

**ORDER CALLING SCHOOL BUILDING BOND ELECTION**

STATE OF TEXAS §  
COUNTY OF HOUSTON §  
LATEXO INDEPENDENT SCHOOL DISTRICT §

WHEREAS, the Latexo Independent School District (the “District”) is a political subdivision of the State of Texas (the “State”) and on February 13, 2020, the Board of Trustees of the District (the “Board”) approved an Order Calling School Building Bond Election (the “Original Order”) to be held within the boundaries of the District on May 2, 2020; and

WHEREAS, on March 13, 2020, the Governor of the State, Greg Abbott (the “Governor”) certified that the novel coronavirus (COVID-19) poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014 of the Texas Government Code, declared a state of disaster for all counties in Texas; and

WHEREAS, pursuant to Section 418.016, Texas Government Code, the Governor issued a proclamation on March 18, 2020 suspending certain provisions of the Texas Election Code to allow all local political subdivisions that were utilizing the May 2, 2020 uniform election date to postpone their election to the November 3, 2020 uniform election date; and

WHEREAS, the Board approved an Order Declaring Postponement of the May 2, 2020 Election on March 30, 2020; and

WHEREAS, pursuant to the Original Order, the District has the power to issue bonds; and

WHEREAS, the Board has determined that it is necessary and appropriate to call and conduct an election on the November 3, 2020 uniform election date to obtain voter authorization for the issuance of such bonds; and

WHEREAS, the District may enter into one or more election agreements (the “Election Agreements”) with Houston County, Texas (the “County”), by and through the County’s Elections Administrator (the “Administrator”) and possibly other political subdivisions (the “Participants”), in accordance with the laws of the State of Texas (the “State”) and applicable federal law.

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

Section 1. Call of Election; Date; Eligible Electors; and Hours. An election (the “Election”) shall be held on Tuesday, November 3, 2020 (“Election Day”), which is seventy-eight (78) or more days from the date of the adoption of this order (the “Election Order”), within and throughout the territory of the District at which all resident, qualified electors of the District shall be entitled to vote. The Board hereby finds that holding the Election on such date is in the public interest. The hours during which the polling places are to be open on Election Day shall be from 7:00 a.m. to 7:00 p.m.

Section 2. Voting Precincts; Polling Places; Election Officers. Except as otherwise provided herein, the Election Day precincts established, if any, for the purpose of holding the

Election and the polling places designated for the Election precincts shall be as shown in **Exhibit A** to this Election Order. The precinct judges and alternate judges for the Election shall be appointed in accordance with the Texas Election Code (the "Election Code").

In the event that the Superintendent, or his designee, shall determine from time to time that (a) a polling place hereafter designated shall become unavailable or unsuitable for such use, or it would be in the District's best interests to relocate such polling place, or (b) a presiding judge or alternate presiding judge hereafter designated shall become unqualified or unavailable, the Superintendent, or his designee, is hereby authorized to designate and appoint in writing a substitute polling place, presiding judge or alternate presiding judge, and correct or modify the exhibits to this Election Order, giving such notice as is required by the Election Code and as deemed sufficient.

Section 3. Proposition. At the Election there shall be submitted to the resident, qualified electors of the District the following proposition (the "Proposition"):

**LATEXO INDEPENDENT SCHOOL DISTRICT PROPOSITION A**

SHALL THE BOARD OF TRUSTEES (THE "BOARD") OF THE LATEXO INDEPENDENT SCHOOL DISTRICT (THE "DISTRICT") BE AUTHORIZED TO ISSUE BONDS OF THE DISTRICT, IN ONE OR MORE SERIES OR INSTALLMENTS, IN AN AGGREGATE AMOUNT NOT TO EXCEED \$5,000,000 FOR THE CONSTRUCTION, ACQUISITION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT (INCLUDING, BUT NOT LIMITED TO, THE REHABILITATION, RENOVATION, EXPANSION AND/OR IMPROVEMENT OF SCHOOL BUILDINGS IN THE DISTRICT, THE ACQUISITION AND UPDATE OF TECHNOLOGY EQUIPMENT TO BE USED FOR SCHOOL SECURITY PURPOSES, AND THE ACQUISITION AND UPDATE OF TECHNOLOGY INFRASTRUCTURE INTEGRAL TO THE CONSTRUCTION OF A FACILITY), THE PURCHASE OF THE NECESSARY SITES FOR SCHOOL BUILDINGS, AND THE PURCHASE OF NEW SCHOOL BUSES, WHICH BONDS SHALL MATURE, BEAR INTEREST AND BE ISSUED AND SOLD IN ACCORDANCE WITH LAW AT THE TIME OF ISSUANCE; AND SHALL THE BOARD BE AUTHORIZED TO LEVY, IMPOSE 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 COSTS OF ANY CREDIT AGREEMENTS (INCLUDING CREDIT AGREEMENTS EXECUTED OR AUTHORIZED IN ANTICIPATION OF, IN RELATION TO, OR IN CONNECTION WITH THE BONDS), ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS AND THE UNITED STATES OF AMERICA?

