

ORDER CALLING A BOND ELECTION

THE STATE OF TEXAS
COUNTY OF BOWIE
NEW BOSTON INDEPENDENT SCHOOL DISTRICT

WHEREAS, the Board of Trustees (the “Board”) of the New Boston Independent School District (the “District”) deems it advisable to call the bond election hereinafter ordered (the “Election”); and

WHEREAS, the bond referendum is subject to the provisions of Section 45.003, Texas Education Code, and the District is contracting with Bowie County, Texas (the “County”) for the administration of the Election pursuant to an interlocal agreement with the County (the “Election Contract”); and

WHEREAS, the County, acting through the Bowie County Elections Administrator (the “Elections Administrator”) in accordance with the Election Contract, will provide for the administration of the Election; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Order was adopted was open to the public, and public notice of the time, place and purpose of the meeting was given, all as required by the Texas Government Code, Chapter 551;

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

Section 1. Findings. The statements contained in the preambles of this Order are true and correct and adopted as findings of fact and operative provisions hereof.

Section 2. Election Ordered; Polling Places. The Election shall be held in the District between the hours of 7:00 a.m. and 7:00 p.m. on May 6, 2023 (“Election Day”). The Election is to be conducted by the County, as provided by Chapter 271, Texas Election Code (the “Code”), and the Election Contract. On Election Day, voting for the Election shall occur during the hours stated above at the designated polling places as set forth in **Exhibit A** attached hereto, which exhibit is hereby made a part hereof for all intents and purposes. **Exhibit A** shall be modified to include additional or different Election Day polling places required to conform to the Election Contract and the Code.

Section 3. Early Voting. Early voting shall be administered by the County. Early voting by personal appearance shall begin on April 24, 2023 and conclude on May 2, 2023, and will be conducted at the Early Voting locations on the dates and at the times specified in **Exhibit B** attached hereto. The early voting polling places shall remain open during such hours for early voting by personal appearance for any registered voter of the District at such voting place. **Exhibit B** shall be modified to include additional or different early voting polling places required to conform to the Election Contract and the Code.

Section 4. Election Officials. The appointment of the Presiding Election Judges, Alternate Judges, Early Voting Clerks, the Presiding Judge of the early ballot board and other election officials for the Election shall be made by the Elections Administrator in accordance with the Election Contract and the Code. The Elections Administrator may employ other personnel necessary for the proper administration of the Election, including such part-time help as is necessary to prepare for the Election, to ensure the timely delivery of supplies during early voting and on Election Day, and for the efficient tabulation of ballots at the central counting station. The Board hereby authorizes the President, Vice President and Secretary of the Board and the Superintendent and Assistant Superintendent of Business Operations of the District, and to execute or attest on behalf of the District the Election Contract with the County.

Section 5. Voting by Mail. Applications for voting by mail for all residents of the District shall be submitted, prior to the applicable deadline prescribed by law, by (i) mail to Bowie County Early Voting

Clerk, Pat McCoy, Bowie County Election Office, Bowie County Court House, 710 James Bowie Drive, New Boston, Texas 75570 or (ii) email to pat.mccoy@bowiecounty.org. If submitted by email, a hard copy of the application must be mailed to the foregoing address within four days of sending the email.

Section 6. Early Voting Ballots. An Early Voting Ballot Board shall be created to process early voting results of the Election and the Presiding Judge of the Early Voting Ballot Board shall be designated by the Elections Administrator. The Presiding Judge of the Early Voting Ballot Board shall appoint two or more additional members to constitute the Early Voting Ballot Board members and, if needed, the Signature Verification Committee members required to efficiently process the early voting ballots.

Section 7. Qualified Voters. All qualified electors of and residing in the District, shall be entitled to vote at the Election.

