

**NOTICE OF BOND ELECTION**

**TO THE RESIDENT, QUALIFIED ELECTORS OF  
MILLER GROVE INDEPENDENT SCHOOL DISTRICT:**

**NOTICE IS HEREBY GIVEN that an election will be held in the MILLER GROVE INDEPENDENT SCHOOL DISTRICT, on the 4<sup>th</sup> Day of May, 2019, in accordance with the following order:**

ORDER BY THE BOARD OF TRUSTEES OF THE MILLER GROVE INDEPENDENT SCHOOL DISTRICT CALLING A BOND ELECTION TO BE HELD WITHIN SAID DISTRICT; MAKING PROVISIONS FOR THE CONDUCT AND THE GIVING OF NOTICE OF THE ELECTION; AND CONTAINING OTHER PROVISIONS RELATING THERETO

WHEREAS, the Board of Trustees (the "Board") of the Miller Grove Independent School District (the "District") finds and determines that it is necessary and advisable to call and hold an election (the "Election") for and within the District on the proposition hereinafter set forth; and

WHEREAS, it is hereby officially found and determined that the Election shall be held on a uniform election date established by Section 41.001(a), Texas Election Code, as amended, as required by laws of the State of Texas (the "State"); and

WHEREAS, the Board finds 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 THE MILLER GROVE INDEPENDENT SCHOOL DISTRICT:**

Section 1. Findings.

(a) 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.

(b) As of the beginning of the District's current fiscal year:

(i) The aggregate amount of outstanding principal of the District's voted debt obligations was \$1,520,000;

(ii) The aggregate amount of outstanding interest on the District's voted debt obligations was \$368,950; and

(iii) The District's ad valorem service tax rate as of the date of adoption of this Order is \$0.15 debt per \$100 of taxable property.

(c) If the issuance of bonds is authorized by voters, taxes sufficient to pay the annual principal of and interest on the bonds and the costs of any credit agreements may be imposed.

(d) If the bonds are authorized, the estimated total tax rate of the District is expected to be \$1.46 per \$100 of taxable assessed valuation, representing the sum of (i) the most recently adopted tax rate for operations and maintenance, which is \$1.17 per \$100 of taxable assessed valuation, plus (ii) the estimated tax rate for voted debt obligations of the District, including the bonds, which is estimated to be \$0.29 per \$100 of taxable assessed valuation. 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 the 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 Guarantee and general market conditions.

The statements contained in these findings (i) are based on information available to the District on the date of adoption of this 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 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 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 Order, such other terms control.

Section 2. Election Ordered; Date; Proposition. The Election shall be held for and within the District on Saturday, May 4, 2019 (the "Election Day"), in accordance with the Texas Election Code. 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:

**MILLER GROVE INDEPENDENT SCHOOL DISTRICT – PROPOSITION A**

**SHALL THE BOARD OF TRUSTEES OF MILLER GROVE 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**

**\$2,000,000 FOR THE CONSTRUCTION, ACQUISITION, RENOVATION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT, AND ATHLETIC TRACK AND FIELD FACILITIES AND ASSOCIATED IMPROVEMENTS, WHICH BONDS MAY BE ISSUED IN VARIOUS ISSUES OR SERIES, SHALL MATURE SERIALY 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 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 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.

(a) Voting at the Election, and early voting therefor, shall be by the use of the lawfully approved 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 Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the Proposition which shall be set forth on the ballots substantially in the following form:

MILLER GROVE INDEPENDENT SCHOOL DISTRICT – PROPOSITION A

- |                          |         |   |  |
|--------------------------|---------|---|--|
| <input type="checkbox"/> | FOR     | ) | “THE ISSUANCE OF \$2,000,000 OF BONDS FOR THE CONSTRUCTION, ACQUISITION, RENOVATION AND EQUIPMENT OF SCHOOL BUILDINGS IN THE DISTRICT AND ATHLETIC TRACK AND FIELD FACILITIES AND ASSOCIATED IMPROVEMENTS; AND THE LEVYING OF A TAX SUFFICIENT, WITHOUT LIMIT AS TO RATE OR AMOUNT, TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND TO PAY THE COSTS OF ANY CREDIT AGREEMENTS EXECUTED OR AUTHORIZED IN ANTICIPATION OF, IN RELATION TO OR IN CONNECTION WITH THE BONDS” |
| <input type="checkbox"/> | AGAINST | ) |  |

Section 4. Persons Qualified to Vote. All resident, qualified electors of the District shall be eligible to vote at the Election.

Section 5. 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 City election precincts, which bear the precinct numbers set forth in Exhibit A, attached hereto and incorporated herein. The voting location for voting on the Election Day for each election precinct shall be as set forth in Exhibit A, or at such other locations as may be designated by the District. The Superintendent or his designee is hereby authorized to update Exhibit A to reflect the designated locations, and such locations are hereby approved. The polling places for voting on the Election Day shall be open from 7:00 a.m. to 7:00 p.m.