Section 4. Ballots. The ballots shall conform to the requirements of the Election Code and shall have written or printed thereon the following:

**OFFICIAL BALLOT**

**LATEXO INDEPENDENT SCHOOL DISTRICT PROPOSITION A**

<input type="checkbox"/> FOR	)	THE ISSUANCE OF \$5,000,000 BONDS FOR THE CONSTRUCTION, ACQUISITION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT (INCLUDING, BUT NOT LIMITED TO, THE REHABILITATION, RENOVATION, EXPANSION AND/OR IMPROVEMENT OF SCHOOL BUILDINGS IN THE DISTRICT, THE ACQUISITION AND UPDATE OF TECHNOLOGY EQUIPMENT TO BE USED FOR SCHOOL SECURITY PURPOSES, AND THE ACQUISITION AND UPDATE OF TECHNOLOGY INFRASTRUCTURE INTEGRAL TO THE CONSTRUCTION OF A FACILITY), THE PURCHASE OF THE NECESSARY SITES FOR SCHOOL BUILDINGS, AND THE PURCHASE OF NEW SCHOOL BUSES, AND LEVYING AND IMPOSITION OF TAXES SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND THE COSTS OF ANY CREDIT AGREEMENTS. REQUIRED STATEMENT FOR ALL SCHOOL DISTRICT BOND PROPOSITIONS PURSUANT TO SECTION 45.003, TEXAS EDUCATION CODE: THIS IS A PROPERTY TAX INCREASE.
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<input type="checkbox"/> AGAINST	)	

**Section 5. Voter Registration.** The voter registration deadline for the November Election is Monday, October 5, 2020.

**Section 6. Voting.** Electronic voting machines may be used in holding and conducting the Election on Election Day; provided, however, in the event the use of such electronic voting machines is not practicable, the Election may be conducted on Election Day by the use of paper ballots (except as otherwise provided in this section). Electronic voting machines or paper ballots may be used for early voting by personal appearance (except as otherwise provided in this section). As and if required by the 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. As and if permitted by the Election Code, paper ballots may be used for early voting by mail.

Each voter desiring to vote in favor of the Proposition shall mark the ballot indicating "FOR" such Proposition, and each voter desiring to vote against the Proposition shall mark the ballot indicating "AGAINST" such Proposition. Voting shall be in accordance with the Election Code.

Section 7. Early Voting. The Board hereby appoints the Administrator as the regular early voting clerk for the District. Early voting, both by personal appearance and by mail, will be conducted in accordance with the Election Code.

Early voting by personal appearance shall be conducted at the locations, on the dates and at the times as shown in Exhibit B. Early voting by personal appearance shall begin on Tuesday, October 13, 2020 and end on Friday, October 30, 2020.

For the use of those voters who are entitled by law to vote early by mail, the early voting clerk shall provide each voter with a ballot with instructions to mark the ballot indicating his or her vote “FOR” or “AGAINST” the Proposition. The mailing address to which ballot applications and ballots voted by mail may be sent is as follows: Cynthia Lum, Houston County Elections Administrator, 401 East Goliad Avenue, Crockett, Texas 75835.

The Administrator is hereby authorized and directed to designate the early voting ballot board and other officers required to conduct early voting for the Election.

Section 8. Applications for a ballot by mail (“ABBM”). All ABBMs submitted for the May Election by voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the Election. ABBMs that were submitted for the May Election by voters based on expected absence from the county are not valid for the Election. The deadline to submit an ABBM is Friday, October 23, 2020.