Section 8. Proposition. At the Election, the following PROPOSITION shall be submitted in accordance with law:

NEW BOSTON INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
NEW BOSTON INDEPENDENT SCHOOL DISTRICT PROPOSITION A

Shall the Board of Trustees of the New Boston Independent School District be authorized to issue bonds of the District, in one or more series, in the aggregate principal amount of \$10,000,000 for the construction, renovation, acquisition and equipment of school facilities in the District (including, but not limited to, improvements to enhance safety and security) and the demolition and removal of existing facilities, with the bonds to mature, bear interest and be issued and sold in accordance with 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 the bonds and the cost of any credit agreements executed in connection with the bonds?

Section 9. Ballots. The official ballots for the Election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote “FOR” or “AGAINST” the aforesaid PROPOSITION, with the ballots to contain such provisions, markings and language as required by law, and with such PROPOSITION to be expressed substantially as follows:

NEW BOSTON INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
NEW BOSTON INDEPENDENT SCHOOL DISTRICT PROPOSITION A

		) THE ISSUANCE OF \$10,000,000 OF BONDS BY THE NEW BOSTON
		) INDEPENDENT SCHOOL DISTRICT FOR THE CONSTRUCTION,
		) RENOVATION, ACQUISITION AND EQUIPMENT OF SCHOOL
FOR	_____	) FACILITIES IN THE DISTRICT (INCLUDING, BUT NOT LIMITED TO,
		) IMPROVEMENTS TO ENHANCE SAFETY AND SECURITY) AND THE
AGAINST	_____	) DEMOLITION AND REMOVAL OF EXISTING FACILITIES, AND
		) LEVYING THE TAX IN PAYMENT THEREOF. THIS IS A PROPERTY
		) TAX INCREASE.

Section 10. Compliance with Federal Law. In all respects, the Election shall be conducted in accordance with the Code. Pursuant to the federal Help America Vote Act (“HAVA”) and the Code, at each polling place there shall be at least one voting system that is equipped for disabled individuals, and each such voting system shall be a system that has been certified by the Texas Secretary of State as

compliant with HAVA and the Code. The District hereby finds that the voting system to be used by the Elections Administrator in administering the Election is such a system, and orders that such voting equipment or other equipment certified by the Texas Secretary of State shall be used by the District in its elections.

Section 11. Debt Obligations. The following information is provided in accordance with the provisions of Section 3.009(b), Texas Election Code.

- (a) The proposition language that will appear on the ballot is set forth in Section 9 hereof.
- (b) The purpose for which the bonds are to be authorized is set forth in Section 8 hereof.
- (c) The principal amount of the debt obligations to be authorized is set forth in Section 8 hereof.

(d) If the bonds are approved by the voters, the Board will be authorized to levy 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 cost of any credit agreements executed in connection with the bonds.

(e) Based on the bond market conditions on the date of adoption of this Order, the maximum interest rate for any series of the bonds is estimated to be 3.75%. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds. 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.

(f) 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 25-year period from their respective date of issue.

(g) The aggregate amount of the outstanding principal of the District's debt obligations secured by debt service taxes as of the date of this Order is \$11,880,000.

(h) The aggregate amount of the outstanding interest of the District's debt obligations secured by debt service taxes as of the date of this Order is \$3,133,515.

(i) The ad valorem debt service tax rate for the District as of the date of this Order is \$0.23262 per \$100 of taxable assessed valuation.

(j) The aggregate amount of the outstanding principal of the District's debt obligations secured by maintenance and operation taxes as of the date of this Order is \$2,095,000.00.

(k) The aggregate amount of the outstanding interest on the District's debt obligations secured by maintenance and operation taxes as of the date of this Order is \$510,437.50.

(l) The website for the District (as the authority conducting the Election) is <https://www.nbschools.net> and the website for the County (as the entity administering the Election) is <https://www.co.bowie.tx.us/page/bowie.Elections>.

Exhibit A

Election Day Hours

Saturday, May 6, 2023

Polls will be open 7:00 am - 7:00 pm at each location.