Section 6. Early Voting Locations, Dates and Times.

(a) Early voting by personal appearance for all election precincts shall be held at the locations, at the times and on the days set forth in Exhibit B, attached hereto and incorporated herein, or at such other locations as may be designated by the District. The Superintendent or his designee is hereby authorized to update Exhibit B to reflect the designated locations, and such locations are hereby approved.

(b) Ms. Emma Hudson, [ehudson@mgisd.net](mailto:ehudson@mgisd.net), is hereby appointed as the Early Voting Clerk for the Election. Applications for ballot by mail shall be sent to: Ms. Emma Hudson, Early Voting Clerk ("District Early Voting Clerk") at 7819 FM 275 South, Cumby, Texas 75433-9711. The Early Voting Clerk is hereby authorized to appoint the deputy early voting clerks as necessary for the Election.

(c) Pursuant to Section 84.007(b)(4) of the Texas Election Code, the District Early Voting Clerk shall receive applications for ballot by mail by electronic transmission. Persons wishing to apply by electronic transmission must e-mail their scanned application containing an original signature to the following e-mail address: [ehudson@mgisd.net](mailto:ehudson@mgisd.net). Applications for ballots made by electronic transmission and containing an original signature must also be mailed to and be received by the Early Voting Clerk not later than the fourth business day after the transmission by telephonic facsimile machine or electronic transmission is received at the mailing address provided in subsection (b) above.

(d) Applications for ballots by mail via post or electronic submission must be received no later than 5:00 p.m. on Tuesday, April 23, 2019.

Section 7. Appointment of Election Officers.

(a) The election judges, alternate judges, clerks, members of the early voting ballot board, the central counting station officials, and other personnel necessary for conducting the Election shall be appointed, election judges and alternate judges may be changed, polling places may be combined for some precincts, and the central counting station shall be established and staffed all as determined by the Superintendent, and such actions are hereby approved.

(b) The Election shall be conducted by election officers, including the presiding judges and alternate presiding judges appointed by the Superintendent, in accordance with the Texas Education Code, the Texas Election Code, and the Constitution and laws of the State and the United States of America and the Election Agreement. The presiding judges shall appoint not less than two (2) or more than five (5) qualified election clerks for the conduct of the Election. The Board hereby authorizes the Superintendent to appoint any such other officials, as are necessary and appropriate to conduct the Election in accordance with the Texas Election Code.

Section 8. 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 otherwise complies with State law), (ii) by posting a copy of this Order, in English and Spanish, on the bulletin board used for posting notices of meetings of the Board, not later than the twenty-first (21st) day prior to the date set for the Election and in at least three (3) public places in the boundaries of the District, not later than the twenty-first (21st) day prior to the date set for the Election and (iii) by posting a copy of this Order, in English and Spanish, on the District's website, prominently and together with the notice of the Election and the contents of the Proposition, not later than the twenty-first (21st) day prior to the date set for the Election through the Election Day. Additionally, on the Election Day and during early voting by personal appearance, this Order shall be posted in a prominent location at each polling place. Notice of the Election shall also be provided to the county election officer and voter registrar of each county in which the District is located not later than the 60th day before the Election Day, Tuesday March 5, 2019.

Section 9. Conduct of Election. The Election shall be held in accordance with the Texas Election Code, except as modified by the Texas Education Code, the Federal Voting Rights Act of 1965, as amended, and the provisions of Chapter 272 of the Texas Election Code pertaining to bilingual election materials requirements.

Section 10. Necessary Actions. The Superintendent or his designee, acting on behalf of the Board, in consultation with the District's attorney and bond counsel is hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Texas Election 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.

Section 11. 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 12. Effective Date. This Order shall take effect immediately upon its approval.

PASSED AND APPROVED this 11th day of February, 2019.

/s/ Brandon Darrow  
Brandon Darrow  
President, Board of Trustees  
Miller Grove Independent School District

ATTEST:

/s/ Brett Garrett  
Brett Garrett  
Secretary, Board of Trustees  
Miller Grove Independent School District

**EXHIBIT A**

**ELECTION DAY SCHEDULE AND POLLING LOCATION**

<b>POLLING LOCATION</b>	<b>HOURS</b>
<b>Miller Grove ISD Gymnasium</b> 7819 FM 275 South Cumby, Texas 75433	7:00 a.m. – 7:00 p.m.

**EXHIBIT B**

**EARLY VOTING SCHEDULE AND POLLING LOCATION**

**Main Early Voting Location, Dates and Times**

<b>Dates</b>	<b>Location</b>	<b>Days</b>	<b>Hours</b>
April 22 – 26, 2019	Miller Grove ISD Gymnasium 7819 FM 275 South, Cumby, TX 75433	Monday - Friday	8:00 am – 4:00 pm
April 29 – 30, 2019		Monday – Tuesday	8:00 am – 5:00 pm