Section 9. Conduct of Election. The Election shall be conducted by election officers, including the precinct judges and alternate judges or clerks appointed by the Board, in accordance with the Election Agreements, the Education Code, the Election Code and the Constitution and laws of the State and the United States of America. The President of the Board, the Superintendent, and their respective designees, are authorized to enter into, execute and deliver one or more Election Agreements, in accordance with applicable provisions of the Election Code. The terms and provisions of each Election Agreement are hereby incorporated into this Election Order. To the extent of any conflict between this Election Order and an Election Agreement, the terms and provisions of the Election Agreement shall prevail, and the President of the Board, the Superintendent, and their respective designees, are authorized to make such corrections, changes, revisions and modifications to this Election Order, including the exhibits hereto, as are deemed necessary or appropriate to conform to the Election Agreement, to comply with applicable state and federal law and to carry out the intent of the Board, as evidenced by this Election Order. The Administrator shall be responsible for establishing the central counting station for the ballots cast in the Election and appointing the personnel necessary for such station.

Section 10. 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 11. Delivery of Voted Ballots; Counting; Tabulation; Canvassing of Returns; Declaring Results. The ballots shall be counted by one or more teams of election officers assigned by the presiding judges, each team to consist of two or more election officers. After completion

of his responsibilities under the Election Code, including the counting of the voted ballots and the tabulation of the results, the presiding judge shall make a written return of the Election results to the District in accordance with the Election Code. The Board shall canvass the returns and declare the results of the Election.

If a majority of the resident, qualified electors of the District voting at the Election, including those voting early, shall vote in favor of the Proposition, then the issuance and sale of the bonds described in such Proposition shall be authorized in the maximum amount contained therein, and the bonds shall be issued and sold at the price or prices and in such denominations determined by the Board to be in the District's best interest.

Section 12. Training of Election Officials. Pursuant to the Election Code, a public school of instruction for all election officers and clerks may be held as arranged or contracted by the Administrator.

Section 13. Notice of Election. Notice of the Election, stating in substance the contents of this Election Order, shall be published one time in the English and Spanish languages, in a newspaper published within the District's territory or, if none is published in the District's territory, in a newspaper of general circulation in the District's territory, at least ten (10) days and no more than thirty (30) days prior to Election Day. Notice of the Election shall also be given by posting a substantial copy of this Election Order, in both English and Spanish, (i) on Election Day and, during early voting by personal appearance, in a prominent location at each polling place, (ii) not later than the twenty-first (21st) day before Election Day, in three (3) public places within the boundaries of the District, and (iii) if required by Section 4.003, Election Code, not later than the twenty-first (21st) day before Election Day, on the bulletin board used for posting notices of meetings of the Board. In addition, this Election Order (together with the notice of Election, the contents of the Proposition, and any sample ballot prepared for the Election) shall be posted on the District's website, in both English and Spanish, during the twenty-one (21) days before the Election. A voter information document, in the form attached hereto as Exhibit C, shall also be posted in the same manner described in the two immediately preceding sentences, except that such document need not be posted on the bulletin board used for posting notices of meetings of the Board.

Section 14. Notice of Meeting. The Board officially finds, determines, recites and declares that written notice of the date, hour, place and subject of the meeting at which this Election Order is adopted was posted on a bulletin board located at a place convenient to the public at the District's administrative offices for a least seventy-two (72) hours preceding the scheduled time of the meeting; that a telephonic or telegraphic notice of such meeting was given to all news media who have consented to pay any and all expenses incurred by the District in connection with providing such notice, both as required by the Open Meetings Law, Chapter 551, Texas Government Code, as amended; and that such meeting was open to the public as required by law at all times during which this Election Order and the subject matter thereof was discussed, considered and formally acted upon.

Section 15. Mandatory Statement of Information.

(a) Pursuant to Section 3.009, Election Code: (i) the proposition language that will appear on the ballot is set forth in Section 4 of this Election Order, (ii) the purposes for which the bonds are to be authorized are set forth in Section 3 of this Election Order, (iii) the principal amount of bonds to be authorized is set forth in Section 3 of this Election Order, (iv) if the issuance of bonds is authorized by voters, taxes sufficient, without limit as to rate or amount, to pay the principal of and interest on the bonds and the costs of any credit agreements may be imposed, as set forth in Section 3 of this Election Order, (v) bonds authorized pursuant to this Election Order may be issued to mature over a number of years not to exceed the maximum number of years authorized by law and bearing interest at the rate or rates (not to exceed the maximum rate now or hereafter authorized by law), as authorized by law and determined by the Board, (vi) as of the date of the adoption of this Election Order, the aggregate amount of outstanding principal of the District's debt obligations is \$194,750.50, and the aggregate amount of outstanding interest on the District's debt obligations is \$50,249.50, and (vii) the District's ad valorem debt service tax rate as of the date of adoption of this Election Order is \$0.1590 per \$100 valuation of taxable property.