Vote Center #	Election Day Polling Locations
16	OLD SALEM BAPTIST CHURCH 6199 FM 1840 NEW BOSTON, TX 75570
18	NEW BOSTON CITY HALL 301 NE FRONT ST NEW BOSTON, TX 75570
20	RED SPRINGS BAPTIST CHURCH 1101 FM 991 TEXARKANA, TX 75501
21	REDWATER FIRST BAPTIST CHURCH 105 REDWATER BLVD E REDWATER, TX 75573
22	MAUD CHURCH OF CHRIST 414 HOUSTON DR. MAUD, TX 75567

Exhibit B

Early Voting Polling Locations, Dates and Hours

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
4/24/2023 8 a.m. – 6 p.m.	4/25/2023 8 a.m. – 6 p.m.	4/26/2023 8 a.m. – 6 p.m.	4/27/2023 8 a.m. – 6 p.m.	4/28/2023 8 a.m. – 6 p.m.	4/29/2023 8 a.m. – 6 p.m.
5/1/2023 8 a.m. – 6 p.m.	5/2/2023 8 a.m. – 6 p.m.				

Early Voting Locations	
BOWIE COUNTY COURTHOUSE 710 JAMES BOWIE DR NEW BOSTON, TX 75570	MAUD CHURCH OF CHRIST 414 HOUSTON DR. MAUD, TX 75567

Voter Information Document – New Boston Independent School District Special Election
Proposition A

The following information is prepared to comply with Tex. H.B. 477 86th Leg., R.S. (2019). The information is not a part of the proposition to be voted on and does not create a contract with the voters.

Ballot Information: At the Election, the following language will appear on the ballot:

NEW BOSTON INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
 NEW BOSTON INDEPENDENT SCHOOL DISTRICT PROPOSITION A

		) THE ISSUANCE OF \$10,000,000 OF BONDS BY THE NEW BOSTON
		) INDEPENDENT SCHOOL DISTRICT FOR THE CONSTRUCTION,
FOR	_____	) RENOVATION, ACQUISITION AND EQUIPMENT OF SCHOOL
		) FACILITIES IN THE DISTRICT (INCLUDING, BUT NOT LIMITED TO,
AGAINST	_____	) IMPROVEMENTS TO ENHANCE SAFETY AND SECURITY) AND THE
		) DEMOLITION AND REMOVAL OF EXISTING FACILITIES, AND
		) LEVYING THE TAX IN PAYMENT THEREOF. THIS IS A PROPERTY
		) TAX INCREASE.

The following table sets forth the estimated principal amount of, and interest due to maturity on, the bonds to be issued if Proposition A passes, and all outstanding obligations of the District secured by and payable from ad valorem taxes.

Principal Amount of Bonds to be authorized	Estimated interest for Bonds to be authorized ⁽¹⁾	Estimated Combined principal and interest required to pay on time and in full the Bonds to be authorized ⁽¹⁾	Principal of District's Existing Outstanding Debt (as of 2/13/23)	Remaining interest on District's Existing Outstanding Debt (as of 2/13/23)	Combined Principal and Interest to timely pay District's Outstanding Debt (as of 2/13/23)
\$10,000,000	\$6,753,938	\$16,753,938	\$11,880,000	\$3,133,515	\$15,013,515

⁽¹⁾ The interest on the proposed bonds was estimated at a rate of 3.75% based on market conditions as of February 13, 2023, and therefore, the interest payable on the proposed bonds may be less than, or more than, the amounts set forth above based on market conditions at the time of sale of the proposed bonds.

Based on the information and assumptions provided in the table above, the estimated maximum annual increase in the amount of taxes that would be imposed on a residence homestead in the District with a taxable appraised value of \$100,000 to repay the proposed bonds, if approved, is \$0. This estimate assumes annual growth of the District's base taxable assessed valuation at a rate of 2.50% in tax years 2024-33 and 0.50% thereafter. The District assumes that the proposed bonds will be issued in an amortization that will produce relatively overall consistent levels of debt service in each year, while taking into account the District's existing debt amortization schedule.