

NOTICE OF ELECTION

THE STATE OF TEXAS §
EVADALE INDEPENDENT §
SCHOOL DISTRICT §

TO THE RESIDENT QUALIFIED ELECTORS OF THE EVADALE INDEPENDENT SCHOOL DISTRICT:

TAKE NOTICE that an election will be held in the Evadale Independent School District, on the 4th day of May, 2024, in accordance with an Order adopted by the Board of Trustees which is a part of this notice for all purposes and reads substantially as follows:

**AN ORDER CALLING A BOND ELECTION TO BE HELD BY THE
EVADALE INDEPENDENT SCHOOL DISTRICT, MAKING PROVISION FOR
THE CONDUCT OF THE ELECTION, AND RESOLVING OTHER MATTERS
INCIDENT AND RELATED TO SUCH ELECTION**

STATE OF TEXAS §
COUNTY OF JASPER §
EVADALE INDEPENDENT §
SCHOOL DISTRICT §

WHEREAS, the Board of Trustees (the “Board”) of the EVADALE INDEPENDENT SCHOOL DISTRICT (the “District”), located in Jasper County, Texas (the County), hereby finds and determines that a special election should be held to determine whether the District shall be authorized to issue bonds of the District in the amount and for the purposes hereinafter identified (the “Election”); and

WHEREAS, the District will enter into an election services contract (the “Contract”) with the County, by and through its County Clerk (the “County Clerk”) in accordance with the provisions of Subchapter D of Chapter 31, as amended, Texas Election Code, or other applicable law, pursuant to which the County will assist with certain aspects of the Election on the District's behalf; and

WHEREAS, the Board hereby finds and determines that the necessity to construct various capital improvements within the District necessitates that it is in the public interest to call and hold the Election at the earliest possible date to authorize the issuance of general obligation bonds for the purposes hereinafter identified; and

WHEREAS, the Board hereby finds and determines that the actions hereinbefore described are in the best interests of the residents of the District;

WHEREAS, the meeting of this Board of Trustees at which this Order was adopted was open to the public and public notice of the date, time, place and purpose of said meeting was given, all as required by Chapter 551 of the Texas Government Code.

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

SECTION 1: The Election shall be held in the EVADALE INDEPENDENT SCHOOL DISTRICT on the 4th day of May, 2024 (“Election Day”), which is a uniform election date under the Texas Election Code, as amended, for the conduct of a special election and is 78 or more days from the date of the adoption of this order (the “Order”), for the purpose of submitting the following proposition to the qualified voters of the District:

EVADALE INDEPENDENT SCHOOL DISTRICT
(entity ordering the election)

PROPOSITION A

"Shall the Board of Trustees of the Evadale Independent School District be authorized to issue and sell bonds of the District, in one or more series, in the aggregate principal amount not to exceed \$24,000,000, for the purpose of paying for and financing the construction and equipping of school buildings in the District, for renovating, improving, expanding, upgrading, making additions to, rehabilitating and equipping existing school buildings in the District and for purchasing new school buses, with the school building projects to include in such order of priority as determined by the Board of Trustees of the District, to-wit:

expansion of the Elementary School and High School; renovations of the existing Media Center for Middle School classroom space; renovations to the existing Elementary and PE gymnasiums; renovations to the existing band hall; renovations to the existing dining room with a kitchen expansion; construct throughout the District additional safety and security upgrades;

and with any remaining surplus funds, if any, to be used for contingency and for the construction of school buildings and for renovation, additions to, improving and equipping of any other existing school buildings, school facilities and any school campus grounds in the District; which bonds may be issued in various series or issues, may be sold at any price or prices, shall mature serially or otherwise and bear interest at such rate or rates (fixed, variable, floating, adjustable or otherwise) as shall be determined by the Board of Trustees of the District within its discretion at the time of issuance, but not to exceed the maximum maturity dates and interest rates now or hereafter authorized by 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 as they become due, all as authorized by the Constitution and the laws of the State of Texas?"

SECTION 2: At least 79 days prior to the scheduled Election Day, or as soon thereafter as is reasonably practicable, the President, Board of Trustees, the Superintendent of Schools, or the respective designees thereof, will appoint the Presiding Judge, Alternate Presiding Judges, Election Clerks, and all other election officials for the Election, together with any other

necessary changes to election practices and procedures and can correct, modify, or change this Order, to the extent permitted by applicable law.