(b) Based upon market conditions as of the date of this Election Order, the maximum net effective interest rate for any series of the bonds is estimated to be 4.25%. 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. In addition, the estimate contained in this subsection (b) is (i) based on certain assumptions (including assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the District's financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections, (iii) provided solely in satisfaction of the requirements of Section 3.009, Election Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to and does not give rise to a contract with voters or limit the authority of the Board to issue bonds in accordance with the Proposition submitted by this Election Order.

Section 16. Authority of the Superintendent. The Superintendent shall have the authority to take, or cause to be taken, all reasonable or necessary actions to ensure that the Election is fairly held and returns properly counted and tabulated for canvass by the Board, which actions are hereby ratified and confirmed. Without limiting the generality of the immediately preceding sentence, the Superintendent and his designees are hereby authorized to complete and update, as necessary, **Exhibits A** and **B** hereto with polling location and other information upon the availability of such information.

Section 17. Authorization to Execute. The President or Vice President of the Board is authorized to execute and the Secretary of the Board is authorized to attest this Election Order on behalf of the Board; and the President or Vice President of the Board is authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

Section 18. Effective Date. This Election Order is effective immediately upon its passage and approval.

PASSED AND APPROVED JULY 9, 2020.

  
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President, Board of Trustees

ATTEST:

  
\_\_\_\_\_  
Secretary, Board of Trustees

(SEAL)



**EXHIBIT A**

**ELECTION DAY POLLING LOCATIONS**

**Hours: 7:00 a.m. – 7:00 p.m.**

<b>Precinct</b>	<b>Location</b>	<b>Address</b>	<b>City/State</b>
1	Crockett Fire Station	2 N. 6 <sup>th</sup> Street	Crockett, TX
2	Grace Lutheran Church/Fellowship Hall	925 W. Loop 304	Crockett, TX
5	First United Methodist Church	3913 U.S. Hwy 287 N.	Grapeland, TX
14	Wilcox Community Center	350 FM 2663	Latexo, TX
16	San Pedro Baptist Church	10733 FM 2022 N.	Grapeland, TX
22	Porter Springs Fellowship & Outreach Center	3656 FM 132 @ CR 3095	Crockett, TX



**EXHIBIT B**

**EARLY VOTING POLLING LOCATIONS AND TIMES**

**Houston County Senior Citizen Center**  
716 S. Wells  
Crockett, TX 75835

**Tuesday, October 13, 2020 through Saturday, October 17, 2020**  
Hours: 8:00 a.m. – 4:30 p.m.

**Monday, October 19, 2020 through Saturday, October 24, 2020**  
Hours: 8:00 a.m. – 4:30 p.m.

**Monday, October 26, 2020 through Friday, October 30, 2020**  
Hours: 8:00 a.m. – 4:30 p.m.

**EXHIBIT C**

**VOTER INFORMATION DOCUMENT**

**LATEXO INDEPENDENT SCHOOL DISTRICT PROPOSITION A**

- FOR            ) THE ISSUANCE OF \$5,000,000 BONDS FOR THE  
                      ) CONSTRUCTION, ACQUISITION AND EQUIPMENT  
                      ) OF SCHOOL BUILDINGS IN THE DISTRICT  
                      ) (INCLUDING, BUT NOT LIMITED TO, THE  
                      ) REHABILITATION, RENOVATION, EXPANSION  
                      ) AND/OR IMPROVEMENT OF SCHOOL BUILDINGS IN  
                      ) THE DISTRICT, THE ACQUISITION AND UPDATE OF  
                      ) TECHNOLOGY EQUIPMENT TO BE USED FOR  
                      ) SCHOOL SECURITY PURPOSES, AND THE  
                      ) ACQUISITION AND UPDATE OF TECHNOLOGY  
                      ) INFRASTRUCTURE INTEGRAL TO THE  
                      ) CONSTRUCTION OF A FACILITY), THE PURCHASE  
                      ) OF THE NECESSARY SITES FOR SCHOOL  
                      ) BUILDINGS, AND THE PURCHASE OF NEW SCHOOL  
                      ) BUSES, AND LEVYING AND IMPOSITION OF TAXES  
                      ) SUFFICIENT TO PAY THE PRINCIPAL OF AND  
                      ) INTEREST ON THE BONDS AND THE COSTS OF ANY  
                      ) CREDIT AGREEMENTS. REQUIRED STATEMENT  
                      ) FOR ALL SCHOOL DISTRICT BOND PROPOSITIONS  
                      ) PURSUANT TO SECTION 45.003, TEXAS EDUCATION  
 AGAINST    ) CODE: THIS IS A PROPERTY TAX INCREASE.

