

CERTIFICATE FOR ORDER

THE STATE OF TEXAS §
COUNTY OF ANDERSON §

I, the undersigned officer of the Board of Trustees of Elkhart Independent School District, hereby certify as follows:

1. The Board of Trustees of Elkhart Independent School District convened in regular meeting on the 26th day of January 2026, at the regular meeting place thereof, within said District, and the roll was called of the duly constituted officers and members of said Board, to wit:

| | |
|------------------------|--|
| Shane Britton | President and Trustee, Position 6 |
| Tracy Tidrow | Vice President and Trustee, Position 7 |
| Steven Prater | Secretary and Trustee, Position 4 |
| Chad Steely | Trustee, Position 1 |
| Jessica "Niki" Chaffin | Trustee, Position 2 |
| Andrew Bell | Trustee, Position 3 |
| Justin Cunningham | Trustee, Position 5 |

and all of said persons were present, except the following absentee(s): _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting: a written

AN ORDER BY THE BOARD OF TRUSTEES OF THE ELKHART
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

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

✓ _____ Member(s) shown present voted "Aye."
_____ Member(s) shown present voted "No."
_____ Member(s) shown present abstained from voting.

2. A true, full and correct copy of the aforesaid order adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; that said order has been duly recorded in said Board's minutes of said meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said Board's minutes of said meeting pertaining to the adoption of said order; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said Board as indicated therein; that each of the officers and members of said Board was duly and sufficiently notified officially and

personally, in advance, of the date, hour, place and purpose of the aforesaid meeting, and that said order would be introduced and considered for adoption at said meeting, and each of said officers and members consented, in advance, to the holding of said meeting for such purpose; that said meeting was open to the public as required by law; and that public notice of the date, hour, place and subject of said meeting was given as required by the Chapter 551, Texas Government Code.

SIGNED AND SEALED this 26th day of January 26, 2026.

[SEAL]



Secretary, Board of Trustees
Elkhart Independent School District

AN ORDER BY THE BOARD OF TRUSTEES OF THE ELKHART
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
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THERE TO

WHEREAS, the Board of Trustees (the “Board”) of the Elkhart 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, determines and declares 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 ELKHART 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; Proposition. A bond election (the “Election”) shall be held in the District on Saturday, May 2, 2026 (“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 proposition (the “Proposition”) shall be submitted to the qualified voters of the District in accordance with law:

ELKHART ISD – PROPOSITION A

THIS IS A PROPERTY TAX INCREASE.

Shall the Board of Trustees (the “Board”) of Elkhart Independent School District (the “District”) be authorized to issue and sell at any price or prices the bonds of the District in the amount of \$27,500,000 for the construction, acquisition, renovation, and equipment of school buildings in the District, including elementary, intermediate, and middle school facilities,¹ which bonds may be issued in various issues or series, shall mature serially or otherwise not more than 40 years from their date, and shall bear interest at such rate or rates, not to exceed the maximum rate now or hereafter authorized by law, as shall be determined by the Board within the discretion of the Board at the time of issuance; and shall the Board 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 and

¹ For discussion.

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 and said taxes to be levied, pledged, assessed, and collected under the constitution and laws of the State of Texas, including the Texas Education Code?

Section 3. Official Ballot. Voting at the Election, and early voting therefor, shall be by the use of lawfully approved voting systems and ballots.

The preparation of the necessary equipment and the official ballots for the Election shall conform to the requirements of 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:

ELKHART ISD – PROPOSITION A

- ☐ FOR "THIS IS A PROPERTY TAX INCREASE.
- ☐ AGAINST The issuance of \$27,500,000 of bonds for the construction, acquisition, renovation, and equipment of school buildings in the District, including elementary, intermediate, and middle school facilities, and the levying of a tax sufficient to pay the principal of and interest on the bonds and the costs of any credit agreements executed in connection with the bonds."

Section 4. Bilingual Election Materials. All notices, instructions, and ballots pertaining to the Election shall be furnished to voters in English and Spanish in compliance with the Federal Voting Rights Act of 1965, as amended (the "Voting Rights Act"), and the Code, including particularly Chapter 272 of the Code pertaining to bilingual requirements.

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. For purposes of the Election, the District shall have a single precinct, which shall encompass all of the territory within the boundaries of the District. Voting on Election Day shall be conducted between the hours of 7:00 a.m. and 7:00 p.m. at the Election Day polling location described in Exhibit A attached hereto and incorporated herein, or at such other locations as hereafter may be designated by the President of the Board or his designee.

Section 7. Early Voting Locations, Dates, and Times. (a) Rachell Glenn is hereby appointed as the Early Voting Clerk for purposes of this Election (the "Early Voting Clerk"). Judy McGlaun is hereby appointed Presiding Judge of the Early Voting Ballot Board, Ryleigh Glenn is hereby appointed Alternate Judge of the Early Voting Ballot Board, and Rachell Glenn is hereby appointed as member of the Early Voting Ballot Board.

(b) The early voting places for the Election are hereby designated as set forth in Exhibit B, or at such other locations as hereafter may be designated by the President of

the Board or his designee. The President of the Board or his designee is hereby authorized to update Exhibit B to reflect any such locations hereafter designated, and such locations are hereby approved.

