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Joyce Hudman County Clerk Brazoria County, Texas

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

STATE OF TEXAS	8
COUNTY OF BRAZORIA	8
ALVIN INDEPENDENT SCHOOL DISTRICT	8

WHEREAS, the Board of Trustees (the "Board") of the Alvin Independent School District (the "District") has, among others, the power to issue bonds for the construction, acquisition and equipment of school buildings in the District (including the rehabilitation, renovation, expansion and improvement thereof), the purchase of the necessary sites for school buildings; and

WHEREAS, the Board has determined that it is necessary and convenient to call and conduct an election (the "Election") to obtain voter authorization for the issuance of such bonds; and

WHEREAS, pursuant to Section 31.092, Texas Election Code, as amended, the District has contracted with Brazoria County, Texas (the "County") to conduct the Election and to perform certain election services for the District in connection with the Election, including all of the supervisory and administrative duties relating to the conduct of the Election, pursuant to an election services contract between the District and the County (the "Election Services Contract");

IT IS, THEREFORE, ORDERED BY THE BOARD OF TRUSTEES OF THE ALVIN INDEPENDENT SCHOOL DISTRICT THAT:

- Section 1. Findings. (a) The statements contained in the preamble of this Election Order are true and correct and are hereby adopted as findings of fact and as a part of the operative provisions hereof.
- Pursuant to Section 3.009, Texas Election Code: (i) the proposition (b) language that will appear on the ballot is set forth in Section 5 of this Election Order, (ii) the purposes for which the bonds are to be authorized are set forth in Section 4 of this Election Order, (iii) the principal amount of bonds to be authorized is set forth in Section 4 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 4 of this Election Order, (v) bonds authorized pursuant to this Election Order may be issued to mature over a specified number of years not to exceed 40 years or the maximum number of years authorized by law and bearing interest at the rate or rates (not to exceed 15%), 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 \$918,045,000.00, and the aggregate amount of outstanding interest on the District's debt obligations is \$440,624,493.35, and (vii) the District's ad valorem debt service tax rate as of the date of adoption of this Election Order is \$0.4348 per \$100 valuation of taxable property.

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(c) 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 5.00%. 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 (c) 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, Texas 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.

The findings contained in this Section are only estimates provided for Texas statutory compliance and do not serve as a cap on any District ad valorem debt service tax rate. The statements contained in these findings (i) are based on information available to the District on the date of adoption of this Election Order, including projections obtained from the District's financial advisor, (ii) necessarily consist of estimates and projections that are subject to change based on facts, circumstances and conditions at the time that bonds approved pursuant to this Election Order are issued and (iii) are not intended to limit the authority of the Board to issue bonds in accordance with other terms contained in this Election Order. Accordingly, actual tax rates, interest rates, maturity dates, aggregate outstanding indebtedness and interest on such debt will vary and will be established after the bonds are issued. To the extent of any conflict between this subsection and other terms of this Election Order, such other terms control.

Section 2. Call of Election; Date; Eligible Electors; and Hours. The Election shall be held on Tuesday, November 5, 2024 ("Election Day"), which is seventy-eight (78) or more days from the date of the adoption of this 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 o'clock a.m. to 7:00 o'clock p.m.

Section 3. Voting Precincts; Polling Places; Election Officers. Except as otherwise provided herein, the boundaries and territory of the respective County election precincts that are wholly or partially within the territorial boundaries of the District are hereby designated as the voting precincts of the District for the Election. The precinct numbers for the District's election precincts shall be the corresponding County precinct number of each precinct. The Election Day polling places shall be as shown in Exhibit A. The Board will appoint the persons to serve as the precinct judges and alternate judges for the Election at a subsequent meeting of the Board.

In the event that the Superintendent 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 is hereby authorized to designate and appoint in writing a substitute polling place and add or change any polling place, presiding judge or alternate presiding judge, giving such notice as is

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required by the Election Code, as deemed sufficient and in accordance with the Election Services Contract.

<u>Section 4.</u> <u>Proposition.</u> At the Election there shall be submitted to the resident, qualified electors of the District the following proposition (the "Proposition"):