1. Principal of the debt obligations to be authorized	<b>\$5,000,000</b>
2. Estimated interest for the debt obligations to be authorized	<b>\$2,779,416.67</b>
3. Estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized	<b>\$7,779,416.67</b>
4. As of the date of the adoption of the District's Election Order, the aggregate amount of outstanding principal of the District's outstanding debt obligations	<b>\$194,750.50</b>
5. As of the date of the adoption of the District's Election Order, the aggregate amount of outstanding interest on the District's outstanding debt obligations	<b>\$50,249.50</b>
6. As of the date of the adoption of the District's Election Order, the estimated combined principal and interest on the District's outstanding debt obligations	<b>\$245,000.00</b>
7. Estimated maximum annual increase in the amount of taxes that would be imposed on a residence homestead in the District with an appraised value of \$100,000 to repay the debt obligations to be authorized, if approved, based upon assumptions made by the governing body of the District	<b>N/A. The District does not currently project an annual tax increase.</b>

8. Other information that the District considers relevant or necessary to explain the information	<b>See below assumptions.</b>
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**Major Assumptions for Statement 7 Above:**

(1) Assumed amortization of the District’s debt obligations, including outstanding debt obligations and the proposed debt obligations:

Date	Principal	Interest	Total P+I
08/15/2020	-	-	-
08/15/2021	194,750.50	50,249.50	245,000.00
08/15/2022	130,000.00	179,166.67	309,166.67
08/15/2023	130,000.00	182,625.00	312,625.00
08/15/2024	135,000.00	177,750.00	312,750.00
08/15/2025	140,000.00	172,687.50	312,687.50
08/15/2026	145,000.00	167,437.50	312,437.50
08/15/2027	150,000.00	162,000.00	312,000.00
08/15/2028	155,000.00	156,375.00	311,375.00
08/15/2029	160,000.00	150,562.50	310,562.50
08/15/2030	165,000.00	144,562.50	309,562.50
08/15/2031	170,000.00	138,375.00	308,375.00
08/15/2032	180,000.00	132,000.00	312,000.00
08/15/2033	185,000.00	125,250.00	310,250.00
08/15/2034	190,000.00	118,312.50	308,312.50
08/15/2035	200,000.00	111,187.50	311,187.50
08/15/2036	205,000.00	103,687.50	308,687.50
08/15/2037	215,000.00	96,000.00	311,000.00
08/15/2038	225,000.00	87,937.50	312,937.50
08/15/2039	230,000.00	79,500.00	309,500.00
08/15/2040	240,000.00	70,875.00	310,875.00
08/15/2041	250,000.00	61,875.00	311,875.00
08/15/2042	260,000.00	52,500.00	312,500.00
08/15/2043	270,000.00	42,750.00	312,750.00
08/15/2044	280,000.00	32,625.00	312,625.00
08/15/2045	290,000.00	22,125.00	312,125.00
08/15/2046	300,000.00	11,250.00	311,250.00
<b>Total</b>	<b>\$5,194,750.50</b>	<b>\$2,829,666.17</b>	<b>\$8,024,416.67</b>

(2) Assumed changes in estimated future appraised values within the District: None.

(3) Assumed tax collection percentage: 98%.

(4) Assumed a single bond issue that will occur prior to August 15, 2021.

(5) Assumed interest rate on the proposed debt obligations: 3.75%.

(6) Assumes no use of Interest and Sinking Fund balance.

(7) Assumes the availability of the Permanent School Fund Guarantee for each series of the proposed debt obligations.

(8) Assumes no material change in the prevailing market and economic conditions at the times of issuance of the proposed debt obligations.

(9) Assumes the proposed debt obligations are paid on time and in full.

The estimates contained in this voter information document are (i) based on certain assumptions (including assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the District's financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections, (iii) provided solely in satisfaction of the requirements of Section 1251.052, Texas Government Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to and do not give rise to a contract with voters or limit the authority of the District to issue bonds in accordance with the Propositions submitted by the District's Election Order.