

NOTICE OF ELECTION

THE STATE OF TEXAS §
COUNTY OF WHEELER §
KELTON INDEPENDENT SCHOOL DISTRICT §

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TO THE RESIDENT, QUALIFIED VOTERS OF THE
KELTON INDEPENDENT SCHOOL DISTRICT

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TAKE NOTICE that an election will be held in the Kelton Independent School District on May 7, 2022 for AUTHORIZATION TO ISSUE \$6,000,000 OF BONDS BY THE KELTON INDEPENDENT SCHOOL DISTRICT FOR SCHOOL FACILITIES, THE PURCHASE OF NEW SCHOOL BUSES, AND THE LEVYING OF A TAX IN PAYMENT THEREOF, all in obedience to an order entered by the Board of Trustees of the Kelton Independent School District on February 14, 2022, which order reads substantially as follows:

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

WHEREAS, the Board of Trustees (the *Board*) of the KELTON INDEPENDENT SCHOOL DISTRICT (the *District*), located in Wheeler County, Texas (the *County*), hereby finds and determines that an election should be held to determine whether the District shall be authorized to issue bonds of the District in the amount and for the purposes hereinafter identified (the *Election*); and

WHEREAS, the District will contract with the County Clerk (the *County Clerk*) of the County to assist with conduct of all aspects of the Election; and

WHEREAS, the Election will be conducted by the District; and

WHEREAS, the Board hereby finds and determines that the necessity to construct various capital improvements within the District dictates that it is in the public interest to call and hold the Election at the earliest possible date to authorize the issuance of bonds for the purposes hereinafter identified; and

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

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

SECTION 1: The Election shall be held in the KELTON INDEPENDENT SCHOOL DISTRICT on the 7th day of May 2022 (*Election Day*), which is a uniform election date under the Texas Election Code, as amended, and is 78 or more days from the date of the adoption of this order (the *Order*), for the purpose of submitting the following proposition to the qualified voters of the District:

KELTON INDEPENDENT SCHOOL DISTRICT PROPOSITION A

PROPOSITION A

SHALL THE BOARD OF TRUSTEES (THE "BOARD") OF THE KELTON INDEPENDENT SCHOOL DISTRICT (THE "DISTRICT") BE AUTHORIZED TO ISSUE BONDS OF THE DISTRICT IN ONE OR MORE SERIES OR INSTALLMENTS, IN THE AMOUNT OF \$6,000,000 FOR THE PURPOSES OF DESIGNING, CONSTRUCTING, RENOVATING, IMPROVING, UPGRADING, UPDATING, AND EQUIPPING SCHOOL FACILITIES (AND ANY NECESSARY OR RELATED REMOVAL OF EXISTING FACILITIES), (THE PURCHASE OF NEW SCHOOL BUSES), SUCH BONDS TO MATURE SERIALLY OR OTHERWISE (NOT MORE THAN 40 YEARS FROM THEIR

DATE) IN ACCORDANCE WITH LAW; ANY ISSUES 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 SHALL 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 SHALL 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 AND THE COST OF ANY CREDIT AGREEMENT EXECUTED IN CONNECTION WITH THE BONDS?

SECTION 2: One school election precinct is hereby established for the purpose of holding the Election, and one polling place is hereby designated for holding the Election in the school election precinct as identified in Exhibit A to this Order (which is incorporated herein by reference for all purposes). At least 79 days prior to the scheduled Election Day, or as soon thereafter as is reasonably practicable, the President, Board of Trustees, the Superintendent of Schools, or the respective designees thereof, will identify and formally approve the appointment of the Presiding Judge, Alternate Presiding Judges, Election Clerks, and all other election officials for the Election, together with any other necessary changes to election practices and procedures and can correct, modify, or change the Exhibits to this Order based upon the final locations and times agreed upon by the District, the County Clerk, and the Participants, if any and as applicable, to the extent permitted by applicable law.

A. The Presiding Judge shall appoint not less than two resident qualified voters of the District to act as clerks in order to properly conduct the Election. To the extent required by the Texas Election Code, as amended, or other applicable law, the appointment of these clerks must include a person fluent in the Spanish language to serve as a clerk to render oral aid in the Spanish language to any voter desiring such aid at the polls on Election Day. If the Presiding Judge appointed actually serves, the Alternate Presiding Judge shall serve as one of the clerks. In the absence of the Presiding Judge, the Alternate Presiding Judge shall perform the duties of the Presiding Judge of the election precinct.

B. On Election Day, the polls shall be open as designated on Exhibit A.

C. The early voting location is designated in Exhibit B to this Order (which is incorporated herein by reference for all purposes). The individual named as the Early Voting Clerk as designated in Exhibit B is hereby appointed as the Early Voting Clerk to conduct such early voting in the Election. The Early Voting Clerk shall appoint the Deputy Early Voting Clerks. This office or place shall remain open to permit early voting on the days and at the times as stated in Exhibit B. Early voting shall commence as provided on Exhibit B and continue through the date set forth on Exhibit B, all as provided by the provisions of the Texas Election Code, as amended.

