

NOTICE OF BOND ELECTION

TO THE RESIDENT, QUALIFIED ELECTORS OF THE BRAZOSPORT INDEPENDENT SCHOOL DISTRICT:

NOTICE IS HEREBY GIVEN that an election will be held in the BRAZOSPORT INDEPENDENT SCHOOL DISTRICT, on the 4th day of May, 2019, in accordance with the following order:

THE STATE OF TEXAS §
COUNTY OF BRAZORIA §
BRAZOSPORT INDEPENDENT SCHOOL DISTRICT §

WHEREAS, it is hereby officially found and determined that said Election shall be held on May 4, 2019, a uniform election date established by Section 41.001(a), Texas Election Code, as amended, as required by Texas law;

THEREFORE, BE IT ORDERED AND RESOLVED BY THE BOARD OF TRUSTEES OF THE BRAZOSPORT INDEPENDENT SCHOOL DISTRICT THAT:

(b) If the bonds are authorized, the estimated total tax rate of the District is expected to be approximately \$1.2553 per \$100 of taxable assessed value, which represents the sum of (i) the most recently adopted tax rate for operations and maintenance, which is \$1.04 per \$100 of taxable assessed valuation, plus (ii) the estimated tax rate for voted debt obligations of the District, including the bonds, which is expected to be approximately \$0.2153 per \$100 of taxable assessed value. This estimated total tax rate is derived from projections obtained from the District's financial advisor and the appraisal district and is provided without any assurance that such projections will be realized. At the time that bonds are issued, the actual total tax rate will depend upon, among other factors, prevailing interest rates, the assessed value of real property in the District, the availability of the Permanent School Fund Guaranty and general market conditions.

1. the aggregate amount of outstanding principal of the District's voted debt obligations was \$256,164,985;
2. the aggregate amount of outstanding interest on the District's voted debt obligations was \$73,175,730; and

3. the District's ad valorem debt service tax rate as of the date of adoption of this Election Order is \$0.2153 per \$100 of taxable property.

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. Election Ordered; Date; The Election shall be held for and within the School District on Saturday, May 4, 2019 (the "Election Day"), in accordance with the Texas Election Code (the "Code").

Section 3. Election Precincts, Voting Locations and Voting Hours on Election Day. The election precincts for the Election shall consist of the territory within the boundaries of the District situated within one or more Brazoria County election precincts, which bear the precinct numbers set forth in Exhibit A attached hereto and incorporated herein. The polling places for voting on Election Day shall be 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 4. Early Voting Locations, Dates and Times. (a) Early voting by personal appearance shall be held at the location, at the times and on the days set forth in Exhibit B, attached hereto and incorporated herein, or at such other locations as hereafter may be designated by the County Elections Administrator.

(b) Applications for ballot by mail shall be sent to: Ms. Joyce Hudman, Brazoria County Clerk, 111 E. Locust, Suite 200, Angleton, Texas 77515

Section 5. Taxes; Proposition. Taxes sufficient to pay the principal and interest on the bonds or any related credit agreements may be imposed. At the Election the following proposition (the "Proposition"), setting forth the purposes, the principal amount and the maximum maturity date for the bonds to be authorized, shall be submitted to the qualified voters of the District in accordance with law:

BRAZOSPORT INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
PROPOSITION A

SHALL THE BOARD OF TRUSTEES OF BRAZOSPORT 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 \$267,000,000 FOR THE CONSTRUCTION, ACQUISITION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT, THE PURCHASE OF THE NECESSARY SITES FOR SCHOOL BUILDINGS AND THE PURCHASE OF NEW SCHOOL BUSES, WHICH BONDS MAY BE ISSUED IN VARIOUS ISSUES OR SERIES, SHALL MATURE SERIALLY OR OTHERWISE NOT MORE THAN 30 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 OF TRUSTEES OF THE DISTRICT WITHIN THE DISCRETION OF THE BOARD 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 AND THE COSTS OF ANY CREDIT AGREEMENTS EXECUTED OR AUTHORIZED IN ANTICIPATION OF, IN RELATION TO, OR IN CONNECTION WITH SAID 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 6. Official Ballot. (a) Voting at the Election, and early voting therefor, shall be by the use of the lawfully approved County voting systems and ballots.

(b) 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" the aforesaid Proposition which shall be set forth on the ballots substantially in the following form:

OFFICIAL BALLOT

BRAZOSPORT INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
PROPOSITION A

[] FOR

THE ISSUANCE OF \$267,000,000
BONDS FOR SCHOOL BUILDINGS,
SCHOOLS SITES, SCHOOL BUSES
AND THE LEVYING OF A TAX IN

PAYMENT THEREOF

[] AGAINST

Section 7. Persons Qualified to Vote. All resident, qualified electors of the School District shall be eligible to vote at the Election.

Section 8. Joint Election. The District has agreed to participate in a joint election with the County who is also holding an election on Election Day and has contracted with the County Elections Administrator for election services.