A. The Presiding Judge shall appoint not less than two resident qualified voters of the District to act as clerks in order to properly conduct the Election. To the extent required by the Texas Election Code, as amended, or other applicable law, the appointment of these clerks must include a person fluent in the Spanish language to serve as a clerk to render oral aid in the Spanish language to any voter desiring such aid at the polls on Election Day. If the Presiding Judge appointed actually serves, the Alternate Presiding Judge shall serve as one of the clerks. In the absence of the Presiding Judge, the Alternate Presiding Judge shall perform the duties of the Presiding Judge of the election precinct.

B. Early voting in the election by personal appearance shall occur on each weekday from April 22, 2024, through April 30, 2024, which is not an official state holiday. The clerk for early voting shall be Amanda Gravis. Early voting by personal appearance shall be conducted at the Evadale ISD Administration Building, 908 FM 105 South, Evadale, Jasper County, Texas 77615, which is the **main early voting polling place**, from 8:00 a.m. until 4:00 p.m. daily. The early clerk's mailing address to which ballot applications and ballots to be voted by mail may be sent is P.O. Box 497, Evadale, Texas 77615. Election Day voting held on May 4, 2024 from 7:00 a.m. to 7:00 p.m. will be conducted at the Evadale ISD Administration Building, 908 FM 105 South, Evadale, Jasper County, Texas 77615. **The District is established as one election precinct for holding the Election.**

Additionally, permanent and/or temporary branch offices for early voting by personal appearance may be established and maintained in accordance with the Texas Election Code. In the event such permanent and/or temporary branch locations are established, information regarding the locations, dates, and hours of operation for early voting at these offices shall be determined by the County Clerk.

For the use of those voters who are entitled by law to vote early by mail, the early voting clerks shall provide each voter with a ballot with instructions to mark the ballot indicating his or her vote "FOR" or "AGAINST" the Proposition.

An Early Voting Ballot Board is hereby established for the purpose of processing early voting results. The individuals named or designated as the Presiding Judge and Alternate Presiding Judge are hereby appointed the Presiding Judge and Alternate Presiding Judge of the Early Voting Ballot Board. The Presiding Judge shall appoint not less than one (1) resident qualified voters of the District to serve as members of the Early Voting Ballot Board.

SECTION 3: The Election shall be conducted on Election Day by the use of paper ballots with the County's ES&S voting system. Paper ballots also shall be used for early voting by personal appearance. Pursuant to §61.012, as amended, Texas Election Code, the District shall provide at least one accessible voting system in each polling place used in the Election. Such voting system shall comply with Texas and federal laws establishing the requirement for voting systems that permit voters with physical disabilities to cast a secret ballot. Any legally permissible voting method may be used for early voting and Election Day voting by personal appearance. Certain early voting may be conducted by mail.

SECTION 4: The District shall also utilize a Central Counting Station (the "Station") as provided by §127.001, *et seq.*, as amended, Texas Election Code. The County Clerk, or the designee thereof, is hereby appointed as the Manager of the Station, who will establish a written plan for the orderly operation of the Station in accordance with the provisions of the Texas Election Code. The Board hereby authorizes the County Clerk, or the designee thereof, to appoint the Presiding Judge of the Station, the Tabulation Supervisor, and the Programmer for the Station and may appoint Station clerks as needed or desirable. The County Clerk will publish (or cause to be published) notice and conduct testing on the automatic tabulation equipment relating to the Station and conduct instruction for the officials and clerks for the Station in accordance with the provisions of the Texas Election Code.

SECTION 5: The official ballot shall be prepared in accordance with the provisions of the Texas Election Code, as amended, so as to permit voters to vote "FOR" or "AGAINST" the aforesaid proposition which shall appear on the ballot substantially as follows:

EVADALE INDEPENDENT SCHOOL DISTRICT
PROPOSITION A

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| FOR | () | "THE ISSUANCE OF \$24,000,000 OF EVADALE INDEPENDENT SCHOOL DISTRICT BONDS AND LEVYING THE TAX IN PAYMENT THEREOF TO PAY FOR AND FINANCE THE CONSTRUCTION AND |
| AGAINST | () | RENOVATION, UPGRADES, EXPANSION AND EQUIPPING OF THE ELEMENTARY SCHOOL AND HIGH SCHOOL; RENOVATIONS TO THE EXISTING MEDIA CENTER FOR MIDDLE SCHOOL CLASSROOM SPACE; RENOVATIONS TO THE EXISTING ELEMENTARY AND PE GYMNASIUMS; RENOVATIONS TO THE EXISTING BAND HALL; RENOVATIONS TO THE EXISTING DINING ROOM WITH A KITCHEN EXPANSION; CONSTRUCT THROUGHOUT THE DISTRICT ADDITIONAL SAFETY AND SECURITY UPGRADES; PURCHASE OF NEW SCHOOL BUSES. THIS IS A PROPERTY TAX INCREASE." |