Additionally, permanent and/or temporary branch offices for early voting by personal appearance may be established and maintained in accordance with the Texas Election Code. In the event such permanent and/or temporary branch locations are established, information regarding the locations, dates, and hours of operation for early voting at these offices shall be determined by the Superintendent or designee, as identified in Exhibit B hereto.

The District authorizes the County Clerk to establish an Early Voting Ballot Board for the purpose of processing early voting results. The individual designated in Exhibit B as the Presiding Judge of an Early Voting Ballot Board is hereby appointed the Presiding Judge of the indicated Early Voting Ballot Board. The Presiding Judge shall appoint not less than two resident qualified voters of the District to serve as members of each such Early Voting Ballot Board.

SECTION 3: Electronic voting machines may be used in holding and conducting the Election on Election Day; provided, however, in the event the use of such electronic voting machines is not practicable, the Election may be conducted on Election Day by the use of paper ballots (except as otherwise provided in this section). Electronic voting machines or paper ballots may be used for early voting by personal appearance (except as otherwise provided in this section). Pursuant to Section 61.012, as amended, Texas Election Code, the District shall provide at least one accessible voting system in each polling place used in the Election. Such voting system shall comply with Texas and federal laws establishing the requirement for voting systems that permit voters with physical disabilities to cast a secret ballot. Any legally permissible voting method may be used for early voting and Election Day voting by personal appearance. Certain early voting may be conducted by mail.

SECTION 4: The District authorizes the County Clerk to utilize a Central Counting Station (the *Stations*) as provided by Section 127.001, *et seq.*, as amended, Texas Election Code. The County Clerk, or designees thereof, are hereby appointed as the Manager of their respective Stations who will establish a written plan for the orderly operation of the Stations in accordance with the provisions of the Texas Election Code. The Board authorizes the County Clerk, or the designees thereof, to appoint the Presiding Judges, the Tabulation Supervisors, and the Programmers of their respective Stations and may appoint Station clerks as needed or desirable. The County Clerk will publish (or cause to be published) notice and conduct testing on the automatic tabulation equipment.

SECTION 5: The official ballot shall be prepared in accordance with the provisions of the Texas Election Code, as amended, so as to permit voters to vote "FOR" or "AGAINST" the aforesaid proposition which shall appear on the ballot substantially as follows:

OFFICIAL BALLOT

KELTON INDEPENDENT SCHOOL DISTRICT
PROPOSITION A

FOR

AGAINST

THE ISSUANCE OF \$6,000,000 OF BONDS BY THE KELTON INDEPENDENT SCHOOL DISTRICT FOR SCHOOL FACILITIES, PURCHASE OF NEW SCHOOL BUSES, AND THE LEVYING OF THE TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX INCREASE.

SECTION 6: All resident, qualified voters of the District shall be permitted to vote at the Election, and on Election Day, such voters shall vote at the designated polling place. The Election shall be held and conducted in accordance with the provisions of the Texas Election Code, as amended, except as modified by the provisions of the Texas Education Code, as amended, and as may be required by law. To the extent required by law, all election materials and proceedings relating to the Election shall be printed in both English and Spanish.

SECTION 7: A substantial copy of this Order shall serve as proper notice of the Election. This notice, including a Spanish translation thereof, shall be published at least one time in a newspaper of general circulation in the District, with such publication occurring not more than 30 days and not less than 10 days before Election Day. Additionally, this notice, including a Spanish translation thereof, shall be posted (i) on the bulletin board used for posting notices of Board meetings not later than 21 days prior to Election Day, (ii) in three public places within the District's boundaries not later than 21 days prior to Election Day, and (iii) in a prominent location at each polling place on Election Day and during early voting. In addition, during the 21 days prior to Election Day, the District shall, in a prominent manner, maintain such notice on its Internet website. A voter information document for the Proposition will also be posted in the same manner described in the two immediately preceding sentences, except that such documents need not be posted on the bulletin board used for posting notices of meetings of the Board, see Exhibit C hereto.

SECTION 8: As required by and in accordance with Section 3.009(b)(5) through (9) of the Code, the bonds that are the subject of the Election may be issued to mature over a specified number of years not to exceed 40 years; the District, as of its fiscal year beginning September 1, 2021, had outstanding an aggregate principal amount of debt equal to \$1,050,000.00; the aggregate amount of the interest owed on such District debt obligations, through respective maturity, totaled \$38,734.50; and the District levied an ad valorem debt service tax rate for its outstanding debt obligations of \$0.1292 per \$100 of taxable assessed valuation. The District estimates an ad valorem debt service tax rate of \$0.1292 per \$100 of taxable assessed valuation if the bonds that are subject of the Election are approved and are issued (taking into account the outstanding District bonds and bonds that are the subject of this Election, but not future bond authorizations of the District). This is only an estimate provided for Texas statutory compliance and does not serve as a limitation on any District ad valorem debt service tax rate. Based on the bond market conditions on the date of the Board's adoption of this Order, the maximum interest rate for any series of bonds authorized at the Election is 2.5%. 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 15-year period from their respective date of issue. The foregoing estimated maximum net effective interest rate and amortization period are only estimates, provided for Texas statutory compliance; they do not serve as a cap on the per annum interest rate at which any series of bonds authorized at the Election may be sold, or the amortization period for bonds that are the subject of this Election.