Section 9. Appointment of Election Officers. Prior to the Election Day, the election judges, alternate judges, clerks and other personnel necessary for conducting the Election will be appointed by the County Elections Administrator, and the election judges and alternate judges may be changed and the polling places may be combined for some precincts, pursuant to decisions of the County Elections Administrator. The County Elections Administrator shall also be responsible for establishing the central counting station for the ballots cast in such election and appointing the personnel necessary for such station. The Board hereby authorizes the President of the Board of Trustees to appoint any such other officials not designated herein or appointed by the County Elections Administrator as are necessary and appropriate to conduct the Election in accordance with the Code.

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

Section 11. Notice of Election. Notice of the Election shall be given in both English and Spanish by: (i) publishing a substantial copy of this Election Order one time, not earlier than the thirtieth day nor later than the tenth day prior to the date set for the Election, in a newspaper published in the District; (ii) posting a copy of this Election Order on the bulletin board used for posting notices of Board of Trustees meetings and in three public places within the boundaries of the District not later than the 21st day prior to the date set for the Election; (iii) posting a copy of this Election Order on Election Day and during early voting by personal appearance in a prominent location at each polling place; and (iv) posting this Election Order, together with the notice of Election and the contents of the Proposition, on the District's website during the 21 days before the Election. Notice of the Election shall also be provided to the county clerk of each county in which the District is located not later than the 60th day before the Election Day.

Section 12. 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 at 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 13. Authority of Superintendent. The Superintendent of the District shall have the authority to take, or cause to be taken, all actions reasonable and necessary 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.

Section 14. Authorization to Execute. The President or Vice President of the Board are each authorized individually to execute and the Secretary of the Board is authorized to attest this Election Order on behalf of the Board; and the President and Vice President of the Board are each authorized individually to do all other things legal and necessary in connection with the holding and consummation of the Election.

Section 15. Severability. If any provision, section, subsection, sentence, clause or phrase of this Election Order, or the application of the 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 Election Order nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the District in adopting this Election 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 Election Order are declared to be severable for that purpose.

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

(Signature page follows.)

PASSED AND APPROVED the 14th day of January, 2019.

President, Board of Trustees
Brazosport Independent School District

ATTEST:

Secretary, Board of Trustees
Brazosport Independent School District

(SEAL)

EXHIBIT A

VOTE CENTER LOCATIONS **SATURDAY, MAY 4, 2019, 7am-7pm**

| <u>Home Pct#</u> | <u>Polling Place</u> |
|-------------------------|--|
| 1 | East Annex (Old Walmart), 1524 E Mulberry, Angleton |
| 2 | Pct 4 Building, 121 N 10th St, West Columbia |
| 4 | Brazoria Library, 620 S Brooks, Brazoria |
| 7 | Freeport Library, 410 Brazosport Blvd, Freeport |
| 8 | Oyster Creek City Hall, 3210 FM 523, Oyster Creek |
| 12 | Drainage District No. 4 Building, 4805 W Broadway, Pearland |
| 14 | Sweeny Community Center, 205 W Ashley Wilson Rd, Sweeny |
| 15 | Danbury Community Center, 6115 5th St, Danbury |
| 19 | Clute Event Center, 100 Parkview Dr, Clute |
| 20 | Jones Creek Comm House, 7207 Stephen F Austin Rd, Jones Creek |
| 23 | Lake Jackson Civic Center, 333 Hwy 332 East, Lake Jackson |
| 24 | Richwood City Hall, 1800 N Brazosport Blvd, Richwood |
| 29 | Westside Event Center, 2150 Countryplace Pkwy, Pearland |
| 36 | Pearland Recreation Center, 4141 Bailey Rd, Pearland |
| 38 | Surfside Beach City Hall, 1304 Monument Dr, Surfside Beach |
| 39 | Alvin Library, 105 S Gordon, Alvin |
| 40 | North Annex, 7313 Corporate Dr, Manvel |
| 44 | Silverlake Recreation Center, 2715 Southwyck Pkwy, Pearland |
| 46 | Tom Reid Library, 3522 Liberty Dr, Pearland |
| 67 | Pearland Westside Library, 2803 Business Center Dr. #101, Pearland |

EXHIBIT B

NOTICE OF EARLY VOTING AT BRANCH POLLING PLACES

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

| | |
|-----------------------|---|
| Angleton (Main) | East Annex, 1524 E Mulberry |
| Alvin | Alvin Library, 105 S Gordon |
| Brazoria | Brazoria Library, 620 S Brooks |
| Freeport..... | Freeport Library, 410 Brazosport Blvd |
| Lake Jackson..... | Lake Jackson Library, 250 Circle Way |
| Manvel..... | North Annex, 7313 Corporate Dr |
| Pearland East | Tom Reid Library, 3522 Liberty Dr |
| Pearland West..... | Westside Event Center, 2150 Countryplace Pkwy |
| Shadow Creek..... | Pearland Westside Library, 2803 Business Center Dr #101 |
| Sweeny | Sweeny Community Center, 205 W Ashley Wilson Rd |
| West Columbia | Precinct 4 Building 2, 121 N 10 th St |

DATES AND HOURS:

| | |
|-------------------|-------------|
| April 22-26 | 8 AM – 5 PM |
| April 27 | 7 AM – 7 PM |
| April 29-30 | 7 AM – 7 PM |