extent required or desirable as determined by the Election Official or as may become necessary due to circumstances arising after the date of this Order.

Section 16. Findings and Determinations. The Board finds and determines that the facilities and equipment to be acquired, constructed, renovated or equipped pursuant to Proposition A are predominately for required classroom instruction and essential administrative operations for faculty and staff, stadiums with seating capacity for less than 1,000 spectators, gymnasiums, playgrounds or play areas, equipment used for school security purposes, and/or technology infrastructure integral to the construction of a facility.

Section 17. Severability. If any provision, section, subsection, sentence, clause or phrase of this Order, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Order nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the Board in adopting this Order that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Order are declared to be severable for that purpose.

Section 18. Effective Date. This Order shall take effect immediately upon its approval.

PASSED AND APPROVED this 16 day of February, 2023.

By: Tammy Hamby
Name: Tammy Hamby
Title: President, Board of Trustees,
Plemons-Stinnett-Phillips CISD

ATTEST:

By: Katie Kight
Name: Katie Kight
Title: Secretary, Board of Trustees
Plemons-Stinnett-Phillips CISD

[SEAL]

EXHIBIT A

ELECTION DAY MAY 6, 2023 7 AM TO 7 PM

District Precincts 21
District Precincts 31
District Precincts 41

Plemons Stinnett Phillips CISD
School Commons
600 S. Stewart Ave.
Stinnett, Texas 79083

Presiding Judge
Alternate Judge
Spanish Interpreter

Pam Shaw
Wendy Tucker
Meliza Diaz

EXHIBIT B

Early Voting

**EARLY VOTING LOCATIONS
PLEMONS STINNETT PHILLIPS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT**

Early Voting Dates

Times

April 24-28 Monday through Friday

7:30 AM – 5:00 PM

May 1-2 Monday through Tuesday

7:30 AM – 5:00 PM

CLOSED SATURDAY & SUNDAY

Applications for ballot by mail shall be mailed to:

Kelly Ratliff, County Clerk
P.O. Box 1186
515 S. Main Street Suite 211
Stinnett, Texas 79083-1186

Phone: 806-878-4002

Fax: 806-878-3497

email: County Clerks Office