(c) Early voting by personal appearance shall be conducted on the days and during the hours set forth in Exhibit B, as may be adjusted by the President of the Board or his designee.

(d) The main early voting polling place for the Election is hereby designated to be the location specified in Exhibit B attached hereto.

(e) The address for the Early Voting Clerk is 301 East Parker St., Elkhart, Texas 75839. The Early Voting Clerk may be reached at: (903) 764-2952, rglenn@elkhartisd.org and www.elkhartisd.org/election-information-home.

(f) Applications for early voting by mail shall be submitted to the Early Voting Clerk by regular mail to 301 East Parker St., Elkhart, Texas 75839, Attn: Rachell Glenn, Early Voting Clerk, or by common or contract carrier to 301 East Parker St., Elkhart, Texas 75839, Attn: Rachell Glenn, Early Voting Clerk.

(g) The Early Voting Clerk is hereby authorized to appoint additional members of the early voting ballot board and the presiding judges and alternate judges for each polling location as needed in accordance with the requirements of the Code. Each of the presiding judges shall be authorized to approve the necessary election clerks to assist in conducting the Election.

(h) The President of the Board or his designee is hereby authorized and directed to make such changes in voting times as may be necessary for the proper conduct of the Election. Voting times may be changed if so directed by the President of the Board or his designee without further action of the District.

Section 8. Joint Election and Election Services. To the extent that the City of Elkhart (the "City") holds an election on Election Day, the District, pursuant to the applicable provisions of the Election Code, currently intends to conduct a joint election with the City and may enter into a joint election agreement (the "Election Agreement") with the City in connection with the Election. The President of the Board or his designee is authorized to amend or supplement any such Election Agreement to the extent required for the Election to be conducted in an efficient and legal manner as determined by the President of the Board or his designee.

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 and the Voter Information Document (as hereinafter defined) in English and Spanish on the bulletin board used for posting notices of meetings of the Board and 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 Anderson County and Houston County (each a "County" and collectively, the "Counties") not later than the 60th day before the Election Day; which notice each 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. Notice of the Election shall be posted to the District's internet website not later than the twenty-first (21st) day before the election, in compliance with Section 4.009, Texas Election Code, as amended. The website for the District can be found at <https://www.elkhartisd.org/>.

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.

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 \$10,341,000 and the aggregate amount of outstanding interest on such tax-supported debt was \$2,915,244.20. The District's total ad valorem tax rate for the current fiscal year was \$0.9911 per \$100 of taxable assessed valuation, which is comprised of a maintenance and operations tax rate component of \$0.7552 per \$100 of taxable assessed valuation and a debt service tax rate of \$0.2359 per \$100 of taxable assessed valuation.

(b) Issuance of New Debt. The District intends to issue the bonds authorized by the Proposition 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, then-current market interest rates, the use of capitalized interest, the availability of other revenue to pay debt service, 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 Proposition A. 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 Proposition A 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 the Proposition (the "Voter Information Document"), in substantially the form presented to the Board, with such changes as may be approved by the President of the Board, the person serving in the capacity of 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, are further authorized and directed to post or provide for the posting of the Voter Information Document as provided herein.

Section 13. Findings and Determinations. The Board finds and determines that all facilities and equipment to be acquired, constructed, renovated, improved or equipped pursuant to Proposition A will be predominantly for required classroom instruction and essential administrative operations for faculty and staff; gymnasiums, playgrounds, or play areas; equipment used for school security purposes; and/or technology infrastructure integral to the construction of a facility.

Section 14. Necessary Actions. The President of the Board, the person serving in the capacity of Superintendent of the District, or their designee, acting on behalf of the Board, in consultation with the District's general counsel and bond counsel, are 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 President of the Board or his designee or as may become necessary due to circumstances arising after the date of this Order.

Section 15. 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 16. Effective Date. This Order shall take effect immediately upon its approval.

[Remainder of page intentionally left blank]

PASSED AND APPROVED this 26th day of January, 2026.

By: Shane Britton

Name: Shane Britton
Title: President, Board of Trustees,
Elkhart ISD

ATTEST:

By: Steven Prater

Name: Steven Prater
Title: Secretary, Board of Trustees
Elkhart ISD

[SEAL]

EXHIBIT B

Early Voting

Applications for Ballot by Mail*

Rachell Glenn, Early Voting Clerk
301 East Parker St., Elkhart, Texas 75839
(903) 764-2952

rglenn@elkhartisd.org

<https://www.elkhartisd.org/election-information-home>

Early Voting Location*

Elkhart ISD Administration Office
301 East Parker St.
Elkhart, Texas 75839

Early Voting Schedule*

| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|---------------|--|--|--|--|--|-----------------|
| | April 20 Early Voting 8am – 5pm | April 21 Early Voting 8am – 5pm | April 22 Early Voting 8am – 5pm | April 23 Early Voting 8am – 7pm | April 24 Early Voting 8am – 5pm | None |
| None | April 27 Early Voting 8am – 5pm | April 28 Early Voting 8am – 5pm | | | | |

* Subject to change. To verify, please go to the District's election information website,
<https://www.elkhartisd.org/election-information-home>.