

ORDER CALLING AN ELECTION TO RATIFY SCHOOL DISTRICT TAXES PURSUANT TO SECTION 26.08 OF THE PROPERTY TAX CODE

STATE OF TEXAS §

COUNTY OF TRAVIS §

WHEREAS, the Board of Trustees of the Eanes Independent School District (“District”) seeks to ensure a high quality education program for all of its students, and

WHEREAS, the Board of Trustees is authorized to levy taxes to fund the maintenance and operations of the District and to pay the principal of and interest on bonded debt, and

WHEREAS, the Board of Trustees has determined that the maintenance and operation tax rate should be increased by \$0.0200 and, in recognition of the enhancement of the District’s financial condition associated with the additional revenues generated from such increase, the interest and sinking fund tax rate should be reduced by \$0.0200 to offset the increase in the maintenance and operation tax rate; and

WHEREAS, the District’s adopted total tax rate for 2020-2021 will exceed the calculated 2020-2021 voter-approval tax rate, and

WHEREAS, if the District’s adopted tax rate exceeds the voter-approval tax rate, Section 26.08(a), Texas Tax Code, requires the registered voters of the District to determine, at an election held for that purpose, whether to approve the adopted tax rate, and

WHEREAS, Section 26.08(b), Texas Tax Code, requires the Board of Trustees to order that the election be conducted in the District on a uniform election date, and

WHEREAS, Section 3.005(c), Texas Election Code, requires the Board of Trustees to order the election not later than the 78th day before election day, and

WHEREAS, the Board, pursuant to Section 31.092, Texas Election Code and other applicable provisions of the Code and other law, intends to contract for election services as set forth in this Order with Travis County, Texas.

NOW, THEREFORE, it is ordered by the Board of Trustees of Eanes Independent School District that:

Section 1. A special voter-approval tax rate election (the “Election”) shall be conducted on Tuesday, November 3, 2020 (“Election Day”), within and throughout the territory of the District at which all resident, qualified electors of the District shall be entitled to vote. The hours during which the polling places are to be open on Election Day shall be from 7:00 a.m. to 7:00 p.m.

Section 2. Except as otherwise provided herein, the boundaries and territory of the respective Travis 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 Travis County precinct number of each precinct. The Election Day polling places shall be as shown in Exhibit A.

The precinct judges and alternate judges for the Election shall be appointed in accordance with the Texas Election Code (the "Election Code"). The District shall also appoint any election clerks as needed pursuant to the terms of and in compliance with the Election Code. In making the clerk appointments, each presiding election judge shall make reasonable efforts to appoint a sufficient number of election clerks who are fluent in English and Spanish or other language as required by law to serve the needs of the voters of the precinct.

Section 3. Early voting, both by personal appearance and by mail, will be conducted in accordance with the Election Code.

During the period early voting is required or permitted by law, being Tuesday, October 13, 2020, through Friday, October 30, 2020, early voting by personal appearance shall be conducted at the locations, on the dates and at the times as shown in Exhibit B. The main early voting polling place for voting by personal appearance shall be located at the polling place as shown in Exhibit B. The early voting clerk shall keep said early voting places open during such hours for early voting by personal appearance.

The Board of Trustees hereby appoints the Administrator (as defined herein) as the early voting clerk. The Administrator is hereby authorized and directed to designate the early voting ballot board and other officers required to conduct early voting for the Election.

Section 4. 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 5. At said election, ballots shall be prepared to permit voters to vote "FOR" or "AGAINST" the proposition:

EANES INDEPENDENT SCHOOL DISTRICT PROPOSITION A

- FOR RATIFYING THE AD VALOREM TAX RATE OF \$0.9964 IN THE EANES INDEPENDENT SCHOOL DISTRICT FOR THE CURRENT YEAR, A RATE THAT WILL RESULT IN AN INCREASE OF 1.8 PERCENT IN MAINTENANCE AND OPERATIONS TAX REVENUE FOR THE DISTRICT FOR THE CURRENT YEAR AS COMPARED TO THE PRECEDING YEAR, WHICH IS AN ADDITIONAL \$2,942,000.
- AGAINST

Section 6. The mailing address to which ballot applications and ballots voted by mail may be sent is as follows:

Travis County Early Voting Clerk
Elections Division
P.O. Box 149325
Austin, Texas 78714

Section 7. Immediately after the election each presiding election judge for each precinct shall make, or cause to be made, returns of the results to the Board of Trustees.

Section 8. The Election shall be conducted by the Travis County Elections Administrator (the “Administrator”) pursuant to the terms of a contract for election services and in accordance with the Election Code, the Texas Education Code, the Texas Tax Code and the Constitution and Laws of the United States of America.

Section 9. The District shall give notice of the election in substantially the form of this Order pursuant to the Election Code.

Section 10. In the event that the Superintendent shall determine from time to time (a) that one or more of the polling places hereby established and designated shall become unavailable or unsuitable for such use, or it would be in the District’s best interests to relocate a polling place, or (b) that a precinct judge or alternate judge hereby appointed or hereinafter designated shall become unqualified or unavailable, the Superintendent is hereby authorized to designate and appoint in writing substitute polling places, precinct judges or alternate judges, giving such notice as is required by the Election Code and as deemed sufficient.

The Superintendent 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. In addition, the Superintendent is authorized to engage legal counsel to advise and assist the District in connection with the preparation of proceedings necessary or appropriate for the administration of the Election; and, the President of the Board or the Superintendent is hereby authorized to approve, execute and deliver an engagement letter in such form as may be approved by either such official.

The Superintendent, the President and Vice President of the Board are each authorized to do all other things legal and necessary in connection with the holding and consummation of the Election, including the execution and delivery of agreements and other instruments determined to be necessary or appropriate in connection with election services provided by the Administrator.

All prior actions of the Superintendent, the President and Vice President of the Board taken in accordance with the foregoing authorizations are hereby ratified and confirmed.


Section 11. Pursuant to Section 26.08(d-1), Texas Tax Code, if the proposition to approve the adopted tax rate is not approved by voters at the Election, the assessor for the District shall prepare and mail corrected tax bills, reflecting a total tax rate of \$1.1164


(consisting of a maintenance and operation tax rate of \$0.9764 and an interest and sinking fund tax rate \$0.14), which shall include a brief explanation of the reason for and effect of the corrected bill.

Section 12. It is hereby found and determined that the Secretary of the Board has posted written notice of the date, place, and subject of this meeting as required by Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

[Signature page follows.]

PASSED AND APPROVED this August 17, 2020.

DocuSigned by:

16C7B10E7394472...
President, Board of Trustees

DocuSigned by:

F63A93A44D59467...
Secretary, Board of Trustees

[DISTRICT SEAL]

EXHIBIT A

(Pending Final Approval by the Travis County Commissioner's Court)

EXHIBIT B

(Pending Final Approval by the Travis County Commissioner's Court)