SECTION 6: All resident, qualified voters of the District shall be permitted to vote at the Election, and on Election Day, such voters shall vote at the designated polling place. The Election shall be held and conducted in accordance with the provisions of the Texas Election Code, as amended, except as modified by the provisions of the Texas Education Code, as amended, and as may be required by state or federal law. To the extent required by law, all election materials and proceedings relating to the Election shall be printed in both English and Spanish. The Board hereby finds that holding the Election on such date and for such purpose is in the public interest.

SECTION 7: A substantial copy of this Order shall serve as proper notice of the Election. This notice, including a Spanish translation thereof, shall be published at least one time in a newspaper of general circulation in the District, with such publication occurring not more than 30 days and not less than 10 days before Election Day. Additionally, this notice, including a Spanish translation thereof, shall be posted (i) on the bulletin board used for posting

notices of Board meetings not later than 21 days prior to Election Day, (ii) in three public places within the District's boundaries not later than 21 days prior to Election Day, and (iii) in a prominent location at each polling place on Election Day and during early voting. In addition, during the 21 days prior to Election Day, the District shall, in a prominent manner, maintain such notice on its Internet website. The Secretary of the Board is hereby further directed to provide notice of the election to Jasper County so that the Jasper County Clerk will post notice of the election on the County's internet website and at each polling place location pursuant to House Bill 933, Act of May 23, 2019, 86th Leg., R.S. (amending §4.003(b), Election Code). 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 8: As required by and in accordance with §3.009(b)(5) and (7) through (9) of the Texas Election Code, the District, as of its fiscal year beginning September 1, 2024, had outstanding an aggregate principal amount of debt equal to \$381,861.90; the aggregate amount of the interest owed on such District debt obligations, through respective maturity, totaled \$108,138.10; and the District levied an ad valorem debt service tax rate for its outstanding debt obligations of \$0.1501 per \$100 of taxable assessed valuation. Based on the bond market conditions on the date of the Board's adoption of this Order, the maximum interest rate for any series of bonds authorized at the Election is 4.50% (expressed as a net effective interest rate applicable to any such series of bonds). The bonds that are the subject of this Election shall mature serially or otherwise over a specified number of years (but not more than 40 years from their date), as prescribed by applicable Texas law, though the District estimates that, based on current bond market conditions, such bonds will amortize over a 30-year period from their respective date of issue. The foregoing estimated maximum net effective interest rate and amortization period are only estimates, provided for Texas statutory compliance; they do not serve as a cap on the per annum interest rate at which any series of bonds authorized at the Election may be sold, or the amortization period for bonds that are the subject of this Election.

SECTION 9: The Board authorizes the President, Board of Trustees, the Superintendent of Schools, or the respective designee of either of such parties, to negotiate and enter into one or more joint election agreements, election services contracts, and/or similar contracts or agreements with the County, acting by and through the County Clerk, as permitted and in accordance with the provisions of the Texas Election Code, as amended. In addition, the Board authorizes the President, Board of Trustees, the Superintendent of Schools, or the respective designee of either of such parties to make such technical modifications to this Order that are necessary for compliance with applicable Texas or federal law or to carry out the intent of the Board, as evidenced herein. By incorporating all essential terms necessary for a joint election agreement, this Order is intended to satisfy §271.002(d) of the Texas Election Code, as amended, without further action of the Board of Trustees.

SECTION 10: The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Order for all purposes and are adopted as a part of the judgment and findings of fact by the Board.

SECTION 11: All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters ordered herein.

SECTION 12: This Order shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 13: It is officially found, determined, and declared that the meeting at which this Order is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Order, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 14: If any provision of this Order or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Order and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Board hereby declares that this Order would have been enacted without such invalid provision.

SECTION 15: This Order shall be in force and effect from and after its final passage, and it is so ordered.

PASSED AND APPROVED this the 12th day of February, 2024.

Evadale Independent School District