SECTION 9: The Board authorizes the President, Board of Trustees, the Superintendent of Schools, or the respective designee of either of such parties, to negotiate and enter election services contracts and/or similar contracts or agreements with the County, acting by and through the County Clerk, and any Participants if desired or if required to comply with applicable law, as permitted and in accordance with the provisions of the Texas Election Code, as amended. In addition, the Board authorizes the President, Board of Trustees, the Superintendent of Schools, or the respective designee of either of such parties to make such technical modifications to this Order that are necessary for compliance with applicable Texas or federal law or to carry out the intent of the Board, as evidenced herein.

SECTION 10: The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Order for all purposes and are adopted as a part of the judgment and findings of the Board.

SECTION 11: 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 shall be and remain controlling as to the matters ordered herein.

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

SECTION 13: 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: If any provision of this Order or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Order and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Board hereby declares that this Order would have been enacted without such invalid provision.

SECTION 15: This Order shall be in force and effect from and after its final passage, and it is so ordered.

* * *

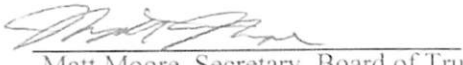
PASSED AND APPROVED, this the 14 day of February 2022.

KELTON INDEPENDENT SCHOOL
DISTRICT



Shawna Hennig, Vice President, Board of Trustees

ATTEST:



Matt Moore, Secretary, Board of Trustees

(DISTRICT SEAL)



[Signature Page to Kelton Independent School District Bond Election Order]

EXHIBIT A

ELECTION DAY PRECINCT AND POLLING LOCATIONS

Election Day: May 7, 2022

Election Day Polling Location open from 7 a.m. to 7 p.m.

District's website: <https://www.keltonisd.net/>

County's website: <https://www.co.wheeler.tx.us/page/wheeler.Elections>

Presiding Judges and Alternates: Linda Calcote

Alternates: Barbra Harris; Margie Conner

Location of Main Polling Place:

Kelton Independent School District

16703 FM 2697

Wheeler, Texas 79096

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EXHIBIT B

EARLY VOTING

Early voting begins Monday, April 25, 2022 and ends on Tuesday, May 3, 2022.

Voters entitled to vote an early ballot by personal appearance may do so at the Kelton ISD site.

Applications for voting by mail should be received no later than the close of business (5:00 p.m.) on Tuesday, April 26, 2022. 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 application so that the early voting clerk receives the original no later than four days after receiving the emailed or faxed copy.

District's website: <https://www.keltonisd.net/>

County's website: <https://www.co.wheeler.tx.us/page/wheeler.Elections>

Early Voting Clerk: Samantha Galvez; Alternate: Sherylene Williams

Presiding Judge of the Early Voting Ballot Board: Margaret Dorman, County Clerk

Alternate Judge of the Early Voting Ballot Board: Bobbie Walker

Early Voting Dates and Times

Monday, April 25, 2022 through Friday, April 29, 2022

8:00 a.m. – 12:00 p.m.

Monday, May 2, 2022 through Tuesday, May 3, 2022

8:00 a.m. – 12:00 p.m.

Main Early Voting Polling Place:

Kelton Independent School District
16703 FM 2697
Wheeler, Texas 79096

Early Voting By Mail:

Applications should be sent to:

Margaret Dorman, County Clerk
Box 465
Wheeler, Texas 79096

EXHIBIT C

VOTER INFORMATION DOCUMENT

KELTON INDEPENDENT SCHOOL DISTRICT - PROPOSITION A

FOR)
) THE ISSUANCE OF \$6,000,000 OF BONDS BY THE KELTON
) INDEPENDENT SCHOOL DISTRICT FOR SCHOOL FACILITIES,
) THE PURCHASE OF NEW SCHOOL BUSES, AND THE LEVYING OF
) THE TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX
) INCREASE.
)
 AGAINST)
)

1. Principal of the debt obligations to be authorized	\$6,000,000
2. Estimated interest for the debt obligations to be authorized	2.5%
3. Estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized	\$7,816,562
4. As of the date of the adoption of the District's Election Order, the aggregate amount of outstanding principal of the District's outstanding debt obligations	\$1,050,000
5. As of the date of the adoption of the District's Election Order, the aggregate amount of outstanding interest on the District's outstanding debt obligations	\$38,734.50
6. As of the date of the adoption of the District's Election Order, the estimated combined principal and interest on the District's outstanding debt obligations	\$1,088,734.50
7. Estimated maximum annual increase in the amount of taxes that would be imposed on a residence homestead in the District with an appraised value of \$100,000 to repay the debt obligations to be authorized, if approved, based upon assumptions made by the governing body of the District. This figure assumes the amortization of the District's debt obligations, including outstanding debt obligations and the proposed debt obligation; use of fund balance, if needed; changes in estimated future appraised values within the District; changes in estimated future appraised values within the political subdivision; and the assumed interest rate on the proposed debt obligations.	\$ 0.00
8. Other information that the District considers relevant or necessary to explain the information	