ALVIN INDEPENDENT SCHOOL DISTRICT PROPOSITION A

SHALL THE BOARD OF TRUSTEES (THE "BOARD") OF THE ALVIN INDEPENDENT SCHOOL DISTRICT (THE "DISTRICT") BE AUTHORIZED TO ISSUE BONDS OF THE DISTRICT, IN ONE OR MORE SERIES OR INSTALLMENTS, IN THE AMOUNT OF \$380,075,298 FOR SAFETY & SECURITY IMPROVEMENTS AND EQUIPMENT THROUGHOUT THE DISTRICT, AND THE CONSTRUCTION, ACQUISITION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT (INCLUDING THE REHABILITATION, RENOVATION, EXPANSION AND IMPROVEMENT THEREOF), AND THE PURCHASE OF THE NECESSARY SITES FOR SCHOOL BUILDINGS, INCLUDING WITHOUT LIMITATION, FOR TWO ELEMENTARY SCHOOLS. ONE REPLACEMENT ELEMENTARY SCHOOL (FOR DISNEY ELEMENTARY AND STEVENSON PRIMARY), ONE JUNIOR HIGH SCHOOL, AND RENOVATION AND EXPANSION OF HIGH SCHOOLS (ALVIN AND MANVEL), 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 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?

<u>Section 5.</u> <u>Ballots.</u> The ballots shall conform to the requirements of the Election Code and shall have written or printed thereon the following:

OFFICIAL BALLOT

ALVIN INDEPENDENT SCHOOL DISTRICT PROPOSITION A

[] FOR

THE ISSUANCE OF \$380,075,298 SCHOOL BUILDING BONDS FOR SAFETY & SECURITY IMPROVEMENTS AND EQUIPMENT THROUGHOUT THE DISTRICT, AND THE CONSTRUCTION, ACQUISITION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT (INCLUDING THE REHABILITATION,

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RENOVATION, EXPANSION AND IMPROVEMENT THEREOF), AND THE PURCHASE OF THE NECESSARY SITES FOR SCHOOL BUILDINGS, INCLUDING WITHOUT LIMITATION, FOR TWO ELEMENTARY SCHOOLS, ONE REPLACEMENT (FOR **SCHOOL ELEMENTARY DISNEY** ELEMENTARY AND STEVENSON PRIMARY), ONE JUNIOR HIGH SCHOOL, AND RENOVATION AND EXPANSION OF HIGH SCHOOLS (ALVIN AND MANVEL), AND LEVYING AND IMPOSITION OF TAXES SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND THE COSTS OF ANY CREDIT AGREEMENTS. THIS IS A PROPERTY TAX INCREASE.

[] AGAINST

<u>Section 6.</u> <u>Voting.</u> Voting in the Election, including early voting, shall be by the voting system adopted by the Commissioner's Court of the County. Each voter desiring to vote in favor of the Proposition shall mark the ballot indicating "FOR" the Proposition, and each voter desiring to vote against the Proposition shall mark the ballot indicating "AGAINST" the Proposition. Voting shall be in accordance with the Election Code.

<u>Section 7.</u> <u>Early Voting.</u> Early voting, both by personal appearance and by mail, will be conducted in accordance with the Election Code and shall be conducted at the locations, dates and times as designated by the County and the County election officer. 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.

Such locations, dates and times are further identified on Exhibit B hereto with such modifications or changes to such Exhibit based upon the final locations and times agreed upon by the District to the extent permitted by applicable law. Early voting by personal appearance shall begin on Monday, October 21, 2024 and continue through Friday, November 1, 2024.

The Board hereby designates Joyce Hudman as the early voting clerk for Brazoria County (the "Official") to perform those functions for District voters who are qualified under state and federal law in Brazoria County. Applications for ballots to be voted by mail should be mailed to:

Joyce Hudman County Clerk, Brazoria County 111 E. Locust, Suite 200 Angleton, TX 77515 Phone: (979) 864-1074 Faxed to: (979) 864-1011

Email: cclerkelections@brazoria-county.com

Website: https://www.brazoriacountyclerktx.gov/departments/elections

Joyce Hudman

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

Section 8. 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 Services Contract, the Education Code, the Election Code and the Constitution and laws of the State of Texas 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 an Election Services Contract, in accordance with applicable provisions of the Election Code. The terms and provisions of each Election Services Contract are hereby incorporated into this Election Order. To the extent of any conflict between this Election Order and an Election Services Contract, the terms and provisions of the Election Services Contract 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 Services Contract, to comply with applicable state and federal law and to carry out the intent of the Board, as evidenced by this Election Order. The Official shall be responsible for establishing the respective central counting station for the ballots cast in the Election and appointing the personnel necessary for such station.

<u>Section 9.</u> <u>Bilingual Election Materials.</u> 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 10. 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 or her 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 the 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.

<u>Section 11.</u> <u>Training of Election Officials.</u> 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 Official.

Section 12. Notice of Election. Notice of the Election shall be given in the manner required by the Election Code and other applicable law. A voter information document for the Proposition is hereby approved, together with such revisions as may be approved by the Superintendent or her designee, and shall be posted as and if required by law. To the extent

required by law, each notice of the Election shall include the District's internet website address, which is https://www.alvinisd.net/.

