

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

WHEREAS, the Board of Trustees (the *Board*) of the POTEET INDEPENDENT SCHOOL DISTRICT (the *District*), located in Atascosa County, Texas (the *County*), finds and determines that a special election (the *Election*) should be held to determine whether the District will be authorized to issue bonds in the amount and for the purposes identified in this order (the *Order*); and

WHEREAS, concurrently with the Election, the District is conducting a general election for Board positions (the *Board Election*); and

WHEREAS, the Texas Education Code requires that the Board Election be conducted jointly with a municipality in the District on Election Day (defined below); and

WHEREAS, the District anticipates conducting the Election and its Board Election jointly with the City of Poteet, Texas (the *City*), which is a municipality within the District; and

WHEREAS, the District will conduct the Election according to the Texas Election Code, as amended (the *Code*) and other applicable state and federal laws; and

WHEREAS, the Board hereby finds and determines that the anticipated capital improvements identified in Measure A and corresponding Proposition A may be submitted to the qualified voters of the District as a single measure and corresponding proposition pursuant to Section 45.003(g) of the Texas Education Code because these capital improvements will be predominantly used for educational and administrative purposes, none of which are the type of facilities described in Section 45.003(g)(1-6); and

WHEREAS, the Board hereby finds and determines that the actions described above are in the best interests of the residents of the District; now, therefore,

BE IT ORDERED BY THE BOARD OF TRUSTEES OF THE POTEET INDEPENDENT SCHOOL DISTRICT THAT:

SECTION 1. Election Ordered; Purpose; Amount. The Election will be held in the POTEET INDEPENDENT SCHOOL DISTRICT on May 4, 2024 (*Election Day*), which is a uniform election date under the Code and is 78 or more days from the date of the adoption of this Order, for the purpose of submitting the following measure to the qualified voters of the District:

MEASURE A

Will the Board of Trustees of the Poteet Independent School District be authorized to issue and sell bonds of the District, in one or more series, in the aggregate principal amount not to exceed \$ 65,000,000.00 for the purposes of designing, constructing, renovating, improving, upgrading, updating, modernizing,

acquiring, and equipping school facilities (and any necessary or related removal of existing facilities), such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with law; any issue or series of such bonds to bear interest per annum at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of the Board of Trustees, provided that such rate or rates of interest will not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of such bonds; and will the Board of Trustees of the District 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?

SECTION 2. Ballots. The official ballots will permit voters to vote "FOR" or "AGAINST" the measure above with the following ballot language:

Poteet Independent School District Proposition A

The issuance of \$ 65 M in bonds for school facilities and the levy of taxes sufficient to pay the principal of and interest on the bonds. This is a property tax increase.

SECTION 3. Polling Details.

A. One or more District election precincts are established for Election Day from 7:00 a.m. to 7:00 p.m. with one or more corresponding polling places as identified on Exhibit A to this Order. As permitted by the Code, polling places may be changed without further Board action; any changes will not affect this Order or subsequent notice of election.

B. Exhibit A also includes the places, dates, and hours for early voting in person. As permitted by the Code, these details may be changed without further Board action; any changes will not affect this Order or subsequent notice of election. Applications for voting by mail should be received no later than the close of business on April 23, 2024. Applications should be sent to the Early Voting Clerk named below. If an application for ballot by mail is faxed or emailed (or if a federal postcard application is faxed), the applicant must also mail the original.

SECTION 4. Election Officials. To the extent required by the Code or other applicable law, the appointment of election officials at polling locations will include a person fluent in the Spanish language.

A. The District will appoint Presiding Judges, Alternate Presiding Judges, and Election Clerks.

B. The Early Voting Clerk is: Esther Ramos; mailing and physical address: 1100 School Dr., Poteet, TX 78065; phone: (830) 742-3567; fax: (830) 742-3332; and email: emramos@poteetisd.org. The Early Voting Clerk will appoint the Deputy Early Voting Clerks.

C. An Early Voting Ballot Board is established for the purpose of processing early voting and provisional ballots. A Signature Verification Committee may be established as needed.

D. The District is authorized to use a Central Counting Station (the *Station*) if needed. The Administrator or the Administrator's designee is appointed as the Manager of the Station with the authority to appoint the Tabulation Supervisor, the Programmer, and any Clerks.

SECTION 5. Qualified Voters. The District's qualified voters (as defined by the Code) will be entitled to vote in the Election at the dates, times, and places reflected on Exhibit A.

SECTION 6. Legal Compliance. The Election and notice of Election will be held and conducted according to the Code and other applicable law. To the extent required by law, materials relating to the Election will be printed in English, Spanish, and any other required language.

SECTION 7. Debt Obligations. The following information is calculated based on bond market conditions as of the date of the adoption of this Order; is further explained in one or more voter information documents attached to this Order as exhibits; and is not intended to serve as a cap or other restriction should the bonds be authorized at the Election.

A. The aggregate amount of the outstanding principal of the District's debt totaled \$x (including maintenance tax debt, if any).

B. The aggregate amount of the interest owed on the District's debt obligations, through respective maturity, totaled \$x.

C. The District levied an ad valorem debt service tax rate for its outstanding debt obligations of \$x per \$100 of taxable assessed valuation.

D. The bonds that are the subject of this Election are anticipated to mature serially or otherwise over x years, but not to exceed the maximum number of years authorized by Texas law.

E. The maximum interest rate for any series of bonds authorized at the Election is x% (expressed as a net effective interest rate).

F. This Order is intended to satisfy the official requirements set forth in section 1.150-2 of the United States Treasury Regulations.

SECTION 8. Contracting Authority. The Board authorizes the District's President of the Board, the Superintendent of Schools, or their designees to negotiate and enter into one or more joint election agreements, election services contracts, or similar contracts with the City, acting

by and through the Administrator, and any Participants if desired or if required to comply with applicable law.