Section 13. 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.

<u>Section 14.</u> <u>Authority of the Superintendent.</u> The Superintendent shall have the authority to take, or cause to be taken, all reasonable or necessary actions to insure 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 her designees are hereby authorized to complete and update, as necessary, the exhibits attached hereto with polling location and other information as same is made available by the County.

Section 15. 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.

<u>Section 16</u>. <u>Effective Date.</u> This Election Order is effective immediately upon its passage and approval.

[Signature page follows.]

Filed: 08/06/2024 04:37:05 PM

Joyce Hudman

Joyce Hudman County Clerk Brazoria County, Texas

PASSED AND APPROVED June 11, 2024.

/s/ Earl Humbird

President, Board of Trustees Alvin Independent School District

ATTEST:

/s/ Albert Johnson

Secretary, Board of Trustees Alvin Independent School District

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EXHIBIT A

ELECTION DAY VOTE CENTER LOCATIONS – NOVEMBER 5, 2024

General Election Open 7 AM-7 PM on November 5, 2024

	Open / Alvi-/ Pivi on No	vember 5, 2024	
City	Polling Place	Address	Zip Code
(Ciudad)	(Sitio de Votación)	(Dirección)	(Código Postal)
Alvin	Alvin Library	<u>105 S Gordon</u>	77511
Alvin	Heights Baptist Church	<u>1591 County Road 144</u>	77511
Alvin	Nolan Ryan Center	3110 Mustang Rd	77511
Angleton	East Annex (Old Walmart)	<u>1524 E Mulberry</u>	77515
Angleton	West Annex	451 N Velasco	77515
Bailey's Prairie	Burrell Chapel Baptist Church	190 Burrell Chapel Rd	77515
Bonney	Bonney Annex Building	19025 FM 521	77583
Brazoria	Brazoria Library	620 S Brooks	77422
Brazoria	Mims Community Center	4283 FM 521	77422
Brookside Village	Brookside Village Community Center	6243 Brookside Rd	77581
Clute	Clute Event Center	100 Parkview Dr	77531
Damon	Damon Elementary School	1211 Mulcahy	77430
Danbury	Danbury Community Center	6115 5th St	77534
Freeport	Freeport Library	410 Brazosport Blvd	77541
lowa Colony	Alvin ISD Heritage Complex	10855 lowa Colony Blvd	77583
lowa Colony	Iowa Colony Public Safety Building	3144 Meridiana Pkwy	77583
Jones Creek	Jones Creek Community House	7207 Stephen F Austin	77541
Lake Jackson	Doris Williams Civic Center	333 Hwy 332 East	77566
Lake Jackson	St Timothy's Episcopal Church	200 Oyster Creek Dr	77566
Liverpool	Liverpool City Hall	8901 County Road 171	77577
Manvel	Lewis Lane Center	7400 Lewis Ln	77578
Manvel	Manvel Annex	7313 Corporate Dr	77578
Manvel	Precinct 4 North Annex	3633 County Road 58	77578
Oyster Creek	Oyster Creek City Hall	3210 FM 523	77541
Pearland	Dawson High School	2050 Cullen Blvd	77584
Pearland	Delores Fenwick Nature Center	5750 Magnolia Pkwy	77584
Pearland	Drainage District No. 4 Building	4813 W Broadway	77581
Pearland	First Church of Pearland	1850 E Broadway	77581
Pearland	New Harvest Christian Fellowship	12216 Broadway	77584
Pearland	Pearland Recreation Center	4141 Bailey Rd	77584
Pearland	Shadycrest Baptist Church	3017 Yost Blvd	77581
Pearland	Silverlake Recreation Center	2715 Southwyck Pkwy	77584
Pearland	Tom Reid Library	3522 Liberty Dr	77581
Pearland	West Pearland Community Center	2150 Countryplace Pkwy	77584
Pearland	West Pearland Library	11801 Shadow Creek Pkwy	77584
Richwood	Richwood City Hall	1800 N Brazosport Blvd	77531
Sandy Point	Sandy Point Bible Church	119 County Road 42	77583
Surfside Beach	Surfside Beach City Hall	1304 Monument Dr	77541
Sweeny	Sweeny Community Center	205 Ashley Wilson Rd	77480
West Ćolumbia	Precinct 4 Building #2	121 N 10th St	77486
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EXHIBIT B

EARLY VOTING POLLING LOCATIONS AND TIMES

Early voting by personal appearance will be conducted at the following locations:

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DATES AND HOURS:

October 21-25	8 AM – 6 PM
October 26	7 AM – 7 PM
October 27	11 AM – 5 PM
October 28-November 1	7 AM – 7 PM