SECTION 9. Modifications. The Board acknowledges that information required to complete the Exhibits to this Order may not be available when the Election is ordered, and the Board therefore authorizes the District's Superintendent of Schools, the President of the Board, or their designees to correct, modify, or change the Exhibits to the extent permitted by applicable law. Additionally, the Board authorizes these individuals to make technical modifications to this Order that are necessary for compliance with applicable law or to carry out the intent of the Board as evidenced in this Order.

SECTION 10. Findings. The recitals contained in the preamble of this Order are found to be true.

SECTION 11. Conflicts. All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order are hereby repealed to the extent of such conflict, and the provisions of this Order will be and remain controlling as to the matters ordered herein.

SECTION 12. Controlling Law. This Order will be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 13. Open Meetings. It is officially found, determined, and declared that the meeting at which this Order is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Order, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 14. Severability. If any provision of this Order or the application of this Order to any person or circumstance is held invalid, then the remainder of this Order remains effective.

SECTION 15. Effective Date. This Order is effective immediately upon its approval.

\* \* \*

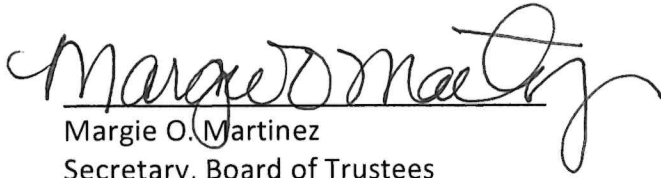
PASSED AND APPROVED on February 5, 2024.

POTEET INDEPENDENT SCHOOL DISTRICT

A handwritten signature in black ink, reading "Yvette Navarro", written over a horizontal line.

Yvette Navarro  
President, Board of Trustees

ATTEST:

A handwritten signature in black ink, reading "Margie O. Martinez", written over a horizontal line.

Margie O. Martinez  
Secretary, Board of Trustees

(DISTRICT SEAL)

[Signature Page to Bond Election Order]

**Exhibit A (Anexo A)**

District's website (*sitio web del Distrito*): [www.poteetisd.org](http://www.poteetisd.org)  
County's website (*sitio web del condado*):  
[www.atascosacounty.texas.gov/page/atascosa.Elections](http://www.atascosacounty.texas.gov/page/atascosa.Elections)  
Polling sites subject to change. (*Sitios de votación sujetos a cambios.*)

**EARLY VOTING (VOTACIÓN ANTICIPADA)**

Poteet Administrative Office, 1100 School Drive, Poteet, Texas 78065

April 22, 2024	22 de abril de 2024	8:00am – 4:00pm
April 23, 2024	23 de abril de 2024	7:00am – 7:00pm
April 24-29, 2024	24-29 de abril de 2024	8:00am – 4:00pm
April 30, 2024	30 de abril de 2024	7:00am – 7:00pm

**ELECTION DAY (DÍA DE LA ELECCIÓN)**

**May 4, 2024 (4 de mayo de 2024): 7:00 a.m. – 7:00 p.m.**

Poteet Junior High School, Cafeteria, 1000 FM 1470, Poteet, Texas 78065

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**CERTIFICATE OF BOARD SECRETARY**

THE STATE OF TEXAS	§
COUNTY OF ATASCOSA	§
POTEET INDEPENDENT SCHOOL DISTRICT	§

THE UNDERSIGNED HEREBY CERTIFIES that:

On February 5, 2024, the Board of Trustees (the *Board*) of the Poteet Independent School District (the *District*) convened in special session at its regular meeting place in the District (the *Meeting*), the duly constituted members of the Board being as follows:

Yvette Navarro	President	Rocky Wilson	Trustee
Ronnie Ambriz	Vice President	Albert Garza	Trustee
Margie O. Martinez	Secretary	Diego Puente	Trustee
		Jo Marie Cervantez	Trustee

and all such persons were present, except the following: Margie O. Martinez, thus constituting a quorum. Among other business considered at the Meeting, the attached Order (the *Order*) entitled:


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was introduced for the Board's consideration. After presentation and discussion, a motion was made by Trustee Rocky Wilson that the Order be passed. The motion was seconded by Trustee Albert Garza and carried by the following vote as shown in the official minutes of the Board:

5 voted "For"      1 voted "Against"      \_\_\_\_\_ abstained

The attached Order is a true and correct copy of the original on file in the official records of the District. The duly qualified and acting members of the Board on the date of the Meeting are those persons shown above, and each member of the Board was given actual notice of the time, place, and purpose of the Meeting and had actual notice that the Order would be considered. The Meeting and deliberation of the aforesaid public business was open to the public, and written notice of the Meeting, including the subject of the Order, was posted in compliance with the provisions of Chapter 551, as amended, Texas Government Code.

SIGNED AND SEALED on February 5, 2024.

  
Margie O. Martinez  
Secretary, Board of Trustees

(DISTRICT SEAL)

**WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING**

WE, the undersigned members of the Board of Trustees of the Poteet Independent School District HEREBY WAIVE NOTICE and CONSENT to the holding of a special meeting of the Board of Trustees on the 5th day of February, 2024, at 7 o'clock, p.m., in the regular meeting place of the Board of Trustees for the purpose of passing, adopting, or otherwise acting upon

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and for the purpose of acting upon such other matters as may properly come before such meeting.

<u>Feb. 6 - 24</u>	<u>Margie O. Martinez</u>	<u>Margie O. Martinez</u>
Date Signed	Absent Member's Printed Name	Absent Member's Signature

_____	_____	_____
Date Signed	Absent Member's Printed Name	Absent Member's Signature

_____	_____	_____
Date Signed	Absent Member's Printed Name	Absent Member's Signature

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